

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-SIXTH
GENERAL ASSEMBLY**

2015 REGULAR SESSION

Volume I

**PAM JOCHUM, President of the Senate
MICHAEL E. MARSHALL, Secretary of the Senate**

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Des Moines

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EIGHTY-SIXTH GENERAL ASSEMBLY
2015 Regular Session

OFFICERS OF THE SENATE

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ROBERT BIRD, <i>Minority Caucus Research Analyst</i>	Dexter

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SHARON KIMBERLIN, <i>Doorkeeper</i>	Des Moines
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JACK MILLER, <i>Doorkeeper</i>	Des Moines
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CHRISTINE PORTER, <i>Switchboard Operator</i>	Indianola
DALE SCHROEDER, <i>Doorkeeper</i>	Des Moines
KERRY SCOTT, <i>Majority Caucus Research Analyst III</i>	
ERICA SHANNON STUEVE, <i>Admin Assistant to Senate President I</i>	Indianola
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ERICA SHORKEY, <i>Majority Caucus Senior Research Analyst</i>	Des Moines
JULIE T. SIMON, <i>Majority Caucus Senior Research Analyst</i>	Des Moines
KATHY STACHON, <i>Senate Lobbyist Clerk</i>	Des Moines
MAUREEN TAYLOR, <i>Administrative Services Officer I</i>	Des Moines
AARON TODD, <i>Majority Caucus Research Analyst II</i>	
RUSS TRIMBLE, <i>Minority Caucus Senior Research Analyst</i>	West Des Moines
LARISSA WURM, <i>Minority Caucus Communications Director</i>	

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MARK L. WILLEMSSEN, *Senior Facilities Manager* Johnston

ZACHARY L. BUNKERS, *Conservation/Restoration Specialist II* Des Moines

MAC McBRIDE, *Conservation/Restoration Specialist II*

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KATHLEEN BACUS, *Security Officer I* Knoxville

ROBERT CORNWELL, *Security Officer I* Johnston

TIM KNAPP, *Security Officer I*

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RANDY MARCHANT, *Security Officer I*

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KERT SCHNELL, *Security Officer I* Newton

CURTIS SCOTT, *Security Officer I* Waukee

GORDON SKEFFINGTON, *Security Officer I* Waukee

LEO R. SKEFFINGTON, *Security Officer I* Adel

RICHARD TAYLOR, *Security Officer I* Earlham

SHIRLEY ROACH, *Senior Copy Center Operator* Des Moines

BRANDIE GARDINER, *Assistant Copy Center Operator*

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

TERRY E. BRANSTAD, <i>Governor</i>	Des Moines
KIM REYNOLDS, <i>Lieutenant Governor</i>	Osceola
PAUL D. PATE, <i>Secretary of State</i>	Cedar Rapids
MARY MOSIMAN, <i>Auditor of State</i>	Ames
MICHAEL L. FITZGERALD, <i>Treasurer of State</i>	Waukee
BILL NORTHEY, <i>Secretary of Agriculture</i>	Spirit Lake
TOM MILLER, <i>Attorney General</i>	Des Moines

JUSTICES OF THE IOWA SUPREME COURT

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

JUDGES OF THE IOWA COURT OF APPEALS

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

MEMBERS OF THE SENATE

EIGHTY-SIXTH GENERAL ASSEMBLY 2015 Regular Session

(Underlined county indicates the county of residence.)

CHAZ ALLEN

Address Newton
Age 44
Occupation Exec Dir., Jasper Co Economic Development Corp
Political Party Democratic
Previous Legislative Service None
Senatorial District 15-Jasper, Polk

BILL ANDERSON

Address Pierson
Age 37
Occupation Small Business Owner/Policy Advisor, Congressman Steve King
Political Party Republican
Previous Legislative Service Senate: 2011–2014
Senatorial District 3–Plymouth, Woodbury

JERRY BEHN

Address Boone
Age 61
Occupation Farmer/Agribusiness
Political Party Republican
Previous Legislative Service Senate: 1997–2014
Senatorial District 24-Boone, Greene, Hamilton, Story, Webster

RICK BERTRAND

Address Sioux City
Age 45
Political Party Republican
Previous Legislative Service Senate: 2011–2014
Senatorial District 7-Woodbury

TONY BISIGNANO

Address Des Moines
Age 62
Occupation Retired
Political Party Democratic
Previous Legislative Service House: 1987–1992; Senate: 1993–1996
Senatorial District 17-Polk

JOE BOLKCOM

Address Iowa City
 Age 58
 Occupation Outreach Dir., UI Center for Global and Regional
 Environmental Research and Iowa Flood Center
 Political Party Democratic
 Previous Legislative Service Senate: 1999–2014
 Senatorial District 43–Johnson

TOD BOWMAN

Address Maquoketa
 Age 49
 Occupation Educator
 Political Party Democratic
 Previous Legislative Service Senate: 2011–2014
 Senatorial District 29–Dubuque, Jackson, Jones

CHRIS BRASE

Address Muscatine
 Age 52
 Occupation Firefighter/Paramedic
 Political Party Democratic
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 46–Muscatine, Scott

MICHAEL BREITBACH

Address Strawberry Point
 Age 58
 Occupation Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 28–Allamakee, Clayton, Fayette, Winneshiek

JAKE CHAPMAN

Address Adel
 Age 30
 Occupation Businessman/EMT
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 10–Adair, Cass, Dallas, Guthrie, Polk

MARK CHELGREN

Address Ottumwa
 Age 46
 Occupation Entrepreneur
 Political Party Republican
 Previous Legislative Service Senate: 2011–2014
 Senatorial District 41–Davis, Jefferson, Van Buren, Wapello

MARK COSTELLO

Address Imogene
 Age 53
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 12–Fremont, Mills, Montgomery, Page

THOMAS G. COURTNEY

Address Burlington
 Age 67
 Occupation Retired
 Political Party Democratic
 Previous Legislative Service Senate: 2003–2014
 Senatorial District 44–Des Moines, Louisa, Muscatine

JEFF DANIELSON

Address Cedar Falls
 Age 44
 Occupation Career Firefighter, City of Cedar Falls
 Political Party Democratic
 Previous Legislative Service Senate: 2005–2014
 Senatorial District 30–Black Hawk

DICK L. DEARDEN

Address Des Moines
 Age 76
 Occupation Retired Job Developer–5th Judicial District
 Political Party Democratic
 Previous Legislative Service Senate: 1995–2014
 Senatorial District 16–Polk

BILL DIX

Address Shell Rock
 Age 52
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 1997–2007; Senate: 2011–2014
 Senatorial District 25–Butler, Grundy Hardin, Story

WILLIAM A. DOTZLER, JR.

Address Waterloo
 Age 67
 Occupation Retired–John Deere
 Political Party Democratic
 Previous Legislative Service House: 1997–2002; Senate: 2003–2014
 Senatorial District 31–Black Hawk

ROBERT E. DVORSKY

Address Coralville
 Age 66
 Occupation Retired Executive Officer–Community Based Corrections
 Political Party Democratic
 Previous Legislative Service House: 1987–1993; Senate: 1994*–2014
 Senatorial District 37–Cedar, Johnson, Muscatine
 *Elected in special election held on February 22, 1994.

RANDY FEENSTRA

Address Hull
 Age 46
 Occupation Finance and Insurance–Iowa State Bank/ Adjunct Professor
 Political Party Republican
 Previous Legislative Service Senate: 2009–2014
 Senatorial District 2–Cherokee, O'Brien, Plymouth, Sioux

JULIAN B. GARRETT

Address Indianola
 Age 74
 Political Party Republican
 Previous Legislative Service House: 2011–2013*; Senate: 2013–2014
 Senatorial District 13–Madison, Warren
 *Elected to the Senate in special election held on November 19, 2013.

MICHAEL E. GRONSTAL

Address Council Bluffs
 Age 65
 Political Party Democratic
 Previous Legislative Service House: 1983–1984; Senate: 1985–2014
 Senatorial District 8–Pottawattamie

DENNIS GUTH

Address Klemme
 Age 59
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 4–Emmet, Hancock, Kossuth, Winnebago, Wright

RITA HART

Address Wheatland
 Age 58
 Occupation Farmer
 Political Party Democratic
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 49–Clinton, Scott

ROBERT M. HOGG

Address Cedar Rapids
 Age 48
 Occupation Attorney
 Political Party Democratic
 Previous Legislative Service House: 2003–2006; Senate: 2007–2014
 Senatorial District 33–Linn

WALLY E. HORN

Address Cedar Rapids
 Age 81
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1973–1982; Senate: 1983–2014
 Senatorial District 35–Linn

PAM JOCHUM

Address Dubuque
 Age 60
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1993–2008; Senate: 2009–2014
 Senatorial District 50–Dubuque

DAVID JOHNSON

Address Ocheyedan
 Age 64
 Occupation Fmr Dairy Herdsman/ Newspaper Owner-Editor/
 Polar Research/Agribusiness
 Political Party Republican
 Previous Legislative Service House: 1999–2002; Senate: 2003–2014
 Senatorial District 1–Clay, Dickinson, Lyon, Osceola, Palo Alto

TIM L. KAPUCIAN

Address Keystone
 Age 58
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2009–2014
 Senatorial District 38–Benton, Iowa, Poweshiek

KEVIN KINNEY

Address Oxford
 Age 51
 Occupation Retired Deputy Sheriff
 Political Party Democratic
 Previous Legislative Service None
 Senatorial District 39–Johnson, Keokuk, Washington

TIM KRAAYENBRINK

Address Fort Dodge
 Age 55
 Occupation Investment Advisor
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 5–Calhoun, Humboldt, Pocahontas, Webster

LIZ MATHIS

Address..... Cedar Rapids
 Age..... 57
 Occupation Business Owner
 Political Party Democratic
 Previous Legislative Service Senate: 2012*–2014
 Senatorial District 34–Linn
 *Elected in special election held on November 8, 2011.

MATT McCOY

Address..... Des Moines
 Age..... 49
 Occupation Owner of Resource Development Consultants (RDC)
 Political Party Democratic
 Previous Legislative Service House: 1993–1996; Senate: 1997–2014
 Senatorial District 21–Polk, Warren

JANET PETERSEN

Address..... Des Moines
 Age..... 44
 Occupation Marketing Communications Consultant
 Political Party Democratic
 Previous Legislative Service House: 2001–2012; Senate: 2013–2014
 Senatorial District 18–Polk

HERMAN C. QUIRMBACH

Address..... Ames
 Age..... 64
 Occupation Associate Professor of Economics–Iowa State University
 Political Party Democratic
 Previous Legislative Service Senate: 2003–2014
 Senatorial District 23–Story

AMANDA RAGAN

Address..... Mason City
 Age..... 60
 Occupation Executive Dir. of Community Kitchen N Iowa/
 Executive Dir. of Meals on Wheels
 Political Party Democratic
 Previous Legislative Service Senate: 2002*–2014
 Senatorial District 27–Butler, Cerro Gordo, Franklin
 *Elected in special election held on March 12, 2002.

KEN ROZENBOOM

Address Oskaloosa
 Age 63
 Occupation Farmer/Ag Business
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 40–Appanoose, Mahaska, Marion, Monroe, Wapello

CHARLES SCHNEIDER

Address West Des Moines
 Age 41
 Occupation Counsel–Principal Financial Group
 Political Party Republican
 Previous Legislative Service Senate: 2013*–2014
 Senatorial District 22–Dallas, Polk

*Elected in special election held on December 11, 2012.

BRIAN SCHOENJAHN

Address Arlington
 Age 65
 Occupation Legislator/EMT–Arlington Fire Department
 Political Party Democratic
 Previous Legislative Service Senate: 2005–2014
 Senatorial District 32–Black Hawk, Bremer, Buchanan, Fayette

JASON SCHULTZ

Address Schleswig
 Age 42
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2009–2013
 Senatorial District 9–Crawford, Harrison, Ida, Monona, Shelby, Woodbury

MARK SEGEBART

Address Vail
 Age 64
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 6–Audubon, Buena Vista, Carroll, Crawford, Sac

JOE M. SENG

Address Davenport
 Age 68
 Occupation Veterinarian
 Political Party Democratic
 Previous Legislative Service House: 2001–2002; Senate: 2003–2014
 Senatorial District 45–Scott

TOM SHIPLEY

Address Nodaway
 Age 61
 Occupation Cattle Nutrition Industry
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 11–Adams, Cass, Pottawattamie, Union

AMY SINCLAIR

Address Allerton
 Age 39
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 14–Clarke, Decatur, Jasper, Lucas
 Marion, Wayne

ROBY SMITH

Address Davenport
 Age 37
 Occupation Small Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2011–2014
 Senatorial District 47–Scott

STEVEN J. SODDERS

Address State Center
 Age 45
 Occupation Deputy Sheriff
 Political Party Democratic
 Previous Legislative Service Senate: 2009–2014
 Senatorial District 36–Black Hawk, Marshall, Tama

RICH TAYLOR

Address Mt Pleasant
 Age 60
 Occupation Master HVAC/R Technician/Master Electrician
 Political Party Democratic
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 42–Henry, Jefferson, Lee, Washington

JACK WHITVER

Address Ankeny
 Age 34
 Occupation Business Owner/Attorney
 Political Party Republican
 Previous Legislative Service Senate: 2011*–2014
 Senatorial District 19–Polk

*Elected in special election held on January 18, 2011.

MARY JO WILHELM

Address Cresco
 Age 60
 Occupation Appraiser
 Political Party Democratic
 Previous Legislative Service Senate: 2009–2014
 Senatorial District 26–Cerro Gordo, Chickasaw, Floyd, Howard,
 Mitchell, Winneshiek, Worth

BRAD ZAUN

Address Urbandale
 Age 53
 Occupation Director–Master Dowel/Directory–Grapnel Tech Services
 Political Party Republican
 Previous Legislative Service Senate: 2005–2014
 Senatorial District 20–Polk

DAN ZUMBACH

Address Ryan
 Age 54
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2014
 Senatorial District 48–Buchanan, Delaware, Jones, Linn

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 12, 2015

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the 2015 Regular Session of the Eighty-sixth General Assembly convened at 10:01 a.m., and the Senate was called to order by President Jochum.

Prayer was offered by Sister Marge Clark, formerly of Clarke University and a member of the Order of the Blessed Virgin Mary. She was the guest of Senator Jochum.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senator Courtney.

OPENING REMARKS BY THE PRESIDENT OF THE SENATE

President Jochum addressed the Senate with the following remarks:

Good morning.

Welcome to the 2015 session of the 86th General Assembly of the Iowa Legislature. I especially want to welcome the 7 new members of the Senate: Senators Chaz Allen, Mark Costello, Kevin Kinney, Tim Kraayenbrink, Jason Schultz, Tom Shipley and Senator Tony Bisignano, who is returning to the Senate.

Thank you for the commitment to public service that led your family, friends and neighbors to send you to serve them and represent all the people of our great state in the Iowa Senate.

My final thank you is for the honor of serving as President of the Senate.

I pledge to work with every member of the Senate with an open door policy. As State Senators, we have a responsibility to lead honorably with our words and our actions; as leaders we have a duty to set an example on how to solve problems in spite of our differences.

With the *Golden Rule* as our guide—to treat others as we want to be treated—we will succeed. As Henry Ford once said, “Coming together is a beginning, staying together is progress, and working together is success.”

Since Iowa voters created divided government, only ideas that have or can gain bipartisan support will become law.

The question is: How do we move forward despite our real differences?

Let’s begin by aiming higher than the partisan debates that divide us.

Let’s begin by listening and talking TO each other rather than OVER each other.

Let’s begin by setting our sights on goals that are supported by all Iowans and will make a real difference in Iowa’s future.

After all, that is how we reached agreement on the Earned Income Tax Credit, commercial property tax reform, skilled worker programs, and the Iowa Health And Wellness Plan, to mention just a few initiatives from the recent past.

Here’s our challenge: We need to craft a balanced budget that is fair to all Iowans. The budget is our plan for the future. The budget is proof of our commitment to the people and policies we claim to believe in.

And, the budget must help us build an economy that works for everyone.

That means jobs that support families. According to the recent Batelle Report, Iowa’s workers outperform the national average on productivity, but their wages are twenty-three percent below the national average.

Subsequently, too many IOWANS are being left behind, and those who are impacted the most are our children.

For too long, the well-being of children has been considered a “woman’s issue.” It is not just a “woman’s issue”. It is an American issue. It is an Iowan issue.

Today, forty-one percent of Iowa’s children under the age of 6 live in low income households. Children who grow up in poverty are more likely to have persistent health issues, are less successful in school, and have lower incomes throughout their lives.

If that’s the likely future for 41% of future Iowans, that spells trouble for our economy and for all Iowans.

However, if those same kids have good health care and extra help in school, almost all of the predicted disadvantages go away.

Iowans have always risen to the challenges we face. For example, the Healthy and Well Kids of Iowa (HAWK-I) health insurance program was begun and then repeatedly funded by bipartisan legislative majorities. It was implemented by Republican and Democratic Governors: Branstad, Vilsack, and Culver. As a result of those efforts, Iowa children have fewer health problems, incur lower health care costs, and are doing better in school.

Those benefits will last throughout their lives. That’s the sort of outcome that brings people together.

Here are three ways we can come together to help Iowa’s children.

First, continue opening doors to education.

Let’s freeze in-state undergraduate tuition for a third year. This will encourage more Iowa students to get their college degree and help reduce college debt.

Let’s restore bipartisan consensus to support our local PreK-12 students. The legislators who filled this chamber in years past, Democrats and Republicans, would be appalled to learn that Iowa has fallen to 37th in the nation in per pupil funding.

Those former Iowa senators knew long ago that great local schools are the best, most certain path to economic prosperity and to prepare our youth to be responsible citizens, and life-long learners.

While we can't predict which industries will produce the best jobs of the future, it is obvious that those industries will need innovative, educated workers who can solve problems and adapt to changing conditions.

That's why the Iowa Legislature voted 40 years ago to put students first when writing the state budget. That's why state law REQUIRES us to set school funding 18 months in advance.

In recent years, that law has been ignored and that hurts our kids. That's why our state now invests \$1700 LESS per student than the national average.

It is easy to fix this problem. All we have to do is follow the law.

Let's open the school door wider for our youngest children and focus our investment where and when it counts most, from birth to five years old. It is in those first five years when the foundation for learning is laid.

The best research suggests that early childhood education provides more than eight and a half dollars for every dollar invested. It helps narrow the achievement gap and results in lifelong benefits, like a boost in earnings later in life. That was the conclusion of Governor Branstad's 2011 education summit. It is time that early childhood education be available to every four year old.

And finally, quality, affordable childcare is still lagging in most of our communities as is the successful First Five initiative that helps detect and help prevent mental health and developmental problems among young children.

These are not partisan issues. These are the kids growing up in our communities right now. The young boys and girls who will become Iowa's future workers, parents, and civic leaders.

If we believe in the words of Iowa's native son, President Hoover, when he said, "children are our most precious resource;" if we believe that there are extraordinary possibilities in ordinary people, then what are we waiting for? Let's unleash the extraordinary possibilities in our most precious resource--our children.

Thank you.

REMARKS BY THE MINORITY LEADER

Senator Dix addressed the Senate with the following remarks:

Madam President,

I am proud and honored to stand here today to speak with my fellow legislators and to Iowans.

A few weeks ago many of us began making plans for 2015. Speaking with friends, they began sharing their New Year's resolutions. Some spoke of cutting back on sweets, exercising more, spending more time with family, and saving up for a family trip. There was not a bad idea mentioned, and I thought about how to apply those ideas to myself and my family.

I have to admit, it probably would not hurt to exercise more, and I enjoy the time I spend with Gerri and the kids—and I know I should set aside more time to do exactly that. As I thought more about it, my family and friends are much like yours in this chamber. They are working hard to meet their financial obligations, provide a good home for their children, while trying to save for a family trip or rainy day.

Shortly after Christmas, having my morning coffee I kept thinking about these New Year's resolutions. I shared with Gerri my plans to get into better shape, spend time with her and the kids and come to the Capitol and fight for families like mine, yours and our neighbors and friends across the state to create a legacy of opportunity for every Iowan.

Speaking with my fellow Senate Republicans, we resolve again this year to be fiscally responsible with the taxpayers' money, ensure every child has access to a world class education, honor the commitments we have passed in this chamber, and lift up those with middle incomes. But even as I say that, I realize that some resolutions are simply more important than others. The treadmill may begin collecting dust in February, and the Kit Kat could return to the morning routine in March. But Senate Republicans are resolved—no, committed—to fight for what is right to move our great state forward. We have seen those successes in the past such as eliminating the state income tax on military pensions and social security and education reform.

Iowa's unemployment is near pre-recession levels. A billion dollar deficit is memory. Teacher pay has increased. Commercial property tax relief is now a reality. None of this occurred with a snap of a finger and hoping for the best. With foresight and collaboration, we made this happen.

It is vital we maintain this foresight and ability to work together to rein in spending and keep our state on a strong financial footing. Sitting around the table, Iowa families prioritize their spending to ensure they are not adding to their credit card debt. We face a challenging budget year, and Iowans expect their legislators also to prioritize—particularly when it comes to spending their money and passing debt onto their children and grandchildren.

As a legislative body, we face some tough decisions when it comes to prioritizing spending and making necessary cuts. I believe this body has the resolve to work together to rein in spending, make cuts and reduce the size of government and lift up all Iowans in the process by reducing their tax burdens.

We must be aggressive in our focus on growing our economy. A competitive tax structure is advantageous in expanding our skilled workforce and creating new career opportunities. Senate Republicans know we must reduce the regulatory and tax burdens on job creators. Significant tax relief emboldens businesses, which leads to job creation, bolsters Iowa's economy and leads to increases in state revenues.

With the reform packages passed in 2013, we must be mindful in our work when it comes to budgeting. It is important we maintain fiscally responsible budgeting practices while ensuring commitments we made to Iowans regarding education and property tax reform are met. Shirking this responsibility in favor of simply raising taxes would be a betrayal of the trust of the voters who elected us. Spending money we do not have would be worse: a betrayal of the next generation as we hand them the tab for our irresponsibility.

Senate Republicans pledge our resolve to work to create a legacy of opportunity for all Iowans. We are willing to work with Senate Democrats to make this vision a reality. After all, that is the government Iowans expect, the representation they deserve and the leadership they elected us to provide.

Let's make it Happen!

REMARKS BY THE MAJORITY LEADER

Senator Gronstal addressed the Senate with the following remarks:

I want to welcome the legislators, staff, the news media and our guests to the Senate today. We should all be honored for the opportunity we have to be part of leading the great state of Iowa.

The focus of the 2015 session must be Iowa's middle class.

While some Iowans have benefitted during the recovery from the Great Recession, Iowa's middle class has been largely left out.

Stagnating wages.

Higher student debt.

Slow job growth.

Thousands of workers who need 21st Century skills.

So many Iowa families are struggling financially that it hurts Iowa's economy.

There are fewer dollars in circulation in our communities. And the businesses in our small towns have fewer customers.

What Iowa needs is a larger middle class. More Iowans with access to good jobs, great schools, affordable child care, health care, and housing; and the ability to retire with dignity.

Given that, the most important question facing Iowa legislators is how will we help Iowa's middle class?

Here's a good start.

Local school funding that will continue improvements in student achievement and teacher quality

Freezing tuition for in-state students at our state universities for a third year in a row.

Making sure Iowa workers are paid what they are owed.

Boosting opportunities for worker training programs at community colleges.

Giving Iowa companies the first crack at state contracts.

Continuing to balance the state budget.

My hope for the 2015 session of the Iowa Legislature is that members of the Iowa House and Senate—Republicans and Democrats—will focus on what's best for Iowa's middle class...and for Iowans struggling to join the middle class.

I want to thank Governor Branstad for his commitment to start following the law on school funding. Last week, the governor told reporters that in his speech tomorrow he WILL, in contrast to previous years, offer proposals to fund Iowa's local schools for this year and the next.

That is a welcome change of course.

Governor Branstad and House Republicans have repeatedly REFUSED to follow Iowa's law REQUIRING school funding to be decided FIRST, before the rest of the budget.

As a result, we are currently almost a year late in setting the 2015–2016 school year budget.

And Iowa has fallen to 37th in the nation in per pupil spending!

Thank goodness Iowa student achievement still ranks far higher than that.

We can thank Iowa students, parents and educators for that.

In the long run, you get what you pay for...and we aren't paying for world class schools.

So, it was great to hear that Governor Branstad is adopting a new approach to education.

His next words, however, were a disappointment.

Governor Branstad predicted Democrats would be disappointed.

Wrong, wrong, wrong.

That comment shows exactly why school funding has become a mess here in Iowa.

Let me spell it out. Education funding is not, and should never be, primarily about partisan politics. NEVER.

That hasn't been Iowa's history, and if education DOES become a partisan issue in Iowa, it will spell disaster for our state's future.

Governor, the people you should be MOST concerned about disappointing are Iowa's parents, teachers, school administrators, school boards and community leaders.

Governor, you need to focus on the Iowa families for whom the doors to the local school are the doorways to a better life for their children.

Governor, don't disappoint Iowa communities who depend on great local schools to help attract new businesses and new residents.

Governor, don't disappoint everyone in this state who wants Iowa to fully recover from the Great Recession so we become the prosperous state we once were.

I've often said that successful legislative work is about finding common ground.

If we don't find common ground between the Senate, the House and the Governor, Iowa won't move forward.

Finding common ground often isn't easy. By definition, you don't get things your own way

Here's what keeps me going. Here's what prevents me from giving up when it appears common ground is impossible to find.

Our state is at a critical point in history. Iowans are struggling financially, they are worried about the future, and they are depending on us.

Let's all agree the election is over, and it is too early to start the next campaign.

It's time to focus on the things we CAN agree on.

If we put the needs of Iowa's citizens ahead of narrow, partisan politics, we WILL find that common ground and this session will make a positive contribution to the state we all love.

Thank you.

APPOINTMENT OF SECRETARY OF THE SENATE

Senator Gronstal moved that Michael E. Marshall be appointed as Secretary of the Senate.

The motion prevailed by a voice vote, and Mr. Marshall appeared before the rostrum and was duly sworn to the oath of office.

ADOPTION OF TEMPORARY RULES AND TEMPORARY COMPENSATION

Senator Gronstal moved that the rules of the Senate adopted by the Eighty-fifth General Assembly and provisions for compensation adopted by the Eighty-fifth General Assembly be adopted as the temporary rules and temporary compensation provisions for the 2015 Session of the Eighty-sixth General Assembly.

The motion prevailed by a voice vote.

COMMITTEE ON CREDENTIALS

Senator Gronstal moved that a committee of five be appointed as a committee on credentials.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Danielson, Chair; Brase, Mathis, Schneider, and Guth.

The Senate stood at ease at 10:31 a.m.

The Senate resumed session at 10:34 a.m.

REPORT OF THE COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the persons named in the attached copy of the certification of the Secretary of State duly elected to and entitled to seats in the Senate for the Eighty-sixth General Assembly.

JEFF DANIELSON, Chair
CHRIS BRASE
LIZ MATHIS
DENNIS GUTH

STATE OF IOWA

Office of the
Secretary Of State
CERTIFICATION

To the Honorable Secretary of the Senate:

I, MATT SCHULTZ, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the state, do hereby certify that the State Canvassing Board has declared that at the General Election held on November 4, 2014, each of the following named persons was duly elected to the office of State Senator for the term of four years to represent the designated districts beginning on the second day of January, 2015:

DISTRICTS

First David Johnson
Third Bill Anderson
Fifth Tim Kraayenbrink
Seventh..... Rick Bertrand

Ninth.....	Jason Schultz
Eleventh	Tom Shipley
Thirteenth	Julian B. Garrett
Fifteenth	Chaz Allen
Seventeenth.....	Tony Bisignano
Nineteenth.....	Jack Whitver
Twenty-first.....	Matt McCoy
Twenty-third	Herman C. Quirmbach
Twenty-fifth.....	Bill Dix
Twenty-seventh.....	Amanda Ragan
Twenty-ninth.....	Tod R. Bowman
Thirty-first.....	Bill Dotzler
Thirty-third	Robert M. Hogg
Thirty-fifth.....	Wally E. Horn
Thirty-seventh.....	Robert E. Dvorsky
Thirty-ninth.....	Kevin Kinney
Forty-first	Mark Chelgren
Forty-third.....	Joe Bolkcom
Forty-fifth	Joe M. Seng
Forty-seventh.....	Roby Smith
Forty-ninth.....	Rita Hart

I FURTHER CERTIFY that the State Canvassing Board has declared that at the General Election held on November 6, 2012, each of the following named persons was duly elected to the office of State Senator for the term of four years to represent the designated districts beginning on the second day of January, 2013:

DISTRICTS

Second.....	Randy Feenstra
Fourth.....	Dennis Guth
Sixth	Mark Segebart
Eighth.....	Michael E. Gronstal
Tenth	Jake Chapman
Twelfth	Vacant
Fourteenth	Amy Sinclair
Sixteenth	Dick L. Dearden
Eighteenth.....	Janet Petersen
Twentieth	Brad Zaun
Twenty-second	Charles Schneider
Twenty-fourth	Jerry Behn
Twenty-sixth	Mary Jo Wilhelm
Twenty-eighth.....	Michael Breitbach
Thirtieth	Jeff Danielson
Thirty-second	Brian Schoenjahn
Thirty-fourth	Liz Mathis
Thirty-sixth	Steve Soddors
Thirty-eighth.....	Tim Kapucian
Fortieth.....	Ken Rozenboom
Forty-second.....	Rich Taylor
Forty-fourth.....	Thomas G. Courtney

Forty-sixth..... Chris Brase
 Forty-eighth..... Dan Zumbach
 Forty-ninth..... Rita Hart
 Fiftieth..... Pam Jochum

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this thirty-first day of December, 2014.

MATT SCHULTZ
 Secretary of State

REPORT OF THE COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the person named in the attached copy of the certification of the Secretary of State duly elected to and entitled to seats in the Senate for the Eighty-sixth General Assembly.

JEFF DANIELSON, Chair
 CHRIS BRASE
 LIZ MATHIS
 DENNIS GUTH

STATE OF IOWA

Office of the
Secretary Of State
 CERTIFICATION

To the Honorable Secretary of the Senate:

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 December 30, 2014, the following named person was duly elected to the office of State Senate to represent District 12 for the residue of the term ending on January 2, 2017:

DISTRICT

Twelfth.....Mark Costello

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this twelfth day of January, 2015.

Paul D. Pate
 Secretary of State

On motion of Senator Danielson, the reports were adopted by a voice vote, and the duly elected senators appeared before the bar of the Senate, were duly sworn, and subscribed their names to the oath of office.

ELECTION OF PRESIDENT

Senator Gronstal placed in nomination the name of Senator Pam Jochum of Dubuque as a candidate for the office of President of the Senate for the Eighty-sixth General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Jochum was unanimously elected by a voice vote.

Senator Jochum was administered the oath of office by Chief Justice Mark S. Cady.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Gronstal placed in nomination the name of Senator Steven J. Soddors of Marshall County as a candidate for the office of President Pro Tempore for the Senate for the Eighty-sixth General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Soddors was unanimously elected by a voice vote.

The Chair announced that Senator Soddors had been elected President Pro Tempore of the Eighty-sixth General Assembly.

Senator Soddors appeared, took the oath of office, and was congratulated and presented to the Senate by President Jochum.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Gronstal moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Bowman, Chair; Hart and Anderson.

COMMITTEE FROM THE HOUSE

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

COMMITTEE TO NOTIFY THE HOUSE

Senator Gronstal moved that a committee of three be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Bisignano, Chair; Horn and Schultz.

SPECIAL GUESTS

President Jochum introduced to the Senate chamber the Honorable Pat Deluhery, former member of the Senate from Scott County, Davenport, Iowa; the Honorable Dennis H. Black, former member of the Senate from Jasper County, Grinnell, Iowa; and the Honorable William Heckroth, former member of the Senate from Bremer County, Waverly, Iowa.

The Senate rose and expressed its welcome.

ASSIGNMENT OF PRESS SEATS

Senator Gronstal moved that the Secretary of the Senate be authorized to assign seats for the use of representatives of the news media and that appropriate badges be provided for the use by those representatives.

The motion prevailed by a voice vote.

SPECIAL GUEST

President Jochum introduced to the Senate chamber Attorney General Tom Miller.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:54 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 11:00 a.m., President Jochum presiding.

APPOINTMENT OF PERMANENT OFFICERS AND EMPLOYEES

Senator Gronstal asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as permanent officers and employees of the Senate for the 2015 Session of the Eighty-sixth General Assembly:

Secretary of the SenateMichael E. Marshall

Administrative

Administrative Services Officer III K'Ann Brandt
Administrative Services Officer IMaureen Taylor
Administrative Services Officer Michelle Bauer

Finance

Senior Finance Officer IIILois Brownell
Administrative Services Officer I Betty Shea

Indexing

Administrative Services Officer III Kathy Olah

Journal

Administrative Services Officer IIAngela Cox
Administrative Services OfficerJennifer Beminio

Legal Counsel's Office

Assistant Secretary of the Senate III Janet Hawkins
Administrative Services Officer Jesse Hughes

President of the Senate's Office

Sr. Administrative Assistant to President II Kris Bell
Administrative Assistant to President I Erica Shannon Stueve

Democratic Caucus

Sr. Administrative Assistant to Leader II..... Eric Bakker
Sr. Administrative Assistant to Leader II.....Debbie Kattenhorn
Sr. Caucus Staff Director Ron Parker
Sr. Legislative Research Analyst..... Bridget Godes
Sr. Legislative Research Analyst..... Theresa Kehoe
Sr. Legislative Research Analyst..... Rusty Martin
Sr. Legislative Research Analyst..... Erica Shorkey
Sr. Legislative Research Analyst..... Julie Simon
Legislative Research Analyst III Catherine Engel
Legislative Research Analyst III Sue Foecke
Legislative Research Analyst III Jace Mikels
Legislative Research Analyst III Kerry Scott
Legislative Research Analyst II Aaron Todd

Republican Caucus

Sr. Administrative Assistant to Leader II..... Edward Failor
Administrative Assistant to Leader I..... Chris Dorsey
Caucus Staff Director Eric Johansen
Sr. Legislative Research Analyst..... Thomas Ashworth
Sr. Legislative Research Analyst..... Pamela Dugdale
Sr. Legislative Research Analyst..... Jim Friedrich
Sr. Legislative Research Analyst Russ Trimble
Legislative Research Analyst III Josh Bronsink
Legislative Research Analyst I Gannon Hendrick
Legislative Research Analyst..... Bob Bird
Legislative Research Analyst..... Larissa Wurm

Sergeant-at-Arms

Sergeant-at-Arms Jerry Carlson
Doorkeeper Linda Flaherty
Doorkeeper Sharon Kimberlin
Doorkeeper Robert Langbehn
Doorkeeper Frank Loeffel
Doorkeeper Jack Miller
Doorkeeper Dale Schroeder

Services

Bill Clerk	Jay Mosher
Switchboard Operator	Jo Ann Larson
Switchboard Operator	Christine Porter
Postmistress	Leila Carlson
Lobbyist Clerk	Kathy Stachon

MICHAEL E. GRONSTAL, Chair

Senator Gronstal moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Bowman reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Bisignano reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

APPOINTMENT OF SENATE SECRETARIES

Senator Gronstal asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as secretaries to senators for the 2015 Session of the Eighty-sixth General Assembly:

APLING, Chris	DOTZLER, William
ARNDT, Kathryn	FEENSTRA, Randy
ARNOLD, Justin	WHITVER, Jack
BECKER, Diane	SCHNEIDER, Charles

BIDDIX, Monica	BRASE, Chris
CHRISTENSON, Bob	SODDERS, Steve
CLAUSE, Molly	MATHIS, Liz
COURTNEY, Nancy	COURTNEY, Thomas G.
DVORSKY, Ann	DVORSKY, Robert
ELLIOTT, Judith	GRONSTAL, Michael E.
GARRETT, Nancy	GARRETT, Julian
GEDDES, Susan	ROZENBOOM, Ken
GOTTSCHALK, Kylie	KINNEY, Kevin
GRANGER, Ashley	DIX, Bill
GROVER, Jodi	SCHOENJAHN, Brian
GUTH, Margaret	GUTH, Dennis
HAWS, Claire	PETERSEN, Janet
HARTKOPF, Brad	COSTELLO, Mark
HILDRETH, Theresa	KRAAYENBRINK, Tim
HOEPPNER, Rebecca	QUIRMBACH, Herman
JOYNT, Mary Anne	BOWMAN, Tod
HUHN, Marce	BEHN, Jerry
KRESSER, Mary	SENG, Joe
KRIEGEL, Tammy	KAPUCIAN, Tim
McCUNE, Lindsey	HOGG, Robert
MOORE, Sarah	CHAPMAN, Jake
MURRAY, Logan	ANDERSON, Bill
PAULEY, Sam	RAGAN, Amanda
PETERSON, Kathy	DANIELSON, Jeff
PETERSON, Phyllis	HORN, Wally
PITTS, Adam	BERTRAND, Rick
PROTZMANN, Kevin	WILHELM, Mary Jo
SANCHEZ, Nick	BOLKCOM, Joe
SEVERN, Alex	JOHNSON, David
SIELEMAN, Emily e	SHIPLEY, Tom
SIELEMAN, Maxine	SEGEBART, Mark
SINCLAIR, Evan	SINCLAIR, Amy
SMITH, Blake	CHELGREN, Mark
TAYLOR, Annette	TAYLOR, Rich
TENNER, Katherine	ZUMBACH, Dan
VAN DE KROL, Taylor	JOCHUM, Pam
VANDER HART, Cheryl	SCHULTZ, Jason
WARD, Bob	BISIGNANO, Tony
WASHBURN, Morgan	HART, Rita
WASTA, Daniel	ALLEN, Chaz
WENGERT, Joanne	DEARDEN, Dick
WILLEY, Barbara	BREITBACH, Michael
ZAUN, Dede	ZAUN, Brad
ZENTI, Christian	McCOY, Matt

MICHAEL GRONSTAL, Chair

Senator Gronstal moved the adoption of the report and the appointment of the Senate secretaries.

The motion prevailed by a voice vote, and the foregoing Senate secretaries appeared before the bar of the Senate and were duly sworn.

APPOINTMENT OF PAGES

Senator Gronstal asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as pages for the Senate for the 2015 Session of the Eighty-sixth General Assembly:

Austin Allaire, Cambridge
Emily Bray, Clinton
Noah Canady, Muscatine
Claire Eide, Des Moines
Lauren Gentile, Ames
Kenten Kingsbury, Lawton
Nathan Paulsen, Durant
Isabelle Pierotti, Cumming
Sally Ropes, Pella
Lauren Rowley, Urbandale
Matthew Voss, Atkins

MICHAEL GRONSTAL, Chair

Senator Gronstal moved the adoption of the report and the appointment of the Senate pages.

The motion prevailed by a voice vote, and the foregoing Senate pages appeared before the bar of the Senate and were duly sworn to their oaths of office.

COMMITTEE ON MILEAGE

Senator Gronstal moved that a committee of four be appointed as the committee on mileage.

The motion prevailed by a voice vote, and the Chair appointed as such committee Senators Dearden, Chair; Quirmbach, Kapucian, and Behn.

MOTION ON CHAPLAINS

Senator Gronstal moved that Secretary of the Senate be authorized to coordinate the scheduling of chaplains for the Senate during the Eighty-sixth General Assembly, which motion prevailed by a voice vote.

TELLERS FOR JOINT CONVENTION

Senator Gronstal moved that a committee of three be appointed tellers to assist in the canvassing of the vote for Governor and Lieutenant Governor at a joint convention to be held for that purpose.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Petersen, Chief Teller; Allen and Chelgren, Assistant Tellers.

SELECTION OF SEATS

The Chair announced the next order of business would be the selection of seats.

Senator Gronstal moved that the holdover and re-elected senators who participated in seat selection in 2014 be granted the privilege of selecting new seats in order of seniority from unassigned seats; that the re-elected senators first elected during the 2014 session be granted the privilege of selecting their seats from the unassigned seats according to their seniority; that former members of the House of Representatives be granted the privilege of selecting their seats from the unassigned seats according to seniority; and that first, the Majority Floor Leader and the Minority Floor Leader be permitted to select their seats.

The motion prevailed by a voice vote.

Senator Gronstal asked and received unanimous consent for Senator elect Dix to select his seat.

The motion prevailed by a voice vote.

The Secretary of the Senate called the roll, and seat selections were made as follows:

<u>NAME</u>	<u>SEAT NO.</u>
Allen of Jasper	17
Anderson of Woodbury	46
Behn of Boone	40
Bertrand of Woodbury	44
Bisignano of Polk	19
Bolkcom of Johnson	31
Bowman of Jackson	07
Brase of Muscatine	23
Breitbach of Clayton	14
Chapman of Dallas	16
Chelgren of Wapello.....	10
Costello of Mills	18
Courtney of Des Moines	35
Danielson of Black Hawk	01
Dearden of Polk.....	37
Dix of Butler.....	36
Dotzler of Black Hawk.....	05
Dvorsky of Johnson.....	49
Feenstra of Sioux	42
Garrett of Warren	20
Gronstal of Pottawattamie.....	41
Guth of Hancock	22
Hart of Clinton.....	13
Hogg of Linn.....	47
Horn of Linn.....	43
Jochum of Dubuque.....	27
Johnson of Osceola.....	38
Kapucian of Benton	48
Kinney of Johnson	11
Kraayenbrink of Webster	24
Mathis of Linn.....	29
McCoy of Polk	39
Petersen of Polk	15
Quirmbach of Story.....	03
Ragan of Cerro Gordo.....	33
Rozenboom of Mahaska.....	32
Schneider of Dallas	12
Schoenjahn of Fayette.....	09
Schultz of Crawford	04
Segebart of Crawford.....	02
Seng of Scott.....	50
Shipley of Adams	26
Sinclair of Wayne.....	30
Smith of Scott.....	28
Sodders of Marshall.....	45

Taylor of Henry25
Whitver of Polk08
Wilhelm of Howard21
Zaun of Polk06
Zumbach of Delaware34

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:36 a.m. until 2:00 p.m.

RECONVENED

The Senate reconvened at 2:02 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 12, 2015, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 1, a concurrent resolution to provide for a joint session of the two houses of the 2015 session of the Eighty-sixth General Assembly to be held on Monday, January 12, 2015, at 2:00 p.m. for the votes for Governor Terry E. Branstad and Lieutenant Governor to be canvassed and for a joint session of the two houses of the 2015 session to be held on Tuesday, January 13, 2015, at 10:00 a.m. for Governor Terry E. Branstad to deliver his message of the condition of the state.

Read first time and **placed on calendar**.

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

Read first time and **placed on calendar**.

House Concurrent Resolution 3, a concurrent resolution to provide for a joint convention of the two houses of the 2015 session of the Eighty-sixth General Assembly be held on Wednesday, January 14, 2015 at 10:00 a.m. for Chief Justice Mark Cady to present his message of the condition of the judicial branch.

Read first time and **placed on calendar**.

House Concurrent Resolution 4, a concurrent resolution to provide for a joint convention of the two houses of the 2015 session of the Eighty-sixth General Assembly be held on Friday, January 16, 2015 at 9:00 a.m. at Veterans Memorial Community Choice Credit Union Convention Center in Des Moines, Iowa, for the inauguration of Governor-elect Terry E. Branstad and Lieutenant Governor-elect Kim Reynolds.

Read first time and **placed on calendar**.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that pursuant to law the House was ready to receive the Senate in joint session for the purpose of canvassing the vote for the Governor and Lieutenant Governor.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Concurrent Resolutions 1, 2, 3, and 4.

House Concurrent Resolution 1

On motion of Senator Gronstal, **House Concurrent Resolution 1**, a concurrent resolution to provide for a joint session of the two houses of the 2015 session of the Eighty-sixth General Assembly to be held on Monday, January 12, 2015, at 2:00 p.m. for the votes for Governor Terry E. Branstad and Lieutenant Governor to be canvassed and for a joint session of the two houses of the 2015 session to be held on Tuesday, January 13, 2015, at 10:00 a.m. for Governor Terry E. Branstad to deliver his message of the condition of the state, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 1, which motion prevailed by a voice vote.

House Concurrent Resolution 2

On motion of Senator Gronstal, **House Concurrent Resolution 2**, a concurrent resolution relating to the appointment of a joint inaugural committee, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 2, which motion prevailed by a voice vote.

House Concurrent Resolution 3

On motion of Senator Gronstal, **House Concurrent Resolution 3**, a concurrent resolution to provide for a joint convention of the two houses of the 2015 session of the Eighty-sixth General Assembly be held on Wednesday, January 14, 2015 at 10:00 a.m. for Chief Justice Mark Cady to present his message of the condition of the judicial branch, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 3, which motion prevailed by a voice vote.

House Concurrent Resolution 4

On motion of Senator Gronstal, **House Concurrent Resolution 4**, a concurrent resolution to provide for a joint convention of the two houses of the 2015 session of the Eighty-sixth General Assembly be held on Friday, January 16, 2015 at 9:00 a.m. at Veterans Memorial Community Choice Credit Union Convention Center in Des Moines, Iowa, for the inauguration of Governor-elect Terry E. Branstad and Lieutenant Governor-elect Kim Reynolds, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 4, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Concurrent Resolutions 1, 2, 3, and 4** be **immediately messaged** to the House.

President Jochum moved that the Senate proceed to the House chamber in accordance with House Concurrent Resolution 1, duly adopted.

The motion prevailed by a voice vote and the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order at 2:12 p.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Jochum declared a quorum present and the joint convention duly organized.

CANVASS OF VOTES

President Jochum announced that the time had arrived for the canvass of votes for the offices of Governor and Lieutenant Governor at the General Election held on November 4, 2014, and announced as teller on the part of the Senate, Senator Petersen of Des Moines, and assistant tellers, Senators Allen of Polk and Chelgren of Wapello and as teller on the part of the House, Representative Pettengill of Benton, and assistant tellers, Representatives Nunn of Polk and Heddens of Story.

President Jochum further announced that, in accordance with statute, the six tellers just named would constitute the judges of said canvass.

The joint convention stood at ease at 2:13 p.m., until the fall of the gavel.

The returns were opened in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 4, 2014.

The joint convention resumed session at 2:33 p.m.

Representative Upmeyer moved that the joint convention recess until the fall of the gavel at 10:00 a.m. Tuesday, January 13, 2015.

The motion prevailed by a voice vote and the joint convention was recessed.

The Senate returned to the Senate chamber.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:34 p.m. until 9:00 a.m., Tuesday, January 13, 2015.

APPENDIX

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MADAM PRESIDENT: Your committee on Rules and Administration submits the following names of officers and employees of the Senate for the Eighty-sixth General Assembly, 2015 Session, and their respective classifications, grades and steps:

		<u>CLASS</u>	<u>GRADE</u>	<u>STEP</u>
Secretary of the Senate	Mike Marshall	P-FT	44	8
Assistant Secretary of the Senate III	Janet Hawkins	P-FT	38	4
Sr. Administrative Assistant to Leader II	Eric Bakker	P-FT	41	8
Sr. Administrative Assistant to Leader II	Debbie Kattenhorn	P-FT	41	6
Administrative Secretary to Leader	Judith Elliott	S-O	21	3
Sr. Administrative Assist. to President II	Kris Bell	P-FT	41	7
Administrative Assistant to Leader I	Erica Shannon Stueve	P-FT	29	3
Administrative Secretary to President	Taylor Van De Krol	S-O	21	1
Sr. Caucus Staff Director	Ron Parker	P-FT	41	8
Sr. Legislative Research Analyst	Bridget Godes	P-FT	38	8
Sr. Legislative Research Analyst	Theresa Kehoe	P-FT	38	8
Sr. Legislative Research Analyst	Rusty Martin	P-FT	38	8
Sr. Legislative Research Analyst	Erica Shorkey	P-FT	38	3
Sr. Legislative Research Analyst	Julie Simon	P-FT	38	8

Legislative Research Analyst III	Catherine Engel	P-FT	35	5
Legislative Research Analyst III	Sue Foecke	P-FT	35	5
Legislative Research Analyst III	Jace Mikels	P-FT	35	4
Legislative Research Analyst III	Kerry Scott	P-FT	35	7
Legislative Research Analyst II	Aaron Todd	P-FT	32	2
Sr. Administrative Assistant to Leader II	Ed Failor	P-FT	41	5
Administrative Assistant to Leader I	Chris Dorsey	P-FT	29	3
Administrative Secretary to Leader	Ashley Granger	S-O	21	1
Caucus Staff Director	Eric Johansen	P-FT	38	3
Sr. Legislative Research Analyst	Thomas Ashworth	P-FT	38	5
Sr. Legislative Research Analyst	Pamela Dugdale	P-FT	38	8
Sr. Legislative Research Analyst	Jim Friedrich	P-FT	38	8
Sr. Legislative Research Analyst	Russ Trimble	P-FT	38	8
Legislative Research Analyst III	Joshua Bronsink	P-FT	35	1
Legislative Research Analyst I	Gannon Hendrick	P-FT	29	3
Legislative Research Analyst	Robert Bird, Jr.	P-FT	27	4
Legislative Research Analyst	Larissa Wurm	P-FT	27	2
Administrative Services Officer III	K'Ann Brandt	P-FT	32	8
Administrative Services Officer III	Kathy Olah	P-FT	32	8
Administrative Services Officer II	Angela Cox	P-FT	29	2
Administrative Services Officer I	Betty Shea	P-FT	26	4
Administrative Services Officer I	Maureen Taylor	P-FT	26	6
Administrative Services Officer	Michelle Bauer	P-FT	23	5
Administrative Services Officer	Jennifer Beminio	P-FT	23	5
Administrative Services Officer	Jesse Hughes	P-FT	23	5
Sr. Finance Officer III	Lois Brownell	P-FT	38	8

Administrative Services Assistant	Kathy Stachon	S-O	20	4
Switchboard Operator	Jo Ann Larson	S-O	14	4
Switchboard Operator	Christine Porter	S-O	14	2
Bill Clerk	Jay Mosher	S-O	14	8
Postmistress	Leila Carlson	S-O	12	3
Sergeant-at-Arms	Gerald Carlson	S-O	17	5
Doorkeeper	Linda Flaherty	S-O	11	2
Doorkeeper	Sharon Kimberlin	S-O	11	1
Doorkeeper	Robert Langbehn	S-O	11	7
Doorkeeper	Frank Loeffel	S-O	11	5
Doorkeeper	Jack Miller	S-O	11	2
Doorkeeper	Dale Schroeder	S-O	11	2
Legislative Secretary	Kathryn Arndt	S-O	18	1
Legislative Secretary	Justin Arnold	S-O	17	1
Legislative Secretary	Diane Becker	S-O	18	1
Legislative Secretary	Nancy Garrett	S-O	17	2
Legislative Secretary	Susan Geddes	S-O	17	2
Legislative Secretary	Kylie Gottschalk	S-O	16	1
Legislative Secretary	Margaret Guth	S-O	15	1
Legislative Secretary	Theresa Hildreth	S-O	16	1
Legislative Secretary	Marce Huhn	S-O	15	6
Legislative Secretary	Tammy Kriegel	S-O	18	1
Legislative Secretary	Sarah Moore	S-O	16	2
Legislative Secretary	Logan Murray	S-O	16	1
Legislative Secretary	Adam Pitts	S-O	18	1
Legislative Secretary	Alex Severn	S-O	16	1
Legislative Secretary	Emily Sieleman	S-O	16	1
Legislative Secretary	Maxine Sieleman	S-O	17	3
Legislative Secretary	Evan Sinclair	S-O	16	1
Legislative Secretary	Blake Smith	S-O	16	1
Legislative Secretary	Kathie Tenner	S-O	18	2
Legislative Secretary	Cheryl Vander Hart	S-O	16	1
Legislative Secretary	Daniel Wasta	S-O	16	1
Legislative Secretary	Barbara Willey	S-O	15	1
Legislative Secretary	Dede Zaun	S-O	15	3
Legislative Committee Secretary	Chris Apling	S-O	18	1
Legislative Committee Secretary	Monica Biddix	S-O	18	1
Legislative Committee Secretary	Bob Christenson	S-O	18	1
Legislative Committee Secretary	Molly Clause	S-O	18	2
Legislative Committee Secretary	Nancy Courtney	S-O	18	2
Legislative Committee Secretary	Ann Dvorsky	S-O	18	1
Legislative Committee Secretary	Jodi Grover	S-O	18	3
Legislative Committee Secretary	Claire Haws	S-O	17	2

Legislative Committee Secretary	Rebecca Hoepfner	S-O	18	2
Legislative Committee Secretary	Mary Anne Joynt	S-O	18	1
Legislative Committee Secretary	Mary Kresser	S-O	18	1
Legislative Committee Secretary	Lindsey McCune	S-O	18	1
Legislative Committee Secretary	Sam Pauley	S-O	18	1
Legislative Committee Secretary	Kathy Peterson	S-O	18	5+2
Legislative Committee Secretary	Phyllis Peterson	S-O	18	4
Legislative Committee Secretary	Kevin Protzmann	S-O	18	1
Legislative Committee Secretary	Nick Sanchez	S-O	18	1
Legislative Committee Secretary	Annette Taylor	S-O	17	1
Legislative Committee Secretary	Bob Ward	S-O	17	1
Legislative Committee Secretary	Morgan Washburn	S-O	18	1
Legislative Committee Secretary	Joanne Wengert	S-O	18	8
Legislative Committee Secretary	Christian Zenti	S-O	18	2
Page	Austin Allaire	S-O	9	1
Page	Emily Bray	S-O	9	1
Page	Noah Canady	S-O	9	1
Page	Claire Eide	S-O	9	1
Page	Lauren Gentile	S-O	9	1
Page	Kenten Kingsbury	S-O	9	1
Page	Nathan Paulsen	S-O	9	1
Page	Isabelle Pierotti	S-O	9	1
Page	Sally Ropes	S-O	9	1
Page	Lauren Rowley	S-O	9	1
Page	Matthew Voss	S-O	9	1

MICHAEL E. GRONSTAL, Chair

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MADAM PRESIDENT: The committee on Rules and Administration begs leave to submit the following increases, reclassifications, and effective dates of Senate employees:

Sr. Admin. Assistant to President II	Kris Bell	Step 7 to Step 8 Effective 6/15
Admin. Assistant to President I	Erica Shannon Stueve	Step 2 to Step 3 Effective 12/14
Sr. Admin. Assistant to Leader II	Debbie Kattenhorn	Step 5 to Step 6 Effective 12/14
Sr. Research Analyst	Bridget Godes	Step 7 to Step 8 Effective 12/14
Sr. Research Analyst	Erica Shorkey	Step 2 to Step 3 Effective 12/14
Sr. Research Analyst	Julie Simon	Step 7 to Step 8 Effective 12/14
Research Analyst III	Cathy Engel	Step 4 to Step 5 Effective 12/14
Research Analyst III	Sue Foecke	Step 4 to Step 5 Effective 12/14
Research Analyst III	Jace Mikels	Step 3 to Step 4 Effective 12/14
Research Analyst III	Kerry Scott	Step 6 to Step 7 Effective 12/14
Research Analyst II	Aaron Todd	Step 2 to Step 3 Effective 6/15
Sr. Admin. Assistant to Leader II	Ed Failor	Step 5 to Step 6 Effective 5/15
Admin. Assistant to Leader I	Chris Dorsey	Step 2 to Step 3 Effective 12/14
Caucus Staff Director	Eric Johansen	Step 3 to Step 4 Effective 7/15
Sr. Research Analyst	Tom Ashworth	Step 4 to Step 5 Effective 12/14
Research Analyst III	Josh Bronsink	Step 1 to Step 2 Effective 6/15
Research Analyst I to Research Analyst II	Gannon Hendrick	Grade 29, Step 3 to Grade 32, Step 1 Effective 6/15
Research Analyst to Research Analyst I	Bob Bird	Grade 27, Step 4 to Grade 29, Step 3 Effective 5/15
Research Analyst	Larissa Wurm	Step 1 to Step 2 Effective 12/14
Assist. Secretary of Senate III	Janet Hawkins	Step 3 to Step 4 Effective 12/14
Sr. Finance Officer III	Lois Brownell	Step 7 to Step 8 Effective 12/14

Admin. Services Officer I to Admin. Services Officer II	Angela Cox	Grade 26, Step 4 to Grade 29, Step 2 Effective 12/14
Admin. Services Officer I	Betty Shea	Step 4 to Step 5 Effective 6/15
Admin. Services Officer I	Maureen Taylor	Step 5 to Step 6 Effective 12/14
Admin. Services Officer	Michelle Bauer	Step 5 to Step 6 Effective 7/15
Admin. Services Officer	Jennifer Beminio	Step 4 to Step 5 Effective 12/14
Admin. Services Officer	Jesse Hughes	Step 4 to Step 5 Effective 12/14
Admin. Services Assistant	Kathy Stachon	Step 4 to Step 5 Effective 1/15
Postmistress	Leila Carlson	Step 3 to Step 4 Effective 1/15
Switchboard Operator	Christine Porter	Step 2 to Step 3 Effective 2/15
Doorkeeper	Frank Loeffel	Step 5 to Step 6 Effective 1/15
Admin. Secretary to Leader	Judith Elliott	Step 3 to Step 4 Effective 4/15
Legis. Comm. Secretary	Chris Apling	Step 1 to Step 2 Effective 1/15
Legis. Comm. Secretary	Bob Christenson	Step 1 to Step 2 Effective 1/15
Legis. Comm. Secretary	Claire Haws	Step 2 to Step 3 Effective 3/15
Legis. Comm. Secretary	Annette Taylor	Step 1 to Step 2 Effective 1/15
Legislative Secretary	Diane Becker	Step 1 to Step 2 Effective 4/15
Legislative Secretary	Margaret Guth	Step 1 to Step 2 Effective 1/15
Legislative Secretary	Tammy Kriegel	Step 1 to Step 2 Effective 1/15
Legislative Secretary	Adam Pitts	Step 1 to Step 2 Effective 1/15
Legislative Secretary	Blake Smith	Step 1 to Step 2 Effective 3/15

MICHAEL E. GRONSTAL, Chair

REPORT OF COMMITTEE ON MILEAGE

MADAM PRESIDENT: Pursuant to Section 2.10, Code 2015, the following has been determined to be the mileage to which Senators are entitled for the Eighty-sixth General Assembly:

<u>NAME</u>	<u>ROUND TRIP MILES</u>
ALLEN, Charles	71
ANDERSON, William	370

BEHN, Jerry	94
BERTRAND, Rick	402
BISIGNANO, Anthony	0
BOLKCOM, Joe	234
BOWMAN, Tod	370
BRASE, Chris	302
BREITBACH, Michael	366
CHAPMAN, Jake	56
CHELGREN, Mark	178
COURTNEY, Thomas	390
DANIELSON, Jeff	248
DEARDEN, Dick L.	0
DIX, William	264
DOTZLER, William	260
DVORSKY, Robert E.	224
FEENSTRA, Randy	508
GARRETT, Julian	54
GRONSTAL, Michael E.	270
GUTH, Dennis	204
HART, Rita	320
HOGG, Robert M.	260
HORN, Wally E.	250
JOCHUM, Pam	400
JOHNSON, David	458
KAPUCIAN, Tim	180
KINNEY, Kevin	200
KRAAYENBRINK, Tim	200
MATHIS, Liz	268
McCOY, Matt	0
PETERSEN, Janet	0
QUIRMBACH, Herman	75
RAGAN, Amanda	240
ROZENBOOM, Ken	134
SCHNEIDER, Charles	0
SCHOENJAHN, Brian	360
SCHULTZ, Jason	274
SEGEBART, Mark	228
SENG, Joe	334
SHIPLEY, Tom	216
SINCLAIR, Amy	137
SMITH, Roby	332
SODDERS, Steven	97
TAYLOR, Rich	296
WHITVER, Jack	0
WILHELM, Mary Jo	400
ZAUN, Brad	0
ZUMBACH, Dan	344

DICK L. DEARDEN, Chair
 JERRY BEHN
 TIM L. KAPUCIAN
 HERMAN C. QUIRMBACH

ASSIGNMENT OF SEATS IN THE PRESS GALLERY
2015 SESSION

Seat No.

- 51. Staff
- 52. Des Moines Register—WILLIAM PETROSKI, JASON NOBLE, TONY LEYS, JENNIFER JACOBS
- 53. The Associated Press—CATHERINE LUCEY, DAVID PITT
- 54. Radio Iowa News Network—O. KAY HENDERSON
- 55. Single Day—Visitor
- 56. Dubuque Telegraph Herald—THOMAS BARTON, WILLIAM GARBE, DAVE KETTERING
- 57. Iowa Public Radio—JOYCE RUSSELL, SARAH BODEN
- 58. The Cedar Rapids Gazette—ROD BOSHART, JAMES LYNCH, ADAM WESLEY
- 59. Single Day—Visitor
- 60. Lee Enterprises—ERIN MURPHY
- 61. Staff
- 62. Single Day—Visitor
- 63. Iowa Legislative News Service—JACK HUNT, BARBARA HUNT
- 64. WHO—DAVE PRICE, STEPH MOORE, JANNAY TOWNE, JODI WHITWORTH, ERIK WEATON, ANDY FALES, SONYA HEITSHUSEN

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Eighty-sixth General Assembly, 2015 session:

*Vice Chair
**Ranking Member

AGRICULTURE—13 Members

Seng, Chair	Bowman	Kapucian	ShIPLEY
Ragan*	Brase	Kinney	SODDERS
Zumbach**	Hart	Rozenboom	Taylor
Anderson			

APPROPRIATIONS—21 Members

Dvorsky, Chair	Courtney	Mathis	Segebart
Danielson*	Dotzler	McCoy	Wilhelm
Chapman**	Garrett	Ragan	Zumbach
Bisignano	Hogg	Rozenboom	
Bolkcom	Kapucian	Schneider	
Brase	Kraayenbrink	Schoenjahn	

COMMERCE—15 Members

Petersen, Chair	Bertrand	Schneider	Smith
McCoy*	Bolkcom	Schoenjahn	Sodders
Anderson**	Courtney	Seng	Zumbach
Allen	Mathis	Sinclair	

ECONOMIC GROWTH—15 Members

Hart, Chair	Bisignano	Danielson	Schneider
Sodders*	Bowman	Dotzler	Taylor
Chelgren**	Breitbach	Guth	Wilhelm
Anderson	Chapman	Mathis	

EDUCATION—15 Members

Quirnbach, Chair	Bowman	Johnson	Schultz
Schoenjahn*	Dvorsky	Kinney	Wilhelm
Sinclair**	Hart	Kraayenbrink	Zaun
Behn	Hogg	Mathis	

ETHICS—6 Members

Horn, Chair	Schultz**	Seng	Zaun
Dearden*	Behn		

GOVERNMENT OVERSIGHT—5 Members

Hogg, Chair	Garrett**	Kinney	Whitver
Schoenjahn*			

HUMAN RESOURCES—13 Members

Mathis, Chair	Bolkcom	Dotzler	Segebart
Ragan*	Chelgren	Garrett	Taylor
Johnson**	Costello	Jochum	Wilhelm
Allen			

JUDICIARY—13 Members

Sodders, Chair	Garrett	Petersen	Taylor
Hogg*	Horn	Quirnbach	Whitver
Schneider**	Kinney	Shipley	Zaun
Bisignano			

LABOR AND BUSINESS RELATIONS—11 Members

Bisignano, Chair	Bertrand	Courtney	Sodders
Seng*	Brase	Dearden	Whitver
Shipley**	Costello	Dotzler	

LOCAL GOVERNMENT—11 Members

Taylor, Chair	Allen	Breitbach	Quirmbach
Wilhelm*	Bisignano	Guth	Sinclair
Smith**	Brase	Hart	

NATURAL RESOURCES AND ENVIRONMENT—13 Members

Dearden, Chair	Bolkcom	Petersen	Seng
Brase*	Johnson	Ragan	ShIPLEY
Rozenboom**	Kinney	Schoenjahn	Zumbach
Behn			

RULES AND ADMINISTRATION—11 Members

Gronstal, Chair	Chapman	Dvorsky	Sodders
Jochum*	Courtney	Guth	Whitver
Dix**	Dearden	Ragan	

STATE GOVERNMENT—15 Members

Danielson, Chair	Chapman	Horn	Schoenjahn
Courtney*	Dearden	Johnson	Schultz
Bertrand**	Dvorsky	McCoy	Whitver
Bowman	Feenstra	Petersen	

TRANSPORTATION—13 Members

Bowman, Chair	Breitbach	Feenstra	McCoy
Dvorsky*	Danielson	Horn	Quirmbach
Kapucian**	Dearden	Kraayenbrink	Smith
Brase			

VETERANS AFFAIRS—11 Members

Horn, Chair	Allen	Danielson	Rozenboom
Mathis*	Chelgren	Hart	Sodders
Segebart**	Costello	Ragan	

WAYS AND MEANS—15 Members

Bolkcom, Chair	Behn	Jochum	Schultz
Allen*	Breitbach	McCoy	Seng
Feenstra**	Dotzler	Petersen	Smith
Anderson	Hogg	Quirmbach	

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Brase, Chair	Zumbach**	Guth
Danielson*	Allen	

AGRICULTURE AND NATURAL RESOURCES

Wilhelm, Chair Kinney*	Rozenboom** Dearden	Schultz
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ECONOMIC DEVELOPMENT

Dotzler, Chair Hart*	Schneider** Bisignano	Smith
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EDUCATION

Schoenjahn, Chair Quirnbach*	Kraayenbrink** Horn	Sinclair
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HEALTH AND HUMAN SERVICES

Ragan, Chair Bolkcom*	Segebart** Dvorsky	Johnson
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JUSTICE SYSTEM

Courtney, Chair Hogg*	Garrett** Chelgren	Taylor
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TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

McCoy, Chair Bowman*	Kapucian** Anderson	Petersen
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SENATORS AND THEIR RESPECTIVE COMMITTEES

ALLEN, Chaz	Commerce Human Resources Local Government Veterans Affairs Ways and Means, Vice Chair Administration and Regulation Appropriations Subcommittee
ANDERSON, Bill	Agriculture Commerce, Ranking Member Economic Growth Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BEHN, Jerry	Education Ethics Natural Resources and Environment Ways and Means
BERTRAND, Rick	Commerce Labor and Business Relations State Government, Ranking Member

BISIGNANO, Tony	Appropriations Economic Growth Judiciary Labor and Business Relations, Chair Local Government Economic Development Appropriations Subcommittee
BOLKCOM, Joe	Appropriations Commerce Human Resources Natural Resources and Environment Ways and Means, Chair Health and Human Services Appropriations Subcommittee, Vice Chair
BOWMAN, Tod	Agriculture Economic Growth Education State Government Transportation, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair
BRASE, Chris	Agriculture Appropriations Labor and Business Relations Local Government Natural Resources and Environment, Vice Chair Transportation Administration and Regulation Appropriations Subcommittee, Chair
BREITBACH, Michael	Economic Growth Local Government Transportation Ways and Means
CHAPMAN, Jake	Appropriations, Ranking Member Economic Growth Rules and Administration State Government
CHELGREN, Mark	Economic Growth, Ranking Member Human Resources Veterans Affairs Justice System Appropriations Subcommittee
COSTELLO, Mark	Human Resources Labor and Business Relation Veterans Affairs

COURTNEY, Thomas	Appropriations Commerce Labor and Business Relations Rules and Administration State Government, Vice Chair Justice System Appropriations Subcommittee, Chair
DANIELSON, Jeff	Appropriations, Vice Chair Economic Growth State Government, Chair Transportation Veterans Affairs Administration and Regulation Appropriations Subcommittee, Vice Chair
DEARDEN, Dick	Ethics, Vice Chair Labor and Business Relations Natural Resources and Environment, Chair Rules and Administration State Government Transportation Agriculture and Natural Resources Appropriations Subcommittee
DIX, Bill	Rules and Administration, Ranking Member
DOTZLER, William	Appropriations Economic Growth Human Resources Labor and Business Relations Ways and Means Economic Development Appropriations Subcommittee, Chair
DVORSKY, Robert	Appropriations, Chair Education Rules and Administration State Government Transportation, Vice Chair Health and Human Service Appropriations Subcommittee
FEENSTRA, Randy	State Government Transportation Ways and Means, Ranking Member
GARRETT, Julian B.	Appropriations Government Oversight, Ranking Member Human Resources Judiciary Justice System Appropriations, Subcommittee, Ranking Member

GRONSTAL, Michael	Rules and Administration, Chair
GUTH, Dennis	Economic Growth Local Government Rules and Administration Administration and Regulation Appropriations Subcommittee
HART, Rita	Agriculture Economic Growth, Chair Education Local Government Veterans Affairs Economic Development Appropriations Subcommittee, Vice Chair
HOGG, Robert	Appropriations Education Government Oversight, Chair Judiciary, Vice Chair Ways and Means Justice System Appropriations Subcommittee, Vice Chair
HORN, Wally	Ethics, Chair Judiciary State Government Transportation Veterans Affairs, Chair Education Appropriations Subcommittee
JOCHUM, Pam	Human Resources Rules and Administration, Vice Chair Ways and Means
JOHNSON, David	Education Human Resources, Ranking Member Natural Resources and Environment State Government Health and Human Services Appropriations Subcommittee
KAPUCIAN, Tim	Agriculture Appropriations Transportation, Ranking Member Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member
KINNEY, Kevin	Agriculture Education Government Oversight Judiciary

	Natural Resources and Environment Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair
KRAAYENBRINK, Tim	Appropriations Education Transportation Education Appropriations Subcommittee, Ranking Member
MATHIS, Liz	Appropriations Commerce Economic Growth Education Human Resources, Chair Veterans Affairs, Vice Chair
McCOY, Matt	Appropriations Commerce, Vice Chair State Government Transportation Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair
PETERSEN, Janet	Commerce, Chair Judiciary Natural Resources and Environment State Government Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee
QUIRMBACH, Herman	Education, Chair Judiciary Local Government Transportation Ways and Means Education Appropriations Subcommittee, Vice Chair
RAGAN, Amanda	Agriculture, Vice Chair Appropriations Human Resources, Vice Chair Natural Resources and Environment Rules and Administration Veterans Affairs Health and Human Services Appropriations Subcommittee, Chair
ROZENBOOM, Ken	Agriculture Appropriations Natural Resources and Environment, Ranking Member

	Veterans Affairs Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member
SCHNEIDER, Charles	Appropriations Commerce Economic Growth Judiciary, Ranking Member Economic Development Appropriations Subcommittee, Ranking Member
SCHOENJAHN, Brian	Appropriations Commerce Education, Vice Chair Government Oversight, Vice Chair Natural Resources and Environment State Government Education Appropriations Subcommittee, Chair
SCHULTZ, Jason	Education Ethics, Ranking Member State Government Ways and Means Agriculture and Natural Resources Appropriations Subcommittee
SEGBART, Mark	Appropriations Human Resources Veterans Affairs, Ranking Member Health and Human Services Appropriations Subcommittee, Ranking Member
SENG, Joe	Agriculture, Chair Commerce Ethics Labor and Business Relations, Vice Chair Natural Resources and Environment Ways and Means
SHIPLEY, Tom	Agriculture Judiciary Labor and Business Relations, Ranking Member Natural Resources and Environment
SINCLAIR, Amy	Commerce Education, Ranking Member Local Government Education Appropriations Subcommittee

SMITH, Roby	Commerce Local Government, Ranking Member Transportation Ways and Means Economic Development Appropriations Subcommittee
SODDERS, Steven	Agriculture Commerce Economic Growth, Vice Chair Judiciary, Chair Labor and Business Relations Rules and Administration Veterans Affairs
TAYLOR, Rich	Agriculture Economic Growth Human Resources Judiciary Local Government, Chair Justice System Appropriations Subcommittee
WHITVER, Jack	Government Oversight Judiciary Labor and Business Relations Rules and Administration State Government
WILHELM, Mary Jo	Appropriations Economic Growth Education Human Resources Local Government, Vice Chair Agriculture and Natural Resources Appropriations Subcommittee, Chair
ZAUN, Brad	Education Ethics Judiciary
ZUMBACH, Dan	Agriculture, Ranking Member Appropriations Commerce Natural Resources and Environment Administration and Regulation Appropriations Subcommittee, Ranking Member

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Capitol Planning Commission Report, pursuant to Iowa Code section 8A.373. Report received on December 8, 2014.

Comprehensive Annual Financial Report, pursuant to Iowa Code section 8A.502(8). Report received on December 30, 2014.

FY 2014 Affirmative Action Report and FY 2015 Plan, pursuant to Iowa Code section 19B.5(2). Report received on September 30, 2014.

Internal Service Fund Expenditure Report, pursuant to Iowa Code section 8A.123(5)(b). Report received on September 17, 2014.

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on November 5, 2014.

State Employee Retirement Incentive Program (SERIP) Report for FY 2014, pursuant to 2010 Iowa Acts, SF 2062, section 1(6)(c). Report received on October 6, 2014.

DEPARTMENT ON AGING

Analysis of Meal Programs Coordinated through Area Agencies on Aging, pursuant to 2014 Iowa Acts, Chapter 1140, section 1. Report received on December 19, 2014.

Elder Abuse Prevention, Detection, and Intervention Efforts – Final Agency Collaboration Report, pursuant to 2014 Iowa Acts, Chapter 1107, section 30. Report received on August 15, 2014.

Judicial Review Report, pursuant to Iowa Code section 625.29(7). Report received on October 29, 2014.

State Substitute Decision Maker's Report, pursuant to Iowa Code section 231E.4(3)(i). Report received on October 29, 2014.

ALCOHOLIC BEVERAGES DIVISION

2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 11, 2014.

AUDITOR OF STATE

Audit Report on the National Deaf-Blind Equipment Distribution Program administered by the Iowa Utilities Board Division for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on October 3, 2014.

Braille and Sight Saving School Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

City of Manly Independent Auditor's 7/1/12-6/30/13 Report, pursuant to Iowa Code section 11.6. Report received on June 17, 2014.

Civil Rights Commission Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

College Student Aid Commission Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Combined Report of Recommendations to the Eight Judicial District Departments of Correctional Services, pursuant to Iowa Code section 11.2. Report received on December 26, 2014.

Combined Report of the Institutions under the Control of the Department of Corrections, pursuant to Iowa Code section 11.2. Report received on December 26, 2014.

Combined Report of the Institutions under the Control of the Department of Human Services, pursuant to Iowa Code section 11.2. Report received on December 5, 2014.

Department on Aging Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Department for the Blind Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on June 17, 2014.

Department of Cultural Affairs Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Department of Education Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Department of Human Services Central Distribution Center Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

Department of Human Services Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

Department of Human Services – Targeted Case Management Unit Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Department of Justice Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

Department of Management Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Department of Public Defense Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

Department of Public Health Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

Department of Public Safety Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

Economic Development Authority Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Honey Creek Resort Operations Account Independent Auditor's Report, pursuant to Iowa Code section 11.24. Report received on December 26, 2014.

Iowa Centennial Memorial Foundation Independent Auditor's Report for Year Ended 5/31/14, pursuant to Iowa Code section 11.2. Report received on June 27, 2014.

Iowa Corn Promotion Board Independent Auditor's Report, pursuant to Iowa Code section 11.6. Report received on December 26, 2014.

Iowa Department of Administrative Services Recommendations Report, pursuant to Iowa Code section 11.4. Report received on December 5, 2014.

Iowa Department of Commerce Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on October 24, 2014.

Iowa Department of Natural Resources Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on October 24, 2014.

Iowa Department of Transportation Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on October 24, 2014.

Iowa Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a). Report received on November 5, 2014.

Iowa Egg Council Independent Auditor's Report for Year Ended June 30, 2012 and 2013, pursuant to Iowa Code section 11.2. Report received on June 13, 2014.

Iowa Judicial Branch – County Clerks of District Courts Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on December 26, 2014.

Iowa Judicial Branch Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 28, 2014.

Iowa Law Enforcement Academy Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

Iowa Petroleum Underground Storage Tank Board Independent Auditor's Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.2. Report received on August 28, 2014.

Iowa Public Television Independent Auditor's Report for Year Ended June 30, 2014, pursuant to Iowa Code section 11.2. Report received on December 4, 2014.

Iowa School for the Deaf Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on June 11, 2014.

Iowa Sheep and Wool Promotion Board Independent Auditor's 7/1/11–6/30/13 Report, pursuant to Iowa Code section 11.2. Report received on June 10, 2014.

Iowa State University of Science and Technology Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code Section 11.4. Report received on August 7, 2014.

Iowa State University of Science and Technology Student Financial Aid System Recommendations Review 4/22/13–5/17/13 Report, pursuant to Iowa Code Section 11.4. Report received on December 5, 2014.

Iowa Veterans Home Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

Iowa Workforce Development Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code Section 11.4. Report received on August 28, 2014.

Public Employment Relations Board Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on September 16, 2014.

Special Investigation of the Cerro Gordo Management Information Systems Department 1/1/08–7/31/13 Report, pursuant to Iowa Code section 11.6. Report received on June 13, 2014.

Special Investigation of the City of Menlo 1/1/01–5/31/13 Report, pursuant to Iowa Code section 11.6. Report received on June 13, 2014.

Special Investigation of the City of West Liberty 7/1/10–1/31/14 Report, pursuant to Iowa Code section 11.6. Report received on December 4, 2014.

Special Investigation of the Iowa County Treasurer's Office 1/1/05–6/30/11 Report, pursuant to Iowa Code section 11.6. Report received on December 4, 2014.

Special Investigation of the Mahaska County Soil and Water Conservation District 3/24/06–8/31/13 Report, pursuant to Iowa Code section 11.6. Report received on October 3, 2014.

Special Investigation of the Malvern Public Library 7/1/06–10/31/13 Report, pursuant to Iowa Code section 11.6. Report received on August 13, 2014.

Special Investigation of the Monona County Auditor's Office 1/1/11–12/31/13 Report, pursuant to Iowa Code section 11.6. Report received on October 24, 2014.

Special Investigation of the Sac County Treasurer's Office Motor Vehicle Department 1/1/10–2/27/14 Report, pursuant to Iowa Code section 11.6. Report received on December 4, 2014.

Special Investigation of the State Public Defender's Office 7/1/09–8/31/13 Report, pursuant to Iowa Code section 11.6. Report received on September 16, 2014.

Special Investigation of the University of Iowa Athletic Office and Hawkeye Express 9/1/05–11/30/13 Report, pursuant to Iowa Code section 11.6. Report received on August 7, 2014.

State Employee Grievance Processes Review 7/1/10–6/30/14 Report, pursuant to Iowa Code section 11.24. Report received on September 16, 2014.

State of Iowa Single Audit Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on June 17, 2014.

University of Northern Iowa Recommendations Report for Year Ended June 30, 2013, pursuant to Iowa Code section 11.4. Report received on August 7, 2014.

DEPARTMENT FOR THE BLIND

Joint Investment Trust Report for FY 2014, pursuant to Iowa Code section 12B.10A(7). Report received on August 29, 2014.

Recycling Report, pursuant to Iowa Code section 216B.3(12)(d). Report received on October 9, 2014.

COLLEGE STUDENT AID COMMISSION

Accelerated Career Education Grants Report for FY 2014, pursuant to Iowa Code section 261.22(6). Report received on September 30, 2014.

Barber and Cosmetology Arts and Sciences Tuition Grant Program Report, pursuant to Iowa Code section 261.18(7)(d). Report received on December 22, 2014.

Iowa Grant Program Report, pursuant to Iowa Code section 261.96. Report received on December 30, 2014.

Iowa Hope Loan Program Report for FY 2014, pursuant to Iowa Code section 261.17A(5)(d). Report received on September 30, 2014.

Iowa Minority Academic Grants for Economic Success Program Report FY 2013, pursuant to Iowa Code section 261.104(5). Report received on November 25, 2014.

Iowa Minority Academic Grants for Economic Success Program Report FY 2014, pursuant to Iowa Code section 261.104(5). Report received on September 30, 2014.

Iowa Vocational – Technical Tuition Grant Program Report, pursuant to Iowa Code section 261.17. Report received on December 18, 2014.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on September 30, 2014.

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20(4). Report received on December 22, 2014.

Skilled Workforce Shortage Tuition Grant Program FY 2014 Report, pursuant to Iowa Code section 261.130. Report received on September 30, 2014.

Teacher Shortage Forgivable Loan Program Report, pursuant to Iowa Code section 261.111(9). Report received on December 5, 2014.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112(6). Report received on December 2, 2014.

Tuition Grant Report, pursuant to Iowa Code section 261.15(4). Report received on November 25, 2014.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Report of Superintendent of Banking, pursuant to Iowa Code section 524.216. Report received on December 22, 2014.

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20. Report received on November 17, 2014.

Financial Literacy Education Expenditures Report, pursuant to 2013 Iowa Acts, HF 648, section 9. Report received on September 30, 2014.

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on December 23, 2014.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

2014 Annual Report, pursuant to Iowa Code section 505.18. Report received on December 2, 2014.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on October 29, 2014.

DEPARTMENT OF CORRECTIONS

Annual Report, pursuant to Iowa Code section 904.115. Report received on January 2, 2015.

Monthly Report, pursuant to Iowa Code section 904.116. Report received on January 2, 2015.

Electronic Monitoring System Report, pursuant to 2013 Iowa, Chapter 139, section 8. Report received on October 31, 2014.

Rebuild Iowa Infrastructure Status Report, pursuant to Iowa Code section 8.57. Report received on January 6, 2015.

Technology Reinvestment Fund Annual Status Report, pursuant to Iowa Code section 8.57C. Report received on January 6, 2015.

Use of Offenders in Private Sector Employment Report, pursuant to 2013 Iowa Acts, Chapter 139, section 7. Report received on October 31, 2014.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 6, 2015.

PREVENTION OF DISABILITIES POLICY COUNCIL

Annual Report for 11/1/13–10/31/14, pursuant to Iowa Code section 225B.3(3)(i). Report received on November 3, 2014.

OFFICE OF DRUG CONTROL POLICY

2015 Iowa Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on December 31, 2014.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services 4/1/14–6/30/14 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on August 28, 2014.

Iowa Commission on Volunteer Services 7/1/14–9/30/14 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on October 15, 2014.

DEPARTMENT OF EDUCATION

Additional Data 2013 Report, pursuant to Iowa Code section 260C.14. Report received on September 16, 2014.

Anti-bullying Program Report, pursuant to 2014 Iowa Acts, Chapter 1135, section 4. Report received on January 8, 2015.

Attendance Center Performance Ranking Legislative Report, pursuant to 2013 Iowa Acts, Chapter 121, section 73. Report received on July 2, 2014.

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10(2). Report received on December 1, 2014.

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9(49). Report received on November 13, 2014.

Commission on Educator Leadership and Compensation Report, pursuant to Iowa Code section 284.15. Report received on December 15, 2014.

Disaster Waiver Report, pursuant to Iowa Code section 256.9(59). Report received on December 19, 2014.

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256.H.1(10)(o). Report received on July 31, 2014.

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A(4). Report received on December 19, 2014.

Iowa Reading Research Center Annual Report, pursuant to Iowa Code section 256.9. Report received on January 8, 2015.

Job Placement of Individual with Disabilities – Vocational Rehabilitation Division Report, pursuant to 2013 Iowa Acts, Chapter 141, section 6. Report received on December 23, 2014.

Radon Notification and Testing Report, pursuant to 2014 Iowa Acts, Chapter 1094, section 1. Report received on December 30, 2014.

Statewide Assessment of Academic Indicators Task Force, pursuant to Iowa Code section 256.7. Report received on December 31, 2014.

OFFICE OF THE GOVERNOR

FY 2014 Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on November 4, 2014.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT

E911 Efficiencies Report, pursuant to 2013 Iowa Acts, Chapter 120, section 10. Report received on August 7, 2014.

DEPARTMENT OF HUMAN RIGHTS

Community Action Agencies Report, pursuant to Iowa Code section 216A.92(2)(d). Report received on December 9, 2014.

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107(4)(e). Report received on December 9, 2014.

FY 2013 Annual Report, pursuant to Iowa Code section 216A.2(4)(h). Report received on June 27, 2014.

FY 2014 Annual Report, pursuant to Iowa Code section 216A.2(4)(h). Report received on December 1, 2014.

Individual Development Accounts Report, pursuant to 2013 Iowa Acts, Chapter 143, section 9. Report received on November 25, 2014.

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140(7)(g). Report received on November 25, 2014.

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139(5). Report received on December 5, 2014.

Twenty-year and Five-year Criminal and Juvenile Justice Plan Report, pursuant to Iowa Code section 216A.135. Report received on December 1, 2014.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on December 30, 2014.

DEPARTMENT OF HUMAN SERVICES

Autism Support Program Fund Report, pursuant to 2013 Iowa Acts, Chapter 138, section 33. Report received on December 31, 2014.

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23. Report received on December 31, 2014.

Children Adjudicated as Delinquent and Children in Need of Assistance Status Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 24. Report received on December 31, 2014.

Community-Based Service Options for Persons with Serious Mental Illness Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 72. Report received on December 15, 2014.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13. Report received on December 31, 2014.

Expenditures to Integrate Employment-Related Services Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 70. Report received on December 15, 2014.

Family Support Subsidy and Children at Home Program Report, pursuant to Iowa Code section 225C.42. Report received on November 4, 2014.

Hawk-I Report, pursuant to Iowa Code section 514I.5(7)(g). Report received on January 6, 2015.

Independent Living Services Report, pursuant to Iowa Code section 234.35(4). Report received on December 31, 2014.

Iowa Individual Assistance Grant Program Report, pursuant to Iowa Code section 29C.20A(5). Report received on December 31, 2014.

Mental Health and Disabilities Services Annual Report, pursuant to Iowa Code section 225C.6(1)(h). Report received on December 31, 2014.

Mental Health and Disabilities Services Biennial Report, pursuant to Iowa Code section 225C.6(1)(i). Report received on December 31, 2014.

Mercy Autism Center-Autism Spectrum Disorder Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 25. Report received on December 31, 2014.

Psychiatric Medical Institutes for Children Annual Report, pursuant to 2011 Iowa Acts, Chapter 121, section 9. Report received on December 16, 2014.

Service Coordination for Individuals Released from the Correction System Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 95. Report received on December 15, 2014.

Training Technology Carry-Forward FY 2014 Report for Woodward Resource Center, pursuant to Iowa Code section 8.62. Report received on July 1, 2014.

IOWA COMMUNICATIONS NETWORK

2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 4, 2014.

IOWA HIGHER EDUCATION LOAN AUTHORITY

2014 Annual Report, pursuant to Iowa Code section 261A.21. Report received on December 15, 2014.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Annual Financial Report for Year Ended June 30, 2013, pursuant to Iowa Code section 97B.4(4)(a). Report received on December 31, 2014.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on October 27, 2014.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on October 27, 2014.

DEPARTMENT OF INSPECTIONS AND APPEALS

Iowa Child Advocacy Board 2012 Annual Report, pursuant to Iowa Code section 237.18. Report received on July 25, 2014.

Iowa Child Advocacy Board 2013 Annual Report, pursuant to Iowa Code section 237.18. Report received on July 25, 2014.

IOWA SCHOOLS JOINT INVESTMENT TRUST

Annual Financial Report for Year Ended June 30, 2014, pursuant to Iowa Code section 12b.10A(7). Report received on December 9, 2014.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107(7). Report received on July 25, 2014.

Court Technology and Modernization Fund Report, pursuant to 2013 Iowa Acts, Chapter 133, section 1. Report received on January 8, 2015.

Enhanced Court Collections Fund Report, pursuant to 2013 Iowa Acts, Chapter 133, section 1. Report received on January 8, 2015.

Environment First Fund Report, pursuant to Iowa Code section 8.57A(5). Report received on January 8, 2015.

Jury and Witness Fees Report, pursuant to Iowa Code section 602.1302. Report received on January 8, 2015.

Technology Reinvestment Fund Report, pursuant to Iowa Code section 8.57C. Report received on January 8, 2015.

DEPARTMENT OF JUSTICE

False Claims Act Annual Report, pursuant to 2010 Iowa Acts, Chapter 1031, section 345. Report received on July 29, 2014.

Iowa Consumer Credit Code 2013 Annual Report, pursuant to Iowa Code section 537.6104(5). Report received on August 8, 2014.

Prosecutor Intern Program Annual Report Attorney General's Office, pursuant to Iowa Code section 13.2. Report received on December 22, 2014.

IOWA LOTTERY AUTHORITY

Annual Report, pursuant to Iowa Code section 99G.7. Report received on December 15, 2014.

Quarter Ended June 30, 2014 Final Report, pursuant to Iowa Code section 99G.7. Report received on September 16, 2014.

Quarter Ended September 30, 2014 Final Report, pursuant to Iowa Code section 99G.7. Report received on October 24, 2014.

DEPARTMENT OF MANAGEMENT

Block Grants FY 2011 Report, pursuant to Iowa Code section 8.22(1)(b)(1)(e). Report received on June 25, 2014.

Block Grants FY 2013 Report, pursuant to Iowa Code section 8.22(1)(b)(1)(e). Report received on June 25, 2014.

Early Childhood Iowa State Board 2012 Annual Report, pursuant to Iowa Code section 256I.4. Report received on June 25, 2014.

Early Childhood Iowa State Board 2013 Annual Report, pursuant to Iowa Code section 256I.4. Report received on June 25, 2014.

Early Childhood Iowa State Board – Family Support Employee Competency Standards Report, pursuant to 2012 Iowa Acts, Chapter 1132, section 5. Report received on June 25, 2014.

Grants Enterprise Management Compliance 2012 Report, pursuant to Iowa Code section 8.9(2)(b). Report received on July 16, 2014.

Grants Enterprise Management Compliance 2013 Report, pursuant to Iowa Code section 8.9(2)(b). Report received on July 16, 2014.

Grants Enterprise Management Compliance 2014 Report, pursuant to Iowa Code section 8.9(2)(b). Report received on July 16, 2014.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on June 25, 2014.

Judicial Review FY 2013 Report, pursuant to Iowa Code section 625.29(7). Report received on June 26, 2014.

Judicial Review FY 2014 Report, pursuant to Iowa Code section 625.29(7). Report received on June 26, 2014.

State Tort Claims Report, pursuant to Iowa Code section 669.12. Report received on June 25, 2014.

Transfer of Appropriations 7/1/13–9/30/14 Report, pursuant to Iowa Code section 8.39. Report received on October 3, 2014.

Utility Replacement Tax Study Report, pursuant to Iowa Code section 437B.11. Report received on July 15, 2014.

Vertical Infrastructure Report, pursuant to Iowa Code section 8.57B. Report received on June 25, 2014.

DEPARTMENT OF NATURAL RESOURCES

Air Quality Bureau Stakeholder Report, pursuant to 2014 Iowa Acts, Chapter 1141, section 10. Report received on December 22, 2014.

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14). Report received on October 3, 2014.

Greenhouse Gas Emissions Report, pursuant to Iowa Code section 455B.104(4). Report received on January 5, 2015.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B(1). Report received on January 6, 2015.

Mercury-Added Thermostats Report, pursuant to Iowa Code section 455D.16(7)(c). Report received on December 22, 2014.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 6, 2015.

Oversight Funds Report, pursuant to Iowa Code section 8F.4(1)(a). Report received on January 7, 2015.

IOWA BOARD OF PAROLE

FY 2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on July 9, 2014.

FY 2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 15, 2014.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on July 16, 2014.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on July 9, 2014.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

FY 2014 Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on October 28, 2014.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

2013 Report, pursuant to Iowa Code section 101C.3(10). Report received August 8, 2014.

STATE PUBLIC DEFENDER

Report on Iowa's Indigent Defense System, pursuant to Iowa Code section 13B.2A. Report received on December 23, 2014.

DEPARTMENT OF PUBLIC DEFENSE

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on December 31, 2014.

PUBLIC EMPLOYMENT RELATIONS BOARD

Public Employment Relations Board Annual Report for FY 2014, pursuant to Iowa Code section 7E.3. Report received on November 24, 2014.

DEPARTMENT OF PUBLIC HEALTH

2013 Annual Report, pursuant to Iowa Code section 7E.3. Report received on October 7, 2014.

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code section 142C.17. Report received on December 11, 2014.

Federal Grants Report, pursuant to Iowa Code section 135.11. Report received on October 13, 2014.

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2). Report received on October 7, 2014.

Iowa's Child Death Review Team 2011 Annual Report, pursuant to Iowa Code section 135.43(3)(a). Report received on July 15, 2014.

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9. Report received on December 12, 2014.

Reimbursements to Substance-Related Disorder Providers Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 3. Report received on December 17, 2014.

Tobacco Use Prevention and Control Report, pursuant to Iowa Code section 142A.4(12). Report received on December 15, 2014.

Youth and Young Adult Suicide Prevention Program Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 3. Report received on December 15, 2014.

DEPARTMENT OF PUBLIC SAFETY

Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 4, 2014.

DCI Report of Activities at Racetrack Enclosures, pursuant to 2013 Iowa Acts, Chapter 139, section 49. Report received on January 5, 2015.

State Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29(14). Report received on December 22, 2014.

Unmanned Aerial Vehicle Report, pursuant to 2014 Iowa Acts, Chapter 1111, section 3. Report received on October 21, 2014.

IOWA PUBLIC TELEVISION

Joint Investment Trust, pursuant to Iowa Code section 12B.10A(7). Report received on September 30, 2014.

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 6, 2015.

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment Report, pursuant to Iowa Code section 19B.5. Report received on December 9, 2014.

Annual Articulation Report, pursuant to Iowa Code section 262.9(33)(i). Report received on December 9, 2014.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39E(3). Report received on January 8, 2015.

Cooperative Purchasing Report, pursuant to Iowa Code section 262.9B. Report received on October 28, 2014.

FY 2014 Report on Iran-Related Divestment Activities, pursuant to Iowa Code section 12H.5(2). Report received on October 2, 2014.

FY 2014 Report on Sudan-Related Divestment Activities, pursuant to Iowa Code section 12F.5(2). Report received on October 2, 2014.

Gifts and Grants Quarterly Report, pursuant to Iowa Code section 8.44. Report received on December 8, 2014.

Local Food and Farm Program Report, pursuant to Iowa Code section 267A.7. Report received on September 16, 2014.

Postsecondary Enrollment Program Annual Report, pursuant to Iowa Code section 262.9(35). Report received on September 30, 2014.

Transfer of Funds Report, pursuant to 2014 Iowa Acts, Chapter 1135, section 20. Report received on September 16, 2014.

University of Iowa College of Dentistry Residency Program in Geriatric Dentistry Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 3. Report received on December 1, 2014.

DEPARTMENT OF REVENUE

Central Collections Unit Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17(27)(h). Report received on December 9, 2014.

Health Insurance for Dependent Children Report, pursuant to Iowa Code section 422.12M. Report received on January 6, 2015.

Iowa Capital Investment Board Annual Report, pursuant to Iowa Code section 15E.63(9). Report received on December 29, 2014.

Solar Energy Tax Credits Report, pursuant to Iowa Code section 422.11L. Report received on December 30, 2014.

Tax Gap Compliance Project Report, pursuant to Iowa Code section 421.17(23). Report received on December 9, 2014.

STATE FAIR FOUNDATION

Association of Iowa Fairs – Economic Impact and Statistic Report, pursuant to Iowa Code section 174.10. Report received on January 8, 2015.

DEPARTMENT OF TRANSPORTATION

Commuter Transportation Study Report, pursuant to 2014 Iowa Acts, Chapter 1136, section 22. Report received on December 12, 2014.

Disputed Highway Project Report, pursuant to Iowa Code section 306.54. Report received on September 17, 2014.

Disputed Highway Project Report, pursuant to Iowa Code section 306.54. Report received on November 20, 2014.

Educational Leave/Educational Assistance FY 2014 Report, pursuant to Iowa Code section 70A.25(3)(b). Report received on September 16, 2014.

Iowa Commercial Air Service Plan Report, pursuant to Iowa Section 328.13. Report received on December 23, 2014.

Iowa Commuter Transportation Study Report, pursuant to 2014 Iowa Acts, SF 2349, section 22. Report received on December 12, 2014.

Integrated Roadside Vegetation Management Committee Five Year Program Report, pursuant to Iowa Code section 314.22(3)(a). Report received on September 17, 2014.

Intersections Report, pursuant to 2014 Iowa Acts, Chapter 1123, section 22. Report received on December 22, 2014.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on September 17, 2014.

Road Use Tax Fund Efficiency Measures Report, pursuant to 2014 Iowa Acts, Chapter 1123, section 21. Report received on December 31, 2014.

Transportation Coordination in Iowa Report, pursuant to Iowa Code section 324A.4. report received on December 12, 2014.

Use of Reversions FY 2014 Report, pursuant to Iowa Code section 307.46(2)(b). Report received on September 23, 2014.

TREASURER OF STATE

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on October 2, 2014.

Public Fund Iran-Related Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on October 2, 2014.

Public Fund Sudan-Related Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on October 2, 2014.

UTILITIES BOARD

Customer Contribution Utility Fund Report, pursuant to Iowa Code section 476.66(6). Report received on December 30, 2014.

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48. Report received on December 30, 2014.

IOWA VETERANS HOME

CY 2013 Discharge Report, pursuant to Iowa Code section 35D.15(d). Report received on September 3, 2014.

Iowa Veterans Home Biennial Report, pursuant to Iowa Code section 35D.17. Report received on January 6, 2015.

WORLD FOOD PRIZE FOUNDATION

FY 2013 Annual Report, pursuant to 2007 Iowa Acts, Chapter 212, section 3. Report received on January 7, 2015.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2014, pursuant to Iowa Code section 8D.10, were received from the following agencies:

DEPARTMENT OF HUMAN RIGHTS – Reports received on September 17, 2014.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD – Report received on January 8, 2015.

IOWA FINANCE AUTHORITY – Report received on July 31, 2014.

IOWA BOARD OF PAROLE – Report received on July 9, 2014 and July 21, 2014.

TREASURER OF STATE – Reports received on October 2, 2014.

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: Monday, January 12, 2015, 9:05 a.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Greiner, Ranking Member; Behn, and Seng.

Members Absent: Boettger (excused).

Committee Business: Discussion of filed ethics complaint.

Adjourned: 9:10 a.m.

RULES AND ADMINISTRATION

Convened: Monday, January 12, 2015, 10:55 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Approved Rules and Administration reports for Senate employees.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 1, by Mathis, a bill for an act relating to bidding for purchases through a competitive bidding process by the state.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 2, by Sodders, a bill for an act related to spouse admission eligibility at the Iowa veterans home.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 3, by Sodders, a bill for an act requiring that an approved driver education course include instruction relating to the rights, privileges, and penalties associated with parking for persons with disabilities.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 4, by Johnson, a bill for an act relating to open enrollment of students in online learning programs.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 5, by Johnson, A bill for an act authorizing the executive director of the board of educational examiners to waive subject assessment requirements for teacher licensure.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 6, by Johnson, a bill for an act relating to dropout prevention programs by modifying certain definitions, modifying the purposes for which dropout prevention funding may be used, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 7, by Johnson, a bill for an act exempting from the sales tax the sales price for the use of self-pay washers and dryers.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 8, by Johnson, a bill for an act providing a sales tax exemption for the sale of horses.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 9, by Zaun, a bill for an act prohibiting the use of automated traffic law enforcement systems and requiring the removal of existing systems, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 10, by Zaun, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 11, by Johnson, a bill for an act relating to medical abortions and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 12, by Johnson, a bill for an act establishing requirements for voluntary and informed consent to an abortion, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 13, by Sinclair, a bill for an act relating to the time period within which a prosecution for kidnapping in the first degree must be commenced.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 14, by Sinclair, a bill for an act relating to the criminal offense of invasion of privacy, and providing a penalty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 15, by Sinclair, a bill for an act creating the criminal offense of invasion of privacy by trespassing and providing a penalty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

JOURNAL OF THE SENATE

SECOND CALENDAR DAY
SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 13, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Monday, January 12, 2015, was approved.

The Senate stood at ease at 9:12 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:48 a.m., President Jochum presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 1, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention convened at 9:54 a.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Jochum declared a quorum present and the joint convention duly organized.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor Terry E. Branstad that the joint convention was ready to receive him.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Schoenjahn, Wilhelm, and Sinclair on the part of the Senate, and Representatives Miller, Jorgensen, and McConkey on the part of the House.

Secretary of State Paul Pate, Secretary of Agriculture Bill Northey, Auditor of State Mary Mosiman, and Attorney General Tom Miller were escorted into the House chamber.

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

Lieutenant Governor Kim Reynolds, her husband, and her parents were escorted into the House chamber.

Chris Branstad, the Governor's wife, and other family members, were escorted into the House chamber.

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

President Jochum presented Governor Terry E. Branstad, who delivered the following Condition of the State Address:

Madam Lieutenant Governor, Madam President, Mr. Speaker, leaders, justices, judges, legislators, elected officials, distinguished guests, family, friends and fellow Iowans, good morning.

It is my honor to stand before you today in this great chamber—in front of a joint session of the Iowa Legislature—to deliver the message that the condition of Iowa is strong.

Our strength comes from working together and our joint commitment to prudent choices for a better Iowa.

To the new members of the Legislature who are coming to Des Moines for the first time to serve their constituents back home, welcome.

I also want to welcome returning legislators. You return to the Capitol after receiving a vote of confidence from your constituents. I am eager to continue working with you to serve our state.

As we return for another legislative session, we return without a military veteran and dedicated public servant. Representative Dwayne Alons will be dearly missed in this great chamber.

I know now, more than ever, the work we do here together matters.

It matters in the lives of hardworking Iowa families and our Main Street businesses. It matters to farmers and farmland. It matters to public safety and our parks.

It matters to Iowa children counting on us to give them a world-class education, who are now benefiting from the phase-in of the most extensive teacher leadership system in the nation.

It matters to the veteran completing their tour of duty. Instead of worrying where they're going to find a career after leaving the service, they're comforted to know that Iowa has thousands of careers available for them right now through Home Base Iowa.

It matters to the hard-working machinist on the line. Rather than thinking the industry had given up on them, they're eager for the opportunity to sharpen their craft and demonstrate their skills through a National Career Readiness Certificate.

It matters that we work together.

These successes should serve as guideposts for a familiar journey of coming together to help Iowans create more jobs, live better lives and grow prosperity throughout our state.

Ladies and Gentlemen, our work together has Iowa on the rise.

In the past four years:

- 168,700 jobs have been created
- Iowa's unemployment rate has been slashed by nearly 30%
- Over \$9 billion in private capital investment has located in Iowa
- We passed the largest tax cut in our state's history, which through a close collaboration between the Iowa Department of Revenue and county government, is being implemented throughout the state, and
- We invested historically in our children's future through transformational education reform.

And we did it by working together.

Together, during the 2014 legislative session, we worked across partisan lines to pass a historic Home Base Iowa package that attracts veterans leaving the military service to Iowa to fill the high-quality careers available here.

Our actions are working.

Today, over 600 veterans have been matched with jobs in Iowa through our Home Base Iowa initiative. Eight cities and counties have become Home Base Iowa Communities, standing ready to embrace veterans and their families as they transition to civilian life and eight college campuses have earned the Home Base Iowa CHAMPS designation for their commitment to welcoming service members to campus.

Already, our work together has resulted in over 24,000 jobs being posted on the Home Base Iowa jobs bank.

Our work to pass Home Base Iowa is bringing new business to the state, as well. Earlier this month I met one of the owners of Capital Armament Company.

A former United States Marine, he informed me that the company will be relocating from Minnesota to Sibley, Iowa, in part because of our Home Base Iowa program and friendly business environment.

Simply put, by working together, we've ensured that veterans leaving the service have boundless opportunities to live, work and prosper in Iowa. Our work demonstrates that no veteran should have to worry about finding a job after sacrificing so much for our state and our nation.

Our work, through the Iowa Apprenticeship and Job Training program, the Skilled Iowa Initiative and the National Career Readiness Certificate, among other initiatives, helped hard-working Iowans move forward.

Unlike past years when tuition was raised by over 17 percent, we worked together to pass a tuition freeze for Iowa students at our Regents universities.

Our work has put us on a bright, sustainable path. Our budget is balanced, our state maintains a budget surplus, our economic emergency accounts are fully funded and our unemployment rate is the 10th lowest in the nation.

And we've done it together.

With our continued progress, we must continue to be mindful of the prudent budgeting that brought us the opportunity to reinvest in our children and return taxpayers' hard-earned money. Through careful management, we can continue to grow, even if we encounter choppy waters.

We must continue following the lead of our fellow Iowans. Like the nearly 40 farmers who came together in Northwest Iowa in October with eight combines, six dump carts and a dozen trucks to help harvest the beans for their fallen friend.

The message that rings out today, and always in Iowa is, "Together, we can."

Together we can we can make our schools safer. We can continue implementing transformational education reform while passing new measures to protect our students from bullying and harassment in schools.

Together we can strengthen our rural infrastructure by connecting every acre in Iowa to high-speed Internet. Better access to broadband means ensuring modern farming methods can flourish in all Iowa fields as part of a modern infrastructure.

Strengthening our infrastructure also means we must come together and strengthen the roads and bridges that connect our farmers, schools and Main Street businesses to the world.

We can make college more affordable and accessible for Iowans. We can renew our commitment to providing affordable world-class education at our Regents universities by offering select degrees for \$10,000 and again freezing tuition for Iowa students.

We can provide more assistance to Iowa students with financial needs attending our outstanding independent colleges and universities.

Let's continue to invest in our community colleges, including skilled training for Iowa workers. A better-trained workforce means better opportunities for Iowa families. Simply put, no position in our state should be left unfilled due to a lack of skilled workers.

Together we can make Iowa the most transparent government in the land. We can offer Iowa taxpayers a new transparency portal, making state government more open, accessible and easier to navigate.

Together, we can accomplish this forward-thinking plan of action. We have these opportunities to improve the quality of life in our state because together we made it possible.

In the fall of 2014, Lieutenant Governor Reynolds, my wife Chris and I had the opportunity to visit Sioux City, North Linn and Marshalltown school districts to discuss the important topic of preventing bullying in Iowa schools.

We were pleased to be joined at each stop by students, teachers, parents, school administrators, legislators and community leaders. What we heard at each school was clear – students are ready to stand up and say: “Let’s end bullying in Iowa.”

Now, it’s our turn.

Students in these districts, and from around the state, have told their stories of learning being disrupted and feeling unsafe. What’s worse, we know some students are even being physically and emotionally harmed.

Community leaders and parents shared that it was time for the state to act.

I agree.

Every day, children in Iowa schools are tormented by bullies. The bullies attack at school and on the Internet. They lurk not just in corners of the schoolhouse but also on Snapchat, Instagram, Facebook, Twitter, Yik Yak and through text messaging.

Iowa common sense tells us that every child in Iowa deserves to go to school each and every day in a safe and respectful learning environment. They deserve a classroom and community that allows them to grow and flourish, not live in fear of when and where the bully will strike again.

This is the year that we stand up to the bully. We can’t wait any longer. Please join Lt. Governor Reynolds, my wife Chris and me in standing up against bullying!

Together we can end bullying in Iowa, together we can protect our students and our schools from bullies.

The Bully Free Iowa Act of 2015 that I propose today gives parents more information by requiring parental notification. However, I am proposing an extra layer of protection for students.

This year’s anti-bullying legislation allows for an exception from notification if a bullied student and a school official believe that parental notification could lead to abuse, neglect or rejection.

The legislation also launches a bullying prevention program, by empowering student mentors to take ownership of anti-bullying efforts in their schools.

The bill allows a student, who changes schools due to bullying, to immediately participate in athletics. The legislation will also provide investigator training for schools.

Together we can make 2015 the year Iowa acted to protect our children and grandchildren by ending bullying in schools.

Moving Iowa forward also means ensuring our schools and communities stay safe and our families feel protected. It means we must do more to protect victims of domestic abuse. Now, domestic abusers can serve a fraction of their sentence and return to demonizing their victims.

This is wrong. It is wrong for the victims and it is the wrong policy for the safety and wellbeing of Iowans.

Let’s work together to pass additional measures ensuring victims do not live in fear of their abuser returning from prison long before the sentence is completed.

Today, I propose legislation classifying anyone convicted of domestic abuse three times as a habitual offender. This classification would triple the mandatory minimum sentence.

This legislation holds criminals accountable for their abuse, allows them ample time to rehabilitate and protects our communities.

While victims and communities will be protected from habitual offenders, together we can protect vulnerable Iowans from individuals making criminal threats.

Often times, Iowa courts order a threatening individual to stay away from a potential victim, but should the order be violated, the victim and authorities are not notified until after the fact. Sometimes, when it’s too late.

Together we can give authorities and victims the power of knowing when an abuser is in close proximity. Together we can enact legislation that expands the use of GPS monitoring on dangerous domestic abusers.

Together we can protect victims of domestic violence. Together we can work to end bullying in Iowa.

We know our budget is sound and our books are balanced. We've done this together. We've passed historic tax relief aiding Main Street businesses and we've passed measures to increase the skills of Iowa workers.

Those measures helped attract great companies creating high-quality careers for Iowans all over our state.

Facebook just opened its first Iowa data center in Altoona and is already working on an expansion.

Google is growing in Council Bluffs again, and Microsoft is expanding in West Des Moines.

Cargill and CJ opened in Fort Dodge and are bringing even more good jobs to the region.

In Sioux City, CF Industries will soon be expanding production of nitrogen fertilizer for Iowa's farmers.

The Iowa Fertilizer Plant under construction in Lee County will produce both nitrogen fertilizer and DEF to reduce pollution and increase mileage for diesel engines.

Valent BioSciences, Kinze, Kemin, Sabre, Brownell's and MidAmerican's historic wind project: all are growing right here in Iowa.

Across our state, though, farming operations still provide the lifeblood of our economy. Their continued success depends on their ability to connect.

Not only connecting their equipment to the ground, but in this day and age it also means connecting their equipment to the Internet.

Connecting with the global marketplace to sell their goods. Connecting to main streets across Iowa.

The fabric of our state is woven together by the gravel roads and the interstate system, but in this day and age it also must be connected through access to broadband as well.

This legislative session, let's come together and pass legislation allowing rural Iowa to experience continued growth and connection to the rest of Iowa and the rest of the world.

Together, let's put partisan politics aside and give rural Iowa the broadband legislation that connects every acre and connects communities to the careers of the 21st century.

Our Connect Every Acre plan focuses on providing more broadband to rural Iowa and encourages service providers to build out networks not just to the ending point, but to the rural communities in between. Between Davenport and Des Moines, between Mason City and Sioux City and all across Iowa, we are enriched by many rural communities.

Let's weave them together with the fiber of high-speed Internet, connecting every acre and covering our state with broadband Internet.

We can accomplish this together by focusing on:

- Increasing access through reasonable regulations encouraging growth, and
- Fostering expansion by creating the Iowa Farms, Schools and Communities Broadband Grant Program.

Adopting these measures demonstrates an ongoing commitment to our state's continued growth. With some of the most fertile land in the world, citizens with

exceptional work ethic and a strong sense of community pride, rural Iowa has boundless opportunities.

Together, we can adopt measures to connect every acre and give them yet another reason to believe their best days are ahead.

Building a better Iowa means building Iowa for the future. It means investing in our state's infrastructure. So let's invest in broadband Internet.

And, let's also invest in Iowa's roads and bridges.

Over the past few years, rhetoric has trumped results when it has come to action for infrastructure funding for Iowa.

A recently completed Battelle study demonstrates the need for us to take a hard look at adequate road funding. The study shows that without action, funding available for road and bridge maintenance will fall short of what is needed to remain competitive and, more importantly, safe.

Without action, Iowa's roads and bridges face an uncertain future. Our farmers will find it more difficult in delivering commodities to market.

Business and industry will look elsewhere when considering where to invest and grow. As the study found, sound infrastructure remains a prerequisite for economic development.

This is our opportunity to pave the road toward Iowa's strong future. Together, we can find common ground and pass a bipartisan plan to fund the systems critical to our state's vitality: Iowa's roads and bridges, and our broadband infrastructure.

Building an infrastructure as strong as the future that we all want for Iowa must be a bipartisan priority this legislative session!

I'm confident we can find a solution together. We Iowans always do.

Iowans' exceptional work ethic, commitment and dedication are recognized across the country and around the world. Yet within our state today, skilled job openings are abundantly available and going unfilled.

Last October, I toured Omaha Standard Palfinger in Council Bluffs. They are an international company that produces hoists, service cranes, lift gates and more.

The Council Bluffs manufacturing facility was buzzing on the day I visited and the production floor was filled with welders and machinists. I saw their passion for their trade and their commitment to a superior product.

For years, lift gates and service cranes had been produced overseas.

Now, they're being manufactured in America. They're being produced in Council Bluffs, Iowa.

After our tour, company leadership shared that they are eager to hire more workers in Council Bluffs, if only they could find those who have the right skills. These are long-term, high-paying careers for Iowans that should not be left open.

Together, we can establish the Center for Human Capital Enrichment, a public-private partnership, dedicated to aligning education and training of Iowa workers. With a stronger workforce in place, we'll bring more manufacturing and highly-skilled jobs to our state.

Let's lift up the Iowa worker. We can help companies like Omaha Standard Palfinger, who are ready to expand and fill more jobs in Iowa.

Our state budget is tight, that is no secret. Iowans rightly expect predictability and stability in state government. They also rightly expect our state budget to reflect their priorities.

The biennial budget I propose today is balanced, works within our five-year projections and still freezes tuition for Iowa students at our state universities for the third straight year!

Freezing tuition for the third consecutive year is a bold step in providing an affordable higher education in Iowa. But our path doesn't end there.

That's why we challenged Iowa's Board of Regents to develop a plan that offers students a set of degrees that they can earn for \$10,000.

In addition, I am offering legislation creating the Iowa Student Debt Reorganization Tax Credit. This tax credit allows individuals to volunteer for worthy causes and in exchange have contributions made toward their student debt.

We've worked together to freeze tuition, now let's continue to take the right steps in making Iowa a leader in reducing student debt.

Iowans rightly expect high-quality for the money they spend on education as well as a government that reflects our shared values.

Together, we worked to increase transparency in government, making it as open and honest as the people of our great state.

We created the Iowa Public Information Board to give the public a resource when seeking information from local and state government. I'm pleased to report the Public Information Board has responded to 643 cases in the last fiscal year.

More and more, the inquiries are not complaints, but rather questions from policy makers about how they can be more transparent. The Iowa Public Information Board is making every layer of government more open.

This year, I'm recommending that Iowa establish a Government Accountability Portal—a one-stop-shop for citizens seeking information.

The portal, housed within the Public Information Board, will field requests and respond within one business day. As state employees, we are here to serve the taxpayers.

Iowa can do more to improve government transparency. For many years, the people of Iowa, who fund state government, have been kept in the dark on personnel decisions because of a loophole in Iowa's open records law.

I was pleased last year when the Iowa House passed bipartisan legislation that would shine light on these personnel files.

A substantiated offense, while a government employee is being paid by the taxpayers, should not be hidden in the shadows.

Together, in the best interest of taxpayers, we can shine light on these records and make our state government even more open, honest and transparent.

As I travel the state, I marvel at the endless beauty of our landscape. When I visit all 99 counties, it never ceases to amaze me what local communities are doing to continually improve their main streets and local quality of life.

From the High Trestle Trail bridge near Madrid, to the revitalization of downtown Cedar Rapids. From the Lewis and Clark State Park along the banks of the Missouri River to the Historic Millwork District in Dubuque near the Mississippi River. Our land between two rivers offers our citizens a high quality of life and our visitors many attractions.

But as Lt. Governor Reynolds and I continue to work to bring more business and industry to the state, we hear that companies are interested not only in our welcoming business climate, but also a high quality of life for their employees.

This year, I am proposing Iowa NEXT, a holistic plan for quality of life initiatives across the state. Let's bring together state agencies that have a shared interest in quality of life initiatives and invest in our parks, trails, lakes and museums.

The proposals outlined today will impact every Iowan. They will help to create jobs, protect students and families and open up our government.

Like the old saying goes, many hands make light work.

Remember back to June of last year.

Torrential rains pummeled Northwest Iowa.

In the Sioux County town of Rock Valley, the Rock River surged over its banks and into the streets and homes of residents. A few short weeks before RAGBRAI, citizens and community leaders wondered if they'd be able to recover.

When I arrived in Rock Valley, I had little doubt.

In a town of only 3,500, 1,700 people showed up to sandbag. Members of the town helped evacuate a local assisted living home. Emergency managers stayed up throughout the night to ensure the safety and wellbeing of locals, their homes and the town's infrastructure.

And when the cyclists of RAGBRAI from around the globe arrived in Rock Valley, the city was ready, because they worked together.

When a challenge arrives, we Iowans get to work. We know that by working together we can find a solution to any problem.

The 86th General Assembly is upon us. With it, comes an opportunity.

Working together and moving forward is the Iowa Way.

Let's come together again to make our schools stronger and safer, our communities more connected, our families better protected, our workers better trained, our universities more affordable and our government the most transparent in the United States.

Now is the time to get to work. Together, we can build a better Iowa.

Thank you. God Bless You. And God Bless the State of Iowa.

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

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:38 a.m. until 9:00 a.m., Wednesday, January 14, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Gerald and Clarissa Rozenboom, Oskaloosa—For celebrating their 70th wedding anniversary. Senator Rozenboom.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 13, 2015, 2:30 p.m.

Members Present: Petersen, Chair; Anderson, Ranking Member; Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: McCoy, Vice Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 2:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 13, 2015, 1:30 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: Behn (excused).

Committee Business: Introductions; adopted committee rules.

Adjourned: 1:50 p.m.

STATE GOVERNMENT

Convened: Tuesday, January 13, 2015, 3:35 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: McCoy (excused).

Committee Business: Introductions; adopted committee rules.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 16, by Zaun, a bill for an act relating to the Iowa core curriculum and core content standards for school districts and accredited nonpublic schools.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 17, by Soddors, a bill for an act relating to supplementary weighting for shared operational functions and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 18, by Brase, 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 under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 19, by Brase, a bill for an act relating to the determination of city population for purposes of civil service commissions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 20, by Brase, a bill for an act providing access and communication through the Iowa communications network between local law enforcement agencies, E911 public safety answering points, and related facilities.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 21, by Wilhelm, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 22, by Ragan, a bill for an act providing for the criminal offense of service dog abuse, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 23, by McCoy, a bill for an act establishing a criminal penalty for a violent habitual offender.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 24, by Horn and Zumbach, a bill for an act relating to gambling games licensure and the wagering tax on gambling games.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1001 Human Resources

Relating to a dementia proficient workforce task force.

SSB 1002 Human Resources

Relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

SSB 1003 Judiciary

Providing that peace officers and retired peace officers qualify as classroom driver education instructors.

SSB 1004 Labor and Business Relations

Permitting the voluntary receipt by employees of payment of wages by debit card or pay card and making penalties and remedies applicable.

SSB 1005 Judiciary

Relating to the reclassification of marijuana, including tetrahydrocannabinols, and the possession of marijuana, and providing a penalty.

SSB 1006 Judiciary

Relating to the confidentiality of audio recordings used by shorthand reporters.

SSB 1007 Judiciary

Relating to support of the poor by certain relatives.

SSB 1008 Judiciary

Relating to certain agreements entered into by certified shorthand reporters.

SSB 1009 Judiciary

Enhancing the criminal penalty for an assault on an operator of a motor vehicle providing transit services as part of a public transit system, and providing penalties.

SSB 1010 Judiciary

Relating to the disposition of seized firearms or ammunition.

SSB 1011 Judiciary

Relating to kidnapping of a minor, and providing penalties.

SSB 1012 Veterans Affairs

Concerning lottery games and revenue for support of veterans.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2

VETERANS AFFAIRS: Danielson, Chair; Hart and Rozenboom

SSB 1001

HUMAN RESOURCES: Wilhelm, Chair; Allen and Johnson

SSB 1002

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Segebart

SSB 1003

JUDICIARY: Sodders, Chair; Petersen and Schneider

SSB 1004

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Seng

SSB 1005

JUDICIARY: Sodders, Chair; Hogg and Schneider

SSB 1006

JUDICIARY: Bisignano, Chair; Shipley and Taylor

SSB 1007

JUDICIARY: Hogg, Chair; Quirmbach and Whitver

SSB 1008

JUDICIARY: Hogg, Chair; Shipley and Taylor

SSB 1009

JUDICIARY: Petersen, Chair; Hogg and Zaun

SSB 1010

JUDICIARY: Kinney, Chair; Garrett and Quirmbach

SSB 1011

JUDICIARY: Kinney, Chair; Garrett and Petersen

SSB 1012

VETERANS AFFAIRS: Danielson, Chair; Allen and Costello

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 14, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Tuesday, January 13, 2015, was approved.

The Senate stood at ease at 9:09 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:43 a.m., President Jochum presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:44 a.m. until the fall of the gavel.

The Senate resumed session at 9:52 a.m., President Jochum presiding.

In accordance with House Concurrent Resolution 3, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 3, duly adopted, the joint convention was called to order at 9:56 a.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Jochum declared a quorum present and the joint convention duly organized.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Hogg, Taylor, and Schneider on the part of the Senate, and Representatives Dolecheck, Maxwell, and Brown-Powers on the part of the House.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Honorable Mark S. Cady, Chief Justice of the Iowa Supreme Court, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Soddors, Courtney, and Garrett on the part of the Senate, and Representatives Baltimore, Gustafson, and Wolfe on the part of the House.

Secretary of State Paul Pate, Auditor of State Mary Mosiman, and Attorney General Tom Miller were escorted into the House chamber.

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

Becky Cady, wife of Chief Justice Cady; his son, Spencer Cady; and daughter-in-law, Reilly Cady were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

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

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

President Jochum then presented Chief Justice Mark S. Cady who delivered the following Condition of the Judiciary Message:

Madam President, Mr. Speaker, distinguished members of the Iowa General Assembly, Governor Branstad, Lieutenant Governor Reynolds, state officials, colleagues, family, friends, and all Iowans:

The assembly of the leadership of all three branches of government in this magnificent chamber underscores the value and success of our shared form of government. It joins with the promise of a new year and stirs a deep respect and reverence for the responsibilities we fulfill together on behalf of the people of Iowa. The three separate branches of government may work in very different ways, but we collectively work as one for the benefit of every Iowan.

My job today as chief justice is to inform you and all Iowans of the condition of the Iowa Judicial Branch. The judicial branch is accountable to do its work so that Iowans can see the value of its fair and impartial courts. It is accountable every day for the resources it is given and the important responsibilities with which it has been entrusted. We best meet these obligations by becoming the best court system we can be. I am honored to report the progress the judicial branch has made towards becoming the best court system in the nation and the value of this progress for all Iowans.

Both my grandfathers were carpenters. Like others who build with their hands, they could look at their work at the end of the day and see progress since the beginning of the day. Building Iowa's court system consistent with its goals may not reveal progress at the end of every day as easily as the work of a carpenter. It is a long, careful process that requires the hands of many, working every day. But, certain days do come along when progress can be seen and our goals are closer within reach. Again this year, the goals of the judicial branch are to:

- Protect Iowa's children;
- Provide full-time access to justice;
- Operate an efficient, full-service court system;
- Provide faster and less costly resolution of legal disputes;
- Remain open and transparent; and
- Provide fair and impartial justice for all.

Let me share with you some specific days of this past year when progress toward achieving our goals could be seen with the clarity of a carpenter at the end of the day.

I. Protecting Iowa's Children

Two days last year stand out to best describe our progress in protecting Iowa's children. One day in July, I visited with each juvenile court officer in the Iowa City district office. These skilled and devoted professionals shared stories of progress children are making under their supervision, stories told with an enthusiasm that promises greater success for more children. Just a few years ago, the stories told were of caseloads so great that our juvenile court officers could not meet face-to-face with most first-time offenders. With your support of additional juvenile court officers, coupled with the implementation of our risk-assessment and evidence-based practices, we are truly making a difference. Since 2012, the number of juveniles with criminal complaints filed against them has dropped by 2,896, a 20% decrease. During this same time, the number

of juveniles charged with felony crimes has dropped by 331, a 20% decrease. Today, there are 10% fewer young adults entering the adult correctional system.

These statistics demonstrate real progress. Now, our juvenile court officers have the time to give troubled children the specialized services they need while holding them responsible for their actions. Now, our communities are safer. Now, more children avoid a criminal record that too often impedes their future education, employment, or other opportunities for success as young adults. Now, more children have a better opportunity for a better future.

In a different but equally powerful way, progress was revealed on a day last September when I happened to run into Tom Southard, the chief juvenile court officer in the second judicial district. I casually asked him how things were going. He paused and gave the most profound response. Drawing on the full measure of his 32 years of service, he expressed his belief that we are providing the best services to children and families ever. His words captured what I had seen in Iowa City two months earlier. They captured the value of helping our children in need and the true value to this state of those who commit their careers to help its children.

Juvenile court officers are just one component of the judicial branch's positive interactions with Iowa's children and families. Every day judges decide cases regarding child welfare, adoption, and family reunification. Our Children's Justice Initiative, chaired by Justice Brent Appel of Ackworth, collaborates with the department of human services, department of education, attorneys, judges, service providers, and other stakeholders to find the best ways to serve children and families. This work is essential to the process of protecting our children, and we continue to develop new data-driven approaches for our judges to use to benefit more and more families across Iowa.

Overall, these coordinated efforts give our courts the best opportunity for progress in protecting Iowa's children.

II. Protecting Iowa's Families

Last year, again with your support, we expanded our family treatment courts into every judicial district in the state. We now operate 14 family treatment courts and will continue to add family treatment courts to help even more families in need. As you may recall, last year I shared with you a story of a single mother of two children who had recently graduated from a family treatment court in Sioux City. I read a letter her teenage son wrote to her that expressed how proud he was of her for keeping the family together by overcoming her addictions and putting her life in order with the help of a family treatment court team. After recalling the struggles he faced before his mother entered family treatment court, he wrote, "You have become the mom I've always wanted. I love that you are devoted and willing to change a lot to become the sober, loving, and caring mother you are today." I followed up with the family in November, and I am pleased to report the mother remains committed to her sobriety, maintains stable employment, and has purchased a car. The younger sister is thriving in kindergarten, and the courageous teenager who inspired all of us with his powerful letter to his mother is earning A's and B's at his high school. While this story could not be more compelling and meaningful, many more stories of success could be told this morning, and even more are yet to unfold. But, that November day was the day that could not have better told all of us how family treatment courts change lives for the better—one family, one parent, one child at a time.

III. Transforming the Civil Justice System

We are also committed to transforming our broader civil litigation system to better meet the needs of litigants and attorneys. Two years ago, Justice Edward Mansfield of Des Moines chaired a committee to study reforms to discovery procedures in civil litigation and the feasibility of a special docket to process civil claims in less time and at less expense to all parties. Twelve days ago, on January 2, a new era in civil

litigation in Iowa began. We now have new court rules that should help reduce the time and expense associated with discovery in all civil cases. We also have a new expedited track for civil lawsuits of \$75,000 or less that will enable them to be completed, from start to finish, within one year. While January 2 was just the start, that was the day when the judicial branch launched a new model of judicial efficiency to give more Iowans more access to justice.

Three additional reforms to our civil justice system are underway that will improve the delivery of justice to Iowans. First, our business court is in the second year of a three-year pilot project and continues to show promise. Justice Daryl Hecht of Sloan has been instrumental in developing and monitoring this project. As part of the effort to improve our business court, in April I met with Secretary of Agriculture Bill Northey and a group of agricultural leaders to discuss new and emerging issues that the business court should be prepared to tackle. We are committed to integrating special expertise into our court system to meet the needs of court users.

Second, we are convening a commission of experts to review existing guardianship and conservatorship laws and procedures. The goal is to develop improvements and new safeguards for the services provided to vulnerable adults and children who need help making decisions regarding their personal care, safety, or finances. Right now our court system oversees more than 22,000 active guardianship or conservatorship cases. Each person in each case deserves the best care possible. The project is under the leadership of Justice Bruce Zager of Waterloo, and the task force will include faculty from Iowa's two outstanding law schools.

Finally, we are assembling a task force chaired by Justice Thomas Waterman of Davenport to make recommendations for greater consistency, efficiency, and transparency in the resolution of family law cases. These cases are a big portion of our workload, and now is the time to make sure Iowa's court system provides the best possible practices and outcomes for families who need our courts during difficult times.

These three projects reflect our efforts to improve the legal system in areas important to all Iowans. They also build on our practice of solving problems with civility and fairness and our practice of listening to the needs and expectations of Iowans. We know we must be willing to listen, measure twice, and try new approaches to provide the best services possible for all Iowans. Together, these projects make today a day when the judicial branch can assure all Iowans that we have been listening and will continue to listen as we build the best court system in the nation.

IV. Combating Racial Disparities in the Criminal Justice System

Let me turn to the area of criminal law. As I mentioned last year, the criminal justice system in Iowa and across the nation is marked by racial disparities. There is an overrepresentation of African Americans and other minorities in the criminal justice system—from arrest to incarceration. For example, Iowa incarcerates 9.4% of its adult African American males, which is the third highest percentage in the nation. This is a difficult problem, but its complexity must not deter us from finding a solution. This past year the judicial branch began to take steps to better understand and address the persistence of racial disparities.

Let me tell you about two days that best describe the steps we have taken and the commitment of this branch to combat the problem. The first day was in July when I met in Iowa City with Judge Deborah Minot, school officials, members of the police department, and community leaders. They are finding new ways to address the racial disparities in the Johnson County juvenile justice system by reducing the number of juvenile complaints in a fair way that holds youths accountable without compromising community safety. Racial disparity is found in this statistic: 10% of all youth living in Johnson County are African American, but African American youths make up 54% of Johnson County school arrests. With training and resources from Georgetown

University, the Iowa City community is seeking to reduce racial disparities and its consequences by implementing pilot projects to reduce school referrals to juvenile court and divert low-risk teenagers into community supervision to avoid formal charges. The data-driven approach has invigorated the schools, police department, juvenile judges, juvenile court staff, and community providers with the promise of all that can be achieved by its success. It separates those teenagers who have just not yet grown up from those who need more intense services, giving both a better opportunity for a better future. The collaborative effort began in August, and we await the results of its first year of operation.

The second day was in November when I attended a judicial training session with more than 100 judges, where representatives of the NAACP presented data on racial disparities in the criminal justice system and its impact on society. We are gathering information and searching for ways to bring the promise of equal justice to everyone. The training the judicial branch provides to all staff, including new judges and magistrates, will now include education on recognizing implicit biases that may often contribute to the disparities. We will continue this training and will continue to work with others to do what we can to eliminate racial disparities in the criminal justice system.

Iowa may be a leader in the nation in the statistics showing racial disparities in its criminal justice system, but those two days were days that showed Iowa can also lead the nation in finding solutions to end racial disparities.

V. Serving Iowans and Leading the Nation with Technology

Let me turn to the day last year that may best describe our progress in providing Iowans with an efficient, full-service court system that utilizes technology to its greatest advantage. During the last four years, we have been building and implementing a completely paperless court system, known as EDMS. December 4 was the day when the four-millionth legal document was electronically filed in our court system. We now have more than one million electronically filed cases. December 4 was also the day when I was informed that EDMS will be operational in all 99 counties by June 30 of this year, six months ahead of schedule. Iowa will be the first court system in the nation to have a totally electronic, paperless process for all cases at every level. Justice David Wiggins of West Des Moines and Appellate Clerk of Court Donna Humpal have been instrumental in implementing the appellate EDM process and bringing the appellate courts into the 21st century. Today, all the cases of an appellate judge are contained in a 6-inch by 9-inch tablet. Truly transformational events have come along infrequently in our history, and this age of technology is one of them, but we have only begun to scratch the surface. For example, we are looking to integrate mobile technology into our court system that will simplify access to court information for jurors, judges, attorneys, and all Iowans. December 4 did not signal the end of a project but the beginning of a new era filled with new transformational innovations that will improve the delivery of justice and even justice itself.

VI. Enhancing Courthouse Safety and Security

While some days can be used to mark milestones of progress, other days may deliver problems, even tragedy. One such day was September 9, when there was a shooting in the Jackson County Courthouse. Our county courthouses across the state hold a proud and dignified stature in our communities. But, courthouse business, both court and other county services, can at times be adversarial and give rise to the fear of violence, and even violence itself. Every courthouse employee and visitor in this state deserves to feel safe and be safe. While courthouse security is a problem involving state and local governments, the judicial branch has joined hands with the Iowa State Association of Counties to take the steps necessary to make every courthouse in Iowa safer and more secure. We have completed surveys to determine the current levels of security in each courthouse and have started to provide training to those who work in

our courthouses and other state and county buildings. We will broaden our efforts and look forward to working with all segments of state and local government to make all public buildings safe. While the day of the Jackson County shooting was a tragedy, that was the day when tragedy was turned into an unwavering commitment to do everything possible to make sure every place of justice is a place of safety.

VII. The Promise of Justice for All

Finally, let me place the progress of the judicial branch in context. The progress in building a better court system is only accomplished with the help of the judges across this state, judges who must find the time each day to carefully decide the difficult and important issues the people of Iowa bring into our courtrooms. The judges and magistrates of this state do this work today with the honor and conviction of the best judges that preceded them and with all the wisdom we could ever hope would be found in a justice system. It is these judges—my six colleagues on the supreme court, the judges of the court of appeals, and all judges and magistrates in this state—who are making this progress possible and the promise of justice for all inevitable.

I have relied on only a handful of days to describe the progress the judicial branch has made during the past year to build a better court system. I have turned to a few days to describe some of the work yet to be accomplished. Fair and impartial justice for all is our mission. Everyone deserves to see the court process as fair and just, even if some will not see the justice in the results in the same way at the same time. While each day may not reveal our progress to all, each day is our opportunity to bring justice to Iowans through the work of judges and court staff. The architects of our grand government left for those who would follow to be the builders and carpenters. The blueprints bestowed challenge us to innovate and inspire us to do our best. It is today that the judicial branch continues to build the system of justice envisioned by its architects to benefit all people, so that one day the arc that bends towards justice and equality will be inscribed full circle to become but a point, a single point where we all stand, a point seen and felt by all with the clarity of a carpenter.

Thank you.

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

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

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:38 a.m. until 9:00 a.m., Thursday, January 15, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Conner Mowery, Council Bluffs—For achieving the rank of Eagle Scout, Troop 520.
Senator Gronstal.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, January 14, 2015, 1:00 p.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Shipley, Sodders, and Taylor.

Members Absent: Rozenboom (excused).

Committee Business: Introductions; approved committee rules.

Adjourned: 1:15 p.m.

ECONOMIC GROWTH

Convened: Tuesday, January 13, 2015, 1:30 p.m.

Members Present: Hart, Chair; Sodders, Vice Chair; Chelgren, Ranking Member; Anderson, Bisignano, Bowman, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm.

Members Absent: Chapman (excused).

Committee Business: Introductions; approved committee rules.

Adjourned: 2:00 p.m.

EDUCATION

Convened: Wednesday, January 14, 2015, 3:05 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Presentation; approved committee rules.

Adjourned: 3:40 p.m.

JUDICIARY

Convened: Tuesday, January 13, 2015, 3:00 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Introductions; approved committee rules.

Adjourned: 3:15 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, January 14, 2015, 1:30 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Bertrand, Brase, Costello, Courtney, Dearden, and Whitver.

Members Absent: Dotzler and Soddors (both excused).

Committee Business: Introductions.

Adjourned: 1:40 p.m.

INTRODUCTION OF BILLS

Senate File 25, by Taylor, a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 26, by Taylor, a bill for an act relating to relocating, establishing, and consolidating county seats.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 27, by Taylor, a bill for an act requiring the natural resource commission to allow catfish to be taken by hand fishing and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 28, by Taylor, a bill for an act relating to the property tax exemption for property designated to be a native prairie or wetland and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 29, by McCoy, a bill for an act providing for standards and requirements for threat detection and response for design and construction of school buildings.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 30, by McCoy, a bill for an act prohibiting the sale of ivory and rhinoceros horns with certain permitted exceptions and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 31, by McCoy, a bill for an act relating to sexual orientation change efforts and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 32, by McCoy, a bill for an act relating to the safe routes to school program, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 33, by Mathis, a bill for an act relating to the use of health professionals or facilities or insurance producers by life insurance companies or associations to collect medical information from applicants.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 34, by Breitbach, a bill for an act modifying the eligibility criteria for the disabled veteran homestead tax credit and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 35, by Bowman, a bill for an act concerning the hybrid formula for calculating benefits under the Iowa public employees' retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1013 Natural Resources and Environment

Authorizing the department of natural resources to quarantine preserve whitetail and land associated with the operation of hunting preserves or former hunting preserves and making penalties applicable.

SSB 1014 Transportation

Establishing the authority of the statewide interoperable communications system board over mobile architecture for communications handling software.

SSB 1015 Human Resources

Relating to the administration of medical licenses by the board of medicine.

SSB 1016 Human Resources

Relating to the employment and duties of the executive director of the dental board.

SSB 1017 Human Resources

Relating to penalties imposed by the board of medicine in licensee discipline cases.

SSB 1018 Human Resources

Relating to disciplinary procedures before the board of medicine.

SSB 1019 Human Resources

Establishing an interstate medical licensure compact.

SSB 1020 Human Resources

Relating to the Iowa information program for drug prescribing and dispensing.

SSB 1021 Human Resources

Relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority.

SSB 1022 Judiciary

Relating to the designation of additional orientation and classification units within the department of corrections.

SSB 1023 Judiciary

Relating to sexual misconduct with offenders and juveniles, and providing penalties.

SSB 1024 Judiciary

Relating to the administration of combined guardianship and conservatorship proceedings.

SSB 1025 Judiciary

Relating to access to local exchange service information.

SSB 1026 Judiciary

Relating to authorization procedures for certain county projects involving real property.

SSB 1027 Judiciary

Relating to consumer contract terms.

SSB 1028 Judiciary

Creating a private right of action for bad-faith assertions of patent infringement, and providing remedies and penalties.

SSB 1029 Judiciary

Relating to the nomination and qualifications of district judges.

SSB 1030 Judiciary

Establishing certain privileges for military victim advocates.

SUBCOMMITTEE ASSIGNMENTS**Senate File 1**

ECONOMIC GROWTH: Mathis, Chair; Danielson and Guth

Senate File 3

TRANSPORTATION: Horn, Chair; Dearden and Smith

Senate File 7

WAYS AND MEANS: Bolcom, Chair; Quirnbach and Smith

Senate File 8

WAYS AND MEANS: Quirnbach, Chair; Behn and Dotzler

Senate File 9

TRANSPORTATION: Dvorsky, Chair; Horn and Kraayenbrink

Senate File 11

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

Senate File 12

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

Senate File 13

JUDICIARY: Horn, Chair; Garrett and Sadders

Senate File 14

JUDICIARY: Horn, Chair; Garrett and Sadders

Senate File 15

JUDICIARY: Horn, Chair; Garrett and Sadders

Senate File 18

LABOR AND BUSINESS RELATIONS: Brase, Chair; Bisignano and Costello

Senate File 20

JUDICIARY: Kinney, Chair; Schneider and Sadders

Senate File 21

JUDICIARY: Sadders, Chair; Bisignano and Garrett

Senate File 27

NATURAL RESOURCES AND ENVIRONMENT: Schoenjahn, Chair; Bolkcom and Johnson

Senate File 30

NATURAL RESOURCES AND ENVIRONMENT: Seng, Chair; Petersen and Shipley

SSB 1013

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Brase and Rozenboom

SSB 1014

TRANSPORTATION: Bowman, Chair; Breitbach and Danielson

SSB 1015

HUMAN RESOURCES: Dotzler, Chair; Allen and Chelgren

SSB 1016

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

SSB 1017

HUMAN RESOURCES: Wilhelm, Chair; Garrett and Ragan

SSB 1018

HUMAN RESOURCES: Wilhelm, Chair; Garrett and Ragan

SSB 1019

HUMAN RESOURCES: Ragan, Chair; Costello and Jochum

SSB 1020

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Segebart

SSB 1021

HUMAN RESOURCES: Dotzler, Chair; Segebart and Taylor

SSB 1022

JUDICIARY: Taylor, Chair; Quirnbach and Zaun

SSB 1023

JUDICIARY: Soddors, Chair; Kinney and Zaun

SSB 1024

JUDICIARY: Hogg, Chair; Bisignano and Shipley

SSB 1025

JUDICIARY: Bisignano, Chair; Garrett and Kinney

SSB 1026

JUDICIARY: Petersen, Chair; Hogg and Whitver

SSB 1027

JUDICIARY: Hogg, Chair; Horn and Whitver

SSB 1028

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 1029

JUDICIARY: Hogg, Chair; Schneider and Soddors

SSB 1030

JUDICIARY: Soddors, Chair; Quirnbach and Schneider

JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 15, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by the Honorable Robert M. Hogg, member of the Senate from Linn County, Cedar Rapids, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Wednesday, January 14, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:15 a.m. until 8:15 a.m., Friday, January 16, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Lucas Farrington, Rockwell City—For achieving the rank of Eagle Scout, Troop 94. Senator Kraayenbrink.

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Thursday, January 15, 2015, 10:10 a.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, and Hart.

Members Absent: Quirnbach and Sinclair (both excused).

Committee Business: Introductions.

Adjourned: 10:25 a.m.

VETERANS AFFAIRS

Convened: Wednesday, January 14, 2015, 4:05 p.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Chelgren, Costello, Hart, Ragan, and Rozenboom.

Members Absent: Danielson and Sadders (both excused).

Committee Business: Introductions; approved committee rules.

Adjourned: 4:15 p.m.

INTRODUCTION OF BILLS

Senate File 36, by Quirnbach, 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 under Rule 28 and referred to committee on **State Government**.

Senate File 37, by Wilhelm, a bill for an act authorizing establishment of certain entities to undertake projects relating to the storage, transportation, transmission, and delivery of natural gas, to establish replacement tax districts, and to use certain replacement tax and property tax revenue to pay revenue bonds, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 38, by Jochum, a bill for an act relating to the transfer of real property by requiring disclosure of the use of property for the manufacture, use, storage, or sale of methamphetamine and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 39, by Bisignano, Bolkcom, Dotzler, Seng, Dvorsky, Hogg, Soddors, Quirmbach, Kinney, Bowman, Petersen, Wilhelm, Taylor, Horn, Dearden, Courtney, Brase, Gronstal, Jochum, Schoenjahn, and Ragan, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 40, by Quirmbach, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1031 Commerce

Prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable.

SSB 1032 Commerce

Requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions.

SSB 1033 Commerce

Relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

SSB 1034 Commerce

Concerning the reporting and payment of wine gallonage sales and taxes.

SSB 1035 Commerce

Relating to continuation of or reenrollment in group health insurance by certain dependents of public employees and including applicability date provisions.

SSB 1036 Commerce

Concerning access to documents during the competitive bidding process for public improvement contracts.

SSB 1037 Commerce

Relating to the regulation of buying club memberships.

SSB 1038 Human Resources

Relating to the regulation of tanning facilities and making penalties applicable.

SSB 1039 Human Resources

Relating to public health including public health modernization and boards of health.

SSB 1040 Transportation

Relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions.

SSB 1041 Transportation

Relating to the use of electronic communication devices while driving and making penalties applicable.

SSB 1042 Appropriations

Relating to annual salary rates for justices, judges, and magistrates, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS**Senate File 4**

EDUCATION: Dvorsky, Chair; Johnson and Quirnbach

Senate File 5

EDUCATION: Dvorsky, Chair; Johnson and Quirnbach

Senate File 6

EDUCATION: Quirnbach, Chair; Hogg and Johnson

Senate File 16

EDUCATION: Dvorsky, Chair; Quirnbach and Zaun

Senate File 17

EDUCATION: Bowman, Chair; Schoenjahn and Sinclair

Senate File 19

LOCAL GOVERNMENT: Brase, Chair; Allen and Smith

Senate File 22

JUDICIARY: Sadders, Chair; Garrett and Taylor

Senate File 23

JUDICIARY: Sadders, Chair; Garrett and Kinney

Senate File 25

LOCAL GOVERNMENT: Allen, Chair; Bisignano and Smith

Senate File 29

JUDICIARY: Hogg, Chair; Quirnbach and Zaun

Senate File 32

APPROPRIATIONS: Dvorsky, Chair; and Chapman

Senate File 33

COMMERCE: Mathis, Chair; Bolkcom and Zumbach

SSB 1031

COMMERCE: Seng, Chair; Anderson and Schoenjahn

SSB 1032

COMMERCE: Petersen, Chair; McCoy and Smith

SSB 1033

COMMERCE: Seng, Chair; Anderson and Schoenjahn

SSB 1034

COMMERCE: Seng, Chair; Anderson and Schoenjahn

SSB 1035

COMMERCE: McCoy, Chair; Anderson and Mathis

SSB 1036

COMMERCE: Courtney, Chair; Allen and Sinclair

SSB 1037

COMMERCE: Bolkcom, Chair; Allen and Zumbach

SSB 1038

HUMAN RESOURCES: Taylor, Chair; Dotzler and Johnson

SSB 1039

HUMAN RESOURCES: Allen, Chair; Segebart and Wilhelm

SSB 1040

TRANSPORTATION: Brase, Chair; Feenstra and Horn

SSB 1041

TRANSPORTATION: Bowman, Chair; Brase and Kapucian

SSB 1042

APPROPRIATIONS: Dvorsky, Chair; and Chapman

JOURNAL OF THE SENATE

FIFTH CALENDAR DAY
FIFTH SESSION DAY

Community Choice Credit Union Convention Center
Des Moines, Iowa, Friday, January 16, 2015

The Senate met in regular session at 8:20 a.m., President Jochum presiding.

A moment of silence was observed by the Senate.

The Journal of Thursday, January 15, 2015, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House of Representatives appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 4, duly adopted, the Senate proceeded to the joint convention with the House in Room 314 of the Community Choice Credit Union Convention Center.

JOINT CONVENTION

The joint convention was called to order in the Community Choice Credit Union Convention Center, adjacent to Wells Fargo Arena, in downtown Des Moines at 8:23 a.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Jochum declared a quorum present and the joint convention duly organized.

REPORT OF CANVASS OF VOTE

The report of the canvass of the vote was read by Carmine Boal, the Secretary of the Joint Convention, as follows:

MADAME PRESIDENT AND GENTLEMEN AND LADIES OF THE JOINT CONVENTION:

Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 4, 2014, beg leave to make the following report of the total vote cast for Governor:

Terry E. Branstad	666,032
Jack Hatch.....	420,786
Jonathan R. Narcisse	10,240
Lee Deakins Hieb.	20,321
Jim Hennager	10,582
Scattering.....	1,095

And the total vote cast for Lieutenant Governor at the election, held November 4, 2014:

Kim Reynolds.....	666,032
Monica Vernon.....	420,786
Michael L. Richards	10,240
Tim Watson.....	20,321
Mary Margaret Krieg.....	10,582
Scattering.....	1,095

All of which is most respectfully submitted.

JANET PETERSEN
 Teller of the Senate
 CHARLES T. ALLEN
 Assistant Teller
 MARK CHELGREN
 Assistant Teller
 CARMINE BOAL

DAWN PETTENGILL
 Teller of the House
 ZACHARY M. NUNN
 Assistant Teller
 LISA K. HEDDENS
 Assistant Teller

Chief Clerk of the House and Secretary of the Joint Convention

Senator Petersen moved the adoption of the report.

The motion prevailed by a voice vote and the report was adopted.

President Jochum announced that the Honorable Terry E. Branstad, having received the highest number of votes cast for Governor at the last general election, had been duly elected to the office of Governor of the State of Iowa for the ensuing term, or until a successor is duly elected and qualified; and the Honorable Kim Reynolds, having received the highest number of votes cast for Lieutenant Governor at the last general election, had been duly elected to the office of Lieutenant Governor of the State of Iowa for the ensuing term, or until a successor is duly elected and qualified.

The following certificates were signed in the presence of the joint convention:

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Eighty-sixth General Assembly of the State of Iowa, of all the votes cast at the general election held November 4, 2014, for the office of Governor of the State of Iowa, it appeared that Terry E. Branstad received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this sixteenth day of January, A.D., 2015.

KRAIG PAULSEN
Speaker of the House
JANET PETERSEN
Teller of the Senate
DAWN PETTENGILL
Teller of the House
CARMINE BOAL
Chief Clerk of the House and Secretary of the Joint Convention

PAM JOCHUM
Presiding Officer of the
Joint Convention

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Eighty-sixth General Assembly of the State of Iowa, of all the votes cast at the general election held November 4, 2014, for the office of Lieutenant Governor of the State of Iowa, it appeared that Kim Reynolds received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this sixteenth day of January, A.D., 2015.

KRAIG PAULSEN
Speaker of the House
JANET PETERSEN
Teller of the Senate
DAWN PETTENGILL
Teller of the House
CARMINE BOAL
Chief Clerk of the House and Secretary of the Joint Convention

PAM JOCHUM
Presiding Officer of the
Joint Convention

President Jochum then directed that the abstract of votes and certificates of election be filed with the Secretary of State.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor-elect Branstad and Lieutenant Governor-elect Reynolds of the official result of the canvass of votes.

The motion prevailed by a voice vote and President Jochum announced the appointment of Senators Petersen of Polk, Allen of Jasper, and Chapman of Dallas, on the part of the Senate, and Representatives Deyoe of Story, Rizer of Linn, and Smith of Marshall, on the part of the House.

REPORT OF COMMITTEE

Senator Gronstal moved the adoption of the report by the joint committee appointed to notify Terry E. Branstad and Kim Reynolds of their election to the office of Governor and Lieutenant Governor.

MR. PRESIDENT: As a committee appointed at the Joint Convention to notify the Honorable Terry E. Branstad and the Honorable Kim Reynolds of their election to the office of Governor and Lieutenant Governor, respectively, we beg leave to report that we have performed the duty assigned to us and that they stand ready to assume the duties of the offices to which they were elected.

Respectfully submitted,

JANET PETERSEN
CHAZ ALLEN
JAKE CHAPMAN

DAVE DEYOE
KEN RIZER
MARK D. SMITH

The motion prevailed by a voice vote and the committee was discharged.

The joint convention stood at ease at 8:28 a.m. and proceeded to the convention center ballroom for the inauguration of Governor-elect Terry E. Branstad and Lieutenant Governor-elect Kim Reynolds.

The joint convention resumed session at 9:17 a.m., President Jochum presiding.

The Legislative Inaugural Committee, consisting of Senators Ragan of Cerro Gordo, Hogg of Linn, Bolkcom of Johnson, Sinclair of Wayne, Chapman of Dallas, and Johnson of Osceola, on the part of the Senate, and Representatives Heaton of Henry, Grassley of Butler, Landon of Polk, Berry of Black Hawk, Miller of Webster, and Ourth of Warren, on the part of the House, retired to escort Governor-elect Terry E. Branstad and Lieutenant Governor-elect Kim Reynolds to the joint convention.

The joint convention stood at ease at 9:18 a.m. until the fall of the gavel.

During the procession, "Battle Hymn of the Republic" and "God Bless America" was sung by Linda Juckette and the Hope Gospel Choir.

The joint convention resumed session at 9:27 a.m., President Jochum presiding.

The family of Lieutenant Governor-elect Reynolds was escorted to their seats.

The family of Governor-elect Branstad was escorted to their seats.

Bishop Richard Pates, the Bishop of Des Moines and Chair of the Iowa Catholic Conference, was escorted to his seat.

Pastor Chuck DeVos of the Life Point Assembly of God Church in Osceola was escorted to his seat.

Auditor of State Mary Mosiman, Attorney General Tom Miller, Secretary of State Paul D. Pate, Secretary of Agriculture Bill Northey, Treasurer of State Michael L. Fitzgerald, Justices of the Supreme Court and Judges of the Court of Appeals, were seated prior to the joint convention.

Chief Justice Mark S. Cady was escorted to his seat.

The Official 2015 Inaugural Committee was escorted to their seats.

The General Assembly Inaugural Committee was escorted to their seats.

Lieutenant Governor-elect Kim Reynolds and her husband, Kevin Reynolds, were escorted to their seats by Brigadier General Drew DeHaes.

Governor-elect Terry E. Branstad and his wife, Chris Branstad, were escorted to their seats by Brigadier General Tim Orr.

The joint convention resumed session at 9:36 a.m., President Jochum presiding.

The Advancement of Colors was led by members of the Iowa National Guard.

The National Anthem was sung by the Hope Gospel Choir.

The invocation was delivered by the Bishop Richard Pates.

Chief Justice Mark S. Cady administered the oath of office to Lieutenant Governor-elect Kim Reynolds, who was assisted by her husband, Kevin Reynolds.

President Jochum presented Lieutenant Governor Kim Reynolds, who gave the following remarks:

Governor and First Lady, Senator Grassley, Senator Ernst, Governor Christie, Mr. Speaker, Mr. Leader, Mr. Chief Justice, justices and judges, legislators, elected officials, family, friends, and fellow Iowans—welcome.

Madam President, thank you for that very nice introduction.

I am incredibly humbled and deeply appreciative to be sworn in today for a second term as your Lt. Governor.

Governor Branstad, thank you for giving me another opportunity to serve as a true partner in this administration. I appreciate your perspective that the Lt. Governor should be actively involved in developing strategy, policy, and statewide initiatives to benefit all Iowans.

During these past 4 years, I've had the chance to lead global trade missions, represent Iowa on a national level, and travel to all 99 counties each year. None of those opportunities would have been possible without your confidence, ongoing support and deep belief in my ability to serve the great people of Iowa. You inspire and challenge me each day through your actions, your leadership, your energy and unparalleled commitment to Iowans.

Governor Branstad—from the bottom of my heart, thank you.

To my parents—Charles and Audrey—you made sure I understood the importance of honesty, integrity, and hard work. Your emphasis on faith, family, community and responsibility drives who I am today. I cannot thank you enough for your unwavering and unconditional love. And thank you for raising me in Iowa!

My life has been truly blessed by my experiences growing up in this wonderful place we call Iowa. I was educated in a strong school system, where I had the opportunity to learn, not just in the classroom—but on the basketball court and in the community.

My parents and that tight-knit community instilled in me the value of giving back and being prepared for every opportunity that might come my way. Mom and Dad—thank you for raising me in a place where those values are prized, celebrated and rewarded.

To my husband, Kevin, and our daughters Nicole, Jennifer and Jessica, and their husbands, Ryan, Jason and Scot. You are and continue to be my source of strength. I'm not sure I can even begin to describe the importance of each of you in my life.

It's often been said that public service is a sacrifice. However you, as well as many others in this room today, are the individuals who make the silent sacrifices that allow us to do our jobs as public servants. You bring out the best in me as a wife and mother. I treasure the times that we're together and rely upon you when we're apart.

You are a compass for maintaining direction and balance in my role as Lt. Governor. I know that I couldn't be where I am today without your love and support throughout the years.

Kevin and I also are blessed with 6 grandchildren, and, we're excited about the arrival of our 7th in May! They keep us grounded, smiling, and busy.

I know the things that I do as a leader can have an impact on their future.

That's why, it's essential, they—as well as all children—have every chance to grow as individuals, thrive in their careers and prosper as Iowans. Because their generation will be the next stewards of Iowa.

When I think about the Iowa of the future that we're creating for their generation and generations to come, I believe we have an enormous responsibility.

We have an obligation to create and promote a strong quality of life, a robust economy and a disciplined approach to government that benefits all Iowans.

However, none of these things are guaranteed. We have a personal responsibility to act, to do the right thing and doing the right thing isn't difficult when we think about the younger generation that will inherit the results of our actions, decisions, and policies.

To be true to our heritage—both today and tomorrow. That is our timeless formula for success.

The Iowa of the future will be built upon altruism.

Iowans will do as we've always done- look beyond ourselves because of our love for our families, neighbors and this great state.

Iowans know an enduring vision is the key driver for a bold future. And, we know a bold future means a focus on doing the job at hand: meeting the challenges of today with courage and perseverance.

By taking this approach, we will create an Iowa where our children will want to stay, where those who left will long to return and newcomers will feel welcome and embrace Iowa's rich culture.

An Iowa, where families choose to put down roots, rather than look beyond our borders to fulfill their dreams.

This is the Iowa of the future.

An Iowa, where opportunities exist within all 99 counties. Where Iowans come together to drive and shape those opportunities.

I know we can continue to build this Iowa for the future. I've seen first-hand what can be accomplished when Iowans join together, putting aside political labels and forging a common vision for our great state.

When leaders of good faith on both sides of the aisle came together for the greater good, we transformed education, passed the largest tax cut in Iowa history, and reined in the state budget.

Together, we accomplished remarkable things. And, together, we can achieve so much more.

Just think—a little more than three years ago, we embarked upon a critical journey to create a statewide strategy for STEM education: Science, Technology, Engineering and Math.

And, look at what has been accomplished when business and industry, elected officials, educators, parents and, most importantly, students joined together to make Iowa a national leader in STEM.

At the heart of this initiative is the Governor's STEM Advisory Council, which I'm honored to co-chair with Mary Andringa, CEO and Board Chair of Vermeer.

We serve with 45 Council members who are passionate, hard-working, visionaries who recognize that improving Iowa's STEM foundation means a brighter future for students and our economy.

Yet, even with the success of bringing together business, industry and educational partners to harness their expertise and the synergy created by this extensive network, we must continue to aggressively use STEM as a tool for economic and human capital development, ensuring we remain competitive, innovative and growing in a knowledge-based global economy.

STEM is about expanding opportunities for all.

It's about seeing children actively engaged in learning.

And, the excitement as they discover a love for math, coding, science, building a robot, solving a challenge, or experiencing lean manufacturing on the floor of a local business and the confidence that builds as they see for themselves they can do it.

As a recognized leader in STEM, Iowa is poised to connect the education to build our state for the future and use it as a tool for so much more.

STEM is an economic development tool.

Equipping a workforce with the education needed to fill the careers of tomorrow. To help attract, retain, and expand businesses and careers in our state.

STEM is a job-training tool. Providing the necessary skills to engage in a rewarding career and a high-quality job that will support a growing family, help young Iowans pay off their student loan or put a down payment on their first home.

STEM is our human capital pipeline. Ensuring that when the next Sukup, Kemin, NewLink Genetics, Innovative Lighting, or Harrisvaccines opens their doors there will be plenty of skilled and highly qualified Iowans to hire.

STEM is a mindset with an entrepreneurial spirit. Instilling critical thinking and problem solving so we are enabling the next generation of innovators to discover new products and processes creating their own path towards prosperity.

Simply put, STEM is critical to the Iowa of the future.

Improving our state's business climate also must remain a priority so the next Genova Technologies, Pear Deck, or Zero Energy Systems, can operate in an environment where entrepreneurial risk is rewarded.

Where start-up capital can be obtained and the next million-dollar idea is not smothered by thousands of pages of misguided rules and regulations. I envision an Iowa, where the next Workiva or PUCK Custom Enterprises will be successful wherever they are located within our 99 counties, whether headquartered in a revitalized urban center or the farthest reaches of rural Iowa.

I envision an Iowa where the next tech start-up can easily connect to customers and users across our state, country and world using reliable broadband, connecting Iowa products to international markets.

The Iowa of the future is vibrant!

I see an Iowa where initiatives like Waukee CAPS, Iowa Big, and the Iowa Start-Up Accelerator expand across our state encouraging young Iowans like Kinzie Farmer, a 17-year-old entrepreneur from Cedar Rapids, to grow her dynamic event called "Success She" so that talented women can network and share their stories of triumph with one another.

And, I see an Iowa in which articulate young women like Megan Weis, a bright 7th grader in West Des Moines, who stood poised at a Monday morning press conference demonstrating her passion for coding while sharing with her peers why STEM is important for their future.

As your Lieutenant Governor, I believe we are just getting started.

Iowa is, and will continue to be, America's role model when it comes to honest, hardworking citizens. Principled and dedicated leaders, and a genuine sense of service to others.

Iowa is, and will continue to be, a place that we can be proud to call home.

It's clear why we safeguard the best in our state and plan for the future when you consider who we are building the future for—our children and grandchildren.

So, let each of us leave today with a renewed commitment to Iowa.

An Iowa where resiliency, understanding and compassion help us overcome any obstacles

An Iowa where innovation, ingenuity and imagination drive job creation and economic vitality.

And, an Iowa where family, community, and responsibility help us meet our obligations for the next generation.

To the people of Iowa—I once again say thank you.

God bless you, and God bless the Great State of Iowa!

Living Water Evangelical Free Church performed.

Chief Justice Mark S. Cady administered the oath of office to Governor-elect Terry E. Branstad, assisted by his wife, Chris Branstad.

President Jochum presented Governor Terry E. Branstad who delivered the following inaugural address:

U.S. Charles Grassley, our new U.S. Senator Joni Ernst, Governor Chris Christie, Lt. Governor Reynolds, Mr. Speaker, Mr. Leader, Mr. Chief Justice, justices and judges, legislators, other elected officials, distinguished guests, family and friends: I am honored to be here, with all of you, today.

Madam President Jochum, thank you for that very nice introduction.

Lieutenant Governor Reynolds, it has been a great pleasure to serve side-by-side with you these past four years and I am thrilled our partnership will continue these next four years.

Thank you for your vision on building a more prosperous Iowa future, for your leadership on STEM education and economic development and for your remarks today.

This is my sixth inauguration as your governor. It would not have been possible without the love and support of my family.

It also would not have been possible without the support of the Iowa voters.

I still marvel at a system and a state where a poor North Iowa farm boy can be elected governor. It remains a great honor and privilege to have been chosen by the people of Iowa again and again to serve as your chief executive.

Inaugurations are celebrations. Not the celebration of any one election, but the celebrations of our heritage, our history, our democracy; and of everything that is good and right and cherished about Iowa. Our Iowa way of life is prospering.

At the inaugural celebration four years ago, however, we were a state with an unsure footing, facing budget woes and economic hard times.

We knew that coming together as Iowans to work together for Iowans was critical to our success.

I joked then, as my father used to say, our eyes were bigger than our wallets. While uncertainty may have started with the state budget, it was felt by our school districts, our businesses, and Iowa families.

Instead of shrinking from the challenges our state faced, after a long first session back, we came together.

We balanced our budget and we got our fiscal house in order. Today, our rainy day funds are again full and we operate on a two-year budget with five-year projections ensuring stability and predictability for Iowa taxpayers.

With a common cause of improving opportunity for Iowa families by making it easier for Main Street businesses to create Iowa jobs, and old-fashioned persistence, we enacted the largest property tax cut in Iowa history.

We know a globally competitive education that opens doors to better skills and better training creates a world-class work force. Getting better results for Iowa students and rewarding outstanding teachers won the day and we passed a transformational education reform.

Even on the most divisive issue of the day, health care, we did what our leaders in D.C. rarely do: we found middle ground.

These compromises were not easily reached. There was hand-wringing and politics aplenty. But I know we all fiercely believed that by working together and meeting these challenges we could find greater success, greater opportunity, and greater prosperity for our people.

We were right, results speak louder than rhetoric. Incomes are rising, government is shrinking, and we have more people employed than at any time in our state's history.

Today, we gather with Iowa facing a much different set of challenges than those of four years ago. We live in a global economy with competition coming from every hemisphere.

Although we are growing as a state, we aren't growing fast enough. Iowa remains the one state in the nation that has not grown by even 50 percent since the 1900 census.

The growth of our state, in terms of population, jobs, incomes, and opportunities—these are the challenges we now face.

My message today is this: we are the architects of our future.

This state we all call home, this The Heart of The Heartland, has an opportunity to grow.

The generational challenges our state faces, the opportunities we must embrace, call for a tried and true way of doing business in Iowa: working hard, setting long term goals, and making sacrifices to build Iowa's future.

Are we willing to make these commitments for Iowa?

Simply put, our future is what we want it to be; it is what we make it.

We can either design a blueprint for growth and build Iowa for a brighter future, a more bountiful future, cementing opportunity and prosperity, or, we can squander our hard work and the foundation we have built, fall into the partisan traps and go down a path neglecting to improve our state's standing in the world and the opportunities for prosperity for Iowans.

To meet our challenge of growth as a state, we must address very familiar areas: our business climate, our skilled workforce, revitalizing our infrastructure, and spurring greater innovation and entrepreneurship within our state.

However, we must approach these areas with a perspective grounded in the 21st century, based on the strong foundation we've built together, but also acknowledging the challenges we must face together.

I have traveled to all of Iowa's 99 counties every year as Governor. While the majesty of our landscape and the spirit of our people have not changed much, Iowa truly has.

We farm differently. Our crops are going to more places around the world than ever before and being planted and harvested by equipment laden with computers and connected to the internet.

We communicate differently. Information travels faster than ever before. When I was governor before, a cell phone was the size of a briefcase. Today, we carry phones in our pockets with more computing power than we ever dreamed possible.

We work differently. Advanced manufacturing is now the leading industry in our state and Iowa is at the forefront when it comes to turning corn and soy beans into sources of renewable energy, building products and even pharmaceuticals.

Indeed, Iowa truly has changed. And we must embrace these changes and adapt to them. This is the juncture we now face as a state, and as elected officials, as we prepare to build Iowa's future.

It's true, Iowa has seen economic and income growth. We have been beneficiaries of a strong agricultural economy.

However, laying the groundwork for future economic growth in Iowa requires building on our success, harnessing new technologies that will quickly expand and flourish. Our economic development strategy must build on our agricultural success as well as position Iowa for the global, modern marketplace.

One area that the Iowa Economic Development Authority believes is poised for tremendous growth worldwide is renewable, bio-chemical production from biomass feed stocks.

Already there are more than 3,500 US jobs working in the renewable chemicals sector but that is expected to increase fivefold.

Today, Iowa is a leader in the available supply of biomass. Let's build on our advantage and position our state for growth in this burgeoning industry with a new incentive for the production of renewable chemicals from biomass feed stocks.

Let's also encourage innovation with a more effective angel investor tax credit fostering the growth of start-up companies across our state.

Building on Iowa's agricultural success with modern bio-renewable products and improving our business climate will result in growing incomes for Iowa families.

As we position Iowa for economic growth and development in the 21st century, we must also equip Iowa workers with the training and skills to fill the jobs of the future for a career in the renewable chemical sector, in advanced manufacturing, or with a start-up company.

Building the skills of our workforce so they can build the products and ideas of the 21st century does not begin after high school. It does not begin during high school. It must begin the very day our Iowa children step foot in a school for the first time.

We have already made positive steps in this direction. With Lt. Governor Kim Reynolds' and Mary Andringa's leadership on the STEM initiative, more Iowans are getting access to critical science, technology, engineering and math education.

As Lt. Governor Reynolds said, STEM is only the first step. We must continue working to position Iowa schools to generate a skilled workforce ready for global competition.

By working from day one to equip students with the skills needed in a knowledge-based economy, we will position Iowa's workforce for the jobs of tomorrow.

As Benjamin Franklin once said, "An investment in knowledge pays the best interest."

I have proposed the greatest investment in our schools in state history. We have worked together to freeze tuition for Iowa students at our Regents institutions for the past two years, and we ought to make it three. For growth, we need a more skilled workforce and we also need more innovation and entrepreneurship in our state.

Where Iowa is lagging is creating new jobs from new companies starting here in Iowa.

Universities across this nation are full of people working on the most challenging problems and solving them with groundbreaking ideas.

Our colleges and universities are no different. Faculty and students at our colleges and universities are working on cutting edge biotechnology and medical research and coming up with new ideas for internet based businesses.

What we need to improve, is our ability to turn those extraordinary ideas into Iowa companies and Iowa jobs. Our universities can play a key role in economic growth by converting university research into industry start-ups.

Allowing these ideas to develop, grow and flourish in our state will foster growth in unforeseen areas and will build the innovative Iowa future we truly need.

Iowans know: our people and our land have always been connected. The success and bounty of one is linked to the other.

This same shared fate is true in the 21st century and it extends to economic opportunity and internet connectivity. Addressing infrastructure today means addressing broadband in addition to our roads and bridges.

I'd like to share a story with you about Michael Koenig, Stuart McCulloh and Holden Nyhus. These young men grew up on farms near Pleasantville, DeWitt and Forest City. They all walked fields as a crop scouts, marking down the location and type of weeds in a field. Sometimes they knew the type of weed and sometimes they didn't. But Michael, Stuart and Holden thought to themselves, "There has to be a better way to do this."

In May 2011, as Iowa State University students these three founded Scout Pro: A company that pairs mobile devices, a web-based application and the internet with good, old fashioned crop walking.

Their web-based application allows farmers in the field to better identify the type of weed they see and pinpoint its exact location, allowing for more efficient crop maintenance and better yields.

Our farmers, and the growth of companies like Scout Pro, rely on infrastructure for success—both roads and broadband. Addressing the infrastructure that makes both the delivery of internet faster and the roads better must be a priority as we build Iowa's future.

Looking around the room today, I know we can meet the challenges our state faces. It's what we have always done. Embracing challenges and exceeding expectations is what makes our state so great.

We have met our past challenges with perseverance and that perseverance has built character. It is that character, I believe, which gives us greater hope for our future prosperity.

As you look at the back of a one-dollar bill, you will see The Great Seal of the United States. The Seal includes an unfinished pyramid. The unfinished pyramid is just that: unfinished. Our country and our state are never finished being built, never finished improving and we are always adapting to what comes our way.

That's the funny thing about challenges and Iowans. Challenges make us work harder, dream bigger and go farther than ever before and they become opportunities for advancement.

My solemn promise to you today, is to always meet our challenges head on, earnestly and with building a more successful Iowa future as my guide.

I am ready to once again work with you to build Iowa's future. So let's build it well and let's build it together.

Thank you. God bless you and God bless the great State of Iowa.

The benediction was offered by Pastor Chuck DeVos.

Representative Hagenow moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:39 a.m. until 10:00 a.m., Tuesday, January 20, 2015.

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 20, 2015

The Senate met in regular session at 10:08 a.m., President Jochum presiding.

Prayer was offered by Pastor Mike Harvey of Carson Presbyterian Church in Carson, Iowa. He was the guest of Senator Shipley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Friday, January 16, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:24 a.m. until 9:00 a.m., Wednesday, January 21, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

COLLEGE STUDENT AID COMMISSION

Annual Report, pursuant to Iowa Code section 261.2(8). Report received on January 12, 2015.

DEPARTMENT OF EDUCATION

Kindergarten Literacy Assessment Report, pursuant to Iowa Code section 279.60. Report received on January 9, 2015.

DEPARTMENT OF HUMAN SERVICES

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 12, 2015.

Technology Reinvestment Infrastructure Status Report, pursuant to Iowa Code section 8.57C. Report received on January 12, 2015.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 12, 2015.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Financial Evaluation Report, pursuant to Iowa Code section 411.5. Report received on January 9, 2015.

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on January 12, 2015.

Technology Reinvestment Fund Infrastructure Status Report, pursuant to Iowa Code section 8.57A. Report received on January 9, 2015.

BOARD OF REGENTS

Activities, Projects, and Programs Funded with Board of Regents Innovation Fund Appropriations Report, pursuant to 2012 Iowa Acts, Chapter 1136, section 17. Report received on January 12, 2015.

Grow Iowa Values Fund: Board of Regents Report, pursuant to 2013 Iowa Acts, Chapter 141, section 54. Report received on January 12, 2015.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3(3). Report received on January 12, 2015.

Research and Development School Advisory Council Report for UNI, pursuant to Iowa Code section 256G.4. Report received on January 12, 2015.

Technology Commercialization, Marketing, and Business Development Report, pursuant to 2013 Iowa Acts, Chapter 141, section 30. Report received on January 12, 2015.

Technology Transfer and Economic Development Report, pursuant to 2013 Iowa Acts, Chapter 141, section 53. Report received on January 12, 2015.

UIHC Audited Financial Report, pursuant to Iowa Code section 263A.13. Report received on January 12, 2015.

DEPARTMENT OF REVENUE

Iowa's Venture Capital Tax Credits–Tax Credits Program Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 9, 2015.

Wind Energy Production Tax Credit and Renewable Energy Tax Credit–Tax Credits Program Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 9, 2015.

STATE FAIR FOUNDATION

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 12, 2015.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 12, 2015.

DEPARTMENT OF TRANSPORTATION

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 12, 2015.

WORLD FOOD PRIZE FOUNDATION

FY 2014 Annual Report, pursuant to 2007 Iowa Acts, Chapter 212, section 3. Report received on January 7, 2015.

REPORTS OF COMMITTEE MEETINGS

GOVERNMENT OVERSIGHT

Convended: Tuesday, January 20, 2015, 11:30 a.m.

Members Present: Hogg, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Kinney, and Whitver.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:35 a.m.

TRANSPORTATION

Convened: Tuesday, January 13, 2015, 2:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, Quirmbach, and Smith.

Members Absent: McCoy (excused).

Committee Business: Introductions.

Adjourned: 2:20 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 20, 2015, 1:10 p.m.

Members Present: Schoenjahn, Chair; Quirmbach, Vice Chair; Horn, and Sinclair.

Members Absent: Kraayenbrink, Ranking Member (excused).

Committee Business: Introductions; adopted committee rules.

Adjourned: 1:35 p.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 20, 2015, 1:05 p.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren, and Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:00 p.m.

INTRODUCTION OF BILLS

Senate File 41, by Sinclair and Chelgren, a bill for an act making an appropriation for secondary road bridge projects.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 42, by Anderson, a bill for an act relating to funding for projects on state and local roads and bridges in critical need of repair or maintenance, and making an appropriation.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 43, by Anderson, a bill for an act increasing the default speed limit on hard surface roads to sixty miles per hour.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 44, by Anderson, a bill for an act prohibiting gender-selection abortions, and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 45, by Quirnbach, Courtney, and Horn, a bill for an act relating to the eligibility criteria for the disabled veteran homestead tax credit and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 46, by Feenstra, a bill for an act relating to transitional coaching authorizations for certain individuals issued by the board of educational examiners.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 47, by Feenstra, a bill for an act relating to the school start date, establishing a school end date, and eliminating the department of education's authority to approve requests to waive the school start date.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 48, by Feenstra, a bill for an act relating to subject assessment requirements for teacher licensure by the board of educational examiners.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 49, by Soddors, a bill for an act relating to size, weight, and load limit applicability to authorized emergency vehicles.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 50, by Johnson, a bill for an act relating to wind energy conversion property located in an urban renewal area and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

STUDY BILLS RECEIVED

SSB 1043 Transportation

Relating to the operation of railroad trains by a crew of two or more persons, providing penalties, and including effective date provisions.

SSB 1044 Education

Relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program, and making appropriations.

SSB 1045 Education

Making changes to certain limitations within the national guard educational assistance program.

SSB 1046 Education

Relating to the duties and authority of the state board of education and the department of education, to the programs and activities under the purview of the state board and the department, and providing for properly related matters affecting school districts.

SSB 1047 Education

Relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions.

SSB 1048 Education

Relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions.

SSB 1049 Education

Relating to complaints filed with the board of educational examiners.

SSB 1050 Education

Establishing an Iowa principal leadership institute advisory council.

SSB 1051 Education

Relating to transitional coaching authorizations issued by the board of educational examiners.

SSB 1052 Education

Relating to eligibility to receive funding under the beginning teacher mentoring and induction program.

SSB 1053 Education

Relating to the duties of the college student aid commission.

SSB 1054 Education

Relating to information the board of educational examiners is required to review regarding applicants for license renewal.

SSB 1055 Education

Making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners.

SSB 1056 Education

Relating to eligibility requirements for the gap tuition assistance program.

SSB 1057 Education

Modifying reporting requirements relating to veterans attending postsecondary educational institutions.

SSB 1058 Education

Relating to the school start date and eliminating waiver and penalty provisions.

SSB 1059 Ways and Means

Updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 26**

LOCAL GOVERNMENT: Wilhelm, Chair; Sinclair and Taylor

Senate File 28

WAYS AND MEANS: Hogg, Chair; Allen and Schultz

Senate File 34

WAYS AND MEANS: Quirmbach, Chair; Allen and Anderson

Senate File 37

COMMERCE: Courtney, Chair; Schoenjahn and Sinclair

Senate File 38

COMMERCE: Bolkcom, Chair; Courtney and Sinclair

Senate File 39

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Courtney and Whitver

SSB 1043

TRANSPORTATION: Brase, Chair; Breitbach and Danielson

SSB 1044

EDUCATION: Hogg, Chair; Dvorsky and Johnson

SSB 1045

EDUCATION: Hart, Chair; Kraayenbrink and Mathis

SSB 1046

EDUCATION: Schoenjahn, Chair; Schultz and Wilhelm

SSB 1047

EDUCATION: Mathis, Chair; Johnson and Quirmbach

SSB 1048

EDUCATION: Mathis, Chair; Johnson and Kinney

SSB 1049

EDUCATION: Dvorsky, Chair; Behn and Hogg

SSB 1050

EDUCATION: Bowman, Chair; Kinney and Sinclair

SSB 1051

EDUCATION: Bowman, Chair; Hogg and Schultz

SSB 1052

EDUCATION: Dvorsky, Chair; Schoenjahn and Sinclair

SSB 1053

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

SSB 1054

EDUCATION: Schoenjahn, Chair; Behn and Hart

SSB 1055

EDUCATION: Schoenjahn, Chair; Bowman and Kraayenbrink

SSB 1056

EDUCATION: Wilhelm, Chair; Hart and Schultz

SSB 1057

EDUCATION: Hart, Chair; Kraayenbrink and Mathis

SSB 1058

EDUCATION: Bowman, Chair; Hart, Johnson, Sinclair, and Wilhelm

SSB 1059

WAYS AND MEANS: Jochum, Chair; Allen and Feenstra

JOURNAL OF THE SENATE

TENTH CALENDAR DAY
SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 21, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor David Yonker of the First Christian Church in Burlington, Iowa. He was the guest of Senator Courtney.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Tuesday, January 20, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:16 a.m. until 9:00 a.m., Thursday, January 22, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 13, 2015.

Status of Capitol Projects Report, pursuant to Iowa Code section 8A.321(11). Report received on January 13, 2015.

Tobacco Settlement Trust Fund Status Report, pursuant to Iowa Code section 12E.12(9). Report received on January 13, 2015.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 13, 2015.

DEPARTMENT ON AGING

Guardianship and Conservatorship Monitoring Pilot Project Report, pursuant to 2013 Iowa Acts, Chapter 138, section 52. Report received on January 16, 2015.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Loess Hills Alliance Board of Directors Report, pursuant to Iowa Code section 161D.6(6). Report received on January 15, 2015.

Revenue Bonds Capitals II Fund Status Report, pursuant to Iowa Code section 12.88A(4). Report received on January 16, 2015.

Quarterly Financial Report, pursuant to 2012 Iowa Acts, Chapter 1135, section 1. Report received on January 16, 2015.

Expenditures Report, pursuant to 2013 Iowa Acts, Chapter 132, section 1. Report received on January 16, 2015.

Water Quality Initiative Final Report, pursuant to 2013 Iowa Acts, Chapter 132, section 22. Report received on January 16, 2015.

AUDITOR OF STATE

Municipal Oversight Report, pursuant to Iowa Code section 11.6. Report received on January 15, 2015.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Commerce Revolving Fund Revenues and Expenditures Report, pursuant to Iowa Code section 546.12. Report received on January 13, 2015.

Mortgage Servicing Settlement Fund Report, pursuant to 2012 Iowa Acts, Chapter 1138, section 7. Report received on January 16, 2015.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8. Report received on January 16, 2015.

DEPARTMENT OF EDUCATION

Additional Data Report, pursuant to Iowa Code section 260C.14. Report received on January 15, 2015.

Competency-Based Education Pilot and Demonstration Projects Report, pursuant to Iowa Code section 256.24. Report received on January 16, 2015.

Online Learning Survey Report, pursuant to Iowa Code section 256.7. Report received on January 15, 2015.

Returning Dropout and Dropout Prevention Report, pursuant to Iowa Code section 257.40(2). Report received on January 16, 2015.

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Enhanced 911 Status Report, pursuant to Iowa Code section 34A.7A(3)(a). Report received on January 15, 2015.

FY 2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 13, 2015.

Iowa Flood Mitigation Board Annual Report, pursuant to Iowa Code section 418.8. Report received on January 15, 2015.

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 15, 2015.

DEPARTMENT OF HUMAN SERVICES

Direct Care Worker in Nursing Facilities Turnover Report, pursuant to 2008 Iowa Acts, Chapter 1188, section 71. Report received on January 15, 2015.

BOARD OF MEDICINE

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on January 13, 2015.

PROFESSIONAL LICENSING AND REGULATION BUREAU

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116. Report received on January 16, 2015.

DEPARTMENT OF PUBLIC DEFENSE

FY 2014 Annual Report, pursuant to Iowa Code section 29A.12. Report received on January 15, 2015.

Offenses Reported to Civilian Law Enforcement Authorities Report, pursuant to 2014 Iowa Acts, Chapter 1069, section 5. Report received on January 15, 2015.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11(16). Report received on January 14, 2015.

Reimbursements to Substance-Related Disorder Providers Report, pursuant to 2014 Iowa Acts, Chapter 1140, section 3. Report received on January 15, 2015.

IOWA PUBLIC INFORMATION BOARD

Annual Report, pursuant to 2012 Iowa Acts, Chapter 1115, section 9. Report received on January 16, 2015.

DEPARTMENT OF PUBLIC SAFETY

Technology Reinvestment Fund Status Report, pursuant to Iowa Code section 8.57C. Report received on January 16, 2015.

BOARD OF REGENTS

Annual Articulation Report, pursuant to Iowa Code section 262.9(33)(i). Report received on January 15, 2015.

Center for Health Effects of Environmental Contamination Annual Report, pursuant to Iowa Code section 263.17(4)(b). Report received on January 15, 2015.

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93 and 261.101. Report received on January 15, 2015.

Continuous Improvement Plan, pursuant to Iowa Code section 262.9. Report received on January 15, 2015.

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 15, 2015.

Revenue Bonds Capitals Fund Status Report, pursuant to Iowa Code section 12.88(4). Report received on January 15, 2015.

Revenue Bonds Capitals II Fund Status Report, pursuant to Iowa Code section 12.88A(4). Report received on January 15, 2015.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures and Contractual Obligations Report, pursuant to Iowa Code section 307.12(1)(o). Report received on January 14, 2015.

Materials and Equipment Revolving Fund Annual Purchase Report, pursuant to Iowa Code section 307.47(4). Report received on January 16, 2015.

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 15, 2015.

Revenue Bonds Capitals Fund Status Report, pursuant to Iowa Code section 12.88(4). Report received on January 15, 2015.

Revenue Bonds Capitals II Fund Status Report, pursuant to Iowa Code section 12.88(4). Report received on January 15, 2015.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 15, 2015.

DEPARTMENT OF VETERANS AFFAIRS

Agency Narrative State Performance FY 2014 Report, pursuant to Iowa Code section 7E.3. Report received on January 16, 2015.

Agency Narrative State Performance FY 2015 Report, pursuant to Iowa Code section 7E.3. Report received on January 16, 2015.

County Allocation Fund Report, pursuant to Iowa Code section 35A.5. Report received on January 15, 2015.

Veterans Trust Fund CY 2013 Report, pursuant to Iowa Code section 35A.13(8). Report received on January 16, 2015.

Veterans Trust Fund CY 2014 Report, pursuant to Iowa Code section 35A.13(8). Report received on January 16, 2015.

IOWA VETERANS HOME

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 15, 2015.

Revenue Bonds Capitals Fund Status Report, pursuant to Iowa Code section 12.88(4). Report received on January 15, 2015.

Revenue Bonds Capitals II Fund Status Report, pursuant to Iowa Code section 12.88A(4). Report received on January 15, 2015.

Vertical Infrastructure Status Report, pursuant to Iowa Code section 8.57B. Report received on January 15, 2015.

Veterans Home Discharge Report, pursuant to Iowa Code section 35D.15(d). Report received on January 15, 2015.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 21, 2015, 3:05 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Hogg (excused).

Committee Business: Presentation by Patti Schroder, Finance Support Director, representing the Iowa Education Coalition.

Adjourned: 3:45 p.m.

JUDICIARY

Convened: Wednesday, January 21, 2015, 1:00 p.m.

Members Present: Soddors, Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: Hogg, Vice Chair (excused).

Committee Business: Presentation on the new Woodbury County Veterans Court.

Adjourned: 1:55 p.m.

VETERANS AFFAIRS

Convened: Wednesday, January 21, 2015, 1:00 p.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, and Soddors.

Members Absent: None.

Committee Business: Presentation on the new Woodbury County Veterans Court.

Adjourned: 1:55 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 20, 2015, 1:10 p.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, Ranking Member; Bisignano and Smith.

Members Absent: None.

Committee Business: LSA budget presentation.

Adjourned: 1:40 p.m.

INTRODUCTION OF BILLS

Senate File 51, by McCoy, a bill for an act relating to certain animals confined in motor vehicles, including by creating a criminal offense, providing for the taking and disposition of such animals, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 52, by Taylor, a bill for an act providing a property assessment adjustment and a property tax adjustment for certain property of persons who have attained the age of sixty-five, applying income limitations, providing a penalty, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 53, by Zaun, a bill for an act relating to the grounds for termination of parental rights.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 54, by Zaun, a bill for an act relating to unfair motor vehicle repair practices in the practice of insurance and including penalty provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 55, by Zaun, a bill for an act relating to the use of federal health care reform funding for abortions, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 56, by Zaun, a bill for an act repealing statewide licensure requirements for electricians and electrical contractors, including transition provisions, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 57, by Zaun, a bill for an act relating to public employers providing office space to employee organizations and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 58, by Zaun, a bill for an act concerning private sector employee drug testing.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 59, by Chelgren, a bill for an act relating to school bus driver qualifications.

Read first time under Rule 28 and referred to committee on **Transportation**.

STUDY BILLS RECEIVED

SSB 1060 State Government

Relating to the regulation of certified public accountants and certified public accounting firms.

SSB 1061 State Government

Concerning bonding requirements for a wine direct shipper license.

SSB 1062 State Government

Providing time off from work to attend presidential precinct caucuses and making penalties applicable.

SSB 1063 State Government

Relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

SSB 1064 State Government

Making changes to the campaign finance laws relating to independent expenditures and making penalties applicable.

SSB 1065 State Government

Relating to notice requirements for public improvement projects conducted by governmental entities and the applicability of such requirements to the state board of regents.

SSB 1066 State Government

Concerning the rights of parties to private construction contracts and including applicability provisions.

SSB 1067 State Government

Relating to the licensure of naturopathic physicians and making penalty provisions applicable.

SSB 1068 State Government

Relating to fantasy sports contests.

SSB 1069 Transportation

Relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

SSB 1070 Ethics

Relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-sixth General Assembly.

SSB 1071 Ethics

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

SUBCOMMITTEE ASSIGNMENTS**Senate File 10**

STATE GOVERNMENT: Danielson, Chair; Bowman and Whitver

Senate File 24

STATE GOVERNMENT: Horn, Chair; Bertrand and Dearden

Senate File 35

STATE GOVERNMENT: Bowman, Chair; McCoy and Whitver

Senate File 36

STATE GOVERNMENT: Danielson, Chair; Bertrand and Dearden

Senate File 42

TRANSPORTATION: Dvorsky, Chair; Breitbach and Quirmbach

Senate File 43

TRANSPORTATION: Horn, Chair; Brase and Kraayenbrink

Senate File 44

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

Senate File 46

EDUCATION: Bowman, Chair; Hogg and Schultz

Senate File 47

EDUCATION: Bowman, Chair; Hart, Johnson, Sinclair, and Wilhelm

Senate File 48

EDUCATION: Dvorsky, Chair; Johnson and Quirmbach

Senate File 49

TRANSPORTATION: Brase, Chair; Bowman and Smith

Senate File 54

COMMERCE: Soddors, Chair; Allen and Anderson

SSB 1060

STATE GOVERNMENT: McCoy, Chair; Johnson and Schoenjahn

SSB 1061

STATE GOVERNMENT: Schoenjahn, Chair; Dearden and Whitver

SSB 1062

STATE GOVERNMENT: Dvorsky, Chair; Courtney and Johnson

SSB 1063

STATE GOVERNMENT: Courtney, Chair; Dearden and Schultz

SSB 1064

STATE GOVERNMENT: Danielson, Chair; Johnson and Schoenjahn

SSB 1065

STATE GOVERNMENT: Danielson, Chair; Bertrand and Courtney

SSB 1066

STATE GOVERNMENT: McCoy, Chair; Bertrand and Bowman

SSB 1067

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

SSB 1068

STATE GOVERNMENT: Danielson, Chair; Bertrand and McCoy

SSB 1069

TRANSPORTATION: Danielson, Chair; Breitbach and McCoy

SSB 1070

ETHICS: Horn, Chair; Behn, Dearden, Schultz, Seng, and Zaun

SSB 1071

ETHICS: Horn, Chair; Behn, Dearden, Schultz, Seng, and Zaun

JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 22, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Wednesday, January 21, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:16 a.m. until 1:00 p.m., Monday, January 26, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, January 14, 2015, 2:05 p.m.

Members Present: Dvorsky, Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: Danielson, Vice Chair; Dotzler and McCoy (all excused).

Committee Business: Introductions.

Adjourned: 2:15 p.m.

ETHICS

Convened: Thursday, January 22, 2015, 11:30 a.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Schultz, Ranking Member; Behn and Seng.

Members Absent: Zaun (excused).

Committee Business: Discussed SSB 1070 and 1071.

Adjourned: 11:35 a.m.

HUMAN RESOURCES

Convened: Wednesday, January 14, 2015, 4:30 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Dotzler (excused).

Committee Business: Introductions; approved committee rules.

Adjourned: 4:45 p.m.

ALSO:

Convened: Wednesday, January 21, 2015, 4:00 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Bolkcom (excused).

Committee Business: ACE guest presentations and discussions.

Adjourned: 5:05 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, January 22, 2015, 2:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, and Zumbach.

Members Absent: Shipley (excused).

Committee Business: Presentation by Dr. Dale Garner, Chief of the Wildlife Bureau of DNR.

Adjourned: 2:40 p.m.

RULES AND ADMINISTRATION

Convened: Thursday, January 22, 2015, 9:15 a.m.

Members Present: Gronstal, Chair; Jochem, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Approved assignment of Governor's appointees.

Adjourned: 9:20 a.m.

TRANSPORTATION

Convened: Wednesday, January 21, 2015, 4:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Dearden, Feenstra, Horn, Kraayenbrink, Quirmbach, and Smith.

Members Absent: Breitbach, Danielson, and McCoy (all excused).

Committee Business: Presentation by Paul Trombino, Director of the DOT; Bob Younie, Mark Lowe, and Stuart Anderson gave detailed accounts of items included in the omnibus bill.

Adjourned: 5:05 p.m.

WAYS AND MEANS

Convened: Thursday, January 15, 2015, 1:00 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: Feenstra, Ranking Member; Anderson, Behn, and McCoy (all excused).

Committee Business: Introductions; approved committee rules.

Adjourned: 1:15 p.m.

ALSO:

Convened: Tuesday, January 20, 2015, 3:30 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Dotzler, Hogg, Jochum, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: Breitbach and McCoy (both excused).

Committee Business: Discussed SSB 1059.

Adjourned: 4:00 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 22, 2015, 10:00 a.m.

Members Present: Schoenjahn, Chair; Kraayenbrink, Ranking Member; Horn and Sinclair.

Members Absent: Quirnbach, Vice Chair (excused).

Committee Business: LSA presentation.

Adjourned: 11:20 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 22, 2015, 10:05 a.m.

Members Present: Ragan, Chair; Bolkcom, Vice Chair; Segebart, Ranking Member; Dvorsky and Johnson.

Members Absent: None.

Committee Business: Presentation by DHS on the 2016–2017 HHS Budget.

Adjourned: 11:30 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 1, by Dvorsky, Bolkcom, Dotzler, Seng, Bisignano, Bowman, Petersen, Wilhelm, Taylor, Horn, Dearden, Soddors, Gronstal, Jochum, Schoenjahn, McCoy, Hart, Brase, Allen, Mathis, Ragan, Kinney, Hogg, and Danielson, a joint resolution requesting the call of a constitutional convention in order to propose an amendment to the Constitution of the United States to allow Congress and the states to prohibit or otherwise regulate the expenditure of funds for political speech by any corporation, limited liability company, or other corporate entity.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 60, by Soddors, a bill for an act relating to the coordination of, access to, and availability of broadband via fiberoptic network infrastructure throughout the state.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 61, by Dotzler, a bill for an act relating to sports tourism by modifying the regional sports authority district program, creating a sports tourism program and sports program fund, and making an appropriation.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

STUDY BILLS RECEIVED

SSB 1072 State Government

Concerning government accountability, relating to state employee bonuses, personnel records and settlement agreements and disciplinary actions, and citizen interaction with state government, and including effective date and retroactive applicability provisions.

SSB 1073 State Government

Relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law and the confidentiality of peace officers' investigative reports under the open records law.

SSB 1074 Education

Relating to at-risk, alternative and alternative school, and returning dropout and dropout prevention programs and funding.

SSB 1075 Judiciary

Relating to judicial salaries.

SSB 1076 Judiciary

Relating to nonprofit corporations' powers and duties, document filings, meetings, mergers, voting procedures, and the functions of directors and officers.

SSB 1077 Judiciary

Relating to the calculation of certain court costs in probate.

SSB 1078 Judiciary

Relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, liability of beneficiaries of payable-on-death accounts or transfer-on-death securities accounts, fiduciaries' right to property and information, and the surviving spouse's elective share.

SSB 1079 Judiciary

Relating to expert witness fees.

SSB 1080 Judiciary

Relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

SSB 1081 Judiciary

Providing an exemption from liability under the Iowa municipal tort claims Act for an officer or employee of a school district or local school board from a claim related to a person's participation in an extracurricular activity not sponsored by the school on school grounds.

SSB 1082 Local Government

Relating to the improper use of a persons with disabilities parking permit and applicable penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 40**

HUMAN RESOURCES: Dotzler, Chair; Johnson and Ragan

Senate File 59

TRANSPORTATION: Quirmbach, Chair; Breitbach and Horn

SSB 1072

STATE GOVERNMENT: Danielson, Chair; Bowman and Whitver

SSB 1073

STATE GOVERNMENT: Danielson, Chair; Bertrand and Bowman

SSB 1074

EDUCATION: Quirmbach, Chair; Hogg and Johnson

SSB 1075

JUDICIARY: Hogg, Chair; Garrett and Soddors

SSB 1076

JUDICIARY: Hogg, Chair; Kinney and Schneider

SSB 1077

JUDICIARY: Hogg, Chair; Garrett and Horn

SSB 1078

JUDICIARY: Hogg, Chair; Bisignano and Schneider

SSB 1079

JUDICIARY: Petersen, Chair; Bisignano and Whitver

SSB 1080

JUDICIARY: Hogg, Chair; Garrett and Petersen

SSB 1081

JUDICIARY: Horn, Chair; Schneider and Soddors

SSB 1082

LOCAL GOVERNMENT: Allen, Chair; Breitbach and Taylor

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR**TERM**

ADMINISTRATIVE SERVICES, DIRECTOR OF THE DEPARTMENT OF (Sec. 8A.102)

Janet Phipps Burkhead, Adel 05/19/2014 – Pleasure of the Governor

AFRICAN AMERICANS, COMMISSION ON THE STATUS OF (Sec. 216A.142)

Kenneth Morris, Jr., Cedar Rapids 07/01/2014 – 04/30/2018

Candace Williams, Davenport 05/01/2014 – 04/30/2018

ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION OF (216A.152)

Manisha Paudel, Dubuque 11/20/2014 – 04/30/2016

BOARD OF BARBERING (Sec. 147.14(1)(a))

Robert Gray, Davenport 05/01/2014 – 04/30/2017

ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)

Lisa Hull, Clarinda 06/03/2014 – 04/30/2015

EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)	
Erin Schoening, Underwood	08/29/2014 – 04/30/2017
ELECTRICAL EXAMINING BOARD (Sec. 103.2)	
Allen DeHeer, Winterset	06/17/2014 – 04/30/2017
Marg Stoldorf, Red Oak	06/17/2014 – 04/30/2017
Emily Wuebker, Afton	06/17/2014 – 04/30/2017
ELEVATOR SAFETY BOARD (Sec. 89A.13)	
Todd Christensen, Des Moines	05/01/2014 – 04/30/2018
EMPLOYMENT APPEAL BOARD (Sec. 10A.601)	
Ashley Koopmans, Des Moines	05/23/2014 – 04/30/2016
Ashley Koopmans, Des Moines	12/19/2014 – 04/30/2018
James Strohman, Ames	12/19/2014 – 04/30/2016
LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)	
Debra Schiel-Larson, Indianola	05/01/2014 – 04/30/2017
LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)	
Timothy Carmody, Council Bluffs	11/20/2014 – 04/30/2015
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5(1))	
Thomas Broeker, Burlington	05/01/2014 – 04/30/2017
PAROLE, BOARD OF (Sec. 904A.1)	
Norman Granger, Waterloo	08/28/2014 – 04/30/2018
John Hodges, Bondurant	05/19/2014 – 04/30/2018
PAROLE, CHAIRPERSON OF THE BOARD OF (Sec. 904A.3)	
John Hodges, Bondurant	05/19/2014 – Pleasure of the Governor
PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(l))	
Dennis Janssen, Clive	11/20/2014 – 04/30/2015
PUBLIC DEFENDER, STATE (Sec. 13B.2)	
Adam Gregg, Johnston	12/08/2014 – Pleasure of the Governor
PUBLIC HEALTH, DIRECTOR OF (Sec. 135.2)	
Gerd Clabaugh, Johnston	05/19/2014 – Pleasure of the Governor
REGENTS, STATE BOARD OF (Sec. 262.1)	
Sherry Bates, Scranton	12/22/2014 – 04/30/2017
SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))	
Karilynne Lenning, West Des Moines	11/20/2014 – 04/30/2017
TAX REVIEW, STATE BOARD OF (Sec. 421.1)	
Kathleen Till Stange, West Des Moines	08/29/2014 – 04/30/2019

VISION IOWA BOARD (Sec. 15F.102)

Rebecca Anderson, Burlington

11/20/2014 – 04/30/2016

BY THE TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, EXECUTIVE DIRECTOR OF THE IOWA (8D.4)

Richard Lumbard, Des Moines

09/04/2014 – Pleasure of the Commission

The appointments were referred to the committee on **Rules and Administration.**

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor’s appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on January 22, 2015:

COMMERCE

Richard Lumbard – Telecommunications and Technology Commission

ECONOMIC GROWTH

Lisa Hull – Economic Development Authority

EDUCATION

Erin Schoening – Board of Educational Examiners

Sherry Bates – State Board of Regents

HUMAN RESOURCES

Thomas Broecker – Mental Health and Disability Services Commission

Gerd Clabaugh – Director of Public Health

JUDICIARY

Timothy Carmody – Iowa Law Enforcement Academy Council

John Hodges – Chairperson of the Board of Parole

John Hodges – Board of Parole

Norman Granger – Board of Parole

Adam Gregg – State Public Defender

LABOR AND BUSINESS RELATIONS

Ashley Koopmans – Employment Appeal Board
James Strohman – Employment Appeal Board

STATE GOVERNMENT

Janet Phipps Burkhead – Director of the Department of Administrative Services

Kenneth Morris, Jr. – Commission on the Status of African Americans

Manisha Paudel – Commission of Asian and Pacific Islander Affairs

Allen DeHeer – Electrical Examining Board
Marg Stoldorf – Electrical Examining Board
Emily Wuebker – Electrical Examining Board

Todd Christensen – Elevator Safety Board

Debra Schiel-Larson – Landscape Architectural Examining Board

Dennis Janssen – Board of Physician Assistants

Karilynne Lenning – Board of Social Work

Rebecca Anderson – Vision Iowa Board

WAYS AND MEANS

Kathleen Till Stange – State Board of Tax Review

**WITHDRAWAL OF
GOVERNOR'S APPOINTEES**

The following letters from the Governor were received in the office of the Secretary of the Senate on January 22, 2015:

I am withdrawing the name of Candace Williams to serve as a member of the Commission on the Status of African Americans from further consideration by the Senate.

I am withdrawing the name of Robert Gray to serve as a member of the Board of Barbering from further consideration by the Senate.

I am withdrawing my May 23, 2014 nomination of Ashley Koopmans to the Employment Appeal Board as Employee Representative from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 26, 2015

The Senate met in regular session at 1:02 p.m., President Jochum presiding.

A moment of silence was observed by the Senate.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Thursday, January 22, 2015, was approved.

ADJOURNMENT

On motion of Senator Bolkcom, the Senate adjourned at 1:09 p.m. until 9:00 a.m., Tuesday, January 27, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Frederick Martin and Wealthy Beck—For celebrating their 65th wedding anniversary. Senator Courtney.

Osro Dabney—For celebrating his 95th birthday. Senator Courtney.

Pearl Oetken—For celebrating her 95th birthday. Senator Courtney.

David Osborne, Burlington—For celebrating his 75th birthday. Senator Courtney.

Edward Schiefer—For celebrating his 85th birthday. Senator Courtney.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Thursday, January 22, 2015, 2:00 p.m.

Members Present: Soddors, Vice Chair; Chelgren, Ranking Member; Bisignano, Bowman, Chapman, Danielson, Dotzler, Mathis, Schneider, and Wilhelm.

Members Absent: Hart, Chair; Anderson, Breitbart, Guth, and Taylor (all excused).

Committee Business: Presentation on the 2014 Battelle Report by Bill Fehrman, President and CEO of MidAmerican Energy and Debi Durham, Director of the Iowa Economic Development Authority.

Adjourned: 3:05 p.m.

EDUCATION

Convened: Monday, January 26, 2015, 1:50 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Hart (excused).

Committee Business: Presentation by Margaret Buckton from Iowa School Finance Information Services.

Adjourned: 2:20 p.m.

TRANSPORTATION

Convened: Monday, January 26, 2015, 2:30 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith.

Members Absent: Danielson (excused).

Committee Business: Approved SSB 1040; presentation by Adam Broich of LSA.

Adjourned: 2:55 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 22, 2015, 10:10 a.m.

Members Present: Dotzler, Chair; Schneider, Ranking Member; Bisignano and Smith.

Members Absent: Hart, Vice Chair (excused).

Committee Business: Public Employment Relations Board presentation.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 62, by Bolkcom, a bill for an act relating to the use of triclosan in certain products, providing civil penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 63, by Chelgren, Zaun, Rozenboom, Kapucian, Behn, Anderson, McCoy, Costello, Guth, Schultz, and Kraayenbrink, a bill for an act establishing a public offense for intimidation by desecration of flag or insignia in violation of individual rights, classifying the offense as a hate crime, and including penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 64, by Chelgren, a bill for an act relating to the teaching effectiveness and employment of professors employed by institutions of higher learning under the control of the state board of regents.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 65, by Chelgren, Whitver, Costello, and Garrett, a bill for an act concerning state agency rulemaking procedures relative to rules required pursuant to federal law.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 66, by Chelgren, Whitver, Schultz, and Zaun, a bill for an act relating to the option of voting straight party.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 67, by Chelgren and Whitver, a bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 68, by Dearden, a bill for an act relating to the display of motor vehicle registration plates.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 69, by Wilhelm, a bill for an act relating to filling school board vacancies.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 70, by Feenstra, a bill for an act repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 71, by Feenstra, a bill for an act concerning requirements for state purchasing from prison industries.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 72, by Zaun, a bill for an act relating to statements of refund value on beverage containers for wine.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 73, by Johnson, a bill for an act abolishing county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

STUDY BILLS RECEIVED

SSB 1083 Ways and Means

Relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

SSB 1084 Local Government

Related to the compensation of elective county officers.

SSB 1085 Commerce

Expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date and retroactive applicability provisions.

SSB 1086 Commerce

Relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 45**

WAYS AND MEANS: Quirmbach, Chair; Allen and Anderson

Senate File 50

ECONOMIC GROWTH: Danielson, Chair; Bisignano and Chelgren

Senate File 51

JUDICIARY: Sodders, Chair; Garrett and Taylor

Senate File 52

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Feenstra

Senate File 53

JUDICIARY: Hogg, Chair; Sodders and Zaun

Senate File 57

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bisignano and Costello

Senate File 60

ECONOMIC GROWTH: Sodders, Chair; Breitbach, Chelgren, Hart, and Mathis

Senate File 61

ECONOMIC GROWTH: Wilhelm, Chair; Dotzler and Guth

SSB 1083

WAYS AND MEANS: Dotzler, Chair; Hogg and Smith

SSB 1084

LOCAL GOVERNMENT: Bisignano, Chair; Guth and Taylor

SSB 1085

COMMERCE: McCoy, Chair; Allen and Anderson

SSB 1086

COMMERCE: McCoy, Chair; Petersen and Smith

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on January 26, 2015, to investigate the appointment and reappointment of the following appointees:

COMMERCE

As Executive Director of the Telecommunications and Technology Commission:

Richard Lumbard – Mathis, Chair; Allen and Anderson

ECONOMIC GROWTH

As a member of the Economic Development Authority:

Lisa Hull – Bowman, Chair; Guth and Wilhelm

EDUCATION

As a member of the Board of Educational Examiners:

Erin Schoening – Schoenjahn, Chair; Hart and Kraayenbrink

As a member of the State Board of Regents:

Sherry Bates – Quirnbach, Chair; Behn and Dvorsky

HUMAN RESOURCES

As a member of the Mental Health and Disability Services Commission:

Thomas Broecker – Dotzler, Chair; Chelgren and Mathis

As Director of Public Health:

Gerd Clabaugh – Mathis, Chair; Bolkcom and Johnson

JUDICIARY

As a member of the Iowa Law Enforcement Academy Council:

Timothy Carmody – Petersen, Chair; Kinney and Shipley

As Chairperson of the Board of Parole:

John Hodges – Quirnbach, Chair; Garrett and Petersen

As members of the Board of Parole:

John Hodges – Quirnbach, Chair; Garrett and Petersen
Norman Granger – Taylor, Chair; Garrett and Kinney

As State Public Defender:

Adam Gregg – Sodders, Chair; Hogg and Schneider

LABOR AND BUSINESS RELATIONS

As members of the Employment Appeal Board:

Ashley Koopmans – Dearden, Chair; Shipley and Sodders
James Strohman – Dearden, Chair; Shipley and Sodders

STATE GOVERNMENT

As Director of the Department of Administrative Services:

Janet Phipps Burkhead – McCoy, Chair; Johnson and Petersen

As a member of the Commission on the Status of African Americans:

Kenneth Morris, Jr. – Courtney, Chair; Horn and Johnson

As a member of the Commission of Asian and Pacific Islander Affairs:

Manisha Paudel – Bowman, Chair; Johnson and Schoenjahn

As members of the Electrical Examining Board:

Allen DeHeer – Danielson, Chair; Courtney and Johnson
Marg Stoldorf – Danielson, Chair; Courtney and Johnson
Emily Wuebker – Danielson, Chair; Courtney and Johnson

As a member of the Elevator Safety Board:

Todd Christensen – McCoy, Chair; Johnson and Petersen

As a member of the Landscape and Architectural Examining Board:

Debra Schiel-Larson – Schoenjahn, Chair; Dearden and Johnson

As a member of the Board of Physician Assistants:

Dennis Janssen – Petersen, Chair; Johnson and McCoy

As a member of the Board of Social Work:

Karilynne Lenning – Courtney, Chair; Bowman and Johnson

As a member of the Vision Iowa Board:

Rebecca Anderson – Dearden, Chair; Johnson and Schoenjahn

WAYS AND MEANS

As a member of the State Board of Tax Review:

Kathleen Till Stange – Allen, Chair; Feenstra and Hogg

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 27, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Pastor Clegguart Mitchell of the Leon Bible Church in Leon, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Isabelle Pierotti.

The Journal of Monday, January 26, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:18 a.m. until 9:00 a.m., Wednesday, January 28, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Lloyd and Donna Epley, Coralville—For their service to the Coralville Public Library. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 27, 2015, 1:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: Bisignano (excused).

Committee Business: Presentations on judicial system data minority impact.

Adjourned: 1:50 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 27, 2015, 3:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Presentations by John Olson, Environmental Specialist and Roger Bruner, Supervisor of the Water Quality Monitoring and Assessment Section with DNR.

Adjourned: 1:50 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 27, 2015, 10:05 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; Rozenboom, Ranking Member; and Schultz.

Members Absent: Dearden (excused).

Committee Business: Presentation by Secretary of Agriculture, Bill Northey.

Adjourned: 11:05 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 27, 2015, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirmbach, Vice Chair; Kraayenbrink, Ranking Member; Horn and Sinclair.

Members Absent: None.

Committee Business: Presentation from Iowa Community Colleges, Dan Kinney, President of Iowa Central Community College, and Liang Chee Wee, President of Northeast Iowa Community College.

Adjourned: 11:05 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 27, 2015, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren and Taylor.

Members Absent: None.

Committee Business: Presentation by Mark Schouten, Director of the Homeland Security and Emergency Management Department.

Adjourned: 11:10 a.m.

INTRODUCTION OF BILLS

Senate File 74, by Quirmbach, a bill for an act relating to eligibility requirements and waiting list priority under the state child care assistance program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 75, by committee on Transportation, a bill for an act relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 76, by Chapman, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 77, by Petersen, a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 78, by Chapman, a bill for an act to establish a future repeal date for all administrative rules.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 79, by Bolkcom and Dvorsky, a bill for an act relating to sexual assault policies adopted by state and accredited private postsecondary institutions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 80, by Jochum, Schoenjahn, McCoy, Quirmbach, Soddors, Mathis, Dvorsky, Dotzler, Bolkcom, Bisignano, Petersen, Wilhelm, Taylor, Horn, Dearden, Courtney, Ragan, Segebart, Johnson, Zaun, and Allen, a bill for an act establishing a notification requirement for mammogram reports to patients.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 81, by Jochum, a bill for an act making certain students who are enrolled at certain barber schools or schools of cosmetology arts and sciences eligible for vocational-technical tuition grants.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 82, by Jochum, a bill for an act allowing the Iowa public information board and the office of ombudsman access in the performance of their duties to the minutes and audio recording of a closed session.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 83, by Bisignano, a bill for an act providing a property assessment adjustment and a property tax adjustment for certain property of persons who have attained the age of seventy, applying income limitations, providing a penalty, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 84, by Courtney, 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, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 85, by Courtney, a bill for an act requiring the Iowa law enforcement academy to develop training standards for the use of electronic control devices, including stun guns and tasers, by law enforcement agencies throughout the state.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 86, by Feenstra, a bill for an act relating to registration fees for motor vehicles transferred to nonprofit entities for donation to individuals.

Read first time under Rule 28 and referred to committee on **Transportation**.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 1, by committee on Rules and Administration, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-sixth general assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 1, by committee on Rules and Administration, a resolution relating to permanent rules of the senate for the eighty-sixth general assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 2, by Dix, a resolution honoring the sesquicentennial anniversary of Ellsworth Community College.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILLS RECEIVED

SSB 1087 Labor and Business Relations

Concerning political affiliation of members of the public employment relations board.

SSB 1088 Judiciary

Increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody.

SSB 1089 Judiciary

Relating to the certification and regulation of shorthand reporters.

SSB 1090 Judiciary

Relating to the refusal to submit to a chemical test of blood in operating-while-intoxicated cases.

SSB 1091 Judiciary

Relating to the granting of a dissolution of marriage when the respondent is convicted of a crime against the petitioner and is incarcerated at the time of the filing of the petition for dissolution of marriage.

SSB 1092 Judiciary

Concerning the issuance of temporary visitor driver's licenses to certain foreign nationals.

SSB 1093 Human Resources

Relating to prescription authority for certain psychologists and making penalties applicable.

SSB 1094 Human Resources

Relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists.

SSB 1095 Human Resources

Relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care.

SSB 1096 Human Resources

Relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

SSB 1097 Human Resources

Relating to persons and activities regulated by the board of nursing.

SSB 1098 Education

Establishing a mental health professional loan forgiveness program and fund.

SSB 1099 Education

Establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

SSB 1100 Education

Relating to returning dropout and dropout prevention programs.

SSB 1101 Education

Relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

SUBCOMMITTEE ASSIGNMENTS**Senate File 58**

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bisignano and Whitver

Senate File 62

HUMAN RESOURCES: Bolkcom, Chair; Chelgren and Dotzler

Senate File 64

EDUCATION: Dvorsky, Chair; Hogg and Zaun

Senate File 67

TRANSPORTATION: Dvorsky, Chair; Brase and Feenstra

Senate File 68

TRANSPORTATION: Dearden, Chair; Kraayenbrink and McCoy

Senate File 69

EDUCATION: Wilhelm, Chair; Hart and Schultz

SSB 1087

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bisignano and Shipley

SSB 1088

JUDICIARY: Sodders, Chair; Garrett and Petersen

SSB 1089

JUDICIARY: Hogg, Chair; Shipley and Taylor

SSB 1090

JUDICIARY: Kinney, Chair; Hogg and Whitver

SSB 1091

JUDICIARY: Sodders, Chair; Petersen and Whitver

SSB 1092

JUDICIARY: Bisignano, Chair; Garrett and Petersen

SSB 1093

HUMAN RESOURCES: Bolkcom, Chair; Johnson and Ragan

SSB 1094

HUMAN RESOURCES: Ragan, Chair; Johnson and Mathis

SSB 1095

HUMAN RESOURCES: Dotzler, Chair; Allen and Garrett

SSB 1096

HUMAN RESOURCES: Wilhelm, Chair; Mathis and Segebart

SSB 1097

HUMAN RESOURCES: Ragan, Chair; Bolkcom and Chelgren

SSB 1098

EDUCATION: Quirnbach, Chair; Mathis and Schultz

SSB 1099

EDUCATION: Quirnbach, Chair; Hogg and Johnson

SSB 1100

EDUCATION: Quirnbach, Chair; Sinclair and Wilhelm

SSB 1101

EDUCATION: Quirnbach, Chair; Behn and Dvorsky

FINAL COMMITTEE REPORT OF BILL ACTION

TRANSPORTATION

Bill Title: SENATE FILE 75 (SSB 1040), a bill for an act relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, McCoy, Quirnbach, and Smith. Nays, none. Absent, 2: Danielson and Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

SEVENTEENTH CALENDAR DAY
ELEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 28, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Dr. Simon Estes, an internationally renowned opera singer from Centerville, Iowa, who sang “God Bless America”. He was the guest of Senators Jochum and Quirmbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Tuesday, January 27, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on January 27, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 80, a bill for an act relating to school district funding by establishing the state percent of growth, modifying provisions relating to school district property tax replacement payments, and including effective date provisions.

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

House File 81, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:17 a.m. until 9:00 a.m., Thursday, January 29, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT ON AGING

Long-term Care Ombudsman's Report, pursuant to Iowa Code section 231.42(2)(d). Report received on January 27, 2015.

AUDITOR OF STATE

Independent Auditor's Report on Iowa Judicial Retirement System, pursuant to Iowa Code section 11.2. Report received on January 19, 2015.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Medical Malpractice Insurance Annual Report, pursuant to Iowa Code section 505.27. Report received on January 22, 2015.

DEPARTMENT OF CULTURAL AFFAIRS

Rebuild Iowa Infrastructure Fund Status Report, pursuant to Iowa Code section 8.57. Report received on January 21, 2015.

DEPARTMENT OF EDUCATION

Child Development Coordinating Council Annual Report, pursuant to Iowa Code section 256A.3. Report received on January 26, 2015.

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14(21)(c). Report received on January 27, 2015.

Early ACCESS Council Governor's Report, pursuant to Iowa Code section 34CFR, section 303.604c. Report received on January 20, 2015.

Enrich Iowa Program Report-Library Services Division, pursuant to Iowa Code section 256.57. Report received on January 23, 2015.

DEPARTMENT OF JUSTICE

Attorney General Settlements or Judgments Report, pursuant to Iowa Code section 13.2. Report received on January 20, 2015.

Victim Assistance Grant Program Report, pursuant to Iowa Code section 13.32. Report received on January 20, 2015.

IOWA LOTTERY AUTHORITY

Quarterly Report, pursuant to Iowa Code section 99G.7(1)(h). Report received on January 27, 2015.

DEPARTMENT OF NATURAL RESOURCES

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14). Report received on January 26, 2015.

Environmental Protection Commission Annual Report, pursuant to Iowa Code section 455B.105(5). Report received on January 22, 2015.

Mercury-Added Thermostats Report, pursuant to Iowa Code section 455D.16(7)(c). Report received on January 26, 2015.

State Preserves Report, pursuant to Iowa Code section 465C.8(11). Report received on January 22, 2015.

BOARD OF PHARMACY

Implementation of SF 303 Division VI Licensed Professions, Occupations, and Veterans Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on January 22, 2015.

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on January 22, 2015.

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on January 22, 2015.

PROFESSIONAL LICENSING AND REGULATION BUREAU

Implementation of SF 303 Division VI Licensed Professions, Occupations, and Veterans Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on January 21, 2015.

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment Report, pursuant to Iowa Code section 19B.5. Report received on January 23, 2015.

DEPARTMENT OF REVENUE

Health Insurance for Dependent Children Report, pursuant to Iowa Code section 422.12(m)(3). Report received on January 27, 2015.

IOWA STUDENT LOAN

Year in Review Report, pursuant to Iowa Code section 7C.13. Report received on January 19, 2015.

DEPARTMENT OF TRANSPORTATION

Midwest Regional Rail Passenger Initiative Report, pursuant to Iowa Code section 327J.3(5). Report received on January 28, 2015.

Passenger Rail Service Revolving Fund Report, pursuant to Iowa Code section 327J.3(1). Report received on January 28, 2015.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 28, 2015, 1:05 p.m.

Members Present: Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Quirmbach, Chair (excused).

Committee Business: Presentations by Sara Dougherty, Grant Ganzer, Joe Guinta, and Simon Estes.

Adjourned: 1:45 p.m.

ETHICS

Convened: Wednesday, January 28, 2015, 11:05 a.m.

Members Present: Horn, Chair; Dearden, Vice Chair; Schultz, Ranking Member; Behn, Seng, and Zaun.

Members Absent: None.

Committee Business: Approved SSBs 1070 and 1071.

Adjourned: 11:15 a.m.

HUMAN RESOURCES

Convened: Wednesday, January 28, 2015, 3:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Discussed the health care workforce.

Adjourned: 3:50 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, January 28, 2015, 2:30 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Discussed SR 1, SR 3, and SCR 1.

Adjourned: 2:45 p.m.

INTRODUCTION OF BILLS

Senate File 87, by Allen, a bill for an act relating to the vehicle registration duties of county treasurers.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 88, by Zaun, a bill for an act providing for the distribution of fines collected under a city or county automated traffic law enforcement program to local nonprofit organizations.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 89, by Zaun, a bill for an act relating to the disposition of fines collected under city and county automated traffic law enforcement programs and providing for the deposit of certain revenues into the road use tax fund.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 90, by Zaun, a bill for an act providing for a waiver of tuition and mandatory fees at regents universities for Iowa national guard members who are residents of Iowa.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 91, by Zaun, Sinclair, Whitver, Chapman, and Chelgren, a bill for an act relating to abortions including prohibiting late-term abortions with certain exceptions, providing penalties, and including an effective date provision.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 92, by Zaun, a bill for an act exempting from the individual income tax the wages of individuals who provide services to disabled individuals and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 93, by Zaun, a bill for an act providing a property assessment adjustment for certain property of persons who have attained the age of sixty-five, providing a penalty, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 94, by Petersen, a bill for an act regarding disposal of yard waste in landfills operating a methane collection system.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 95, by Chapman and Anderson, a bill for an act relating to state financing involving the state general fund expenditure limitation by revising calculation requirements for the limitation, increasing reserve fund balances, creating a safety net fund, creating an Iowa personal income tax rate reduction fund, making transfers, and providing for related state personal income tax rate reductions, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 96, by Zaun, a bill for an act providing for the licensure of operators authorized to purchase, use, and explode fireworks, and including penalties.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 97, by Zaun, a bill for an act repealing the Iowa plumber, mechanical professional, and contractor licensing Act.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 98, by Zaun and Feenstra, a bill for an act imposing a moratorium on the issuance of licenses for gambling games and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 99, by Zaun, a bill for an act relating to the grounds for termination of parental rights.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 100, by Zaun, a bill for an act relating to the use of revenues from automated traffic law enforcement programs and establishing an uninsured, hit-and-run, and underinsured motor vehicle coverage trust fund.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 101, by Zaun, a bill for an act relating to the compensation of vendors of automated traffic law enforcement systems used by a city or county.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 102, by Zaun, a bill for an act abolishing county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 103, by Anderson, 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 under Rule 28 and referred to committee on **Ways and Means**.

Senate File 104, by Anderson, a bill for an act reducing the individual and corporate income tax rates and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 105, by Anderson, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 106, by Bolkcom, Ragan, Dotzler, Mathis, Quirnbach, Hart, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Petersen, Bisignano, Dvorsky, McCoy, and Brase, a bill for an act relating to the reimbursement under the Medicaid home and community-based services waiver for the elderly.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 107, by Petersen, a bill for an act modifying the periods of time to bring civil and criminal actions relating to the sexual abuse of minors, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 2, by Dearden, a joint resolution designating the regal fritillary as the official state butterfly of the State of Iowa.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 3, by Zaun, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide home rule for school districts.

Read first time under Rule 28 and referred to committee on **Education**.

Senate Joint Resolution 4, by Zaun, a joint resolution expressing the Iowa General Assembly's refusal to recognize or support any statutes, presidential directives, or other regulations and proclamations which conflict with the Second Amendment of the Constitution of the United States and which are expressly preempted by the rulings of the United States Supreme Court.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Concurrent Resolution 2, by Zaun, Whitver, Sinclair, Feenstra, Chelgren, Chapman, and Schneider, a concurrent resolution urging the members of the Congress of the United States to propose a balanced budget amendment to the Constitution of the United States for submission to the states for ratification.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Concurrent Resolution 3, by Zaun, Whitver, Sinclair, Feenstra, Chelgren, and Chapman, a concurrent resolution claiming state sovereignty under the Tenth Amendment to the Constitution of the United States over certain mandates imposed on the states by the federal government.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Concurrent Resolution 4, by committee on Ethics, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-sixth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 3, by Dix, a resolution honoring the quasiquicentennial anniversary of Ellsworth Community College.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 4, by committee on Ethics, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-sixth General Assembly.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1102 Human Resources

Relating to the Iowa health information network, and including effective date provisions.

SSB 1103 Ways and Means

Exempting from the sales tax the sales price of certain items directly and primarily used in the production of electricity.

SSB 1104 Ways and Means

Increasing the annual aggregate tax credit authorization limit for the endow Iowa tax credit and including effective date and retroactive applicability provisions.

SSB 1105 Ways and Means

Reducing the aggregate tax credit limit for certain economic development authority programs.

SSB 1106 Ways and Means

Relating to the property tax exemption for property designated to be a native prairie or wetland and including effective date and retroactive applicability provisions.

SSB 1107 Commerce

Relating to the regulation of pharmacy benefits managers and including effective date provisions.

SSB 1108 Judiciary

Relating to the manufacturing, delivery, or possession with the intent to manufacture or deliver marijuana, including its counterfeit or simulated forms.

SSB 1109 Education

Relating to the legal age relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, and including effective date and applicability provisions.

SSB 1110 Judiciary

Relating to the expungement of not-guilty verdicts and dismissed criminal-charge records.

SSB 1111 Judiciary

Modifying the criminal offense of assault.

SSB 1112 Judiciary

Providing access and communication through the Iowa communications network for local emergency management offices.

SSB 1113 Judiciary

Relating to interpreters for persons who are limited English proficient, deaf, deaf-blind, or hard-of-hearing in certain legal proceedings and court-ordered programs.

SSB 1114 Economic Growth

Establishing a human capital enrichment advisory council and operations team.

SSB 1115 Economic Growth

Relating to the programs and duties of the economic development authority and including effective date and retroactive and other applicability provisions and other properly related matters.

SSB 1116 Economic Growth

Relating to the administration of programs by the economic development authority by creating a renewable chemical production tax credit, modifying the tax credit for investments in qualifying businesses and community-based seed capital funds, modifying the entrepreneur investment awards program, and including effective date and retroactive and other applicability provisions.

SSB 1117 Economic Growth

Concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund.

SUBCOMMITTEE ASSIGNMENTS**Senate File 63**

JUDICIARY: Horn, Chair; Sodders and Zaun

Senate File 73

LOCAL GOVERNMENT: Taylor, Chair; Brase and Sinclair

Senate File 76

WAYS AND MEANS: Quirnbach, Chair; Dotzler and Feenstra

Senate File 77

EDUCATION: Mathis, Chair; Johnson and Schoenjahn

Senate File 79

EDUCATION: Dvorsky, Chair; Kraayenbrink and Wilhelm

Senate File 80

HUMAN RESOURCES: Jochum, Chair; Segebart and Wilhelm

Senate File 81

EDUCATION: Hart, Chair; Behn and Wilhelm

Senate File 83

WAYS AND MEANS: Quirnbach, Chair; Bolkcom and Feenstra

Senate File 84

JUDICIARY: Sodders, Chair; Garrett and Taylor

Senate File 85

JUDICIARY: Sodders, Chair; Kinney and Shipley

Senate File 86

TRANSPORTATION: Bowman, Chair; Breitbach and Quirmbach

Senate File 87

TRANSPORTATION: Brase, Chair; Danielson and Feenstra

SSB 1102

HUMAN RESOURCES: Wilhelm, Chair; Johnson and Ragan

SSB 1103

WAYS AND MEANS: Petersen, Chair; Bolkcom and Feenstra

SSB 1104

WAYS AND MEANS: Dotzler, Chair; Allen and Feenstra

SSB 1105

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

SSB 1106

WAYS AND MEANS: Hogg, Chair; Allen and Behn

SSB 1107

COMMERCE: McCoy, Chair; Anderson and Schoenjahn

SSB 1108

JUDICIARY: Sodders, Chair; Garrett, Hogg, Petersen, Schneider, and Whitver

SSB 1109

EDUCATION: Quirmbach, Chair; Dvorsky and Schultz

SSB 1110

JUDICIARY: Taylor, Chair; Petersen and Shipley

SSB 1111

JUDICIARY: Petersen, Chair; Kinney and Schneider

SSB 1112

JUDICIARY: Soddors, Chair; Quirnbach and Schneider

SSB 1113

JUDICIARY: Petersen, Chair; Horn and Whitver

SSB 1114

ECONOMIC GROWTH: Bisignano, Chair; Anderson and Soddors

SSB 1115

ECONOMIC GROWTH: Wilhelm, Chair; Bowman and Guth

SSB 1116

ECONOMIC GROWTH: Hart, Chair; Chelgren and Dotzler

SSB 1117

ECONOMIC GROWTH: Taylor, Chair; Breitbach and Danielson

FINAL COMMITTEE REPORTS OF BILL ACTION**ETHICS**

Bill Title: SENATE CONCURRENT RESOLUTION 4 (SSB 1071), a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-sixth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 6: Horn, Dearden, Schultz, Behn, Seng, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 4 (SSB 1070), a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-sixth General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 6: Horn, Dearden, Schultz, Behn, Seng, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 1, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-sixth general assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 1, a resolution relating to permanent rules of the senate for the eighty-sixth general assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 3, a resolution honoring the quasiquicentennial anniversary of Ellsworth Community College.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 29, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Douglas Van Der Pol of the Bethel Christian Reformed Church in Oskaloosa, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Wednesday, January 28, 2015, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 3.

Senate Resolution 3

On motion of Senator Dix, **Senate Resolution 3**, a resolution honoring the quasiquicentennial anniversary of Ellsworth Community College, with report of committee recommending passage, was taken up for consideration.

Senator Dix moved the adoption of Senate Resolution 3, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:15 a.m. until 1:00 p.m., Monday, February 2, 2015.

APPENDIX**COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Special Investigation of Café DMACC within Des Moines Area Community College 1/4/13–5/2/14, pursuant to Iowa Code section 11.6. Report received on January 29, 2015.

Special Investigation of the Mid-Prairie Community School District 7/1/12–6/30/14, pursuant to Iowa Code section 11.6. Report received on January 29, 2015.

Special Investigation of the Softball Program of Martensdale St. Marys Community School District 7/1/09–4/30/14, pursuant to Iowa Code section 11.6. Report received on January 29, 2015.

Special Investigation of the UNI International Dance Theatre 12/01/05–2/28/14, pursuant to Iowa Code section 11.6. Report received on January 29, 2015.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Review of Bases Used for External Review of Adverse Determinations, pursuant to 2014 Iowa Acts, chapter 1140, section 112. Report received on January 29, 2015.

IOWA DENTAL BOARD

Implementation of SF 303 Division VI Licensed Professions, Occupations, and Veterans, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on January 29, 2015.

DEPARTMENT OF EDUCATION

Condition of Education Annual Report, pursuant to Iowa Code section 256.7. Report received on January 29, 2015.

IOWA LOTTERY AUTHORITY

Government Oversight Report, pursuant to Iowa Code section 99G.7. Report received on January 29, 2015.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, January 28, 2015, 4:35 p.m.

Members Present: Dvorsky, Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kraayenbrink, Mathis, Ragan, Rozenboom, Schneider, Schoenjahn, and Wilhelm.

Members Absent: Danielson, Vice Chair; Kapucian, McCoy, Segebart, and Zumbach (all excused).

Committee Business: Presentation of FY 2016–2017 Budgets and Revenue Projections by LSA.

Adjourned: 5:00 p.m.

COMMERCE

Convened: Thursday, January 29, 2015, 1:05 p.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Consideration of SSBs 1031, 1033, 1034, and 1036.

Adjourned: 1:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, January 29, 2015, 3:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: Petersen (excused).

Committee Business: Presentation and discussion with Chuck Gipp, Director of DNR.

Adjourned: 3:35 p.m.

TRANSPORTATION

Convened: Wednesday, January 28, 2015, 3:05 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, and Smith.

Members Absent: Danielson, McCoy, and Quirmbach (all excused).

Committee Business: Presentation by Art Mabry, Special Assistant Attorney General in South Dakota.

Adjourned: 3:55 p.m.

WAYS AND MEANS

Convened: Wednesday, January 28, 2015, 4:00 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Schultz, Seng, and Smith.

Members Absent: McCoy and Quirmbach (both excused).

Committee Business: Discussed SSB 1059.

Adjourned: 4:30 p.m.

**AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, January 29, 2015, 10:00 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; Rozenboom, Ranking Member; Dearden, and Schultz.

Members Absent: None.

Committee Business: Presentation on the Soil and Water Conservation Budget.

Adjourned: 10:45 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 29, 2015, 10:00 a.m.

Members Present: Ragan, Chair; Bolkcom, Vice Chair; Segebart, Ranking Member; Dvorsky and Johnson.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 29, 2015, 10:05 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Anderson and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILLS

Senate File 108, by Dotzler, a bill for an act creating an apprenticeship training tax credit available against the individual and corporate income tax and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 109, by Bolkcom, Ragan, Dotzler, Dvorsky, Mathis, Allen, Soddors, Quirmbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Petersen, Bisignano, Kinney, McCoy, Brase, and Seng, a bill for an act relating to abuse and financial exploitation of elders and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 110, by Mathis, a bill for an act establishing an Iowa employment rides initiative and related fund in the economic development authority.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 111, by Zaun, a bill for an act increasing the amount of the tuition tax credit and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 112, by Zaun, a bill for an act exempting investment counseling services from the state sales tax.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 113, by Zaun, Anderson, and Whitver, a bill for an act providing for annual review of pensions by the public retirement systems committee.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 114, by Zaun, a bill for an act relating to the review of administrative rules and the rulemaking process and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 115, by Zaun, Anderson, Rozenboom, Guth, and Whitver, a bill for an act relating to verification of social security numbers for public programs under the purview of the department of human services.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 116, by Zaun, a bill for an act authorizing a school district to adopt a mandatory uniform policy.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 117, by Zaun, a bill for an act concerning the retention of existing highway rest areas.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 118, by Zaun, Johnson, Anderson, Rozenboom, and Guth, a bill for an act establishing religious conscience protections for employers regarding the provision of health insurance or benefit coverages that include abortion and certain contraceptive services.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 119, by Zaun, Anderson, Rozenboom, and Whitver, a bill for an act relating to the sale or lease of the Iowa communications network.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 120, by Feenstra, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 121, by Garrett, Chapman, Schultz, Behn, Sinclair, Costello, Chelgren, Schneider, Guth, Rozenboom, Feenstra, Kapucian, Johnson, Segebart, Zaun, Kraayenbrink, Bertrand, Shipley, Anderson, Breitbach, Zumbach, and Smith, a bill for an act concerning government accountability, relating to state employee bonuses, and personnel records and settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED**SSB 1118 Human Resources**

Relating to the use of moneys in the anatomical gift public awareness and transplantation fund.

SSB 1119 Natural Resources

Relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

SSB 1120 Judiciary

Relating to the computation of the economic losses of crime victims and payment of compensation by the state.

SSB 1121 Judiciary

Relating to the possession of marijuana, and providing a penalty.

SUBCOMMITTEE ASSIGNMENTS**Senate File 88**

TRANSPORTATION: Dvorsky, Chair; Brase and Feenstra

Senate File 89

TRANSPORTATION: Dvorsky, Chair; McCoy and Smith

Senate File 91

HUMAN RESOURCES: Dotzler, Chair; Bolkcom and Chelgren

Senate File 94

NATURAL RESOURCES AND ENVIRONMENT: Petersen, Chair; Dearden and Zumbach

Senate File 99

JUDICIARY: Horn, Chair; Sodders and Zaun

Senate File 100

TRANSPORTATION: Dvorsky, Chair; Kraayenbrink and Quirmbach

Senate File 101

TRANSPORTATION: Dvorsky, Chair; Breitbach and McCoy

Senate File 102

LOCAL GOVERNMENT: Taylor, Chair; Brase and Sinclair

Senate File 107

JUDICIARY: Petersen, Chair; Garrett and Kinney

Senate File 117

TRANSPORTATION: Dvorsky, Chair; Quirmbach and Smith

SSB 1118

HUMAN RESOURCES: Mathis, Chair; Allen and Garrett

SSB 1119

NATURAL RESOURCES: Schoenjahn, Chair; Behn and Kinney

SSB 1120

JUDICIARY: Taylor, Chair; Garrett and Quirmbach

SSB 1121

JUDICIARY: Sodders, Chair; Garrett, Hogg, Petersen, Schneider, and Whitver

JOURNAL OF THE SENATE

TWENTY-SECOND CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 2, 2015

The Senate met in regular session at 1:04 p.m., President Pro Tempore Sodders presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Thursday, January 29, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:11 p.m. until 9:00 a.m., Tuesday, February 3, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Auditor's Report – Iowa Lottery Authority, pursuant to Iowa Code section 11.2. Report received on January 30, 2015.

DEPART OF COMMERCE (INSURANCE DIVISION)

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801(3). Report received on January 30, 2015.

Report on Dental External Review, pursuant to 2014 Iowa Acts, HF 2463, section 112. Report received on January 28, 2015.

DEPARTMENT OF EDUCATION

Core Curriculum Report, pursuant to Iowa Code section 256.9(54). Report received on February 2, 2015.

Education Report—School Infrastructure Funding, pursuant to Iowa Code section 256.9(19). Report received on February 2, 2015.

DEPARTMENT OF HUMAN SERVICES

Mental Health Services for Children and Youth Report, pursuant to Iowa Code section 225C.54(5). Report received on January 30, 2015.

DEPARTMENT OF PUBLIC HEALTH

Implementation of SF 303 Division VI Licensed Professions, Occupations, and Veterans Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on January 30, 2015.

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on January 30, 2015.

DEPARTMENT OF TRANSPORTATION

FY 2014 Annual Report of the Iowa Highway Research Board, pursuant to Iowa Code sections 310.36 and 312.3A. Report received on January 30, 2015.

FY 2014 Recycled Content Plastic Bag and Soy Inks Report, pursuant to Iowa Code section 307.21. Report received on January 30, 2015.

Registered Flex Fuel Vehicles, pursuant to Iowa Code section 452.33(3). Report received on January 30, 2015.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36. Report received on January 30, 2015.

Street Research Fund Report, pursuant to Iowa Code section 312.3A. Report received on January 30, 2015.

DEPARTMENT OF WORKFORCE DEVELOPMENT

FY 2014 Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 30, 2015.

Labor Services Report, pursuant to Iowa Code section 91.4(5). Report received on January 30, 2015.

Occupational Safety and Health Report, pursuant to Iowa Code section 88.19. Report received on January 30, 2015.

Worker's Compensation Report, pursuant to Iowa Code section 86.9. Report received on January 30, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Solon High School Volleyball Team—For being named 2014 Class 3A State Champions. Senator Dvorsky.

Helen Taylor, Council Bluffs—For celebrating her 96th birthday. Senator Gronstal.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Thursday, January 29, 2015, 3:00 p.m.

Members Present: Hart, Chair; Sodders, Vice Chair; Bisignano, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm.

Members Absent: Chelgren, Ranking Member; Anderson, Bowman, and Chapman (all excused).

Committee Business: Presentation on Iowa Economic Development Authority's proposal on biochemical tax credit and angel tax credit by Tim Whipple.

Adjourned: 3:50 p.m.

EDUCATION

Convened: Monday, February 2, 2015, 2:05 p.m.

Recessed: 2:10 p.m.

Reconvened: 2:35 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm.

Members Absent: Sinclair, Ranking Member; Behn, and Zaun (all excused).

Committee Business: Discussed SSBs 1045, 1054, 1055, and 1057.

Adjourned: 2:40 p.m.

STATE GOVERNMENT

Convened: Monday, February 2, 2015, 3:05 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Dearden, Dvorsky, Horn, Johnson, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Chapman, Feenstra, and McCoy (all excused).

Committee Business: Discussed SSBs 1061 and 1063; Vision Iowa Board appointee and Commission of Asian Pacific Islander Affairs appointee.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 122, by committee on Commerce, a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts.

Read first time under Rule 28 and **placed on calendar**.

Senate File 123, by committee on Commerce, a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 124, by committee on Commerce, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

Read first time under Rule 28 and **placed on calendar**.

Senate File 125, by committee on Commerce, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Read first time under Rule 28 and **placed on calendar**.

Senate File 126, by committee on Ways and Means, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 127, by Allen and Sinclair, a bill for an act increasing the amount of the fees retained by a county treasurer for the issuance or renewal of driver's licenses.

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

Senate File 128, by Rozenboom, a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones.

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

Senate File 129, by Hogg, a bill for an act requiring proof of financial assurance relating to accidental hazardous pipeline discharge damage claims, and including effective and applicability date provisions.

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

STUDY BILLS RECEIVED

SSB 1122 State Government

Relating to radon control and making penalties applicable.

SSB 1123 State Government

Providing for charitable food donations to food banks and similar organizations, and providing for appropriations.

SSB 1124 State Government

Concerning the sale of native wine.

SSB 1125 State Government

Concerning the definition of beer for purposes of beer brewers and wholesalers.

SSB 1126 State Government

Providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

SSB 1127 State Government

Relating to certain public safety personnel engaging in charitable solicitation on public roads and streets and making penalties applicable.

SSB 1128 State Government

Relating to health care coverage of certain nonstate public employees and officials and employees of nonprofit employers under the state health insurance plan and including effective date provisions.

SSB 1129 State Government

Relating to licensure of retired volunteer dentists and dental hygienists.

SSB 1130 State Government

Providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 2**

STATE GOVERNMENT: Dearden, Chair; Courtney and Whitver

Senate File 56

STATE GOVERNMENT: Danielson, Chair; Courtney and Johnson

Senate File 65

STATE GOVERNMENT: Danielson, Chair; Horn and Whitver

Senate File 66

STATE GOVERNMENT: Danielson, Chair; Dearden and Schultz

Senate File 71

STATE GOVERNMENT: Danielson, Chair; Feenstra and Schoenjahn

Senate File 78

STATE GOVERNMENT: Danielson, Chair; Horn and Johnson

Senate File 82

STATE GOVERNMENT: Dvorsky, Chair; Danielson and Johnson

Senate File 96

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

Senate File 97

STATE GOVERNMENT: Danielson, Chair; Courtney and Schultz

Senate File 98

STATE GOVERNMENT: Danielson, Chair; Feenstra and Schoenjahn

Senate File 113

STATE GOVERNMENT: Horn, Chair; Dvorsky and Whitver

Senate File 114

STATE GOVERNMENT: Horn, Chair; Dvorsky and Johnson

Senate File 119

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Whitver

Senate File 120

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

Senate File 121

STATE GOVERNMENT: Dvorsky, Chair; Horn and Whitver

SSB 1122

STATE GOVERNMENT: McCoy, Chair; Bertrand and Petersen

SSB 1123

STATE GOVERNMENT: Petersen, Chair; Danielson and Whitver

SSB 1124

STATE GOVERNMENT: Schoenjahn, Chair; Dearden and Schultz

SSB 1125

STATE GOVERNMENT: Courtney, Chair; Horn and Schultz

SSB 1126

STATE GOVERNMENT: Danielson, Chair; Bertrand and Horn

SSB 1127

STATE GOVERNMENT: Dearden, Chair; Dvorsky and Johnson

SSB 1128

STATE GOVERNMENT: Dvorsky, Chair; Danielson and Johnson

SSB 1129

STATE GOVERNMENT: Bowman, Chair; Johnson and Petersen

SSB 1130

STATE GOVERNMENT: Danielson, Chair; Petersen and Whitver

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 122 (SSB 1036), a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 122, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 123 (SSB 1031), a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 124 (SSB 1034), a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 125 (SSB 1033), a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 126 (SSB 1059), a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Jochum, McCoy, Schultz, Seng, and Smith. Nays, 1: Hogg. Absent, 2: Petersen and Quirnbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RESOLUTION

The following resolution was presented and placed on file:

Resolution number 2015-294 from the City of Burlington supporting increased funding for transportation projects.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Manisha Paudel – Commission of Asian and Pacific Islander Affairs

Rebecca Anderson – Vision Iowa Board

JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 3, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Bob Dodge of United Methodist Church in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Monday, February 2, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 3, 2015, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 5, a concurrent resolution to provide for a joint convention.

Read first time and referred to committee on **Rules and Administration**.

House Concurrent Resolution 6, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-sixth General Assembly.

Read first time and referred to committee on **Rules and Administration**.

House Concurrent Resolution 7, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-sixth General Assembly.

Read first time and attached to **companion Senate Concurrent Resolution 4**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:10 a.m. until 9:00 a.m., Wednesday, February 4, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140(7)(g). Report received on February 3, 2015.

BOARD OF NURSING

Implementation of SF 303 Division VI Professions, Occupations, and Veterans, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on February 3, 2015.

DEPARTMENT OF NATURAL RESOURCES

Annual Report on Hazardous Waste/Substance Disposal, pursuant to Iowa Code section 455B.427(1). Report received on February 3, 2015.

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14). Report received on February 3, 2015.

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11(2)(c). Report received on February 3, 2015.

Household Hazardous Waste Cleanup Program Report, pursuant to Iowa Code section 455F.8. Report received on February 3, 2015.

Implementation of SF 303 Division VI Licensed Professions, Occupations, and Veterans, pursuant to 2014 Iowa Acts, Chapter 1116, section 35. Report received on February 3, 2015.

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, Chapter 1116, section 36. Report received on February 3, 2015.

Low-level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1(3)(i)(1). Report received on February 3, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Regina High School Football Team of Iowa City—For being named 2014 Class 1A State Champions. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 3, 2015, 2:00 p.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, and Zumbach.

Members Absent: Bertrand and Sadders (both excused).

Committee Business: Presentation by Libby Jacobs, Chair of the Iowa Utilities Board.

Adjourned: 2:50 p.m.

HUMAN RESOURCES

Convened: Monday, February 2, 2015, 4:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Discussion about dementia.

Adjourned: 5:00 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 3, 2015, 3:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Presentation by Dr. Matthew Helmers and Dr. Michael Castellano from ISU.

Adjourned: 3:50 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, February 3, 2015, 1:35 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Dix, Ranking Member (excused).

Committee Business: Approved HCRs 5 and 6.

Adjourned: 1:40 p.m.

TRANSPORTATION

Convened: Monday, February 2, 2015, 4:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Horn, Kraayenbrink, and Quirmbach.

Members Absent: Feenstra, McCoy, and Smith (all excused).

Committee Business: Safety officers discussed hands-free driving laws.

Adjourned: 4:45 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 3, 2015, 10:05 a.m.

Members Present: Hart, Vice Chair; Schneider, Ranking Member; and Bisignano.

Members Absent: Dotzler, Chair; and Smith (both excused).

Committee Business: Presentation by University of Iowa.

Adjourned: 11:05 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 3, 2015, 10:00 a.m.

Members Present: Schoenjahn, Chair; Kraayenbrink, Ranking Member; Horn and Sinclair.

Members Absent: Quirmbach, Vice Chair (excused).

Committee Business: Presentation by Department of Education.

Adjourned: 11:00 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 29, 2015, 10:00 a.m.

Members Present: Ragan, Chair; Bolcom, Vice Chair; Segebart, Ranking Member; Dvorsky and Johnson.

Members Absent: None.

Committee Business: Presentation by Rick Schults, the MHDS Division Administrator.

Adjourned: 11:30 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 3, 2015, 10:00 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren and Taylor.

Members Absent: None.

Committee Business: Presentation by David Boyd, State Court Administrator.

Adjourned: 11:30 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 5, by Sodders, a resolution supporting an enhanced trade relationship between Iowa and Cuba.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 130, by committee on Education, a bill for an act making changes to certain limitations within the national guard educational assistance program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 131, by committee on Education, a bill for an act relating to information the board of educational examiners is required to review regarding applicants for license renewal.

Read first time under Rule 28 and **placed on calendar**.

Senate File 132, by committee on Education, a bill for an act making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners.

Read first time under Rule 28 and **placed on calendar**.

Senate File 133, by committee on Education, a bill for an act modifying reporting requirements relating to veterans attending postsecondary educational institutions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 134, by committee on State Government, a bill for an act concerning bonding requirements for a wine direct shipper license.

Read first time under Rule 28 and **placed on calendar**.

Senate File 135, by committee on State Government, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 136, by Dotzler, a bill for an act exempting from the state sales tax the purchase price of tangible personal property sold and services furnished to a nonprofit food bank.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 137, by Bertrand, Anderson, Schultz, Sinclair, Costello, Feenstra, Shipley, Kraayenbrink, Chelgren, Behn, Breitbach, Garrett, Segebart, Kapucian, Zaun, Chapman, Rozenboom, Guth, Dix, Zumbach, Whitver, Smith, Johnson, and Schneider, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 138, by Jochum, 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 under Rule 28 and referred to committee on **Judiciary**.

Senate File 139, by Horn, a bill for an act providing for the issuance of a license to conduct gambling games at a gambling structure in which smoking is prohibited.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 140, by Taylor, a bill for an act relating to the acceptance of eligible patients into state mental health institutes and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 141, by Taylor, Bolkcom, Dotzler, Dvorsky, Ragan, Mathis, Allen, Soddors, Quirmbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Wilhelm, Petersen, Bisignano, Kinney, Hogg, McCoy, Brase, and Seng, a bill for an act requiring the Iowa finance authority to convene a multigenerational and sustainable living task force.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 142, by Taylor, Bolkcom, Dotzler, Dvorsky, Ragan, Mathis, Allen, Soddors, Quirmbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Wilhelm, Petersen, Bisignano, Kinney, McCoy, Seng, and Brase, a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 143, by McCoy and Kapucian, a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 144, by Petersen, a bill for an act establishing a refugee family support services pilot program, making appropriations, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1131 State Government

Relating to expenditures of moneys from the E911 emergency communications fund.

SSB 1132 State Government

Concerning disclosures of information by public employees and certain employees funded by public money.

SSB 1133 State Government

Concerning state employment hiring procedures.

SSB 1134 State Government

Establishing an address confidentiality program in the office of the secretary of state for a victim of domestic abuse, domestic abuse assault, sexual abuse, and stalking or for a person in fear of the person's safety or another person's safety.

SSB 1135 State Government

Relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

SSB 1136 Human Resources

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

SSB 1137 Education

Establishing a fine arts standards task force and including effective date provisions.

SSB 1138 Education

To raise the maximum compulsory school attendance age.

SSB 1139 Economic Growth

Relating to cultural affairs and economic development by establishing an Iowa next program and fund to assist communities in community enhancement projects, eliminating the vision Iowa program, the community attraction and tourism program and fund, the river enhancement community attraction and tourism program and fund, the great places program and fund, and the Iowa cultural trust, trust fund, and grant account, making an appropriation, and including transition provisions.

SSB 1140 Education

Establishing the state percent of growth and including effective date provisions.

SSB 1141 Education

Establishing the categorical state percent of growth and including effective date provisions.

SSB 1142 Education

Relating to school district property tax replacement payments and including effective date provisions.

SSB 1143 Education

Establishing the state percent of growth.

SSB 1144 Education

Establishing the categorical state percent of growth.

SSB 1145 Education

Relating to school district property tax replacement payments for certain budget years and including effective date provisions.

SSB 1146 Economic Growth

Relating to and providing for the facilitation of broadband access in targeted areas of the state, including property tax incentives for broadband infrastructure installation, a broadband grant program and fund, making appropriations, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 3**

EDUCATION: Dvorsky, Chair; Behn and Quirmbach

Senate File 90

EDUCATION: Dvorsky, Chair; Quirmbach and Sinclair

Senate File 92

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Breitbach

Senate File 93

WAYS AND MEANS: Quirmbach, Chair; Anderson and Dotzler

Senate File 103

WAYS AND MEANS: Quirmbach, Chair; Anderson and Bolkcom

Senate File 104

WAYS AND MEANS: Bolkcom, Chair; Anderson and Quirmbach

Senate File 105

WAYS AND MEANS: Bolkcom, Chair; Anderson and Quirmbach

Senate File 108

ECONOMIC GROWTH: Dotzler, Chair; Chelgren and Taylor

Senate File 110

ECONOMIC GROWTH: Mathis, Chair; Bisignano and Breitbach

Senate File 111

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

Senate File 112

WAYS AND MEANS: Quirmbach, Chair; Breitbach and Dotzler

Senate File 116

EDUCATION: Quirmbach, Chair; Dvorsky and Kraayenbrink

Senate File 118

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Bisignano

Senate File 127

TRANSPORTATION: Brase, Chair; Danielson and Feenstra

Senate File 129

COMMERCE: Bolkcom, Chair; Anderson, Bertrand, McCoy, and Petersen

House File 80

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

House File 81

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

SSB 1131

STATE GOVERNMENT: Bowman, Chair; Chapman and Schoenjahn

SSB 1132

STATE GOVERNMENT: McCoy, Chair; Schoenjahn and Whitver

SSB 1133

STATE GOVERNMENT: Petersen, Chair; McCoy and Whitver

SSB 1134

STATE GOVERNMENT: Danielson, Chair; Bertrand and Dvorsky

SSB 1135

STATE GOVERNMENT: Danielson, Chair; Bowman and Chapman

SSB 1136

HUMAN RESOURCES: Mathis, Chair; Chelgren and Dotzler

SSB 1137

EDUCATION: Quirnbach, Chair; Johnson and Wilhelm

SSB 1138

EDUCATION: Quirnbach, Chair; Dvorsky and Schultz

SSB 1139

ECONOMIC GROWTH: Dotzler, Chair; Hart and Schneider

SSB 1140

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1141

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1142

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1143

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1144

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1145

EDUCATION: Bowman, Chair; Hart and Sinclair

SSB 1146

ECONOMIC GROWTH: Sodders, Chair; Breitbach, Chelgren, Hart, and Mathis

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: SENATE FILE 130 (SSB 1045), a bill for an act making changes to certain limitations within the national guard educational assistance program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 3: Sinclair, Behn, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 131 (SSB 1054), a bill for an act relating to information the board of educational examiners is required to review regarding applicants for license renewal.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 3: Sinclair, Behn, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 132 (SSB 1055), a bill for an act making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 3: Sinclair, Behn, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 133 (SSB 1057), a bill for an act modifying reporting requirements relating to veterans attending postsecondary educational institutions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 3: Sinclair, Behn, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: HOUSE CONCURRENT RESOLUTION 5, a concurrent resolution to provide for a joint convention.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dix.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE CONCURRENT RESOLUTION 6, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-sixth General Assembly.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dix.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 134 (SSB 1061), a bill for an act concerning bonding requirements for a wine direct shipper license.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Horn, Johnson, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 3: Chapman, Feenstra, and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 135 (SSB 1063), a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Horn, Johnson, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 3: Chapman, Feenstra, and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3001	S.R.	1	Michael E. Gronstal
S-3002	S.R.	1	Bill Dix

JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 4, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Senator Sodders' secretary, ordained minister Bob Christenson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Tuesday, February 3, 2015, was approved.

RECESS

On motion of Senator Bolkom, the Senate recessed at 9:13 a.m. until 4:00 p.m.

APPENDIX—1

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Peace Officers' Retirement, Accident, and Disability System Independent Auditor's Report, pursuant to Iowa Code section 11.6. Report received on February 4, 2015.

OFFICE OF THE GOVERNOR

Report on Reprieves, Commutations, Pardons, and Remission of Fines, pursuant to Iowa Code section 7A.5. Report received on February 4, 2015.

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on February 4, 2015.

DEPARTMENT OF REVENUE

Central Collections Unit Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on February 4, 2015.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Tuesday, February 3, 2015, 4:05 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Shipley, Taylor, and Whitver.

Members Absent: Quirmbach and Zaun (both excused).

Committee Business: Passed SSB 1022, as amended; and SSBs 1024 and 1088.

Adjourned: 4:15 p.m.

INTRODUCTION OF BILL

Senate File 145, by Hogg, a bill for an act relating to the membership of the board of directors of a judicial district department of correctional services.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1147 State Government

Concerning safe workplaces and workplace violence reporting in state government.

SSB 1148 Judiciary

Relating to the confidentiality of certain juvenile court records.

SSB 1149 Judiciary

Relating to domestic abuse and other offenses involving a domestic relationship, and providing penalties.

SSB 1150 Human Resources

Relating to licensure of anesthesiologist assistants, providing for fees, and making penalties applicable.

SSB 1151 Labor and Business Relations

To increase the state minimum hourly wage.

SUBCOMMITTEE ASSIGNMENTS**Senate File 106**

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Segebart

Senate File 128

LOCAL GOVERNMENT: Quirmbach, Chair; Bisignano and Sinclair

Senate File 137

JUDICIARY: Sodders, Chair; Petersen and Zaun

Senate File 142

HUMAN RESOURCES: Ragan, Chair; Johnson and Mathis

Senate File 144

HUMAN RESOURCES: Dotzler, Chair; Johnson and Taylor

SSB 1147

STATE GOVERNMENT: Dvorsky, Chair; Petersen and Whitver

SSB 1148

JUDICIARY: Petersen, Chair; Taylor and Whitver

SSB 1149

JUDICIARY: Sodders, Chair; Kinney and Schneider

SSB 1150

HUMAN RESOURCES: Wilhelm, Chair; Johnson and Taylor

SSB 1151

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Bertrand and Dotzler

AFTERNOON SESSION

The Senate reconvened at 4:06 p.m., President Jochum presiding.

The Senate stood at ease at 4:07 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:29 p.m., President Jochum presiding.

CONSIDERATION OF RESOLUTIONS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Concurrent Resolution 5, Senate Resolution 1, House Concurrent Resolution 6, Senate Concurrent Resolution 1, Senate Resolution 4, and Senate Concurrent Resolution 4.

House Concurrent Resolution 5

On motion of Senator Gronstal, **House Concurrent Resolution 5**, a concurrent resolution to provide for a joint convention, with report of committee recommending passage, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 5, which motion prevailed by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zaun, until he arrives, on request of Senator Dix.

Senate Resolution 1

On motion of Senator Gronstal, **Senate Resolution 1**, a resolution relating to permanent rules of the senate for the eighty-sixth general assembly, was taken up for consideration.

Senator Gronstal offered amendment S-3001, filed by him on February 3, 2015, to page 21 of the resolution, and moved its adoption.

Amendment S-3001 was adopted by a voice vote.

Senator Dix offered amendment S-3002, filed by him on February 3, 2015, to page 35 of the resolution, and moved its adoption.

A record roll call was requested.

On the question "Shall the amendment be adopted?" (S.R. 1), the vote was:

Yeas, 23:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Absent, 1:

Zaun

Amendment S-3002 lost.

Senator Gronstal moved the adoption of Senate Resolution 1, as amended.

A record roll call was requested.

On the question “Shall the resolution, as amended, be adopted?” (S.R. 1), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	

Absent, 1:

Zaun

The motion prevailed and the resolution was adopted.

House Concurrent Resolution 6

On motion of Senator Gronstal, **House Concurrent Resolution 6**, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-sixth General Assembly, with report of committee recommending passage, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 6, which motion prevailed by a voice vote.

Senate Concurrent Resolution 1

On motion of Senator Gronstal, **Senate Concurrent Resolution 1**, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-sixth general assembly, was taken up for consideration.

Senator Gronstal moved the adoption of Senate Concurrent Resolution 1, which motion prevailed by a voice vote.

Senate Resolution 4

On motion of Senator Gronstal, **Senate Resolution 4**, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-sixth General Assembly, was taken up for consideration.

Senator Horn moved the adoption of Senate Resolution 4, which motion prevailed by a voice vote.

Senate Concurrent Resolution 4

On motion of Senator Horn, **Senate Concurrent Resolution 4**, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-sixth General Assembly, was taken up for consideration.

Senator Horn asked and received unanimous consent that **Senate Concurrent Resolution 4** be **substituted** for **House Concurrent Resolution 7**.

House Concurrent Resolution 7

On motion of Senator Horn, **House Concurrent Resolution 7**, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-sixth General Assembly, was taken up for consideration.

Senator Horn moved the adoption of House Concurrent Resolution 7, which motion prevailed by a voice vote.

WITHDRAWN

Senator Horn asked and received unanimous consent that **Senate Concurrent Resolution 4** be **withdrawn** from further consideration of the Senate.

President Pro Tempore Sodders took the chair at 5:03 p.m.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 126.

Senate File 126

On motion of Senator Jochum, **Senate File 126**, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 126), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hogg	Schneider	
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, 1:

Zaun

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Concurrent Resolution 1, Senate File 126, and House Concurrent Resolutions 5, 6, and 7** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:22 p.m. until 9:00 a.m., Thursday, February 5, 2015.

APPENDIX—2

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 4, 2015, 1:05 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm.

Members Absent: Zaun (excused).

Committee Business: Presentation by Ryan Wise from the Iowa Department of Education and Stan Rheingans, Superintendent of the Dubuque School District.

Adjourned: 1:50 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 4, 2015, 3:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Dotzler (excused).

Committee Business: Presentation by Director of Iowa Department of Public Health, Gerd Clabaugh; presentation by the Iowa Department of Human Services Medicaid Budget.

Adjourned: 4:00 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 4, 2015, 1:00 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Bertrand, Brase, Costello, Dearden, Dotzler, and Sodders.

Members Absent: Courtney and Whitver (both excused).

Committee Business: Governor's appointees.

Adjourned: 1:05 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, February 4, 2015, 2:05 p.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair.

Members Absent: None.

Committee Business: Passed SFs 19 and 26; approved SSB 1084, as amended.

Adjourned: 2:45 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 4, 2015, 2:05 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Chapman (excused).

Committee Business: Governor's appointees; approved SSB 1068.

Adjourned: 2:20 p.m.

**TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS
APPROPRIATIONS SUBCOMMITTEE**

Convened: Tuesday, February 3, 2015, 10:05 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Anderson and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

Senate File 146, by Hart, a bill for an act relating to human trafficking outreach, awareness, and training programs.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 147, by Mathis, a bill for an act requiring the conducting of an underground facility low-impact marking study.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 148, by Chapman, a bill for an act relating to assisting federal agencies in the collection of data or metadata, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 149, by committee on Judiciary, a bill for an act relating to the administration of combined guardianship and conservatorship proceedings.

Read first time under Rule 28 and **placed on calendar**.

Senate File 150, by committee on Judiciary, a bill for an act increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody.

Read first time under Rule 28 and **placed on calendar**.

Senate File 151, by committee on Judiciary, a bill for an act establishing an orientation and classification center at the Iowa correctional institution for women.

Read first time under Rule 28 and **placed on calendar**.

Senate File 152, by Schneider, a bill for an act relating to the procedures and requirements for condemnation of property and for disposition of certain condemned property and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1152 State Government

Permitting electronic voter registration and including penalties and effective date provisions.

SSB 1153 State Government

Concerning membership on the statewide interoperable communications system board.

SSB 1154 Local Government

Relating to responsibilities for expenses for the safekeeping and maintenance of prisoners by counties and cities.

SSB 1155 State Government

Relating to allowable disclosures of radon testing results.

SUBCOMMITTEE ASSIGNMENTS

Senate File 139

STATE GOVERNMENT: Horn, Chair; Bertrand and Dearden

Senate File 148

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Schultz

SSB 1152

STATE GOVERNMENT: Danielson, Chair; Courtney and Schultz

SSB 1153

STATE GOVERNMENT: Bowman, Chair; Dvorsky and Whitver

SSB 1154

LOCAL GOVERNMENT: Brase, Chair; Breitbach and Wilhelm

SSB 1155

STATE GOVERNMENT: McCoy, Chair; Bertrand and Dvorsky

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: SENATE FILE 149 (SSB 1024), a bill for an act relating to the administration of combined guardianship and conservatorship proceedings.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Shipley, Taylor, and Whitver. Nays, none. Absent, 2: Quirmbach and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 150 (SSB 1088), a bill for an act increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Shipley, Taylor, and Whitver. Nays, none. Absent, 2: Quirmbach and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 151 (SSB 1022), a bill for an act establishing an orientation and classification center at the Iowa correctional institution for women.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Shipley, Taylor, and Whitver. Nays, none. Absent, 2: Quirmbach and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 151, and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Ashley Koopmans – Employment Appeal Board

James Strohman – Employment Appeal Board

STATE GOVERNMENT

Debra Schiel-Larson – Landscape Architectural Examining Board

Dennis Janssen – Board of Physician Assistants

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Allen DeHeer – Electrical Examining Board

Marg Stoldorf – Electrical Examining Board

Emily Wuebker – Electrical Examining Board

JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 5, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Paul Willis of the First Baptist Church in Camanche, Iowa. He was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Wednesday, February 4, 2015, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:12 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:48 a.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 5, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 139, a bill for an act relating to requirements for the enactment of the state percent of growth and the categorical state percent of growth and including effective date and applicability provisions.

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

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 5, duly adopted, the joint convention was called to order at 9:53 a.m., President Jochum presiding.

Senator Gronstal moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the House chamber.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Dvorsky, Hogg, and Kraayenbrink on the part of the Senate, and Representatives Worthan, Bacon, and Running-Marquardt on the part of the House.

Senator Gronstal moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Adjutant General of the Iowa National Guard, Major General Tim Orr, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Horn, Danielson, and Anderson on the part of the Senate, and Representatives Stanerson, Holt, and Prichard on the part of the House.

Secretary of State, Paul D. Pate; and State Auditor, Mary Mosiman were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

Major General Tim Orr's wife, Suzanne Orr, and invited guests were escorted into the House chamber.

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

The committee waited upon Major General Tim Orr, Adjutant General of the Iowa National Guard, and escorted him to the Speaker's station.

President Jochum presented Major General Tim Orr, Adjutant General of the Iowa National Guard. Major General Tim Orr delivered the following Condition of the Guard Address:

Good morning Ladies and gentlemen—thank you for your warm welcome.

Speaker Paulsen, President Jochum, distinguished members of the Iowa Senate and House of Representatives—thank you for the opportunity to once again address this joint convention of the Eighty-Sixth General Assembly of the Iowa Legislature.

Governor Branstad, Lieutenant Governor Reynolds, distinguished guests, and fellow Iowans.

Today, I deliver my sixth Condition of the Guard address and it is indeed a great honor and a privilege to provide this annual report on your Iowa National Guard.

Today, I am proud to report that the Iowa National Guard continues to be "Mission Focused and Warrior Ready".

I want to begin by saying thank you—thank you to Governor Branstad, Lieutenant Governor Reynolds, and the Iowa General Assembly for your support and outstanding leadership during one of the most challenging periods of time in the history of the Iowa National Guard.

Your efforts to attend our homecomings, sendoffs, military funerals and ceremonies, and for honoring the men and women who serve in the military through initiatives and events throughout the year, are deeply appreciated.

Of particular note, your leadership efforts to make Iowa the "Most Veteran Friendly" state through the Home Base Iowa program and all of its components continues to move Iowa closer to the top of the nation for supporting our veterans and their families.

A tangible result of your commitment to service members and military families is the success of the Home Base Iowa program. The Brent Black family from Ankeny is a perfect example of what this program was designed to achieve. After growing up in Iowa and graduating from Newton High School, Brent enlisted in the U.S. Navy for six years, serving as a Sonar Technician. After finishing his enlistment contract, Brent left the Navy and eventually returned to Iowa with his spouse, Paula, and their young daughter, Sophia. Through Home Base Iowa, Brent was able to acquire civilian employment with Hy-Vee, where he's the Supply Chain Security Manager. He also continues to serve part-time in the U.S. Air Force Reserve. Brent is just one of more than 1000 veterans who have used Home Base Iowa to achieve their dreams in Iowa, in no small measure because of the vision and commitment of Governor Branstad and the Iowa General Assembly.

Our success is directly connected to what you have done for the members and families of your Iowa National Guard. I sincerely thank you.

And I owe a very special thank you to the mothers and fathers who continue to show their support for the Iowa National Guard by continuing to entrust us with their most sacred treasure—their sons and daughters—and allowing them to serve.

I don't take this responsibility lightly. Nothing is more important or a greater testament to the vitality of our organization than for a parent to trust us with whom they cherish most.

I will continue to do everything I can to honor that trust and strive to never allow it to be broken.

And I want to thank the people of Iowa; your continued support for our Soldiers, Airmen, and families has been absolutely incredible, particularly over the past 13 years at war.

I would be remiss if I didn't take time to recognize someone who isn't with us for this year's Condition of the Guard address. Words cannot express our sorrow for the passing in November of State Representative and retired Brigadier General Dwayne Alons, a long-time member of both the Iowa General Assembly and the Iowa National Guard. A humble, quiet man whose bedrock values of excellence and service to others for the greater good extended across six decades in the state of Iowa, Dwayne left a legacy of public service that touched every Iowan, and was a champion for service members and their families. We miss him greatly.

The members of the Iowa National Guard that make up our all-volunteer force represent our State and Nation's decisive advantage to deal with any situation. And our competency depends on strong leadership.

I would like to take a moment to introduce senior leaders of your Iowa National Guard:

Deputy Adjutant General Steve Altman, Iowa Army National Guard; Deputy Adjutant General Drew DeHaes, Iowa Air National Guard;

Command Chief Warrant Officer Doug Wyborney, Iowa Army National Guard; and State Command Chief Master Sergeant Ed Schellhase, Iowa Air National Guard.

Iowa Army National Guard State Command Sergeant Major Rachel Fails is on assignment and unable to join us today.

Please give them a warm welcome.

Those who serve in the Iowa National Guard are the source of our unrivaled strength. Whether serving in uniform or as civilians, Iowa National Guard men and women remain vested in a culture of readiness and volunteer service.

Today, there are no better opportunities for young men and women to serve their state and nation than in Iowa's service of choice, the Iowa National Guard.

We are an organization that provides individuals with the opportunities to serve, to learn new skills, to gain valuable education and training, and to better themselves and the world around them by taking a vow to rebuild the broken and defend the good.

While it is my responsibility to ensure that there are opportunities for our men and women to serve in the Iowa National Guard, I must also continue to take care of our current service members, their families and employers as they serve so proudly as your hometown military.

The past 13 years have brought vast improvements in the overall training, equipping, and readiness of our force.

This reality, combined with significant combat experience, has created a “dividend” in the Iowa National Guard.

We have the most proficient, capable, accessible, and battle-tested National Guard in the history of Iowa. Today, the Iowa Army and Air National Guard is the best trained, equipped, and led organization in our 176-year history.

Constitutionally unique by its dual federal and state missions, the Iowa National Guard remains capable and ready to rapidly respond to complex civilian and military challenges.

Going forward, the need for the powerful capabilities the National Guard provides cannot be overstated.

Today we live in a dynamic and uncertain world with challenges and threats that require the full capabilities of the Iowa National Guard and its adaptability to meet critical future missions.

Our core missions will continue to remain: providing combat-ready Soldiers and Airmen for the global war fight and operational missions as required; responding here at home with robust homeland security and domestic response capabilities; making our communities better places to live; and building strong relationships with our partners.

Throughout the long history of the Iowa National Guard, we’ve seen tremendous technological changes, from horse-drawn wagons to unmanned aircraft remotely piloted halfway around the world. But the one constant that will never change is the importance of our people.

The demand for Iowa National Guard forces over the past three decades has required almost continuous use of our Soldiers and Airmen.

In the last 13 years, we’ve mobilized more than 17,000 Soldiers and Airmen for combat and combat support duties in Iraq and Afghanistan, peacekeeping duties in the Balkans and on the Sinai Peninsula, and for other operational missions around the globe.

Approximately 3,700 currently-serving Iowa National Guard Soldiers and Airmen are combat veterans, more than 42 percent of our force, the highest percentage in modern history.

And our men and women have operated in more than 35 different nations since 9/11.

However, since the large brigade-level deployment from Iowa in 2010–2011, we’ve seen a significant decline in the demand for Iowa National Guard forces.

Currently we have approximately 150 Soldiers and Airmen deployed around the world, which is the lowest number of deployed service members from the Iowa National Guard since the start of Operations Enduring and Iraqi Freedom.

Last June, approximately 60 Soldiers assigned to Company C, 2nd of the 147th Aviation from Boone, deployed to the Middle East in support of Central Command and its operational missions throughout that theater. We expect these Soldiers to return to Iowa in late spring 2015.

The 185th Air Refueling Wing from Sioux City continues to provide ongoing refueling support of real-world missions to the Air Force, Army, Navy, Marine Corps, and coalition forces.

In the past year, the 185th has deployed more than 220 Airmen in excess of 15,000 active duty days around the globe executing operational missions. During this deployment cycle, Airman from the 185th deployed to 10 countries in support of Central Command operations, flying 220 missions for 1,450 flight hours, while refueling coalition aircraft with more than 11 million pounds of fuel.

In addition to the unit's normal deployment operations, they received an extremely short notice mission to support additional combat operations in the Middle East, which they filled in less than a week with 100% volunteers.

Here at home, the unit also provides more than \$80 million in economic impact to the Siouxland community and the state of Iowa.

Two years ago, President Obama announced his intention that the United States military would withdraw a significant number of personnel from Afghanistan by the close of 2014. Approximately 11,000 U.S. military personnel currently serve in Afghanistan, as compared to more than 100,000 at the apex of U.S. involvement in mid-2011. It is anticipated that the U.S. presence will continue to shrink in Afghanistan over the next year.

We are now at a point where current and projected demands for Army and Air Force assets around the globe may continue to decrease, depending on the needs of the nation.

That fact recently hit home in Iowa with the cancellation less than two weeks ago of the West Africa ebola deployment for the 294th Area Support Medical Company in Washington, Iowa. We currently have no Iowa National Guard units identified for potential future overseas deployments in 2015, a first for our organization since 2000.

While we are grateful that so many of our Iowa National Guard Warriors have returned home from their deployments and the demand for combat missions overseas has dramatically decreased, we must not forget about those still recovering from wounds, injuries, or illnesses related to their mobilizations.

Over the past year, 18 of our wounded, injured, or ill Warriors back from deployments have received medical care, either at military treatment facilities across the country or from health care providers in their local communities.

Today, I am proud to say we continue to make progress with only two Soldiers currently receiving treatment at these facilities. However, for me, the mission is not over until all of our Soldiers have returned back home to their families.

With the reduction of deployment requirements for our forces, new emerging missions continue to make the Iowa National Guard even more relevant today at home and abroad.

We continue to make great progress on the conversion of the 132nd Fighter Wing, Des Moines, from F-16 fighter aircraft into their three new, enduring missions: a Remotely Piloted Aircraft group; an intelligence surveillance reconnaissance group; and a cyber-security squadron.

The 132nd has executed every task required of them for this conversion and is ahead of schedule to complete a very complicated transition process and begin initial operations later this year.

This past year, the unit has aggressively shifted its focus to sending Airmen to Air Force schools for training in their new assignments. Currently, 440 Airmen have completed or are attending technical schools at various installations across the U.S., gaining valuable training in imagery analysis and cyber security that will translate well into Iowa's growing technology sectors.

As the unit provided more than \$70 million in economic infusion to Iowa last year through salaries, unit purchases from the local economy, and indirect job creation, retaining these highly-skilled Airmen and this unit at the Des Moines Airport significantly benefits Des Moines and the entire state of Iowa.

Additionally, current and future military construction necessary at the Des Moines Airbase for the mission conversion over the next several years is estimated at \$15-20 million, which will provide additional economic benefit for local builders and suppliers.

Despite the departure of the last F-16 fighter jet this past September from the Des Moines speed line, aeronautical missions continue at the airbase.

In December, the 132nd received a RC-26 reconnaissance aircraft to be stationed at the airbase and flown by Wing personnel.

The RC-26 will provide 132nd pilots with the capability to maintain their pilot proficiency, while at the same time providing the state with an additional operational capability for use during disaster operations.

Another way we're supporting and adapting to the changing global and operational environment is through the National Guard's State Partnership Program, or SPP.

The Iowa National Guard's State Partnership Program with the Republic of Kosovo continues to make great progress since its creation in March 2011.

Since the inception of our partnership with Kosovo, we have expanded our vision of a "Whole of Iowa/Whole of Kosovo" relationship and have conducted more than 70 engagements over the past three years between Iowa government and private entities, the Kosovo Security Force, Kosovo's Ministries of Agriculture, Health, Education, and Economic Development, and other Kosovo agencies.

Another tangible sign of progress in the development of this relationship is the possibility of an enduring presence of our Kosovo friends in Iowa in the near future. Governor Branstad and leaders with the Republic of Kosovo have discussed the feasibility of Kosovo's first consulate and trade office in Iowa, which could greatly expedite trade and other opportunities between Kosovo and Iowa.

But what anchors everything we do, whether in 1839, today, or in the future, is readiness. The Iowa National Guard has been able to maintain our position as a national leader in readiness among our fellow states because of programs like the Iowa National Guard Educational Assistance Program, a program funded in its entirety by the state of Iowa.

This year, nearly 1,200 of our men and women received up to 100% tuition paid at the State Regents' rate to attend Iowa colleges, universities, and community colleges through this program, keeping our young people here in the state and providing them with a high-quality, Iowa education.

This critical recruiting and retention tool helps ensure our readiness and provides an invaluable benefit to our Soldiers and Airmen.

In addition to high-quality Soldiers and Airmen, we also need multifunctional and well-maintained infrastructure to keep the Iowa National Guard ready for the warfight and for emergency response here at home.

On Camp Dodge, this past year we completed the transition of the National Maintenance Training Center to the Sustainment Training Center.

This one-of-a-kind, world-class training center provides individual qualification and turn-key, unit-level sustainment training for National Guard, U.S. Army Reserve and Active Duty Army logistical, ordnance, maintenance, transportation and medical units.

The Medical Simulation Training Center on Camp Dodge, one of just 18 Army medical simulation facilities worldwide, reached full operating capability in 2014 and provides standardized emergency medical training to military and law enforcement personnel through a combination of realistic, hands-on and virtual battlefield simulated conditions.

Through a variety of training initiatives, Camp Dodge has become a significant regional training center in the Midwest. More than 450,000 service members, law enforcement officers, and civilians visited Camp Dodge last year, whether for training, the Summer Concert Series or other events on post, or to visit the Iowa Gold Star Military Museum.

In 2014, only three other major National Guard training installations in the United States had more visitors than Camp Dodge.

Since 1839, protecting Iowa's citizens and communities has remained a core mission of the Iowa National Guard.

I am very pleased to report that 2014 has been a relatively quiet year for our emergency response operations.

We used this additional time to plan, prepare, and exercise for potential disaster response support on a variety of scenarios.

Last year my disaster response priority for the team was the development, synchronization, and rehearsal for a large scale, catastrophic tornado in our state.

This year, we are shifting focus to plan and execute Vigilant Guard, a multiple-level disaster exercise. This training opportunity will partner the Iowa National Guard with our State agency partners and United States Northern Command in order to more fully exercise and assess our response capabilities for multiple disaster scenarios.

In addition to Vigilant Guard, last week the Iowa National Guard hosted a cyber-security workshop to begin developing a comprehensive cyber incident response system for the state.

This forum was the first of its kind in Iowa, with more than 60 participants from multiple Iowa agencies working together to improve coordination between state agencies on cyber security incident management and response, enhancing information sharing during cyber incidents, and collaborating on how to best safeguard the citizens of Iowa from cyber-attacks.

The additional time we gained over the last year from quieter-than-normal combat, peacekeeping, and domestic operations has allowed our organization to re-focus on organizational readiness, which drives everything we do.

I would like to share the results of these efforts with you.

First, your Iowa National Guard is a national leader in the "quality" of the Soldiers and Airmen that we recruit.

We are in the top echelon of the National Guard for the quality of recruits into the National Guard for 2014.

More than 22% of our Basic Training, Advanced Individual Training, or technical school graduates are either honor or distinguished graduates, on the commandant's list, or in the top 10% at their respective military schools.

These efforts have not gone unnoticed by the U.S. Department of Defense and other military organizations; Iowa units and individuals received several significant awards for 2014:

The 185th Air Refueling Wing received the Mobility Air Force Fuel Efficiency Award for KC-135 aircraft, which is awarded to only one Air Force unit annually for superior fuel efficiency.

The 185th also received the 2014 Senior Master Sergeant Kenneth W. Disney Award for the best Food Service facility in the Air National Guard;

Major David Messerli was selected as the best Special Branch Officer recruiter in the Army National Guard, first out of all 54 states and territories; and

Captain Kathy Barton was selected as a General Douglas MacArthur Leadership Award recipient, one of just 28 company grade officers chosen across the entire U.S. Army.

We are humbled by these prestigious national awards presented for excellence across the organization.

Conversely, we have been so fortunate to recently recognize others for their honorable and selfless service to our nation.

At the Iowa Gold Star Military Museum on Camp Dodge, 10 living Iowa veterans were honored in December for their courageous service during the Battle of the Bulge. On the 70th anniversary of the most significant U.S. action in Europe during WWII, these exceptional Iowans were recognized and presented with certificates and commander's coins for their selfless and honorable service during that horrific battle. For some of the honorees, it was the first time they had ever talked in any detail about their experience and hardships, providing a measure of healing long overdue. Those in the audience learned first-hand about the true price of the freedoms we take for granted.

What a great tribute to these tremendous veterans and their families.

As I come to a close, I hope I have left you confident that the Iowa National Guard is in good hands and is moving in the spirit of one.

We have executed every mission assigned, served our state and communities here at home, and deployed wherever needed in a moment's notice.

I am very proud of our Soldiers, Airmen, their families, our rich heritage, and our resolve as we continue our role in the preservation of the ideals upon which our nation and state were founded.

The Iowa National Guard is postured to rise to new challenges, but we will remain focused on the fundamental mission of the Iowa National Guard: Defending America—at home and abroad.

We will continue to provide affordable, flexible, tailored and community-based solutions to national defense and domestic response, and remain a critical reserve component for the Army and the Air Force.

On behalf of our men and women and their families, I want to thank you for this opportunity today to provide an update and assessment of the Iowa National Guard.

Thank you, Ladies and Gentlemen.

Major General Tim Orr was escorted from the House chamber by the committee previously appointed.

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

Representative Upmeyer moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:32 a.m. until 8:55 a.m., Friday, February 6, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 5, 2015, 2:10 p.m.

Members Present: Petersen, Chair; Anderson, Ranking Member; Allen, Bolkom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Soddors, and Zumbach.

Members Absent: McCoy, Vice Chair; Bertrand, Sinclair, and Smith (all excused).

Committee Business: Presentation by Nick Gerhart, Insurance Commissioner of the State of Iowa; governor's appointee.

Adjourned: 2:40 p.m.

ECONOMIC GROWTH

Convened: Thursday, February 5, 2015, 1:05 p.m.

Members Present: Hart, Chair; Soddors, Vice Chair; Chelgren, Ranking Member; Anderson, Bisignano, Bowman, Breitbach, Chapman, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Local Economic Development presentation by Matt Anderson, Assistant City Manager-City of Des Moines and Dave Heiar, Director of Jackson County Economic Alliance; passed SF 1.

Adjourned: 2:05 p.m.

EDUCATION

Convened: Thursday, February 5, 2015, 11:05 a.m.

Recessed: 11:10 a.m.

Reconvened: 11:15 a.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm.

Members Absent: Zaun (excused).

Committee Business: SSBs 1140, 1141, 1142, 1143, 1144, and 1145.

Adjourned: 11:25 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 5, 2015, 1:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Presentation by Keith Schilling, Ph. D. with Iowa Geological Survey at the University of Iowa, with assistance from Larry Weber, IIHR Director.

Adjourned: 1:00 p.m.

VETERANS AFFAIRS

Convened: Thursday, February 5, 2015, 12:30 p.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, and Soddors.

Members Absent: None.

Committee Business: Passed SSB 1012, as amended.

Adjourned: 12:45 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 6, by Soddors, a resolution supporting an enhanced trade relationship between Iowa and Cuba.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 153, by Hogg, a bill for an act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 154, by Chelgren, a bill for an act authorizing open enrollment for students whose educational instruction and course content are delivered primarily over the internet.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 155, by Allen, a bill for an act relating to the illumination of rear registration plates on dump trucks and construction vehicles.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 156, by Brase, Bolkom, Ragan, Dotzler, Dvorsky, Mathis, Allen, Soddors, Quirnbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Wilhelm, Petersen, Bisignano, Kinney, Hogg, McCoy, and Seng, a bill for an act relating to an interagency review to identify and address barriers to community living for elders and individuals with disabilities.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 157, by Bowman, a bill for an act directing the department of education to provide a searchable database of examples of lesson plans for Iowa core standards.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 158, by Anderson, a bill for an act providing for the issuance of special disabled veteran vehicle registration plates to certain disabled veterans who qualify for a persons with disabilities parking permit.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 159, by Johnson, a bill for an act relating to unattended motor vehicles.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 160, by Wilhelm, Bolkcom, Ragan, Dotzler, Dvorsky, Mathis, Allen, Soddors, Quirmbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Petersen, Bisignano, Kinney, McCoy, Seng, and Brase, a bill for an act establishing a long-term care committee.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 161, by Petersen, a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 162, by McCoy, a bill for an act relating to state and school antibullying policies, establishing a school climate technical assistance office, and providing for the establishment of a school climate and bullying advisory committee.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 163, by McCoy, a bill for an act relating to the commissioning and appointment of a hospital peace officer.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 164, by committee on Local Government, a bill for an act relating to the determination of city population for purposes of civil service commissions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 165, by committee on Local Government, a bill for an act relating to relocating, establishing, and consolidating county seats.

Read first time under Rule 28 and **placed on calendar**.

Senate File 166, by committee on State Government, a bill for an act relating to fantasy sports contests.

Read first time under Rule 28 and **placed on calendar**.

Senate File 167, by committee on Local Government, a bill for an act related to the compensation of elective county officers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 168, by McCoy, a bill for an act relating to the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 169, by Mathis, Bolkcom, Hogg, Dotzler, Dvorsky, Ragan, Allen, Soddors, Quirmbach, Hart, Schoenjahn, Jochum, Gronstal, Courtney, Dearden, Horn, Taylor, Wilhelm, Petersen, Bisignano, Kinney, McCoy, Seng, and Brase, a bill for an act relating to the establishment of an evidence-based depression screening and treatment program for older individuals.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 170, by Quirmbach, a bill for an act relating to the contract bidding process for public construction projects.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 171, by committee on Education, a bill for an act establishing the state percent of growth and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 172, by committee on Education, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 173, by committee on Education, a bill for an act relating to school district property tax replacement payments and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 174, by committee on Education, a bill for an act establishing the state percent of growth.

Read first time under Rule 28 and **placed on calendar**.

Senate File 175, by committee on Education, a bill for an act establishing the categorical state percent of growth.

Read first time under Rule 28 and **placed on calendar**.

Senate File 176, by committee on Education, a bill for an act relating to school district property tax replacement payments for certain budget years and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1156 Commerce

Regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

SSB 1157 Commerce

Exempting internet protocol-enabled service and voice over internet protocol service from specified regulatory authority.

SUBCOMMITTEE ASSIGNMENTS

Senate File 141

ECONOMIC GROWTH: Taylor, Chair; Bowman and Chapman

Senate File 147

COMMERCE: Mathis, Chair; Allen and Schneider

Senate File 154

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

Senate File 157

EDUCATION: Bowman, Chair; Schultz and Wilhelm

House File 139

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

SSB 1156

COMMERCE: Allen, Chair; Courtney and Smith

SSB 1157

COMMERCE: Petersen, Chair; Schoenjahn and Smith

FINAL COMMITTEE REPORTS OF BILL ACTION

ECONOMIC GROWTH

Bill Title: SENATE FILE 1, a bill for an act relating to bidding for purchases through a competitive bidding process by the state.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Hart, Soddors, Bisignano, Bowman, Danielson, Dotzler, Mathis, Taylor, and Wilhelm. Nays, 6: Chelgren, Anderson, Breitbart, Chapman, Guth, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: SENATE FILE 171 (SSB 1140), a bill for an act establishing the state percent of growth and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Sinclair, Behn, Johnson, Kraayenbrink, and Schultz. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 172 (SSB 1141), a bill for an act establishing the categorical state percent of growth and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Sinclair, Behn, Johnson, Kraayenbrink, and Schultz. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 173 (SSB 1142), a bill for an act relating to school district property tax replacement payments and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 174 (SSB 1143), a bill for an act establishing the state percent of growth.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Sinclair, Behn, Johnson, Kraayenbrink, and Schultz. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 175 (SSB 1144), a bill for an act establishing the categorical state percent of growth.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Sinclair, Behn, Johnson, Kraayenbrink, and Schultz. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 176 (SSB 1145), a bill for an act relating to school district property tax replacement payments for certain budget years and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, and Wilhelm. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 164 (formerly SF 19), a bill for an act relating to the determination of city population for purposes of civil service commissions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 165 (formerly SF 26), a bill for an act relating to relocating, establishing, and consolidating county seats.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Taylor, Wilhelm, Allen, Bisignano, Brase, Hart, and Quirmbach. Nays, 4: Smith, Breitbach, Guth, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 167 (SSB 1084), a bill for an act related to the compensation of elective county officers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 167, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 166 (SSB 1068), a bill for an act relating to fantasy sports contests.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, 1: Johnson. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Richard Lumbard – Telecommunications and Technology Commission

JOURNAL OF THE SENATE

TWENTY-SIXTH CALENDAR DAY
SEVENTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, February 6, 2015

The Senate met in regular session at 8:55 a.m., President Jochum presiding.

The Journal of Thursday, February 5, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:56 a.m. until 1:00 p.m., Monday, February 9, 2015.

APPENDIX

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Thursday, February 5, 2015, 3:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Whitver.

Members Absent: Zaun (excused).

Committee Business: Governor's appointees; passed SF 21 and SSBs 1003, 1011, and 1090.

Adjourned: 3:40 p.m.

INTRODUCTION OF BILLS

Senate File 177, by committee on Veterans Affairs, a bill for an act concerning lottery games and revenue for support of veterans.

Read first time under Rule 28 and **placed on calendar**.

Senate File 178, by committee on Judiciary, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1158 Education

Relating to the contract bidding process for construction projects of educational institutions.

SSB 1159 Judiciary

Relating to the possession of alcohol by certain minors, and making penalties applicable.

SSB 1160 Judiciary

Relating to certain persons who are excluded from coverage under the workers' compensation law of this state.

SUBCOMMITTEE ASSIGNMENTS

Senate File 109

JUDICIARY: Soddors, Chair; Hogg and Schneider

Senate File 115

HUMAN RESOURCES: Dotzler, Chair; Allen and Chelgren

Senate File 138

JUDICIARY: Petersen, Chair; Horn and Schneider

Senate File 145

JUDICIARY: Hogg, Chair; Taylor and Whitver

Senate File 146

JUDICIARY: Petersen, Chair; Kinney and Shipley

Senate File 152

JUDICIARY: Hogg, Chair; Quirnbach and Schneider

SSB 1158

EDUCATION: Quirnbach, Chair; Hogg and Johnson

SSB 1159

JUDICIARY: Quirnbach, Chair; Shipley and Taylor

SSB 1160

JUDICIARY: Hogg, Chair; Bisignano and Garrett

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: SENATE FILE 178 (formerly SF 21), a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, and Whitver. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 177 (SSB 1012), a bill for an act concerning lottery games and revenue for support of veterans.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Horn, Mathis, Segebart, Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, Sodders. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on Senate File 177, and they were attached to the committee report.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Timothy Carmody – Iowa Law Enforcement Academy Council

John Hodges – Chairperson of the Board of Parole

Norman Granger – Board of Parole

John Hodges – Board of Parole

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Adam Gregg – State Public Defender

JOURNAL OF THE SENATE

TWENTY-NINTH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 9, 2015

The Senate met in regular session at 1:07 p.m., President Jochum presiding.

Prayer was offered by Pastor Doug Farrell of the Calvary Baptist Church in Forest City, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Claire Eide.

The Journal of Friday, February 6, 2015, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 177** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:12 p.m. until 9:00 a.m., Tuesday, February 10, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

Industrial New Jobs Training Program Review, pursuant to Iowa Code section 260E.7. Report received on February 8, 2015.

DEPARTMENT OF NATURAL RESOURCES

Annual Report, pursuant to Iowa Code section 455A.4(1)(d). Report received on February 9, 2015.

IOWA WORKFORCE DEVELOPMENT BOARD

Employment Security Administration Fund Report, pursuant to Iowa Code section 96.13(3)(b). Report received on February 8, 2015.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, February 9, 2015, 2:10 p.m.

Recessed: 2:30 p.m.

Reconvened: 2:45 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Hogg (excused).

Committee Business: Governor's appointees.

Adjourned: 2:50 p.m.

TRANSPORTATION

Convened: Monday, February 9, 2015, 4:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, and Smith.

Members Absent: Quirmbach (excused).

Committee Business: Passed SF 68, as amended.

Adjourned: 4:10 p.m.

INTRODUCTION OF BILLS

Senate File 179, by committee on Judiciary, a bill for an act relating to kidnapping, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 180, by committee on Judiciary, a bill for an act relating to the refusal to submit to a chemical test of blood in operating-while-intoxicated cases.

Read first time under Rule 28 and **placed on calendar**.

Senate File 181, by committee on Judiciary, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Read first time under Rule 28 and **placed on calendar**.

Senate File 182, by Sinclair, a bill for an act relating to the extent of the all Iowa opportunity scholarship program.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 183, by Zaun, a bill for an act relating to proof of identification and proof of residence in order to register to vote or to vote, establishing a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 184, by Zaun, a bill for an act relating to jurisdictional changes to small claims court cases.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 185, by Zaun, a bill for an act relating to reserve peace officers approved and certified to carry weapons in the line of duty and nonprofessional permits to carry weapons.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 186, by Zaun, a bill for an act relating to developer fees for federal low-income housing credits.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 187, by Zaun, a bill for an act providing an exemption from the computation of the individual income tax of certain amounts of retirement income and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 136

WAYS AND MEANS: Dotzler, Chair; Petersen and Schultz

Senate File 143

WAYS AND MEANS: Hogg, Chair; Allen and Behn

Senate File 158

TRANSPORTATION: Danielson, Chair; Dearden and Smith

Senate File 159

JUDICIARY: Horn, Chair; Shipley and Soddors

Senate File 163

JUDICIARY: Soddors, Chair; Hogg and Whitver

Senate File 168

COMMERCE: McCoy, Chair; Bolcom and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: *SENATE FILE 179 (SSB 1011), a bill for an act relating to kidnapping, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, and Whitver. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 179, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 180 (SSB 1090), a bill for an act relating to the refusal to submit to a chemical test of blood in operating-while-intoxicated cases.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Soddors, Hogg, Schneider, Garrett, Kinney, Petersen, Shipley, Taylor, and Whitver. Nays, 3: Bisignano, Horn, and Quirnbach. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 181 (SSB 1003), a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, and Whitver. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 181, and they were attached to the committee report.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

EDUCATION

Erin Schoening – Board of Educational Examiners

STATE GOVERNMENT

Kenneth Morris, Jr. – Commission on the Status of African Americans

Karilynne Lenning – Board of Social Work

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Sherry Bates – State Board of Regents

STATE GOVERNMENT

Janet Phipps Burkhead – Director of the Department of Administrative Services

JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 10, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Major Kelly O'Lear, chaplain of the 82nd Airborne Division in Ft. Bragg, North Carolina. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Monday, February 9, 2015, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 181** be referred from the Regular Calendar to the committee on **Education**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:14 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 11:36 a.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 10, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 126, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

ALSO: That the House has on February 10, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 123, a bill for an act making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners.

Read first time and attached to **companion Senate File 132**.

House File 124, a bill for an act relating to the Iowa educational savings plan trust by modifying the deduction of contributions from the individual income tax and including retroactive applicability provisions.

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

House File 131, a bill for an act concerning the definition of beer for purposes of beer brewers and wholesalers.

Read first time and attached to **companion Senate File 197**.

The Senate stood at ease at 11:37 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:02 p.m., President Jochum presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 171, 172, 173, 174, 175, and 176.

Senate File 171

On motion of Senator Bowman, **Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions, was taken up for consideration.

Senator Chelgren offered amendment S-3003, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bowman raised the point of order that amendment S-3003 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3003 out of order.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 171), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith

Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 172

On motion of Senator Bowman, **Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 172), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 173

On motion of Senator Bowman, **Senate File 173**, a bill for an act relating to school district property tax replacement payments and including effective date provisions, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 173), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 174

On motion of Senator Bowman, **Senate File 174**, a bill for an act establishing the state percent of growth, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 174), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 175

On motion of Senator Bowman, **Senate File 175**, a bill for an act establishing the categorical state percent of growth, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 175), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 176

On motion of Senator Bowman, **Senate File 176**, a bill for an act relating to school district property tax replacement payments for certain budget years and including effective date provisions, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 176), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 171, 172, 173, 174, 175, and 176** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:39 p.m. until 9:00 a.m., Wednesday, February 11, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Dr. Leslie and Iris Hemmingson, Le Mars—For celebrating their 50th wedding anniversary. Senator Anderson.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Tuesday, February 10, 2015, 3:05 p.m.

Members Present: Hart, Chair; Soddors, Vice Chair; Chelgren, Ranking Member; Bisignano, Bowman, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm.

Members Absent: Anderson and Chapman (both excused).

Committee Business: Governor's appointees; passed SSB 1117.

Adjourned: 3:45 p.m.

HUMAN RESOURCES

Convened: Monday, February 9, 2015, 4:00 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Governor's appointees; passed SF 80 and SSBs 1002, 1016, 1094, and 1097. Update on the Medicaid State Innovation Model.

Adjourned: 5:00 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 10, 2015, 3:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed SF 94 and SSB 1119. Presentation by Roger Wolf from the Soybean Association.

Adjourned: 4:00 p.m.

STATE GOVERNMENT

Convened: Monday, February 9, 2015, 3:05 p.m.

Recessed: 3:10 p.m.

Reconvened: 3:20 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: None.

Committee Business: Governor's appointees. Passed SSBs 1060, 1064, 1125, and 1126.

Adjourned: 3:35 p.m.

WAYS AND MEANS

Convened: Tuesday, February 10, 2015, 2:00 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: None.

Committee Business: Governor's appointees. LSA presentation.

Adjourned: 2:45 p.m.

**AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE**

Convened: Tuesday, February 10, 2015, 10:05 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; Rozenboom, Ranking Member; Dearden, and Schultz.

Members Absent: None.

Committee Business: DNR presentation.

Adjourned: 10:35 a.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 10, 2015, 10:05 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, Ranking Member; Bisignano and Smith.

Members Absent: None.

Committee Business: Presentations by the Department of Cultural Affairs and the Iowa Finance Authority.

Adjourned: 11:10 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 10, 2015, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirmbach, Vice Chair; Kraayenbrink, Ranking Member; Horn and Sinclair.

Members Absent: None.

Committee Business: Presentation by Karen Misjak, Executive Director; and Julie Leeper, Executive Officer from College Student Aid Commission on the FY 2016 Budget. Presentation by Michael Scott, State Librarian, on the FY 2016 Library Budget.

Adjourned: 11:25 a.m.

**TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS
APPROPRIATIONS SUBCOMMITTEE**

Convened: Tuesday, February 10, 2015, 10:00 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Anderson and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:10 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 7, by Anderson, a resolution recognizing February 2015 as Turner Syndrome Awareness Month.

Read first time and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 188, by committee on State Government, a bill for an act providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 189, by Johnson, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions.

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

Senate File 190, by Chelgren, Behn, Breitbach, Segebart, Kapucian, Sinclair, Schultz, and Guth, a bill for an act relating to frivolous actions and attorney fees.

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

Senate File 191, by Hogg, a bill for an act relating to persons employed by the department of education for gifted and talented children programs.

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

Senate File 192, by Soddors, a bill for an act establishing a voucher program for members of the Iowa veterans home.

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

Senate File 193, by Mathis, a bill for an act authorizing the establishment of promotion areas and authorizing the imposition of a local lodging fee.

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

Senate File 194, by Johnson, a bill for an act striking certain statutory repeal provisions relating to the state sales and use tax and the secure an advanced vision for education fund.

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

Senate File 195, by Anderson and Bertrand, a bill for an act relating to the identification, designation, and development of access Iowa highways.

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

Senate File 196, by Kapucian, a bill for an act allowing a person convicted of a school bus safety violation for the first time to participate in a driver improvement program in lieu of driver's license suspension, and including effective date provisions.

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

Senate File 197, by committee on State Government, a bill for an act concerning the definition of beer for purposes of beer brewers and wholesalers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 198, by committee on State Government, a bill for an act relating to the regulation of certified public accountants and certified public accounting firms.

Read first time under Rule 28 and **placed on calendar**.

Senate File 199, by committee on State Government, a bill for an act making changes to the campaign finance laws relating to independent expenditures and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 200, by committee on Human Resources, a bill for an act relating to the employment and duties of the executive director of the dental board.

Read first time under Rule 28 and **placed on calendar**.

Senate File 201, by committee on Human Resources, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Read first time under Rule 28 and **placed on calendar**.

Senate File 202, by committee on Human Resources, a bill for an act relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists.

Read first time under Rule 28 and **placed on calendar**.

Senate File 203, by committee on Human Resources, a bill for an act relating to persons and activities regulated by the board of nursing.

Read first time under Rule 28 and **placed on calendar**.

Senate File 204, by Danielson, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

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

Senate File 205, by committee on Human Resources, a bill for an act establishing a notification requirement for mammogram reports to patients.

Read first time under Rule 28 and **placed on calendar**.

Senate File 206, by committee on Transportation, a bill for an act relating to the display of motor vehicle registration plates.

Read first time under Rule 28 and **placed on calendar**.

Senate File 207, by Johnson, a bill for an act relating to interstate contracts for mental health services.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1161 Judiciary

Relating to the definition of sex act and sexual activity in the criminal code.

SSB 1162 Judiciary

Relating to communication and visitation between an adult ward and another person.

SSB 1163 Judiciary

Relating to privileged communications between certain peer support group counselors and officers.

SSB 1164 Commerce

Concerning alcoholic beverage control, including micro-distillery production and sales and dramshop liability insurance requirements, and establishing fees.

SSB 1165 Human Resources

Relating to the release of certain information to a procurement organization.

SSB 1166 Human Resources

Requiring the posting of a notice regarding the effects of alcohol during pregnancy on the licensed premises of holders of liquor control, beer, and wine licenses or permits, and providing a civil penalty.

SSB 1167 Human Resources

Relating to the establishment of a health workforce center.

SSB 1168 Transportation

Relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

SSB 1169 State Government

Eliminating a restriction on a person associated with a county agricultural extension district from engaging in certain activities affecting legislation.

SSB 1170 State Government

Providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

SSB 1171 State Government

Concerning the sale and off-premises transportation and consumption of certain containers of beer.

SUBCOMMITTEE ASSIGNMENTS**Senate File 31**

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

Senate File 39
(Reassigned)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Courtney

Senate File 155

TRANSPORTATION: Breitbach, Chair; Bowman and Dvorsky

Senate File 156

HUMAN RESOURCES: Allen, Chair; Segebart and Taylor

Senate File 160

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Johnson

Senate File 162

EDUCATION: Hogg, Chair; Dvorsky and Johnson

Senate File 169

HUMAN RESOURCES: Mathis, Chair; Segebart and Taylor

Senate File 170

STATE GOVERNMENT: Danielson, Chair; Bertrand and Schoenjahn

Senate File 183

STATE GOVERNMENT: Dvorsky, Chair; Bertrand and Dearden

Senate File 186

ECONOMIC GROWTH: Bisignano, Chair; Schneider and Taylor

Senate File 192

VETERANS AFFAIRS: Sodders, Chair; Ragan and Rozenboom

SSB 1161

JUDICIARY: Sodders, Chair; Kinney and Shipley

SSB 1162

JUDICIARY: Hogg, Chair; Horn and Shipley

SSB 1163

JUDICIARY: Kinney, Chair; Garrett and Petersen

SSB 1164

COMMERCE: Petersen, Chair; Bertrand and Bolkcom

SSB 1165

HUMAN RESOURCES: Mathis, Chair; Garrett and Ragan

SSB 1166

HUMAN RESOURCES: Allen, Chair; Dotzler and Johnson

SSB 1167

HUMAN RESOURCES: Mathis, Chair; Chelgren and Wilhelm

SSB 1168

TRANSPORTATION: Bowman, Chair; Dvorsky and Kapucian

SSB 1169

STATE GOVERNMENT: Schoenjahn, Chair; Johnson and Petersen

SSB 1170

STATE GOVERNMENT: McCoy, Chair; Dearden and Whitver

SSB 1171

STATE GOVERNMENT: Danielson, Chair; Horn and Johnson

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: SENATE FILE 200 (SSB 1016), a bill for an act relating to the employment and duties of the executive director of the dental board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 201 (SSB 1002), a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 202 (SSB 1094), a bill for an act relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 203 (SSB 1097), a bill for an act relating to persons and activities regulated by the board of nursing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 203, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 205 (formerly SF 80), a bill for an act establishing a notification requirement for mammogram reports to patients.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 205, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 188 (SSB 1126), a bill for an act providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Danielson, Courtney, Bertrand, Bowman, Dearden, Feenstra, Horn, Johnson, McCoy, Petersen, and Schoenjahn. Nays, 3: Chapman, Schultz, and Whitver. Present, 1: Dvorsky. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 197 (SSB 1125), a bill for an act concerning the definition of beer for purposes of beer brewers and wholesalers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 198 (SSB 1060), a bill for an act relating to the regulation of certified public accountants and certified public accounting firms.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 199 (SSB 1064), a bill for an act making changes to the campaign finance laws relating to independent expenditures and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 206 (formerly SF 68), a bill for an act relating to the display of motor vehicle registration plates.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, and Smith. Nays, none. Absent, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 206, and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Thomas Broeker – Mental Health and Disability Services Commission

WAYS AND MEANS

Kathleen Till Stange – State Board of Tax Review

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Gerd Clabaugh – Director of Public Health

AMENDMENT FILED

S-3003 S.F. 171 Mark Chelgren

JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
TWENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 11, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County, Imogene, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Tuesday, February 10, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Adam Gregg, the governor's appointee to be the State Public Defender. He was the guest of Senators Schneider and Sodders and the committee on Judiciary.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 188** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:26 a.m. until 9:00 a.m., Thursday, February 12, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF JUSTICE

Attorney General's Annual Report of the Mortgage Servicing Settlement Fund, pursuant to 2012 Iowa Acts, HF 2465, section 7, chapter 4(a). Report received on February 10, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Marie Crow, Oxford—For celebrating her 100th birthday. Senator Kinney.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 11, 2015, 1:05 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SSB 1058. Presentations by Judy Stoffel, Student Access Program Developer at Kirkwood Community College; Mialisa Wright, Pathway Navigator at Kirkwood Community College; Heather Wright, Pathway Navigator at North Iowa Area Community College; Chrystina Davis, Student, NIACC, PACE client in Mason City; and Shemaa Albayati, an Adult Basic Education student from West Des Moines, IA.

Adjourned: 2:05 p.m.

JUDICIARY

Convened: Tuesday, February 10, 2015, 4:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SF 20 and SSBs 1007, 1010, 1079, and 1121.

Adjourned: 4:35 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 11, 2015, 2:05 p.m.

Recessed: 2:10 p.m.

Reconvened: 2:20 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Schoenjahn, Schultz, and Whitver.

Members Absent: Petersen (excused).

Committee Business: Passed SSB 1135. Governor's appointees.

Adjourned: 2:50 p.m.

ADMINISTRATION AND REGULATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 20, 2015, 1:05 p.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; Allen and Guth.

Members Absent: None.

Committee Business: LSA review.

Adjourned: 1:30 p.m.

ALSO:

Convened: Thursday, January 22, 2015, 10:05 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; and Allen.

Members Absent: Guth (excused).

Committee Business: Budget review.

Adjourned: 11:20 a.m.

ALSO:

Convened: Tuesday, January 27, 2015, 10:10 a.m.

Members Present: Brase, Chair; Zumbach, Ranking Member; Allen and Guth.

Members Absent: Danielson, Vice Chair (excused).

Committee Business: Presentation by Paul Pate, Secretary of State; Libby Jacobs, Director of the Iowa Utilities Board; and Jo Ann Johnson, Superintendent of Credit Unions.

Adjourned: 11:20 a.m.

ALSO:

Convened: Thursday, January 29, 2015, 10:10 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; Allen and Guth.

Members Absent: None.

Committee Business: Presentations by James Schipper, Superintendent of Iowa Banking Division; Shauna Shields, Bureau Chief of the Iowa Division of Banking; Steve Larson, Director of the Iowa Alcoholic Beverages Division; and Nick Gerhart, Commissioner of the Iowa Insurance Division.

Adjourned: 11:20 a.m.

ALSO:

Convened: Tuesday, February 3, 2015, 10:05 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; Allen and Guth.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:30 a.m.

ALSO:

Convened: Tuesday, February 10, 2015, 10:00 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Zumbach, Ranking Member; Allen and Guth.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 11, 2015, 10:05 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren and Taylor.

Members Absent: None.

Committee Business: Budget presentation.

Adjourned: 11:15 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 8, by Bisignano, a resolution designating February 12, 2015, as Black History Day at the Iowa State Capitol for recognition and celebration by educational and historical groups throughout the state.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 208, by Horn and Bertrand, a bill for an act concerning local ordinances regulating access to wine, beer, and liquor control licensed establishments by any person nineteen years of age or older.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 209, by Anderson, a bill for an act concerning printed government materials.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 210, by Anderson, a bill for an act extending placement in service requirements applicable to the renewable energy tax credit.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 211, by Zaun, Shipley, Feenstra, Chelgren, Behn, Whitver, Rozenboom, Sinclair, and Schultz, a bill for an act creating an exemption from the computation of the state individual income tax of net capital gains from the sale of an equity investment in a qualified Iowa business and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 212, by Zaun, Feenstra, Sinclair, and Schultz, a bill for an act providing for an annual transfer of revenue from the general fund of the state to the road use tax fund.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 213, by Zaun, Behn, Schultz, Chelgren, Feenstra, Rozenboom, and Sinclair, a bill for an act increasing the speed limit on the interstate road system.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 214, by Zaun, Chelgren, Behn, Rozenboom, Sinclair, and Schultz, a bill for an act relating to unfunded federal mandates related to federal health care reforms and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 215, by Zaun, Chelgren, Feenstra, Behn, Rozenboom, Sinclair, and Schultz, a bill for an act providing for the development of a mandatory defined contribution pension plan for certain public employees.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 216, by Zaun, Feenstra, Chelgren, Behn, Whitver, Rozenboom, Sinclair, and Schultz, a bill for an act relating to the fiscal impact on cities of administrative rules adopted by the environmental protection commission.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 217, by committee on Economic Growth, a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 218, by committee on Natural Resources and Environment, a bill for an act relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 219, by committee on Judiciary, a bill for an act relating to the possession of marijuana, and providing a penalty.

Read first time under Rule 28 and **placed on calendar**.

Senate File 220, by committee on Judiciary, a bill for an act relating to expert witness fees.

Read first time under Rule 28 and **placed on calendar**.

Senate File 221, by committee on Judiciary, a bill for an act providing access and communication through the Iowa communications network between local law enforcement agencies, E911 public safety answering points, and related facilities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 222, by committee on Judiciary, a bill for an act relating to the disposition of seized firearms or ammunition.

Read first time under Rule 28 and **placed on calendar**.

Senate File 223, by committee on Judiciary, a bill for an act relating to support of the poor by certain relatives.

Read first time under Rule 28 and **placed on calendar**.

Senate File 224, by committee on Natural Resources and Environment, a bill for an act regarding disposal of yard waste in landfills operating a methane collection system.

Read first time under Rule 28 and **placed on calendar**.

Senate File 225, by McCoy, a bill for an act establishing employment protections for employees absent from work due to adoptions and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1172 State Government

Relating to licensure of durable medical equipment providers, providing penalties, and including effective date and implementation provisions.

SSB 1173 State Government

Related to absentee ballot deadlines.

SSB 1174 State Government

Concerning financial incentives received under a master contract established by the department of administrative services.

SSB 1175 Local Government

Related to special exceptions and variances from city zoning regulations.

SSB 1176 Judiciary

Relating to privileged communications between a physician or health facility and a patient following an adverse health care incident.

SUBCOMMITTEE ASSIGNMENTS**Senate File 30**

(Reassigned)

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Petersen and Shipley

Senate File 161

EDUCATION: Mathis, Chair; Hart and Johnson

Senate File 177

APPROPRIATIONS: Danielson, Chair; Chapman and Dvorsky

Senate File 181

EDUCATION: Dvorsky, Chair; Quirnbach and Schultz

Senate File 182

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

Senate File 184

JUDICIARY: Hogg, Chair; Schneider and Soddors

Senate File 185

JUDICIARY: Horn, Chair; Hogg and Zaun

Senate File 190

JUDICIARY: Horn, Chair; Garrett and Sodders

Senate File 191

EDUCATION: Hogg, Chair; Sinclair and Wilhelm

Senate File 194

EDUCATION: Quirnbach, Chair; Dvorsky and Johnson

Senate File 204

EDUCATION: Mathis, Chair; Kraayenbrink and Schoenjahn

SSB 1172

STATE GOVERNMENT: Danielson, Chair; Schoenjahn and Schultz

SSB 1173

STATE GOVERNMENT: Courtney, Chair; Dearden and Johnson

SSB 1174

STATE GOVERNMENT: Schoenjahn, Chair; Johnson and Petersen

SSB 1175

LOCAL GOVERNMENT: Allen, Chair; Brase and Guth

SSB 1176

JUDICIARY: Quirnbach, Chair; Bisignano and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION**ECONOMIC GROWTH**

Bill Title: SENATE FILE 217 (SSB 1117), a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hart, Sodders, Chelgren, Bisignano, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, 3: Anderson, Bowman, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 219 (SSB 1121), a bill for an act relating to the possession of marijuana, and providing a penalty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, 1: Kinney. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 220 (SSB 1079), a bill for an act relating to expert witness fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 221 (formerly SF 20), a bill for an act providing access and communication through the Iowa communications network between local law enforcement agencies, E911 public safety answering points, and related facilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 222 (SSB 1010), a bill for an act relating to the disposition of seized firearms or ammunition.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 223 (SSB 1007), a bill for an act relating to support of the poor by certain relatives.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 218 (SSB 1119), a bill for an act relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 224 (formerly SF 94), a bill for an act regarding disposal of yard waste in landfills operating a methane collection system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 12, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Pastor Tim Miller, retired Lutheran Minister from Williamsburg, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Wednesday, February 11, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Richard Lumbard, the governor's appointee to be the Executive Director of the Iowa Telecommunications and Technology Commission. He was the guest of Senators Allen and Mathis and the committee on Commerce.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 8, a resolution designating February 12, 2015, as Black History Day at the Iowa State Capitol for recognition and celebration by educational and historical groups throughout the state.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 8.

Senate Resolution 8

On motion of Senator Bisignano, **Senate Resolution 8**, a resolution designating February 12, 2015, as Black History Day at the Iowa State Capitol for recognition and celebration by educational and historical groups throughout the state, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano moved the adoption of Senate Resolution 8, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:22 a.m. until 1:00 p.m., Monday, February 16, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

Businesses and Community Based Seed Capital Funds Tax Credits Report, pursuant to Iowa Code section 15E.46. Report received on February 12, 2015.

DEPARTMENT OF REVENUE

Corporate Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.33(5)(h). Report received on February 12, 2015.

Economic Development Authority Research Activities Credit Report, pursuant to Iowa Code section 15.335(9). Report received on February 12, 2015.

Individual Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.10(6). Report received on February 12, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Jack and Patricia McEachron, Clinton—For celebrating their 50th wedding anniversary. Senator Hart.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 12, 2015, 1:00 p.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: Seng (excused).

Committee Business: Consideration of SSBs 1085 and 1107.

Adjourned: 1:10 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 11, 2015, 3:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed SF 40, as amended; passed SSBs 1102 and 1118; and presentation on mental health.

Adjourned: 4:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 12, 2015, 2:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Presentation by Secretary of Agriculture, Bill Northey.

Adjourned: 2:45 pm.

RULES AND ADMINISTRATION

Convened: Thursday, February 12, 2015, 9:00 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Dearden (excused).

Committee Business: Adopted SR 8.

Adjourned: 9:05 a.m.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, February 12, 2015, 10:00 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Allen and Guth.

Members Absent: Zumbach, Ranking Member (excused).

Committee Business: Presentations from the state of Iowa's Chief Information Officer, Robert von Wolffradt and Steve Lukan, Director of the Office of Drug Control Policy.

Adjourned: 11:00 a.m.

**AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, February 12, 2015, 10:05 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; and Rozenboom, Ranking Member.

Members Absent: Dearden and Schultz (both excused).

Committee Business: Presentations by Catharine Fitzsimmons from the Department of Natural Resources and Dan Nickey from UNI.

Adjourned: 11:05 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 12, 2015, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirnbach, Vice Chair; Kraayenbrink, Ranking Member; Horn, and Sinclair.

Members Absent: None.

Committee Business: Presentations by Iowa Public Television and Microsoft IT Academy.

Adjourned: 11:05 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 10, 2015, 10:05 a.m.

Members Present: Ragan, Chair; Bolkcom, Vice Chair; Segebart, Ranking Member; and Dvorsky.

Members Absent: Johnson (excused).

Committee Business: Presentations by Rick Shults, MHDS Division Administrator; Steve Johnson, Clinical Director of Magellan Health; and Debbie Orduna, Program Director of In Home Family Services in Iowa from Boys Town.

Adjourned: 10:55 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, February 12, 2015, 10:00 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; and Petersen.

Members Absent: Anderson (excused).

Committee Business: Presentation by Mary Cownie, Director of the Department of Cultural Affairs.

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 5, by Zaun and Bertrand, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the sessions of the general assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 226, by committee on State Government, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 227, by committee on Education, a bill for an act relating to the school start date and eliminating waiver and penalty provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 228, by committee on Human Resources, a bill for an act relating to the use of moneys in the anatomical gift public awareness and transplantation fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 229, by committee on Human Resources, a bill for an act relating to the Iowa health information network, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 230, by Zaun and Chelgren, a bill for an act relating to education by modifying the duties and authority of certain state and local governmental entities, establishing an education savings grant program and fund, making appropriations, providing penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 231, by Garrett, Segebart, Breitbach, Schultz, Rozenboom, Bertrand, and Costello, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 232, by committee on Human Resources, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1177 State Government

Concerning payroll deductions for certain eligible qualified tuition program contributions.

SSB 1178 Ways and Means

Creating a student debt reduction organization tax credit available against the individual and corporate income tax, providing for the exclusion of student debt reduction grants from the individual income tax, and including retroactive and other applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 187

WAYS AND MEANS: Quirmbach, Chair; Feenstra and Seng

Senate File 189

WAYS AND MEANS: Quirmbach, Chair; Allen and Anderson

Senate File 195

TRANSPORTATION: Dvorsky, Chair; Dearden and Kraayenbrink

Senate File 196

TRANSPORTATION: Dvorsky, Chair; Kapucian and McCoy

Senate File 209

STATE GOVERNMENT: Bowman, Chair; Schoenjahn and Schultz

Senate File 210

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

Senate File 211

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

Senate File 212

TRANSPORTATION: Dvorsky, Chair; Feenstra and Horn

Senate File 213

TRANSPORTATION: Brase, Chair; Feenstra and Horn

Senate File 214

STATE GOVERNMENT: Dvorsky, Chair; Courtney and Johnson

Senate File 215

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Feenstra

Senate File 225

STATE GOVERNMENT: McCoy, Chair; Dvorsky and Schultz

SSB 1004
(Reassigned)

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Courtney

SSB 1176
(Reassigned)

JUDICIARY: Sodders, Chair; Quirmbach and Schneider

SSB 1177

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Johnson

SSB 1178

WAYS AND MEANS: Bolkcom, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 227 (SSB 1058), a bill for an act relating to the school start date and eliminating waiver and penalty provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirmbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, Wilhelm, and Zaun. Nays, 3: Behn, Johnson, and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 228 (SSB 1118), a bill for an act relating to the use of moneys in the anatomical gift public awareness and transplantation fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 229 (SSB 1102), a bill for an act relating to the Iowa health information network, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 232 (formerly SF 40), a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, and Wilhelm. Nays, 2: Chelgren and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 232, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 226 (SSB 1135), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Bertrand, Bowman, Chapman, Feenstra, Horn, Schoenjahn, Schultz, and Whitver. Nays, 4: Courtney, Dearden, Dvorsky, and Johnson. Present, 1: McCoy. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Todd Christensen – Elevator Safety Board

JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 16, 2015

The Senate met in regular session at 1:07 p.m., President Jochum presiding.

Prayer was offered by Pastor Stan Johnson of the Evangelical Free Church of Britt in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Isabelle Pierotti.

The Journal of Thursday, February 12, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:24 p.m. until 9:00 a.m., Tuesday, February 17, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

LEGISLATIVE SERVICES AGENCY

Cannabidiol Implementation Study Committee Report, pursuant to Iowa Code section 2.42. Report received February 16, 2015.

FY 2014 Annual Urban Renewal Report-Tax Increment Financing, pursuant to Iowa Code section 331.403(3)(d). Report received on February 16, 2015.

Local Government Public Records Study Committee Report, pursuant to Iowa Code section 2.42. Report received on February 16, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Jacob Goodrich, Green—For achieving the rank of Eagle Scout. Senator Ragan.

Iowa City West High Boys' Swim Team—For being named 2015 State Champions. Senator Dvorsky.

Robert D. Maricle, Fairbank—For his 67 years of service to the Fairbank Fire Department. Senator Schoenjahn.

REPORT OF COMMITTEE MEETING

EDUCATION

Convened: Monday, February 16, 2015, 2:05 p.m.

Recessed: 2:10 p.m.

Reconvened: 2:40 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Considered SF 69, as amended; and SF 77. Considered SSBs 1056, as amended; and SSBs 1099, 1101, and 1109.

Adjourned: 3:00 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 9, by Petersen and Whitver, a resolution congratulating the Drake Law School on the 150th anniversary of its founding and celebrating Drake Law School Day.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 233, by committee on Economic Growth, a bill for an act relating to the programs and duties of the economic development authority and including effective date and retroactive and other applicability provisions and other properly related matters.

Read first time under Rule 28 and **placed on calendar**.

Senate File 234, by committee on Economic Growth, a bill for an act establishing an Iowa employment rides initiative and related fund in the economic development authority.

Read first time under Rule 28 and **placed on calendar**.

Senate File 235, by committee on Commerce, a bill for an act relating to the regulation of pharmacy benefits managers and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 236, by committee on Commerce, a bill for an act expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 237, by Jochum, a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 238, by Sodders, a bill for an act relating to prisoner charges and expenses.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 239, by Behn, Chelgren, Garrett, Kapucian, Guth, Chapman, Feenstra, Zaun, and Rozenboom, a bill for an act creating the penalty of death for the commission of the multiple offense of murder in the first degree, kidnapping, and sexual abuse against the same minor, providing a penalty, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 240, by Behn, Chelgren, Sinclair, Zumbach, Breitbach, Schultz, Garrett, Segebart, Johnson, Kapucian, Smith, Schneider, Guth, Chapman, Kraayenbrink, Feenstra, Zaun, Bertrand, Anderson, Costello, Shipley, Dix, Whitver, and Rozenboom, a bill for an act relating to education savings grants for pupils attending a nonpublic school or receiving competent private instruction, establishing an education savings grant fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

SSB 1179 Human Resources

Relating to family support programs and provisions including those relating to child support and establishment of paternity.

SSB 1180 Human Resources

Relating to child welfare, including provisions relating to child in need of assistance and delinquency cases and subsidized guardianship assistance.

SSB 1181 Human Resources

Relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

SSB 1182 Human Resources

Relating to the designation of a caregiver relating to a patient's inpatient stay at a hospital.

SSB 1183 Judiciary

Relating to nonsubstantive Code corrections.

SUBCOMMITTEE ASSIGNMENTS

Senate File 41

APPROPRIATIONS: McCoy, Chair; Dvorsky and Garrett

Senate File 193

LOCAL GOVERNMENT: Quirmbach, Chair; Allen and Guth

Senate File 230

EDUCATION: Dvorsky, Chair; Quirmbach and Zaun

Senate File 231

JUDICIARY: Horn, Chair; Garrett and Soddors

Senate File 237

JUDICIARY: Petersen, Chair; Garrett and Hogg

Senate File 240

EDUCATION: Dvorsky, Chair; Behn and Quirmbach

SSB 1179

HUMAN RESOURCES: Mathis, Chair; Garrett and Ragan

SSB 1180

HUMAN RESOURCES: Ragan, Chair; Mathis and Segebart

SSB 1181

HUMAN RESOURCES: Ragan, Chair; Bolkom and Johnson

SSB 1182

HUMAN RESOURCES: Wilhelm, Chair; Chelgren and Dotzler

SSB 1183

JUDICIARY: Shipley, Chair; Quirmbach and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: *SENATE FILE 235 (SSB 1107), a bill for an act relating to the regulation of pharmacy benefits managers and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 235, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 236 (SSB 1085), a bill for an act expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: *SENATE FILE 233 (SSB 1115), a bill for an act relating to the programs and duties of the economic development authority and including effective date and retroactive and other applicability provisions and other properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hart, Sodders, Chelgren, Bisignano, Bowman, Breitbach, Chapman, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, 2: Anderson and Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 233, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 234 (formerly SF 110), a bill for an act establishing an Iowa employment rides initiative and related fund in the economic development authority.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Hart, Sodders, Bisignano, Bowman, Dotzler, Mathis, Taylor, and Wilhelm. Nays, 5: Chelgren, Breitbach, Chapman, Guth, and Schneider. Absent, 2: Anderson and Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 16th day of February, 2015.

Senate File 126.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

ECONOMIC GROWTH

Lisa Hull – Economic Development Authority

JOURNAL OF THE SENATE

THIRTY-SEVENTH CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 17, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Margaret Guth who sang “I’d Rather Have Jesus”. She is the wife and secretary of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Monday, February 16, 2015, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 226** be referred from the Regular Calendar to the committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:19 a.m. until 9:00 a.m., Wednesday, February 18, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Nathan Patrick Olson, Sioux City—For achieving the rank of Eagle Scout, Troop 111. Senator Anderson.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Tuesday, February 17, 2015, 1:05 p.m.

Members Present: Hart, Chair; Sodders, Vice Chair; Chelgren, Ranking Member; Anderson, Bisignano, Bowman, Breitbart, Chapman, Guth, Mathis, Schneider, Taylor, and Wilhelm.

Members Absent: Danielson and Dotzler (both excused).

Committee Business: Presentation by Mark Petri, Iowa Energy Center.

Adjourned: 1:55 p.m.

HUMAN RESOURCES

Convened: Monday, February 16, 2015, 3:10 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren and Jochum (both excused).

Committee Business: Presentations about the benefits of medical cannabis.

Adjourned: 4:00 p.m.

JUDICIARY

Convened: Tuesday, February 17, 2015, 3:05 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed, as amended, SSBs 1025, 1091, 1113, and 1163.

Adjourned: 3:30 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 17, 2015, 1:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Shipley, and Zumbach.

Members Absent: Rozenboom, Ranking Member; and Seng (both excused).

Committee Business: Presentation by Joe Larscheid, chief of the Iowa DNR's Fisheries Bureau.

Adjourned: 1:30 p.m.

WAYS AND MEANS

Convened: Monday, February 16, 2015, 4:00 p.m.

Members Present: Bolkcom, Chair; Breitbach, Dotzler, Hogg, Jochum, Quirmbach, and Smith.

Members Absent: Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, McCoy, Petersen, Schultz, and Seng (all excused).

Committee Business: Presentations about the benefits of medical cannabis.

Adjourned: 5:00 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 17, 2015, 10:10 a.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, Ranking Member; and Smith.

Members Absent: Bisignano (excused).

Committee Business: Presentation by ISU Economic Development Center.

Adjourned: 11:15 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 17, 2015, 10:15 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren and Taylor.

Members Absent: None.

Committee Business: Attorney General Tom Miller gave an overview of the Iowa Department of Justice. Acting Commissioner of the Department of Public Safety, Roxann Ryan gave an overview of the department with additional input from Colonel Robert Garrison, Chief of the Iowa State Patrol.

Adjourned: 11:30 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 10, by Bolkcom, Dvorsky, Hart, Hogg, Taylor, Bisignano, and Danielson, a resolution affirming Iowa's commitment to net neutrality.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate Resolution 11, by Whitver and Chelgren, a resolution requesting the legislative council to establish an interim study committee to study elimination of the income tax in Iowa.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

INTRODUCTION OF BILLS

Senate File 241, by Johnson, a bill for an act relating to lighted lamps on bicycles.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 242, by Bolkcom, a bill for an act relating to solar energy purchase requirements applicable to certain electric utilities.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 243, by Bolkcom, a bill for an act removing the exemption for farm houses from county building codes and county zoning regulations.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 244, by Jochum, a bill for an act allowing taxpayers to transfer certain tax credits to qualifying beginning farmers, and including effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 245, by committee on Education, a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 246, by committee on Education, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 247, by committee on Education, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Read first time under Rule 28 and **placed on calendar**.

Senate File 248, by Feenstra, a bill for an act excluding from the utility replacement tax the consumption of natural gas by certain persons and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 249, by Whitver and Chelgren, a bill for an act reducing the individual income tax rates and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 250, by Soddors, a bill for an act relating to indemnification of peace officers.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 251, by Hart, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 252, by Bertrand, a bill for an act providing education savings grants for pupils attending a nonpublic school or receiving competent private instruction, establishing an education savings grant fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 253, by Whitver and Dearden, a bill for an act relating to academic eligibility of English as a second language students to participate in high school interscholastic athletic contests and competitions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 254, by Whitver and Dearden, a bill for an act relating to academic ineligibility to participate in high school interscholastic athletic contests and competitions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 255, by Jochum, Sinclair, McCoy, Quirmbach, Dvorsky, Dotzler, Bolkcom, Petersen, and Horn, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 256, by Bolkcom, a bill for an act providing for the application of manure originating from an animal feeding operation, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 257, by committee on Transportation, a bill for an act relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1184 **Judiciary**

Relating to the mechanics' notice and lien registry.

SSB 1185 Judiciary

Relating to the commission of a class “A” felony by a person under 18 years of age, providing penalties, and including effective date and applicability provisions.

SSB 1186 Judiciary

Relating to the compilation of a presentence investigation report in a criminal proceeding.

SSB 1187 Commerce

Providing for a dramshop liability study.

SSB 1188 Economic Growth

Providing for benefit corporations, and providing for fees.

SSB 1189 Natural Resources and Environment

Relating to the control of disease in wildlife and including penalty provisions.

SSB 1190 Natural Resources and Environment

Relating to evidence of financial responsibility required to be furnished by certain pesticide applicators to the department of agriculture and land stewardship, and including effective date provisions.

SSB 1191 Natural Resources and Environment

Providing for the application of manure originating from animal feeding operations, and making penalties applicable.

SSB 1192 Ways and Means

Increasing the cumulative value of solar energy tax credits which may be claimed annually, and including effective date and retroactive applicability provisions.

SSB 1193 Ways and Means

Modifying provisions applicable to the renewable energy tax credit.

SSB 1194 Ways and Means

Exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

SSB 1195 Ways and Means

Relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, including reporting requirements and permit fees.

SUBCOMMITTEE ASSIGNMENTS**Senate File 55**

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

Senate File 74

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

Senate File 95

APPROPRIATIONS: Dvorsky, Chair; Chapman and Danielson

Senate File 140

APPROPRIATIONS: Hogg, Chair; Ragan and Segebart

Senate File 153

APPROPRIATIONS: Dvorsky, Chair; Kraayenbrink and McCoy

Senate File 188

APPROPRIATIONS: Dvorsky, Chair; Courtney and Kraayenbrink

Senate File 207

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Johnson

Senate File 208

COMMERCE: Bolkcom, Chair; Bertrand and Petersen

Senate File 238

JUDICIARY: Soddors, Chair; Garrett and Kinney

Senate File 239

JUDICIARY: Horn, Chair; Garrett and Hogg

House File 124

WAYS AND MEANS: Quirnbach, Chair; Hogg and Smith

SSB 1182
(Reassigned)

HUMAN RESOURCES: Jochum, Chair; Chelgren and Dotzler

SSB 1184

JUDICIARY: Hogg, Chair; Shipley and Taylor

SSB 1185

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 1186

JUDICIARY: Soddors, Chair; Quirnbach and Schneider

SSB 1187

COMMERCE: Allen, Chair; Smith and Soddors

SSB 1188

ECONOMIC GROWTH: Danielson, Chair; Chelgren and Hart

SSB 1189

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Brase and Shipley

SSB 1190

NATURAL RESOURCES AND ENVIRONMENT: Kinney, Chair; Ragan and Zumbach

SSB 1191

NATURAL RESOURCES AND ENVIRONMENT: Bolkom, Chair; Petersen and Rozenboom

SSB 1192

WAYS AND MEANS: Bolkcom, Chair; Breitbach and Hogg

SSB 1193

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

SSB 1194

WAYS AND MEANS: McCoy, Chair; Feenstra and Petersen

SSB 1195

WAYS AND MEANS: Petersen, Chair; Behn and Quirnbach

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: SENATE FILE 245 (formerly SF 77), a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, Wilhelm, and Zaun. Nays, 5: Sinclair, Behn, Johnson, Kraayenbrink, and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 246 (SSB 1101), a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Sinclair, Behn, Johnson, Schultz, and Zaun. Absent, 1. Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 247 (SSB 1099), a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 6: Sinclair, Behn, Johnson, Kraayenbrink, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 6, a resolution supporting an enhanced trade relationship between Iowa and Cuba.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 9, a resolution congratulating the Drake Law School on the 150th anniversary of its founding and celebrating Drake Law School Day.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 257 (SSB 1168), a bill for an act relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Bowman, Dvorsky, Kapucian, Breitbach, Dearden, Horn, Kraayenbrink, McCoy, and Quirmbach. Nays, 3: Brase, Feenstra, and Smith. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 257, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 17, 2015, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 126 – Updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

AMENDMENT FILED

S-3004 S.F. 206 Dick L. Dearden

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 18, 2015

The Senate met in regular session at 9:08 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Tuesday, February 17, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 17, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 146, a bill for an act concerning gambling game prohibited activities and making penalties applicable.

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

House File 156, a bill for an act relating to certain costs under the statewide preschool program for four-year-old children and including effective date and retroactive applicability provisions.

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

House File 159, a bill for an act relating to the administration of combined guardianship and conservatorship proceedings.

Read first time and attached to **companion Senate File 149**.

House File 167, a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts.

Read first time and attached to **companion Senate File 122**.

House File 202, a bill for an act relating to licensure of retired volunteer dentists and dental hygienists.

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

House File 204, a bill for an act relating to open enrollment of students in online learning programs.

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

House File 205, a bill for an act modifying reporting requirements relating to veterans attending postsecondary educational institutions.

Read first time and attached to **companion Senate File 133**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 9.

Senate Resolution 9

On motion of Senator Petersen, **Senate Resolution 9**, a resolution congratulating the Drake Law School on the 150th anniversary of its founding and celebrating Drake Law School Day, with report of committee recommending passage, was taken up for consideration.

Senator Petersen moved the adoption of Senate Resolution 9, which motion prevailed by a voice vote.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 257** be referred from the Regular Calendar to the committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:22 a.m. until 9:00 a.m., Thursday, February 19, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Review of Qualified Student Loan Bond Issuer, pursuant to Iowa Code section 7C.13. Report received on February 18, 2015.

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20. Report received on February 18, 2015.

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

FY 2014 Annual Report, pursuant to Iowa Code section 312.3B. Report received on February 18, 2015.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convended: Wednesday, February 18, 2015, 3:05 p.m.

Recessed: 3:45 p.m.

Reconvened: 3:50 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: AEA presentation. Discussed SF 191, SF 204, and SSB 1053.

Adjourned: 3:55 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 18, 2015, 2:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed SSBs 1015, 1019, 1039, and 1096.

Adjourned: 2:40 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 18, 2015, 3:05 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Sodders, and Whitver.

Members Absent: None.

Committee Business: Passed SF 39 and SSB 1151.

Adjourned: 3:35 p.m.

TRANSPORTATION

Convened: Wednesday, February 18, 2015, 2:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith.

Members Absent: Danielson (excused).

Committee Business: Passed SF 87 and SF 155; deferred SF 127. Presentation by Christine Siksa, Director of Government Affairs for the Recreation Vehicle Industry Association.

Adjourned: 2:40 p.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 18, 2015, 10:10 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; Chelgren and Taylor.

Members Absent: None.

Committee Business: Major General Timothy Orr, adjutant general of the Iowa National Guard gave a slide presentation.

Adjourned: 11:05 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 12, by Chelgren, Behn, Guth, Sinclair, Zaun, Schultz, Shipley, and Kraayenbrink, a resolution urging Congress and the President of the United States to enact new legislation on the federalization of national guard forces.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 258, by committee on Education, a bill for an act relating to eligibility requirements for the gap tuition assistance program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 259, by committee on Education, a bill for an act relating to filling school board vacancies.

Read first time under Rule 28 and **placed on calendar**.

Senate File 260, by Chelgren, a bill for an act relating to the conditions under which a licensed teacher may remove a student from the teacher's assigned classroom, and including administrative protections and immunity from civil and criminal liability.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 261, by Chelgren, a bill for an act exempting individuals of a certain age from the individual income tax, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 262, by Wilhelm, a bill for an act concerning the transportation of persons with a substance-related disorder or a mental illness.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 263, by Schneider and Whitver, a bill for an act relating to the operation of a rescue vehicle when responding to an emergency.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 264, by committee on Judiciary, a bill for an act relating to access to local exchange service information.

Read first time under Rule 28 and **placed on calendar**.

Senate File 265, by Dotzler, a bill for an act relating to licensure, regulation, and complaint procedures for the hotel sanitation code, home food establishments, and food establishments and food processing plants, and modifying fees and penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 266, by Taylor, a bill for an act relating to public access to data processing software under Iowa's open records law.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 267, by committee on Judiciary, a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 268, by committee on Judiciary, a bill for an act relating to the payment of attorney fees when the respondent is convicted of a crime against the petitioner and is incarcerated at the time of the filing of the petition for dissolution of marriage.

Read first time under Rule 28 and **placed on calendar**.

Senate File 269, by committee on Labor and Business Relations, a bill for an act to increase the state minimum hourly wage.

Read first time under Rule 28 and **placed on calendar**.

Senate File 270, by committee on Labor and Business Relations, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1196 Judiciary

Relating to the issuance of temporary restricted licenses for employment purposes.

SSB 1197 Appropriations

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

SSB 1198 Human Resources

Relating to hospital and long-term care pharmacy practice for pneumococcal vaccines.

SSB 1199 Human Resources

Requesting the establishment of a social impact bond interim study committee.

SSB 1200 Human Resources

Relating to interstate contracts for substance abuse and mental health care and treatment.

SSB 1201 Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

SSB 1202 Appropriations

Relating to appropriations to the justice system.

SSB 1203 Appropriations

Relating to appropriations to the judicial branch.

SSB 1204 Appropriations

Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SSB 1205 Judiciary

Relating to the reclassification of marijuana, including tetrahydrocannabinols, under the controlled substance schedules.

SUBCOMMITTEE ASSIGNMENTS**Senate Resolution 10**

COMMERCE: Petersen, Chair; Courtney and Zumbach

Senate Resolution 11

WAYS AND MEANS: Quirnbach, Chair; Dotzler and Feenstra

Senate File 241

TRANSPORTATION: Kraayenbrink, Chair; Bowman and Brase

Senate File 242

COMMERCE: Bolkcom, Chair; Petersen and Smith

Senate File 244

WAYS AND MEANS: Jochum, Chair; Allen and Behn

Senate File 248

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

Senate File 249

WAYS AND MEANS: Quirmbach, Chair; Feenstra and McCoy

Senate File 252

EDUCATION: Dvorsky, Chair; Quirmbach and Sinclair

Senate File 253

EDUCATION: Schoenjahn, Chair; Hart and Sinclair

Senate File 254

EDUCATION: Schoenjahn, Chair; Hart and Sinclair

Senate File 255

EDUCATION: Hogg, Chair; Dvorsky and Kraayenbrink

Senate File 256

NATURAL RESOURCES AND ENVIRONMENT: Bolkcom, Chair; Petersen and Rozenboom

Senate File 257

WAYS AND MEANS: McCoy, Chair; Allen, Anderson, Behn, Bolkcom, Breitbach, Dotzler, Feenstra, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith

Senate File 260

EDUCATION: Dvorsky, Chair; Quirmbach and Schultz

Senate File 261

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Feenstra

House File 156

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

House File 204

EDUCATION: Quirnbach, Chair; Dvorsky and Johnson

SSB 1196

JUDICIARY: Sodders, Chair; Bisignano and Whitver

SSB 1197

APPROPRIATIONS: Dvorsky, Chair; Chapman and Wilhelm

SSB 1198

HUMAN RESOURCES: Mathis, Chair; Allen and Segebart

SSB 1199

HUMAN RESOURCES: Mathis, Chair; Bolkcom and Chelgren

SSB 1200

HUMAN RESOURCES: Wilhelm, Chair; Bolkcom and Johnson

SSB 1201

APPROPRIATIONS: Dvorsky, Chair; Brase and Zumbach

SSB 1202

APPROPRIATIONS: Dvorsky, Chair; Courtney and Garrett

SSB 1203

APPROPRIATIONS: Dvorsky, Chair; Garrett and Hogg

SSB 1204

APPROPRIATIONS: Dvorsky, Chair; Kapucian and McCoy

SSB 1205

JUDICIARY: Sodders, Chair; Bisignano and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: *SENATE FILE 258 (SSB 1056), a bill for an act relating to eligibility requirements for the gap tuition assistance program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirnbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 5: Behn, Johnson, Kraayenbrink, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 258, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 259 (formerly SF 69), a bill for an act relating to filling school board vacancies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 259, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 264 (SSB 1025), a bill for an act relating to access to local exchange service information.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 264, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 267 (SSB 1163), a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 267, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 268 (SSB 1091), a bill for an act relating to the payment of attorney fees when the respondent is convicted of a crime against the petitioner and is incarcerated at the time of the filing of the petition for dissolution of marriage.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 268, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 269 (SSB 1151), a bill for an act to increase the state minimum hourly wage.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Bisignano, Seng, Bertrand, Brase, Courtney, Dearden, Dotzler, and Soddors. Nays, 3: Shipley, Costello, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 270 (formerly SF 39), a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Bisignano, Seng, Brase, Courtney, Dearden, Dotzler, and Sodders. Nays, 4: Shipley, Bertrand, Costello, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Labor and Business Relations Committee on Senate File 270, and they were attached to the committee report.

JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 19, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Mark Segebart, member of the Senate from Crawford County, Vail, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Wednesday, February 18, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Gerd Clabaugh, the governor's appointee to be the Director of Iowa Department of Public Health. He was the guest of Senators Johnson and Mathis and the committee on Human Resources.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 245, 246, and 247** be referred from the Regular Calendar to the committee on **Appropriations**.

The Senate stood at ease at 9:29 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:01 a.m., President Jochum presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:02 a.m. until 1:00 p.m., Monday, February 23, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Marie Daugherty, Council Bluffs—For celebrating her 96th birthday. Senator Gronstal.

REPORTS OF COMMITTEE MEETINGS

WAYS AND MEANS

Convened: Thursday, February 19, 2015, 11:30 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: Anderson (excused).

Committee Business: Passed SF 45 and 257.

Adjourned: 12:10 p.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 17, 2015, 10:05 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Anderson and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:05 a.m.

ALSO:

Convened: Wednesday, February 18, 2015, 10:10 a.m.

Members Present: Bowman, Vice Chair; Anderson and Petersen.

Members Absent: McCoy, Chair; and Kapucian, Ranking Member (both excused).

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

ALSO:

Convened: Thursday, February 19, 2015, 10:15 a.m.

Members Present: McCoy, Chair; Kapucian, Ranking Member; and Petersen.

Members Absent: Bowman, Vice Chair; and Anderson (both excused).

Committee Business: Organizational meeting.

Adjourned: 11:35 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 6, by Guth, Segebart, Schultz, Chapman, Rozenboom, Behn, Anderson, Feenstra, Johnson, Kraayenbrink, and Bertrand, a joint resolution proposing an amendment to the Constitution of the State of Iowa specifying marriage between one man and one woman as the only legal union that is valid or recognized in the state.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 271, by committee on Judiciary, a bill for an act relating to interpreters for persons who are limited English proficient, deaf, deaf-blind, or hard-of-hearing in certain legal proceedings and court-ordered programs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 272, by committee on Local Government, a bill for an act relating to the improper use of a persons with disabilities parking permit and applicable penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 273, by committee on Human Resources, a bill for an act establishing an interstate medical licensure compact.

Read first time under Rule 28 and **placed on calendar**.

Senate File 274, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 275, by committee on Human Resources, a bill for an act relating to public health including public health modernization and boards of health.

Read first time under Rule 28 and **placed on calendar**.

Senate File 276, by committee on Human Resources, a bill for an act relating to the administration of medical licenses by the board of medicine.

Read first time under Rule 28 and **placed on calendar**.

Senate File 277, by Smith, Rozenboom, Johnson, Schultz, Garrett, Breitbart, Kapucian, Behn, Sinclair, Dix, Whitver, Chelgren, Schneider, Anderson, Kraayenbrink, Shipley, Bertrand, Guth, Feenstra, Chapman, Costello, Zaun, Segebart, and Zumbach, a bill for an act providing an exemption from the computation of the individual income tax of certain amounts of retirement income and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 278, by committee on Local Government, a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance.

Read first time under Rule 28 and **placed on calendar**.

Senate File 279, by committee on Education, a bill for an act relating to persons employed by the department of education for gifted and talented children programs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 280, by committee on Education, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 281, by Hogg, a bill for an act providing for the establishment of school-based mental health services pilot projects to be implemented by the area education agencies and making appropriations.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 282, by Bolkcom, a bill for an act reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 283, by Smith, a bill for an act authorizing the secretary of state to modify fees for businesses newly organizing in this state during an Iowa start a business month.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1206 Natural Resources and Environment

Relating to hunter education license requirements, providing for an apprentice hunter permit and fee, and including penalty provisions.

SSB 1207 Natural Resources and Environment

Creating the emerald ash borer revolving loan program and fund and including appropriations.

SUBCOMMITTEE ASSIGNMENTS**Senate File 251**

AGRICULTURE: Hart, Chair; Kapucian and Ragan

Senate File 265

HUMAN RESOURCES: Dotzler, Chair; Allen and Segebart

Senate File 282

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

SSB 1206

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Schoenjahn and Zumbach

SSB 1207

NATURAL RESOURCES AND ENVIRONMENT: Petersen, Chair; Rozenboom and Schoenjahn

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 279 (formerly SF 191), a bill for an act relating to persons employed by the department of education for gifted and talented children programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 280 (formerly SF 204), a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 273 (SSB 1019), a bill for an act establishing an interstate medical licensure compact.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 274 (SSB 1096), a bill for an act relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 275 (SSB 1039), a bill for an act relating to public health including public health modernization and boards of health.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 276 (SSB 1015), a bill for an act relating to the administration of medical licenses by the board of medicine.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *SENATE FILE 271 (SSB 1113), a bill for an act relating to interpreters for persons who are limited English proficient, deaf, deaf-blind, or hard-of-hearing in certain legal proceedings and court-ordered programs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 271, and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 272 (SSB 1082), a bill for an act relating to the improper use of a persons with disabilities parking permit and applicable penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, and Quirmbach. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 278 (formerly SF 25), a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, and Quirmbach. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 87, a bill for an act relating to the vehicle registration duties of county treasurers.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 155, a bill for an act relating to the illumination of rear registration plates on dump trucks and construction vehicles.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 257, a bill for an act relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Bolcom, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, and Quirmbach. Nays, 6: Allen, Feenstra, Behn, Schultz, Seng, and Smith. Absent, 1: Anderson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3005	S.F.	227	Jason Schultz
S-3006	S.R.	6	Mark Chelgren

JOURNAL OF THE SENATE

FORTY-THIRD CALENDAR DAY
TWENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 23, 2015

The Senate met in regular session at 1:10 p.m., President Jochum presiding.

Prayer was offered by Reverend Nathan Sherrill, pastor of the St. Paul Lutheran Church in Council Bluffs, Iowa. He was the guest of Senator Shipley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Thursday, February 19, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Janet Phipps Burkhead, the governor's appointee to be the Director of the Department of Administrative Services. She was the guest of Senator Johnson and the committee on State Government.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:29 p.m. until 9:00 a.m., Tuesday, February 24, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Iowa Early Education Block Grant Program Report, pursuant to Iowa Code section 256D.3(3). Report received on February 23, 2015.

BOARD OF REGENTS

Gifts and Grants Reports-Monthly, pursuant to Iowa Code section 8.44. Report received on February 23, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Zella Duchman, Council Bluffs—For celebrating her 90th birthday. Senator Gronstal.

Robert Godsey, Council Bluffs—For celebrating his 90th birthday. Senator Gronstal.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, February 23, 2015, 3:05 p.m.

Recessed: 3:10 p.m.

Reconvened: 3:30 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Kraayenbrink (excused).

Committee Business: Discussed SF 161 and SSBs 1047 and 1098.

Adjourned: 3:45 p.m.

HUMAN RESOURCES

Convened: Monday, February 23, 2015, 4:05 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Presentation by Shelly Chandler, Executive Director of IACP.

Adjourned: 4:40 p.m.

STATE GOVERNMENT

Convened: Monday, February 23, 2015, 2:15 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dvorsky, Horn, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Dearden, Feenstra, and Johnson (all excused).

Committee Business: Governor's appointee.

Adjourned: 3:00 p.m.

TRANSPORTATION

Convened: Monday, February 23, 2015, 4:05 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Horn, McCoy, Quirnbach, and Smith.

Members Absent: Dearden, Feenstra, and Kraayenbrink (all excused).

Committee Business: Passed SF 49, as amended.

Adjourned: 4:25 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 7, by Guth, Zaun, Schultz, Chelgren, Segebart, Sinclair, Behn, and Rozenboom, a Joint Resolution requesting the calling of a constitutional convention in order to propose amendments to the Constitution of the United States to impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 284, by committee on Ways and Means, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 285, by Soddors, a bill for an act relating to certificates of need for certain radiation therapy services, and including effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 286, by Mathis, a bill for an act establishing a business accelerator program administered through the economic development authority for women-owned businesses in the state and making appropriations.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

STUDY BILLS RECEIVED

SSB 1208 Human Resources

Establishing a study relating to the health and well-being of children in this state.

SSB 1209 Human Resources

Relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties.

SSB 1210 Human Resources

Creating an Iowa ABLE savings plan trust, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust, and including retroactive and other applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 250

JUDICIARY: Taylor, Chair; Quirnbach and Whitver

Senate File 263

TRANSPORTATION: Danielson, Chair; Brase and Breitbach

Senate File 266

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Schultz

Senate File 281

EDUCATION: Hogg, Chair; Kraayenbrink and Mathis

Senate File 283

STATE GOVERNMENT: Horn, Chair; Dearden and Johnson

House File 146

STATE GOVERNMENT: McCoy, Chair; Bertrand and Danielson

House File 202

STATE GOVERNMENT: Courtney, Chair; Bowman and Whitver

SSB 1100
(Reassigned)

EDUCATION: Quirmbach, Chair; Hogg and Johnson

SSB 1208

HUMAN RESOURCES: Mathis, Chair; Costello and Ragan

SSB 1209

HUMAN RESOURCES: Taylor, Chair; Allen and Johnson

SSB 1210

HUMAN RESOURCES: Bolkcom, Chair; Garrett and Jochum

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 284 (formerly SF 45), a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: Anderson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 284, and they were attached to the committee report.

AMENDMENTS FILED

S-3007	S.F.	205	Pam Jochum
S-3008	S.F.	257	Tod R. Bowman

JOURNAL OF THE SENATE

FORTY-FOURTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 24, 2015

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by the Most Reverend R. Walker Nickles, the Bishop of the Catholic Diocese of Sioux City, Iowa. He was the guest of Senator Bertrand.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Monday, February 23, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:10 a.m. until 10:00 a.m.

RECONVENED

The Senate reconvened at 10:04 a.m., President Jochum presiding.

The Senate stood at ease at 10:05 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:22 a.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chelgren, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 257.

Senate File 257

On motion of Senator Bowman, **Senate File 257**, a bill for an act relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions, with report of committee on Ways and Means recommending passage, was taken up for consideration.

Senator Zaun offered amendment S-3011, filed by Senator Zaun, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bowman raised the point of order that amendment S-3011 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3011 out of order.

Senator Sinclair offered amendment S-3012, filed by Senators Sinclair and Zaun from the floor to pages 1, 2, 5, and 8, and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3012 be adopted?" (S.F. 257), the vote was:

Yeas, 15:

Anderson	Feenstra	Kraayenbrink	Sinclair
Behn	Garrett	Schultz	Smith
Bertrand	Guth	Seng	Zaun
Chapman	Hogg	Shipley	

Nays, 34:

Allen	Dearden	Kapucian	Schoenjahn
Bisignano	Dix	Kinney	Segebart
Bolkcom	Dotzler	Mathis	Sodders
Bowman	Dvorsky	McCoy	Taylor
Brase	Gronstal	Petersen	Whitver
Breitbach	Hart	Quirmbach	Wilhelm
Costello	Horn	Ragan	Zumbach
Courtney	Jochum	Rozenboom	
Danielson	Johnson	Schneider	

Absent, 1:

Chelgren

Amendment S–3012 lost.

Senator Chapman offered amendment S–3013, filed by Senator Chapman, et al., from the floor to pages 2 and 10 and amending the title page of the bill.

Senator Bowman raised the point of order that amendment S–3013 was not germane to the bill.

The Chair ruled the point well-taken and amendment S–3013 out of order.

Senator Bowman offered amendment S–3008, filed by him on February 23, 2015, to pages 5 and 10 of the bill, and moved its adoption.

Amendment S–3008 was adopted by a voice vote.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 257), the vote was:

Yeas, 28:

Anderson	Dearden	Horn	Petersen
Bertrand	Dix	Jochum	Quirmbach
Bolkcom	Dotzler	Johnson	Ragan
Bowman	Dvorsky	Kapucian	Rozenboom
Breitbach	Gronstal	Kinney	Segebart
Costello	Hart	Kraayenbrink	Shiple
Danielson	Hogg	McCoy	Zumbach

Nays, 21:

Allen	Feenstra	Schultz	Whitver
Behn	Garrett	Seng	Wilhelm
Bisignano	Guth	Sinclair	Zaun
Brase	Mathis	Smith	
Chapman	Schneider	Sodders	
Courtney	Schoenjahn	Taylor	

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 257** be **immediately messaged** to the House.

The Senate stood at ease at 12:31 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:43 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 24, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 173, a bill for an act relating to school district property tax replacement payments and including effective date provisions.

ALSO: That the House has on February 24, 2015, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 1, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-sixth general assembly.

ALSO: That the House has on February 24, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 171, a bill for an act establishing the state percent of growth and including effective date provisions. (S-3014)

Senate File 172, a bill for an act establishing the categorical state percent of growth and including effective date provisions. (S-3015)

ALSO: That the House has on February 24, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 166, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 284**.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 269.

Senate File 269

On motion of Senator Bisignano, **Senate File 269**, a bill for an act to increase the state minimum hourly wage, was taken up for consideration.

Senator Bisignano moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 269), the vote was:

Yeas, 27:

Allen	Danielson	Horn	Ragan
Bertrand	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	

Nays, 22:

Anderson	Feenstra	Rozenboom	Smith
Behn	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	Zumbach
Costello	Kapucian	Shipley	
Dix	Kraayenbrink	Sinclair	

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

President Pro Tempore Sodders took the chair at 1:58 p.m.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 205.

Senate File 205

On motion of Senator Jochum, **Senate File 205**, a bill for an act establishing a notification requirement for mammogram reports to patients, was taken up for consideration.

Senator Jochum offered amendment S–3007, filed by her on February 23, 2015, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3007 was adopted by a voice vote.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 205), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

President Jochum took the chair at 2:08 p.m.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 205** and **269** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 234, 233, and 206.

Senate File 234

On motion of Senator Mathis, **Senate File 234**, a bill for an act establishing an Iowa employment rides initiative and related fund in the economic development authority, was taken up for consideration.

Senator Mathis offered amendment S-3009, filed by her from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3009 was adopted by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 234), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	Zumbach
Costello	Kapucian	Shipley	

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 233

On motion of Senator Wilhelm, **Senate File 233**, a bill for an act relating to the programs and duties of the economic development authority and including effective date and retroactive and other applicability provisions and other properly related matters, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 233), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 206

On motion of Senator Dearden, **Senate File 206**, a bill for an act relating to the display of motor vehicle registration plates, was taken up for consideration.

Senator Dearden offered amendment S-3004, filed by him on February 17, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3004 was adopted by a voice vote.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 206), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 206, 233, and 234** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 219 and 270.

Senate File 219

On motion of Senator Sodders, **Senate File 219**, a bill for an act relating to the possession of marijuana, and providing a penalty, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 219), the vote was:

Yeas, 36:

Allen	Danielson	Jochum	Schultz
Bertrand	Dearden	Kinney	Seng
Bisignano	Dotzler	Mathis	Shipley
Bolkcom	Dvorsky	McCoy	Sinclair
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirmbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Schneider	Wilhelm
Courtney	Horn	Schoenjahn	Zaun

Nays, 13:

Anderson	Feenstra	Kraayenbrink	Zumbach
Behn	Guth	Rozenboom	
Costello	Johnson	Segebart	
Dix	Kapucian	Smith	

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 270

On motion of Senator Dotzler, **Senate File 270**, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 270), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	Zumbach
Costello	Kapucian	Shiple	

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 219** and **270** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 122, 130, 131, 132, and 133.

Senate File 122

On motion of Senator Courtney, **Senate File 122**, a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts, was taken up for consideration.

Senator Courtney asked and received unanimous consent that **House File 167** be **substituted** for **Senate File 122**.

House File 167

On motion of Senator Courtney, **House File 167**, a bill for an act concerning access to documents during the competitive bidding process for public improvement contracts, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 167), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Courtney asked and received unanimous consent that **Senate File 122** be **withdrawn** from further consideration of the Senate.

Senate File 130

On motion of Senator Hart, **Senate File 130**, a bill for an act making changes to certain limitations within the national guard educational assistance program, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 130), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 131

On motion of Senator Schoenjahn, **Senate File 131**, a bill for an act relating to information the board of educational examiners is required to review regarding applicants for license renewal, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 131), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 132

On motion of Senator Schoenjahn, **Senate File 132**, a bill for an act making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners, was taken up for consideration.

Senator Schoenjahn asked and received unanimous consent that **House File 123** be **substituted** for **Senate File 132**.

House File 123

On motion of Senator Schoenjahn, **House File 123**, a bill for an act making a statutory correction to remove an inconsistency regarding the employment of the executive director of the board of educational examiners, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 123), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Schoenjahn asked and received unanimous consent that **Senate File 132** be **withdrawn** from further consideration of the Senate.

Senate File 133

On motion of Senator Hart, **Senate File 133**, a bill for an act modifying reporting requirements relating to veterans attending postsecondary educational institutions, was taken up for consideration.

Senator Hart asked and received unanimous consent that **House File 205** be substituted for **Senate File 133**.

House File 205

On motion of Senator Hart, **House File 205**, a bill for an act modifying reporting requirements relating to veterans attending postsecondary educational institutions, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 205), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hart asked and received unanimous consent that **Senate File 133** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 130** and **131** and **House Files 123, 167, and 205** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 149, 150, 200, and 201.

Senate File 149

On motion of Senator Hogg, **Senate File 149**, a bill for an act relating to the administration of combined guardianship and conservatorship proceedings, was taken up for consideration.

Senator Hogg asked and received unanimous consent that **House File 159** be **substituted** for **Senate File 149**.

House File 159

On motion of Senator Hogg, **House File 159**, a bill for an act relating to the administration of combined guardianship and conservatorship proceedings, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 159), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiplee
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders

Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hogg asked and received unanimous consent that **Senate File 149** be **withdrawn** from further consideration of the Senate.

Senate File 150

On motion of Senator Sodders, **Senate File 150**, a bill for an act increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 150), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach

Costello	Horn	Schoenjahn
Courtney	Jochum	Schultz
Danielson	Johnson	Segebart

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 200

On motion of Senator Bolkcom, **Senate File 200**, a bill for an act relating to the employment and duties of the executive director of the dental board, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 200), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 201

On motion of Senator Bolkcom, **Senate File 201**, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 201), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 150, 200, and 201** and **House File 159** be **immediately messaged** to the House.

HOUSE AMENDMENTS CONSIDERED

Senate Files 171

Senator Gronstal called up for consideration **Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions, amended by the House in House amendment S-3014, filed February 24, 2015.

Senator Bowman moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

Senate File 172

Senator Gronstal called up for consideration **Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions, amended by the House in House amendment S-3015, filed February 24, 2015.

Senator Bowman moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 171 and 172** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Kenneth Morris, Jr., Commission on the Status of African Americans

Manisha Paudel, Commission of Asian and Pacific Islander Affairs

Lisa Hull, Economic Development Authority

Erin Schoening, Board of Educational Examiners

Todd Christensen, Elevator Safety Board

Ashley Koopmans, Employment Appeal Board
James Strohman, Employment Appeal Board

Debra Schiel-Larson, Landscape Architectural Examining Board

Timothy Carmody, Iowa Law Enforcement Academy Council

Thomas Broeker, Mental Health and Disability Services
Commission

John Hodges, Chairperson of the Board of Parole

Norman Granger, Board of Parole
John Hodges, Board of Parole

Dennis Janssen, Board of Physician Assistants

Karilynne Lenning, Board of Social Work

Kathleen Till Stange, State Board of Tax Review

Richard Lumbard, Telecommunications and Technology
Commission

Rebecca Anderson, Vision Iowa Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach

Costello	Horn	Schoenjahn
Courtney	Jochum	Schultz
Danielson	Johnson	Segebart

Nays, none.

Absent, 1:

Chelgren

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 24, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 257, a bill for an act relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:56 p.m. until 9:00 a.m., Wednesday, February 25, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA RACING AND GAMING COMMISSION

2014 Annual Report, pursuant to Iowa Code section 99D.21. Received on February 24, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Mike Barker, Council Bluffs—Upon his retirement from Children's Square USA. Senator Gronstal.

Joe and Gail Claseman, Clinton—For celebrating their 40th wedding anniversary. Senator Hart.

Ox Yoke Inn of Amana—For celebrating 75 years in business. Senator Dvorsky.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Tuesday, February 24, 2015, 9:15 a.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SF 138, 145, and 237; passed SSBs 1148, 1162, 1183, and 1186.

Adjourned: 9:50 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 8, by Guth, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to funding for the construction, maintenance, and supervision of the public highways with moneys from the general fund of the state.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate Resolution 13, by Danielson, a resolution requesting the legislative council to establish an interim study committee to study local government mandates.

Read first time under Rule 28 and referred to committee on **Local Government**.

INTRODUCTION OF BILLS

Senate File 287, by Danielson, a bill for an act establishing a certified nonprofit professional loan forgiveness program and fund.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 288, by Danielson, a bill for an act related to public sector preferences for veterans in appointment and employment and including civil penalty provisions.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 289, by Guth and Zaun, a bill for an act making an appropriation for secondary road infrastructure projects.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 290, by Danielson, a bill for an act relating to the regulation of agreements between manufacturers or distributors, and dealers relating to the sale of recreational vehicles and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 291, by committee on Transportation, a bill for an act relating to size, weight, and load limit applicability to authorized emergency vehicles.

Read first time under Rule 28 and **placed on calendar**.

Senate File 292, by committee on Judiciary, a bill for an act relating to the confidentiality of certain juvenile court records.

Read first time under Rule 28 and **placed on calendar**.

Senate File 293, by committee on Education, a bill for an act establishing a mental health professional loan forgiveness program and fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 294, by committee on Education, a bill for an act relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 295, by committee on Education, a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

Read first time under Rule 28 and **placed on calendar**.

Senate File 296, by Mathis, a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 297, by Petersen, McCoy, and Schoenjahn, a bill for an act concerning employment of and merit system protection for administrative law judges, workers' compensation commissioners, and the administrator of the administrative hearings division of the department of inspections and appeals.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 298, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

Read first time under Rule 28 and **placed on calendar**.

Senate File 299, by committee on Judiciary, a bill for an act relating to the membership of the board of directors of a judicial district department of correctional services.

Read first time under Rule 28 and **placed on calendar**.

Senate File 300, by committee on Judiciary, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 301, by Schneider and McCoy, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

SSB 1211 State Government

Relating to licensure, regulation, and complaint procedures for the hotel sanitation code, home food establishments, and food establishments and food processing plants, and modifying fees and penalties.

SSB 1212 State Government

To establish a music therapy advisory council within the board of social work and provide for licensure of music therapists and providing for fees and civil penalties.

SSB 1213 State Government

Relating to the reexamination and recalculation of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system.

SSB 1214 State Government

Relating to corporate shareholders by requiring shareholder authorization of political expenditures by corporations, requiring related shareholder statements and notices, and including penalty provisions.

SSB 1215 State Government

Related to elections administration and election officials.

SSB 1216 State Government

Relating to state mandates on counties, including provisions related to county medical examiner fees and the publication of county resolutions.

SSB 1217 State Government

Concerning social and charitable gambling and making penalties applicable.

SSB 1218 State Government

Relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

SSB 1219 Ways and Means

Concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including effective date and applicability provisions.

SSB 1220 Ways and Means

Exempting from the state sales tax the sales price from the sale or furnishing of metered water to residential customers and creating related state and local residential metered water excise taxes.

SSB 1221 Natural Resources and Environment

Relating to incidents involving pesticide drift, including by providing for reporting and testing, and making appropriations.

SSB 1222 Natural Resources and Environment

Relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 8**

TRANSPORTATION: McCoy, Chair; Dearden and Feenstra

Senate File 245

APPROPRIATIONS: Mathis, Chair; Dvorsky and Kraayenbrink

Senate File 246

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Kraayenbrink

Senate File 247

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Kraayenbrink

Senate File 277

WAYS AND MEANS: Quirmbach, Chair; Petersen and Smith

Senate File 287

EDUCATION: Dvorsky, Chair; Quirmbach and Sinclair

Senate File 290

TRANSPORTATION: Danielson, Chair; Bowman and Breitbach

Senate File 296

JUDICIARY: Soddors, Chair; Hogg and Schneider

SSB 1211

STATE GOVERNMENT: Dearden, Chair; Dvorsky and Schultz

SSB 1212

STATE GOVERNMENT: Danielson, Chair; Horn and Schultz

SSB 1213

STATE GOVERNMENT: Petersen, Chair; Schoenjahn and Whitver

SSB 1214

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Schultz

SSB 1215

STATE GOVERNMENT: Courtney, Chair; Dearden and Whitver

SSB 1216

STATE GOVERNMENT: Horn, Chair; Dearden and Johnson

SSB 1217

STATE GOVERNMENT: Danielson, Chair; Bertrand and Petersen

SSB 1218

STATE GOVERNMENT: Danielson, Chair; Bertrand and Schoenjahn

SSB 1219

WAYS AND MEANS: Dotzler, Chair; Allen and Feenstra

SSB 1220

WAYS AND MEANS: Dotzler, Chair; Allen and Feenstra

SSB 1221

NATURAL RESOURCES AND ENVIRONMENT: Schoenjahn, Chair; Behn and Petersen

SSB 1222

NATURAL RESOURCES AND ENVIRONMENT: Bolkcom, Chair; Dearden and Rozenboom

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: *SENATE FILE 293 (SSB 1098), a bill for an act establishing a mental health professional loan forgiveness program and fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 293, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 294 (SSB 1047), a bill for an act relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Quirnbach, Schoenjahn, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Wilhelm, and Zaun. Nays, 2: Sinclair and Schultz. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 294, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 295 (formerly SF 161), a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, Wilhelm, and Zaun. Nays, 4: Sinclair, Behn, Johnson, and Schultz. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 295, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 292 (SSB 1148), a bill for an act relating to the confidentiality of certain juvenile court records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 298 (SSB 1183), a bill for an act relating to nonsubstantive Code corrections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 299 (formerly SF 145), a bill for an act relating to the membership of the board of directors of a judicial district department of correctional services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, and Zaun. Nays, 2: Garrett and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 300 (formerly SF 138), 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.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 291 (formerly SF 49), a bill for an act relating to size, weight, and load limit applicability to authorized emergency vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Horn, McCoy, Quirnbach, and Smith. Nays, none. Absent, 3: Dearden, Feenstra, and Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 291, and they were attached to the committee report.

AMENDMENTS FILED

S-3009	S.F.	234	Liz Mathis
S-3010	S.F.	167	David Johnson Brad Zaun
S-3011	S.F.	257	Brad Zaun Mark Segebart

			Jason Schultz Amy Sinclair Dennis Guth
S-3012	S.F.	257	Amy Sinclair Brad Zaun
S-3013	S.F.	257	Jake Chapman Brad Zaun Jason Schultz Mark Segebart Dennis Guth Tim Kraayenbrink Bill Anderson Rick Bertrand Jerry Behn Dan Zumbach Amy Sinclair
S-3014	S.F.	171	House
S-3015	S.F.	172	House
S-3016	S.F.	220	Janet Petersen

JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
TWENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 25, 2015

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by Rabbi Jeff Portman of the Agudas Achim Congregation in Coralville, Iowa. He was the guest of Senator Dvorsky.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Tuesday, February 24, 2015, was approved.

The Senate stood at ease at 9:24 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:39 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Chelgren, until he arrives, on request of Senator Dix; and Senator Bisignano, until he arrives, on request of Senator Gronstal.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 284.

Senate File 284

On motion of Senator Quirmbach, **Senate File 284**, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Quirmbach asked and received unanimous consent that **House File 166** be substituted for **Senate File 284**.

House File 166

On motion of Senator Quirmbach, **House File 166**, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 166), the vote was:

Yeas, 48:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bertrand	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Bisignano Chelgren

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Quirnbach asked and received unanimous consent that **Senate File 284** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 166** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:47 a.m. until 9:00 a.m., Thursday, February 26, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, February 25, 2015, 11:35 a.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, and Taylor.

Members Absent: Anderson, Bowman, and Soddors (all excused).

Committee Business: Presentation by Wayne Peterson of the Department of Agriculture.

Adjourned: 12:00 p.m.

EDUCATION

Convened: Wednesday, February 25, 2015, 1:05 p.m.

Recessed: 1:10 p.m.

Reconvened: 1:25 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Discussed SSB 1044.

Adjourned: 1:40 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, February 25, 2015, 1:00 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Soddors, and Whitver.

Members Absent: None.

Committee Business: Passed SF 18 and SSB 1087.

Adjourned: 1:30 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 25, 2015, 10:05 a.m.

Members Present: Wilhelm, Chair; Kinney, Vice Chair; Rozenboom, Ranking Member; and Schultz.

Members Absent: Dearden (excused).

Committee Business: Presentation by the Utility Management Organizations of Iowa.

Adjourned: 10:40 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 25, 2015, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirmbach, Vice Chair; Kraayenbrink, Ranking Member; Horn and Sinclair.

Members Absent: None.

Committee Business: Presentation by Early Childhood Iowa.

Adjourned: 10:40 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 25, 2015, 10:05 a.m.

Members Present: McCoy, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Anderson and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

INTRODUCTION OF BILLS

Senate File 302, by Johnson and Hart, a bill for an act relating to the prevention of disabilities policy council.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 303, by Smith, a bill for an act establishing a district cost per pupil equalization task force.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 304, by Smith, a bill for an act relating to serving an arrest warrant by a bailiff or security personnel at a courthouse.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 305, by Smith, a bill for an act exempting nonprofit corporations and their vendors from certain food establishment license fees.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 306, by committee on Judiciary, a bill for an act relating to communication and visitation between an adult ward and another person.

Read first time under Rule 28 and **placed on calendar**.

Senate File 307, by Mathis, a bill for an act creating a disaster case management grant fund and program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 308, by Taylor, a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 309, by committee on Judiciary, a bill for an act relating to the compilation of a presentence investigation report in a criminal proceeding.

Read first time under Rule 28 and **placed on calendar**.

Senate File 310, by Mathis, a bill for an act providing a sales and use tax exemption for the furnishing of certain parking facilities services.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 311, by Garrett, a bill for an act exempting school districts and attendance centers maintaining a year around school calendar from the school start date limitation and aid reduction penalty provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 312, by Petersen, Hart, Dvorsky, and Jochum, a bill for an act relating to human trafficking and including a penalty provision.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 313, by committee on Labor and Business Relations, 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 under Rule 28 and **placed on calendar**.

Senate File 314, by committee on Labor and Business Relations, a bill for an act concerning political affiliation of members of the public employment relations board.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1223 Ways and Means

Relating to the use of social security numbers for purposes of administration of the tax and related laws by the department of revenue and collection of property taxes by counties.

SSB 1224 Ways and Means

Relating to the policy administration of the tax and related laws by the department of revenue.

SSB 1225 Judiciary

Relating to the definition of stalking and making penalties applicable.

SSB 1226 Commerce

Making cross-subsidization prohibitions inapplicable to certain public utility rates or charges.

SSB 1227 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 effective date and retroactive applicability provisions.

SSB 1228 Commerce

Relating to the minimum insurance requirements for transportation network companies and participating drivers, and including effective date provisions.

SSB 1229 Judiciary

Relating to the obligations of a child in being eligible for a postsecondary education subsidy.

SSB 1230 Judiciary

Relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

SSB 1231 Judiciary

Relating to awards of certain damages for wage discrimination claims under the Iowa civil rights Act.

SSB 1232 Transportation

Relating to registration fees for, and security interests on, motor vehicles, and providing penalties.

SSB 1233 Transportation

Relating to the activities of motor vehicle dealers and wholesalers, and providing penalties.

SSB 1234 Education

Relating to required core curriculum and twenty-first century learning skills addressed in rules adopted by the state board of education.

SUBCOMMITTEE ASSIGNMENTS**Senate File 23**
(Reassigned)

JUDICIARY: Sodders, Chair; Kinney and Schneider

Senate File 243

LOCAL GOVERNMENT: Taylor, Chair; Hart and Smith

Senate File 286

ECONOMIC GROWTH: Mathis, Chair; Anderson and Bisignano

Senate File 288

VETERANS AFFAIRS: Danielson, Chair; Chelgren and Ragan

Senate File 297

STATE GOVERNMENT: Petersen, Chair; Schoenjahn and Whitver

Senate File 301

EDUCATION: Hogg, Chair; Kraayenbrink and Mathis

Senate File 302

HUMAN RESOURCES: Johnson, Chair; Allen and Dotzler

Senate File 303

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

SSB 1223

WAYS AND MEANS: Hogg, Chair; Petersen and Schultz

SSB 1224

WAYS AND MEANS: Bolkcom, Chair; Allen and Feenstra

SSB 1225

JUDICIARY: Petersen, Chair; Garrett and Taylor

SSB 1226

COMMERCE: Courtney, Chair; Schoenjahn and Zumbach

SSB 1227

JUDICIARY: Shipley, Chair; Bisignano and Taylor

SSB 1228

COMMERCE: Courtney, Chair; Schneider and Schoenjahn

SSB 1229

JUDICIARY: Sodders, Chair; Hogg and Shipley

SSB 1230

JUDICIARY: Petersen, Chair; Garrett and Kinney

SSB 1231

JUDICIARY: Hogg, Chair; Horn and Schneider

SSB 1232

TRANSPORTATION: Bowman, Chair; Danielson and Feenstra

SSB 1233

TRANSPORTATION: Bowman, Chair; Brase and Kraayenbrink

SSB 1234

EDUCATION: Quirnbach, Chair; Mathis and Sinclair

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: *SENATE FILE 306 (SSB 1162), a bill for an act relating to communication and visitation between an adult ward and another person.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 306, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 309 (SSB 1186), a bill for an act relating to the compilation of a presentence investigation report in a criminal proceeding.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 309, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 313 (formerly SF 18), a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Bisignano, Seng, Bertrand, Brase, Courtney, Dearden, Dotzler, Soddors, and Whitver. Nays, 2: Shipley and Costello. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 314 (SSB 1087), a bill for an act concerning political affiliation of members of the public employment relations board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Bisignano, Seng, Shipley, Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 25th day of February, 2015.

Senate File 257.

MICHAEL E. MARSHALL
Secretary of the Senate

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 25, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 257 – Relating to transportation funding by limiting the term of indebtedness for certain county projects, modifying certain permit fees, modifying the rate of the excise taxes on motor fuel and certain special fuel, establishing a fuel distribution percentage formula for certain special fuel used in motor vehicles, requiring legislative review of the fuel distribution percentage formulas, extending the repeal date of the access Iowa highway plan, and including effective date provisions.

JOURNAL OF THE SENATE

FORTY-SIXTH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 26, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Reverend Clarence De Boef, retired pastor from the United Methodist Church in West Des Moines, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Wednesday, February 25, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 25, 2015, **insisted** on its amendment to **Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Linn, Representative Paulsen; the representative from Clayton, Representative Ruff; the representative from Plymouth, Representative Soderberg; the representative from Cerro Gordo, Representative Steckman; and the representative from Cerro Gordo, Representative Upmeyer.

ALSO: That the House has on February 25, 2015, **insisted** on its amendment to **Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Linn, Representative Paulsen; the representative from Clayton, Representative Ruff; the representative from Plymouth, Representative Soderberg; the representative from Cerro Gordo, Representative Steckman; and the representative from Cerro Gordo, Representative Upmeyer.

APPOINTMENT OF CONFERENCE COMMITTEES

The Chair announced the following conference committees on **Senate Files 171 and 172** on the part of the Senate: Senators Quirnbach, Chair; Bowman, Gronstal, Dix, and Sinclair.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 171 and 172** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:19 a.m. until 1:00 p.m., Monday, March 2, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, February 25, 2015, 4:05 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: None.

Committee Business: Discussed SF 140 and SF 177.

Adjourned: 4:25 p.m.

COMMERCE

Convened: Thursday, February 26, 2015, 1:05 p.m.

Recessed: 1:10 p.m.

Reconvened: 1:35 p.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: None.

Committee Business: Considered SF 168 and SSBs 1032, 1086, and 1156.

Adjourned: 1:50 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 25, 2015, 3:15 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Passed SF 31, as amended. Passed SSB 1165, as amended; and SSB 1198.

Adjourned: 3:45 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 25, 2015, 2:05 p.m.

Recessed: 2:10 p.m.

Reconvened: 2:45 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Bowman (excused).

Committee Business: Passed SF 10. Passed SSBs 1123, 1130, 1133, 1152, 1173, and 1174.

Adjourned: 3:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 9, by Guth, Zaun, Rozenboom, Chelgren, Segebart, Johnson, Sinclair, Kraayenbrink, and Seng, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the unalienable right to life.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 315, by Smith, a bill for an act relating to the fee for new registration for a vehicle purchased within sixty days of the sale of another vehicle by the same owner.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 316, by Schultz, a bill for an act relating to carrying a firearm while operating or riding an all-terrain vehicle.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 317, by Schultz, a bill for an act relating to the continued validity of certain special education instructional endorsements to a practitioner license issued by the board of educational examiners.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 318, by Schultz, a bill for an act requiring that frozen food locker plants maintain evidence of financial responsibility.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 319, by Schultz, a bill for an act relating to the possession of a pistol, revolver, or ammunition by a person under fourteen years of age.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 320, by Hogg, a bill for an act relating to civil liability of a manufacturer or distributor of a synthetic cannabinoid.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 321, by committee on State Government, a bill for an act concerning financial incentives received under a master contract established by the department of administrative services.

Read first time under Rule 28 and **placed on calendar**.

Senate File 322, by committee on State Government, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 323, by committee on Appropriations, a bill for an act concerning lottery games and revenue for support of veterans.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 324, by Smith, a bill for an act relating to the Iowa educational savings plan trust by modifying the allowable method of contribution to the trust.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 325, by Smith, a bill for an act establishing a pilot project for transportation services for persons who require medical transportation due to a substance-related disorder or a mental illness.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 326, by Taylor, a bill for an act relating to collectors of antique vehicles, providing fees, and making a penalty applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 327, by Smith, a bill for an act relating to the targeted jobs withholding tax credit program by modifying the number and qualifications of cities and types of businesses that may participate in the program, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 328, by committee on State Government, a bill for an act related to absentee ballot deadlines.

Read first time under Rule 28 and **placed on calendar**.

Senate File 329, by committee on Human Resources, a bill for an act relating to hospital and long-term care pharmacy practice for pneumococcal vaccines.

Read first time under Rule 28 and **placed on calendar**.

Senate File 330, by Smith, a bill for an act relating to filing deadlines for the disabled veteran homestead tax credit and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 331, by committee on State Government, a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 332, by committee on State Government, a bill for an act concerning department of administrative services' procedures regarding the designation of individuals as ineligible for state employment and the public solicitation of individuals to fill certain state employment vacancies.

Read first time under Rule 28 and **placed on calendar**.

Senate File 333, by committee on Appropriations, a bill for an act relating to the acceptance of eligible patients into state mental health institutes and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 334, by committee on Human Resources, a bill for an act relating to sexual orientation change efforts and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 335, by committee on Human Resources, a bill for an act relating to the release of certain information to a procurement organization.

Read first time under Rule 28 and **placed on calendar**.

Senate File 336, by committee on Judiciary, a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 337, by committee on State Government, a bill for an act providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 338, by committee on State Government, a bill for an act providing for charitable food donations to food banks and similar organizations, and providing for appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 339, by Guth, a bill for an act providing that a commercial breeder of dogs or cats may be inspected by a licensed veterinarian in lieu of the department of agriculture and land stewardship.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 340, by Guth, a bill for an act relating to commercial establishments selling dogs or cats to consumers, by providing for express warranties covering the condition of the dogs or cats, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 341, by Guth, a bill for an act restricting certain persons regulated by the department of agriculture and land stewardship from moving dogs and cats into this state, and providing for penalties.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 342, by Guth, a bill for an act relating to persons maintaining or overseeing the maintenance of dogs and cats, including animal rescues, animal shelters, and pounds, by requiring reports on the receipt and disposition of the dogs and cats, and providing for civil penalties.

Read first time under Rule 28 and referred to committee on **Agriculture**.

Senate File 343, by Guth, a bill for an act regarding the nullification of regulations of the United States environmental protection agency in this state.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

STUDY BILLS RECEIVED

SSB 1235 State Government

Relating to continuing education requirements for licensed barbers.

SSB 1236 Education

Relating to school attendance requirements and school attendance support programs and funding, and including applicability provisions.

SSB 1237 Labor and Business Relations

Requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions.

SSB 1238 Judiciary

Relating to fiduciary access to digital assets and including applicability provisions.

SSB 1239 Education

Relating to statewide assessments of student progress utilizing core academic indicators.

SSB 1240 Human Resources

Relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing.

SSB 1241 Transportation

Relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**Senate File 285**

HUMAN RESOURCES: Mathis, Chair; Allen and Johnson

Senate File 304

JUDICIARY: Horn, Chair; Taylor and Whitver

Senate File 307

HUMAN RESOURCES: Allen, Chair; Chelgren and Dotzler

Senate File 308

HUMAN RESOURCES: Taylor, Chair; Costello and Jochum

Senate File 311

EDUCATION: Bowman, Chair; Hart and Sinclair

Senate File 312

JUDICIARY: Petersen, Chair; Kinney and Schneider

Senate File 317

EDUCATION: Hart, Chair; Behn and Mathis

Senate File 318

AGRICULTURE: Kinney, Chair; Ragan and Zumbach

Senate File 319

JUDICIARY: Quirnbach, Chair; Horn and Schneider

Senate File 320

JUDICIARY: Hogg, Chair; Garrett and Sadders

SSB 1235

STATE GOVERNMENT: Horn, Chair; Bertrand and Schoenjahn

SSB 1236

EDUCATION: Quirmbach, Chair; Hogg and Johnson

SSB 1237

LABOR AND BUSINESS RELATIONS: Dearden, Chair; Dotzler and Whitver

SSB 1238

JUDICIARY: Hogg, Chair; Bisignano and Schneider

SSB 1239

EDUCATION: Quirmbach, Chair; Dvorsky, Hart, Schultz, and Sinclair

SSB 1240

HUMAN RESOURCES: Ragan, Chair; Dotzler and Johnson

SSB 1241

TRANSPORTATION: Bowman, Chair; Brase and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 323 (formerly SF 177), a bill for an act concerning lottery games and revenue for support of veterans.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 21: Dvorsky, Danielson, Chapman, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 333 (formerly SF 140), a bill for an act relating to the acceptance of eligible patients into state mental health institutes and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 21: Dvorsky, Danielson, Chapman, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 329 (SSB 1198), a bill for an act relating to hospital and long-term care pharmacy practice for pneumococcal vaccines.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 334 (formerly SF 31), a bill for an act relating to sexual orientation change efforts and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Mathis, Ragan, Allen, Bolkcom, Dotzler, Jochum, Taylor, and Wilhelm. Nays, 4: Johnson, Costello, Garret, and Segebart. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 334, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 335 (SSB 1165), a bill for an act relating to the release of certain information to a procurement organization.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 335, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 336 (formerly SF 237), a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 336, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 321 (SSB 1174), a bill for an act concerning financial incentives received under a master contract established by the department of administrative services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 322 (formerly SF 10), a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 328 (SSB 1173), a bill for an act related to absentee ballot deadlines.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Danielson, Courtney, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 6: Bertrand, Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 328, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 331 (SSB 1152), a bill for an act permitting electronic voter registration and including penalties and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Danielson, Courtney, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 6: Bertrand, Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 331, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 332 (SSB 1133), a bill for an act concerning department of administrative services' procedures regarding the designation of individuals as ineligible for state employment and the public solicitation of individuals to fill certain state employment vacancies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 332, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 337 (SSB 1130), a bill for an act providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 337, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 338 (SSB 1123), a bill for an act providing for charitable food donations to food banks and similar organizations, and providing for appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Courtney, Bertrand, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 5: Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 1: Bowman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 338, and they were attached to the committee report.

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 2, 2015

The Senate met in regular session at 1:03 p.m., President Jochum presiding.

Prayer was offered by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Thursday, February 26, 2015, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 338** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:37 p.m. until 9:00 a.m., Tuesday, March 3, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on March 2, 2015.

Iowa Minority Academic Grants for Economic Success Program Report, pursuant to Iowa Code section 261.104(5). Report received on March 2, 2015.

OFFICE OF DRUG CONTROL POLICY

Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant Program, pursuant to Iowa Code section 80E. Report received on March 2, 2015.

BOARD OF REGENTS

Monthly Financial August 2014 Report, pursuant to 2013 Iowa Acts, chapter 141, section 27. Report received on March 2, 2015.

Monthly Financial September 2014 Report, pursuant to 2013 Iowa Acts, chapter 141, section 27. Report received on March 2, 2015.

Monthly Financial November 2014 Report, pursuant to 2013 Iowa Acts, chapter 141, section 27. Report received on March 2, 2015.

Monthly Financial December 2014 Report, pursuant to 2013 Iowa Acts, chapter 141, section 27. Report received on March 2, 2015.

DEPARTMENT OF REVENUE

State Board of Tax Review Report, pursuant to Iowa Code section 421.1(4)(f). Report received on February 27, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Curt Hames, Cedar Rapids—For celebrating his 90th birthday. Senator Horn.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, March 2, 2015, 2:45 p.m.

Recessed: 2:50 p.m.

Reconvened: 3:00 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SF 301 and SSB 1048.

Adjourned: 3:05 p.m.

STATE GOVERNMENT

Convened: Monday, March 2, 2015, 1:50 p.m.

Recessed: 1:55 p.m.

Reconvened: 2:20 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz.

Members Absent: Chapman and Whitver (both excused).

Committee Business: Passed SF 225 and SSBs 1073, 1134, 1172, and 1213.

Adjourned: 2:40 p.m.

INTRODUCTION OF BILLS

Senate File 344, by committee on Economic Growth, a bill for an act creating an apprenticeship training tax credit available against the individual and corporate income tax and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 345, by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program, and providing for a school climate and bullying work group.

Read first time under Rule 28 and **placed on calendar**.

Senate File 346, by committee on Commerce, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 347, by committee on Commerce, a bill for an act relating to the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 348, by committee on Commerce, a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 349, by committee on Commerce, a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 350, by committee on Economic Growth, a bill for an act relating to the administration of programs by the economic development authority by creating a renewable chemical production tax credit, modifying the tax credit for investments in qualifying businesses and community-based seed capital funds, modifying the entrepreneur investment awards program, making miscellaneous changes to other economic development authority programs, and including effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 351, by Zaun, a bill for an act relating to school funding by establishing a school district enrollment supplement program and making appropriations.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 352, by Zaun, a bill for an act relating to the taxpayers trust fund by modifying the transfer of moneys from the Iowa economic emergency fund to the taxpayers trust fund and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 353, by Chelgren, a bill for an act creating a private school tuition tax credit available against the individual income tax and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 354, by Schoenjahn, a bill for an act relating to the fee for new registration for repaired salvage vehicles.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 355, by Gronstal, a bill for an act relating to employee residency qualifications in cities with a civil service commission.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 356, by Mathis, a bill for an act relating to the development and administration of Iowa innovation learning spaces by the science, technology, engineering, and mathematics collaborative initiative at the university of northern Iowa.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 357, by Johnson and Dearden, a bill for an act relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 358, by Schneider, a bill for an act concerning membership on the commission for the blind.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 359, by Zaun, a bill for an act relating to the corporate income tax rates imposed on corporations and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 360, by Zaun, a bill for an act relating to the rights of certain individuals to petition the court for visitation of certain elder or dependent adult relatives.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 361, by Chelgren, a bill for an act concerning the legal age for purchasing, possessing, and consuming wine and beer and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 362, by Schneider, Guth, Segebart, Johnson, Garrett, Schultz, Breitbach, Behn, Dix, Whitver, Sinclair, Costello, Chelgren, Shipley, Kraayenbrink, Bertrand, Anderson, Feenstra, Chapman, Smith, Seng, Kapucian, Zaun, Rozenboom, and Zumbach, a bill for an act relating to the definition of person for the purposes of survival of causes of action.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 363, by Chelgren, a bill for an act relating to the possession of a firearm suppressor.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

SSB 1242 Veterans Affairs

Related to appointment and employment preferences for veterans in the public sector.

SSB 1243 Ways and Means

Creating the medical cannabis Act and providing for civil and criminal penalties and fees.

SSB 1244 Human Resources

Relating to the maintenance and administration of epinephrine in schools and certain other facilities.

SSB 1245 Human Resources

Relating to the emergency hospitalization of a person with a serious mental illness.

SSB 1246 Judiciary

Relating to the calculation of certain fees in probate.

SSB 1247 Judiciary

Relating to an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property.

SSB 1248 Judiciary

Relating to requirements for timely filing of releases or satisfactions of mortgages.

SSB 1249 Judiciary

Relating to redemption by certain persons of parcels sold at tax sale.

SUBCOMMITTEE ASSIGNMENTS**Senate File 310**

WAYS AND MEANS: Dotzler, Chair; Anderson and Quirmbach

Senate File 327

ECONOMIC GROWTH: Taylor, Chair; Chelgren and Sodders

Senate File 330

WAYS AND MEANS: Quirmbach, Chair; Allen and Smith

Senate File 339

AGRICULTURE: Taylor, Chair; Hart and Kapucian

Senate File 340

AGRICULTURE: Taylor, Chair; Hart and Rozenboom

Senate File 341

AGRICULTURE: Taylor, Chair; Hart and Shipley

Senate File 342

AGRICULTURE: Taylor, Chair; Anderson and Hart

Senate File 343

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Brase and Rozenboom

SSB 1242

VETERANS AFFAIRS: Danielson, Chair; Horn and Segebart

SSB 1243

WAYS AND MEANS: Bolkcom, Chair; Behn, Dotzler, Feenstra, and McCoy

SSB 1244

HUMAN RESOURCES: Ragan, Chair; Chelgren and Dotzler

SSB 1245

HUMAN RESOURCES: Mathis, Chair; Allen and Johnson

SSB 1246

JUDICIARY: Hogg, Chair; Bisignano and Garrett

SSB 1247

JUDICIARY: Soddors, Chair; Hogg and Schneider

SSB 1248

JUDICIARY: Quirnbach, Chair; Schneider and Taylor

SSB 1249

JUDICIARY: Quirnbach, Chair; Garrett and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *Senate File 346 (SSB 1086), a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 346, and they were attached to the committee report.

ALSO:

Bill Title: *Senate File 347 (formerly SF 168), a bill for an act relating to the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 347, and they were attached to the committee report.

ALSO:

Bill Title: *Senate File 348 (SSB 1156), a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 348, and they were attached to the committee report.

ALSO:

Bill Title: *Senate File 349 (SSB 1032), a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Petersen, McCoy, Anderson, Allen, Bertrand, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on Senate File 349, and they were attached to the committee report.

ECONOMIC GROWTH

Bill Title: *SENATE FILE 344 (formerly SF 108), a bill for an act creating an apprenticeship training tax credit available against the individual and corporate income tax and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hart, Soddors, Anderson, Bisignano, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, 3: Chelgren, Bowman, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 344, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 350 (SSB 1116), a bill for an act relating to the administration of programs by the economic development authority by creating a renewable chemical production tax credit, modifying the tax credit for investments in qualifying businesses and community-based seed capital funds, modifying the entrepreneur investment awards program, making miscellaneous changes to other economic development authority programs, and including effective date and retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Hart, Soddors, Anderson, Bisignano, Breitbach, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, 3: Chelgren, Bowman, and Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 350, and they were attached to the committee report.

EDUCATION

Bill Title: *SENATE FILE 345 (SSB 1044), a bill for an act relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program, and providing for a school climate and bullying work group.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirmbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 6: Sinclair, Behn, Johnson, Kraayenbrink, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 345, and they were attached to the committee report.

REPORT OF THE DIRECTOR OF THE LEGISLATIVE SERVICES AGENCY

SECRETARY OF THE SENATE: Pursuant to Senate Concurrent Resolution 3, Glen P. Dickinson, Legislative Services Agency, submits the following list of position classifications in the Office of the Legislative Services Agency and the following list of the names, positions, and grades and steps of the employees in the Legislative Services Agency:

POSITION CLASSIFICATIONS

<u>Position Classification</u>	<u>Pay Grade</u>
Senior Administrative Services Officer	35
Administrative Services Officer 3	32
Administrative Services Officer 2	29
Administrative Services Officer 1	26
Administrative Services Officer	23
Administrative Services Assistant	20

Capitol Tour Guide Supervisor 2	25
Capitol Tour Guide Supervisor 1	22
Capitol Tour Guide	18
Director	46
Division Director	43
Senior Finance Officer 2	35
Senior 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
LIO Office Assistant	19
LSA Page	9
Intern	19
Senior Computer Systems Analyst	35
Computer Systems Analyst 2	32
Computer Systems Analyst 1	29
Computer Systems Analyst	27
Computer Systems Assistant	24
Senior Computer Systems Developer	35
Computer Systems Developer 2	32
Computer Systems Developer 1	29
Computer Systems Developer	27
Senior Computer Systems Engineer	35
Computer Systems Engineer 2	32
Computer Systems Engineer 1	29
Computer Systems Engineer	27
Division Administrator 2	41
Division Administrator 1	38
Session Technology Floor Asst.	17
Senior 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
Administrative Code Editor	38
Deputy Code Editor	35
Division Editor/Supervisor	39
Senior Legal Counsel	38
Legal Counsel 2	35
Legal Counsel 1	32
Legal Counsel	30
Senior Research Analyst	38
Research Analyst 3	35

Research Analyst 2	32
Research Analyst 1	29
Research Analyst	27

NAMES POSITIONS, GRADES, AND STEPS OF EMPLOYEES

GRADE and STEP

J. Acton	Senior Legislative Analyst	38-7
D. Adkisson	Senior Legal Counsel	38-8
M. Anfinson	Capitol Tour Guide	18-3
J. Arnett	Capitol Tour Guide Supervisor 2	25-8
J. Bellizzi	Computer Systems Analyst 2	29-8
J. Benson	Senior Legislative Analyst	38-3
J. Best	Administrative Services Officer 2	29-3
A. Birkett	Computer Systems Analyst 1	27-2
M. Bray	Capitol Tour Guide	18-4
A. Broich	Legislative Analyst 1	29-3
J. Clark	Assistant Editor 3	30-4
E. Cook	Senior Legal Counsel	38-8
C. Coppock	Capitol Tour Guide	18-3
T. Crellin	Legislative Analyst	27-1
J. Croatt	Administrative Services Officer 2	29-3
C. Cronbaugh	LIO Director 1	32-8
S. Crowley	Division Editor/Supervisor	39-8
T. Culbertson	Administrative Services Assistant 1	26-2
D. DeRaad	Administrative Services Officer	23-1
A. DeSmet	Legal Counsel 1	32-3
G. Dickinson	Director	46-8
J. Douglas	Administrative Services Officer 2	29-6
M. Duster	Senior Legal Counsel	38-2
M. Eaton	Division Editor/Supervisor	39-8
A. Erazo	Administrative Services Officer	23-8
J. Ewing	Legal Counsel 2	35-1
E. Feldmann	Computer Systems Analyst 1	27-1
M. Fisher	Capitol Tour Guide	18-3
P. Funaro	Senior Legal Counsel	38-8
G. Garrett	Administrative Services Officer 3	32-5
M. Hagen	Administrative Services Officer	23-6
K. Hanlon	Senior Research Analyst	38-8
L. Harris	Administrative Services Officer	23-8
J. Heggen	Legal Counsel	30-1
L. Henschel	Computer Systems Analyst 3	32-1
N. Herselius	Capitol Tour Guide	18-2
L. Hickey	Iowa Code Editor	41-8
R. Hjelmaas	Senior Legal Counsel	38-8
S. Hoff	Division Administrator 1	38-7
N. Hoffman	Division Editor/Supervisor	39-8
J. Hoogland	Capitol Tour Guide	18-1
J. Jess	Capitol Tour Guide	18-2
R. Johnson	Division Director	43-8
T. Johnson	Capitol Tour Guide	18-2

D. Kair	Division Editor/Supervisor	39-8
M. Kakavas	Computer Systems Analyst 1	27-1
R. Karns	Administrative Services Officer 3	32-8
D. Kirk	Administrative Services Officer	23-5
J. Koth	Senior Computer Systems Engineer	35-8
D. Kozel	Senior Legislative Analyst	38-8
E. Kramer	Computer Systems Analyst 1	27-8
J. Kroes	Senior Computer Systems Engineer	35-8
M. Kruse	Senior Finance Officer 2	35-8
B. Lambert	LIO Officer 2	27-8
C. Lang	Capitol Tour Guide	18-1
S. Laust	Administrative Services Officer	23-8
B. Lenstra	Senior Legislative Analyst	38-8
A. Lynch	Administrative Services Officer	23-3
H. Lyons	Division Director	43-8
R. Madison	Senior Legislative Analyst	38-7
T. McDermott	Division Administrator 2	41-6
J. McEniry	Senior Legal Counsel	38-8
C. Mechler	Legislative Analyst	27-1
M. Mertens	Legal Counsel 1	32-3
L. Mortens	Capitol Tour Guide	18-1
S. Nabholz	Administrative Services Officer	23-8
M. Navara	Administrative Services Officer	23-8
N. Navara	Administrative Services Officer	23-8
K. Nelson	Administrative Services Officer	23-7
R. Nelson	Division Administrator 2	41-6
K. Ohms	Legislative Analyst 2	32-1
M. Olson	Capitol Tour Guide	18-1
J. Parker	Legislative Analyst 2	32-2
W. Paxson	Capitol Tour Guide	18-5
A. Pederson	Finance Officer 1	24-1
S. Person	Capitol Tour Guide	18-4
J. Powell	Administrative Services Officer	23-8
T. Reilly	Legal Counsel	30-1
D. Reynolds	Senior Legislative Analyst	38-8
J. Robinson	Senior Legislative Analyst	38-8
R. Robinson	Senior Legislative Analyst	38-8
B. Rodenkirk	Senior Computer Systems Engineer	35-6
G. Rudicil	Senior Computer Systems Analyst	35-8
M. Rykhoek	Computer Systems Analyst 2	29-4
N. Schroeder	Legal Counsel	30-1
R. Schulze	Administrative Services Officer 2	29-8
M. Shipman	Division Editor/Supervisor	39-8
T. Souer	Administrative Services Officer 3	32-7
C. Thurmond	Administrative Services Officer	23-8
J. Van Engelenhoven	Division Editor/Supervisor	39-8
V. Van Vlair Hansen	Senior Computer Systems Analyst	35-8
T. Vander Linden	Assistant Editor 3	30-8
D. Vasey	Capitol Tour Guide	18-2
A. Ver Heul	Senior Legal Counsel	38-8
S. Walsh	Administrative Services Assistant	20-2
A. Ward	Legal Counsel 2	35-1

J. Warner	Assistant Editor 2	27-8
M. Weiford	Administrative Services Officer	23-7
N. Westbrook	Assistant Editor 3	30-8
A. Wisner	Legislative Analyst 2	32-1
J. Wood	Capitol Tour Guide	18-4

REPORT OF THE OFFICE OF OMBUDSMAN

SECRETARY OF THE SENATE: Pursuant to Senate Concurrent Resolution 1, Ruth H. Cooperrider, Ombudsman, submits the following list of position classifications in the classifications in the Office of Ombudsman and the following list of the 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
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
Finance Officer 2	27
Finance Officer 1	24
Executive Secretary	24
Administrative Secretary	21
Office of Ombudsman Secretary/Receptionist	19
Legislative Intern	17

NAMES POSITIONS, GRADES, AND STEPS OF EMPLOYEES

		<u>GRADE and STEP</u>
E. Adcock	Assistant Ombudsman 1	29-2
L. Brundies	Assistant Ombudsman 3	35-2
J. Burdick Crane	Senior Finance Officer 2	35-8
J. Burnham	Senior Assistant Ombudsman	38-8
R. Cooperrider	Ombudsman	45-8
B. Dalmer	Senior Assistant Ombudsman	38-3
E. Hart	Assistant Ombudsman 3	35-6
K. Hirschman	Senior Assistant Ombudsman	38-7
D. Julian	Office of Ombudsman Secretary/Receptionist	19-7
A. McBride	Assistant Ombudsman 3	35-6
E. Mitchell-Sadler	Assistant Ombudsman 3	35-7

J. Pulliam	Assistant Ombudsman 2	32-1
C. Teas	Legal Counsel 2	35-4
B. Van Allen	Assistant Ombudsman 3	35-5
K. White	Assistant Ombudsman 3	35-8

JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 3, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Senator Sodders' secretary, ordained minister Bob Christenson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Monday, March 2, 2015, was approved.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 344 and 350** be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:32 a.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 6.

Senate Resolution 6

On motion of Senator Sodders, **Senate Resolution 6**, a resolution supporting an enhanced trade relationship between Iowa and Cuba, with report of committee recommending passage, was taken up for consideration.

Senator Chelgren withdrew amendment S-3006, filed by him on February 19, 2015, to page 2 of the resolution.

Senator Sodders moved the adoption of Senate Resolution 6, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator McCoy, the Senate adjourned at 9:50 a.m. until 9:00 a.m., Wednesday, March 4, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Deb Davis, Humboldt—For winning the Neal Smith Entrepreneur Achievement Award. Senator Kraayenbrink.

Hayley Dunlop, Council Bluffs—For being named a National Merit Scholar. Senator Gronstal.

Shelly Zimmerman, Dumont—For winning the Deb Dalziel Woman Entrepreneur Achievement Award. Senator Ragan.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Monday, March 2, 2015, 3:30 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed SF 142 and 144, both as amended; passed SSB 1095, as amended.

Adjourned: 4:15 p.m.

JUDICIARY

Convened: Monday, March 2, 2015, 5:05 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun.

Members Absent: Whitver (excused).

Committee Business: Passed SF 250 and SSBs 1077, 1110, 1161, and 1227.

Adjourned: 5:35 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, March 3, 2015, 1:00 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed SSBs 1189, 1206, 1207, and 1222.

Adjourned: 2:10 p.m.

TRANSPORTATION

Convened: Tuesday, March 3, 2015, 2:10 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith.

Members Absent: None.

Committee Business: Passed SSBs 1041 and 1069, both as amended. Deferred SF 213.

Adjourned: 3:00 p.m.

INTRODUCTION OF BILLS

Senate File 364, by Feenstra, a bill for an act providing an individual income tax credit for a certain amount of educational materials purchased for use in providing competent private instruction in this state and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 365, by committee on Education, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 366, by committee on State Government, a bill for an act relating to the reexamination and recalculation of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system.

Read first time under Rule 28 and **placed on calendar**.

Senate File 367, by Mathis, a bill for an act modifying the endow Iowa tax credit to allow the credit for endowment gifts to an endow Iowa scholarship fund, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 368, by Mathis, a bill for an act making changes to moneys appropriated to the department of education for deposit in the school ready children grants account of the early childhood Iowa fund and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 369, by committee on Human Resources, a bill for an act establishing a refugee family support services pilot program, making appropriations, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 370, by committee on Human Resources, a bill for an act relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care.

Read first time under Rule 28 and **placed on calendar**.

Senate File 371, by Courtney, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 372, by committee on State Government, a bill for an act relating to licensure of durable medical equipment providers, providing penalties, and including effective date and implementation provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 373, 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 effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 374, by Kraayenbrink, a bill for an act relating to school district elections to authorize the issuance of certain indebtedness and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 375, by committee on State Government, a bill for an act establishing employment protections for employees absent from work due to adoptions and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED

SSB 1250 Human Resources

Relating to outpatient treatment of a person with a serious mental impairment.

SSB 1251 Judiciary

Relating to the possession, manufacture, acquisition, and sale of firearms and suppressors, providing penalties, and including effective date and applicability provisions.

SSB 1252 Human Resources

Relating to complex rehabilitation technology products under the Medicaid program.

SSB 1253 Human Resources

Relating to Medicaid program transformation and oversight.

SUBCOMMITTEE ASSIGNMENTS

Senate File 262

HUMAN RESOURCES: Dotzler, Chair; Segebart and Taylor

Senate File 305

STATE GOVERNMENT: Dearden, Chair; Dvorsky and Johnson

Senate File 316

TRANSPORTATION: Dvorsky, Chair; Feenstra and McCoy

Senate File 324

STATE GOVERNMENT: Schoenjahn, Chair; Bertrand and Horn

Senate File 325

HUMAN RESOURCES: Dotzler, Chair; Johnson and Taylor

Senate File 326

TRANSPORTATION: Dvorsky, Chair; Bowman and Breitbach

Senate File 352

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Schultz

Senate File 353

WAYS AND MEANS: Quirmbach, Chair; Breitbach and Dotzler

Senate File 354

TRANSPORTATION: Brase, Chair; Bowman and Smith

Senate File 355

LOCAL GOVERNMENT: Brase, Chair; Bisignano and Smith

Senate File 356

EDUCATION: Mathis, Chair; Behn and Schoenjahn

Senate File 357

NATURAL RESOURCES AND ENVIRONMENT: Johnson, Chair; Bolkcom and Dearden

Senate File 358

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Johnson

Senate File 359

WAYS AND MEANS: Bolkcom, Chair; Anderson and Quirmbach

Senate File 360

JUDICIARY: Hogg, Chair; Horn and Zaun

Senate File 361

JUDICIARY: Horn, Chair; Bisignano and Garrett

Senate File 362

JUDICIARY: Horn, Chair; Bisignano and Schneider

Senate File 363

JUDICIARY: Sodders, Chair; Bisignano and Schneider

SSB 1250

HUMAN RESOURCES: Bolkcom, Chair; Ragan and Segebart

SSB 1251

JUDICIARY: Sodders, Chair; Bisignano and Schneider

SSB 1252

HUMAN RESOURCES: Dotzler, Chair; Chelgren and Taylor

SSB 1253

HUMAN RESOURCES: Ragan, Chair; Johnson and Mathis

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 365 (formerly SF 301), a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 369 (formerly SF 144), a bill for an act establishing a refugee family support services pilot program, making appropriations, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 369, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 370 (SSB 1095), a bill for an act relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 370, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 373 (SSB 1227), 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 effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3017.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 366 (SSB 1213), a bill for an act relating to the reexamination and recalculation of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, none. Absent, 2: Chapman and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 372 (SSB 1172), a bill for an act relating to licensure of durable medical equipment providers, providing penalties, and including effective date and implementation provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, none. Absent, 2: Chapman and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 372, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 375 (formerly SF 225), a bill for an act establishing employment protections for employees absent from work due to adoptions and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, and Schoenjahn. Nays, 1: Schultz. Absent, 2: Chapman and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 375, and they were attached to the committee report.

AMENDMENT FILED

S-3017 S.F. 373 Judiciary

JOURNAL OF THE SENATE

FIFTY-SECOND CALENDAR DAY
THIRTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 4, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Reverend Bob Bromley, retired pastor of the Disciples of Christ, Christian Church in Cedar Rapids, Iowa. He was the guest of Senator Hogg.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Tuesday, March 3, 2015, was approved.

BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate File 369** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:11 a.m. until 9:00 a.m., Thursday, March 5, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

TREASURER OF STATE

Honey Creek Park Development Report, pursuant to Iowa Code section 463C.16. Report received on March 4, 2015.

Revenue Bonds Capitals II Fund Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on March 4, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Josef Meehan—For achieving the rank of Eagle Scout, Troop 48. Senator Jochum.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, March 4, 2015, 10:30 a.m.

Recessed: 10:35 a.m.

Reconvened: 10:50 a.m.

Recessed: 11:05 a.m.

Reconvened: 12:55 p.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor.

Members Absent: None.

Committee Business: Passed SF 251; and presentation on the Clean Energy Standard Offer Program by Ed Woolsey.

Adjourned: 1:05 p.m.

HUMAN RESOURCES

Convened: Wednesday, March 4, 2015, 1:30 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Bolkcom and Chelgren (both excused).

Committee Business: Passed SFs 307 and 308; passed SSBs 1167, as amended; 1180, as amended; 1200, as amended; 1209, 1240, and 1244, as amended.

Adjourned: 2:25 p.m.

JUDICIARY

Convened: Tuesday, March 3, 2015, 3:35 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 107 and 238; and SSB 1089.

Adjourned: 4:20 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, March 4, 2015, 9:40 a.m.

Members Present: Bisignano, Chair; Shipley, Ranking Member; Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Sodders, and Whitver.

Members Absent: Seng, Vice Chair (excused).

Committee Business: Passed SSBs 1004 and 1237.

Adjourned: 10:20 a.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 4, 2015, 11:05 a.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair.

Members Absent: None.

Committee Business: Passed SF 355.

Adjourned: 11:30 a.m.

STATE GOVERNMENT

Convened: Wednesday, March 4, 2015, 11:10 a.m.

Recessed: 11:15 a.m.

Reconvened: 12:05 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: None.

Committee Business: Passed HF 202 and SSBs 1062, 1065, 1122, 1131, 1155, 1170, and 1215.

Adjourned: 12:45 p.m.

TRANSPORTATION

Convened: Wednesday, March 4, 2015, 1:40 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith.

Members Absent: None.

Committee Business: Passed SFs 39 and 241, both as amended; passed SSB 1241, as amended.

Adjourned: 2:30 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 10, by Dix, Behn, Zumbach, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Whitver, Chelgren, Schneider, Zaun, Feenstra, and Anderson, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 11, by Dix, Zumbach, Behn, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Whitver, Chelgren, Schneider, Zaun, Feenstra, and Anderson, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to an individual's right to acquire, keep, possess, transport, carry, transfer, and use arms.

Read first time under Rule 28 and referred to committee on **Judiciary**.

INTRODUCTION OF BILLS

Senate File 376, by committee on Judiciary, a bill for an act relating to the calculation of certain court costs in probate, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 377, by committee on Judiciary, a bill for an act relating to the commission of a crime with sexual intent, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 378, by committee on Judiciary, a bill for an act relating to reimbursement of defense costs of peace officers and corrections officers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 379, by committee on Education, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 380, by Zaun and Behn, a bill for an act relating to the establishment of tenure systems at public postsecondary educational institutions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 381, by committee on Natural Resources and Environment, a bill for an act relating to the control of disease in wildlife and including penalty provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 382, by committee on Natural Resources and Environment, a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 383, by committee on State Government, a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking.

Read first time under Rule 28 and **placed on calendar**.

Senate File 384, by committee on State Government, a bill for an act relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law.

Read first time under Rule 28 and **placed on calendar**.

Senate File 385, by committee on Judiciary, a bill for an act relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 386, by committee on Human Resources, a bill for an act establishing an interim legislative study committee relating to the establishment of one or more facilities to provide care and treatment for persons who are sexually aggressive, combative, or who have unmet geropsychiatric needs.

Read first time under Rule 28 and **placed on calendar**.

Senate File 387, by Dix, Behn, Zumbach, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Whitver, Chelgren, Schneider, Zaun, Feenstra, and Anderson, a bill for an act relating to proof of identification and proof of residence in order to register to vote or to vote, establishing a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 388, by Dix, Behn, Zumbach, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Chelgren, Whitver, Schneider, Zaun, Feenstra, and Anderson, a bill for an act concerning payroll deductions for public employees and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 389, by Dix, Behn, Zumbach, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Whitver, Chelgren, Schneider, Zaun, Feenstra, and Anderson, a bill for an act relating to applicants for public programs under the purview of the department of human services.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 390, by Dix, Behn, Zumbach, Sinclair, Costello, Garrett, Breitbach, Schultz, Segebart, Johnson, Kapucian, Smith, Rozenboom, Guth, Chapman, Bertrand, Shipley, Kraayenbrink, Whitver, Chelgren, Schneider, Zaun, Feenstra, and Anderson, a bill for an act relating to the confidentiality of personally identifiable information of holders of nonprofessional permits to carry weapons and to acquire pistols or revolvers.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 391, by committee on Transportation, a bill for an act relating to the use of electronic communication devices while driving as a primary offense.

Read first time under Rule 28 and **placed on calendar**.

Senate File 392, by committee on Natural Resources and Environment, a bill for an act relating to hunter education license requirements, providing for a hunting license with an apprentice hunter designation, and including penalty provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 393, by committee on Natural Resources and Environment, a bill for an act creating the invasive forest pests revolving loan program and fund and including appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 394, by committee on Judiciary, a bill for an act relating to responsibilities for expenses for the safekeeping and maintenance of prisoners by counties and cities.

Read first time under Rule 28 and **placed on calendar**.

Senate File 395, by committee on Judiciary, a bill for an act relating to the definition of stalking and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 396, by committee on Agriculture, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED**SSB 1254 Education**

Relating to school district funding by establishing a district cost per pupil equity budget adjustment, modifying limitations on the cash reserve levy, and including effective date provisions.

SSB 1255 State Government

Requiring publication on the internet of contact information for elective public officers.

SSB 1256 State Government

Requiring the racing and gaming commission to conduct a study on exchange wagering.

SSB 1257 State Government

Relating to emergency services by conducting a study concerning modernization, reform, and regionalization of financing, education and training of providers, reporting requirements, tax credits for personnel, governance reform, and governing boards and commissions.

SSB 1258 Natural Resources

Providing for an environmental practices tax credit, and including effective date and retroactive and other applicability provisions.

SSB 1259 Agriculture

Establishing farm-owned distributed generation facility purchase requirements applicable to specified utilities and cooperatives, making penalties applicable, and including effective date provisions.

SSB 1260 Agriculture

Relating to the production, marketing, and distribution of industrial hemp and related plant materials, and providing for penalties.

SSB 1261 Appropriations

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 other properly related matters.

SSB 1262 Appropriations

Appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

SUBCOMMITTEE ASSIGNMENTS**Senate File 289**

APPROPRIATIONS: Dvorsky, Chair; Chapman and McCoy

Senate File 368

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Kraayenbrink

Senate File 388

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Courtney and Shipley

SSB 1254

EDUCATION: Dvorsky, Chair; Kraayenbrink and Quirmbach

SSB 1255

STATE GOVERNMENT: Danielson, Chair; Courtney and Schultz

SSB 1256

STATE GOVERNMENT: Danielson, Chair; Bertrand and McCoy

SSB 1257

STATE GOVERNMENT: Danielson, Chair; Schoenjahn and Schultz

SSB 1258

NATURAL RESOURCES: Ragan, Chair; Kinney and Zumbach

SSB 1259

AGRICULTURE: Seng, Chair; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Ragan, Rozenboom, Shipley, Soddors, Taylor, and Zumbach

SSB 1260

AGRICULTURE: Seng, Chair; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Ragan, Rozenboom, Shipley, Soddors, Taylor, and Zumbach

SSB 1261

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

SSB 1262

APPROPRIATIONS: Ragan, Chair; Bolkcom and Garrett

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: SENATE FILE 396 (formerly SF 251), a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Seng, Ragan, Zumbach, Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 379 (SSB 1048), a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 379, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: *SENATE FILE 386 (formerly SF 142), a bill for an act establishing an interim legislative study committee relating to the establishment of one or more facilities to provide care and treatment for persons who are sexually aggressive, combative, or who have unmet geropsychiatric needs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 386, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 376 (SSB 1077), a bill for an act relating to the calculation of certain court costs in probate, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 376, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 377 (SSB 1161), a bill for an act relating to the commission of a crime with sexual intent, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 377, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 378 (formerly SF 250), a bill for an act relating to reimbursement of defense costs of peace officers and corrections officers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 378, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 385 (SSB 1110), a bill for an act relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 385, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 394 (formerly SF 238), a bill for an act relating to responsibilities for expenses for the safekeeping and maintenance of prisoners by counties and cities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 394, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 395 (SSB 1225), a bill for an act relating to the definition of stalking and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 381 (SSB 1189), a bill for an act relating to the control of disease in wildlife and including penalty provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 381, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 382 (SSB 1222), a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 392 (SSB 1206), a bill for an act relating to hunter education license requirements, providing for a hunting license with an apprentice hunter designation, and including penalty provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 392, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 393 (SSB 1207), a bill for an act creating the invasive forest pests revolving loan program and fund and including appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Dearden, Brase, Bolkcom, Petersen, Ragan, Schoenjahn, and Seng. Nays, 6: Rozenboom, Behn, Johnson, Kinney, Shipley, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on Senate File 393, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 383 (SSB 1134), a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, none. Absent, 2: Chapman and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 383, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 384 (SSB 1073), a bill for an act relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, none. Absent, 2: Chapman and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 384, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 202, a bill for an act relating to licensure of retired volunteer dentists and dental hygienists.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 391 (SSB 1041), a bill for an act relating to the use of electronic communication devices while driving as a primary offense.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirnbach, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 391, and they were attached to the committee report.

BILL ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 4th day of March, 2015.

Senate File 173.

MICHAEL E. MARSHALL
Secretary of the Senate

JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 5, 2015

The Senate met in regular session at 9:00 a.m., President Jochum presiding.

Prayer was offered by Pastor Eric Weaver of the First Baptist Church in Forest City, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Wednesday, March 4, 2015, was approved.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 347, 348, 382, and 396** be referred from the Regular Calendar to the committee on **Ways and Means**; and **Senate Files 295 and 393** be referred from the Regular Calendar to the committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:46 a.m. until 1:00 p.m., Monday, March 9, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B. Report received on March 5, 2015.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Annual Report, pursuant to Iowa Code section 411.5. Report received on March 5, 2015.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on March 5, 2015.

IOWA SCHOOLS JOINT INVESTMENT TRUST

Annual Financial Report, pursuant to Iowa Code section 12B.10A. Report received on March 5, 2015.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 4, 2015, 4:00 p.m.

Recessed: 4:05 p.m.

Reconvened: 4:10 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 255, 281, and 356; and SSBs 1053, 1234, and 1239.

Adjourned: 5:00 p.m.

HUMAN RESOURCES

Convened: Thursday, March 5, 2015, 12:10 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Passed SF 302 and SSBs 1021, 1136, 1181, 1182, 1208, and 1253, all as amended; and passed SSB 1210.

Adjourned: 1:30 p.m.

JUDICIARY

Convened: Wednesday, March 4, 2015, 3:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SFs 107, 152, and 296; and SSBs 1176 and 1196.

Adjourned: 3:55 p.m.

ALSO:

Convened: Thursday, March 5, 2015, 10:35 a.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed SF 312; and SSBs 1026, 1185, 1230, 1247, 1261, and 1263.

Adjourned: 12:10 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 5, 2015, 1:30 p.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed SSB 1258.

Adjourned: 1:35 p.m.

VETERANS AFFAIRS

Convened: Thursday, March 5, 2015, 11:40 a.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, Sodders.

Members Absent: None.

Committee Business: Passed SF 288, as amended.

Adjourned: 11:45 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 14, by Chelgren, a resolution urging the Congress of the United States to enact legislation allocating transportation infrastructure funds as a block grant for states to spend without being subject to burdensome federal regulations.

Read first time under Rule 28 and referred to committee on **Transportation**.

INTRODUCTION OF BILLS

Senate File 397, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 398, by Bertrand, Anderson, Shipley, Feenstra, Breitbach, Sinclair, Rozenboom, Chapman, Smith, Kapucian, Johnson, Segebart, Garrett, Behn, Zumbach, and Whitver, a bill for an act relating to the state wage payment collection law and making an appropriation.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 399, by committee on State Government, a bill for an act relating to radon control and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 400, by Bertrand, Anderson, Shipley, Chelgren, Whitver, Johnson, Guth, Kapucian, Rozenboom, Segebart, Schultz, Zumbach, Breitbach, Behn, Sinclair, Costello, and Dix, a bill for an act relating to the carrying and possession of weapons and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 401, by committee on Human Resources, a bill for an act relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing.

Read first time under Rule 28 and **placed on calendar**.

Senate File 402, by committee on Human Resources, a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant.

Read first time under Rule 28 and **placed on calendar**.

Senate File 403, by committee on State Government, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 404, by committee on Judiciary, a bill for an act relating to the certification and regulation of shorthand reporters.

Read first time under Rule 28 and **placed on calendar**.

Senate File 405, by committee on Judiciary, a bill for an act relating to the issuance of temporary restricted licenses for employment purposes.

Read first time under Rule 28 and **placed on calendar**.

Senate File 406, by committee on Labor and Business Relations, a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 407, by committee on Local Government, a bill for an act relating to employee residency qualifications in cities with a civil service commission.

Read first time under Rule 28 and **placed on calendar**.

Senate File 408, by committee on Education, a bill for an act relating to the development and administration of Iowa innovation learning spaces by the science, technology, engineering, and mathematics collaborative initiative at the university of northern Iowa.

Read first time under Rule 28 and **placed on calendar**.

Senate File 409, by committee on Education, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Read first time under Rule 28 and **placed on calendar**.

Senate File 410, by committee on Human Resources, a bill for an act relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 411, by committee on Human Resources, a bill for an act creating a disaster case management grant fund and program.

Read first time under Rule 28 and **placed on calendar**.

Senate File 412, by committee on Human Resources, a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Read first time under Rule 28 and **placed on calendar**.

Senate File 413, by committee on State Government, a bill for an act relating to allowable disclosures of radon testing results.

Read first time under Rule 28 and **placed on calendar**.

Senate File 414, by committee on State Government, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 415, by committee on State Government, a bill for an act related to elections administration and election officials.

Read first time under Rule 28 and **placed on calendar**.

Senate File 416, by committee on Judiciary, a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 417, by Bertrand, a bill for an act relating to the definition of person from the moment of conception until natural death under the criminal code.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 418, by Chelgren, a bill for an act relating to carrying weapons in or on the grounds of a school or courthouse by employees, and the payment of fees.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 419, by Chelgren, a bill for an act relating to strikes and disputes arising in public employment, making penalties applicable, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 420, by Chelgren, a bill for an act relating to the school start date and providing for a school foundation aid reduction for early school starts based upon the number of students excused to attend the Iowa state fair.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 421, by Chelgren, a bill for an act relating to contract payments made by the state or an agency of the state to Iowa residents and businesses.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILL RECEIVED

SSB 1263 Judiciary

Relating to the making, transferring, and possession of firearms and suppressors, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 10

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Whitver

Senate File 374

EDUCATION: Schoenjahn, Chair; Dvorsky and Kraayenbrink

Senate File 380

EDUCATION: Schoenjahn, Chair; Behn and Dvorsky

Senate File 387

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Schultz

Senate File 389

HUMAN RESOURCES: Bolkom, Chair; Chelgren and Dotzler

Senate File 398

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Bertrand and Courtney

SSB 1263

JUDICIARY: Sodders, Chair; Bisignano and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 408 (formerly SF 356), a bill for an act relating to the development and administration of Iowa innovation learning spaces by the science, technology, engineering, and mathematics collaborative initiative at the university of northern Iowa.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 409 (formerly SF 255), a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirmbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, and Wilhelm. Nays, 4: Behn, Johnson, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 401 (SSB 1240), a bill for an act relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 402 (formerly SF 308), a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 410 (SSB 1209), a bill for an act relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 411 (formerly SF 307), a bill for an act creating a disaster case management grant fund and program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 412 (SSB 1180), a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 412, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 404 (SSB 1089), a bill for an act relating to the certification and regulation of shorthand reporters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 404, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 405 (SSB 1196), a bill for an act relating to the issuance of temporary restricted licenses for employment purposes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 416 (formerly SF 296), a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 406 (SSB 1237), a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bisignano, Shipley, Bertrand, Brase, Costello, Courtney, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 1: Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: *SENATE FILE 407 (formerly SF 355), a bill for an act relating to employee residency qualifications in cities with a civil service commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 407, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 399 (SSB 1122), a bill for an act relating to radon control and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Courtney, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 6: Bertrand, Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 399, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 403 (SSB 1131), a bill for an act relating to expenditures of moneys from the E911 emergency communications fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Danielson, Bertrand, Bowman, Dearden, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Schultz. Nays, 3: Courtney, Chapman, and Whitver. Present, 1: Dvorsky. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 403, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 413 (SSB 1155), a bill for an act relating to allowable disclosures of radon testing results.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Present, 1: Chapman. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 413, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 414 (SSB 1170), a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 414, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 415 (SSB 1215), a bill for an act related to elections administration and election officials.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 415, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 397 (SSB 1069), a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 397, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 5, 2015, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 173 – Relating to school district property tax replacement payments and including effective date provisions.

JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 9, 2015

The Senate met in regular session at 1:07 p.m., President Jochum presiding.

Prayer was offered by Pastor Robert Anderson of the Sunnyside Bible Chapel in Atlantic, Iowa. He was the guest of Senator Costello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Thursday, March 5, 2015, was approved.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 278, 409, and 414** be referred from the Regular Calendar to the committee on **Ways and Means**.

The Senate stood at ease at 1:16 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:31 p.m., President Jochum presiding.

RECESS

On motion of Senator Bolkom, the Senate recessed at 2:32 p.m. until the completion of a meeting of the committee on State Government.

RECONVENED

The Senate reconvened at 3:33 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCoy, until he returns, on request of Senator Gronstal.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 323.

Senate File 323

On motion of Senator Danielson, **Senate File 323**, a bill for an act concerning lottery games and revenue for support of veterans, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 323), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirmbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 87, 124, 134, and 155.

Senate File 87

On motion of Senator Brase, **Senate File 87**, a bill for an act relating to the vehicle registration duties of county treasurers, with report of committee recommending passage, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 87), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 124

On motion of Senator Schoenjahn, **Senate File 124**, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 124), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 134

On motion of Senator Schoenjahn, **Senate File 134**, a bill for an act concerning bonding requirements for a wine direct shipper license, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 134), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 155

On motion of Senate Breitbach, **Senate File 155**, a bill for an act relating to the illumination of rear registration plates on dump trucks and construction vehicles, with report of committee recommending passage, was taken up for consideration.

Senate Breitbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 155), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders

Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, 1:

Bisignano

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 87, 124, 134, 155, and 323** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 223, 267, 273, 275, and 276.

Senate File 223

On motion of Senator Hogg, **Senate File 223**, a bill for an act relating to support of the poor by certain relatives, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 223), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith

Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 267

On motion of Senator Kinney, **Senate File 267**, a bill for an act relating to privileged communications between certain peer support group counselors and officers, was taken up for consideration.

Senator Kinney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 267), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiplee
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 273

On motion of Senator Ragan, **Senate File 273**, a bill for an act establishing an interstate medical licensure compact, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 273), the vote was:

Yeas, 42:

Allen	Danielson	Jochum	Segebart
Anderson	Dearden	Johnson	Seng
Behn	Dotzler	Kapucian	Shipley
Bertrand	Dvorsky	Kinney	Smith
Bisignano	Feenstra	Kraayenbrink	Sodders
Bolkcom	Garrett	Mathis	Taylor
Bowman	Gronstal	Petersen	Wilhelm
Brase	Guth	Quirmbach	Zaun
Breitbach	Hart	Ragan	Zumbach
Costello	Hogg	Schoenjahn	
Courtney	Horn	Schultz	

Nays, 7:

Chapman	Dix	Schneider	Whitver
Chelgren	Rozenboom	Sinclair	

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 275

On motion of Senator Allen, **Senate File 275**, a bill for an act relating to public health including public health modernization and boards of health, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 275), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 276

On motion of Senator Dotzler, **Senate File 276**, a bill for an act relating to the administration of medical licenses by the board of medicine, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 276), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 223, 267, 273, 275, and 276** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 279 and 280.

Senate File 279

On motion of Senator Hogg, **Senate File 279**, a bill for an act relating to persons employed by the department of education for gifted and talented children programs, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 279), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schoenjahn
Anderson	Danielson	Jochum	Schultz
Behn	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zumbach

Nays, 1:

Zaun

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 280.

Senate File 280

On motion of Senator Mathis, **Senate File 280**, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 280), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 279 and 280** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:32 p.m. until 9:00 a.m., Tuesday, March 10, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Environment First Fund Infrastructure Status Report, pursuant to Iowa Code section 8.57A. Report received on March 6, 2015.

DEPARTMENT OF MANAGEMENT

Technology Reinvestment Fund Infrastructure Status Report, pursuant to Iowa Code section 8.57C. Report received on March 6, 2015.

DEPARTMENT OF PUBLIC HEALTH

Licensed Professions, Occupations, and Military Spouses Report, pursuant to 2014 Iowa Acts, chapter 1116, section 36. Report received on March 6, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Joshua Dausener, Epworth—For achieving the rank of Eagle Scout, Troop 60. Senator Bowman.

Mason City Basketball Team—Upon winning the Class 5A Region 4 final game. Senator Ragan.

REPORTS OF COMMITTEE MEETINGS

STATE GOVERNMENT

Convened: Thursday, March 5, 2015, 3:10 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Feenstra (excused).

Committee Business: Passed SFs 82, 266, and 297; and passed SSBs 1171, 1217, 1218, 1235, 1255, 1256, and 1257.

Adjourned: 3:50 p.m.

ALSO:

Convened: Monday, March 9, 2015, 2:45 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bertrand, Ranking Member; Bowman, Dvorsky, Feenstra, Horn, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Chapman, Dearden, Johnson, and McCoy (all excused).

Committee Business: Presentation by PEW Charitable Trust.

Adjourned: 3:25 p.m.

INTRODUCTION OF BILLS

Senate File 422, by committee on Transportation, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 423, by committee on Transportation, a bill for an act relating to the fee for new registration for repaired salvage vehicles, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 424, by committee on Transportation, a bill for an act relating to lighted lamps on bicycles and bicycle riders, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 425, by committee on Judiciary, a bill for an act relating to the possession, manufacture, acquisition, and sale of firearms and suppressors, providing penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 426, by committee on Judiciary, a bill for an act relating to privileged communications between a health care provider or health facility and a patient following an adverse health care incident.

Read first time under Rule 28 and **placed on calendar**.

Senate File 427, by committee on Judiciary, a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 428, by committee on Judiciary, a bill for an act relating to an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property.

Read first time under Rule 28 and **placed on calendar**.

Senate File 429, by committee on Education, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators.

Read first time under Rule 28 and **placed on calendar**.

Senate File 430, by committee on Education, a bill for an act providing for the establishment of school-based mental health services pilot projects to be implemented by the area education agencies and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 431, by committee on Education, a bill for an act relating to required core curriculum and twenty-first century learning skills addressed in rules adopted by the state board of education.

Read first time under Rule 28 and **placed on calendar**.

Senate File 432, by committee on Education, a bill for an act relating to the duties of the college student aid commission.

Read first time under Rule 28 and **placed on calendar**.

Senate File 433, by committee on Natural Resources and Environment, a bill for an act providing for an environmental practices tax credit, and including effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 434, by committee on State Government, a bill for an act relating to continuing education requirements for licensed barbers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 435, by committee on State Government, a bill for an act relating to public access to data processing software under Iowa's open records law.

Read first time under Rule 28 and **placed on calendar**.

Senate File 436, by committee on State Government, a bill for an act requesting a legislative interim committee related to the competitive bidding law of this state.

Read first time under Rule 28 and **placed on calendar**.

Senate File 437, by committee on State Government, a bill for an act providing time off from work to attend presidential precinct caucuses, making penalties applicable, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 438, by committee on State Government, a bill for an act requiring the racing and gaming commission to conduct a study on exchange wagering.

Read first time under Rule 28 and **placed on calendar**.

Senate File 439, by committee on Human Resources, a bill for an act creating an Iowa ABLE savings plan trust, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust, and including retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 440, by committee on Human Resources, a bill for an act relating to interstate contracts for substance abuse and mental health care and treatment.

Read first time under Rule 28 and **placed on calendar**.

Senate File 441, by committee on Human Resources, a bill for an act relating to a health workforce program analysis.

Read first time under Rule 28 and **placed on calendar**.

Senate File 442, by committee on State Government, a bill for an act concerning social and charitable gambling and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 443, by committee on State Government, a bill for an act requiring publication on the internet of contact information for elective public officers.

Read first time under Rule 28 and **placed on calendar**.

Senate File 444, by committee on State Government, a bill for an act relating to emergency services by conducting a study concerning modernization, reform, and regionalization of financing, education and training of providers, reporting requirements, tax credits for personnel, governance reform, and governing boards and commissions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 445, by committee on Economic Growth, a bill for an act establishing a business accelerator program administered through the economic development authority for women-owned businesses in the state and making appropriations.

Read first time under Rule 28 and **placed on calendar**.

Senate File 446, by committee on Veterans Affairs, a bill for an act related to public sector preferences for veterans in appointment and employment.

Read first time under Rule 28 and **placed on calendar**.

Senate File 447, by committee on Judiciary, a bill for an act modifying the periods of time to bring civil and criminal actions, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 448, by committee on Judiciary, a bill for an act relating to the commission of a class “A” felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 449, by committee on Judiciary, a bill for an act relating to the procedures and requirements for condemnation of property and for disposition of certain condemned property and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 450, by committee on Judiciary, a bill for an act relating to human trafficking and including a penalty provision.

Read first time under Rule 28 and **placed on calendar**.

Senate File 451, by committee on Judiciary, a bill for an act relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

Read first time under Rule 28 and **placed on calendar**.

Senate File 452, by committee on Human Resources, a bill for an act relating to Medicaid program transformation and oversight.

Read first time under Rule 28 and **placed on calendar**.

Senate File 453, by committee on Human Resources, a bill for an act relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority.

Read first time under Rule 28 and **placed on calendar**.

Senate File 454, by committee on Human Resources, a bill for an act establishing a study relating to the health and well-being of children in this state.

Read first time under Rule 28 and **placed on calendar**.

Senate File 455, by committee on Human Resources, a bill for an act relating to the establishment of a child care provider reimbursement workgroup.

Read first time under Rule 28 and **placed on calendar**.

Senate File 456, by committee on State Government, a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of beer.

Read first time under Rule 28 and **placed on calendar**.

Senate File 457, by committee on State Government, a bill for an act allowing the Iowa public information board and the office of ombudsman access in the performance of their duties to the minutes and audio recording of a closed session.

Read first time under Rule 28 and **placed on calendar**.

Senate File 458, by committee on State Government, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential property.

Read first time under Rule 28 and **placed on calendar**.

Senate File 459, by committee on State Government, a bill for an act concerning employment of and merit system protection for administrative law judges, workers' compensation commissioners, and the administrator of the administrative hearings division of the department of inspections and appeals.

Read first time under Rule 28 and **placed on calendar**.

Senate File 460, by committee on Labor and Business Relations, a bill for an act permitting the voluntary receipt by employees of payment of wages by debit card or pay card and making penalties and remedies applicable.

Read first time under Rule 28 and **placed on calendar**.

Senate File 461, by committee on Economic Growth, a bill for an act relating to the coordination of, access to, and availability of broadband via fiberoptic network infrastructure throughout the state, including a broadband grant program and fund, the use of tax incentives and statewide school infrastructure funding, and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 462, by committee on Human Resources, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities.

Read first time under Rule 28 and **placed on calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

ECONOMIC GROWTH

Bill Title: SENATE FILE 445 (formerly SF 286), a bill for an act establishing a business accelerator program administered through the economic development authority for women-owned businesses in the state and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Hart, Soddors, Chelgren, Anderson, Bisignano, Bowman, Breitbart, Chapman, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 461 (formerly SF 60), a bill for an act relating to the coordination of, access to, and availability of broadband via fiberoptic network infrastructure throughout the state, including a broadband grant program and fund, the use of tax incentives and statewide school infrastructure funding, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Hart, Sodders, Chelgren, Anderson, Bisignano, Bowman, Breitbach, Chapman, Danielson, Dotzler, Guth, Mathis, Schneider, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth Committee on Senate File 461, and they were attached to the committee report.

EDUCATION

Bill Title: *SENATE FILE 429 (SSB 1239), a bill for an act relating to statewide assessments of student progress utilizing core academic indicators.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 429, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 430 (formerly SF 281), a bill for an act providing for the establishment of school-based mental health services pilot projects to be implemented by the area education agencies and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Quirmbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Wilhelm, and Zaun. Nays, 2: Behn and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 430, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 431 (SSB 1234), a bill for an act relating to required core curriculum and twenty-first century learning skills addressed in rules adopted by the state board of education.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Quirnbach, Schoenjahn, Sinclair, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, and Wilhelm. Nays, 4: Behn, Johnson, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 431, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 432 (SSB 1053), a bill for an act relating to the duties of the college student aid commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Quirnbach, Schoenjahn, Bowman, Dvorsky, Hart, Hogg, Kinney, Mathis, and Wilhelm. Nays, 6: Sinclair, Behn, Johnson, Kraayenbrink, Schultz, and Zaun. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 432, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 439 (SSB 1210), a bill for an act creating an Iowa ABLE savings plan trust, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust, and including retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 440 (SSB 1200), a bill for an act relating to interstate contracts for substance abuse and mental health care and treatment.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 440, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 441 (SSB 1167), a bill for an act relating to a health workforce program analysis.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 441, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 452 (SSB 1253), a bill for an act relating to Medicaid program transformation and oversight.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 452, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 453 (SSB 1021), a bill for an act relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 453, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 454 (SSB 1208), a bill for an act establishing a study relating to the health and well-being of children in this state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 454, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 455 (SSB 1136), a bill for an act relating to the establishment of a child care provider reimbursement workgroup.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 455, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 462 (SSB 1244), a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Mathis, Ragan, Johnson, Allen, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 2: Bolkcom and Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 462, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 425 (SSB 1251), a bill for an act relating to the possession, manufacture, acquisition, and sale of firearms and suppressors, providing penalties, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Soddors, Schneider, Bisignano, Garrett, Horn, Kinney, Shipley, Taylor, Whitver, and Zaun. Nays, 3: Hogg, Petersen, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 426 (SSB 1176), a bill for an act relating to privileged communications between a health care provider or health facility and a patient following an adverse health care incident.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 426, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 427 (SSB 1263), a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Shipley, Taylor, Whitver, and Zaun. Nays, 1: Petersen. Absent, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 428 (SSB 1247), a bill for an act relating to an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 447 (formerly SF 107), a bill for an act modifying the periods of time to bring civil and criminal actions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 447, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 448 (SSB 1185), a bill for an act relating to the commission of a class "A" felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 10: Sodders, Hogg, Schneider, Garrett, Horn, Kinney, Quirnbach, Shipley, Whitver, and Zaun. Nays, 3: Bisignano, Petersen, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 448, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 449 (formerly SF 152), a bill for an act relating to the procedures and requirements for condemnation of property and for disposition of certain condemned property and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 449, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 450 (formerly SF 312), a bill for an act relating to human trafficking and including a penalty provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 450, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 451 (SSB 1230), a bill for an act relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 451, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: *SENATE FILE 460 (SSB 1004), a bill for an act permitting the voluntary receipt by employees of payment of wages by debit card or pay card and making penalties and remedies applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 6: Bisignano, Brase, Courtney, Dearden, Dotzler, and Soddors. Nays, 4: Shipley, Bertrand, Costello, and Whitver. Absent, 1: Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Labor and Business Relations Committee on Senate File 460, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 433 (SSB 1258), a bill for an act providing for an environmental practices tax credit, and including effective date and retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 434 (SSB 1235), a bill for an act relating to continuing education requirements for licensed barbers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 435 (formerly SF 266), a bill for an act relating to public access to data processing software under Iowa's open records law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 436 (SSB 1065), a bill for an act requesting a legislative interim committee related to the competitive bidding law of this state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 436, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 437 (SSB 1062), a bill for an act providing time off from work to attend presidential precinct caucuses, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 5: Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 437, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 438 (SSB 1256), a bill for an act requiring the racing and gaming commission to conduct a study on exchange wagering.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, Schoenjahn, and Whitver. Nays, 3: Chapman, Johnson, and Schultz. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 442 (SSB 1217), a bill for an act concerning social and charitable gambling and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 442, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 443 (SSB 1255), a bill for an act requiring publication on the internet of contact information for elective public officers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 443, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 444 (SSB 1257), a bill for an act relating to emergency services by conducting a study concerning modernization, reform, and regionalization of financing, education and training of providers, reporting requirements, tax credits for personnel, governance reform, and governing boards and commissions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 456 (SSB 1171), a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of beer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Danielson, Courtney, Bertrand, Bowman, Chapman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 456, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 457 (formerly SF 82), a bill for an act allowing the Iowa public information board and the office of ombudsman access in the performance of their duties to the minutes and audio recording of a closed session.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Danielson, Courtney, Bertrand, Bowman, Dearden, Dvorsky, Horn, Johnson, McCoy, Petersen, Schoenjahn, and Whitver. Nays, 2: Chapman and Schultz. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 457, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 458 (SSB 1218), a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Danielson, Courtney, Bertrand, Bowman, Chapman, Horn, Johnson, Schoenjahn, Schultz, and Whitver. Nays, 4: Dearden, Dvorsky, McCoy, and Petersen. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 458, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 459 (formerly SF 297), a bill for an act concerning employment of and merit system protection for administrative law judges, workers' compensation commissioners, and the administrator of the administrative hearings division of the department of inspections and appeals.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Danielson, Courtney, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 5: Bertrand, Chapman, Johnson, Schultz, and Whitver. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 459, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 422 (SSB 1241), a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirnbach, and Smith. Nays, none. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 422, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 423 (formerly SF 354), a bill for an act relating to the fee for new registration for repaired salvage vehicles, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbart, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 423, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 424 (formerly SF 241), a bill for an act relating to lighted lamps on bicycles and bicycle riders, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbart, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, 1: Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 424, and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: *SENATE FILE 446 (formerly SF 288), a bill for an act related to public sector preferences for veterans in appointment and employment.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Horn, Mathis, Segebart, Allen, Chelgren, Costello, Danielson, Hart, Ragan, Rozenboom, Soddors. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Veterans Affairs Committee on Senate File 446, and they were attached to the committee report.

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 14

TRANSPORTATION: Dvorsky, Chair; Feenstra and Quirmbach

Senate File 226

WAYS AND MEANS: Dotzler, Chair; Bolkcom and Feenstra

Senate File 278

WAYS AND MEANS: Quirmbach, Chair; Allen and Schultz

Senate File 344

WAYS AND MEANS: Dotzler, Chair; Anderson and Bolkcom

Senate File 348

WAYS AND MEANS: Allen, Chair; Feenstra and McCoy

Senate File 371

WAYS AND MEANS: Hogg, Chair; Dotzler and Feenstra

Senate File 382

WAYS AND MEANS: Bolkcom, Chair; Petersen and Smith

Senate File 396

WAYS AND MEANS: Dotzler, Chair; Allen and Breitbart

Senate File 409

WAYS AND MEANS: Hogg, Chair; Allen and Anderson

Senate File 414

WAYS AND MEANS: Jochum, Chair; McCoy and Smith

Senate File 420

EDUCATION: Dvorsky, Chair; Quirnbach and Sinclair

Senate File 421

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Schultz

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNORTERM

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4)

Cheryl Critelli, West Des Moines	05/01/2015 – 04/30/2018
Robert Snodgrass, Creston	05/01/2015 – 04/30/2018
Tommy Thompson, Fairfield	05/01/2015 – 04/30/2018

AGING, DIRECTOR OF THE DEPARTMENT ON (Sec. 231.22)

Donna Harvey, Denver	01/14/2015 – Pleasure of the Governor
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AGING, COMMISSION ON (Sec. 231.11)

Carole Dunkin, De Witt	05/01/2015 – 04/30/2019
Betty Grandquist, Des Moines	05/01/2015 – 04/30/2019

AGRICULTURAL DEVELOPMENT BOARD (Sec. 16.2C)

Annette Townsley, Letts	05/01/2015 – 04/30/2021
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ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5)

Rachel Eubank, Des Moines	05/01/2015 – 04/30/2020
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ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1)

Linda Alfson Schemmel, West Des Moines	05/01/2015 – 04/30/2018
Bruce Bassler, Ames	05/01/2015 – 04/30/2018

ATHLETIC TRAINING, BOARD OF (Sec. 147.14(1)(r))

Thomas Green, Clive	05/01/2015 – 04/30/2018
Rita Perea, Des Moines	05/01/2015 – 04/30/2018

AUTISM COUNCIL, IOWA (Sec. 256.35A)

Brandon Arkland, Webster City	05/01/2015 – 04/30/2018
Theresa Croonquist, West Des Moines	05/01/2015 – 04/30/2018
Erika Hertel, Homestead	05/01/2015 – 04/30/2018
Steven Muller, Altoona	05/01/2015 – 04/30/2018
Jenny Phan, Ankeny	05/01/2015 – 04/30/2018

BARBERING, BOARD OF (Sec. 147.14(1)(a))	
Thi Truong, Ankeny	05/01/2015 – 04/30/2018
BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(m))	
Amy Crow Sunleaf, Dubuque	05/01/2015 – 04/30/2018
Wade Leuwerke, Indianola	05/01/2015 – 04/30/2018
Sarah McElhaney, Ankeny	05/01/2015 – 04/30/2018
BLIND, COMMISSION FOR THE (Sec. 216B.2)	
Sandra Ryan, Ames	05/01/2015 – 04/30/2018
BOILER AND PRESSURE VESSEL BOARD (Sec. 89.14)	
Susan Oltrogge, Des Moines	05/01/2015 – 04/30/2019
CAPITAL INVESTMENT BOARD, IOWA (Sec. 15E.63)	
Thomas Bernau, Des Moines	05/01/2015 – 04/30/2020
CHILD ADVOCACY BOARD (Sec. 237.16)	
Bruce Johnson, Cedar Rapids	05/01/2015 – 04/30/2019
CHIROPRACTIC, BOARD OF (Sec. 147.14(1)(h))	
Aaron Martin, Ankeny	05/01/2015 – 04/30/2018
Stephanie Netolicky, Ankeny	05/01/2015 – 04/30/2018
Randall Stange, Orange City	05/01/2015 – 04/30/2018
CITY DEVELOPMENT BOARD (Sec. 368.9)	
Barbara Brown, Cedar Falls	05/01/2015 – 04/30/2019
Jay Howe, Greenfield	05/01/2015 – 04/30/2019
CIVIL RIGHTS COMMISSION, IOWA STATE (Sec. 216.3)	
Robert Hosford, West Des Moines	05/01/2015 – 04/30/2019
Patricia Lipski, Washington	05/01/2015 – 04/30/2019
Angela Williams, Urbandale	05/01/2015 – 04/30/2019
COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)	
Kelly Busch, Creston	05/01/2015 – 04/30/2018
Anna Hilpipe, Brooklyn	05/01/2015 – 04/30/2018
Marc Lindeen, Mt Pleasant	05/01/2015 – 04/30/2018
CORRECTIONS, DIRECTOR OF THE DEPARTMENT OF (Sec. 904.107)	
Jerry Bartruff, North Liberty	03/01/2015 – Pleasure of the Governor
CORRECTIONS, BOARD OF (Sec. 904.104)	
John Chalstrom, Cherokee	05/01/2015 – 04/30/2019
Michael Coleman, Waterloo	05/01/2015 – 04/30/2019
Lisa Hill, Johnston	05/01/2015 – 04/30/2019
Lawrence Kudej, Swisher	05/01/2015 – 04/30/2019

COSMETOLOGY ARTS AND SCIENCES, BOARD OF (Sec. 147.14(1)(n))	
Don Nguyen, Des Moines	05/01/2015 – 04/30/2018
COUNTY FINANCE COMMITTEE (Sec. 333A.2)	
Jane Heun, Jefferson	05/01/2015 – 04/30/2019
Russell Hopp, George	05/01/2015 – 04/30/2019
Grant Veeder, Waterloo	05/01/2015 – 04/30/2019
CREDIT UNIONS, SUPERINTENDENT OF (Sec. 533.104)	
JoAnn Johnson, Panora	05/01/2015 – 04/30/2019
CREDIT UNION REVIEW BOARD (Sec. 533.107)	
Dave Cale, Johnston	05/01/2015 – 04/30/2018
Lorraine Groves, Sioux City	05/01/2015 – 04/30/2016
Timothy Marcsisak, Atlantic	05/01/2015 – 04/30/2018
Becky Zemlicka, Waukee	05/01/2015 – 04/30/2018
CULTURAL AFFAIRS, DIRECTOR OF THE DEPARTMENT OF (Sec. 303.1(5))	
Mary Cownie, West Des Moines	01/14/2015 – Pleasure of the Governor
CULTURAL TRUST, BOARD OF TRUSTEES OF THE IOWA (Sec. 303A.5)	
Randy Lewis, Davenport	05/01/2015 – 04/30/2020
Tiffany Tauscheck, Clive	05/01/2015 – 04/30/2020
DEAF SERVICES, COMMISSION OF (Sec. 216A.113)	
Mary Dyer, Glenwood	05/01/2015 – 04/30/2019
DENTISTRY, BOARD OF (Sec. 147.14(1)(d))	
Lori Elmitt, Johnston	05/01/2015 – 04/30/2018
William McBride, Dubuque	05/01/2015 – 04/30/2018
Nancy Slach, West Branch	05/01/2015 – 04/30/2018
DIETETICS, BOARD OF (Sec. 147.14(1)(k))	
Steven Kury, West Des Moines	05/01/2015 – 04/30/2018
Brian Smith, Des Moines	05/01/2015 – 04/30/2018
DISABILITIES POLICY COUNCIL, PREVENTION OF (Sec. 225B.3)	
Christopher Atchison, Iowa City	05/01/2015 – 04/30/2018
Cheryll Jones, Bloomfield	05/01/2015 – 04/30/2018
Tracy Keninger, Des Moines	05/01/2015 – 04/30/2018
Susan Lerdal, Urbandale	05/01/2015 – 04/30/2018
DRUG POLICY ADVISORY COUNCIL, IOWA (Sec. 80E.2)	
Warren Hunsberger Jr., Clive	05/01/2015 – 04/30/2019
Jane Larkin, Ames	05/01/2015 – 04/30/2019
EARLY CHILDHOOD IOWA STATE BOARD (Sec. 256I.3)	
Katherine Averill, Fort Dodge	05/01/2015 – 04/30/2018
Michael Bunde, Denison	05/01/2015 – 04/30/2018

Terry Harrmann, Des Moines	05/01/2015 – 04/30/2017
Leone Junck, Ogden	05/01/2015 – 04/30/2018
Sigrid Lane, Waterloo	05/01/2015 – 04/30/2018
Robert Ockerman, Adel	05/01/2015 – 04/30/2018
Brook Rosenberg, Des Moines	05/01/2015 – 04/30/2018
Jean Stadtlander, Manning	05/01/2015 – 04/30/2018
Shaun Ward Taylor, Waukeez	05/01/2015 – 04/30/2018
Betty Zan, Cedar Falls	05/01/2015 – 04/30/2018
ECONOMIC DEVELOPMENT AUTHORITY, DIRECTOR OF THE (Sec. 15.106C)	
Debi Durham, Sioux City	05/01/2015 – 04/30/2019
ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)	
David Bernstein, Sioux City	05/01/2015 – 04/30/2019
Jennifer Cooper, Des Moines	05/01/2015 – 04/30/2019
Lisa Hull, Clarinda	05/01/2015 – 04/30/2019
Daniel White, Dubuque	05/01/2015 – 04/30/2019
EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)	
Dan Dutcher, Waukeez	05/01/2015 – 04/30/2019
Brenda Garcia, Muscatine	05/01/2015 – 04/30/2019
Larry Hill, Thompson	05/01/2015 – 04/30/2019
ELECTRICAL EXAMINING BOARD (Sec. 103.2)	
Todd Cash, Mason City	05/01/2015 – 04/30/2018
ELEVATOR SAFETY BOARD (Sec. 89A.13)	
Amy Infelt, Coralville	05/01/2015 – 04/30/2019
Marvin Schumacher, Denver	05/01/2015 – 04/30/2019
EMERGENCY RESPONSE COMMISSION, IOWA (Sec. 30.2)	
Bob George, West Des Moines	05/01/2015 – 04/30/2018
Julie Waltz, Winterset	05/01/2015 – 04/30/2018
ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)	
Laura Sievers, Rock Rapids	05/01/2015 – 04/30/2018
Lisa VanDenBerg, Johnston	05/01/2015 – 04/30/2018
ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)	
Mary Boote, Des Moines	05/01/2015 – 04/30/2019
Nancy Couser, Nevada	05/01/2015 – 04/30/2019
Ralph Lents, Menlo	05/01/2015 – 04/30/2019
Joe Riding, Altoona	05/01/2015 – 04/30/2019
ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA (Sec. 68B.32)	
James Albert, Urbandale	05/01/2015 – 04/30/2021
Saima Zafar, West Des Moines	05/01/2015 – 04/30/2021

FINANCE AUTHORITY, EXECUTIVE DIRECTOR OF THE IOWA (Sec. 16.6)

Dave Jamison, Ames	01/14/2015 – Pleasure of the Governor
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FINANCE AUTHORITY, IOWA (Sec. 16.2)

Darlys Baum, Burlington	05/01/2015 – 04/30/2021
Martha Bell, Atlantic	05/01/2015 – 04/30/2021

FLOOD MITIGATION BOARD (Sec. 418.5)

Lorraine Glover, Waterloo	05/01/2015 – 04/30/2018
John Torbert, West Des Moines	05/01/2015 – 04/30/2018

GREAT PLACES BOARD, IOWA (Sec. 303.3C)

Kerrie Kuiper, Lehigh	05/01/2015 – 04/30/2018
Gayle Redman, Gowrie	05/01/2015 – 04/30/2018
Trevor Toft, Schaller	05/01/2015 – 04/30/2018
Donald Zuck, Ankeny	05/01/2015 – 04/30/2018

HEALTH FACILITIES COUNCIL (Sec. 135.62)

Amy Skinner, Okoboji	02/02/2015 – 04/30/2017
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HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5)

Eric Kohlsdorf, Des Moines	05/01/2015 – 04/30/2017
Kelly Renfrow, Johnston	05/01/2015 – 04/30/2017

HEARING AID DISPENSERS, BOARD OF (Sec. 147.14(v))

Dorothy Walters, Norwalk	05/01/2015 – 04/30/2018
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HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)

John Hartung, Indianola	05/01/2015 – 04/30/2021
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HUMAN SERVICES, DIRECTOR OF THE DEPARTMENT OF (Sec. 217.5)

Charles Palmer, Des Moines	01/14/2015 – Pleasure of the Governor
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HUMAN SERVICES, COUNCIL ON (Sec. 217.2)

Phyllis Hansell, Des Moines	05/01/2015 – 04/30/2021
Samuel Wallace, Des Moines	05/01/2015 – 04/30/2021

INNOVATION CORPORATION, BOARD OF IOWA (Sec. 15.107(4)(a))

Kathryn Kunert, Des Moines	05/01/2015 – 04/30/2019
Georgia Van Gundy, Waukee	05/01/2015 – 04/30/2017

INSPECTIONS AND APPEALS, DIRECTOR OF THE DEPARTMENT OF (Sec. 10A.102)

Rod Roberts, Carroll	01/14/2015 – Pleasure of the Governor
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INTERIOR DESIGN EXAMINING BOARD (Sec. 544C.2)

Jennifer Brand, Huxley	05/01/2015 – 04/30/2018
Andy Crabb, Ventura	05/01/2015 – 04/30/2016

Jay Reyhons, Ankeny	05/01/2015 – 04/30/2018
Serena Zwanziger, Janesville	05/01/2015 – 04/30/2018

IPERS, INVESTMENT BOARD OF THE (Sec. 97B.8A)

David Creighton Sr., Des Moines	05/01/2015 – 04/30/2021
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LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)

David Fjare, Council Bluffs	05/01/2015 – 04/30/2018
Samuel Jones, Cedar Rapids	05/01/2015 – 04/30/2017

LAW ENFORCEMENT ACADEMY, DIRECTOR OF (Sec. 80B.5)

Arlen Ciechanowski, Polk City	05/30/2014 – Pleasure of the Governor
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LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)

Nancy Bodnar, Peosta	05/01/2015 – 04/30/2019
Timothy Carmody, Council Bluffs	05/01/2015 – 04/30/2019
David Lorenzen, Waukee	05/01/2015 – 04/30/2019

LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA (Sec. 99G.8)

Connor Flynn, Des Moines	05/01/2015 – 04/30/2019
Mary Rathje, Marion	05/01/2015 – 04/30/2019

MANAGEMENT, DIRECTOR OF THE DEPARTMENT OF (Sec. 8.4)

David Roederer, Johnston	01/14/2015 – Pleasure of the Governor
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MEDICINE, BOARD OF (Sec. 147.14(1)(b))

Mary Romanco, Pleasantville	05/01/2015 – 04/30/2018
Kyle Ulveling, Carroll	05/01/2015 – 04/30/2018
Charles Wadle, West Des Moines	05/01/2015 – 04/30/2018

MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5(1))

Jody Eaton, Newton	05/01/2015 – 04/30/2018
John Parmeter, Des Moines	05/01/2015 – 04/30/2018
Patrick Schmitz, Kingsley	05/01/2015 – 04/30/2018
Rebecca Schmitz, Fairfield	05/01/2015 – 04/30/2018
Jennifer Sheehan, Clarion	05/01/2015 – 04/30/2018

MENTAL HEALTH RISK POOL BOARD (Sec. 426B.5(2)(c))

Linda Dunshee, Urbandale	05/01/2015 – 04/30/2018
Rick Larkin, Fort Madison	05/01/2015 – 04/30/2018
Andrew Nielsen, Ankeny	05/01/2015 – 04/30/2018
Patrick Schmitz, Kingsley	05/01/2015 – 04/30/2018

MORTUARY SCIENCE, BOARD OF (Sec. 147.14(1)(p))

Bradley Hawn, Spencer	05/01/2015 – 04/30/2018
Norene Mostkoff, Waukee	05/01/2015 – 04/30/2018

NATIVE AMERICAN AFFAIRS, COMMISSION OF (Sec. 216A.162)

Vicky Apala-Cuevas, Davenport	05/01/2015 – 04/30/2019
Crystal Davis, Waterloo	05/01/2015 – 04/30/2017
Kelly Montijo Fink, Hiawatha	05/01/2015 – 04/30/2019

NATURAL RESOURCE COMMISSION (Sec. 455A.5)

Richard Francisco, Lucas	05/01/2015 – 04/30/2021
Dennis Schemmel, Grimes	05/01/2015 – 04/30/2021

NURSING, BOARD OF (Sec. 147.14(1)(c))

Kathryn Dolter, Dubuque	05/01/2015 – 04/30/2018
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NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(w))

David Chensvold, Marion	05/01/2015 – 04/30/2018
Donna Dolan, Olin	05/01/2015 – 04/30/2018
Patrice Herrera, Ankeny	05/01/2015 – 04/30/2018
Patricia Hoffman-Simanek, Cedar Rapids	05/01/2015 – 04/30/2018
Charlean Schlepp, Coon Rapids	05/01/2015 – 04/30/2018

OPTOMETRY, BOARD OF (Sec. 147.14(1)(f))

Mark Mentzer, Ely	05/01/2015 – 04/30/2018
Monique Root, Urbandale	05/01/2015 – 04/30/2018

PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA
COMPREHENSIVE (Sec. 455G.4)

Karen Andeweg, Urbandale	05/01/2015 – 04/30/2019
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PHARMACY, BOARD OF (Sec. 147.14(1)(e))

Jason Hansel, Bettendorf	05/01/2015 – 04/30/2018
Edward McKenna, Storm Lake	05/01/2015 – 04/30/2018

PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF (Sec. 147.14(1)(j))

Rachel Judisch, Lake View	05/01/2015 – 04/30/2018
Robert Palmer, West Des Moines	05/01/2015 – 04/30/2017

PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(l))

Teresa Armstrong, Story City	05/01/2015 – 04/30/2018
Dennis Janssen, Clive	05/01/2015 – 04/30/2018
Jolene Kelly, Ames	05/01/2015 – 04/30/2018

PLUMBING AND MECHANICAL SYSTEMS EXAMINING BOARD (Sec. 105.3)

Jason Hayes, Norwalk	05/01/2015 – 04/30/2017
Toni Knight, Ankeny	05/01/2015 – 04/30/2018
Susan Pleva, Woodward	05/01/2015 – 04/30/2018

PODIATRY, BOARD OF (Sec. 147.14(1)(s))

Travis Carlson, Hiawatha	05/01/2015 – 04/30/2018
Erin Nelson, Ames	05/01/2015 – 04/30/2018
Donald Shurr, North Liberty	05/01/2015 – 04/30/2018

PROPERTY ASSESSMENT APPEAL BOARD, CHAIR OF THE (Sec. 421.1A(2))

Stewart Iverson, Clarion	05/01/2015 – 04/30/2017
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PROPERTY ASSESSMENT APPEAL BOARD (Sec. 421.1A)

Karen Oberman, Clive	05/01/2015 – 04/30/2021
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PSYCHOLOGY, BOARD OF (Sec. 147.14(1)(g))

Matthew Cooper, West Des Moines	05/01/2015 – 04/30/2018
Brandon Davis, Grinnell	05/01/2015 – 04/30/2018

PUBLIC SAFETY, COMMISSIONER OF (Sec. 80.2)

Dr. Roxann Ryan, Clive	02/03/2015 – Pleasure of the Governor
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RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)

Kristine Kramer, New Hampton	05/01/2015 – 04/30/2018
Dolores Mertz, Algona	05/01/2015 – 04/30/2018

REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)

Amanda Luscombe, Holstein	05/01/2015 – 04/30/2018
Joan Scotter, Marion	05/01/2015 – 04/30/2018

REAL ESTATE COMMISSION (Sec. 543B.8)

Terry Duggan, Dubuque	05/01/2015 – 04/30/2018
Carol Haines, West Burlington	05/01/2015 – 04/30/2018

REGENTS, STATE BOARD OF (Sec. 262.1)

Mary Andringa, Mitchellville	05/01/2015 – 04/30/2021
Patricia Cownie, Des Moines	05/01/2015 – 04/30/2021
Rachael Johnson, Sioux City	05/01/2015 – 04/30/2021

RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)

Carol Balvanz, Hubbard	05/01/2015 – 04/30/2020
Mark Cobb, Brighton	05/01/2015 – 04/30/2019
Diane Dennler, Mason City	05/01/2015 – 04/30/2020
K. Alan Hillgren, Stuart	05/01/2015 – 04/30/2020
John Maynes, Norwalk	05/01/2015 – 04/30/2020

RESPIRATORY CARE, BOARD OF (Sec. 147.14(1)(o))

Lisa Kingery, Casey	05/01/2015 – 04/30/2018
Kathleen Parris, Audubon	05/01/2015 – 04/30/2018

REVENUE, DIRECTOR OF (Sec. 421.2)

Courtney Kay-Decker, Davenport	01/14/2015 – Pleasure of the Governor
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SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)		
Gretchen Tegeler, West Des Moines		05/01/2015 – 04/30/2018
SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF (Sec. 147.14(1)(u))		
Tailyn Kaster, West Des Moines		05/01/2015 – 04/30/2018
Stephanie Lyons, Ankeny		05/01/2015 – 04/30/2018
SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))		
Mark Hillenbrand, West Des Moines		05/01/2015 – 04/30/2018
Neil Nelsen, Indianola		05/01/2015 – 04/30/2018
SOIL CONSERVATION COMMITTEE, STATE (Sec. 161A.4)		
Sherman Lundy, Cedar Falls		05/01/2015 – 04/30/2021
Kevin Pope, Mason City		05/01/2015 – 04/30/2021
Linda Querry, Red Oak		05/01/2015 – 04/30/2021
SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF (Sec. 147.14(1)(i))		
Denise Renaud, Iowa Falls		05/01/2015 – 04/30/2018
J. Michael Tysklind, West Des Moines		05/01/2015 – 04/30/2018
STATE-FEDERAL RELATIONS, DIRECTOR OF OFFICE FOR (Sec. 7F.1(3))		
Douglas Hoelscher, Washington	01/14/2015 –	Pleasure of the Governor
TAX REVIEW, STATE BOARD OF (Sec. 421.1)		
David Erickson, Des Moines		05/01/2015 – 04/30/2021
TECHNOLOGY ADVISORY COUNCIL (Sec. 8B.8)		
Tim Peterson, Des Moines		05/01/2015 – 04/30/2017
TITLE GUARANTY DIVISION BOARD (Sec. 16.2A)		
Judy Hilgenberg, Guthrie Center		05/01/2015 - 04/30/2021
TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON (Sec. 142A.3)		
Chad Jensen, Carroll		05/01/2015 – 04/30/2018
TRANSPORTATION COMMISSION, STATE (Sec. 307.3)		
David Rose, Clinton		05/01/2015 – 04/30/2019
UTILITIES BOARD, CHAIR OF THE (Sec. 474.1(2))		
Geri Huser, Altoona		05/01/2015 – 04/30/2017
UTILITIES BOARD (Sec. 474.1(1))		
Geri Huser, Altoona		05/01/2015 – 04/30/2021
VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)		
Steven Hyde, Marshalltown		05/01/2015 – 04/30/2019
Ronald Langel, Ankeny		05/01/2015 – 04/30/2019

Kathleen Myers, Graettinger	05/01/2015 – 04/30/2019
Gary Wattnem, Mason City	05/01/2015 – 04/30/2016
VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5)	
Christine Bean, Marathon	05/01/2015 – 04/30/2018
Curtis Youngs, Ames	05/01/2015 – 04/30/2018
VISION IOWA BOARD (Sec. 15F.102)	
Merlin Bartz, Grafton	05/01/2015 – 04/30/2018
Stacie Mitchell-Gweah, Des Moines	05/01/2015 – 04/30/2018
Cathy Reece, Chariton	05/01/2015 – 04/30/2018
Emily Schirmer, Des Moines	05/01/2015 – 04/30/2018
Charese Yanney, Sioux City	05/01/2015 – 04/30/2018
WORKERS' COMPENSATION COMMISSIONER (Sec. 86.1)	
Joseph S. Cortese II, Urbandale (Appointment)	02/16/2015 – 04/30/2015
Joseph S. Cortese II, Urbandale (Reappointment)	05/01/2015 – 04/30/2021
WORKFORCE DEVELOPMENT, DIRECTOR OF (Sec. 84A.1)	
Beth Townsend, Granger	02/03/2015 – Pleasure of the Governor
WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A)	
Joe Greving, Johnston	05/01/2015 – 04/30/2019
Andy Roberts, Urbandale	05/01/2015 – 04/30/2019

BY THE OFFICE OF CONSUMER ADVOCATE

CONSUMER ADVOCATE (Sec. 475A.1(1))	
Mark Schuling, Des Moines	05/01/2015 – 04/30/2019

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 9, 2015:

AGRICULTURE

Sherman Lundy – State Soil Conservation Committee
 Kevin Pope – State Soil Conservation Committee
 Linda Querry – State Soil Conservation Committee

COMMERCE

Mark Schuling – Consumer Advocate

JoAnn Johnson – Superintendent of Credit Unions

Dave Cale – Credit Union Review Board

Lorraine Groves – Credit Union Review Board

Timothy Marcsisak – Credit Union Review Board

Becky Zemlicka – Credit Union Review Board

Judy Hilgenberg – Title Guaranty Division Board

Geri Huser – Chair of the Utilities Board

Geri Huser – Utilities Board

ECONOMIC GROWTH

Annette Townsley – Agricultural Development Board

Thomas Bernau – Iowa Capital Investment Board

Mary Cownie – Director of the Department of Cultural Affairs

Debi Durham – Director of the Economic Development Authority

David Bernstein – Economic Development Authority

Jennifer Cooper – Economic Development Authority

Lisa Hull – Economic Development Authority

Daniel White – Economic Development Authority

Dave Jamison – Executive Director of the Iowa Finance Authority

Darlys Baum – Iowa Finance Authority

Martha Bell – Iowa Finance Authority

Kerrie Kuiper – Iowa Great Places Board

Gayle Redman – Iowa Great Places Board

Trevor Toft – Iowa Great Places Board

Donald Zuck – Iowa Great Places Board

Kathryn Kunert – Board of Iowa Innovation Corporation

Georgia Van Gundy – Board of Iowa Innovation Corporation

EDUCATION

Brandon Arkland – Iowa Autism Council

Theresa Croonquist – Iowa Autism Council

Erika Hertel – Iowa Autism Council

Steven Muller – Iowa Autism Council
Jenny Phan – Iowa Autism Council

Katherine Averill – Early Childhood Iowa State Board
Michael Bunde – Early Childhood Iowa State Board
Terry Harrmann – Early Childhood Iowa State Board
Leone Junck – Early Childhood Iowa State Board
Sigrid Lane – Early Childhood Iowa State Board
Robert Ockerman – Early Childhood Iowa State Board
Brook Rosenberg – Early Childhood Iowa State Board
Jean Stadtlander – Early Childhood Iowa State Board
Shaun Ward Taylor – Early Childhood Iowa State Board
Betty Zan – Early Childhood Iowa State Board

Dan Dutcher – Board of Educational Examiners
Brenda Garcia – Board of Educational Examiners
Larry Hill – Board of Educational Examiners

John Hartung – Iowa Higher Education Loan Authority

Mary Andringa – State Board of Regents
Patricia Cownie – State Board of Regents
Rachael Johnson – State Board of Regents

Gretchen Tegeler – School Budget Review Committee

HUMAN RESOURCES

Donna Harvey – Director of the Department on Aging

Carole Dunkin – Commission on Aging
Betty Grandquist – Commission on Aging

Thomas Green – Board of Athletic Training
Rita Perea – Board of Athletic Training

Amy Crow Sunleaf – Board of Behavioral Science
Wade Leuwerke – Board of Behavioral Science

Bruce Johnson – Child Advocacy Board

Christopher Atchison – Prevention of Disabilities Policy Council
Cheryll Jones – Prevention of Disabilities Policy Council
Tracy Keninger – Prevention of Disabilities Policy Council
Susan Lerdal – Prevention of Disabilities Policy Council

Amy Skinner – Health Facilities Council

Eric Kohlsdorf – Healthy and Well Kids in Iowa (HAWK-I) Board
Kelly Renfrow – Healthy and Well Kids in Iowa (HAWK-I) Board

Charles Palmer – Director of the Department of Human Services

Phyllis Hansell – Council on Human Services
 Samuel Wallace – Council on Human Services

Jody Eaton – Mental Health and Disability Services Commission
 John Parmeter – Mental Health and Disability Services Commission
 Patrick Schmitz – Mental Health and Disability Services Commission
 Rebecca Schmitz – Mental Health and Disability Services Commission
 Jennifer Sheehan – Mental Health and Disability Services Commission

Tailyn Kaster – Board of Sign Language Interpreters and Translitterators
 Stephanie Lyons – Board of Sign Language Interpreters and Translitterators

Chad Jensen – Commission on Tobacco Use Prevention and Control

JUDICIARY

Robert Hosford – Iowa State Civil Rights Commission
 Patricia Lipski – Iowa State Civil Rights Commission
 Angela Williams – Iowa State Civil Rights Commission

Jerry Bartruff – Director of the Department of Corrections

John Chalstrom – Board of Corrections
 Michael Coleman – Board of Corrections
 Lisa Hill – Board of Corrections
 Lawrence Kudej – Board of Corrections

Warren Hunsberger Jr. – Iowa Drug Policy Advisory Council
 Jane Larkin – Iowa Drug Policy Advisory Council

Arlen Ciechanowski – Director of Law Enforcement Academy

Nancy Bodnar – Iowa Law Enforcement Academy Council
 Timothy Carmody – Iowa Law Enforcement Academy Council
 David Lorenzen – Iowa Law Enforcement Academy Council

LABOR AND BUSINESS RELATIONS

Jason Hayes – Plumbing and Mechanical Systems Examining Board
 Toni Knight – Plumbing and Mechanical Systems Examining Board
 Susan Pleva – Plumbing and Mechanical Systems Examining Board

Joseph S. Cortese II (appointment) – Workers' Compensation Commissioner
 Joseph S. Cortese II (reappointment) – Workers' Compensation Commissioner

Beth Townsend – Director of Workforce Development

Joe Greving – Iowa Workforce Development Board
Andy Roberts – Iowa Workforce Development Board

LOCAL GOVERNMENT

Barbara Brown – City Development Board
Jay Howe – City Development Board

Jane Heun – County Finance Committee
Russell Hopp – County Finance Committee
Grant Veeder – County Finance Committee

Linda Dunshee – Mental Health Risk Pool Board
Rick Larkin – Mental Health Risk Pool Board
Andrew Nielsen – Mental Health Risk Pool Board
Patrick Schmitz – Mental Health Risk Pool Board

Stewart Iverson – Chair of the Property Assessment Appeal Board

Karen Oberman – Property Assessment Appeal Board

NATURAL RESOURCES AND ENVIRONMENT

Mary Boote – Environmental Protection Commission
Nancy Couser – Environmental Protection Commission
Ralph Lents – Environmental Protection Commission
Joe Riding – Environmental Protection Commission

Lorraine Glover – Flood Mitigation Board
John Torbert – Flood Mitigation Board

Richard Francisco – Natural Resource Commission
Dennis Schemmel – Natural Resource Commission

Karen Andeweg – Iowa Comprehensive Petroleum Underground Storage Tank
Fund Board

Carol Balvanz – Renewable Fuel Infrastructure Board
Mark Cobb – Renewable Fuel Infrastructure Board
Diane Dennler – Renewable Fuel Infrastructure Board
K. Alan Hillgren – Renewable Fuel Infrastructure Board
John Maynes – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Cheryl Critelli – Accountancy Examining Board
Robert Snodgrass – Accountancy Examining Board
Tommy Thompson – Accountancy Examining Board

Rachel Eubank – Alcoholic Beverages Commission

Linda Alfson Schemmel – Architectural Examining Board
Bruce Bassler – Architectural Examining Board

Thi Truong – Board of Barbering

Sandra Ryan – Commission for the Blind

Susan Oltrogge – Boiler and Pressure Vessel Board

Aaron Martin – Board of Chiropractic
Stephanie Netolicky – Board of Chiropractic
Randall Stange – Board of Chiropractic

Kelly Busch – Commission on Community Action Agencies
Anna Hilpipre – Commission on Community Action Agencies
Marc Lindeen – Commission on Community Action Agencies

Don Nguyen – Board of Cosmetology Arts and Sciences

Randy Lewis – Board of Trustees of the Iowa Cultural Trust
Tiffany Tauscheck – Board of Trustees of the Iowa Cultural Trust

Mary Dyer – Commission of Deaf Services

Lori Elmitt – Board of Dentistry
William McBride – Board of Dentistry
Nancy Slach – Board of Dentistry

Steven Kury – Board of Dietetics
Brian Smith – Board of Dietetics

Todd Cash – Electrical Examining Board

Amy Infelt – Elevator Safety Board
Marvin Schumacher – Elevator Safety Board

Bob George – Iowa Emergency Response Commission
Julie Waltz – Iowa Emergency Response Commission

Laura Sievers – Engineering and Land Surveying Examining Board
Lisa VanDenBerg – Engineering and Land Surveying Examining Board

James Albert – Iowa Ethics and Campaign Disclosure Board
Saima Zafar – Iowa Ethics and Campaign Disclosure Board

Dorothy Walters – Board of Hearing Aid Dispensers

Rod Roberts – Director of the Department Inspections and Appeals

Jennifer Brand – Interior Design Examining Board
Andy Crabb – Interior Design Examining Board

Jay Reyhons – Interior Design Examining Board
Serena Zwanziger – Interior Design Examining Board

David Creighton Sr. – Investment Board of the IPERS

David Fjare – Landscape Architectural Examining Board
Samuel Jones – Landscape Architectural Examining Board

Connor Flynn – Iowa Lottery Authority Board of Directors
Mary Rathje – Iowa Lottery Authority Board of Directors

David Roederer – Director of the Department of Management

Mary Romano – Board of Medicine
Kyle Ulveling – Board of Medicine
Charles Wadle – Board of Medicine

Bradley Hawn – Board of Mortuary Science
Norene Mostkoff – Board of Mortuary Science

Vicky Apala-Cuevas – Commission of Native American Affairs
Crystal Davis – Commission of Native American Affairs
Kelly Montijo Fink – Commission of Native American Affairs

Kathryn Dolter – Board of Nursing

David Chensvold – Board of Nursing Home Administrators
Donna Dolan – Board of Nursing Home Administrators
Patrice Herrera – Board of Nursing Home Administrators
Patricia Hoffman-Simanek – Board of Nursing Home Administrators
Charlean Schlepp – Board of Nursing Home Administrators

Mark Mentzer – Board of Optometry
Monique Root – Board of Optometry

Jason Hansel – Board of Pharmacy
Edward McKenna – Board of Pharmacy

Rachel Judisch – Board of Physical and Occupational Therapy
Robert Palmer – Board of Physical and Occupational Therapy

Teresa Armstrong – Board of Physician Assistants
Dennis Janssen – Board of Physician Assistants
Jolene Kelly – Board of Physician Assistants

Travis Carlson – Board of Podiatry
Erin Nelson – Board of Podiatry
Donald Shurr – Board of Podiatry

Matthew Cooper – Board of Psychology
Brandon Davis – Board of Psychology

Kristine Kramer – State Racing and Gaming Commission
Dolores Mertz – State Racing and Gaming Commission

Amanda Luscombe – Real Estate Appraiser Examining Board
Joan Scotter – Real Estate Appraiser Examining Board

Terry Duggan – Real Estate Commission
Carol Haines – Real Estate Commission

Lisa Kingery – Board of Respiratory Care
Kathleen Parris – Board of Respiratory Care

Mark Hillenbrand – Board of Social Work
Neil Nelsen – Board of Social Work

Denise Renaud – Board of Speech Pathology and Audiology
J. Michael Tysklind – Board of Speech Pathology and Audiology

Douglas Hoelscher – Director of Office for State-Federal Relations

Tim Peterson – Technology Advisory Council

Christine Bean – Iowa Board of Veterinary Medicine
Curtis Youngs – Iowa Board of Veterinary Medicine

Merlin Bartz – Vision Iowa Board
Cathy Reece – Vision Iowa Board
Emily Schirmer – Vision Iowa Board
Charese Yanney – Vision Iowa Board

TRANSPORTATION

Dr. Roxann Ryan – Commissioner of Public Safety

David Rose – State Transportation Commission

VETERANS AFFAIRS

Steven Hyde – Commission of Veterans Affairs
Ronald Langel – Commission of Veterans Affairs
Kathleen Myers – Commission of Veterans Affairs
Gary Wattnem – Commission of Veterans Affairs

WAYS AND MEANS

Courtney Kay-Decker – Director of Revenue

David Erickson – State Board of Tax Review

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 02, 2015:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering, formerly held by Valerie Felton. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Barbering, formerly held by Robert Gray. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board, formerly held by Keith Taeger. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment as Director of the Civil Rights Commission, formerly held by Beth Townsend. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Community Action Agencies, formerly held by John Johnson. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Deaf Services, formerly held by Nathaniel Garrels. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Deaf Services, formerly held by Tina Kastendieck. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Wayne Engle. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by John Marino. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Elevator Safety Board, formerly held by Candace Biddle. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the County Finance Committee, formerly held by Alan Soukup. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Health Facilities Council, formerly held by William Thatcher. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Council on Human Services, formerly held by Mark Pelton. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Judicial Qualifications, formerly held by Stephanie Netolicky. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Judicial Qualifications, formerly held by Henry Thomas. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Timothy Adams. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Native American Affairs, formerly held by Keith Carpenter. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Native American Affairs, formerly held by Larry Lasley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Native American Affairs, formerly held by Franklin Phillips. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Native American Affairs, formerly held by Judy Yellowbank. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Rodney Schultz. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Brita Van Horne. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Podiatry, formerly held by Sarah Kleffman. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Real Estate Appraiser Examining Board, formerly held by Lee Schoenewe. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by Bill Ainsley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by John Gannon. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology, formerly held by Jon Schuttinga. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Tobacco Use Prevention and Control, formerly held by Shirley Daniels. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
TERRY E. BRANSTAD
Governor

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letter from the Governor was received in the office of the Secretary of the Senate on March 3, 2015:

I am withdrawing the name of Stacie Mitchell-Gweah to serve as a member of the Vision Iowa Board from further consideration by the Senate.

ALSO: The following letter from the Governor was received in the office of the Secretary of the Senate on March 6, 2015:

I am withdrawing the name of Sarah McElhaney to serve as a member of the Board of Behavioral Science from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

S-3018	S.F.	166	Mark Chelgren
S-3019	S.F.	392	Dick L. Dearden

JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 10, 2015

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by Pastor Dale Visser of the First Christian Reformed Church in Oskaloosa, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Monday, March 9, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:17 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:08 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 10, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 131, a bill for an act relating to information the board of educational examiners is required to review regarding applicants for license renewal.

Senate File 323, a bill for an act concerning lottery games and revenue for support of veterans.

ALSO: That the House has on March 10, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 161, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

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

House File 194, a bill for an act relating to statute-of-repose periods for improvements to real property involving residential and nonresidential construction and including applicability provisions.

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

House File 228, a bill for an act relating to transitional coaching authorizations issued by the board of educational examiners and making penalties applicable.

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

House File 229, a bill for an act relating to the regulation of free offers and buying club memberships.

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

House File 247, a bill for an act relating to the establishment of an asset verification system for the medical assistance program, and including effective date provisions.

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

House File 258, a bill for an act relating to sexual misconduct with offenders and juveniles, and providing penalties.

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

House File 259, a bill for an act relating to certain persons who are excluded from coverage under the workers' compensation law of this state.

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

House File 260, a bill for an act relating to the nomination and qualifications of district judges.

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

House File 261, a bill for an act relating to the regulation of smokeless powder as an explosive material.

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

House File 266, a bill for an act regarding disposal of yard waste in landfills operating a methane collection system.

Read first time and attached to **companion Senate File 224**.

House File 286, a bill for an act relating to the direct deposit of employee wages.

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

House File 287, a bill for an act relating to counterfeit, nonfunctional, or unsafe air bags, providing penalties, and including effective date provisions.

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

House File 445, a bill for an act relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions.

Read first time and attached to **companion Senate File 294**.

House File 527, a bill for an act relating to the manufacture, acquisition, sale, and use of firearms and suppressors, providing penalties, and including effective date and applicability provisions.

Read first time and attached to **similar Senate File 425**.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 300, 309, 335, 336, and 381.

Senate File 300

On motion of Senator Petersen, **Senate File 300**, 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, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 300), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 309

On motion of Senator Sodders, **Senate File 309**, a bill for an act relating to the compilation of a presentence investigation report in a criminal proceeding, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 309), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 335

On motion of Senator Mathis, **Senate File 335**, a bill for an act relating to the release of certain information to a procurement organization, was taken up for consideration.

Senator Mathis offered amendment S-3024, filed by her from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3024 was adopted by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 335), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 336

On motion of Senator Petersen, **Senate File 336**, a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties applicable, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 336), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith

Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 381

On motion of Senator Brase, **Senate File 381**, a bill for an act relating to the control of disease in wildlife and including penalty provisions, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 381), the vote was:

Yeas, 44:

Allen	Costello	Hogg	Rozenboom
Anderson	Courtney	Horn	Schneider
Behn	Danielson	Jochum	Schoenjahn
Bertrand	Dearden	Johnson	Seng
Bisignano	Dix	Kinney	Shipley
Bolkcom	Dotzler	Kraayenbrink	Sinclair
Bowman	Dvorsky	Mathis	Smith
Brase	Feenstra	McCoy	Taylor
Breitbach	Garrett	Petersen	Whitver
Chapman	Gronstal	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	Zumbach

Nays, 6:

Guth	Schultz	Sodders
Kapucian	Segebart	Zaun

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 300, 309, 335, 336, and 381** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 1, 135, 165, and 167.

Senate File 1

On motion of Senator Mathis, **Senate File 1**, a bill for an act relating to bidding for purchases through a competitive bidding process by the state, with report of committee recommending passage, was taken up for consideration.

Senator Mathis offered amendment S-3020, filed by her from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-3020 was adopted by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1), the vote was:

Yeas, 31:

Allen	Danielson	Horn	Ragan
Anderson	Dearden	Jochum	Schoenjahn
Bertrand	Dotzler	Kapucian	Seng
Bisignano	Dvorsky	Kinney	Sodders
Bolkcom	Feenstra	Mathis	Taylor
Bowman	Gronstal	McCoy	Wilhelm
Brase	Hart	Petersen	Zumbach
Courtney	Hogg	Quirmbach	

Nays, 19:

Behn	Dix	Rozenboom	Sinclair
Breitbach	Garrett	Schneider	Smith

Chapman	Guth	Schultz	Whitver
Chelgren	Johnson	Segebart	Zaun
Costello	Kraayenbrink	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 135

On motion of Senator Courtney, **Senate File 135**, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 135), the vote was:

Yeas, 45:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Garrett	McCoy	Taylor
Bowman	Gronstal	Petersen	Whitver
Brase	Guth	Quirmbach	Wilhelm
Breitbach	Hart	Ragan	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, 5:

Behn	Feenstra	Smith
Chelgren	Rozenboom	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 165

On motion of Senator Wilhelm, **Senate File 165**, a bill for an act relating to relocating, establishing, and consolidating county seats, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 165), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 167

On motion of Senator Bisignano, **Senate File 167**, a bill for an act related to the compensation of elective county officers, was taken up for consideration.

Senator Johnson offered amendment S-3010, filed by Senators Johnson and Zaun on February 24, 2015, to pages 1-3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3010 be adopted?" (S.F. 167), the vote was:

Yeas, 27:

Anderson	Dix	Kraayenbrink	Shipley
Behn	Feenstra	McCoy	Sinclair
Bertrand	Garrett	Petersen	Smith
Breitbach	Guth	Rozenboom	Whitver
Chapman	Hart	Schneider	Zaun
Chelgren	Johnson	Schultz	Zumbach
Costello	Kapucian	Segebart	

Nays, 23:

Allen	Danielson	Horn	Schoenjahn
Bisignano	Dearden	Jochum	Seng
Bolkcom	Dotzler	Kinney	Sodders
Bowman	Dvorsky	Mathis	Taylor
Brase	Gronstal	Quirnbach	Wilhelm
Courtney	Hogg	Ragan	

Absent, none.

Amendment S-3010 was adopted.

Senator Gronstal asked and received unanimous consent that action on **Senate File 167** be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 1, 135, and 165** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 178, 197, 198, 203, and 217.

Senate File 178

On motion of Senator Sodders, **Senate File 178**, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 178), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 197

On motion of Senator Courtney, **Senate File 197**, a bill for an act concerning the definition of beer for purposes of beer brewers and wholesalers, was taken up for consideration.

Senator Courtney asked and received unanimous consent that **House File 131** be **substituted** for **Senate File 197**.

House File 131

On motion of Senator Courtney, **House File 131**, a bill for an act concerning the definition of beer for purposes of beer brewers and wholesalers, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 131), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Courtney asked and received unanimous consent that **Senate File 197** be **withdrawn** from further consideration of the Senate.

Senate File 198

On motion of Senator McCoy, **Senate File 198**, a bill for an act relating to the regulation of certified public accountants and certified public accounting firms, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 198), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 203

On motion of Senator Ragan, **Senate File 203**, a bill for an act relating to persons and activities regulated by the board of nursing, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 203), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm

Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 217

On motion of Senator Taylor, **Senate File 217**, a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 217), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Garrett	Petersen	Whitver
Brase	Gronstal	Quirmbach	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Present, 1:

Ragan

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 178, 198, 203, and 217** and **House File 131** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 218, 220, and 227.

Senate File 218

On motion of Senator Schoenjahn, **Senate File 218**, a bill for an act relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 218), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 220

On motion of Senator Petersen, **Senate File 220**, a bill for an act relating to expert witness fees, was taken up for consideration.

Senator Petersen offered amendment S–3016, filed by her on February 24, 2015, to page 1 of the bill, and moved its adoption.

Amendment S–3016 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 220), the vote was:

Yeas, 48:

Allen	Danielson	Johnson	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bertrand	Dotzler	Kraayenbrink	Shiple
Bisignano	Dvorsky	Mathis	Sinclair
Bolkcom	Garrett	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Guth	Quirnbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	Zumbach

Nays, 2:

Chapman	Feenstra
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 227

On motion of Senator Quirnbach, **Senate File 227**, a bill for an act relating to the school start date and eliminating waiver and penalty provisions, was taken up for consideration.

Senator Schultz withdrew amendment S–3005, filed by him on February 19, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Schultz offered amendment S–3027, filed by Senator Schultz, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Quirnbach raised the point of order that amendment S–3027 was not germane to the bill.

The Chair ruled the point well-taken and amendment S–3027 out of order.

Senator Johnson offered amendment S–3028, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3028 be adopted?” (S.F. 227), the vote was:

Yeas, 25:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	McCoy	Smith
Bertrand	Garrett	Rozenboom	Whitver
Breitbach	Guth	Schneider	Zumbach
Chapman	Horn	Schultz	
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Nays, 25:

Allen	Dearden	Kinney	Sodders
Bisignano	Dotzler	Mathis	Taylor
Bolkcom	Dvorsky	Petersen	Wilhelm
Bowman	Gronstal	Quirnbach	Zaun
Brase	Hart	Ragan	
Courtney	Hogg	Schoenjahn	
Danielson	Jochum	Seng	

Absent, none.

Amendment S–3028 lost.

Senator Chelgren offered amendment S-3025, filed by Senator Chelgren, et al., from the floor to page 1 of the bill.

Senator Hogg raised the point of order that amendment S-3025 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3025 out of order.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Feenstra, until he returns, on request of Senator Dix.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 227), the vote was:

Yeas, 32:

Anderson	Courtney	Jochum	Schoenjahn
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Garrett	Kraayenbrink	Sinclair
Bowman	Gronstal	Mathis	Smith
Brase	Guth	Petersen	Sodders
Breitbach	Hart	Quirmbach	Taylor
Chelgren	Hogg	Ragan	Wilhelm
Costello	Horn	Rozenboom	Zaun

Nays, 17:

Allen	Dearden	McCoy	Whitver
Behn	Dix	Schneider	Zumbach
Bertrand	Dotzler	Schultz	
Chapman	Johnson	Segebart	
Danielson	Kapucian	Seng	

Absent, 1:

Feenstra

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 218, 220, and 227** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:34 p.m. until 9:00 a.m., Wednesday, March 11, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF MANAGEMENT

Technology Reinvestment Fund Infrastructure Status Report, pursuant to Iowa Code section 8.57C. Report received on March 10, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Clear Lake Girls' Basketball Team—For finishing second in the North Central Conference standings and making the Class 3A State Tournament Quarterfinals. Senator Ragan.

Federal Home Loan Bank of Des Moines—For celebrating the 25th year of its Affordable Housing Program. Senator Zaun.

Emily Forristal, Holstein—For earning her Girl Scout Gold Award, Troop 88. Senator Schultz.

Lauren Franken, Schaller—For earning her Girl Scout Gold Award, Troop 88. Senator Segebart.

Abby Leuschen, Holstein—For earning her Girl Scout Gold Award, Troop 88. Senator Schultz.

Mid-Sioux Opportunity Community Action Agency of Remsen—For 50 years of service to families in Northwest Iowa. Senator Anderson.

Matthew Peters, Poesta—For achieving the rank of Eagle Scout, Troop 91. Senator Bowman.

Robert Schroeder, Farley—For achieving the rank of Eagle Scout, Troop 37. Senator Bowman.

Nathan Traver, Wheatland—For achieving the rank of Eagle Scout, Troop 37. Senator Hart.

INTRODUCTION OF RESOLUTION

Senate Resolution 15, by Wilhelm, Mathis, and Anderson, a resolution designating March 2015 as Iowa Women’s History Month.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 463, by committee on Human Resources, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Read first time under Rule 28 and **placed on calendar**.

Senate File 464, by committee on Human Resources, a bill for an act relating to the prevention of disabilities policy council.

Read first time under Rule 28 and **placed on calendar**.

Senate File 465, by committee on Human Resources, a bill for an act relating to the designation of a caregiver relating to a patient’s inpatient stay at a hospital.

Read first time under Rule 28 and **placed on calendar**.

Senate File 466, by committee on Judiciary, a bill for an act relating to authorization procedures for certain county projects involving real property.

Read first time under Rule 28 and **placed on calendar**.

STUDY BILLS RECEIVED**SSB 1264 State Government**

Relating to the use of experimental treatments for patients with a terminal illness.

SSB 1265 Ways and Means

Modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

SSB 1266 Ways and Means

Providing that the exemption from property taxes for pollution-control property does not apply to property used as part of certain confinement feeding operations and including applicability provisions.

SSB 1267 Ways and Means

Relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund and making an appropriation.

SUBCOMMITTEE ASSIGNMENTS**Senate File 347**

WAYS AND MEANS: McCoy, Chair; Schultz and Seng

Senate File 364

WAYS AND MEANS: McCoy, Chair; Feenstra and Petersen

Senate File 367

WAYS AND MEANS: McCoy, Chair; Feenstra and Petersen

SSB 1264

STATE GOVERNMENT: Danielson, Chair; Bertrand and McCoy

SSB 1265

WAYS AND MEANS: Hogg, Chair; Anderson and Bolkom

SSB 1266

WAYS AND MEANS: McCoy, Chair; Bolkcom and Smith

SSB 1267

WAYS AND MEANS: Hogg, Chair; Allen and Behn

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: *SENATE FILE 463 (SSB 1181), a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 463, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 464 (formerly SF 302), a bill for an act relating to the prevention of disabilities policy council.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 465 (SSB 1182), a bill for an act relating to the designation of a caregiver relating to a patient's inpatient stay at a hospital.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Mathis, Ragan, Allen, Bolkcom, Dotzler, Jochum, Taylor, and Wilhelm. Nays, 5: Johnson, Chelgren, Costello, Garrett, and Segebart. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 465, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 466 (SSB 1026), a bill for an act relating to authorization procedures for certain county projects involving real property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on Senate File 466, and they were attached to the committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on March 10, 2015, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As members of the State Soil Conservation Committee:

Sherman Lundy – Hart, Chair; Bowman and Rozenboom
Kevin Pope – Ragan, Chair; Brase and Kapucian
Linda Querry – Kinney, Chair; Anderson and Taylor

COMMERCE

As Consumer Advocate:

Mark Schuling – Courtney, Chair; Bertrand and Petersen

As Superintendent of Credit Unions:

JoAnn Johnson – Bolkom, Chair; Mathis and Smith

As members of the Credit Union Review Board:

Dave Cale – Allen, Chair; Courtney and Schneider
Lorraine Groves – Allen, Chair; Anderson and Courtney

Timothy Marcsisak – Courtney, Chair; Allen and Zumbach
 Becky Zemlicka – Courtney, Chair; Allen and Schneider

As a member of the Title Guaranty Division Board:

Judy Hilgenberg – Petersen, Chair; Bolkcom and Sinclair

As Chair of the Utilities Board:

Geri Huser – McCoy, Chair; Anderson and Bolkcom

As a member of the Utilities Board:

Geri Huser – McCoy, Chair; Anderson and Bolkcom

ECONOMIC GROWTH

As a member of the Agricultural Development Board:

Annette Townsley – Bowman, Chair; Breitbach and Wilhelm

As a member of the Iowa Capital Investment Board:

Thomas Bernau – Schneider, Chair; Bisignano and Chelgren

As Director of the Department of Cultural Affairs:

Mary Cownie – Mathis, Chair; Bowman and Schneider

As Director of the Economic Development Authority:

Debi Durham – Bisignano, Chair; Anderson and Taylor

As members of the Economic Development Authority:

David Bernstein – Soddors, Chair; Mathis and Schneider

Jennifer Cooper – Soddors, Chair; Mathis and Schneider

Lisa Hull – Soddors, Chair; Mathis and Schneider

Daniel White – Soddors, Chair; Mathis and Schneider

As Executive Director of the Iowa Finance Authority:

Dave Jamison – Wilhelm, Chair; Chapman and Danielson

As members of the Iowa Finance Authority:

Darlys Baum – Danielson, Chair; Breitbach and Soddors

Martha Bell – Danielson, Chair; Breitbach and Soddors

As members of the Iowa Great Places Board:

Kerrie Kuiper – Dotzler, Chair; Chelgren and Taylor

Gayle Redman – Dotzler, Chair; Chelgren and Taylor

Trevor Toft – Dotzler, Chair; Chelgren and Taylor
Donald Zuck – Dotzler, Chair; Chelgren and Taylor

As members of the Board of Iowa Innovation Corporation:

Kathryn Kunert – Taylor, Chair; Dotzler and Guth
Georgia Van Gundy – Taylor, Chair; Dotzler and Guth

EDUCATION

As members of the Iowa Autism Council:

Brandon Arkland – Kinney, Chair; Hogg and Schultz
Theresa Croonquist – Kinney, Chair; Hogg and Schultz
Erika Hertel – Kinney, Chair; Hogg and Schultz
Steven Muller – Kinney, Chair; Hogg and Schultz
Jenny Phan – Kinney, Chair; Hogg and Schultz

As members of the Early Childhood Iowa State Board:

Katherine Averill – Mathis, Chair; Behn and Hart
Michael Bunde – Mathis, Chair; Behn and Hart
Terry Harrmann – Mathis, Chair; Behn and Hart
Leone Junck – Mathis, Chair; Behn and Hart
Sigrid Lane – Mathis, Chair; Behn and Hart
Robert Ockerman – Wilhelm, Chair; Hart and Kraayenbrink
Brook Rosenberg – Wilhelm, Chair; Hart and Kraayenbrink
Jean Stadtlander – Wilhelm, Chair; Hart and Kraayenbrink
Shaun Ward Taylor – Wilhelm, Chair; Hart and Kraayenbrink
Betty Zan – Wilhelm, Chair; Hart and Kraayenbrink

As members of the Board of Educational Examiners:

Dan Dutcher – Schoenjahn, Chair; Hogg and Sinclair
Brenda Garcia – Schoenjahn, Chair; Hogg and Sinclair
Larry Hill – Schoenjahn, Chair; Hogg and Sinclair

As a member of the Iowa Higher Education Loan Authority:

John Hartung – Dvorsky, Chair; Bowman and Sinclair

As members of the State Board of Regents:

Mary Andringa – Quirnbach, Chair; Dvorsky and Johnson
Patricia Cownie – Quirnbach, Chair; Dvorsky and Johnson
Rachael Johnson – Quirnbach, Chair; Dvorsky and Johnson

As a member of the School Budget Review Committee:

Gretchen Tegeler – Dvorsky, Chair; Johnson and Schoenjahn

HUMAN RESOURCES

As Director of the Department on Aging:

Donna Harvey – Mathis, Chair; Dotzler and Johnson

As members of the Commission on Aging:

Carole Dunkin – Mathis, Chair; Chelgren and Taylor
Betty Grandquist – Ragan, Chair; Johnson and Mathis

As members of the Board of Athletic Training:

Thomas Green – Wilhelm, Chair; Chelgren and Dotzler
Rita Perea – Allen, Chair; Chelgren and Dotzler

As members of the Board of Behavioral Science:

Amy Crow Sunleaf – Jochum, Chair; Johnson and Ragan
Wade Leuwerke – Allen, Chair; Garrett and Taylor

As a member of the Child Advocacy Board:

Bruce Johnson – Mathis, Chair; Allen and Costello

As members of the Prevention of Disabilities Policy Council:

Christopher Atchison – Bolkom, Chair; Johnson and Ragan
Cheryll Jones – Taylor, Chair; Johnson and Mathis
Tracy Keninger – Bolkom, Chair; Dotzler and Johnson

As a member of the Health Facilities Council:

Amy Skinner – Ragan, Chair; Dotzler and Johnson

As members of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Eric Kohlsdorf – Wilhelm, Chair; Costello and Taylor
Kelly Renfrow – Dotzler, Chair; Costello and Ragan

As Director of the Department of Human Services:

Charles Palmer – Jochum, Chair; Johnson and Ragan

As members of the Council on Human Services:

Phyllis Hansell – Mathis, Chair; Garrett and Taylor
Samuel Wallace – Bolkom, Chair; Jochum and Segebart

As members of the Mental Health and Disability Services Commission:

Jody Eaton – Allen, Chair; Ragan and Segebart
John Parmeter – Wilhelm, Chair; Johnson and Ragan
Patrick Schmitz – Taylor, Chair; Allen and Segebart
Rebecca Schmitz – Jochum, Chair; Garrett and Taylor
Jennifer Sheehan – Wilhelm, Chair; Bolkom and Chelgren

As members of the Board of Sign Language Interpreters and Transliterators:

Tailyn Kaster – Allen, Chair; Costello and Taylor
Stephanie Lyons – Allen, Chair; Costello and Taylor

As a member of the Commission on Tobacco Use Prevention and Control:

Chad Jensen – Bolkcom, Chair; Ragan and Segebart

JUDICIARY

As members of the Iowa State Civil Rights Commission:

Robert Hosford – Bisignano, Chair; Quirnbach and Schneider
Patricia Lipski – Bisignano, Chair; Quirnbach and Shipley
Angela Williams – Bisignano, Chair; Quirnbach and Zaun

As Director of the Department of Corrections:

Jerry Bartruff – Sodders, Chair; Schneider and Taylor

As members of the Board of Corrections:

John Chalstrom – Sodders, Chair; Garrett and Taylor
Michael Coleman – Sodders, Chair; Garrett and Taylor
Lisa Hill – Sodders, Chair; Taylor and Zaun
Lawrence Kudej – Sodders, Chair; Garrett and Taylor

As members of the Iowa Drug Policy Advisory Council:

Warren Hunsberger Jr. – Petersen, Chair; Quirnbach and Schneider
Jane Larkin – Quirnbach, Chair; Petersen and Whitver

As Director of Law Enforcement Academy:

Arlen Ciechanowski – Sodders, Chair; Kinney and Schneider

As members of the Iowa Law Enforcement Academy Council:

Nancy Bodnar – Kinney, Chair; Hogg and Whitver
Timothy Carmody – Kinney, Chair; Hogg and Shipley
David Lorenzen – Kinney, Chair; Hogg and Schneider

LABOR AND BUSINESS RELATIONS

As members of the Plumbing and Mechanical Systems Examining Board:

Jason Hayes – Dearden, Chair; Courtney and Shipley
Toni Knight – Dearden, Chair; Courtney and Shipley
Susan Pleva – Dearden, Chair; Courtney and Shipley

As the Workers' Compensation Commissioner:

Joseph S. Cortese II – Bisignano, Chair; Costello and Sodders

As Director of Workforce Development:

Beth Townsend – Dotzler, Chair; Bisignano and Costello

As members of the Iowa Workforce Development Board:

Joe Greving – Courtney, Chair; Dearden and Shipley
Andy Roberts – Courtney, Chair; Dearden and Shipley

LOCAL GOVERNMENT

As members of the City Development Board:

Barbara Brown – Bisignano, Chair; Allen and Breitbach
Jay Howe – Allen, Chair; Bisignano and Breitbach

As members of the County Finance Committee:

Jane Heun – Brase, Chair; Guth and Wilhelm
Russell Hopp – Brase, Chair; Guth and Wilhelm
Grant Veeder – Wilhelm, Chair; Brase and Guth

As members of the Mental Health Risk Pool Board:

Linda Dunshee – Brase, Chair; Bisignano and Sinclair
Rick Larkin – Allen, Chair; Bisignano and Sinclair
Andrew Nielsen – Bisignano, Chair; Allen and Sinclair
Patrick Schmitz – Bisignano, Chair; Allen and Sinclair

As Chair of the Property Assessment Appeal Board:

Stewart Iverson – Hart, Chair; Allen and Smith

As a member of the Property Assessment Appeal Board:

Karen Oberman – Hart, Chair; Allen and Smith

NATURAL RESOURCES AND ENVIRONMENT

As members of the Environmental Protection Commission:

Mary Boote – Bolkcom, Chair; Dearden and Rozenboom
Nancy Couser – Bolkcom, Chair; Dearden and Rozenboom
Ralph Lents – Bolkcom, Chair; Dearden and Rozenboom
Joe Riding – Bolkcom, Chair; Dearden and Rozenboom

As members of the Flood Mitigation Board:

Lorraine Glover – Kinney, Chair; Behn and Ragan
John Torbert – Kinney, Chair; Behn and Ragan

As members of the Natural Resource Commission:

Richard Francisco – Dearden, Chair; Brase and Zumbach
Dennis Schemmel – Dearden, Chair; Brase and Zumbach

As a member of the Iowa Comprehensive Petroleum Underground Storage Tank Fund Board:

Karen Andeweg – Ragan, Chair; Petersen and Shipley

As members of the Renewable Fuel Infrastructure Board:

Carol Balvanz – Ragan, Chair; Petersen and Shipley
Mark Cobb – Ragan, Chair; Petersen and Shipley
Diane Dennler – Brase, Chair; Johnson and Schoenjahn
K. Alan Hillgren – Brase, Chair; Johnson and Schoenjahn
John Maynes – Brase, Chair; Johnson and Schoenjahn

STATE GOVERNMENT

As members of the Accountancy Examining Board:

Cheryl Critelli – McCoy, Chair; Dearden and Johnson
Robert Snodgrass – McCoy, Chair; Dearden and Johnson
Tommy Thompson – McCoy, Chair; Bertrand and Dearden

As a member of the Alcoholic Beverages Commission:

Rachel Eubank – Schoenjahn, Chair; Bertrand and Horn

As members of the Architectural Examining Board:

Linda Alfson Schemmel – McCoy, Chair; Johnson and Petersen
Bruce Bassler – McCoy, Chair; Johnson and Petersen

As a member of the Board of Barbering:

Thi Truong – Horn, Chair; Dearden and Johnson

As a member of the Commission for the Blind:

Sandra Ryan – Dvorsky, Chair; Courtney and Johnson

As a member of the Boiler and Pressure Vessel Board:

Susan Oltrogge – Dearden, Chair; Bowman and Johnson

As members of the Board of Chiropractic:

Aaron Martin – Petersen, Chair; Chapman and Courtney
Stephanie Netolicky – Petersen, Chair; Chapman and Courtney
Randall Stange – Petersen, Chair; Chapman and Courtney

As members of the Commission on Community Action Agencies:

Kelly Busch – Courtney, Chair; Horn and Schultz
Anna Hilpipre – Courtney, Chair; Horn and Schultz
Marc Lindeen – Courtney, Chair; Horn and Schultz

As a member of the Board of Cosmetology Arts and Sciences:

Don Nguyen – Horn, Chair; Dearden and Whitver

As members of the Board of Trustees of the Iowa Cultural Trust:

Randy Lewis – McCoy, Chair; Horn and Whitver
Tiffany Tauscheck – McCoy, Chair; Horn and Whitver

As a member of the Commission of Deaf Services:

Mary Dyer – Bowman, Chair; Dvorsky and Whitver

As members of the Board of Dentistry:

Lori Elmitt – Courtney, Chair; Dvorsky and Whitver
William McBride – Courtney, Chair; Chapman and Dvorsky
Nancy Slach – Courtney, Chair; Chapman and Dvorsky

As members of the Board of Dietetics:

Steven Kury – Courtney, Chair; Chapman and Dvorsky
Brian Smith – Courtney, Chair; Chapman and Dvorsky

As a member of the Electrical Examining Board:

Todd Cash – Danielson, Chair; Bertrand and Horn

As members of the Elevator Safety Board:

Amy Infelt – Dearden, Chair; Bowman and Schultz
Marvin Schumacher – Dearden, Chair; Bowman and Schultz

As members of the Iowa Emergency Response Commission:

Bob George – Danielson, Chair; Chapman and Schoenjahn
Julie Waltz – Danielson, Chair; Chapman and Schoenjahn

As members of the Engineering and Land Surveying Examining Board:

Laura Sievers – McCoy, Chair; Petersen and Schultz
Lisa VanDenBerg – McCoy, Chair; Petersen and Schultz

As members of the Iowa Ethics and Campaign Disclosure Board:

James Albert – Danielson, Chair; Bertrand and Horn
Saima Zafar – Danielson, Chair; Bertrand and Horn

As a member of the Board of Hearing Aid Dispensers:

Dorothy Walters – Dearden, Chair; Horn and Johnson

As Director of the Department Inspections and Appeals:

Rod Roberts – Danielson, Chair; Bertrand and Horn

As members of the Interior Design Examining Board:

Jennifer Brand – Schoenjahn, Chair; McCoy and Whitver
Andy Crabb – Schoenjahn, Chair; McCoy and Whitver
Jay Reyhons – Schoenjahn, Chair; McCoy and Whitver
Serena Zwanziger – Schoenjahn, Chair; McCoy and Whitver

As a member of the Investment Board of the IPERS:

David Creighton Sr. – McCoy, Chair; Danielson and Whitver

As members of the Landscape Architectural Examining Board:

David Fjare – Petersen, Chair; Dearden and Johnson
Samuel Jones – Petersen, Chair; Dearden and Johnson

As members of the Iowa Lottery Authority Board of Directors:

Connor Flynn – Danielson, Chair; Horn and Johnson
Mary Rathje – Danielson, Chair; Horn and Johnson

As Director of the Department of Management:

David Roederer – Dvorsky, Chair; Horn and Johnson

As members of the Board of Medicine:

Mary Romanco – Petersen, Chair; Chapman and Dvorsky
Kyle Ulveling – Petersen, Chair; Chapman and Dvorsky
Charles Wadle – Petersen, Chair; Chapman and Dvorsky

As members of the Board of Mortuary Science:

Bradley Hawn – Bowman, Chair; Chapman and Dearden
Norene Mostkoff – Bowman, Chair; Chapman and Dearden

As members of the Commission of Native American Affairs:

Vicky Apala-Cuevas – Bowman, Chair; Chapman and Horn
Crystal Davis – Bowman, Chair; Chapman and Horn
Kelly Montijo Fink – Bowman, Chair; Chapman and Horn

As a member of the Board of Nursing:

Kathryn Dolter – Schoenjahn, Chair; Johnson and Petersen

As members of the Board of Nursing Home Administrators:

David Chensvold – Courtney, Chair; Dearden and Johnson

Donna Dolan – Courtney, Chair; Dearden and Johnson

Patrice Herrera – Courtney, Chair; Dearden and Johnson

Patricia Hoffman-Simanek – Courtney, Chair; Dearden and Johnson

Charlean Schlepp – Courtney, Chair; Dearden and Johnson

As members of the Board of Optometry:

Mark Mentzer – McCoy, Chair; Dvorsky and Schultz

Monique Root – McCoy, Chair; Dvorsky and Schultz

As members of the Board of Pharmacy:

Jason Hansel – Danielson, Chair; Bertrand and Dvorsky

Edward McKenna – Danielson, Chair; Bertrand and Dvorsky

As members of the Board of Physical and Occupational Therapy:

Rachel Judisch – Petersen, Chair; Dearden and Johnson

Robert Palmer – Petersen, Chair; Dearden and Johnson

As members of the Board of Physician Assistants:

Teresa Armstrong – Courtney, Chair; Chapman and Dvorsky

Dennis Janssen – Courtney, Chair; Chapman and Dvorsky

Jolene Kelly – Courtney, Chair; Chapman and Dvorsky

As members of the Board of Podiatry:

Travis Carlson – Schoenjahn, Chair; Bowman and Schultz

Erin Nelson – Schoenjahn, Chair; Bowman and Schultz

Donald Shurr – Schoenjahn, Chair; Bowman and Schultz

As members of the Board of Psychology:

Matthew Cooper – Horn, Chair; Dearden and Johnson

Brandon Davis – Horn, Chair; Dearden and Johnson

As members of the State Racing and Gaming Commission:

Kristine Kramer – Danielson, Chair; Bertrand and McCoy

Dolores Mertz – Danielson, Chair; Bertrand and McCoy

As members of the Real Estate Appraiser Examining Board:

Amanda Luscombe – Dvorsky, Chair; Dearden and Schultz

Joan Scotter – Dvorsky, Chair; Dearden and Schultz

As members of the Real Estate Commission:

Terry Duggan – McCoy, Chair; Chapman and Petersen
Carol Haines – McCoy, Chair; Chapman and Petersen

As members of the Board of Respiratory Care:

Lisa Kingery – Danielson, Chair; Chapman and Horn
Kathleen Parris – Danielson, Chair; Chapman and Horn

As members of the Board of Social Work:

Mark Hillenbrand – Petersen, Chair; Bowman and Chapman
Neil Nelsen – Petersen, Chair; Bowman and Chapman

As members of the Board of Speech Pathology and Audiology:

Denise Renaud – Courtney, Chair; Horn and Schultz
J. Michael Tysklind – Courtney, Chair; Horn and Schultz

As Director of Office for State-Federal Relations:

Douglas Hoelscher – Danielson, Chair; Dvorsky and Johnson

As a member of the Technology Advisory Council:

Tim Peterson – Danielson, Chair; Johnson and McCoy

As members of the Iowa Board of Veterinary Medicine:

Christine Bean – Horn, Chair; Schoenjahn and Schultz
Curtis Youngs – Horn, Chair; Schoenjahn and Schultz

As members of the Vision Iowa Board:

Merlin Bartz – McCoy, Chair; Danielson and Johnson
Cathy Reece – McCoy, Chair; Danielson and Johnson
Emily Schirmer – McCoy, Chair; Danielson and Johnson
Charese Yanney – McCoy, Chair; Danielson and Johnson

TRANSPORTATION

As Commissioner of Public Safety:

Dr. Roxann Ryan – Bowman, Chair; Danielson and Kraayenbrink

As a member of the State Transportation Commission:

David Rose – McCoy, Chair; Danielson and Smith

VETERANS AFFAIRS

As members of the Commission of Veterans Affairs:

Steven Hyde – Soddors, Chair; Costello and Hart
Ronald Langel – Mathis, Chair; Allen and Rozenboom

Kathleen Myers – Allen, Chair; Danielson and Segebart
 Gary Wattnem – Ragan, Chair; Chelgren and Danielson

WAYS AND MEANS

As Director of Revenue:

Courtney Kay-Decker – Bolkcom, Chair; Dotzler and Feenstra

As a member of the State Board of Tax Review:

David Erickson – Allen, Chair; McCoy and Smith

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 10, 2015:

I am withdrawing the name of Sue Lerdal to serve as a member of the Prevention of Disabilities Policy Council from further consideration by the Senate.

Sincerely,
 TERRY E. BRANSTAD
 Governor

AMENDMENTS FILED

S-3020	S.F.	1	Liz Mathis
S-3021	S.F.	401	Amanda Ragan
S-3022	S.F.	462	Amanda Ragan
S-3023	S.F.	450	Janet Petersen
S-3024	S.F.	335	Liz Mathis
S-3025	S.F.	227	Mark Chelgren
			Amy Sinclair
			Ken Rozenboom
			Jack Whitver
			Tim Kraayenbrink
			Mark Costello
			Jason Schultz
			Jake Chapman
			Bill Anderson
			Randy Feenstra
			Dennis Guth
			Mark Segebart
S-3026	S.F.	437	Robert E. Dvorsky

S-3027	S.F.	227	Jason Schultz Brad Zaun Amy Sinclair Jake Chapman Rick Bertrand Bill Anderson Randy Feenstra Jack Whitver Mark Chelgren Bill Dix
S-3028	S.F.	227	David Johnson
S-3029	S.F.	394	Steven J. Soddors
S-3030	S.F.	75	Chris Brase
S-3031	S.F.	166	Jeff Danielson

JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 11, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Pastor John Taylor of the Rock of Ages Baptist Church in Dubuque, Iowa. He was the guest of Senator Jochum.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Tuesday, March 10, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 10, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 130, a bill for an act making changes to certain limitations within the national guard educational assistance program.

Senate File 150, a bill for an act increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody.

ALSO: That the House has on March 10, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 288, a bill for an act allowing the taking of catfish by bow and arrow and providing penalties.

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

House File 308, a bill for an act relating to private employer alcohol testing policies.

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

House File 352, a bill for an act requiring the budget submissions of state agencies to utilize a zero-base approach.

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

House File 381, a bill for an act relating to the Iowa health information network, and including effective date provisions.

Read first time and attached to **companion Senate File 229**.

House File 448, a bill for an act relating to confidential communications between an emergency medical care provider and a patient.

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

House File 509, a bill for an act concerning government accountability, relating to state employee bonuses, personnel records and settlement agreements and disciplinary actions, and including effective date and retroactive applicability provisions.

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

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

S.F. 403 to Appropriations	S.F. 436 to Rules and Administration
S.F. 411 to Appropriations	S.F. 439 to Ways and Means
S.F. 423 to Ways and Means	S.F. 442 to Ways and Means
S.F. 430 to Appropriations	S.F. 445 to Appropriations
S.F. 433 to Ways and Means	S.F. 461 to Ways and Means

The Senate stood at ease at 9:12 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:18 a.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:19 a.m. until 3:00 p.m.

APPENDIX—1

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Iowa Central Wrestling Team of Fort Dodge—For being named 2015 National Champions. Senator Kraayenbrink.

Nancy Hayes, Davenport—For being named 2015 Athena Honoree. Senator Smith.

Virginia Ward, Mason City—For celebrating her 90th birthday. Senator Ragan.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Monday, March 9, 2015, 4:35 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 4:40 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 16, by Chelgren, a resolution condemning the terrorist acts of al Qaeda and the Islamic State of Iraq and Syria.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILL

Senate File 467, by Bolkcom, a bill for an act relating to criminal asset forfeiture and providing penalties and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 419

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Bertrand and Dearden

House File 247

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Garrett

House File 287

TRANSPORTATION: Dearden, Chair; Horn and Kraayenbrink

House File 288

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Bolkcom and Rozenboom

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 15, a resolution designating March 2015 as Iowa Women's History Month.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RECONVENED

The Senate reconvened at 3:07 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 11, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 447, a bill for an act requiring wireless communications service providers to provide call locations in circumstances of emergency, making penalties applicable, and including effective date provisions.

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

House File 468, a bill for an act relating to the appointment of mental health advocates.

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

House File 496, a bill for an act establishing certain privileges claimed for or by military victim advocates.

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

House File 506, a bill for an act related to absentee ballot deadlines.

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

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 333.

Senate File 333

On motion of Senator Hogg, **Senate File 333**, a bill for an act relating to the acceptance of eligible patients into state mental health institutes and including effective date provisions, was taken up for consideration.

Senator Dix asked and received unanimous consent that action on **Senate File 333** be **deferred**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zaun, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 299 and 402.

Senate File 299

On motion of Senator Hogg, **Senate File 299**, a bill for an act relating to the membership of the board of directors of a judicial district department of correctional services, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 299), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Schneider
Bisignano	Dotzler	Kinney	Schoenjahn
Bolkcom	Dvorsky	Mathis	Seng
Bowman	Gronstal	McCoy	Sodders
Brase	Hart	Petersen	Taylor
Courtney	Hogg	Quirnbach	Wilhelm
Danielson	Horn	Ragan	

Nays, 22:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Feenstra	Rozenboom	Whitver
Breitbach	Garrett	Schultz	Zumbach
Chapman	Guth	Segebart	
Chelgren	Johnson	Shipley	

Absent, 1:

Zaun

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 402

On motion of Senator Taylor, **Senate File 402**, a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant, was taken up for consideration.

(Senate File 402 was deferred.)

The Senate stood at ease at 3:25 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:49 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 402, previously deferred.

Senator Chelgren asked and received unanimous consent that action on **Senate File 402** be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 299** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 333

The Senate resumed consideration of **Senate File 333**, a bill for an act relating to the acceptance of eligible patients into state mental health institutes and including effective date provisions, previously deferred.

Senator Johnson offered amendment S-3034, filed by Senator Johnson, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3034 be adopted?" (S.F. 333), the vote was:

Yeas, 22:

Anderson	Dix	Kraayenbrink	Smith
Behn	Feenstra	Rozenboom	Whitver
Bertrand	Garrett	Schneider	Zaun
Breitbach	Guth	Schultz	Zumbach
Chapman	Johnson	Segebart	
Chelgren	Kapucian	Sinclair	

Nays, 28:

Allen	Danielson	Horn	Ragan
Bisignano	Dearden	Jochum	Schoenjahn
Bolkcom	Dotzler	Kinney	Seng
Bowman	Dvorsky	Mathis	Shipley
Brase	Gronstal	McCoy	Sodders
Costello	Hart	Petersen	Taylor
Courtney	Hogg	Quirmbach	Wilhelm

Absent, none.

Amendment S-3034 lost.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 333), the vote was:

Yeas, 32:

Allen	Danielson	Jochum	Segebart
Bisignano	Dearden	Kinney	Seng
Bolkcom	Dotzler	Mathis	Shipley
Bowman	Dvorsky	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Chelgren	Hart	Quirnbach	Taylor
Costello	Hogg	Ragan	Wilhelm
Courtney	Horn	Schoenjahn	Zaun

Nays, 18:

Anderson	Dix	Kapucian	Sinclair
Behn	Feenstra	Kraayenbrink	Whitver
Bertrand	Garrett	Rozenboom	Zumbach
Breitbach	Guth	Schneider	
Chapman	Johnson	Schultz	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

BUSINESS PENDING

Senate File 402

The Senate resumed consideration of **Senate File 402**, a bill for an act relating to the state mental health institutes at Clarinda and Mount Pleasant, previously deferred.

Senator Johnson offered amendment S-3035, filed by Senator Johnson, et al., from the floor, striking and replacing everything after the enacting clause of the bill.

(Amendment S-3035 and Senate File 402 were deferred.)

The Senate stood at ease at 4:29 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 6:37 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 402 and amendment S-3035, previously deferred.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Behn, until he returns, on request of Senator Dix; and Senator McCoy, until he returns, on request of Senator Gronstal.

Senator Johnson moved the adoption of amendment S-3035.

A record roll call was requested.

On the question "Shall amendment S-3035 be adopted?" (S.F. 402), the vote was:

Yeas, 21:

Anderson	Feenstra	Rozenboom	Whitver
Bertrand	Garrett	Schneider	Zaun
Breitbach	Guth	Schultz	Zumbach
Chapman	Johnson	Segebart	
Chelgren	Kapucian	Sinclair	
Dix	Kraayenbrink	Smith	

Nays, 27:

Allen	Danielson	Horn	Schoenjahn
Bisignano	Dearden	Jochum	Seng
Bolkcom	Dotzler	Kinney	Shiple
Bowman	Dvorsky	Mathis	Sodders
Brase	Gronstal	Petersen	Taylor
Costello	Hart	Quirnbach	Wilhelm
Courtney	Hogg	Ragan	

Absent, 2:

Behn	McCoy
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Amendment S-3035 lost.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 402), the vote was:

Yeas, 29:

Allen	Dearden	Kinney	Smith
Bisignano	Dotzler	Mathis	Sodders
Bolkcom	Dvorsky	Petersen	Taylor
Bowman	Gronstal	Quirmbach	Wilhelm
Brase	Hart	Ragan	Zaun
Costello	Hogg	Schoenjahn	
Courtney	Horn	Seng	
Danielson	Jochum	Shipley	

Nays, 19:

Anderson	Dix	Kapucian	Segebart
Bertrand	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Rozenboom	Whitver
Chapman	Guth	Schneider	Zumbach
Chelgren	Johnson	Schultz	

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 333** and **402** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:53 p.m. until 9:00 a.m., Thursday, March 12, 2015.

APPENDIX—2

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

David Greene, Waterloo—For celebrating his 90th birthday. Senator Dotzler.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Wednesday, March 11, 2015, 1:05 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kraayenbrink, Mathis, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: Chapman, Ranking Member; Kapucian and McCoy (all excused).

Committee Business: Discussed SFs 245, 246, and 247.

Adjourned: 2:15 p.m.

INTRODUCTION OF BILLS

Senate File 468, by Chelgren, a bill for an act relating to the individual and corporate income taxes by reducing individual and corporate tax rates and eliminating a deduction for federal income taxes paid, and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 469, by Chelgren, a bill for an act providing a deduction from the individual income tax for the amount of interest paid on a qualified educational loan and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 470, by Chelgren, a bill for an act modifying the tax brackets and tax rates imposed under the individual income tax and corporate income tax and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 471, by committee on Appropriations, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 472, by committee on Appropriations, a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 473, by committee on Appropriations, a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 11

JUDICIARY: Horn, Chair; Schneider and Sadders

Senate File 390

JUDICIARY: Horn, Chair; Schneider and Sadders

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 471 (formerly SF 247), a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, Ragan, Schoenjahn, and Wilhelm. Nays, 6: Garrett, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, 3: Chapman, Kapucian, and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 472 (formerly SF 245), a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, Ragan, Schoenjahn, and Wilhelm. Nays, 6: Garrett, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, 3: Chapman, Kapucian, and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 473 (formerly SF 246), a bill for an act relating to the state preschool program for four-year-old children by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, Ragan, Schoenjahn, and Wilhelm. Nays, 6: Garrett, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, 3: Chapman, Kapucian, and McCoy.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3032	S.F.	426	Steven J. Sodders
S-3033	S.F.	440	Mary Jo Wilhelm

S-3034	S.F.	333	David Johnson Jake Chapman Dennis Guth Tim L. Kapucian Julian B. Garrett Jerry Behn Amy Sinclair Ken Rozenboom Mark Segebart Rick Bertrand Tim Kraayenbrink Jack Whitver Randy Feenstra Mark Chelgren Tom Shipley Jason Schultz Brad Zaun Roby Smith Bill Dix Dan Zumbach Bill Anderson Michael Breitbach Charles Schneider
S-3035	S.F.	402	David Johnson Jack Whitver Randy Feenstra Mark Chelgren Bill Dix Dan Zumbach Michael Breitbach Julian B. Garrett Jason Schultz Mark Segebart Roby Smith Amy Sinclair Tim L. Kapucian Ken Rozenboom Dennis Guth Jerry Behn Charles Schneider Brad Zaun

Bill Anderson
Jake Chapman
Rick Bertrand
Tim Kraayenbrink

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

4th grade students from Studebaker Elementary in Des Moines, Iowa, accompanied by their teachers, Mr. Wenke, Miss Quick, and Mrs. Rawlins. Senator Bisignano.

JOURNAL OF THE SENATE

SIXTIETH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 12, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Father Mark Gehling of Mercy Medical Center in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Wednesday, March 11, 2015, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 15.

Senate Resolution 15

On motion of Senator Wilhelm, **Senate Resolution 15**, a resolution designating March 2015 as Iowa Women's History Month, with report of committee recommending passage, was taken up for consideration.

Senator Wilhelm moved the adoption of Senate Resolution 15, which motion prevailed by a voice vote.

SPECIAL GUESTS

In celebration of Women's History Month, Senators Anderson, Mathis, and Wilhelm welcomed student winners of the 31st Annual "Write Women Back into History" Essay Contest to the Senate chamber.

The contest is sponsored by the Iowa Commission on the Status of Women, the Iowa Department of Education, and the State Historical Society of Iowa.

Sixth and Seventh Grades:

First Place: Kassidi Long of PCM Middle School in Prairie City

Second Place: Adeline Coenen of Thomas Jefferson Middle School in Dubuque

Third Place: Ellie Wilson of Prairie Ridge Middle School in Ankeny

Eighth and Ninth Grades:

First Place: Kari Swanson of North High School in Sioux City

Second Place: Elisa Sturgeon of North High School in Sioux City

Third Place: Andie Exline of Stephen Hempstead High School in Dubuque

Best Essay on Women in Science, Technology, Engineering, and Math for Sixth and Seventh Grades:

First Place: Sophie Hoffmeier North Polk Middle School in Alleman

Best Essay on Women in Science, Technology, Engineering, and Math for Eighth and Ninth Grades:

First Place: Daisy Sieven of North High School in Sioux City

The Senate rose and expressed its welcome and congratulations.

The Senate stood at ease at 9:20 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:54 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator McCoy, for the day, on request of Senator Gronstal; and Senator Behn, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 75 and 164.

Senate File 75

On motion of Senator Brase, **Senate File 75**, a bill for an act relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions, was taken up for consideration.

Senator Brase offered amendment S-3030, filed by him on March 10, 2015, to page 2 of the bill, and moved its adoption.

Amendment S-3030 was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 75), the vote was:

Yeas, 43:

Allen	Dearden	Jochum	Schoenjahn
Anderson	Dix	Johnson	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Seng
Bolkcom	Feenstra	Kraayenbrink	Shipley
Bowman	Garrett	Mathis	Sinclair
Brase	Gronstal	Petersen	Smith
Breitbach	Guth	Quirmbach	Taylor
Costello	Hart	Ragan	Wilhelm
Courtney	Hogg	Rozenboom	Zumbach
Danielson	Horn	Schneider	

Nays, 5:

Chapman	Sodders	Zaun
Chelgren	Whitver	

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 164

On motion of Senator Brase, **Senate File 164**, a bill for an act relating to the determination of city population for purposes of civil service commissions, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 164), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Seng
Bisignano	Dotzler	Kinney	Smith
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	Petersen	Taylor
Brase	Hart	Quirnbach	Wilhelm
Courtney	Hogg	Ragan	
Danielson	Horn	Schoenjahn	

Nays, 22:

Anderson	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Whitver
Breitbach	Garrett	Schneider	Zaun
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 75 and 164** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:12 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 11:40 a.m., President Jochum presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 222, 228, and 294.

Senate File 222

On motion of Senator Kinney, **Senate File 222**, a bill for an act relating to the disposition of seized firearms or ammunition, was taken up for consideration.

Senator Kinney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 222), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver

Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 228

On motion of Senator Mathis, **Senate File 228**, a bill for an act relating to the use of moneys in the anatomical gift public awareness and transplantation fund, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 228), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 294

On motion of Senator Mathis, **Senate File 294**, a bill for an act relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions, was taken up for consideration.

Senator Mathis asked and received unanimous consent that **House File 445** be **substituted** for **Senate File 294**.

House File 445

On motion of Senator Mathis, **House File 445**, a bill for an act relating to payment of costs for educational services for children residing in certain psychiatric hospitals or institutions, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 445), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	ShIPLEY
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Mathis asked and received unanimous consent that **Senate File 294** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 222** and **228** and **House File 445** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 224, 271, 378, and 386.

Senate File 224

On motion of Senator Petersen, **Senate File 224**, a bill for an act regarding disposal of yard waste in landfills operating a methane collection system, was taken up for consideration.

Senator Petersen asked and received unanimous consent that **House File 266** be **substituted** for **Senate File 224**.

House File 266

On motion of Senator Petersen, **House File 266**, a bill for an act regarding disposal of yard waste in landfills operating a methane collection system, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 266), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley

Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Petersen asked and received unanimous consent that **Senate File 224** be **withdrawn** from further consideration of the Senate.

Senate File 271

On motion of Senator Petersen, **Senate File 271**, a bill for an act relating to interpreters for persons who are limited English proficient, deaf, deaf-blind, or hard-of-hearing in certain legal proceedings and court-ordered programs, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 271), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith

Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 378

On motion of Senator Taylor, **Senate File 378**, a bill for an act relating to reimbursement of defense costs of peace officers and corrections officers, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 378), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 386

On motion of Senator Ragan, **Senate File 386**, a bill for an act establishing an interim legislative study committee relating to the establishment of one or more facilities to provide care and treatment for persons who are sexually aggressive, combative, or who have unmet geropsychiatric needs, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 386), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 271, 378, and 386** and **House File 266** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 426 and 166.

Senate File 426

On motion of Senator Sodders, **Senate File 426**, a bill for an act relating to privileged communications between a health care provider or health facility and a patient following an adverse health care incident, was taken up for consideration.

Senator Sodders offered amendment S-3032, filed by him on March 11, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3032 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 426), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 166

On motion of Senator Danielson, **Senate File 166**, a bill for an act relating to fantasy sports contests, was taken up for consideration.

Senator Chelgren withdrew amendment S-3018, filed by him on March 9, 2015, to page 1 and amending the title page of the bill.

Senator Danielson offered amendment S-3031, filed by him on March 10, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3031 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 166), the vote was:

Yeas, 32:

Allen	Courtney	Jochum	Seng
Bertrand	Danielson	Kapucian	Shipley
Bisignano	Dearden	Kraayenbrink	Sodders
Bolkcom	Dotzler	Mathis	Taylor
Bowman	Dvorsky	Petersen	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Hart	Schneider	Zaun
Chelgren	Horn	Schoenjahn	Zumbach

Nays, 16:

Anderson	Feenstra	Johnson	Schultz
Chapman	Garrett	Kinney	Segebart
Costello	Guth	Quirnbach	Sinclair
Dix	Hogg	Rozenboom	Smith

Absent, 2:

Behn	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 166** and **426** be **immediately messaged** to the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chapman, until he returns, on request of Senator Dix.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 401, 440, and 454.

Senate File 401

On motion of Senator Ragan, **Senate File 401**, a bill for an act relating to the placement in a subacute care facility of a respondent pursuant to an application for involuntary commitment and after a hospitalization hearing, was taken up for consideration.

Senator Ragan offered amendment S-3021, filed by her on March 10, 2015, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3021 was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 401), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirmbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Behn Chapman McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 440

On motion of Senator Wilhelm, **Senate File 440**, a bill for an act relating to interstate contracts for substance abuse and mental health care and treatment, was taken up for consideration.

Senator Wilhelm offered amendment S-3033, filed by her on March 11, 2015, to pages 1-3 of the bill, and moved its adoption.

Amendment S-3033 was adopted by a voice vote.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 440), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirnbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Behn Chapman McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 454

On motion of Senator Mathis, **Senate File 454**, a bill for an act establishing a study relating to the health and well-being of children in this state, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 454), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirmbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Behn	Chapman	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONFIRMATION OF GOVERNOR’S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Allen DeHeer as a member of the Electrical Examining Board, placed on the Individual Confirmation Calendar on February 4, 2015, found on page 225 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirmbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Behn	Chapman	McCoy
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Marg Stoldorf as a member of the Electrical Examining Board, placed on the Individual Confirmation Calendar on February 4, 2015, found on page 225 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirmbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm

Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Behn	Chapman	McCoy
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Adam Gregg as State Public Defender, placed on the Individual Confirmation Calendar on February 6, 2015, found on page 248 of the Senate Journal.

Senator Sodders moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Dix	Kapucian	Seng
Anderson	Dotzler	Kinney	Shiple
Bertrand	Dvorsky	Kraayenbrink	Sinclair
Bisignano	Feenstra	Mathis	Smith
Bolkcom	Garrett	Petersen	Sodders
Bowman	Gronstal	Quirnbach	Taylor
Brase	Guth	Ragan	Whitver
Breitbach	Hart	Rozenboom	Wilhelm
Chelgren	Hogg	Schneider	Zaun
Costello	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	
Dearden	Johnson	Segebart	

Nays, 1:

Courtney

Absent, 3:

Behn	Chapman	McCoy
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 401, 440, and 454** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 12, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 223, a bill for an act relating to support of the poor by certain relatives.

ALSO: That the House has on March 12, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 348, a bill for an act relating to the board of parole notifying a crime victim of a parole hearing.

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

House File 395, a bill for an act relating to the regulation of pharmacy benefits managers and including effective date provisions.

Read first time and attached to **companion Senate File 235**.

House File 397, a bill for an act defining occasional work for purposes of the state child labor law.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:33 p.m. until 1:00 p.m., Monday, March 16, 2015.

APPENDIX**STUDY BILLS RECEIVED****SSB 1268 Ways and Means**

Amending the deduction from the individual income tax, corporate income tax, and franchise tax of wages paid relating to the employment of an individual with a disability, and including effective date and retroactive and other applicability provisions.

SSB 1269 State Government

Requiring publication on the internet of contact information for elective public officers.

SUBCOMMITTEE ASSIGNMENTS**Senate File 295**

APPROPRIATIONS: Mathis, Chair; Dvorsky and Kraayenbrink

Senate File 369

APPROPRIATIONS: Ragan, Chair; Dvorsky and Segebart

Senate File 393

APPROPRIATIONS: Wilhelm, Chair; Dvorsky and Rozenboom

Senate File 403

APPROPRIATIONS: Dvorsky, Chair; Chapman and Courtney

Senate File 411

APPROPRIATIONS: Ragan, Chair; Dvorsky and Segebart

Senate File 430

APPROPRIATIONS: Hogg, Chair; Schoenjahn and Segebart

Senate File 433

WAYS AND MEANS: Bolkcom, Chair; Behn and Quirmbach

Senate File 436

RULES AND ADMINISTRATION: Gronstal, Chair; Chapman and Dearden

Senate File 439

WAYS AND MEANS: Bolkcom, Chair; Breitbach and Jochum

Senate File 442

WAYS AND MEANS: Petersen, Chair; McCoy and Schultz

Senate File 445

APPROPRIATIONS: Dotzler, Chair; Dvorsky and Schneider

Senate File 461

WAYS AND MEANS: Petersen, Chair; Dotzler and Feenstra

House File 228

EDUCATION: Quirnbach, Chair; Behn and Dvorsky

House File 286

LABOR AND BUSINESS RELATIONS: Dotzler, Chair; Courtney and Whitver

House File 308

LABOR AND BUSINESS RELATIONS: Dearden, Chair; Bisignano and Shipley

House File 352

STATE GOVERNMENT: Dvorsky, Chair; Schoenjahn and Whitver

House File 448

HUMAN RESOURCES: Wilhelm, Chair; Allen and Johnson

House File 468

HUMAN RESOURCES: Jochum, Chair; Dotzler and Segebart

House File 506

STATE GOVERNMENT: Danielson, Chair; McCoy and Schultz

House File 509

STATE GOVERNMENT: Dvorsky, Chair; Dearden and Johnson

SSB 1268

WAYS AND MEANS: Petersen, Chair; Feenstra and Hogg

SSB 1269

STATE GOVERNMENT: Courtney, Chair; Schoenjahn and Schultz

EXPLANATION OF VOTE

MADAM PRESIDENT: I was present in the Senate Chamber on Thursday, March 12, 2015, when the vote was taken on Senate File 166. I was present and I voted "Yea." My vote yea represented an inadvertent and accidental use of the green button (Yea), when in fact I had intended to utilize the red button (Nay) in the vote. The President of the Senate had closed the voting system prior to my being able to change my vote. Let it herein be noted that I was not in favor of final passage of Senate File 166.

BRAD ZAUN

AMENDMENTS FILED

S-3036	S.F.	438	Jeff Danielson
S-3037	S.F.	442	Mark Chelgren Jeff Danielson

JOURNAL OF THE SENATE

SIXTY-FOURTH CALENDAR DAY
THIRTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 16, 2015

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor Jim Dewar of the First Baptist Church in Bancroft, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Thursday, March 12, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 12, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 421, a bill for an act relating to the qualifications for community college career and technical education instructors.

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

House File 449, a bill for an act relating to the development and initial implementation of an inpatient psychiatric bed tracking system by the department of human services.

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

House File 573, a bill for an act establishing prerequisites to the performance of an abortion.

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

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that **Senate Files 365 and 376** be referred from the Regular Calendar to the committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:16 p.m. until 9:00 a.m., Tuesday, March 17, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF HUMAN SERVICES

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4 Report received on March 13, 2015.

LEGISLATIVE SERVICES AGENCY

Compiled Infrastructure Status Reports-LSA Fiscal Division, pursuant to Iowa Code section 8.57. Report received on March 13, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Grace Kinney, Grand Mound—For being honored by the St. Patrick Society as Irish Mother of the Year. Senator Hart.

Hazel Lord, Danville—For celebrating her 104th birthday. Senator Courtney.

Gary and Carol Olson, Grand Mound—For celebrating their 50th wedding anniversary. Senator Hart.

Isaac Paul, Fruitland—For achieving the rank of Eagle Scout, Troop 127. Senator Brase.

INTRODUCTION OF RESOLUTION

Senate Resolution 17, by Taylor, a resolution congratulating Mikaela Foecke for her success on and off the volleyball court.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 400

JUDICIARY: Horn, Chair; Petersen and Zaun

Senate File 417

JUDICIARY: Horn, Chair; Garrett and Petersen

Senate File 418

JUDICIARY: Horn, Chair; Petersen and Zaun

Senate File 467

JUDICIARY: Soddors, Chair; Garrett and Kinney

House File 259

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Brase and Costello

House File 397

LABOR AND BUSINESS RELATIONS: Soddors, Chair; Bisignano and Shipley

House File 449

HUMAN RESOURCES: Ragan, Chair; Johnson and Wilhelm

House File 573

HUMAN RESOURCES: Dotzler, Chair; Bolcom and Johnson

WITHDRAWAL OF
GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 13, 2015:

I am withdrawing the name of Thi Truong to serve as a member of the Board of Barbering from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

S-3038	S.F.	460	William A. Dotzler, Jr.
S-3039	S.F.	428	Steven J. Soddors
S-3040	S.F.	298	Tom Shipley
S-3041	S.F.	385	Rich Taylor

JOURNAL OF THE SENATE

SIXTY-FIFTH CALENDAR DAY
THIRTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 17, 2015

The Senate met in regular session at 9:02 a.m., Senator Courtney presiding.

Prayer was offered by the Honorable Patrick Deluhery, former member of the Senate from Scott County, Davenport, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Monday, March 16, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:26 a.m. until 2:00 p.m.

APPENDIX—1

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Tuesday, March 17, 2015, 11:05 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Presentation by Donna Harvey, the director of the Iowa Department on Aging.

Adjourned: 11:30 a.m.

TRANSPORTATION

Convened: Tuesday, March 17, 2015, 11:00 a.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbart, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, Quirnbach, and Smith.

Members Absent: McCoy (excused).

Committee Business: Governor's appointee.

Adjourned: 11:40 a.m.

INTRODUCTION OF BILLS

Senate File 474, by Mathis, a bill for an act providing an individual income tax credit related to the care of individuals with Alzheimer's disease or other dementia-related illnesses and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 475, by Johnson and Hart, a bill for an act creating a home modification tax credit available against the individual income tax, and including retroactive and other applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS**Senate File 365**

WAYS AND MEANS: Hogg, Chair; Feenstra and McCoy

Senate File 376

WAYS AND MEANS: Hogg, Chair; Petersen and Schultz

Senate File 423

WAYS AND MEANS: McCoy, Chair; Quirnbach and Smith

Senate File 468

WAYS AND MEANS: Quirmbach, Chair; Dotzler and Feenstra

Senate File 469

WAYS AND MEANS: Bolkcom, Chair; Hogg and Smith

Senate File 470

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Breitbach

House File 161

JUDICIARY: Soddors, Chair; Horn and Schneider

House File 194

JUDICIARY: Soddors, Chair; Petersen and Schneider

House File 229

COMMERCE: Bolkcom, Chair; Allen and Zumbach

House File 258

JUDICIARY: Hogg, Chair; Garrett and Kinney

House File 260

JUDICIARY: Hogg, Chair; Horn and Whitver

House File 261

JUDICIARY: Soddors, Chair; Kinney and Shipley

House File 421

EDUCATION: Hart, Chair; Behn and Kinney

AFTERNOON SESSION

The Senate reconvened at 2:08 p.m., Senator Dvorsky presiding.

**CONSIDERATION OF BILLS
(Regular Calendar)**

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 151, 179, 202, and 258.

Senate File 151

On motion of Senator Taylor, **Senate File 151**, a bill for an act establishing an orientation and classification center at the Iowa correctional institution for women, was taken up for consideration.

Senator Taylor offered amendment S-3042, filed by him from the floor to page 1 and amending the title page of the bill.

Senator Dix asked and received unanimous consent that action on amendment S-3042 and **Senate File 151** be **deferred**.

Senate File 179

On motion of Senator Kinney, **Senate File 179**, a bill for an act relating to kidnapping, and providing penalties, was taken up for consideration.

Senator Kinney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 179), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 202

On motion of Senator Ragan, **Senate File 202**, a bill for an act relating to third-party payment of services provided by physical therapists, occupational therapists, and speech pathologists, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 202), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dearden	Kapucian	Segebart
Bertrand	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, 2:

Guth	Whitver
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 258

On motion of Senator Wilhelm, **Senate File 258**, a bill for an act relating to eligibility requirements for the gap tuition assistance program, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 258), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Garrett	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hogg	Schneider	
Costello	Horn	Schoenjahn	
Courtney	Jochum	Segebart	

Nays, 1:

Schultz

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 179, 202, and 258** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 272, 274, and 321.

Senate File 272

On motion of Senator Allen, **Senate File 272**, a bill for an act relating to the improper use of a persons with disabilities parking permit and applicable penalties, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 272), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 274

On motion of Senator Wilhelm, **Senate File 274**, a bill for an act relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 274), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 321

On motion of Senator Schoenjahn, **Senate File 321**, a bill for an act concerning financial incentives received under a master contract established by the department of administrative services, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 321), the vote was:

Yeas, 28:

Allen	Danielson	Horn	Ragan
Bertrand	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Whitver
Courtney	Hogg	Quirmbach	Wilhelm

Nays, 22:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Zaun
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 272, 274, and 321** be **immediately messaged** to the House.

The Senate stood at ease at 2:38 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:04 p.m., President Jochum presiding.

BUSINESS PENDING

Senate File 151

The Senate resumed consideration of **Senate File 151**, a bill for an act establishing an orientation and classification center at the Iowa correctional institution for women, and amendment S-3042, previously deferred.

Senator Taylor moved the adoption of amendment S-3042.

Amendment S-3042 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 151), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 259, 264, 268, 306, and 334.

Senate File 259

On motion of Senator Wilhelm, **Senate File 259**, a bill for an act relating to filling school board vacancies, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 259), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair

Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 264

On motion of Senator Bisignano, **Senate File 264**, a bill for an act relating to access to local exchange service information, was taken up for consideration.

Senator Bisignano moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 264), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 268

On motion of Senator Sodders, **Senate File 268**, a bill for an act relating to the payment of attorney fees when the respondent is convicted of a crime against the petitioner and is incarcerated at the time of the filing of the petition for dissolution of marriage, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 268), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 306

On motion of Senator Hogg, **Senate File 306**, a bill for an act relating to communication and visitation between an adult ward and another person, was taken up for consideration.

Senator Hogg offered amendment S-3046, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3046 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 306), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 334

On motion of Senator Bolkcom, **Senate File 334**, a bill for an act relating to sexual orientation change efforts and making penalties applicable, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 334), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor

Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 151, 259, 264, 268, 306, and 334** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 377, 384, 385, 391, 392, 394, and 412.

Senate File 377

On motion of Senator Sodders, **Senate File 377**, a bill for an act relating to the commission of a crime with sexual intent, and providing penalties, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 377), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley

Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 384

On motion of Senator Danielson, **Senate File 384**, a bill for an act relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 384), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 385

On motion of Senator Taylor, **Senate File 385**, a bill for an act relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions, was taken up for consideration.

Senator Taylor offered amendment S-3041, filed by him on March 16, 2015, to page 2 of the bill, and moved its adoption.

Amendment S-3041 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 385), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 391

On motion of Senator Bowman, **Senate File 391**, a bill for an act relating to the use of electronic communication devices while driving as a primary offense, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 391), the vote was:

Yeas, 44:

Allen	Dearden	Jochum	Schneider
Bertrand	Dix	Johnson	Schoenjahn
Bisignano	Dotzler	Kapucian	Seng
Bolkcom	Dvorsky	Kinney	Shiple
Bowman	Feenstra	Kraayenbrink	Sinclair
Brase	Garrett	Mathis	Smith
Breitbach	Gronstal	McCoy	Sodders
Chelgren	Guth	Petersen	Taylor
Costello	Hart	Quirmbach	Whitver
Courtney	Hogg	Ragan	Wilhelm
Danielson	Horn	Rozenboom	Zumbach

Nays, 6:

Anderson	Chapman	Segebart
Behn	Schultz	Zaun

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 392

On motion of Senator Dearden, **Senate File 392**, a bill for an act relating to hunter education license requirements, providing for a hunting license with an apprentice hunter designation, and including penalty provisions, was taken up for consideration.

Senator Dearden offered amendment S-3019, filed by him on March 9, 2015, to page 6 of the bill, and moved its adoption.

Amendment S-3019 was adopted by a voice vote.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 392), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 394

On motion of Senator Sodders, **Senate File 394**, a bill for an act relating to responsibilities for expenses for the safekeeping and maintenance of prisoners by counties and cities, was taken up for consideration.

Senator Sodders offered amendment S-3029, filed by him on March 10, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3029 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 394), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 412

On motion of Senator Ragan, **Senate File 412**, a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases, was taken up for consideration.

Senator Ragan offered amendment S-3045, filed by Senators Ragan and Mathis from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3045 was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 412), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 377, 384, 385, 391, 392, 394, and 412** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 450, 460, 462, 464, and 466.

Senate File 450

On motion of Senator Petersen, **Senate File 450**, a bill for an act relating to human trafficking and including a penalty provision, was taken up for consideration.

Senator Petersen offered amendment S-3023, filed by her on March 10, 2015, to page 2 of the bill.

Senator Petersen asked and received unanimous consent that action on amendment S-3023 and **Senate File 450** be **deferred**.

Senate File 460

On motion of Senator Dotzler, **Senate File 460**, a bill for an act permitting the voluntary receipt by employees of payment of wages by debit card or pay card and making penalties and remedies applicable, was taken up for consideration.

Senator Dotzler offered amendment S-3038, filed by him on March 16, 2015, to page 3 of the bill, and moved its adoption.

Amendment S-3038 was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 460), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

BUSINESS PENDING

Senate File 450

The Senate resumed consideration of **Senate File 450**, a bill for an act relating to human trafficking and including a penalty provision, and amendment S-3023, previously deferred.

Senator Petersen moved the adoption of amendment S-3023.

Amendment S-3023 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 450), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 462

On motion of Senator Ragan, **Senate File 462**, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities, was taken up for consideration.

Senator Ragan offered amendment S–3022, filed by her on March 10, 2015, to pages 1, 3, and 5 of the bill, and moved its adoption.

Amendment S–3022 was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 462), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 464

On motion of Senator Johnson, **Senate File 464**, a bill for an act relating to the prevention of disabilities policy council, was taken up for consideration.

Senator Johnson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 464), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 466

On motion of Senator Petersen, **Senate File 466**, a bill for an act relating to authorization procedures for certain county projects involving real property, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 466), the vote was:

Yeas, 36:

Allen	Dearden	Kinney	Segebart
Bertrand	Dotzler	Kraayenbrink	Seng
Bisignano	Dvorsky	Mathis	Shipley
Bolkcom	Gronstal	McCoy	Sinclair
Bowman	Hart	Petersen	Sodders
Brase	Hogg	Quirmbach	Taylor
Breitbach	Horn	Ragan	Whitver
Courtney	Jochum	Schneider	Wilhelm
Danielson	Johnson	Schoenjahn	Zaun

Nays, 14:

Anderson	Costello	Guth	Smith
Behn	Dix	Kapucian	Zumbach
Chapman	Feenstra	Rozenboom	
Chelgren	Garrett	Schultz	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 450, 460, 462, 464, and 466** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 457, 455, 453, and 451.

Senate File 457

On motion of Senator Dvorsky, **Senate File 457**, a bill for an act allowing the Iowa public information board and the office of ombudsman access in the performance of their duties to the minutes and audio recording of a closed session, was taken up for consideration.

Senator Dvorsky offered amendment S-3047, filed by Senators Dvorsky, Johnson, and Danielson from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3047 was adopted by a voice vote.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 457), the vote was:

Yeas, 46:

Allen	Dearden	Johnson	Seng
Anderson	Dix	Kapucian	Shiple
Bertrand	Dotzler	Kinney	Sinclair
Bisignano	Dvorsky	Kraayenbrink	Smith
Bolkcom	Feenstra	Mathis	Sodders
Bowman	Garrett	McCoy	Taylor
Brase	Gronstal	Petersen	Whitver
Breitbach	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	Zaun
Costello	Hogg	Rozenboom	Zumbach
Courtney	Horn	Schneider	
Danielson	Jochum	Schoenjahn	

Nays, 4:

Behn	Chapman	Schultz	Segebart
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 455

On motion of Senator Mathis, **Senate File 455**, a bill for an act relating to the establishment of a child care provider reimbursement workgroup, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 455), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver

Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 453

On motion of Senator Dotzler, **Senate File 453**, a bill for an act relating to the board of pharmacy, including nonresident pharmacy and outsourcing facility licensure, pharmacist supervision of pharmacy technicians, alternate board members, and enforcement authority, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 453), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 451

On motion of Senator Petersen, **Senate File 451**, a bill for an act relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 451), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 451, 453, 455, and 457** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 448 and 447.

Senate File 448

On motion of Senator Hogg, **Senate File 448**, a bill for an act relating to the commission of a class “A” felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions, with report of committee without recommendation, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 448), the vote was:

Yeas, 47:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Quirnbach	Whitver
Chapman	Guth	Ragan	Wilhelm
Chelgren	Hart	Rozenboom	Zaun
Costello	Hogg	Schneider	Zumbach
Courtney	Horn	Schoenjahn	

Nays, 3:

Bisignano	Petersen	Taylor
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 447

On motion of Senator Petersen, **Senate File 447**, a bill for an act modifying the periods of time to bring civil and criminal actions, and including effective date provisions, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 447), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 447 and 448** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 17, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 134, a bill for an act concerning bonding requirements for a wine direct shipper license.

Senate File 440, a bill for an act relating to interstate contracts for substance abuse and mental health care and treatment.

ALSO: That the House has on March 17, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 347, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions.

Read first time and attached to **similar Senate File 379**.

House File 371, a bill for an act relating to allowable disclosures of radon testing results.

Read first time and attached to **companion Senate File 413**.

House File 372, a bill for an act relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care.

Read first time and attached to **companion Senate File 370**.

House File 414, a bill for an act requiring disclosures by private providers of veterans benefits services and including penalties.

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

House File 510, a bill for an act relating to the transportation of persons with a substance-related disorder or a mental illness.

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

House File 515, a bill for an act relating to the use of the district management levy and including applicability provisions.

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

House File 525, a bill for an act allowing a professional limited liability company or a partnership of veterinarians to provide veterinary care.

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

House File 535, a bill for an act relating to nonsubstantive Code corrections.

Read first time and attached to **similar Senate File 298**.

House File 536, 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 effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 373**.

House File 567, a bill for an act relating to controlled substances, including by enhancing the penalties for imitation controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and temporarily designating substances as controlled substances, and providing penalties.

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

House File 570, a bill for an act providing for an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property.

Read first time and attached to **similar Senate File 428**.

House File 578, a bill for an act relating to the observation of a department of natural resources investigation by a property owner or person in charge of the property.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:25 p.m. until 9:00 a.m., Wednesday, March 18, 2015.

APPENDIX—2

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Brady Butters, Menville—For achieving the rank of Eagle Scout, Troop 259. Senator Anderson.

Andrew Henschen, Menville—For achieving the rank of Eagle Scout, Troop 259. Senator Anderson.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Tuesday, March 17, 2015, 1:35 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: None.

Committee Business: Discussed SF 295.

Adjourned: 2:00 p.m.

INTRODUCTION OF BILL

Senate File 476, by committee on Appropriations, a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

Read first time under Rule 28 and **placed on Appropriations calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 476 (formerly SF 295), a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 18: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, 3: Chapman, Garrett, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3042	S.F.	151	Rich Taylor
S-3043	S.F.	292	Janet Petersen
S-3044	S.F.	431	Herman C. Quirmbach
S-3045	S.F.	412	Amanda Ragan Liz Mathis
S-3046	S.F.	306	Robert M. Hogg
S-3047	S.F.	457	Robert E. Dvorsky David Johnson Jeff Danielson
S-3048	S.F.	463	Amanda Ragan
S-3049	S.F.	431	Mark Chelgren
S-3050	S.F.	332	Jake Chapman
S-3051	S.F.	366	Amanda Ragan
S-3052	S.F.	431	Brad Zaun David Johnson Mark Segebart Jason Schultz Jack Whitver Mark Chelgren Bill Anderson Tom Shipley Tim L. Kapucian Jake Chapman Dennis Guth Ken Rozenboom Randy Feenstra Rick Bertrand
S-3053	S.F.	375	Matt McCoy

JOURNAL OF THE SENATE

SIXTY-SIXTH CALENDAR DAY
FORTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 18, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Aldon Kuiper, retired pastor of the Christian Reformed Church in Rock Valley, Iowa. He was the guest of Senator Feenstra.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Tuesday, March 17, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Dave Jamison, the governor's appointee to be Executive Director of the Iowa Finance Authority. He was the guest of Senators Chapman and Wilhelm and the committee on Economic Growth.

The Secretary of the Senate introduced Dr. Roxann Ryan, the governor's appointee to be Commissioner of Public Safety. She was the guest of Senators Bowman and Kapucian and the committee on Transportation.

SPECIAL GUEST

Senator Jochum introduced to the Senate chamber the Honorable Nancy J. Boettger, former member of the Senate from Shelby County, Harlan, Iowa.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:21 a.m. until 3:00 p.m.

APPENDIX—1

REPORTS OF COMMITTEE MEETINGS

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, March 18, 2015, 10:30 a.m.

Members Present: Dearden, Chair; Brase, Vice Chair; Rozenboom, Ranking Member; Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 10:50 a.m.

WAYS AND MEANS

Convened: Wednesday, March 18, 2015, 9:30 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: None.

Committee Business: Passed SF 278, as amended, and SF 409; and passed SSB 1219, as amended.

Adjourned: 10:20 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 18, by Kraayenbrink, a resolution recognizing and congratulating the Iowa Central Community College wrestling team and program on winning its eighth national title.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILL

Senate File 477, by committee on Ways and Means, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 348

JUDICIARY: Sodders, Chair; Garrett and Hogg

House File 447

JUDICIARY: Sodders, Chair; Bisignano and Whitver

House File 496

JUDICIARY: Kinney, Chair; Hogg and Shipley

House File 515

EDUCATION: Schoenjahn, Chair; Hart and Sinclair

House File 567

JUDICIARY: Sodders, Chair; Garrett and Taylor

House File 578

NATURAL RESOURCES AND ENVIRONMENT: Ragan, Chair; Kinney and Rozenboom

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 477 (formerly SF 409), a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Seng, and Smith. Nays, 2: Behn and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AFTERNOON SESSION

The Senate reconvened at 3:01 p.m., President Jochum presiding.

The Senate stood at ease at 3:02 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:10 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 17, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 549, a bill for an act relating to collective bargaining arbitration proceedings involving individuals employed by school districts and area education agencies and including applicability provisions.

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 441, 449, 452, and 463.

Senate File 441

On motion of Senator Mathis, **Senate File 441**, a bill for an act relating to a health workforce program analysis, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 441), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 449

On motion of Senator Hogg, **Senate File 449**, a bill for an act relating to the procedures and requirements for condemnation of property and for disposition of certain condemned property and including applicability provisions, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 449), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun

Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 452

On motion of Senator Ragan, **Senate File 452**, a bill for an act relating to Medicaid program transformation and oversight, was taken up for consideration.

Senator Ragan offered amendment S-3059, filed by her from the floor to pages 2, 6, 7, 9, 12, and 14 of the bill, and moved its adoption.

Amendment S-3059 was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 452), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 463

On motion of Senator Ragan, **Senate File 463**, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties, was taken up for consideration.

Senator Ragan offered amendment S-3048, filed by her on March 17, 2015, to pages 32-34 of the bill, and moved its adoption.

Amendment S-3048 was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 463), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 441, 449, 452, and 463** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 435, 437, and 438.

Senate File 435

On motion of Senator Dvorsky, **Senate File 435**, a bill for an act relating to public access to data processing software under Iowa's open records law, was taken up for consideration.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 435), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 437

On motion of Senator Dvorsky, **Senate File 437**, a bill for an act providing time off from work to attend presidential precinct caucuses, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Dvorsky offered amendment S-3026, filed by him on March 10, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3026 was adopted by a voice vote.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 437), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 438

On motion of Senator Danielson, **Senate File 438**, a bill for an act requiring the racing and gaming commission to conduct a study on exchange wagering, was taken up for consideration.

Senator Danielson offered amendment S-3036, filed by him on March 12, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3036 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 438), the vote was:

Yeas, 32:

Allen	Dearden	Jochum	Ragan
Bertrand	Dix	Kapucian	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Sodders
Bowman	Gronstal	Mathis	Taylor
Brase	Hart	McCoy	Whitver
Courtney	Hogg	Petersen	Wilhelm
Danielson	Horn	Quirmbach	Zumbach

Nays, 18:

Anderson	Costello	Rozenboom	Sinclair
Behn	Feenstra	Schneider	Smith
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	
Chelgren	Johnson	ShIPLEY	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 435, 437, and 438** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 123, 199, and 292.

Senate File 123

On motion of Senator Schoenjahn, **Senate File 123**, a bill for an act prohibiting a person or club holding a liquor control license or retail wine or beer permit from selling or possessing alcoholic liquor in powdered or crystalline form for consumption and making penalties applicable, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 123), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, 2:

Dearden	Taylor
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 199

On motion of Senator Danielson, **Senate File 199**, a bill for an act making changes to the campaign finance laws relating to independent expenditures and making penalties applicable, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 199), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 292

On motion of Senator Petersen, **Senate File 292**, a bill for an act relating to the confidentiality of certain juvenile court records, was taken up for consideration.

Senator Petersen offered amendment S–3043, filed by her on March 17, 2015, to pages 1–3 of the bill.

Senator Petersen offered amendment S–3058, filed by her from the floor to page 1 of amendment S–3043, and moved its adoption.

Amendment S–3058 to amendment S–3043 was adopted by a voice vote.

Senator Petersen moved the adoption of amendment S–3043, as amended.

Amendment S–3043, as amended, was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 292), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 123, 199, and 292** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 407, 416, 431, and 434.

Senate File 407

On motion of Senator Brase, **Senate File 407**, a bill for an act relating to employee residency qualifications in cities with a civil service commission, was taken up for consideration.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 407), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he returns, on request of Senator Dix.

Senate File 416

On motion of Senator Mathis, **Senate File 416**, a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 416), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 431

On motion of Senator Quirnbach, **Senate File 431**, a bill for an act relating to required core curriculum and twenty-first century learning skills addressed in rules adopted by the state board of education, was taken up for consideration.

Senator Zaun offered amendment S-3052, filed by Senator Zaun, et al., on March 17, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Quirnbach raised the point of order that amendment S-3052 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3052 out of order.

Senator Quirmbach offered amendment S-3044, filed by him on March 17, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3044 was adopted by a voice vote.

Senator Chelgren withdrew amendment S-3049, filed by him on March 17, 2015, to page 1 of the bill.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 431), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 434

On motion of Senator Horn, **Senate File 434**, a bill for an act relating to continuing education requirements for licensed barbers, was taken up for consideration.

Senator Horn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 434), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipleigh
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 407, 416, 431, and 434** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:23 p.m. until 9:00 a.m., Thursday, March 19, 2015.

APPENDIX—2**REPORTS OF COMMITTEE MEETINGS****EDUCATION**

Convened: Wednesday, March 18, 2015, 1:05 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 2:15 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, March 18, 2015, 1:05 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Brase, Costello, Courtney, Dearden, Dotzler, Soddors, and Whitver.

Members Absent: Bertrand (excused).

Committee Business: Governor's appointees.

Adjourned: 1:15 p.m.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Jason Hayes – Plumbing and Mechanical Systems Examining Board
Toni Knight – Plumbing and Mechanical Systems Examining Board
Susan Pleva – Plumbing and Mechanical Systems Examining Board

Joe Greving – Iowa Workforce Development Board
Andy Roberts – Iowa Workforce Development Board

NATURAL RESOURCES AND ENVIRONMENT

Mary Boote – Environmental Protection Commission
Nancy Couser – Environmental Protection Commission
Ralph Lents – Environmental Protection Commission
Joe Riding – Environmental Protection Commission

Lorraine Glover – Flood Mitigation Board
John Torbert – Flood Mitigation Board

Richard Francisco – Natural Resource Commission
Dennis Schemmel – Natural Resource Commission

Karen Andeweg – Iowa Comprehensive Petroleum Underground Storage Tank
Fund Board

Carol Balvanz – Renewable Fuel Infrastructure Board
Mark Cobb – Renewable Fuel Infrastructure Board
Diane Dennler – Renewable Fuel Infrastructure Board
K. Alan Hillgren – Renewable Fuel Infrastructure Board
John Maynes – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Rachel Eubank – Alcoholic Beverages Commission

Susan Oltrogge – Boiler and Pressure Vessel Board

Aaron Martin – Board of Chiropractic
Stephanie Netolicky – Board of Chiropractic
Randall Stange – Board of Chiropractic

Kelly Busch – Commission on Community Action Agencies
Anna Hilpipre – Commission on Community Action Agencies
Marc Lindeen – Commission on Community Action Agencies

Don Nguyen – Board of Cosmetology Arts and Sciences

Mary Dyer – Commission of Deaf Services

Lori Elmitt – Board of Dentistry

Amy Infelt – Elevator Safety Board
Marvin Schumacher – Elevator Safety Board

Dorothy Walters – Board of Hearing Aid Dispensers

Jennifer Brand – Interior Design Examining Board
Andy Crabb – Interior Design Examining Board
Jay Reyhons – Interior Design Examining Board
Serena Zwanziger – Interior Design Examining Board

David Fjare – Landscape Architectural Examining Board
 Samuel Jones – Landscape Architectural Examining Board

Kathryn Dolter – Board of Nursing

David Chensvold – Board of Nursing Home Administrators
 Donna Dolan – Board of Nursing Home Administrators
 Patrice Herrera – Board of Nursing Home Administrators
 Patricia Hoffman-Simanek – Board of Nursing Home Administrators
 Charlean Schlepp – Board of Nursing Home Administrators

Robert Palmer – Board of Physical and Occupational Therapy

Travis Carlson – Board of Podiatry
 Erin Nelson – Board of Podiatry
 Donald Shurr – Board of Podiatry

Matthew Cooper – Board of Psychology
 Brandon Davis – Board of Psychology

Denise Renaud – Board of Speech Pathology and Audiology
 J. Michael Tysklind – Board of Speech Pathology and Audiology

Christine Bean – Iowa Board of Veterinary Medicine
 Curtis Youngs – Iowa Board of Veterinary Medicine

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Beth Townsend – Director of Workforce Development

STATE GOVERNMENT

David Roederer – Director of the Department of Management

AMENDMENTS FILED

S-3054	S.F.	443	Jeff Danielson
S-3055	S.F.	410	Chris Brase
S-3056	S.F.	395	Mark Chelgren
S-3057	S.F.	331	Mark Chelgren
S-3058	S.F.	292	Janet Petersen
S-3059	S.F.	452	Amanda Ragan

JOURNAL OF THE SENATE

SIXTY-SEVENTH CALENDAR DAY
FORTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 19, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by Pastor Marshall Felderman of the First Baptist Church in Russell, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Isabelle Pierotti.

The Journal of Wednesday, March 18, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Mark Schuling, the governor's appointee to be Consumer Advocate. He was the guest of Senators Anderson and Courtney and the committee on Commerce.

The Secretary of the Senate introduced Beth Townsend, the governor's appointee to be Director of Workforce Development. She was the guest of Senator Dotzler and the committee on Labor and Business Relations.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:35 a.m. until 12:00 p.m.

APPENDIX—1

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Thursday, March 19, 2015, 9:40 a.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Chapman (excused).

Committee Business: Passed SR 18.

Adjourned: 9:45 a.m.

STATE GOVERNMENT

Convened: Wednesday, March 18, 2015, 2:25 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Bertrand, Ranking Member (excused).

Committee Business: Governor's appointees.

Adjourned: 2:40 p.m.

INTRODUCTION OF BILLS

Senate File 478, by Schultz, Bertrand, Anderson, Behn, Zaun, Segebart, Sinclair, and Feenstra, a bill for an act relating to the definition of person in the context of the victim of the crime of murder, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 479, by committee on Ways and Means, a bill for an act concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 480, by committee on Ways and Means, a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

SUBCOMMITTEE ASSIGNMENTS

House File 414

VETERANS AFFAIRS: Hart, Chair; Ragan and Segebart

House File 510

HUMAN RESOURCES: Ragan, Chair; Johnson and Mathis

House File 525

AGRICULTURE: Seng, Chair; Kapucian and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 479 (SSB 1219), a bill for an act concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 479, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 480 (formerly SF 278), a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 480, and they were attached to the committee report.

AFTERNOON SESSION

The Senate reconvened at 12:20 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Chapman, Chelgren, and Kapucian, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 331, 332, 366, 375, 395, 404, and 410.

Senate File 331

On motion of Senator Danielson, **Senate File 331**, a bill for an act permitting electronic voter registration and including penalties and effective date provisions, was taken up for consideration.

Senator Dix asked and received unanimous consent to withdraw amendment S-3057, filed by Senator Chelgren on March 18, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 331), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 20:

Anderson	Feenstra	Rozenboom	Sinclair
Behn	Garrett	Schneider	Smith
Breitbach	Guth	Schultz	Whitver
Costello	Johnson	Segebart	Zaun
Dix	Kraayenbrink	Shipley	Zumbach

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 332

On motion of Senator Petersen, **Senate File 332**, a bill for an act concerning department of administrative services' procedures regarding the designation of individuals as ineligible for state employment and the public solicitation of individuals to fill certain state employment vacancies, was taken up for consideration.

Senator Dix asked and received unanimous consent to withdraw amendment S-3050, filed by Senator Chapman on March 17, 2015, to page 2 of the bill.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 332), the vote was:

Yeas, 35:

Allen	Dearden	Kinney	Seng
Anderson	Dotzler	Mathis	Sinclair
Bisignano	Dvorsky	McCoy	Smith
Bolkcom	Feenstra	Petersen	Sodders
Bowman	Gronstal	Quirnbach	Taylor
Brase	Hart	Ragan	Whitver
Breitbach	Hogg	Schneider	Wilhelm
Courtney	Horn	Schoenjahn	Zaun
Danielson	Jochum	Segebart	

Nays, 11:

Behn	Garrett	Kraayenbrink	Shipley
Costello	Guth	Rozenboom	Zumbach
Dix	Johnson	Schultz	

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 366

On motion of Senator Petersen, **Senate File 366**, a bill for an act relating to the reexamination and recalculation of disability retirement benefits for beneficiaries under the public safety peace officers’ retirement, accident, and disability system, was taken up for consideration.

Senator Ragan offered amendment S–3051, filed by her on March 17, 2015, to page 2 and amending the title page of the bill, and moved its adoption.

Amendment S–3051 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 366), the vote was:

Yeas, 46:

Allen	Dix	Kinney	Seng
Anderson	Dotzler	Kraayenbrink	Shiple
Behn	Dvorsky	Mathis	Sinclair
Bisignano	Feenstra	McCoy	Smith
Bolkcom	Garrett	Petersen	Sodders
Bowman	Gronstal	Quirnbach	Taylor
Brase	Guth	Ragan	Whitver
Breitbach	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	
Dearden	Johnson	Segebart	

Nays, none.

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 375

On motion of Senator McCoy, **Senate File 375**, a bill for an act establishing employment protections for employees absent from work due to adoptions and making penalties applicable, was taken up for consideration.

Senator McCoy offered amendment S-3053, filed by him on March 17, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3053 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 375), the vote was:

Yeas, 37:

Allen	Dotzler	Kinney	Shipley
Anderson	Dvorsky	Kraayenbrink	Sinclair
Bisignano	Feenstra	Mathis	Smith
Bolkcom	Garrett	McCoy	Sodders
Bowman	Gronstal	Petersen	Taylor
Brase	Hart	Quirnbach	Wilhelm
Costello	Hogg	Ragan	Zumbach
Courtney	Horn	Rozenboom	
Danielson	Jochum	Schoenjahn	
Dearden	Johnson	Seng	

Nays, 9:

Behn	Guth	Segebart
Breitbach	Schneider	Whitver
Dix	Schultz	Zaun

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 395

On motion of Senator Petersen, **Senate File 395**, a bill for an act relating to the definition of stalking and making penalties applicable, was taken up for consideration.

Senator Dix asked and received unanimous consent to withdraw amendment S-3056, filed by Senator Chelgren on March 18, 2015, to page 1 of the bill.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 395), the vote was:

Yeas, 46:

Allen	Dix	Kinney	Seng
Anderson	Dotzler	Kraayenbrink	Shipley
Behn	Dvorsky	Mathis	Sinclair
Bisignano	Feenstra	McCoy	Smith
Bolkcom	Garrett	Petersen	Sodders
Bowman	Gronstal	Quirmbach	Taylor
Brase	Guth	Ragan	Whitver
Breitbach	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	
Dearden	Johnson	Segebart	

Nays, none.

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 404

On motion of Senator Hogg, **Senate File 404**, a bill for an act relating to the certification and regulation of shorthand reporters, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 404), the vote was:

Yeas, 46:

Allen	Dix	Kinney	Seng
Anderson	Dotzler	Kraayenbrink	Shipley
Behn	Dvorsky	Mathis	Sinclair
Bisignano	Feenstra	McCoy	Smith
Bolkcom	Garrett	Petersen	Sodders
Bowman	Gronstal	Quirmbach	Taylor
Brase	Guth	Ragan	Whitver
Breitbach	Hart	Rozenboom	Wilhelm

Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach
Danielson	Jochum	Schultz	
Dearden	Johnson	Segebart	

Nays, none.

Absent, 4:

Bertrand	Chapman	Chelgren	Kapucian
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 410

On motion of Senator Taylor, **Senate File 410**, a bill for an act relating to drug overdose prevention, including by limiting criminal and civil liability, and modifying penalties, was taken up for consideration.

Senator Brase offered amendment S-3055, filed by him on March 18, 2015, to pages 1-3 of the bill, and moved its adoption.

Amendment S-3055 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 410), the vote was:

Yeas, 44:

Allen	Dearden	Jochum	Schultz
Anderson	Dix	Johnson	Segebart
Behn	Dotzler	Kraayenbrink	Seng
Bisignano	Dvorsky	Mathis	ShIPLEY
Bolkcom	Feenstra	McCoy	Sinclair
Bowman	Garrett	Petersen	Smith
Brase	Gronstal	Quirnbach	Taylor
Breitbach	Guth	Ragan	Whitver
Costello	Hart	Rozenboom	Wilhelm
Courtney	Hogg	Schneider	Zaun
Danielson	Horn	Schoenjahn	Zumbach

Nays, 2:

Kinney

Sodders

Absent, 4:

Bertrand

Chapman

Chelgren

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 331, 332, 366, 375, 395, 404, and 410** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 19, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 3, a bill for an act relating to invasion of privacy, and providing penalties.

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

House File 6, a bill for an act to expand the criminal offense of and applicability of related penalties for sexual exploitation by a school employee to include all school district employees.

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

House File 283, a bill for an act relating to the time period over which payments are made under the all Iowa opportunity scholarship program.

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

House File 284, a bill for an act relating to the limitation on the annual amount of an Iowa tuition grant paid to a qualified student.

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

House File 299, a bill for an act prohibiting the use of agreements concerning private land owners entered into by the loess hills development and conservation authority or the loess hills alliance.

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

House File 346, a bill for an act relating to at-risk, alternative and alternative school, and returning dropout and dropout prevention programs and funding.

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

House File 503, a bill for an act excluding certain show animals from formulas used to calculate the capacity of animal feeding operations.

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

House File 529, a bill for an act relating to drainage and levee districts, by providing for mergers, repairs and improvements, and elections.

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

House File 544, a bill for an act regarding the use of waste conversion technologies as a waste management practice.

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

House File 563, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions.

Read first time and attached to **similar Senate File 422**.

House File 597, a bill for an act relating to the distribution of fines imposed by the automated enforcement of traffic laws.

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

ALSO: That the House has on March 19, 2015, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Joint Resolution 8, a joint resolution requesting the proposal of an amendment to the Constitution of the United States imposing fiscal restraints upon and limiting the power and jurisdiction of the federal government.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:25 p.m. until 1:00 p.m., Monday, March 23, 2015.

APPENDIX—2

REPORT OF COMMITTEE MEETING

HUMAN RESOURCES

Convended: Thursday, March 19, 2015, 11:10 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Governor's appointees; presentation by Director of the Iowa Department of Human Services, Charles M. Palmer.

Adjourned: 12:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 19, by Dotzler, Hart, Kapucian, Schneider, and Sadders, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENT

Senate File 403 (Reassigned)

STATE GOVERNMENT: Danielson, Chair; Chapman and Dvorsky

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 18, a resolution recognizing and congratulating the Iowa Central Community College wrestling team and program on winning its eighth national title.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PETITION

The following petition was presented and placed on file:

From more than 1,600 Iowa residents urging opposition to SF 425, a bill that would remove Iowa's current background check requirement for handgun sales.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

EDUCATION

Brandon Arkland – Iowa Autism Council
Theresa Croonquist – Iowa Autism Council
Erika Hertel – Iowa Autism Council
Steven Muller – Iowa Autism Council
Jenny Phan – Iowa Autism Council

Katherine Averill – Early Childhood Iowa State Board
Michael Bunde – Early Childhood Iowa State Board
Terry Harrmann – Early Childhood Iowa State Board
Leone Junck – Early Childhood Iowa State Board

Robert Ockerman – Early Childhood Iowa State Board
Brook Rosenberg – Early Childhood Iowa State Board
Jean Stadtlander – Early Childhood Iowa State Board
Shaun Ward Taylor – Early Childhood Iowa State Board
Betty Zan – Early Childhood Iowa State Board

Dan Dutcher – Board of Educational Examiners
Brenda Garcia – Board of Educational Examiners
Larry Hill – Board of Educational Examiners

Gretchen Tegeler – School Budget Review Committee

HUMAN RESOURCES

Carole Dunkin – Commission on Aging
Betty Grandquist – Commission on Aging

Thomas Green – Board of Athletic Training
Rita Perea – Board of Athletic Training
Amy Crow Sunleaf – Board of Behavioral Science

Bruce Johnson – Child Advocacy Board

Christopher Atchison – Prevention of Disabilities Policy Council
Cheryll Jones – Prevention of Disabilities Policy Council
Tracy Keninger – Prevention of Disabilities Policy Council

Amy Skinner – Health Facilities Council

Eric Kohlsdorf – Healthy and Well Kids in Iowa (HAWK-I) Board
Kelly Renfrow – Healthy and Well Kids in Iowa (HAWK-I) Board

Phyllis Hansell – Council on Human Services
Samuel Wallace – Council on Human Services

Jody Eaton – Mental Health and Disability Services Commission
John Parmeter – Mental Health and Disability Services Commission
Patrick Schmitz – Mental Health and Disability Services Commission
Rebecca Schmitz – Mental Health and Disability Services Commission
Jennifer Sheehan – Mental Health and Disability Services Commission

Tailyn Kaster – Board of Sign Language Interpreters and Translitterators

Chad Jensen – Commission on Tobacco Use Prevention and Control

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Donna Harvey – Director of the Department on Aging

AMENDMENTS FILED

S-3060	S.F.	446	Jeff Danielson
S-3061	S.F.	125	Brian Schoenjahn Robert E. Dvorsky
S-3062	S.F.	337	Jeff Danielson

JOURNAL OF THE SENATE

SEVENTY-FIRST CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 23, 2015

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor John Mitcham of the Indianola Community Church in Indianola, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Thursday, March 19, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Joseph S. Cortese II, the governor's appointee to be the Workers' Compensation Commissioner. He was the guest of Senators Bisignano and Shipley and the committee on Labor and Business Relations.

The Secretary of the Senate introduced David Roederer, the governor's appointee to be Director of the Department of Management. He was the guest of Senators Dvorsky and Johnson and the committee on State Government.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 19, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 583, a bill for an act relating to the control of effluent from animal truck wash facilities, by requiring certain permits, regulating storage and application of effluent, and making penalties applicable.

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

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 18.

Senate Resolution 18

On motion of Senator Kraayenbrink, **Senate Resolution 18**, a resolution recognizing and congratulating the Iowa Central Community College wrestling team and program on winning its eighth national title, with report of committee recommending passage, was taken up for consideration.

Senator Kraayenbrink moved the adoption of Senate Resolution 18, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Kraayenbrink introduced to the Senate chamber members of the Iowa Central Community College Wrestling team; Head Coach Luke Moffit; Assistant Coach Mark Rial; All American/National Champion, Tyler Hoffman; 3rd place All American, Christopher Ballard; 5th place All American, Ryan Niven; team member, Jake Meehan; and VP of Student Enrollment, Tom Beneke.

The Senate rose and expressed its congratulations.

The Senate stood at ease at 1:35 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:10 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Schoenjahn, until he arrives, on request of Senator Gronstal; and Senators Bertrand and Chelgren, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 235, 298, 370, 373, and 379.

Senate File 235

On motion of Senator McCoy, **Senate File 235**, a bill for an act relating to the regulation of pharmacy benefits managers and including effective date provisions, was taken up for consideration.

Senator McCoy asked and received unanimous consent that **House File 395** be **substituted** for **Senate File 235**.

House File 395

On motion of Senator McCoy, **House File 395**, a bill for an act relating to the regulation of pharmacy benefits managers and including effective date provisions, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 395), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Behn	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver

Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Schoenjahn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 235** be **withdrawn** from further consideration of the Senate.

Senate File 298

On motion of Senator Shipley, **Senate File 298**, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

Senator Shipley offered amendment S-3040, filed by him on March 16, 2015, to page 2 of the bill, and moved its adoption.

Amendment S-3040 was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that **House File 535** be **substituted** for **Senate File 298**.

House File 535

On motion of Senator Shipley, **House File 535**, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

Senator Shipley moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 535), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Behn	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Schoenjahn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 298** be **withdrawn** from further consideration of the Senate.

Senate File 370

On motion of Senator Dotzler, **Senate File 370**, a bill for an act relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care, was taken up for consideration.

Senator Dotzler asked and received unanimous consent that **House File 372** be **substituted** for **Senate File 370**.

House File 372

On motion of Senator Dotzler, **House File 372**, a bill for an act relating to court appointed special advocates and the confidentiality of information regarding a child receiving foster care, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 372), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Behn	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Schoenjahrn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Dotzler asked and received unanimous consent that **Senate File 370** be **withdrawn** from further consideration of the Senate.

Senate File 373

On motion of Senator Shipley, **Senate File 373**, 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 effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Shipley offered amendment S-3017, filed by the committee on Judiciary on March 3, 2015, to page 6 of the bill, and moved its adoption.

Amendment S-3017 was adopted by a voice vote.

Senator Shipley asked and received unanimous consent that **House File 536** be **substituted** for **Senate File 373**.

House File 536

On motion of Senator Shipley, **House File 536**, 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 effective date and retroactive applicability provisions, was taken up for consideration.

Senator Shipley moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 536), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Behn	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach
Danielson	Jochum	Schultz	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Schoenjahn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Shipley asked and received unanimous consent that **Senate File 373** be **withdrawn** from further consideration of the Senate.

Senate File 379

On motion of Senator Mathis, **Senate File 379**, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions, was taken up for consideration.

Senator Dvorsky asked and received unanimous consent that action on **Senate File 379** be **deferred**.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 372, 395, 535, and 536** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:34 p.m. until 4:30 p.m.

RECONVENED

The Senate reconvened at 4:33 p.m., President Jochum presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Bolkom asked and received unanimous consent to take up for consideration House File 202 and Senate Files 428 and 413.

House File 202

On motion of Senator Courtney, **House File 202**, a bill for an act relating to licensure of retired volunteer dentists and dental hygienists, with report of committee recommending passage, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 202), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Chelgren	Schoenjahn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 428

On motion of Senator Sodders, **Senate File 428**, a bill for an act relating to an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property, was taken up for consideration.

Senator Sodders offered amendment S-3039, filed by him on March 16, 2015, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3039 was adopted by a voice vote.

Senator Sodders asked and received unanimous consent that **House File 570** be **substituted** for **Senate File 428**.

House File 570

On motion of Senator Sodders, **House File 570**, a bill for an act relating to an exemption from municipal tort liability for claims arising from recreational activities on municipality-controlled property, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 570), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Chelgren	Schoenjahn
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Sodders asked and received unanimous consent that **Senate File 428** be **withdrawn** from further consideration of the Senate.

Senate File 413

On motion of Senator McCoy, **Senate File 413**, a bill for an act relating to allowable disclosures of radon testing results, was taken up for consideration.

Senator McCoy asked and received unanimous consent that **House File 371** be **substituted** for **Senate File 413**.

House File 371

On motion of Senator McCoy, **House File 371**, a bill for an act relating to allowable disclosures of radon testing results, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 371), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Chelgren Schoenjahn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 413** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 202, 371, and 570** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:55 p.m. until 9:00 a.m., Tuesday, March 24, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Jason Franzenburg, Davenport—For receiving the 2015 STEM Education Award for Inspired Teaching. Senator Brase.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, March 23, 2015, 3:05 p.m.

Members Present: Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Kraayenbrink, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Quirmbach, Chair (excused).

Committee Business: Governor's appointees.

Adjourned: 3:40 p.m.

STATE GOVERNMENT

Convened: Monday, March 23, 2015, 2:35 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schultz, and Whitver.

Members Absent: Bertrand, Ranking Member; and Schoenjahn (both excused).

Committee Business: Governor's appointees.

Adjourned: 2:35 p.m.

VETERANS AFFAIRS

Convened: Monday, March 23, 2015, 4:00 p.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Costello, Danielson, Hart, Ragan, Rozenboom, and Sadders.

Members Absent: Chelgren (excused).

Committee Business: Governor's appointees.

Adjourned: 4:05 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 20, by Hart, a resolution requesting the legislative council to establish a legislative interim committee on beverage container recycling efforts.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 478

JUDICIARY: Horn, Chair; Petersen and Zaun

House Joint Resolution 8

STATE GOVERNMENT: Danielson, Chair; Dvorsky and Schultz

House File 3

JUDICIARY: Horn, Chair; Schneider and Taylor

House File 6

JUDICIARY: Petersen, Chair; Kinney and Schneider

House File 299

JUDICIARY: Sodders, Chair; Hogg and Shipley

House File 529

LOCAL GOVERNMENT: Hart, Chair; Sinclair and Taylor

House File 544

NATURAL RESOURCES AND ENVIRONMENT: Bolkcom, Chair; Ragan and Rozenboom

House File 597

TRANSPORTATION: Bowman, Chair; Danielson and Feenstra

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

ECONOMIC GROWTH

Annette Townsley – Agricultural Development Board

Mary Cownie – Director of the Department of Cultural Affairs

David Bernstein – Economic Development Authority

Jennifer Cooper – Economic Development Authority

Lisa Hull – Economic Development Authority

Daniel White – Economic Development Authority

Dave Jamison – Executive Director of the Iowa Finance Authority

Darlys Baum – Iowa Finance Authority
Martha Bell – Iowa Finance Authority

Kerrie Kuiper – Iowa Great Places Board
Gayle Redman – Iowa Great Places Board
Trevor Toft – Iowa Great Places Board
Donald Zuck – Iowa Great Places Board

Kathryn Kunert – Board of Iowa Innovation Corporation
Georgia Van Gundy – Board of Iowa Innovation Corporation

STATE GOVERNMENT

William McBride – Board of Dentistry
Nancy Slach – Board of Dentistry

Steven Kury – Board of Dietetics
Brian Smith – Board of Dietetics

James Albert – Iowa Ethics and Campaign Disclosure Board
Saima Zafar – Iowa Ethics and Campaign Disclosure Board

Connor Flynn – Iowa Lottery Authority Board of Directors
Mary Rathje – Iowa Lottery Authority Board of Directors

Bradley Hawn – Board of Mortuary Science
Norene Mostkoff – Board of Mortuary Science

Vicky Apala-Cuevas – Commission of Native American Affairs
Crystal Davis – Commission of Native American Affairs
Kelly Montijo Fink – Commission of Native American Affairs

Jason Hansel – Board of Pharmacy
Edward McKenna – Board of Pharmacy

Teresa Armstrong – Board of Physician Assistants
Dennis Janssen – Board of Physician Assistants
Jolene Kelly – Board of Physician Assistants

Kristine Kramer – State Racing and Gaming Commission
Dolores Mertz – State Racing and Gaming Commission

Amanda Luscombe – Real Estate Appraiser Examining Board
Joan Scotter – Real Estate Appraiser Examining Board

Mark Hillenbrand – Board of Social Work
Neil Nelsen – Board of Social Work

VETERANS AFFAIRS

Steven Hyde – Commission of Veterans Affairs
 Ronald Langel – Commission of Veterans Affairs
 Kathleen Myers – Commission of Veterans Affairs
 Gary Wattnem – Commission of Veterans Affairs

**GOVERNOR'S APPOINTEES PLACED ON
 INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Rod Roberts – Director of the Department Inspections and Appeals
 Douglas Hoelscher – Director of Office for State-Federal Relations

**GOVERNOR'S APPOINTEE PLACED ON
 INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar without recommendation for confirmation:

STATE GOVERNMENT

Sandra Ryan – Commission for the Blind

AMENDMENTS FILED

S-3063	S.F.	379	Liz Mathis
S-3064	S.F.	232	William A. Dotzler, Jr.
S-3065	S.F.	415	Thomas G. Courtney
S-3066	S.F.	459	Janet Petersen

JOURNAL OF THE SENATE

SEVENTY-SECOND CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 24, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Don Ridder of the Grace Fellowship Christian Reformed Church in Pella, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Monday, March 23, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Mary Cownie, the governor's appointee to be Director of the Department of Cultural Affairs. She was the guest of Senators Mathis and Schneider and the committee on Economic Growth.

The Secretary of the Senate introduced Debi Durham, the governor's appointee to be Director of the Economic Development Authority. She was the guest of Senators Bisignano and Hart and the committee on Economic Growth.

HERBERT HOOVER UNCOMMON PUBLIC SERVICE AWARD

Senator Johnson introduced to the Senate chamber members from the Hoover Presidential Library Association, members of the Hoover Association of Trustees, William Bywater and Kenneth Fawcett; the Hoover Association Executive Director, Jerry Fleagle; and the Hoover Association Communications Director, Brad Reiners.

The Senate rose and expressed its welcome.

President Jochum announced the 2015 Herbert Hoover Uncommon Public Service Award Recipient, Senator Wally Horn.

Senator Horn addressed the Senate with brief remarks.

The Senate rose and expressed its congratulations.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:19 a.m. until 2:15 p.m.

APPENDIX—1

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Diane Ladwig, Sioux City—For celebrating her 40 years of teaching at Bishop Heelan Catholic Schools. Senator Anderson.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, March 24, 2015, 10:25 a.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bolkcom, Courtney, Mathis, Schneider, Seng, Sinclair, Smith, and Sadders.

Members Absent: Bertrand, Schoenjahn, and Zumbach (all excused).

Committee Business: Governor's appointees.

Adjourned: 10:30 a.m.

HUMAN RESOURCES

Convened: Tuesday, March 24, 2015, 11:05 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 11:25 a.m.

TRANSPORTATION

Convened: Tuesday, March 24, 2015, 11:00 a.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, Quirnbach, and Smith.

Members Absent: McCoy (excused).

Committee Business: Passed HF 287. Governor's appointees.

Adjourned: 11:10 a.m.

SUBCOMMITTEE ASSIGNMENTS**House File 283**

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

House File 284

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

House File 346

EDUCATION: Quirnbach, Chair; Dvorsky and Johnson

House File 397

(Reassigned)

LABOR AND BUSINESS RELATIONS: Bisignano, Chair; Brase and Shipley

House File 503

AGRICULTURE: Brase, Chair; Kapucian and Kinney

FINAL COMMITTEE REPORT OF BILL ACTION

TRANSPORTATION

Bill Title: HOUSE FILE 287, a bill for an act relating to counterfeit, nonfunctional, or unsafe air bags, providing penalties, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, Quirmbach, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AFTERNOON SESSION

The Senate reconvened at 2:19 p.m., President Jochum presiding.

The Senate stood at ease at 2:20 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 2:41 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 24, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 198, a bill for an act relating to the regulation of certified public accountants and certified public accounting firms.

ALSO: That the House has on March 24, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 227, a bill for an act relating to the school start date and eliminating waiver and penalty provisions. (S-3068)

ALSO: That the House has on March 24, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 172, a bill for an act relating to corporations' powers and duties, document filings, meetings, mergers, voting procedures, and the functions of directors and officers.

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

House File 203, a bill for an act providing for the licensing of respiratory care and polysomnography practitioners and polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

Read first time and attached to **similar Senate File 337**.

House File 227, a bill for an act relating to strip searches of persons at a jail or municipal holding facility.

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

House File 394, a bill for an act providing for the regulation of transportation network companies.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schoenjahn, for the day, on request of Senator Gronstal.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 232, 397, 415, and 456.

Senate File 232

On motion of Senator Dotzler, **Senate File 232**, a bill for an act relating to the regulation of tanning facilities and making penalties applicable, was taken up for consideration.

Senator Dotzler offered amendment S-3064, filed by him on March 23, 2015, to page 1 of the bill.

Senator Chelgren offered amendment S-3069, filed by Senators Chelgren and Zaun from the floor to page 1 of amendment S-3064, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3069 to amendment S-3064 be adopted?” (S.F. 232), the vote was:

Yeas, 18:

Behn	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Kapucian	Shiple	
Costello	Kraayenbrink	Sinclair	

Nays, 31:

Allen	Danielson	Horn	Ragan
Anderson	Dearden	Jochum	Schneider
Bertrand	Dix	Johnson	Seng
Bisignano	Dotzler	Kinney	Sodders
Bolkcom	Dvorsky	Mathis	Taylor
Bowman	Gronstal	McCoy	Whitver
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	

Absent, 1:

Schoenjahn

Amendment S-3069 to amendment S-3064 lost.

Senator Dotzler moved the adoption of amendment S-3064.

A record roll call was requested.

On the question "Shall amendment S-3064 be adopted?" (S.F. 232), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Ragan
Bisignano	Dotzler	Johnson	Schneider
Bolkcom	Dvorsky	Kinney	Segebart
Bowman	Gronstal	Mathis	Seng
Brase	Hart	McCoy	Sodders
Courtney	Hogg	Petersen	Wilhelm
Danielson	Horn	Quirmbach	

Nays, 22:

Anderson	Costello	Kraayenbrink	Taylor
Behn	Dix	Rozenboom	Whitver
Bertrand	Feenstra	Schultz	Zaun
Breitbach	Garrett	Shipley	Zumbach
Chapman	Guth	Sinclair	
Chelgren	Kapucian	Smith	

Absent, 1:

Schoenjahn

Amendment S-3064 was adopted.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 232), the vote was:

Yeas, 26:

Allen	Dotzler	Johnson	Schneider
Bisignano	Dvorsky	Kinney	Segebart
Bolkcom	Gronstal	Kraayenbrink	Seng
Bowman	Hart	Mathis	Sodders
Brase	Hogg	Petersen	Wilhelm
Courtney	Horn	Quirmbach	
Dearden	Jochum	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Smith
Behn	Danielson	McCoy	Taylor
Bertrand	Dix	Rozenboom	Whitver
Breitbach	Feenstra	Schultz	Zaun

Chapman	Garrett	Shipley	Zumbach
Chelgren	Guth	Sinclair	

Absent, 1:

Schoenjahn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 397

On motion of Senator Danielson, **Senate File 397**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 397), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	McCoy	Taylor
Bowman	Garrett	Petersen	Whitver
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hogg	Schneider	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Schoenjahn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 415

On motion of Senator Courtney, **Senate File 415**, a bill for an act related to elections administration and election officials, was taken up for consideration.

Senator Courtney offered amendment S-3065, filed by him on March 23, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3065 was adopted by a voice vote.

Senator Chelgren offered amendment S-3067, filed by Senator Chelgren, et al., from the floor to pages 1 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3067 be adopted?" (S.F. 415), the vote was:

Yeas, 23:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Kapucian	Shipley	

Nays, 26:

Allen	Dearden	Jochum	Ragan
Bisignano	Dotzler	Johnson	Seng
Bolkcom	Dvorsky	Kinney	Sodders
Bowman	Gronstal	Mathis	Taylor
Brase	Hart	McCoy	Wilhelm
Courtney	Hogg	Petersen	
Danielson	Horn	Quirnbach	

Absent, 1:

Schoenjahn

Amendment S-3067 lost.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 415), the vote was:

Yeas, 40:

Allen	Danielson	Hogg	Ragan
Anderson	Dearden	Horn	Segebart
Bertrand	Dix	Jochum	Seng
Bisignano	Dotzler	Kapucian	Shipley
Bolkcom	Dvorsky	Kinney	Smith
Bowman	Feenstra	Kraayenbrink	Sodders
Brase	Garrett	Mathis	Taylor
Breitbach	Gronstal	McCoy	Whitver
Chelgren	Guth	Petersen	Wilhelm
Courtney	Hart	Quirnbach	Zumbach

Nays, 9:

Behn	Johnson	Schultz
Chapman	Rozenboom	Sinclair
Costello	Schneider	Zaun

Absent, 1:

Schoenjahn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 456

On motion of Senator Danielson, **Senate File 456**, a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of beer, was taken up for consideration.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 456), the vote was:

Yeas, 40:

Allen	Danielson	Horn	Schultz
Anderson	Dearden	Jochum	Segebart
Behn	Dix	Kapucian	Seng

Bertrand	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Brase	Feenstra	Mathis	Smith
Breitbach	Garrett	McCoy	Whitver
Chapman	Gronstal	Ragan	Wilhelm
Chelgren	Guth	Rozenboom	Zaun
Courtney	Hart	Schneider	Zumbach

Nays, 9:

Bisignano	Hogg	Quirmbach
Bowman	Johnson	Sodders
Costello	Petersen	Taylor

Absent, 1:

Schoenjahn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zumbach, until he returns, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENT (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Beth Townsend as Director of Workforce Development, placed on the Individual Confirmation Calendar on March 18, 2015, found on page 651 of the Senate Journal.

Senator Dotzler moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schultz
Behn	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley

Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Schoenjahn Zumbach

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 232, 397, 415, and 456** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 24, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 392, a bill for an act relating to hunter education license requirements, providing for a hunting license with an apprentice hunter designation, and including penalty provisions.

ALSO: That the House has on March 24, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 507, a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services.

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

House File 552, a bill for an act relating to continuation of or reenrollment in group health insurance by certain children of insureds or enrollees and including applicability and effective date provisions.

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

House File 569, a bill for an act relating to notice of garnishment and levy to a judgment debtor.

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

House File 595, a bill for an act creating the manufactured housing program fund.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:53 p.m. until 9:00 a.m., Wednesday, March 25, 2015.

APPENDIX—2

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, March 24, 2015, 1:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun.

Members Absent: Whitver (excused).

Committee Business: Passed HF 496. Governor's appointees.

Adjourned: 1:10 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, March 24, 2015, 2:00 p.m.

Members Present: Jochum, Vice Chair; Dix, Ranking Member; Chapman, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Gronstal, Chair; and Courtney (both excused).

Committee Business: Passed SRs 17 and 19.

Adjourned: 2:05 p.m.

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: HOUSE FILE 496, a bill for an act establishing certain privileges claimed for or by military victim advocates.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, and Zaun. Nays, none. Absent, 1: Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 17, a resolution congratulating Mikaela Foecke for her success on and off the volleyball court.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Jochum, Dix, Chapman, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 2: Gronstal and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 19, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Jochum, Dix, Chapman, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 2: Gronstal and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Mark Schuling – Consumer Advocate

JoAnn Johnson – Superintendent of Credit Unions

Dave Cale – Credit Union Review Board

Lorraine Groves – Credit Union Review Board

Timothy Marcisak – Credit Union Review Board

Becky Zemlicka – Credit Union Review Board

Judy Hilgenberg – Title Guaranty Division Board

Geri Huser – Chair of the Utilities Board

Geri Huser – Utilities Board

HUMAN RESOURCES

Wade Leuwerke – Board of Behavioral Science

Stephanie Lyons – Board of Sign Language Interpreters and Transliterations

JUDICIARY

Robert Hosford – Iowa State Civil Rights Commission

Patricia Lipski – Iowa State Civil Rights Commission

Angela Williams – Iowa State Civil Rights Commission

John Chalstrom – Board of Corrections

Michael Coleman – Board of Corrections

Lisa Hill – Board of Corrections

Lawrence Kudej – Board of Corrections

Warren Hunsberger Jr. – Iowa Drug Policy Advisory Council

Jane Larkin – Iowa Drug Policy Advisory Council

Nancy Bodnar – Iowa Law Enforcement Academy Council

Timothy Carmody – Iowa Law Enforcement Academy Council

David Lorenzen – Iowa Law Enforcement Academy Council

**GOVERNOR’S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

TRANSPORTATION

Dr. Roxann Ryan – Commissioner of Public Safety

**GOVERNOR’S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar without recommendation for confirmation:

HUMAN RESOURCES

Charles Palmer – Director of the Department of Human Services

REFERRALS TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Mary Cownie – Director of the Department of Cultural Affairs

LIZ MATHIS

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Dave Jamison – Executive Director of the Iowa Finance Authority

MARY JO WILHELM

AMENDMENTS FILED

S-3067	S.F.	415	Mark Chelgren Jason Schultz Jack Whitver Brad Zaun Rick Bertrand
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S-3068	S.F.	227	Bill Anderson Tim L. Kapucian House
S-3069	S.F.	232	Mark Chelgren Brad Zaun

JOURNAL OF THE SENATE

SEVENTY-THIRD CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 25, 2015

The Senate met in regular session at 9:03 a.m., President Pro Tempore Sodders presiding.

Prayer was offered by Pastor Rick Admiraal of the New Life Prison Community at the Newton Correctional Facility in Newton, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Tuesday, March 24, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Rod Roberts, the governor's appointee to be Director of the Department of Inspections and Appeals. He was the guest of Senators Bertrand and Danielson and the committee on State Government.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 17.

Senate Resolution 17

On motion of Senator Taylor, **Senate Resolution 17**, a resolution congratulating Mikaela Foecke for her success on and off the volleyball court, with report of committee recommending passage, was taken up for consideration.

Senator Taylor moved the adoption of Senate Resolution 17, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Taylor introduced to the Senate chamber Mikaela Foecke and her family.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:17 a.m. until 2:45 p.m.

AFTERNOON SESSION

The Senate reconvened at 2:53 p.m., President Pro Tempore Sodders presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 25, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 217, a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund.

ALSO: That the House has on March 25, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 455, a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions.

Read first time and attached to **companion Senate File 349**.

House File 493, a bill for an act relating to the right of residents, owners, tenants, and landlords to summon emergency assistance and preempting related local ordinances, rules, and regulations.

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

House File 501, a bill for an act relating to the operation of a rescue vehicle when responding to an emergency.

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

House File 504, a bill for an act relating to electronic delivery and posting of insurance notices and documents.

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

House File 550, a bill for an act requiring publication on the internet of contact information for elective public officers.

Read first time and attached to **similar Senate File 443**.

The Senate stood at ease at 2:54 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:45 p.m., President Pro Tempore Soddors presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 227

Senator Gronstal called up for consideration **Senate File 227**, a bill for an act relating to the school start date and eliminating waiver and penalty provisions, amended by the House in House amendment S-3068, filed March 24, 2015.

Senator Quirnbach moved that the Senate concur in the House amendment and requested a “no” vote.

A nonrecord roll call was requested.

The ayes were 29, nays 21.

The motion prevailed and the Senate concurred in the House amendment.

Senator Quirmbach moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 227), the vote was:

Yeas, 28:

Allen	Costello	Guth	Schultz
Anderson	Danielson	Johnson	Segebart
Behn	Dearden	Kapucian	Seng
Bertrand	Dix	Kraayenbrink	Shiple
Breitbach	Dotzler	McCoy	Sinclair
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Gronstal	Schneider	Zumbach

Nays, 22:

Bisignano	Feenstra	Mathis	Sodders
Bolkcom	Hart	Petersen	Taylor
Bowman	Hogg	Quirmbach	Wilhelm
Brase	Horn	Ragan	Zaun
Courtney	Jochum	Schoenjahn	
Dvorsky	Kinney	Smith	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 477.

Senate File 477

On motion of Senator Hogg, **Senate File 477**, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 477), the vote was:

Yeas, 37:

Allen	Dotzler	Kinney	Shipley
Anderson	Dvorsky	Kraayenbrink	Sinclair
Bertrand	Feenstra	Mathis	Smith
Bolkcom	Garrett	McCoy	Sodders
Bowman	Gronstal	Petersen	Taylor
Brase	Hart	Quirmbach	Wilhelm
Breitbach	Hogg	Ragan	Zumbach
Chapman	Horn	Rozenboom	
Courtney	Jochum	Schoenjahn	
Danielson	Kapucian	Seng	

Nays, 13:

Behn	Dearden	Schneider	Zaun
Bisignano	Dix	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson	Whitver	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 125, 328, 346, 349, and 459.

Senate File 125

On motion of Senator Schoenjahn, **Senate File 125**, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce, was taken up for consideration.

Senator Schoenjahn offered amendment S–3061, filed by Senators Schoenjahn and Dvorsky on March 19, 2015, to pages 1 and 3 of the bill, and moved its adoption.

Amendment S–3061 was adopted by a voice vote.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 125), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 328

On motion of Senator Courtney, **Senate File 328**, a bill for an act related to absentee ballot deadlines, was taken up for consideration.

Senator Chelgren asked and received unanimous consent that action on **Senate File 328** be **deferred**.

Senate File 346

On motion of Senator McCoy, **Senate File 346**, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions, was taken up for consideration.

Senator McCoy offered amendment S-3070, filed by him from the floor to pages 1-2, 5, 15, and 19 of the bill.

(Amendment S-3070 and Senate File 346 were deferred.)

The Senate stood at ease at 4:09 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 4:26 p.m., President Pro Tempore Soddors presiding.

The Senate resumed consideration of Senate File 346 and amendment S-3070, previously deferred.

Senator McCoy moved the adoption of amendment S-3070.

A record roll call was requested.

On the question "Shall amendment S-3070 be adopted?" (S.F. 346), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Soddors
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith

Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

Amendment S-3070 was adopted.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 346), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 349

On motion of Senator Petersen, **Senate File 349**, a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions, was taken up for consideration.

Senator Petersen asked and received unanimous consent that **House File 455** be substituted for **Senate File 349**.

House File 455

On motion of Senator Petersen, **House File 455**, a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions, was taken up for consideration.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 455), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Petersen asked and received unanimous consent that **Senate File 349** be **withdrawn** from further consideration of the Senate.

Senate File 459

On motion of Senator Petersen, **Senate File 459**, a bill for an act concerning employment of and merit system protection for administrative law judges, workers' compensation commissioners, and the administrator of the administrative hearings division of the department of inspections and appeals, was taken up for consideration.

Senator Petersen offered amendment S-3066, filed by her on March 23, 2015, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-3066 was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 459), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 125, 346, 459, and 477** and **House File 455** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:45 p.m. until 9:00 a.m., Thursday, March 26, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

LaVerle Sniffin, Waterloo—For celebrating her 90th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, March 25, 2015, 11:45 a.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, and Sadders.

Members Absent: Anderson and Taylor (both excused).

Committee Business: Passed HF 525. Governor's appointees.

Adjourned: 12:00 p.m.

EDUCATION

Convened: Wednesday, March 25, 2015, 1:10 p.m.

Members Present: Quirnbach, Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Kinney, Kraayenbrink, Mathis, Schultz, and Zaun.

Members Absent: Schoenjahn, Vice Chair; Johnson and Wilhelm (all excused).

Committee Business: Governor's appointees. Presentations by Deputy Executive Director Luci Willits of Smarter Balanced Assessment Consortium and Director of the statewide testing programming for the Iowa Testing Programs, Catherine Welch.

Adjourned: 2:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, March 16, 2015, 3:05 p.m.

Members Present: Bisignano, Chair; Shipley, Ranking Member; Brase, Costello, Courtney, Dearden, Dotzler, Sodders, and Whitver.

Members Absent: Seng, Vice Chair; and Bertrand (both excused).

Committee Business: Governor's appointee.

Adjourned: 3:40 p.m.

ALSO:

Convened: Monday, March 23, 2015, 3:00 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Brase, Costello, Courtney, Dearden, Dotzler, and Whitver.

Members Absent: Bertrand and Sodders (both excused).

Committee Business: Governor's appointee.

Adjourned: 3:25 p.m.

ALSO:

Convened: Wednesday, March 25, 2015, 1:05 p.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Brase, Costello, Dearden, and Dotzler.

Members Absent: Bertrand, Courtney, Sodders, and Whitver (all excused).

Committee Business: Governor's appointee.

Adjourned: 1:10 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 25, 2015, 2:00 p.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, Hart, and Sinclair.

Members Absent: Quirnbach (excused).

Committee Business: Governor's appointees.

Adjourned: 2:15 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, March 25, 2015, 5:00 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: Ragan (excused).

Committee Business: Passed SR 21.

Adjourned: 5:05 p.m.

STATE GOVERNMENT

Convened: Wednesday, March 25, 2015, 2:10 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, McCoy, Petersen, Schultz, and Whitver.

Members Absent: Bertrand, Ranking Member; Johnson and Schoenjahn (all excused).

Committee Business: Governor's appointee.

Adjourned: 2:45 p.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 21, by Dotzler, Hart, Kapucian, Schneider, and Soddors, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 22, by Schneider, a resolution recognizing March as Fibromuscular Dysplasia Awareness Month in Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILL

Senate File 481, by Zaun, a bill for an act relating to state taxes by eliminating the individual income tax, increasing the sales and use tax rates, making conforming changes, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 403 (Reassigned)

APPROPRIATIONS: Dvorsky, Chair; Chapman, Courtney, Danielson, and Garrett

House File 172

JUDICIARY: Hogg, Chair; Horn and Schneider

House File 227

JUDICIARY: Soddors, Chair; Garrett and Kinney

House File 394

TRANSPORTATION: Danielson, Chair; Breitbach and Quirmbach

House File 507

LOCAL GOVERNMENT: Taylor, Chair; Bisignano and Breitbach

House File 583

AGRICULTURE: Seng, Chair; Hart and Rozenboom

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: HOUSE FILE 525, a bill for an act allowing a professional limited liability company or a partnership of veterinarians to provide veterinary care.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Seng, Ragan, Zumbach, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, and Soddors. Nays, none. Absent, 2: Anderson and Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 21, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Soddors, and Whitver. Nays, none. Absent, 1: Ragan.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

MOTIONS TO RECONSIDER FILED

MADAM PRESIDENT, I move to reconsider the vote by which Senate File 227 passed the Senate on March 25, 2015.

MICHAEL E. GRONSTAL

MADAM PRESIDENT, I move to reconsider the vote by which amendment S-3068 to Senate File 227 was adopted by the Senate on March 25, 2015.

MICHAEL E. GRONSTAL

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Sherman Lundy – State Soil Conservation Committee
Kevin Pope – State Soil Conservation Committee
Linda Querry – State Soil Conservation Committee

EDUCATION

Sigrid Lane – Early Childhood Iowa State Board
John Hartung – Iowa Higher Education Loan Authority

LOCAL GOVERNMENT

Barbara Brown – City Development Board
Jay Howe – City Development Board

Jane Heun – County Finance Committee
Russell Hopp – County Finance Committee
Grant Veeder – County Finance Committee

Linda Dunshee – Mental Health Risk Pool Board
Rick Larkin – Mental Health Risk Pool Board
Andrew Nielsen – Mental Health Risk Pool Board
Patrick Schmitz – Mental Health Risk Pool Board

Stewart Iverson – Chair of the Property Assessment Appeal Board

Karen Oberman – Property Assessment Appeal Board

STATE GOVERNMENT

Cheryl Critelli – Accountancy Examining Board
Robert Snodgrass – Accountancy Examining Board
Tommy Thompson – Accountancy Examining Board

Linda Alfson Schemmel – Architectural Examining Board
Bruce Bassler – Architectural Examining Board

Randy Lewis – Board of Trustees of the Iowa Cultural Trust
Tiffany Tauscheck – Board of Trustees of the Iowa Cultural Trust

Todd Cash – Electrical Examining Board

Bob George – Iowa Emergency Response Commission
Julie Waltz – Iowa Emergency Response Commission

Laura Sievers – Engineering and Land Surveying Examining Board
Lisa VanDenBerg – Engineering and Land Surveying Examining Board

David Creighton Sr. – Investment Board of the IPERS

Mary Romanco – Board of Medicine
Kyle Ulveling – Board of Medicine
Charles Wadle – Board of Medicine

Mark Mentzer – Board of Optometry
Monique Root – Board of Optometry

Rachel Judisch – Board of Physical and Occupational Therapy

Terry Duggan – Real Estate Commission
Carol Haines – Real Estate Commission

Tim Peterson – Technology Advisory Council

Merlin Bartz – Vision Iowa Board
 Cathy Reece – Vision Iowa Board
 Emily Schirmer – Vision Iowa Board
 Charese Yanney – Vision Iowa Board

**GOVERNOR’S APPOINTEES PLACED ON
 INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Mary Andringa – State Board of Regents
 Patricia Cownie – State Board of Regents
 Rachael Johnson – State Board of Regents

LABOR AND BUSINESS RELATIONS

Joseph S. Cortese II – Workers’ Compensation Commissioner

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Stewart Iverson – Chair of the Property Assessment Appeal Board

TONY BISIGNANO

AMENDMENT FILED

S-3070 S.F. 346 Matt McCoy

JOURNAL OF THE SENATE

SEVENTY-FOURTH CALENDAR DAY
FORTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 26, 2015

The Senate met in regular session at 9:10 a.m., President Jochum presiding.

Prayer was offered by Pastor Mario Lara of the Life Bridge Church in Des Moines, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Page Emily Bray.

The Journal of Wednesday, March 25, 2015, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 21.

Senate Resolution 21

On motion of Senator Dotzler, **Senate Resolution 21**, a resolution reaffirming Iowa's commitment to its relationship with Taiwan and supporting Taiwan's efforts to participate in the international community, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved the adoption of Senate Resolution 21, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Dotzler introduced to the Senate chamber Director General Calvin Chen-huan Ho from the Taipei Economic and Cultural Office in Chicago, Illinois. He was accompanied by Director Joseph L. F. Sun from the Taipei Economic and Cultural Office and other invited guests.

Director General Ho addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

Senator Jochum introduced to the Senate chamber the Honorable Dennis H. Black, former member of the Senate from Jasper County, Grinnell, Iowa.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:44 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 11:37 a.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 26, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 534, a bill for an act relating to stipends for the mental health professional shortage area program.

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

House File 548, a bill for an act requiring the Iowa utilities board to adopt administrative rules relating to the safety of distributed electric generation facilities.

Read first time and attached to **similar Senate File 406**.

House File 558, a bill for an act relating to disorderly conduct by persons at funeral or memorial services and making penalties applicable.

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

WITHDRAWN

Senator Dvorsky asked and received unanimous consent that **Senate Resolution 19** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease at 11:38 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:36 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 26, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 585, a bill for an act establishing an address confidentiality program in the office of the secretary of state for a victim of domestic abuse, domestic abuse assault, sexual abuse, stalking, and human trafficking and providing for a fee and including effective date provisions.

Read first time and attached to **similar Senate File 383**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILLS
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 479 and 480.

Senate File 479

On motion of Senator Dotzler, **Senate File 479**, a bill for an act concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including retroactive applicability provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 479), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Bertrand

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 480

On motion of Senator Quirmbach, **Senate File 480**, a bill for an act authorizing a city or county to provide a property tax exemption for value added by improvements to residential property that is a public nuisance, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 480), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipleigh
Behn	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Bertrand

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 479 and 480** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 12:47 p.m. until 1:00 p.m., Monday, March 30, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Ryan Boyle of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

Rodney Harris of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

Max Morris of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

Isaiah Patton of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

Coach Tom Wilson of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

Cole Wymore of Dowling Catholic High School—For winning the 2014 Class 5A State Football Championship. Senators Zaun and Schneider.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Thursday, March 26, 2015, 11:00 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Discussed HF 468.

Adjourned: 11:25 a.m.

TRANSPORTATION

Convened: Thursday, March 26, 2015, 11:00 a.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, McCoy, and Smith.

Members Absent: Kraayenbrink and Quirmbach (both excused).

Committee Business: Governor's appointee.

Adjourned: 11:05 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 23, by Schultz, a resolution supporting the use of 5.56 mm rifle ammunition made with a bullet having a steel core.

Read first time under Rule 28 and referred to committee on **Judiciary**.

SUBCOMMITTEE ASSIGNMENTS

House File 3
(Reassigned)

JUDICIARY: Kinney, Chair; Bisignano and Schneider

House File 501

TRANSPORTATION: Brase, Chair; Danielson and Smith

House File 504

COMMERCE: Allen, Chair; McCoy and Smith

House File 534

HUMAN RESOURCES: Mathis, Chair; Johnson and Ragan

House File 552

COMMERCE: Petersen, Chair; Courtney and Smith

House File 569

JUDICIARY: Hogg, Chair; Garrett and Quirnbach

House File 595

ECONOMIC GROWTH: Wilhelm, Chair; Bisignano and Breitbach

FINAL COMMITTEE REPORT OF BILL ACTION

HUMAN RESOURCES

Bill Title: HOUSE FILE 468, a bill for an act relating to the appointment of mental health advocates.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3072.

Final Vote: Ayes, 13: Mathis, Ragan, Johnson, Allen, Bolkcom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PRESENTATION OF VISITORS

The Chair welcomed at the request of Senator Bisignano, thirty 6th–8th grade students from McCombs Middle School Student Council in Des Moines, Iowa, accompanied by Ms. McPherson and Ms. Mehovic.

AMENDMENTS FILED

S-3071	S.F.	328	Mark Chelgren
S-3072	H.F.	468	Human Resources
S-3073	S.F.	399	Matt McCoy

JOURNAL OF THE SENATE

SEVENTY-EIGHTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 30, 2015

The Senate met in regular session at 1:07 p.m., President Jochum presiding.

Prayer was offered by Pastor Al Henderson of St. Paul's Lutheran Church in Fort Dodge, Iowa. He was the guest of Senator Kraayenbrink.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Thursday, March 26, 2015, was approved.

The Senate stood at ease at 1:28 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:41 p.m., President Jochum presiding.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the "En Bloc Confirmation Calendar" and placed on the "Individual Confirmation Calendar":

Kristine Kramer – State Racing and Gaming Commission

ROBERT M. HOGG

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Zaun, until they arrive, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Cheryl Critelli, Accountancy Examining Board
Robert Snodgrass, Accountancy Examining Board
Tommy Thompson, Accountancy Examining Board

Carole Dunkin, Commission on Aging

Annette Townsley, Agricultural Development Board

Linda Alfson Schemmel, Architectural Examining Board
Bruce Bassler, Architectural Examining Board

Thomas Green, Board of Athletic Training

Brandon Arkland, Iowa Autism Council
Theresa Croonquist, Iowa Autism Council
Erika Hertel, Iowa Autism Council
Steven Muller, Iowa Autism Council
Jenny Phan, Iowa Autism Council

Amy Crow Sunleaf, Board of Behavioral Science
Wade Leuwerke, Board of Behavioral Science

Susan Oltrogge, Boiler and Pressure Vessel Board

Bruce Johnson, Child Advocacy Board

Aaron Martin, Board of Chiropractic
Stephanie Netolicky, Board of Chiropractic
Randall Stange, Board of Chiropractic

Barbara Brown, City Development Board
Jay Howe, City Development Board

Robert Hosford, Iowa State Civil Rights Commission
Angela Williams, Iowa State Civil Rights Commission

Kelly Busch, Commission on Community Action Agencies
Anna Hilpipre, Commission on Community Action Agencies
Marc Lindeen, Commission on Community Action Agencies

Mark Schuling, Consumer Advocate

John Chalstrom, Board of Corrections
Lisa Hill, Board of Corrections
Lawrence Kudej, Board of Corrections

Don Nguyen, Board of Cosmetology Arts and Sciences

Jane Heun, County Finance Committee
Russell Hopp, County Finance Committee
Grant Veeder, County Finance Committee

Dave Cale, Credit Union Review Board
Lorraine Groves, Credit Union Review Board
Timothy Marcsisak, Credit Union Review Board
Becky Zemlicka, Credit Union Review Board

Randy Lewis, Board of Trustees of the Iowa Cultural Trust
Tiffany Tauscheck, Board of Trustees of the Iowa Cultural Trust

Mary Dyer, Commission of Deaf Services

Lori Elmitt, Board of Dentistry
William McBride, Board of Dentistry
Nancy Slach, Board of Dentistry

Brian Smith, Board of Dietetics

Christopher Atchison, Prevention of Disabilities Policy Council
Cheryll Jones, Prevention of Disabilities Policy Council
Tracy Keninger, Prevention of Disabilities Policy Council

Jane Larkin, Iowa Drug Policy Advisory Council

Katherine Averill, Early Childhood Iowa State Board
Michael Bunde, Early Childhood Iowa State Board
Terry Harrmann, Early Childhood Iowa State Board
Leone Junck, Early Childhood Iowa State Board
Sigrid Lane, Early Childhood Iowa State Board
Robert Ockerman, Early Childhood Iowa State Board
Betsy Zan, Early Childhood Iowa State Board

David Bernstein, Economic Development Authority
Jennifer Cooper, Economic Development Authority
Lisa Hull, Economic Development Authority
Daniel White, Economic Development Authority

Dan Dutcher, Board of Educational Examiners
Brenda Garcia, Board of Educational Examiners
Larry Hill, Board of Educational Examiners

Todd Cash, Electrical Examining Board

Amy Infelt, Elevator Safety Board

Bob George, Iowa Emergency Response Commission
Julie Waltz, Iowa Emergency Response Commission

Laura Sievers, Engineering and Land Surveying Examining Board
Lisa VanDenBerg, Engineering and Land Surveying Examining Board

Mary Boote, Environmental Protection Commission
Nancy Couser, Environmental Protection Commission
Ralph Lents, Environmental Protection Commission
Joe Riding, Environmental Protection Commission

James Albert, Iowa Ethics and Campaign Disclosure Board
Saima Zafar, Iowa Ethics and Campaign Disclosure Board

Darlys Baum, Iowa Finance Authority
Martha Bell, Iowa Finance Authority

Lorraine Glover, Flood Mitigation Board
John Torbert, Flood Mitigation Board

Kerrie Kuiper, Iowa Great Places Board
Gayle Redman, Iowa Great Places Board
Trevor Toft, Iowa Great Places Board
Donald Zuck, Iowa Great Places Board

Eric Kohlsdorf, Healthy and Well Kids in Iowa (HAWK-I) Board
Kelly Renfrow, Healthy and Well Kids in Iowa (HAWK-I) Board

John Hartung, Iowa Higher Education Loan Authority

Phyllis Hansell, Council on Human Services
Samuel Wallace, Council on Human Services

Kathryn Kunert, Board of Iowa Innovation Corporation
Georgia Van Gundy, Board of Iowa Innovation Corporation

Andy Crabb, Interior Design Examining Board
Jay Reyhons, Interior Design Examining Board

David Creighton Sr., Investment Board of the IPERS

David Fjare, Landscape Architectural Examining Board
Samuel Jones, Landscape Architectural Examining Board

Nancy Bodnar, Iowa Law Enforcement Academy Council
Timothy Carmody, Iowa Law Enforcement Academy Council
David Lorenzen, Iowa Law Enforcement Academy Council

Connor Flynn, Iowa Lottery Authority Board of Directors
Mary Rathje, Iowa Lottery Authority Board of Directors

Mary Romano, Board of Medicine
Kyle Ulveling, Board of Medicine
Charles Wadle, Board of Medicine

Jody Eaton, Mental Health and Disability Services Commission
John Parmeter, Mental Health and Disability Services
Commission
Rebecca Schmitz, Mental Health and Disability Services
Commission
Jennifer Sheehan, Mental Health and Disability Services
Commission

Linda Dunshee, Mental Health Risk Pool Board
Rick Larkin, Mental Health Risk Pool Board
Andrew Nielsen, Mental Health Risk Pool Board

Bradley Hawn, Board of Mortuary Science
Norene Mostkoff, Board of Mortuary Science

Vicky Apala-Cuevas, Commission of Native American Affairs
Crystal Davis, Commission of Native American Affairs
Kelly Montijo Fink, Commission of Native American Affairs

Richard Francisco, Natural Resource Commission

Kathryn Dolter, Board of Nursing

David Chensvold, Board of Nursing Home Administrators
Patrice Herrera, Board of Nursing Home Administrators
Patricia Hoffman-Simanek, Board of Nursing Home Administrators
Charlean Schlepp, Board of Nursing Home Administrators

Mark Mentzer, Board of Optometry
Monique Root, Board of Optometry

Karen Andeweg, Iowa Comprehensive Petroleum Underground Storage Tank Fund Board

Jason Hansel, Board of Pharmacy
Edward McKenna, Board of Pharmacy

Rachel Judisch, Board of Physical and Occupational Therapy
Robert Palmer, Board of Physical and Occupational Therapy

Teresa Armstrong, Board of Physician Assistants
Dennis Janssen, Board of Physician Assistants
Jolene Kelly, Board of Physician Assistants

Jason Hayes, Plumbing and Mechanical Systems Examining Board
Toni Knight, Plumbing and Mechanical Systems Examining Board

Travis Carlson, Board of Podiatry
Erin Nelson, Board of Podiatry
Donald Shurr, Board of Podiatry

Karen Oberman, Property Assessment Appeal Board

Matthew Cooper, Board of Psychology
Brandon Davis, Board of Psychology

Dolores Mertz, State Racing and Gaming Commission

Amanda Luscombe, Real Estate Appraiser Examining Board
Joan Scotter, Real Estate Appraiser Examining Board

Carol Haines, Real Estate Commission

Carol Balvanz, Renewable Fuel Infrastructure Board
Mark Cobb, Renewable Fuel Infrastructure Board
Diane Dennler, Renewable Fuel Infrastructure Board
K. Alan Hillgren, Renewable Fuel Infrastructure Board
John Maynes, Renewable Fuel Infrastructure Board

Gretchen Tegeler, School Budget Review Committee

Tailyn Kaster, Board of Sign Language Interpreters and Translitterators

Stephanie Lyons, Board of Sign Language Interpreters and Translitterators

Mark Hillenbrand, Board of Social Work

Neil Nelsen, Board of Social Work

Sherman Lundy, State Soil Conservation Committee

Kevin Pope, State Soil Conservation Committee

Linda Quarry, State Soil Conservation Committee

Denise Renaud, Board of Speech Pathology and Audiology

J. Michael Tyskland, Board of Speech Pathology and Audiology

Judy Hilgenberg, Title Guaranty Division Board

Steven Hyde, Commission of Veterans Affairs

Ronald Langel, Commission of Veterans Affairs

Kathleen Myers, Commission of Veterans Affairs

Gary Wattnem, Commission of Veterans Affairs

Curtis Youngs, Iowa Board of Veterinary Medicine

Cathy Reece, Vision Iowa Board

Emily Schirmer, Vision Iowa Board

Charese Yanney, Vision Iowa Board

Joe Greving, Iowa Workforce Development Board

Andy Roberts, Iowa Workforce Development Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders

Breitbach	Guth	Quirnbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach
Danielson	Jochum	Schoenjahn	

Nays, none.

Present, 1:

Chapman

Absent, 2:

Bertrand Zaun

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 329.

Senate File 329

On motion of Senator Mathis, **Senate File 329**, a bill for an act relating to hospital and long-term care pharmacy practice for pneumococcal vaccines, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 329), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Sinclair
Brase	Garrett	McCoy	Smith
Breitbach	Gronstal	Petersen	Sodders

Chapman	Guth	Quirmbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Bertrand	Zaun
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 496.

House File 496

On motion of Senator Kinney, **House File 496**, a bill for an act establishing certain privileges claimed for or by military victim advocates, with report of committee recommending passage, was taken up for consideration.

Senator Kinney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 496), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Sinclair
Brase	Garrett	McCoy	Smith
Breitbach	Gronstal	Petersen	Sodders
Chapman	Guth	Quirmbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Bertrand Zaun

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 329** and **House File 496** be **immediately messaged** to the House.

UNFINISHED BUSINESS (Deferred March 23, 2015)

Senate File 379

The Senate resumed consideration of **Senate File 379**, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions, deferred March 23, 2015.

Senator Mathis offered amendment S-3063, filed by her on March 23, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3063 was adopted by a voice vote.

Senator Mathis asked and received unanimous consent that **House File 347** be **substituted** for **Senate File 379**.

House File 347

On motion of Senator Mathis, **House File 347**, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions, was taken up for consideration.

Senator Dvorsky offered amendment S-3074, filed by him from the floor to page 1 of the bill.

(Amendment S-3074 and House File 347 were deferred.)

The Senate stood at ease at 2:57 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 3:27 p.m., President Jochum presiding.

The Senate resumed consideration of House File 347 and amendment S-3074, previously deferred.

Senator Dvorsky moved the adoption of amendment S-3074.

Amendment S-3074 was adopted by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 347), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Segebart
Bolkcom	Dvorsky	Mathis	Seng
Bowman	Gronstal	McCoy	Sodders
Brase	Hart	Petersen	Taylor
Courtney	Hogg	Quirnbach	Wilhelm
Danielson	Horn	Ragan	

Nays, 21:

Anderson	Dix	Kraayenbrink	Smith
Behn	Feenstra	Rozenboom	Whitver
Breitbach	Garrett	Schneider	Zumbach
Chapman	Guth	Schultz	
Chelgren	Johnson	Shipley	
Costello	Kapucian	Sinclair	

Absent, 2:

Bertrand	Zaun
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Mathis asked and received unanimous consent that **Senate File 379** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 347** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 345.

Senate File 345

On motion of Senator Hogg, **Senate File 345**, a bill for an act relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program, and providing for a school climate and bullying work group, was taken up for consideration.

Senator Hogg offered amendment S-3075, filed by him from the floor to pages 3-5 of the bill, and moved its adoption.

Amendment S-3075 was adopted by a voice vote.

Senator Bisignano asked and received unanimous consent that action on **Senate File 345** be **deferred**.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 30, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 467, a bill for an act relating to violations of deer and wild turkey harvest reporting requirements and including penalty provisions.

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

House File 579, a bill for an act relating to the regulation of health care facilities, elder group homes, assisted living programs, and adult day services programs.

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

House File 580, a bill for an act relating to the sale, lease, or rental of water treatment systems and including effective date and applicability provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:46 p.m. until 9:00 a.m., Tuesday, March 31, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF REGENTS

Health Effects of Environmental Contamination Annual Report, pursuant to Iowa Code section 263.17(4)(b). Report received on March 27, 2015.

Monthly Financial Report for January 2015, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on March 27, 2015.

Monthly Financial Report for February 2015, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on March 27, 2015.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Monday, March 30, 2015, 3:50 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Passed SR 24.

Adjourned: 3:55 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 24, by Dvorsky, Bolkcom, Kinney, Quirnbach, Hogg, Mathis, Bowman, Schoenjahn, Courtney, Behn, Bisignano, Horn, Dearden, Danielson, Kapucian, Ragan, Dotzler, Seng, Wilhelm, Taylor, Gronstal, Jochum, McCoy, Soddors, Brase, Hart, Allen, and Petersen, a resolution honoring Dr. Sally Mason and her outstanding achievements as President of the University of Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

Senate File 482, by committee on Ways and Means, a bill for an act concerning social and charitable gambling and making penalties applicable.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 483, by committee on Ways and Means, a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 484, by committee on Ways and Means, a bill for an act creating the medical cannabis Act and providing for civil and criminal penalties and fees.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILL RECEIVED

SSB 1270 Appropriations

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the state bond repayment fund, and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 474

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Breitbach

Senate File 475

WAYS AND MEANS: Quirmbach, Chair; Dotzler and Smith

Senate File 481

WAYS AND MEANS: Dotzler, Chair; Feenstra and Quirmbach

House File 493

JUDICIARY: Hogg, Chair; Quirmbach and Schneider

House File 558

JUDICIARY: Kinney, Chair; Schneider and Taylor

SSB 1270

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 24, a resolution honoring Dr. Sally Mason and her outstanding achievements as President of the University of Iowa.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 482 (formerly SF 442), a bill for an act concerning social and charitable gambling and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, and Seng. Nays, none. Absent, 1: Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 482, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 483 (formerly SF 143), a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, and Seng. Nays, none. Absent, 1: Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 483, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 484 (SSB 1243), a bill for an act creating the medical cannabis Act and providing for civil and criminal penalties and fees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Bolkcom, Allen, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, and Seng. Nays, 5: Feenstra, Anderson, Behn, Breitbach, and Schultz. Absent, 1: Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 484, and they were attached to the committee report.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 30th day of March, 2015.

Senate Files 130, 131, 134, 150, 198, 223, 323, and 440.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

TRANSPORTATION

David Rose – State Transportation Commission

AMENDMENTS FILED

S-3074	H.F.	347	Robert E. Dvorsky
S-3075	S.F.	345	Robert M. Hogg
S-3076	S.F.	167	Tony Bisignano
S-3077	S.F.	167	Tony Bisignano
S-3078	S.F.	337	Jeff Danielson
S-3079	S.F.	427	Steven J. Soddors
S-3080	S.F.	345	Tony Bisignano

JOURNAL OF THE SENATE

SEVENTY-NINTH CALENDAR DAY
FORTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 31, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Reverend Perry Fruhling of St. Mark's Faith and Life Center in Marion, Iowa. He was the guest of Senator Mathis.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Monday, March 30, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Arlen Ciechanowski, the governor's appointee to be Director of the Law Enforcement Academy. He was the guest of Senators Schneider and Soddors and the committee on Judiciary.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 24.

Senate Resolution 24

On motion of Senator Dvorsky, **Senate Resolution 24**, a resolution honoring Dr. Sally Mason and her outstanding achievements as President of the University of Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Dvorsky moved the adoption of Senate Resolution 24, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Dvorsky introduced to the Senate chamber Dr. Sally Mason who addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

MOTIONS TO RECONSIDER WITHDRAWN

Senate File 227

Senator Gronstal withdrew the motions to reconsider **Senate File 227**, a bill for an act relating to the school start date and eliminating waiver and penalty provisions, and amendment S-3068, filed by him on March 25, 2015, found on page 715 of the Senate Journal.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 227** be **immediately messaged** to the House.

The Senate stood at ease at 9:29 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:53 a.m., President Jochum presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 424.

Senate File 424

On motion of Senator Kraayenbrink, **Senate File 424**, a bill for an act relating to lighted lamps on bicycles and bicycle riders, and including effective date provisions, was taken up for consideration.

Senator Kraayenbrink moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 424), the vote was:

Yeas, 45:

Allen	Danielson	Jochum	Segebart
Anderson	Dearden	Johnson	Seng
Behn	Dix	Kapucian	Shipley
Bertrand	Dotzler	Kinney	Sinclair
Bisignano	Dvorsky	Kraayenbrink	Smith
Bolkcom	Feenstra	Mathis	Sodders
Bowman	Garrett	McCoy	Taylor
Brase	Gronstal	Petersen	Wilhelm
Breitbach	Guth	Quirmbach	Zumbach
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	
Courtney	Horn	Schoenjah	

Nays, 5:

Chapman	Schultz	Zaun
Schneider	Whitver	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS
(Deferred March 30, 2015)

Senate File 345

The Senate resumed consideration of **Senate File 345**, a bill for an act relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program, and providing for a school climate and bullying work group, deferred March 30, 2015.

Senator Bisignano withdrew amendment S-3080, filed by him on March 30, 2015, to page 2 of the bill.

Senator Hogg offered amendment S–3084, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S–3084 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 345), the vote was:

Yeas, 43:

Allen	Danielson	Johnson	Segebart
Behn	Dearden	Kapucian	Seng
Bertrand	Dix	Kinney	Shipley
Bisignano	Dotzler	Kraayenbrink	Sinclair
Bolkcom	Dvorsky	Mathis	Smith
Bowman	Feenstra	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Hart	Quirmbach	Whitver
Chelgren	Hogg	Ragan	Wilhelm
Costello	Horn	Schneider	Zumbach
Courtney	Jochum	Schoenjahn	

Nays, 7:

Anderson	Garrett	Rozenboom	Zaun
Chapman	Guth	Schultz	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 345** and **424** be **immediately messaged** to the House.

UNFINISHED BUSINESS (Deferred March 10, 2015)

Senate File 167

The Senate resumed consideration of **Senate File 167**, a bill for an act related to the compensation of elective county officers, deferred March 10, 2015.

Senator Hart called up the following motion to reconsider filed by her from the floor and moved its adoption:

MADAM PRESIDENT: I move to reconsider the vote by which amendment S-3010 to Senate File 167 was adopted by the Senate on March 10, 2015.

The motion prevailed by a voice vote and amendment S-3010, by Senators Johnson and Zaun to pages 1-3 of the bill, was taken up for reconsideration.

Senator Bisignano withdrew amendment S-3076, filed by him on March 30, 2015, striking and replacing everything after the enacting clause of the bill.

Senator Bisignano withdrew amendment S-3077, filed by him on March 30, 2015, striking and replacing everything after the enacting clause of the bill.

Senator Bisignano offered amendment S-3083, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3083 be adopted?" (S.F. 167), the vote was:

Yeas, 42:

Allen	Danielson	Jochum	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Wilhelm
Breitbach	Hart	Ragan	Zumbach
Costello	Hogg	Rozenboom	
Courtney	Horn	Schoenjahn	

Nays, 8:

Chapman	Guth	Schneider	Whitver
Chelgren	Johnson	Schultz	Zaun

Absent, none.

Amendment S–3083 was adopted.

With the adoption of amendment S–3083, the Chair ruled amendment S–3010, filed by Senators Johnson and Zaun on February 24, 2015, to pages 1–3 of the bill, out of order.

Senator Bisignano moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 167), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiplee
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 167** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 427.

Senate File 427

On motion of Senator Sodders, **Senate File 427**, a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties, was taken up for consideration.

Senator Sodders offered amendment S-3079, filed by him on March 30, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Sodders asked and received unanimous consent that action on amendment S-3079 and **Senate File 427** be **deferred**.

The Senate stood at ease at 11:29 a.m. until the fall of the gavel.

The Senate resumed session at 12:19 p.m., President Jochum presiding.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 45 present, 5 absent, and a quorum present.

The Senate stood at ease at 12:24 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:50 p.m., President Jochum presiding.

BUSINESS PENDING

Senate File 427

The Senate resumed consideration of **Senate File 427**, a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties, and amendment S-3079, previously deferred.

Senator Schneider offered amendment S-3085, filed by him from the floor to pages 1-15 and amending the title provisions of amendment S-3079.

Senator Schneider asked and received unanimous consent that action on amendment S-3085 to amendment S-3079, amendment S-3079, and **Senate File 427** be **deferred**.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:55 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 4:19 p.m., President Jochum presiding.

The Senate stood at ease at 4:20 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:37 p.m., President Jochum presiding.

BUSINESS PENDING

Senate File 427

The Senate resumed consideration of **Senate File 427**, a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties, amendment S-3079, and amendment S-3085 to amendment S-3079, previously deferred.

Senator Schneider asked to withdraw amendment S-3085 to amendment S-3079, filed by him from the floor to pages 1-15 of the bill.

The Senate resumed consideration of amendment S-3079, previously deferred.

Senator Schneider raised the point of order that amendment S-3079 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3079 out of order.

(Senate File 427 was deferred.)

The Senate stood at ease at 4:40 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 5:26 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 427, previously deferred.

Senator Schneider offered amendment S-3086, filed by Senator Schneider, et al., from the floor to pages 1-3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3086 be adopted?" (S.F. 427), the vote was:

Yeas, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Absent, none.

Amendment S-3086 lost.

Senator Schneider offered amendment S-3088, filed by Senator Schneider, et al., from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkcom raised the point of order that amendment S-3088 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3088 out of order.

Senator Bertrand offered amendment S-3087, filed by Senator Bertrand, et al., from the floor to pages 1 and 3 and amending the title page of the bill.

Senator Bolkcom raised the point of order that amendment S-3087 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3087 out of order.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 427), the vote was:

Yeas, 46:

Allen	Danielson	Kapucian	Seng
Anderson	Dearden	Kinney	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders

Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Ragan	Whitver
Breitbach	Guth	Rozenboom	Wilhelm
Chapman	Hart	Schneider	Zaun
Chelgren	Horn	Schoenjahn	Zumbach
Costello	Jochum	Schultz	
Courtney	Johnson	Segebart	

Nays, 4:

Bolkcom	Dvorsky	Hogg	Quirmbach
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 427** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 5:52 p.m. until 9:00 a.m., Wednesday, April 1, 2015.

APPENDIX

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Tuesday, March 31, 2015, 2:05 p.m.

Members Present: Soddors, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed HF's 227, 299, 447, and 258. Governor's appointees.

Adjourned: 3:00 p.m.

SUBCOMMITTEE ASSIGNMENTS

House File 467

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Ragan and Rozenboom

House File 579

HUMAN RESOURCES: Ragan, Chair; Dotzler and Segebart

House File 580

JUDICIARY: Taylor, Chair; Horn and Schneider

SSB 1270 (Reassigned)

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: HOUSE FILE 227, a bill for an act relating to strip searches of persons at a jail or municipal holding facility.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Shipley, Taylor, Whitver, and Zaun. Nays, 1: Petersen. Present, 1: Quirmbach. Absent, None.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 258, a bill for an act relating to sexual misconduct with offenders and juveniles, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 299, a bill for an act prohibiting the use of agreements concerning private land owners entered into by the loess hills development and conservation authority or the loess hills alliance.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 447, a bill for an act requiring wireless communications service providers to provide call locations in circumstances of emergency, making penalties applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 467, a bill for an act relating to violations of deer and wild turkey harvest reporting requirements and including penalty provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 544, a bill for an act regarding the use of waste conversion technologies as a waste management practice.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 578, a bill for an act relating to the observation of a department of natural resources investigation by a property owner or person in charge of the property.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Dearden, Brase, Rozenboom, Behn, Bolkcom, Johnson, Kinney, Petersen, Ragan, Schoenjahn, Seng, Shipley, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 31, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 130 – Making changes to certain limitations within the national guard educational assistance program.

Senate File 131 – Relating to information the board of educational examiners is required to review regarding applicants for license renewal.

Senate File 134 – Concerning bonding requirements for a wine direct shipper license.

Senate File 150 – Increasing the criminal penalty for a sexually violent predator who escapes or attempts to escape from custody.

Senate File 198 – Relating to the regulation of certified public accountants and certified public accounting firms.

Senate File 223 – Relating to support of the poor by certain relatives.

Senate File 323 – Concerning lottery games and revenue for support of veterans.

Senate File 440 – Relating to interstate contracts for substance abuse and mental health care and treatment.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

ECONOMIC GROWTH

Thomas Bernau – Iowa Capital Investment Board

Debi Durham – Director of the Economic Development Authority

WAYS AND MEANS

David Erickson – State Board of Tax Review

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

JUDICIARY

Jerry Bartruff – Director of the Department of Corrections

WAYS AND MEANS

Courtney Kay-Decker – Director of Revenue

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar without recommendation for confirmation:

JUDICIARY

Arlen Ciechanowski – Director of Law Enforcement Academy

AMENDMENTS FILED

S-3081	H.F.	203	Jeff Danielson
S-3082	S.F.	458	Jeff Danielson
S-3083	S.F.	167	Tony Bisignano
S-3084	S.F.	345	Robert M. Hogg
S-3085	S.F.	427	Charles Schneider
S-3086	S.F.	427	Charles Schneider
			Jerry Behn
			Dennis Guth
			Ken Rozenboom
			Roby Smith
			Jason Schultz
			Julian B. Garrett
			Michael Breitbach
			Dan Zumbach
			Tim L. Kapucian
			Bill Dix
			Jack Whitver

			Mark Chelgren
			Tim Kraayenbrink
			Tom Shipley
			Bill Anderson
			Rick Bertrand
			Randy Feenstra
			David Johnson
			Mark Segebart
			Jake Chapman
			Brad Zaun
			Amy Sinclair
			Mark Costello
S-3087	S.F.	427	Rick Bertrand
			Bill Anderson
			Tom Shipley
			Tim Kraayenbrink
			Mark Chelgren
			Jason Schultz
			Ken Rozenboom
			Jack Whitver
			Bill Dix
			Tim L. Kapucian
			Dan Zumbach
			Michael Breitbach
			Julian B. Garrett
			David Johnson
			Mark Segebart
			Roby Smith
			Dennis Guth
			Jerry Behn
			Charles Schneider
			Mark Costello
			Amy Sinclair
			Jake Chapman
			Brad Zaun
			Randy Feenstra
S-3088	S.F.	427	Charles Schneider
			Jerry Behn
			Dennis Guth
			Ken Rozenboom
			Roby Smith

Mark Segebart
Jason Schultz
Julian B. Garrett
Michael Breitbach
Dan Zumbach
Tim L. Kapucian
Amy Sinclair
Bill Dix
Jack Whitver
Mark Chelgren
Tim Kraayenbrink
Tom Shipley
Bill Anderson
Rick Bertrand
Randy Feenstra
David Johnson
Jake Chapman
Mark Costello
Brad Zaun

JOURNAL OF THE SENATE

EIGHTIETH CALENDAR DAY
FORTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 1, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Tuesday, March 31, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Jerry Bartruff, the governor's appointee to be Director of the Department of Corrections. He was the guest of Senators Schneider and Sadders and the committee on Judiciary.

The Secretary of the Senate introduced Donna Harvey, the governor's appointee to be Director of the Department on Aging. She was the guest of Senators Johnson and Mathis and the committee on Human Resources.

SPECIAL GUESTS

Senator Rozenboom welcomed to the Senate chamber Queen Eleanor Witt and representatives from Pella's Eightieth Annual Tulip Time Festival.

Queen Witt and her court appeared before the rostrum. Queen Witt introduced the following members of her court: Megan Atkins, Emily Van Gorp, Jessica Vos, and Leah Wilborn.

Queen Witt presented President Jochum with a package of the famous Pella Dutch pastries and invited the Senate chamber to attend the Tulip Time Festival in Pella on May 7, 8, and 9, 2015.

The Queen, her attendants, and their parents distributed pastries to the senators and staff.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:21 a.m. until 9:00 a.m., Thursday, April 2, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Allyson Bendorf, Harlan—For being honored as 2015 Iowa Young Mother of the Year. Senator Schultz.

Arthur De Boef, New Sharon—For celebrating his 100th birthday. Senator Rozenboom.

Donna Ewert—For being honored as 2015 Iowa Young Mother of the Year. Senator Schultz.

Curt Hames, Marion—For celebrating his 90th birthday. Senator Dix.

Loren and Marilyn Peters, Clinton—For celebrating their 60th wedding anniversary. Senator Hart.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convended: Wednesday, April 1, 2015, 2:30 p.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor.

Members Absent: None.

Committee Business: Passed HF 583.

Adjourned: 2:45 p.m.

COMMERCE

Convened: Wednesday, April 1, 2015, 11:00 a.m.

Recessed: 11:05 a.m.

Reconvened: 11:15 a.m.

Members Present: Petersen, Chair; McCoy, Vice Chair; Anderson, Ranking Member; Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Considered HFs 229 and 504.

Adjourned: 11:20 a.m.

STATE GOVERNMENT

Convened: Wednesday, April 1, 2015, 1:05 p.m.

Members Present: Danielson, Chair; Courtney, Vice Chair; Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver.

Members Absent: Bertrand, Ranking Member (excused).

Committee Business: Passed HF 146 and HF 506, as amended. Governor's appointees.

Adjourned: 1:35 p.m.

VETERANS AFFAIRS

Convened: Wednesday, April 1, 2015, 1:40 p.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Costello, Danielson, Hart, Ragan, Rozenboom, and Soddors.

Members Absent: Chelgren (excused).

Committee Business: Passed HF 414.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 485, by committee on Ways and Means, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 486, by committee on Ways and Means, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 487, by committee on Ways and Means, a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 488, by committee on Ways and Means, a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: HOUSE FILE 583, a bill for an act relating to the control of effluent from animal truck wash facilities, by requiring certain permits, regulating storage and application of effluent, and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Seng, Ragan, Zumbach, Anderson, Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Soddors, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

COMMERCE

Bill Title: HOUSE FILE 229, a bill for an act relating to the regulation of free offers and buying club memberships.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3089.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 504, a bill for an act relating to electronic delivery and posting of insurance notices and documents.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Petersen, McCoy, Anderson, Allen, Bolkcom, Courtney, Mathis, Schneider, Schoenjahn, Seng, Sinclair, Smith, Soddors, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 146, a bill for an act concerning gambling game prohibited activities and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Danielson, Courtney, Bowman, Chapman, Dearden, Dvorsky, Feenstra, Horn, Johnson, McCoy, Petersen, Schoenjahn, Schultz, and Whitver. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: HOUSE FILE 414, a bill for an act requiring disclosures by private providers of veterans benefits services and including penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Horn, Mathis, Segebart, Allen, Costello, Danielson, Hart, Ragan, Rozenboom, Sodders. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 485 (formerly SF 365), a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 486 (formerly SF 371), a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 487 (formerly SF 348), a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 488 (formerly SF 382), a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 2: Behn and Dotzler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Lisa Kingery – Board of Respiratory Care
Kathleen Parris – Board of Respiratory Care

AMENDMENT FILED

S-3089 H.F. 229 Commerce

JOURNAL OF THE SENATE

EIGHTY-FIRST CALENDAR DAY
FORTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 2, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Pam Jochum, president of the Senate from Dubuque County, Dubuque, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Wednesday, April 1, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 1, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 488, a bill for an act relating to the programs of the Iowa commission on volunteer service by establishing an Iowa reading corps and specifying uses of funds.

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

House File 588, a bill for an act relating to the issuance of persons with disabilities removable windshield parking placards, and including effective date and applicability provisions.

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

House File 599, a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions.

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

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Charles Palmer, the governor's appointee to be Director of the Department of Human Services. He was the guest of Senators Ragan and Segebart and the committee on Human Resources.

SPECIAL GUEST

Senator Hart introduced to the Senate chamber the former Prime Minister of Iceland, Johanna Sigurdardottir.

The Senate rose and expressed its welcome.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

S.F. 229 and attached H.F. 381
 S.F. 236
 S.F. 337 and attached H.F. 203
 S.F. 383 and attached H.F. 585
 S.F. 406 and attached H.F. 548
 S.F. 422 and attached H.F. 563
 S.F. 443 and attached H.F. 550
 S.F. 472
 S.F. 476
 S.F. 482
 S.F. 483
 S.F. 484
 S.F. 485
 S.F. 486
 S.F. 487
 S.F. 488

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

S.F. 180 to Judiciary
S.F. 221 to Judiciary
S.F. 291 to Transportation
S.F. 293 to Education
S.F. 313 to Labor and Business Relations
S.F. 314 to Labor and Business Relations
S.F. 322 to State Government
S.F. 328 to State Government
S.F. 372 to State Government
S.F. 399 to State Government
S.F. 405 to Judiciary
S.F. 408 to Appropriations
S.F. 429 to Education
S.F. 432 to Education
S.F. 444 to State Government
S.F. 446 to Veterans Affairs
S.F. 458 to State Government
S.F. 465 to Human Resources

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:22 a.m. until 1:00 p.m., Monday, April 6, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF REVENUE

Retailer Motor Fuel Gallons Annual Report, pursuant to Iowa Code section 452A.33. Report received on April 2, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Bonnie Tibbetts, Waterloo—For celebrating her 90th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Thursday, April 2, 2015, 10:05 a.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Kraayenbrink (excused).

Committee Business: Passed HF's 421, 488, 515, and 599.

Adjourned: 10:15 a.m.

HUMAN RESOURCES

Convened: Thursday, April 2, 2015, 11:05 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Discussed HF's 449, 510, 534, and 579.

Adjourned: 11:40 a.m.

JUDICIARY

Convened: Thursday, April 2, 2015, 12:35 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun.

Members Absent: None.

Committee Business: Passed HF 6, as amended; and HF 172, 558, 567, and 569.

Adjourned: 1:05 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Thursday, April 2, 2015, 10:05 a.m.

Members Present: Bisignano, Chair; Seng, Vice Chair; Shipley, Ranking Member; Brase, Costello, Dearden, Dotzler, Sodders, and Whitver.

Members Absent: Bertrand and Courtney (both excused).

Committee Business: Passed HF 259; and passed HF 286 and 397, as amended.

Adjourned: 10:30 a.m.

LOCAL GOVERNMENT

Convened: Thursday, April 2, 2015, 10:30 a.m.

Members Present: Taylor, Chair; Wilhelm, Vice Chair; Smith, Ranking Member; Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair.

Members Absent: None.

Committee Business: Passed HF 507, as amended; and HF 529.

Adjourned: 11:00 a.m.

TRANSPORTATION

Convened: Thursday, April 2, 2015, 11:00 a.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbach, Danielson, Dearden, Horn, McCoy, Quirmbach, and Smith.

Members Absent: Feenstra and Kraayenbrink (both excused).

Committee Business: Discussed HF 394; passed HF 588 and HF 597, as amended.

Adjourned: 12:00 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 25, by Danielson and Bertrand, a resolution honoring the University of Northern Iowa men's basketball team and program.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 23

JUDICIARY: Horn, Chair; Quirnbach and Shipley

House File 488

EDUCATION: Quirnbach, Chair; Schoenjahn and Sinclair

House File 599

EDUCATION: Hogg, Chair; Kinney and Sinclair

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: HOUSE FILE 421, a bill for an act relating to the qualifications for community college career and technical education instructors.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 488, a bill for an act relating to the programs of the Iowa commission on volunteer service by establishing an Iowa reading corps and specifying uses of funds.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 515, a bill for an act relating to the use of the district management levy and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 599, a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirnbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 579, a bill for an act relating to the regulation of health care facilities, elder group homes, assisted living programs, and adult day services programs.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 6, a bill for an act to expand the criminal offense of and applicability of related penalties for sexual exploitation by a school employee to include all school district employees.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3094.

Final Vote: Ayes, 13: Soddors, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirnbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 172, a bill for an act relating to corporations' powers and duties, document filings, meetings, mergers, voting procedures, and the functions of directors and officers.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 558, a bill for an act relating to disorderly conduct by persons at funeral or memorial services and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 567, a bill for an act relating to controlled substances, including by enhancing the penalties for imitation controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and temporarily designating substances as controlled substances, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 569, a bill for an act relating to notice of garnishment and levy to a judgment debtor.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Sodders, Hogg, Schneider, Bisignano, Garrett, Horn, Kinney, Petersen, Quirmbach, Shipley, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: HOUSE FILE 259, a bill for an act relating to certain persons who are excluded from coverage under the workers' compensation law of this state.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Bisignano, Seng, Shipley, Brase, Costello, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 286, a bill for an act relating to the direct deposit of employee wages.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3092.

Final Vote: Ayes, 6: Bisignano, Seng, Brase, Dearden, Dotzler, and Soddors. Nays, 3: Shipley, Costello, and Whitver. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 397, a bill for an act defining occasional work for purposes of the state child labor law.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3091.

Final Vote: Ayes, 9: Bisignano, Seng, Shipley, Brase, Costello, Dearden, Dotzler, Soddors, and Whitver. Nays, none. Absent, 2: Bertrand and Courtney.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 507, a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3093.

Final Vote: Ayes, 6: Taylor, Wilhelm, Allen, Bisignano, Brase, and Quirmbach. Nays, 4: Smith, Breitbach, Guth, and Sinclair. Present, 1: Hart. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 529, a bill for an act relating to drainage and levee districts, by providing for mergers, repairs and improvements, and elections.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Taylor, Wilhelm, Smith, Allen, Bisignano, Brase, Breitbach, Guth, Hart, Quirmbach, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 506, a bill for an act related to absentee ballot deadlines.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3090.

Final Vote: Ayes, 9: Danielson, Courtney, Bowman, Dearden, Dvorsky, Horn, McCoy, Petersen, and Schoenjahn. Nays, 5: Chapman, Feenstra, Johnson, Schultz, and Whitver. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 588, a bill for an act relating to the issuance of persons with disabilities removable windshield parking placards, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Dearden, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3090	H.F.	506	State Government
S-3091	H.F.	397	Labor and Business Relations
S-3092	H.F.	286	Labor and Business Relations
S-3093	H.F.	507	Local Government
S-3094	H.F.	6	Judiciary

JOURNAL OF THE SENATE

EIGHTY-FIFTH CALENDAR DAY
FIFTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 6, 2015

The Senate met in regular session at 1:12 p.m., President Jochum presiding.

Prayer was offered by the Oskaloosa String Ensemble. They were the guests of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Thursday, April 2, 2015, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Courtney Kay-Decker, the governor's appointee to be Director of Revenue. She was the guest of Senators Bolkcom and Breitbach and the committee on Ways and Means.

The Secretary of the Senate introduced JoAnn Johnson, the governor's appointee to be Superintendent of Credit Unions. She was the guest of Senators Anderson and Bolkcom and the committee on Commerce.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 26 (formerly SR 25), a resolution honoring the University of Northern Iowa men's basketball team and program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

Senate Resolution 26, by committee on Rules and Administration, a Resolution honoring the University of Northern Iowa men's basketball team and program.

Read first time under Rule 28 and **placed on calendar**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 26.

Senate Resolution 26

On motion of Senator Danielson, **Senate Resolution 26**, a resolution honoring the University of Northern Iowa men's basketball team and program, with report of committee recommending passage, was taken up for consideration.

Senator Danielson moved the adoption of Senate Resolution 26, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Danielson introduced to the Senate chamber UNI men's basketball team, accompanied by head coach, Ben Jacobson. Coach Jacobson addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:50 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 2:48 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Segebart, until he arrives, on request of Senator Chelgren; and Senator Dearden, until he returns, on request of Senator Gronstal.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 422 and 485.

Senate File 422

On motion of Senator Bowman, **Senate File 422**, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Bowman offered amendment S-3098, filed by him from the floor to pages 2 and 5-6 of the bill, and moved its adoption.

Amendment S-3098 was adopted by a voice vote.

Senator Bowman asked and received unanimous consent that **House File 563** be **substituted** for **Senate File 422**.

House File 563

On motion of Senator Bowman, **House File 563**, a bill for an act relating to vehicle recyclers, including the transfer of motor vehicles to vehicle recyclers and compliance with the national motor vehicle title information system, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Bowman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 563), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden	Segebart
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Bowman asked and received unanimous consent that **Senate File 422** be **withdrawn** from further consideration of the Senate.

Senate File 485

On motion of Senator Hogg, **Senate File 485**, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 485), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 258.

House File 258

On motion of Senator Hogg, **House File 258**, a bill for an act relating to sexual misconduct with offenders and juveniles, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 258), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirmbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 485** and **House Files 258** and **563** be **immediately messaged** to the House.

REFERRAL TO INDIVIDUAL CONFIRMATION CALENDAR

MADAM PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

Geri Huser – Director and member of the Utilities Board

THOMAS G. COURTNEY

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Betty Grandquist, Commission on Aging

Rachel Eubank, Alcoholic Beverages Commission

Rita Perea, Board of Athletic Training

Warren Hunsberger Jr., Iowa Drug Policy Advisory Council

Dorothy Walters, Board of Hearing Aid Dispensers

Jennifer Brand, Interior Design Examining Board

Serena Zwanziger, Interior Design Examining Board

Patrick Schmitz, Mental Health and Disability Services Commission

Patrick Schmitz, Mental Health Risk Pool Board

Susan Pleva, Plumbing and Mechanical Systems Examining Board

Terry Duggan, Real Estate Commission

Lisa Kingery, Board of Respiratory Care

Kathleen Parris, Board of Respiratory Care

David Erickson, State Board of Tax Review

Merlin Bartz, Vision Iowa Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith

Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Dearden Segebart

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:12 p.m. until 9:00 a.m., Tuesday, April 7, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Monday, April 06, 2015, 1:05 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver.

Members Absent: None.

Committee Business: Passed SR 25.

Adjourned: 1:10 p.m.

ALSO:

Convened: Monday, April 06, 2015, 1:50 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver.

Members Absent: None.

Committee Business: Passed SR 27.

Adjourned: 1:55 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 27, by Dearden, a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

STUDY BILLS RECEIVED

SSB 1271 Ways and Means

Authorizing the establishment of promotion areas by cities and authorizing the imposition of a local lodging fee.

SSB 1272 Ways and Means

Relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

SSB 1273 Ways and Means

Relating to certain fees collected by the county sheriff.

SSB 1274 Ways and Means

Providing for an increase in birth certificate fees.

SSB 1275 Ways and Means

Relating to state taxation by amending the sales and use tax and excise tax imposed on certain machinery, equipment, attachments, and replacement parts used in construction.

SUBCOMMITTEE ASSIGNMENTS

SSB 1271

WAYS AND MEANS: Dotzler, Chair; Allen and Smith

SSB 1272

WAYS AND MEANS: Hogg, Chair; Behn and Bolkcom

SSB 1273

WAYS AND MEANS: Quirnbach, Chair; Allen and Anderson

SSB 1274

WAYS AND MEANS: Petersen, Chair; Bolkcom and Smith

SSB 1275

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: HOUSE FILE 449, a bill for an act relating to the development and initial implementation of an inpatient psychiatric bed tracking system by the department of human services.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3101.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 510, a bill for an act relating to the transportation of persons with a substance-related disorder or a mental illness.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3102.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 534, a bill for an act relating to stipends for the mental health professional shortage area program.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3103.

Final Vote: Ayes, 12: Mathis, Ragan, Johnson, Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 27, a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 597, a bill for an act relating to the distribution of fines imposed by the automated enforcement of traffic laws.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3100.

Final Vote: Ayes, 11: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Dearden, Feenstra, Horn, Kraayenbrink, Quirmbach, and Smith. Nays, 2: Danielson and McCoy. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3095	H.F.	227	Tony Bisignano
S-3096	S.F.	482	Jeff Danielson
S-3097	H.F.	381	Herman C. Quirmbach
S-3098	S.F.	422	Tod R. Bowman
S-3099	S.F.	482	Tony Bisignano
S-3100	H.F.	597	Transportation
S-3101	H.F.	449	Human Resources
S-3102	H.F.	510	Human Resources
S-3103	H.F.	534	Human Resources

JOURNAL OF THE SENATE

EIGHTY-SIXTH CALENDAR DAY
FIFTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 7, 2015

The Senate met in regular session at 9:00 a.m., President Jochum presiding.

Prayer was offered by the Ottumwa High School Meistersingers from Ottumwa, Iowa. They were the guests of Senator Chelgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Isabelle Pierotti.

The Journal of Monday, April 6, 2015, was approved.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 28 (formerly SR 27), a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

Senate Resolution 28, by committee on Rules and Administration, a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling.

Read first time and **placed on calendar**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 28.

Senate Resolution 28

On motion of Senator Dearden, **Senate Resolution 28**, a resolution recognizing and congratulating the Grand View University Wrestling Team and program on its outstanding achievements in National Association of Intercollegiate Athletics wrestling, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved the adoption of Senate Resolution 28, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Dearden introduced to the Senate chamber the Grand View University Wrestling Team accompanied by their coach, Nick Mitchell. Coach Mitchell addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:53 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:08 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 7, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 125, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Senate File 135, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Senate File 155, a bill for an act relating to the illumination of rear registration plates on dump trucks and construction vehicles.

Senate File 200, a bill for an act relating to the employment and duties of the executive director of the dental board.

Senate File 201, a bill for an act relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Senate File 218, a bill for an act relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

Senate File 222, a bill for an act relating to the disposition of seized firearms or ammunition.

Senate File 264, a bill for an act relating to access to local exchange service information.

Senate File 267, a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Senate File 276, a bill for an act relating to the administration of medical licenses by the board of medicine.

Senate File 412, a bill for an act relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Senate File 426, a bill for an act relating to privileged communications between a health care provider or health facility and a patient following an adverse health care incident.

Senate File 435, a bill for an act relating to public access to data processing software under Iowa's open records law.

Senate File 451, a bill for an act relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

Senate File 463, a bill for an act relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

ALSO: That the House has on April 7, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 167, a bill for an act related to the compensation of elective county officers. (S-3112)

Senate File 203, a bill for an act relating to persons and activities regulated by the board of nursing. (S-3111)

Senate File 306, a bill for an act relating to communication and visitation between an adult ward and another person. (S-3110)

Senate File 401, a bill for an act relating to subacute care facilities. (S-3113)

Senate File 462, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities. (S-3109)

ALSO: That the House has on April 7, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 615, a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones.

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

House File 616, a bill for an act relating to property tax credits and assessment by modifying filing deadline provisions, modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including effective date and applicability provisions.

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

House File 621, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

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

House File 622, a bill for an act relating to certain fees charged in connection with vehicle rental agreements and making penalties applicable.

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

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he arrives, on request of Senator Zumbach.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 146 and 172.

House File 146

On motion of Senator McCoy, **House File 146**, a bill for an act concerning gambling game prohibited activities and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 146), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipleigh
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 172

On motion of Senator Hogg, **House File 172**, a bill for an act relating to corporations' powers and duties, document filings, meetings, mergers, voting procedures, and the functions of directors and officers, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 172), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 486.

Senate File 486

On motion of Senator Hogg, **Senate File 486**, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 486), the vote was:

Yeas, 43:

Allen	Dearden	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Breitbach	Hart	Quirmbach	Whitver
Chelgren	Hogg	Ragan	Wilhelm
Courtney	Horn	Rozenboom	Zumbach
Danielson	Jochum	Schoenjahn	

Nays, 7:

Behn	Costello	Schneider	Zaun
Chapman	Guth	Schultz	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 486** and **House Files 146** and **172** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 229, 337, 472, and 476.

Senate File 229

On motion of Senator Wilhelm, **Senate File 229**, a bill for an act relating to the Iowa health information network, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Wilhelm asked and received unanimous consent that **House File 381** be **substituted** for **Senate File 229**.

House File 381

On motion of Senator Wilhelm, **House File 381**, a bill for an act relating to the Iowa health information network, and including effective date provisions, was taken up for consideration.

Senator Quirmbach offered amendment S-3097, filed by him on April 6, 2015, to page 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3097 be adopted?” (H.F. 381), the vote was:

Yeas, 20:

Anderson	Costello	Horn	Sinclair
Bertrand	Courtney	Kraayenbrink	Smith
Brase	Feenstra	Quirmbach	Taylor
Chapman	Garrett	Schultz	Whitver
Chelgren	Guth	Segebart	Zaun

Nays, 30:

Allen	Dix	Kapucian	Schoenjahn
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Mathis	Shipley
Bolkcom	Gronstal	McCoy	Sodders
Bowman	Hart	Petersen	Wilhelm
Breitbach	Hogg	Ragan	Zumbach
Danielson	Jochum	Rozenboom	
Dearden	Johnson	Schneider	

Absent, none.

Amendment S-3097 lost.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 381), the vote was:

Yeas, 46:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley

Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zumbach
Costello	Hogg	Schneider	
Courtney	Horn	Schoenjahn	

Nays, 4:

Chelgren	Quirnbach	Taylor	Zaun
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Wilhelm asked and received unanimous consent that **Senate File 229** be **withdrawn** from further consideration of the Senate.

Senate File 337

On motion of Senator Danielson, **Senate File 337**, a bill for an act providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Danielson withdrew amendment S-3062, filed by him on March 19, 2015, to pages 1, 3, 4, and 7-10 and amending the title page of the bill.

Senator Danielson offered amendment S-3078, filed by him on March 30, 2015, to pages 1, 3, 4, and 7-10 and amending the title page of the bill, and moved its adoption.

Amendment S-3078 was adopted by a voice vote.

Senator Danielson asked and received unanimous consent that **House File 203** be **substituted** for **Senate File 337**.

House File 203

On motion of Senator Danielson, **House File 203**, a bill for an act providing for the licensing of polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Danielson offered amendment S-3081, filed by him on March 31, 2015, to page 7 of the bill, and moved its adoption.

Amendment S-3081 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 203), the vote was:

Yeas, 37:

Allen	Dix	Kinney	Segebart
Anderson	Dotzler	Kraayenbrink	Seng
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Gronstal	Petersen	Taylor
Bowman	Hart	Quirnbach	Whitver
Brase	Hogg	Ragan	Wilhelm
Courtney	Horn	Rozenboom	
Danielson	Jochum	Schoenjahn	
Dearden	Johnson	Schultz	

Nays, 13:

Behn	Costello	Schneider	Zumbach
Breitbach	Garrett	Shipley	
Chapman	Guth	Sinclair	
Chelgren	Kapucian	Zaun	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Danielson asked and received unanimous consent that **Senate File 337** be **withdrawn** from further consideration of the Senate.

Senate File 472

On motion of Senator Mathis, **Senate File 472**, a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Chelgren offered amendment S-3106, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3106 lost by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 472), the vote was:

Yeas, 28:

Allen	Dearden	Horn	Ragan
Bisignano	Dotzler	Jochum	Schoenjahn
Bolkcom	Dvorsky	Kinney	Seng
Bowman	Feenstra	Mathis	Sodders
Brase	Gronstal	McCoy	Taylor
Courtney	Hart	Petersen	Wilhelm
Danielson	Hogg	Quirmbach	Zaun

Nays, 22:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zumbach
Chapman	Johnson	Segebart	
Chelgren	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 476

On motion of Senator Mathis, **Senate File 476**, a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 476), the vote was:

Yeas, 34:

Allen	Danielson	Kapucian	Segebart
Bertrand	Dearden	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shipley
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Breitbach	Hogg	Quirnbach	Zumbach
Chelgren	Horn	Ragan	
Courtney	Jochum	Schoenjahn	

Nays, 16:

Anderson	Dix	Johnson	Sinclair
Behn	Feenstra	Rozenboom	Smith
Chapman	Garrett	Schneider	Whitver
Costello	Guth	Schultz	Zaun

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 472 and 476** and **House Files 203 and 381** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 482 and 487.

Senate File 482

On motion of Senator Danielson, **Senate File 482**, a bill for an act concerning social and charitable gambling and making penalties applicable, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

(Senate File 482 was deferred.)

The Senate stood at ease at 2:41 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 2:56 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 482, previously deferred.

Senator Danielson offered amendment S-3096, filed by him on April 6, 2015, to pages 16, 17, 46, and 47 of the bill, and moved its adoption.

Amendment S-3096 was adopted by a voice vote.

Senator Bisignano withdrew amendment S-3099, filed by him on April 6, 2015, to page 34 of the bill.

Senator Bisignano offered amendment S-3108, filed by him from the floor to page 35 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3108 be adopted?" (S.F. 482), the vote was:

Yeas, 48:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng

Bertrand	Dvorsky	Kraayenbrink	Shipley
Bisignano	Feenstra	Mathis	Sinclair
Bolkcom	Garrett	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Guth	Quirmbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Rozenboom	Wilhelm
Chelgren	Horn	Schneider	Zaun
Costello	Jochum	Schoenjahn	Zumbach

Nays, 2:

Courtney Danielson

Absent, none.

Amendment S-3108 was adopted.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 482), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 487

On motion of Senator Allen, **Senate File 487**, a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Allen offered amendment S-3107, filed by him from the floor to page 8 of the bill, and moved its adoption.

Amendment S-3107 was adopted by a voice vote.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 487), the vote was:

Yeas, 47:

Allen	Courtney	Jochum	Schoenjahn
Anderson	Danielson	Johnson	Schultz
Behn	Dearden	Kapucian	Segebart
Bertrand	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zumbach
Costello	Horn	Schneider	

Nays, 3:

Guth	Whitver	Zaun
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 482 and 487** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 227, 259, and 467.

House File 227

On motion of Senator Sodders, **House File 227**, a bill for an act relating to strip searches of persons at a jail or municipal holding facility, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano withdrew amendment S-3095, filed by him on April 6, 2015, to page 1 of the bill.

Senator Bisignano offered amendment S-3105, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3105 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 227), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 259

On motion of Senator Bisignano, **House File 259**, a bill for an act relating to certain persons who are excluded from coverage under the workers' compensation law of this state, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 259), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 467

On motion of Senator Dearden, **House File 467**, a bill for an act relating to violations of deer and wild turkey harvest reporting requirements and including penalty provisions, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 467), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 227, 259, and 467** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:30 p.m. until 9:00 a.m., Wednesday, April 8, 2015.

APPENDIX

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 7th day of April, 2015.

Senate Files 217, 227, and 392.

MICHAEL E. MARSHALL
Secretary of the Senate

AMENDMENTS FILED

S-3104	H.F.	449	Julian B. Garrett
S-3105	H.F.	227	Tony Bisignano
S-3106	S.F.	472	Mark Chelgren
S-3107	S.F.	487	Chaz Allen
S-3108	S.F.	482	Tony Bisignano
S-3109	S.F.	462	House
S-3110	S.F.	306	House
S-3111	S.F.	203	House
S-3112	S.F.	167	House
S-3113	S.F.	401	House

JOURNAL OF THE SENATE

EIGHTY-SEVENTH CALENDAR DAY
FIFTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 8, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Rachel Thorson Mithelman of St. John's Lutheran Church in Des Moines, Iowa. She was the guest of Senator Allen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Tuesday, April 7, 2015, was approved.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:12 a.m., President Pro Tempore Sodders presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Sinclair, Zaun, and Zumbach, until they arrive, on request of Senator Dix; and Senator Seng, until he returns, on request of Senator Gronstal.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 468.

House File 468

On motion of Senator Jochum, **House File 468**, a bill for an act relating to the appointment of mental health advocates, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Jochum offered amendment S-3072, filed by the committee on Human Resources on March 26, 2015, to pages 4 and 5 of the bill, and moved its adoption.

Amendment S-3072 was adopted by a voice vote.

Senator Jochum moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 468), the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	ShIPLEY
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

President Jochum took the chair at 10:19 a.m.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 468** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Donna Harvey as Director of the Department on Aging, placed on the Individual Confirmation Calendar on March 19, 2015, found on page 667 of the Senate Journal.

Senator Mathis moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Sandra Ryan as a member of the Commission for the Blind, placed on the Individual Confirmation Calendar on March 23, 2015, found on page 683 of the Senate Journal.

Senator Dvorsky moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 45:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	
Courtney	Horn	Schneider	

Nays, 1:

Bisignano

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Jerry Bartruff as Director of the Department of Corrections, placed on the Individual Confirmation Calendar on March 31, 2015, found on page 757 of the Senate Journal.

Senator Sodders moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver

Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Debi Durham as Director of the Economic Development Authority, placed on the Individual Confirmation Calendar on March 31, 2015, found on page 756 of the Senate Journal.

Senator Bisignano moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Dave Jamison as Executive Director of the Iowa Finance Authority, placed on the Individual Confirmation Calendar on March 24, 2015, found on page 699 of the Senate Journal.

Senator Wilhelm moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Rod Roberts as Director of the Department of Inspections and Appeals, placed on the Individual Confirmation Calendar on March 23, 2015, found on page 683 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart

Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirnbach	Wilhelm
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Stewart Iverson as Chair of the Property Assessment Appeal Board, placed on the Individual Confirmation Calendar on March 25, 2015, found on page 717 of the Senate Journal.

Senator Hart moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Smith
Bolkcom	Feenstra	Mathis	Sodders
Bowman	Garrett	McCoy	Taylor
Brase	Gronstal	Petersen	Whitver
Breitbach	Guth	Quirnbach	Wilhelm
Chapman	Hart	Ragan	
Costello	Hogg	Rozenboom	
Courtney	Horn	Schneider	

Nays, 1:

Chelgren

Absent, 4:

Seng	Sinclair	Zaun	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Gerd Clabaugh as Director of Public Health, placed on the Individual Confirmation Calendar on February 10, 2015, found on page 274 of the Senate Journal.

Senator Mathis moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	Zaun
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Dr. Roxann Ryan as the Commissioner of Public Safety, placed on the Individual Confirmation Calendar on March 24, 2015, found on page 699 of the Senate Journal.

Senator Bowman moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart

Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	Zaun
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Kristine Kramer as a member of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on March 30, 2015, found on page 726 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 45:

Allen	Courtney	Jochum	Schultz
Anderson	Danielson	Johnson	Segebart
Behn	Dearden	Kapucian	Shiple
Bertrand	Dix	Kinney	Smith
Bisignano	Dotzler	Kraayenbrink	Sodders
Bolkcom	Dvorsky	McCoy	Taylor
Bowman	Feenstra	Petersen	Whitver
Brase	Garrett	Quirmbach	Wilhelm
Breitbach	Gronstal	Ragan	Zaun
Chapman	Guth	Rozenboom	
Chelgren	Hart	Schneider	
Costello	Horn	Schoenjahn	

Nays, 2:

Hogg	Mathis
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Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Mary Andringa as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 25, 2015, found on page 717 of the Senate Journal.

Senator Quirmbach moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 47:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	McCoy	Taylor
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Quirmbach	Wilhelm
Chelgren	Hart	Ragan	Zaun
Costello	Hogg	Rozenboom	

Nays, none.

Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Sherry Bates as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on February 9, 2015, found on page 254 of the Senate Journal.

Senator Quirmbach moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 44:

Allen	Courtney	Hogg	Schneider
Anderson	Danielson	Horn	Schoenjahn
Behn	Dearden	Jochum	Schultz
Bertrand	Dix	Johnson	Segebart
Bolkcom	Dotzler	Kapucian	Shiple

Bowman	Dvorsky	Kinney	Smith
Brase	Feenstra	Kraayenbrink	Sodders
Breitbach	Garrett	McCoy	Taylor
Chapman	Gronstal	Quirmbach	Whitver
Chelgren	Guth	Ragan	Wilhelm
Costello	Hart	Rozenboom	Zaun

Nays, 3:

Bisignano	Mathis	Petersen
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Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Patricia Cownie as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 25, 2015, found on page 717 of the Senate Journal.

Senator Quirmbach moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Courtney	Horn	Schoenjahn
Anderson	Danielson	Jochum	Schultz
Behn	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Shiple
Bisignano	Dotzler	Kinney	Smith
Bolkcom	Dvorsky	Kraayenbrink	Sodders
Bowman	Feenstra	McCoy	Taylor
Brase	Garrett	Petersen	Whitver
Breitbach	Gronstal	Quirmbach	Wilhelm
Chapman	Guth	Ragan	Zaun
Chelgren	Hart	Rozenboom	
Costello	Hogg	Schneider	

Nays, 1:

Mathis

Absent, 3:

Seng	Sinclair	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Rachael Johnson as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 25, 2015, found on page 717 of the Senate Journal.

Senator Quirnbach moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of David Rose as a member of the State Transportation Commission, placed on the Individual Confirmation Calendar on March 30, 2015, found on page 742 of the Senate Journal.

Senator McCoy moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz

Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirmbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Douglas Hoelscher as Director of Office for State-Federal Relations, placed on the Individual Confirmation Calendar on March 23, 2015, found on page 683 of the Senate Journal.

Senator Danielson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirmbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

HOUSE AMENDMENTS CONSIDERED

Senate File 203

Senator Gronstal called up for consideration **Senate File 203**, a bill for an act relating to persons and activities regulated by the board of nursing, amended by the House in House amendment S-3111, filed April 7, 2015.

Senator Ragan moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Ragan moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 203), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 401

Senator Gronstal called up for consideration **Senate File 401**, a bill for an act relating to subacute care facilities, amended by the House in House amendment S-3113, filed April 7, 2015.

Senator Ragan moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Ragan moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 401), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 462

Senator Gronstal called up for consideration **Senate File 462**, a bill for an act relating to the maintenance and administration of epinephrine in schools and certain other facilities, amended by the House in House amendment S-3109, filed April 7, 2015.

Senator Ragan moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Ragan moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 462), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 421.

House File 421

On motion of Senator Hart, **House File 421**, a bill for an act relating to the qualifications for community college career and technical education instructors, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 421), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 203, 401, and 462** and **House File 421** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 449, 488, 515, 529, and 534.

House File 449

On motion of Senator Ragan, **House File 449**, a bill for an act relating to the development and initial implementation of an inpatient psychiatric bed tracking system by the department of human services, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Ragan offered amendment S-3101, filed by the committee on Human Resources on April 6, 2015, to pages 1-2 and amending the title page of the bill.

Senator Garrett offered amendment S-3104, filed by him on April 7, 2015, to page 1 of amendment S-3101, and moved its adoption.

Amendment S-3104 to amendment S-3101 was adopted by a voice vote.

Senator Ragan moved the adoption of amendment S-3101, as amended.

Amendment S-3101, as amended, was adopted by a voice vote.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 449), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz

Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirmbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

House File 488

On motion of Senator Quirmbach, **House File 488**, a bill for an act relating to the programs of the Iowa commission on volunteer service by establishing an Iowa reading corps and specifying uses of funds, with report of committee recommending passage, was taken up for consideration.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 488), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirmbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 515

On motion of Senator Schoenjahn, **House File 515**, a bill for an act relating to the use of the district management levy and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 515), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shiple
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 529

On motion of Senator Hart, **House File 529**, a bill for an act relating to drainage and levee districts, by providing for mergers, repairs and improvements, and elections, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 529), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shipley
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirmbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 534

On motion of Senator Mathis, **House File 534**, a bill for an act relating to stipends for the mental health professional shortage area program, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Mathis offered amendment S-3103, filed by the committee on Human Resources on April 6, 2015, to page 1 of the bill, and moved its adoption.

Amendment S–3103 was adopted by a voice vote.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 534), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schneider
Anderson	Danielson	Jochum	Schoenjahn
Behn	Dearden	Johnson	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Kraayenbrink	Shiple
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zaun

Nays, none.

Absent, 2:

Sinclair Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Dearden asked and received unanimous consent that **Senate Resolution 27** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 449, 488, 515, 529, and 534** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 11:39 a.m. until 9:00 a.m., Thursday, April 9, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Seth Breyfogle, Gilbert—For achieving the Thomas A. Edison Supernova Award. Senator Behn.

SUBCOMMITTEE ASSIGNMENTS

House File 615

WAYS AND MEANS: Dotzler, Chair; Allen and Schultz

House File 616

WAYS AND MEANS: Hogg, Chair; Jochum and Smith

House File 621

WAYS AND MEANS: Dotzler, Chair; Breitbach and Seng

House File 622

WAYS AND MEANS: Petersen, Chair; Quirmbach and Schultz

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 8, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 217 – Concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund.

Senate File 392 – Relating to hunter education license requirements, providing for a hunting license with an apprentice hunter designation, and including penalty provisions.

AMENDMENT FILED

S-3114 H.F. 447 Steven J. Soddors

JOURNAL OF THE SENATE

EIGHTY-EIGHTH CALENDAR DAY
FIFTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 9, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by the Gospel Singers Male Chorus from Oskaloosa, Pella, and Prairie City, Iowa. They were the guests of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Wednesday, April 8, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 8, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 274, a bill for an act relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

Senate File 292, a bill for an act relating to the confidentiality of certain juvenile court records.

Senate File 434, a bill for an act relating to continuing education requirements for licensed barbers.

Senate File 448, a bill for an act relating to the commission of a class “A” felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions.

Senate File 456, a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of beer.

Senate File 457, a bill for an act allowing the office of ombudsman access in the performance of its duties to the minutes and audio recording of a closed session.

ALSO: That the House has on April 8, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 335, a bill for an act relating to the release of certain information to a procurement organization. (S-3116)

Senate File 427, a bill for an act relating to the making, transferring, and possession of firearms and suppressors, and providing penalties. (S-3117)

ALSO: That the House has on April 8, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 606, a bill for an act establishing a motor vehicle insurance verification program, establishing fees, and including penalty and effective date provisions.

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

The Senate stood at ease at 9:09 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:01 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Kraayenbrink and Zumbach, until they arrive, on request of Senator Whitver.

HOUSE AMENDMENT CONSIDERED

Senate File 306

Senator Gronstal called up for consideration **Senate File 306**, a bill for an act relating to communication and visitation between an adult ward and another person, amended by the House in House amendment S-3110, filed April 7, 2015.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 306), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schoenjahn
Anderson	Danielson	Jochum	Schultz
Behn	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun

Nays, none.

Absent, 2:

Kraayenbrink Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 229.

House File 229

On motion of Senator Bolkcom, **House File 229**, a bill for an act relating to the regulation of free offers and buying club memberships, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bolkcom offered amendment S-3089, filed by the committee on Commerce on April 1, 2015, to pages 1, 2, and 4 of the bill, and moved its adoption.

Amendment S-3089 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 229), the vote was:

Yeas, 48:

Allen	Courtney	Horn	Schoenjahn
Anderson	Danielson	Jochum	Schultz
Behn	Dearden	Johnson	Segebart
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun

Nays, none.

Absent, 2:

Kraayenbrink Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 306** and **House File 229** be **immediately messaged** to the House.

BILLS PLACED ON UNFINISHED BUSINESS CALENDAR

Senator Gronstal asked and received unanimous consent that the following bills be placed on the Unfinished Business Calendar:

H.F. 6	H.F. 525	H.F. 599
H.F. 286	H.F. 544	
H.F. 287	H.F. 558	
H.F. 299	H.F. 567	
H.F. 397	H.F. 569	
H.F. 414	H.F. 578	
H.F. 447	H.F. 579	
H.F. 504	H.F. 583	
H.F. 506	H.F. 588	
H.F. 507	H.F. 597	

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that the following bills on the Senate Calendar be referred to committee:

S.F. 425 to Judiciary
H.F. 510 to Human Resources
H.F. 527 to Judiciary

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:29 a.m. until 1:00 p.m., Monday, April 13, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Albert Bouchaute, Wheatland—For celebrating his 90th birthday. Senator Hart.

Eugene and Joyce Claver, Lovilia—For celebrating their 60th wedding anniversary. Senator Rozenboom.

Francene Hugen, Oskaloosa—For celebrating her 90th birthday. Senator Rozenboom.

Jim and Phyllis Lanser, Pella—For celebrating their 50th wedding anniversary. Senator Rozenboom.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Thursday, April 09, 2015, 11:00 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith.

Members Absent: Dotzler (excused).

Committee Business: Passed SSB 1267, as amended.

Adjourned: 11:20 a.m.

AMENDMENTS FILED

S-3115	S.F.	488	Joe Bolkcom
S-3116	S.F.	335	House
S-3117	S.F.	427	House

JOURNAL OF THE SENATE

NINETY-SECOND CALENDAR DAY
FIFTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 13, 2015

The Senate met in regular session at 1:08 p.m., President Jochum presiding.

Prayer was offered by Monsignor Drake Shafer of St. Anne's Catholic Church in Long Grove, Iowa. He was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Thursday, April 9, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:12 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 2:13 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 13, 2015, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 8, a concurrent resolution relating to Pioneer Lawmakers.

Read first time and **placed on calendar**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand, Chelgren, and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 488 and House Files 287 and 414.

Senate File 488

On motion of Senator Bolkcom, **Senate File 488**, a bill for an act relating to air quality, by providing for the establishment, assessment, and collection of fees, establishing a fund, and making appropriations, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Bolkcom offered amendment S–3115, filed by him on April 9, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3115 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 488), the vote was:

Yeas, 41:

Allen	Dearden	Kapucian	Schultz
Anderson	Dix	Kinney	Segebart
Bisignano	Dotzler	Kraayenbrink	Seng
Bolkcom	Dvorsky	Mathis	Shipley
Bowman	Feenstra	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Hart	Quirmbach	Taylor
Chapman	Hogg	Ragan	Wilhelm

Costello	Horn	Rozenboom
Courtney	Jochum	Schneider
Danielson	Johnson	Schoenjahn

Nays, 6:

Behn	Guth	Whitver
Garrett	Sinclair	Zaun

Absent, 3:

Bertrand	Chelgren	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

House File 287

On motion of Senator Dearden, **House File 287**, a bill for an act relating to counterfeit, nonfunctional, or unsafe air bags, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 287), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand Chelgren Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 414

On motion of Senator Hart, **House File 414**, a bill for an act requiring disclosures by private providers of veterans benefits services and including penalties, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 414), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand Chelgren Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 335

Senator Gronstal called up for consideration **Senate File 335**, a bill for an act relating to the release of certain information to a procurement organization, amended by the House in House amendment S-3116, filed April 9, 2015.

Senator Mathis moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Mathis moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 335), the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 167

Senator Bisignano called up for consideration **Senate File 167**, a bill for an act related to the compensation of elective county officers, amended by the House in House amendment S-3112, filed April 7, 2015.

Senator Bisignano moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bisignano moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 167), the vote was:

Yeas, 46:

Allen	Dix	Kapucian	Segebart
Anderson	Dotzler	Kinney	Seng
Behn	Dvorsky	Kraayenbrink	Shiple
Bisignano	Feenstra	Mathis	Sinclair
Bolkcom	Garrett	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Guth	Quirnbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	

Nays, 1:

Dearden

Absent, 3:

Bertrand	Chelgren	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 167, 335, and 488** and **House Files 287 and 414** be **immediately messaged** to the House.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Concurrent Resolution 8.

House Concurrent Resolution 8

On motion of Senator Gronstal, **House Concurrent Resolution 8**, a concurrent resolution relating to Pioneer Lawmakers, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 8, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Concurrent Resolution 8** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Thomas Bernau, Iowa Capital Investment Board

Patricia Lipski, Iowa State Civil Rights Commission

JoAnn Johnson, Superintendent of Credit Unions

Steven Kury, Board of Dietetics

Brook Rosenberg, Early Childhood Iowa State Board

Marvin Schumacher, Elevator Safety Board

Amy Skinner, Health Facilities Council

Dennis Schemmel, Natural Resource Commission

Christine Bean, Iowa Board of Veterinary Medicine

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Zumbach
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The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Mary Cownie as the Director of the Department of Cultural Affairs, placed on the Individual Confirmation Calendar on March 24, 2015, found on page 699 of the Senate Journal.

Senator Mathis moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Courtney Kay-Decker as the Director of Revenue, placed on the Individual Confirmation Calendar on March 31, 2015, found on page 757 of the Senate Journal.

Senator Gronstal moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 47:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver

Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, none.

Absent, 3:

Bertrand	Chelgren	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Geri Huser as Chair and a member of the Utilities Board, placed on the Individual Confirmation Calendar on April 6, 2015, found on page 782 of the Senate Journal.

Senator McCoy moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 43:

Allen	Dix	Johnson	Schultz
Anderson	Dotzler	Kapucian	Segebart
Behn	Dvorsky	Kinney	Seng
Bisignano	Feenstra	Kraayenbrink	Shiple
Bolkcom	Garrett	Mathis	Sinclair
Bowman	Gronstal	McCoy	Smith
Brase	Guth	Petersen	Sodders
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Danielson	Jochum	Schoenjahn	

Nays, 4:

Courtney	Dearden	Quirmbach	Taylor
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Absent, 3:

Bertrand	Chelgren	Zumbach
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:50 p.m. until 9:00 a.m., Tuesday, April 14, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Audit Report Schedule of Expenditures of Federal Awards for FY ended June 30, 2014, pursuant to Iowa Code section 11.4. Report received on April 13, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Lu Matthey, Sergeant Bluff—For her many years of service to Iowa Farm Bureau and Iowa Agriculture. Senator Anderson.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Monday, April 13, 2015, 1:15 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver.

Members Absent: Chapman (excused).

Committee Business: Governor's appointees.

Adjourned: 1:20 p.m.

INTRODUCTION OF BILL

Senate File 489, by committee on Ways and Means, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund, making an appropriation, and extending the environmental protection surcharge.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 489, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund, making an appropriation, and extending the environmental protection surcharge.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, and Seng. Nays, 2: Behn and Smith. Absent, 1: Dotzler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 489, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 2015, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 227 – Relating to the school start date and to exception and penalty provisions and including effective date provisions.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

HEALTH FACILITIES COUNCIL (Sec. 135.62)

Roger Thomas, Elkader

05/01/2015 – 04/30/2021

REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)

Robert Felderman, Dubuque

03/27/2015 – 04/30/2016

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor’s appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on April 13, 2015:

HUMAN RESOURCES

Roger Thomas – Health Facilities Council

STATE GOVERNMENT

Robert Felderman – Real Estate Appraiser Examining Board

AMENDMENTS FILED

S-3118	S.F.	406	Dick L. Dearden
S-3119	H.F.	6	Janet Petersen

JOURNAL OF THE SENATE

NINETY-THIRD CALENDAR DAY
FIFTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 14, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Monday, April 13, 2015, was approved.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Norman Rodgers, former member of the Senate from Dallas County, Adel, Iowa.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:19 a.m. until 1:45 p.m.

RECONVENED

The Senate reconvened at 1:54 p.m., President Jochum presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House chamber, in accordance with House Concurrent Resolution 8, in columns of two led by the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION PIONEER LAWMAKERS

Sixty-third Biennial Session
House Chamber

In accordance with House Concurrent Resolution 8, duly adopted, the joint convention was called to order at 2:00 p.m., President Jochum presiding.

President Jochum declared a quorum present and the joint convention duly organized.

Senator Gronstal moved that a committee of eight be appointed to escort the Pioneer Lawmakers into the House chamber.

The motion prevailed by a voice vote, and the President appointed as such committee Senators Hart, Kinney, Chapman, and Garrett on the part of the Senate and Representatives Dolecheck, Salmon, Gaskill, and Oldson on the part of the House.

The joint convention stood at ease at 2:02 p.m.

The joint convention resumed at 2:03 p.m.

The committee escorted the Pioneer Lawmakers to seats in the House chamber.

President Jochum presented the Honorable Steven J. Soddors, President Pro Tempore of the Senate, who welcomed the Pioneer Lawmakers on behalf of the Senate.

President Jochum presented the Honorable Kraig Paulsen, Speaker of the House of Representatives, who welcomed the Pioneer Lawmakers on behalf of the House.

President Jochum presented the Honorable Matt McCoy, member of the Senate and President of the Pioneer Lawmakers Association, who responded to the welcome.

Senator McCoy announced the following 1995 class of Pioneer Lawmakers: Richard D. Arnold, Nancy Boettger, Effie Lee Boguess, Clyde E. Bradley, Cecelia S. Burnett, Danny C. Carroll, Brian A. Coon, Mike G. Cormack, Dick Dearden, Larry Disney, James H. Drees, Tom Flynn, Donna Hammitt Barry, Neil P. Harrison, David E. Heaton, Daniel A. Huseman, Elizabeth “Libby” S. Jacobs, JoAnn Johnson, Jeffrey M. Lamberti, Jerry D. Main, Mary S. Mascher, Beverly J. Nelson, Ronald W. Nutt, Donald B. Redfern, Lynn S. Schulte, Steven E. Sukup, Todd Taylor, Russell W. Teig, James “Jamie” Van Fossen, Kenneth J. Veenstra, and Steve Warnstadt.

Honorary members of the 2015 class were the following: K’Ann Brandt, Rod Boshart, Amy Campbell, Terry Harrmann, Kim Haus, Rev. Carlos Jayne, Theresa Kehoe, Peg Kephart, John Pollak, Marty Ryan, Julie Simon, and Maureen Taylor.

Senator McCoy presented Libby Jacobs, former House Majority Whip and current member of the Iowa Utilities Board, who addressed the joint convention:

Well, it certainly is a different perspective from this podium when one doesn’t have to worry about getting the correct county name and person’s name for the Gentleman or Lady that is trying to gain the presiding officer’s attention. Thank heavens for the bright young minds of the pages, who sit here, to keep things moving in the House chambers.

Thanks too for the current lawmakers, staff, media reps and those in the gallery who allow time for the biannual Pioneer Lawmakers festivities. While it does not just seem like yesterday that this year’s inductees were fresh faces here, it certainly doesn’t feel as though it’s been 20 years either. We all could fill in the blank to this statement, “Why it was only yesterday that...”

For the legislators being recognized as new Pioneer Lawmakers, thank you for your dedication and willingness to put your name on a ballot two decades ago. We can talk a bit about what motivated us to take a risk and run for the Legislature, as well as reminisce about that first session.

For the media, lobby and staff who are new honorary Pioneer Lawmakers, you obviously found this place interesting and somewhat entertaining over the years or you

certainly would have moved on to greener pastures. We can think about your roles in making this a special place.

So, for the legislators in the crowd, why on earth would we put our name on a ballot? OK, taking away the fact that there might be a bit of ego attached to that, what really caused us to run for office? Was it the attraction of knocking on thousands of doors, meeting voters and potential supporters, asking folks for money for our campaigns, the lure of potentially making significant policy decisions?

Or, was it the fact that as freshmen legislators we would get the great opportunity to floor manage enticing bills such as the Code Editor's update, or the annual federal funds bill? I still recall the look of sheer terror in Marty Lee's eyes when he was told that I would be running his major REALTORS bill. Oh, such little confidence in the freshmen.

From what I can recall of our first year in the Legislature, there were long caucuses for both parties, but particularly for the Democrats. As Republican freshmen, we didn't always have a lot to do to fill our time, so veteran legislator, the late Phil Tyrrell, organized an ad hoc tour of the attic one afternoon where we went looking for bats. For those of you on that escapade, you probably recall we didn't find any of those winged creatures, but we saw lots of old items tucked away upstairs, saw the charred walls from the fire in the Capitol way back when, and desecrated public property by signing our names on an attic wall. Obviously it didn't take much to entertain us novice lawmakers. We snuck outside to the platform around the Cupola as well, but that's another story for another time.

On a more serious note, that 1995 session was filled with some drama. Even before taking office we had a heavy decision to make due to a highly-contested race for Speaker. We had a thought-provoking debate on reinstating the death penalty. The expansion of the ICN was a big issue. And, we lost a legislator who was part of our new member class, Rep. Jerry Cornelius who passed away in December of 1995, not quite a year into his term. Regrettably, we have lost several others since.

But, all you youngsters out in the audience don't want to hear a bunch of tales about years gone by. You're into the now and future, and we get that. What I think we can all agree upon is that there's a special calling to public service, but why do all of us answer that call?

For the media, why do you sit through the long, laborious hours of debate, the inside baseball that legislators take such glee in pitching, and that means so little to folks not under the Golden Dome? While I would never speak for folks who buy ink by the barrel, or bandwidth in giganormous bits per second, I can hazard a guess. It's because you too are genuinely interested in the policy, politics and focus of this place. You're willing to miss family meals, be sleep deprived and sit on that bench for all to see because you are committed to upholding the First Amendment, to keeping us mindful of your presence as you look to encourage transparency and openness. While there have been times, in reading the coverage the next day that I truly wondered if we had been in the same meeting or heard the same debate, you have fulfilled your roles well and it's been a type of public service for you.

For the lobby, the Third House. What keeps you coming back? It certainly isn't the luxurious accommodations in the Rotunda or the library's cubbyholes. Yes, it's a pay check, but you too miss family time, run on little sleep, and learn that counting votes isn't all it's cracked up to be. For you, sometimes the victory is in what did not get passed by the end of the session, a type of public service that can be laudable. But it's a calling for you as well, to focus on policy and politics.

I'm going to group staff and legislators together because at the end of the day, everyone in those roles made a decision to work for government, and that means working for the people of Iowa. Twenty years ago, the partisanship wasn't as

rancorous as it is today, and we actually talked and worked across the aisle more often. Not all of the time mind you, but with some exceptions, we tended to do more agreeing to disagree than to figure out a way to make things so acrimonious.

So then, why, after all these years, do we keep coming back to this place, or to continue work as a public servant? Because we care, we want to do the right thing, and quite frankly there's a rush in those moments when plans go right, and we accomplish a goal. That fits for all of us in the room today, legislators, staff, lobbyists, and the media.

Even still, we have special tools or coping skills to get us through the more challenging days. Some things never change...candy and treats on desks around here help conquer a bit of the long days, and add to the freshmen 10. I still have my magic wand, a mainstay on my desk as Majority Whip and useful when that money tree stops producing, or when someone had "just one more request."

Above all, knowing that in the history of the state, truly only a handful of people have been able to experience all we have, and that it is a special privilege to work under the Golden Dome, is the best tool we have to use on those seemingly long, under-productive days.

Thanks for indulging this year's Pioneer Lawmaker class to flood the place with memories, stories and "back in the day" comments. A tip of the hat to everyone here who keeps the place running and the traditions alive. It's definitely the people who make serving the public such a rewarding experience for us all.

Representative Upmeyer moved that the joint convention be dissolved.

The motion prevailed by a voice vote.

The Senate returned to the Senate chamber.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 14, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 199, a bill for an act making changes to the campaign finance laws relating to independent expenditures and making penalties applicable.

Senate File 438, a bill for an act requiring the racing and gaming commission to conduct a study on exchange wagering.

Senate File 479, a bill for an act concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including retroactive applicability provisions.

ALSO: That the House has on April 14, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 385, a bill for an act relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions. (S-3120)

Senate File 404, a bill for an act relating to the certification and regulation of shorthand reporters. (S-3121)

ALSO: That the House has on April 14, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 626, a bill for an act relating to the processes for appealing tax matters in this state by repealing the future repeal of the property assessment appeal board, providing for the future repeal of the state board of tax review, providing for appeals to the director of revenue for certain tax matters and modifying the powers and duties of the director of revenue, and including effective date provisions.

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

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 45 present, 5 absent, and a quorum present.

The Senate stood at ease at 2:44 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:27 p.m., President Pro Tempore Sadders presiding.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Janet Phipps Burkhead as Director of the Department of Administrative Services, placed on the Individual Confirmation Calendar on February 9, 2015, found on page 254 of the Senate Journal.

Senator McCoy moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Courtney	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Feenstra	Mathis	Smith
Bisignano	Garrett	Petersen	Sodders
Bolkcom	Gronstal	Quirnbach	Taylor
Bowman	Guth	Ragan	Whitver
Brase	Hart	Rozenboom	Wilhelm
Breitbach	Hogg	Schneider	Zaun
Chapman	Horn	Schoenjahn	Zumbach
Chelgren	Jochum	Schultz	
Costello	Johnson	Segebart	

Nays, 4:

Danielson	Dearden	Dvorsky	McCoy
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Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Charles Palmer as Director of the Department of Human Services, placed on the Individual Confirmation Calendar on March 24, 2015, found on page 699 of the Senate Journal.

Senator Mathis moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 39:

Allen	Courtney	Horn	Schultz
Anderson	Danielson	Johnson	Segebart
Behn	Dearden	Kapucian	Seng
Bertrand	Dix	Kinney	Shipley
Bisignano	Dotzler	Kraayenbrink	Sinclair
Bolkcom	Dvorsky	Mathis	Smith
Breitbach	Feenstra	McCoy	Whitver
Chapman	Garrett	Ragan	Zaun
Chelgren	Gronstal	Rozenboom	Zumbach
Costello	Guth	Schneider	

Nays, 11:

Bowman	Hogg	Quirnbach	Taylor
Brase	Jochum	Schoenjahn	Wilhelm
Hart	Petersen	Sodders	

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of David Roederer as Director of the Department of Management, placed on the Individual Confirmation Calendar on March 18, 2015, found on page 651 of the Senate Journal.

Senator Dvorsky moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Allen	Danielson	Johnson	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bertrand	Dotzler	Kraayenbrink	Shipley
Bisignano	Dvorsky	Mathis	Sinclair
Bolkcom	Feenstra	McCoy	Smith
Bowman	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver

Chelgren	Hart	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	Zumbach

Nays, 2:

Brase	Hogg
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Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Gronstal called up the appointment of Joseph S. Cortese II (appointment and reappointment) as the Workers' Compensation Commissioner, placed on the Individual Confirmation Calendar on March 25, 2015, found on page 717 of the Senate Journal.

Senator Bisignano moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 42:

Allen	Dearden	Kinney	Shipley
Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Mathis	Smith
Bertrand	Garrett	Quirnbach	Sodders
Bisignano	Gronstal	Ragan	Taylor
Bowman	Guth	Rozenboom	Whitver
Brase	Hart	Schneider	Wilhelm
Breitbach	Hogg	Schoenjahn	Zaun
Chapman	Horn	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Seng	

Nays, 8:

Bolkcom	Danielson	Dvorsky	McCoy
Courtney	Dotzler	Jochum	Petersen

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Jean Stadtlander, Early Childhood Iowa State Board
Shaun Ward Taylor, Early Childhood Iowa State Board

Donna Dolan, Board of Nursing Home Administrators

Tim Peterson, Technology Advisory Council

Chad Jensen, Commission on Tobacco Use Prevention and Control

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

President Jochum took the chair at 3:55 p.m.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 447 and 558.

House File 447

On motion of Senator Sodders, **House File 447**, a bill for an act requiring wireless communications service providers to provide call locations in circumstances of emergency, making penalties applicable, and including effective date provisions, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Sodders offered amendment S-3114, filed by him on April 8, 2015, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S-3114 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 447), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 558

On motion of Senator Kinney, **House File 558**, a bill for an act relating to disorderly conduct by persons at funeral or memorial services and making penalties applicable, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Kinney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 558), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 447** and **558** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 569 and 583.

House File 569

On motion of Senator Hogg, **House File 569**, a bill for an act relating to notice of garnishment and levy to a judgment debtor, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 569), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 583

On motion of Senator Hart, **House File 583**, a bill for an act relating to the control of effluent from animal truck wash facilities, by requiring certain permits, regulating storage and application of effluent, and making penalties applicable, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 583), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 569** and **583** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:17 p.m. until 9:00 a.m., Wednesday, April 15, 2015.

APPENDIX**REPORT OF COMMITTEE MEETING****WAYS AND MEANS**

Convened: Tuesday, April 14, 2015, 4:20 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith.

Members Absent: Behn and Seng (both excused).

Committee Business: Passed SF 439, as amended; and HF 621.

Adjourned: 4:50 p.m.

FINAL COMMITTEE REPORT OF BILL ACTION**WAYS AND MEANS**

Bill Title: HOUSE FILE 621, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, none. Absent, 2: Behn and Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 14th day of April, 2015.

Senate Files 155, 200, 201, 218, 222, 264, 267, 276, 426, 435, and 451.

MICHAEL E. MARSHALL
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 14, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 267 – Relating to privileged communications between certain peer support group counselors and officers.

Senate File 426 – Relating to privileged communications between a health care provider or health facility and a patient following an adverse health care incident.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on April 14, 2015, to investigate the appointment and reappointment of the following appointees:

HUMAN RESOURCES

As a member of the Health Facilities Council:

Roger Thomas – Wilhelm, Chair; Dotzler and Johnson

STATE GOVERNMENT

As a member of the Real Estate Appraiser Examining Board:

Robert Felderman – Dvorsky, Chair; Dearden and Johnson

AMENDMENTS FILED

S-3120	S.F.	385	House
S-3121	S.F.	404	House
S-3122	S.F.	484	Joe Bolkom
S-3123	S.F.	484	Steven J. Soddors

JOINT MEMORIAL SERVICE

EIGHTY-SIXTH GENERAL ASSEMBLY
SENATE CHAMBER
TUESDAY, APRIL 14, 2015

PROGRAM

Senate President Pam Jochum, Presiding

“Iowa, My Iowa”Memorial Choir

Invocation.....Senator Pam Jochum

MEMORIALS

Readers: Senator Johnson, Representative Pettengill,
Senator Dvorsky

Hon. Dwayne Alons (H)
Hon. Marvin Diemer (H)
Hon. Arthur Gratias (S)

Hon. Clifford Branstad (H)
Hon. Lucile Duitscher (H)
Hon. Roger A. Halvorson (H)

“American Anthem”Memorial Choir

MEMORIALS

Readers: Representative Byrnes, Representative Forristall,
Senator Bisignano.

Hon. Dennis May (H)
Hon. J. Norman Mundie (H)
Hon. Virginia J. Poffenberger (H)

Hon. Jack McCoy (H)
Hon. Art Neu (S)
Hon. Charles Poncey (H)

MEMORIALS

Readers: Senator Dvorsky, Senator Bisignano/(former) Rep. Dolores Mertz
Senator Courtney, Representative Taylor

Hon. Lawrence Pope (H)
Hon. James Schaben (S)
Hon. James Henry Schwartz (H)
Hon. William Winkelman (S/H)

Hon. Berl Priebe (S/H)
Hon. Lloyd Schmeiser (H)
Hon. Edwin Skinner (H)

Responsorial ReadingLed by President Jochum

“Amazing Grace”Memorial Choir
[Mr. Ron Husted - Bagpipe accompaniment]

* Senate – (S) and House – (H)

** X denotes Extra Session XX denotes Second Extra

IN MEMORIAM

SERVED IN THE SENATE

Honorable Arthur Gratias (Cerro Gordo) 68th, 69th, 69th X, 69th XX, 70th and 71st General Assemblies (1979–1987)

Honorable Art Neu (Carroll) 62nd, 63rd, and 64th General Assemblies (1967–1973)

Honorable James Schaben (Harrison) 62nd, 63rd, 64th and 65th General Assemblies (1967–1974)

SERVED IN THE SENATE AND THE HOUSE OF REPRESENTATIVES

Honorable Berl Priebe (Kossuth) 63rd, 64th, 65th, 66th, 67th, 67th X, 67th XX, 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th, and 76th General Assemblies (1969–1997)

Honorable William Winkelman (Sac) 60th, 61st, 62nd, 63rd, 64th, 65th, and 66th General Assemblies (1963–1977)

SERVED IN THE HOUSE OF REPRESENTATIVES

Honorable Dwayne Alons (Sioux) 78th, 79th, 79th X, 79th XX, 80th, 80th X, 80th XX, 81st, 81st X, 82nd, 83rd, 84th, and 85th General Assemblies (1999–2014)

Honorable Clifford Branstad (Winnebago) 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th, and 76th General Assemblies (1979–1997)

Honorable Marvin Diemer (Black Hawk) 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX General Assemblies (1979–1992)

Honorable Lucile Duitscher (Wright) 63rd General Assembly (1969–1971)

Honorable Roger A. Halvorson (Clayton) 66th, 67th, 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th, and 76th General Assemblies (1975–1997)

Honorable Dennis May (Worth) 72nd, 72nd X, 72nd XX, 73rd, 75th, 76th, 77th, 78th, 79th, 79th X, and 79th XX General Assemblies (1987–2003)

Honorable Jack McCoy (Wapello) 56th and 57th General Assemblies (1955–1959)

Honorable J. Norman Mundie (Webster) 75th, 76th, 77th and 78th General Assemblies (1993–2001)

Honorable Virginia J. Poffenberger (Dallas) 68th, 69th, 69th X, and 69th XX General Assemblies (1979–1983)

Honorable Charles Poncy (Wapello) 62nd, 63rd, 65th, 66th, 67th, 67th X, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, and 74th XX General Assemblies (1967–1993)

Honorable Lawrence Pope (Polk) 68th, 69th, 69th X, and 69th XX General Assemblies (1979–1982)

Honorable Lloyd Schmeiser (Des Moines) 63rd and 64th General Assemblies (1969–1973)

Honorable James Henry Schwartz (Wapello) 63rd and 64th General Assemblies (1969–1973)

Honorable Edwin Skinner (Polk) 63rd and 64th General Assemblies (1969–1973)

Senate Memorial Committee

Senator, Co-Chair Bob Dvorsky
 Senator Co-Chair David Johnson
 Senator Tony Bisignano
 Senator Bill Dix
 Senator Julian Garrett
 Senator Janet Petersen
 Senator Amanda Ragan
 Senator Jason Schultz

Hosts

Senator Tom Courtney
 Ms. Nancy Courtney
 Ms. Brenda Curran
 Ms. Nancy Garrett
 Senator Dennis Guth
 Senator Wally Horn
 Ms. Phyllis Peterson
 Ms. Kristi Porter

House Memorial Committee

Representative Rob Bacon
 Representative Terry Baxter
 Representative Dan Kelley
 Representative Kevin Koester
 Representative Vicki Lensing

Candlelighters

Representative Mary Gaskill
 Senator Rob Hogg
 Senator Amanda Ragan
 Senator Roby Smith

Readers

Senator Tony Bisignano
 Representative Josh Byrnes
 Senator Tom Courtney
 Senator Bob Dvorsky
 Representative Greg Forristall
 Senator David Johnson
 Former Dolores Mertz
 Representative Dawn Pettengill
 Representative Todd Taylor

Choir Director: Representative Rob Bacon
Accompanists: Victoria Downey & Margaret Guth
Flowers Arranged by Doherty's Flowers
Refreshments provided by HyVee

JOURNAL OF THE SENATE

NINETY-FOURTH CALENDAR DAY
FIFTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 15, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the 2015 Memorial Choir who sang “Amazing Grace”.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Tuesday, April 14, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:18 a.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 10:29 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson, Behn, Bertrand, Feenstra, and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 406, House File 579, and Senate File 484.

Senate File 406

On motion of Senator Dearden, **Senate File 406**, a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Dearden offered amendment S-3118, filed by him on April 13, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3118 was adopted by a voice vote.

Senator Dearden asked and received unanimous consent that **House File 548** be **substituted** for **Senate File 406**.

House File 548

On motion of Senator Dearden, **House File 548**, a bill for an act requiring that disconnection devices be installed for certain distributed electric generation facilities, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Dotzler offered amendment S-3124, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S-3124 was adopted by a voice vote.

Senator Dearden moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 548), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Dearden asked and received unanimous consent that **Senate File 406** be **withdrawn** from further consideration of the Senate.

House File 579

On motion of Senator Ragan, **House File 579**, a bill for an act relating to the regulation of health care facilities, elder group homes, assisted living programs, and adult day services programs, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 579), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Danielson, until he returns, on request of Senator Gronstal.

Senate File 484

On motion of Senator Bolkcom, **Senate File 484**, a bill for an act creating the medical cannabis Act and providing for civil and criminal penalties and fees, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Schneider offered amendment S-3126, filed by Senator Schneider, et al. from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3126 be adopted?” (S.F. 484), the vote was:

Yeas, 20:

Bowman	Dix	Kraayenbrink	Shiple
Breitbach	Garrett	Rozenboom	Sinclair
Chapman	Guth	Schneider	Smith
Chelgren	Johnson	Schultz	Whitver
Costello	Kapucian	Segebart	Zaun

Nays, 24:

Allen	Dotzler	Jochum	Ragan
Bisignano	Dvorsky	Kinney	Schoenjahn
Bolkcom	Gronstal	Mathis	Seng
Brase	Hart	McCoy	Sodders
Courtney	Hogg	Petersen	Taylor
Dearden	Horn	Quirmbach	Wilhelm

Absent, 6:

Anderson	Bertrand	Feenstra
Behn	Danielson	Zumbach

Amendment S–3126 lost.

Senator Sodders offered amendment S–3123, filed by him on April 14, 2015, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3123 be adopted?” (S.F. 484), the vote was:

Yeas, 44:

Allen	Dix	Kapucian	Schultz
Bisignano	Dotzler	Kinney	Segebart
Bolkcom	Dvorsky	Kraayenbrink	Seng
Bowman	Garrett	Mathis	Shiple
Brase	Gronstal	McCoy	Sinclair
Breitbach	Guth	Petersen	Smith
Chapman	Hart	Quirmbach	Sodders
Chelgren	Hogg	Ragan	Taylor
Costello	Horn	Rozenboom	Whitver
Courtney	Jochum	Schneider	Wilhelm
Dearden	Johnson	Schoenjahn	Zaun

Nays, none.

Absent, 6:

Anderson	Bertrand	Feenstra
Behn	Danielson	Zumbach

Amendment S–3123 was adopted.

Senator Bolkcom offered amendment S–3122, filed by him on April 14, 2015, to pages 5, 6, 9, 12, and 14 of the bill, and moved its adoption.

Amendment S–3122 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 484), the vote was:

Yeas, 26:

Allen	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	Zaun
Danielson	Horn	Ragan	
Dearden	Jochum	Schoenjahn	

Nays, 19:

Bowman	Dix	Kraayenbrink	Shipley
Breitbach	Garrett	Rozenboom	Sinclair
Chapman	Guth	Schneider	Smith
Chelgren	Johnson	Schultz	Whitver
Costello	Kapucian	Segebart	

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 484** and **House Files 548** and **579** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 507 and 525 and Senate File 383.

House File 507

On motion of Senator Taylor, **House File 507**, a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Taylor offered amendment S–3093, filed by the committee on Local Government on April 2, 2015, to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3093 was adopted by a voice vote.

Senator Taylor moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 507), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiplee
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 525

On motion of Senator Hart, **House File 525**, a bill for an act allowing a professional limited liability company or a partnership of veterinarians to provide veterinary care, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 525), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shipley
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 383

On motion of Senator Danielson, **Senate File 383**, a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Danielson offered amendment S-3125, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3125 was adopted by a voice vote.

Senator Danielson asked and received unanimous consent that **House File 585** be substituted for **Senate File 383**.

House File 585

On motion of Senator Danielson, **House File 585**, a bill for an act establishing an address confidentiality program in the office of the secretary of state for victims of domestic abuse, domestic abuse assault, sexual abuse, and stalking, was taken up for consideration.

Senator Danielson offered amendment S-3127, filed by him from the floor to pages 1, 9, and 10 of the bill, and moved its adoption.

Amendment S-3127 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 585), the vote was:

Yeas, 45:

Allen	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor

Chapman	Hart	Ragan	Whitver
Chelgren	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	Zaun
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	
Dearden	Kapucian	Segebart	

Nays, none.

Absent, 5:

Anderson	Bertrand	Zumbach
Behn	Feenstra	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Danielson asked and received unanimous consent that **Senate File 383** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 507, 525, and 585** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:32 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 3:19 p.m., President Jochum presiding.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Wednesday, April 15, 2015, 12:40 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Passed SR 29.

Adjourned: 12:45 p.m.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 29, a resolution deferring action on the confirmation of certain appointments submitted by the Governor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

Senate Resolution 29, by committee on Rules and Administration, a resolution deferring action on the confirmation of certain appointments submitted by the Governor.

Read first time under Rule 28 and **placed on calendar**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 29.

Senate Resolution 29

On motion of Senator Gronstal, **Senate Resolution 29**, a resolution deferring action on the confirmation of certain appointments submitted by the Governor, was taken up for consideration.

Senator Gronstal moved the adoption of Senate Resolution 29, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:21 p.m. until 9:00 a.m., Thursday, April 16, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Marion and Helen Casey, LuVerne—For celebrating their 60th wedding anniversary. Senator Guth.

Don and Leona Lanus, Algona—For celebrating their 60th wedding anniversary. Senator Guth.

Robert and Shirley Lovstad, Burt—For celebrating their 70th wedding anniversary. Senator Guth.

REPORT OF COMMITTEE MEETING

HUMAN RESOURCES

Convened: Wednesday, April 15, 2015, 9:15 a.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolkom, Chelgren, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: None.

Committee Business: Governor's appointee.

Adjourned: 9:20 a.m.

INTRODUCTION OF BILL

Senate File 490, by committee on Ways and Means, a bill for an act creating an Iowa ABLE savings plan trust, providing for participation in another state's qualified ABLE program, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust or program, and including implementation and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 490 (formerly SF 439), a bill for an act creating an Iowa ABLE savings plan trust, providing for participation in another state's qualified ABLE program, providing deductions and exclusions from the individual income tax and inheritance tax relating to the trust or program, and including implementation and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, none. Absent, 2: Behn and Seng.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 490, and they were attached to the committee report.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Roger Thomas – Health Facilities Council

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on April 15, 2015:

I am withdrawing the name of Emily Wuebker to serve as a member of the Electrical Examining Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

S-3124	H.F.	548	William A. Dotzler, Jr.
S-3125	S.F.	383	Jeff Danielson
S-3126	S.F.	484	Charles Schneider
			Bill Dix
			Jack Whitver
			Tim L. Kapucian
			Amy Sinclair
			Dennis Guth
			Ken Rozenboom
			David Johnson
			Mark Segebart
			Jason Schultz
			Michael Breitbach
			Mark Costello
			Mark Chelgren
			Tim Kraayenbrink
			Tom Shipley
			Roby Smith
			Jake Chapman
			Brad Zaun
			Tod R. Bowman
S-3127	H.F.	585	Jeff Danielson

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NINETY-FIFTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 16, 2015

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

A moment of silence was observed by the Senate.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Wednesday, April 15, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 15, 2015, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 203, a bill for an act providing for the licensing of respiratory care and polysomnography practitioners and polysomnographic technologists and exceptions thereto, making penalties applicable, and including effective date provisions.

House File 227, a bill for an act relating to strip searches of persons at a jail or municipal holding facility.

House File 449, a bill for an act relating to the development and initial implementation of an inpatient psychiatric bed tracking system by the department of human services.

House File 468, a bill for an act relating to the appointment of mental health advocates.

ALSO: That the House has on April 15, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 394, a bill for an act relating to responsibilities for expenses for the safekeeping and maintenance of prisoners by counties and cities. (S-3128)

Senate File 415, a bill for an act related to elections administration and election officials. (S-3129)

ALSO: That the House has on April 15, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 617, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

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

House File 625, a bill for an act relating to the payment of writing fees when purchasing a combination package of hunting or fishing licenses.

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

House File 630, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

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

House File 635, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

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

ALSO: That the House has on April 15, 2015, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 347, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:46 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson, Behn, Bertrand, Feenstra, Kapucian, Sinclair, and Zumbach, on request of Senator Dix; and Senator McCoy, until he arrives, on request of Senator Gronstal.

HOUSE AMENDMENTS CONSIDERED

Senate File 385

Senator Gronstal called up for consideration **Senate File 385**, a bill for an act relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions, amended by the House in House amendment S-3120, filed April 14, 2015.

Senator Taylor moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Taylor moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 385), the vote was:

Yeas, 42:

Allen	Dearden	Johnson	Segebart
Bisignano	Dix	Kinney	Seng
Bolkcom	Dotzler	Kraayenbrink	Shipley
Bowman	Dvorsky	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirmbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	
Danielson	Jochum	Schultz	

Nays, none.

Absent, 8:

Anderson	Bertrand	Kapucian	Sinclair
Behn	Feenstra	McCoy	Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 404

Senator Gronstal called up for consideration **Senate File 404**, a bill for an act relating to the certification and regulation of shorthand reporters, amended by the House in House amendment S-3121, filed April 14, 2015.

Senator Hogg moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Hogg moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 404), the vote was:

Yeas, 42:

Allen	Dearden	Johnson	Segebart
Bisignano	Dix	Kinney	Seng
Bolkcom	Dotzler	Kraayenbrink	Shipley
Bowman	Dvorsky	Mathis	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	
Danielson	Jochum	Schultz	

Nays, none.

Absent, 8:

Anderson	Bertrand	Kapucian	Sinclair
Behn	Feenstra	McCoy	Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 385 and 404** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:57 a.m. until 1:00 p.m., Monday, April 20, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Watershed Planning Advisory Council Report, pursuant to Iowa Code section 466B.31(3). Report received on April 16, 2015.

DEPARTMENT OF MANAGEMENT

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9(2)(b). Report received on April 16, 2015.

BOARD OF REGENTS

March 2015 Monthly Financial Report, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on April 16, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Tiphanie B. Cannon—For winning the SBDC's Business of the Month Award for April 2015 as owner of Oh So Sweet Bakery. Senator Smith.

STUDY BILL RECEIVED

SSB 1276 Government Oversight

Relating to the construction, erection, maintenance, or operation of electric transmission lines and hazardous liquid pipelines, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1276

GOVERNMENT OVERSIGHT: Hogg, Chair; Garrett and Kinney

AMENDMENTS FILED

S-3128	S.F.	394	House
S-3129	S.F.	415	House

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NINETY-NINTH CALENDAR DAY
FIFTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 20, 2015

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

Prayer was offered by Pastor Matt Mardis-LeCroy of Plymouth United Church of Christ in Des Moines, Iowa. He was the guest of Senators Petersen and McCoy.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Gentile.

The Journal of Thursday, April 16, 2015, was approved.

SPECIAL GUEST

Senator Jochum introduced to the Senate chamber United States Congressman David Loebsack.

The Senate rose and expressed its welcome.

The Senate stood at ease at 1:09 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:50 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Johnson, until they arrive, on request of Senator Dix.

SENATE RECEDES

House File 347

Senator Mathis called up for consideration **House File 347**, a bill for an act relating to the licensure of child care programs operated or contracted for by a school district or accredited nonpublic school and including effective date provisions, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed by a voice vote and the Senate **receded** from its amendment.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 347), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Bertrand	Johnson
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 621.

House File 621

On motion of Senator Dotzler, **House File 621**, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 621), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Bertrand Johnson

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 415

Senator Gronstal called up for consideration **Senate File 415**, a bill for an act related to elections administration and election officials, amended by the House in House amendment S-3129, filed April 16, 2015.

Senator Courtney moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Courtney moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 415), the vote was:

Yeas, 47:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shipley
Bolkcom	Dvorsky	Mathis	Smith
Bowman	Feenstra	McCoy	Sodders
Brase	Garrett	Petersen	Taylor
Breitbach	Gronstal	Quirmbach	Whitver
Chapman	Guth	Ragan	Wilhelm
Chelgren	Hart	Rozenboom	Zaun
Costello	Hogg	Schneider	Zumbach
Courtney	Horn	Schoenjahn	

Nays, 1:

Sinclair

Absent, 2:

Bertrand

Johnson

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 599.

House File 599

On motion of Senator Hogg, **House File 599**, a bill for an act relating to the division of assets and liabilities of school districts involved in a reorganization or dissolution and including applicability provisions, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 599), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Sinclair
Bowman	Feenstra	McCoy	Smith
Brase	Garrett	Petersen	Sodders
Breitbach	Gronstal	Quirnbach	Taylor
Chapman	Guth	Ragan	Whitver
Chelgren	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Bertrand Johnson

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 415** and **House Files 347, 599, and 621** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:09 p.m. until 9:00 a.m., Tuesday, April 21, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Loess Hills Development and Conservation Authority Report, pursuant to Iowa Code section 161D.8(1). Report received on April 17, 2015.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 30, by Bisignano, a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 31, by committee on Rules and Administration, a resolution honoring the Morningside College women's basketball team.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 32, by committee on Rules and Administration, a resolution recognizing and congratulating Kyven Gadson on his outstanding achievements in college wrestling and as a student-athlete at Iowa State University.

Read first time under Rule 28 and **placed on calendar**.

Senate Resolution 33, by committee on Rules and Administration, a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILL

Senate File 491, by Anderson, a bill for an act creating a geothermal tax credit available against the individual income tax and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED

SSB 1277 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

SSB 1278 Ways and Means

Relating to state and local taxation by amending the sales and use tax exemption and refunds and the property tax exemption available to data center businesses, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 606

WAYS AND MEANS: Petersen, Chair; Allen and Feenstra

House File 626

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Hogg

House File 635

TRANSPORTATION: Danielson, Chair; Bowman and Breitbach

SSB 1277

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Kraayenbrink

SSB 1278

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 31, a resolution honoring the Morningside College women's basketball team.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 32, a resolution recognizing and congratulating Kyven Gadson on his outstanding achievements in college wrestling and as a student-athlete at Iowa State University.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 33 (formerly SR 30), a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Gronstal, Jochum, Dix, Chapman, Courtney, Dvorsky, Guth, Ragan, Soddors, and Whitver. Nays, none. Absent, 1: Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 155 – Relating to the illumination of rear registration plates on dump trucks and construction vehicles.

Senate File 200 – Relating to the employment and duties of the executive director of the dental board.

Senate File 201 – Relating to the findings of an examining physician assistant for a person believed to be seriously mentally impaired in an emergency situation.

Senate File 218 – Relating to the operation of a snowmobile within the right-of-way of an interstate highway or freeway and including penalty provisions.

Senate File 222 – Relating to the disposition of seized firearms or ammunition.

Senate File 264 – Relating to access to local exchange service information.

Senate File 276 – Relating to the administration of medical licenses by the board of medicine.

Senate File 435 – Relating to public access to data processing software under Iowa's open records law.

Senate File 451 – Relating to the transfer of jurisdiction from the juvenile court to the district court related to a child in need of assistance case.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

AGING, COMMISSION ON (Sec. 231.11)
Beverly Winkie, Belle Plaine

04/14/2015 – 04/30/2017

SOIL CONSERVATION COMMITTEE, STATE (Sec. 161A.4)
Sharon Krause, Waukeez

04/14/2015 – 04/30/2017

The appointments were referred to the committee on **Rules and Administration**.

**REPORT OF THE COMMITTEE ON
RULES AND ADMINISTRATION**

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on April 20, 2015:

AGRICULTURE

Sharon Krause – State Soil Conservation Committee

HUMAN RESOURCES

Beverly Winkie – Commission on Aging

AMENDMENT FILED

S-3130 H.F. 397 Tony Bisignano

JOURNAL OF THE SENATE

ONE HUNDREDTH CALENDAR DAY
FIFTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 21, 2015

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kenten Kingsbury.

The Journal of Monday, April 20, 2015, was approved.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolutions 31 and 33.

Senate Resolution 31

On motion of Senator Anderson, **Senate Resolution 31**, a resolution honoring the Morningside College women's basketball team, was taken up for consideration.

Senator Anderson moved the adoption of Senate Resolution 31, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Anderson introduced the Morningside College women's basketball team, accompanied by their coach, Jamie Sale.

Coach Sale addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

Senate Resolution 33

On motion of Senator Bisignano, **Senate Resolution 33**, a resolution recognizing the 50th anniversary of the Iowa Civil Rights Act of 1965, was taken up for consideration.

Senator Bisignano moved the adoption of Senate Resolution 33, which motion prevailed by a voice vote.

The Senate stood at ease at 9:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:47 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator McCoy, until he returns, on request of Senator Gronstal; and Senator Chelgren, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 397.

House File 397

On motion of Senator Bisignano, **House File 397**, a bill for an act defining occasional work for purposes of the state child labor law, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bisignano asked and received unanimous consent to withdraw amendment S-3091, filed by the committee on Labor and Business Relations on April 2, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bisignano offered amendment S–3130, filed by him on April 20, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3130 was adopted by a voice vote.

Senator Bisignano moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 397), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Mathis	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirnbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chapman	Hart	Rozenboom	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Chelgren	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 397** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:56 a.m. until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:35 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 6.

House File 6

On motion of Senator Petersen, **House File 6**, a bill for an act to expand the criminal offense of and applicability of related penalties for sexual exploitation by a school employee to include all school district employees, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Petersen offered amendment S-3094, filed by the committee on Judiciary on April 2, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Petersen offered amendment S-3131, filed by her from the floor to pages 1-2 and amending the title provisions of amendment S-3094.

(Amendment S-3094 and amendment S-3131 to amendment S-3094 and House File 6 were deferred.)

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zumbach, until he returns, on request of Senator Dix.

The Senate stood at ease at 1:39 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:51 p.m., President Jochum presiding.

The Senate resumed consideration of House File 6 and amendment S-3131 to amendment S-3094, previously deferred.

Senator Petersen moved the adoption of amendment S-3131 to amendment S-3094.

Amendment S-3131 to amendment S-3094 was adopted by a voice vote.

With the adoption of amendment S-3131 (to amendment S-3094), the Chair ruled amendment S-3119, filed by Senator Petersen on April 13, 2015, to pages 1 and 2 of the bill, out of order.

The Senate resumed consideration of amendment S-3094.

Senator Petersen moved the adoption of amendment S-3094, as amended.

Amendment S-3094, as amended, was adopted by a voice vote.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 6), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zaun

Nays, none.

Absent, 2:

Chelgren	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 6** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:02 p.m. until 9:00 a.m., Wednesday, April 2, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Commerce Revolving Fund Revenues and Expenditures Report, pursuant to Iowa Code section 546.12. Report received on April 21, 2015.

IOWA LOTTERY AUTHORITY

Quarterly Report, pursuant to Iowa Code section 99G.7. Report received on April 21, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Katharine Atkinson, Clinton—For earning the 2015 Local Section Outreach Volunteer of the Year Award. Senator Hart.

Richard “Dick” Gordon, Sioux City—For his 48 years of great haircuts in Northwest Iowa. Senator Anderson.

Bill Homrighausen, DeWitt—For celebrating his 90th birthday. Senator Hart.

Kenneth and Delores Lallier, Algona—For celebrating their 60th wedding anniversary. Senator Guth.

Gary and Joyce Meyer, Garner—For celebrating their 50th wedding anniversary. Senator Guth.

SIMPCO of Sioux City—For celebrating 50 years of regional planning for the Siouxland area. Senator Anderson.

Ethan Trepka, Iowa City—For achieving the rank of Eagle Scout, Troop 212. Senator Bolkcom.

Tim and Donna Vipond, Algona—For celebrating their 50th wedding anniversary. Senator Guth.

STUDY BILLS RECEIVED

SSB 1279 Appropriations

Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

SSB 1280 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability provisions.

SSB 1281 Appropriations

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, modifying the redevelopment tax credit, and providing for other properly related matters.

SUBCOMMITTEE ASSIGNMENTS

Senate File 491

WAYS AND MEANS: Hogg, Chair; Bolkcom and Feenstra

House File 617

WAYS AND MEANS: Allen, Chair; Dotzler and Smith

House File 625

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Schultz

House File 630

APPROPRIATIONS: Ragan, Chair; Mathis and Segebart

SSB 1279

APPROPRIATIONS: Wilhelm, Chair; Dvorsky and Rozenboom

SSB 1280

APPROPRIATIONS: Dvorsky, Chair; and Chapman

SSB 1281

APPROPRIATIONS: Dotzler, Chair; Dvorsky and Schneider

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 21st day of April, 2015.

Senate Files 125, 135, 167, 203, 274, 292, 306, 335, 401, 412, 434, 438, 448, 456, 457, 462, and 463.

MICHAEL E. MARSHALL
Secretary of the Senate

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on April 21, 2015, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As a member of the State Soil Conservation Committee:

Sharon Krause – Brase, Chair; Kapucian and Ragan

HUMAN RESOURCES

As a member of the Commission on Aging:

Beverly Winkie – Allen, Chair; Jochum and Johnson

AMENDMENT FILED

S-3131 H.F. 6 Janet Petersen

JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
SIXTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 22, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

Prayer was offered by Pastor Nathan Gann of Rhythm Church in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Tuesday, April 21, 2015, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 32.

Senate Resolution 32

On motion of Senator Quirnbach, **Senate Resolution 32**, a resolution recognizing and congratulating Kyven Gadson on his outstanding achievements in college wrestling and as a student-athlete at Iowa State University, was taken up for consideration.

Senator Quirnbach moved the adoption of Senate Resolution 32, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Quirmbach introduced to the Senate chamber NCAA wrestling champion, Kyven Gadson. He was accompanied by his mother, aunt, and ISU Head Wrestling Coach, Kevin Jackson.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 21, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 75, a bill for an act relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions.

Senate File 487, a bill for an act regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

ALSO: That the House has on April 21, 2015, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 548, a bill for an act requiring the Iowa utilities board to adopt administrative rules relating to the safety of distributed electric generation facilities.

House File 585, a bill for an act establishing an address confidentiality program in the office of the secretary of state for a victim of domestic abuse, domestic abuse assault, sexual abuse, stalking, and human trafficking and providing for a fee and including effective date provisions.

ALSO: That the House has on April 21, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 624, a bill for an act increasing the number of years that a taxpayer may claim a custom farming contract tax credit under a contract executed by the holder of agricultural land and a qualified beginning farmer, and including effective date and retroactive applicability provisions.

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

House File 632, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions.

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

House File 634, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, including by eliminating past dates relating to a determination of Iowa-foaled horse and to the rehabilitation and conservation of land affected by coal mining, providing for payment by the department for the examination of certain articles, allowing the department to adopt by reference certain federal publications affecting milk and milk products, modifying the definition of biobutanol, eliminating departmental duties and fees relating to weights and measures, providing for purchased-grain fees paid into the Iowa grain indemnity fund, and changing the name of the division of soil and water conservation and the name of its appointed administrative official.

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

House File 637, 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 referred to committee on **Appropriations**.

House File 638, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

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

House File 641, a bill for an act relating to and providing for the coordination and facilitation of broadband access in targeted areas of the state, including property tax incentives for broadband infrastructure installation, a broadband grant program and fund, and including applicability provisions.

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

House File 643, a bill for an act relating to the study of a hub and spoke recycling program and providing for an allocation of moneys from the groundwater protection fund.

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

ALSO: That the House has on April 21, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 366, a bill for an act relating to the reexamination, recalculation, and offset of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system. (S-3132)

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:33 a.m. until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:32 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 22, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 488, a bill for an act relating to air quality, by providing for the establishment, imposition, and collection of fees, the creation or administration of funds and programs, making appropriations, and including effective date provisions.

ALSO: That the House has on April 22, 2015, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 397, a bill for an act defining occasional work for purposes of the state child labor law.

House File 447, a bill for an act requiring wireless communications service providers to provide call locations in circumstances of emergency, making penalties applicable, and including effective date provisions.

ALSO: That the House has on April 22, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 229, a bill for an act relating to the regulation of free offers and buying club memberships. (S-3133)

ALSO: That the House has on April 22, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 644, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

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

House File 645, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

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

House File 646, a bill for an act relating to the use of revenues resulting from the physical plant and equipment levy and including applicability provisions.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:34 p.m. until 9:00 a.m., Thursday, April 23, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Clark Geddes, Osceola—For celebrating his 87th birthday. Senator Sinclair.

Spencer Peterson, Boone—For achieving the rank of Eagle Scout, Troop 197. Senator Behn.

Lauralee Staley, Oskaloosa—For celebrating her 90th birthday. Senator Rozenboom.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 22, 2015, 10:35 a.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, and Wilhelm.

Members Absent: Chapman, Ranking Member; and Zumbach (both excused).

Committee Business: Discussed SF 411 and SSBs 1277 and 1279.

Adjourned: 12:00 p.m.

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 22, 2015, 2:35 p.m.

Members Present: Hogg, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Kinney and Whitver.

Members Absent: None.

Committee Business: Presentations MHI closures.

Adjourned: 3:45 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, April 22, 2015, 1:55 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Courtney, Dvorsky, and Sodders.

Members Absent: Chapman, Dearden, Guth, Ragan, and Whitver (all excused).

Committee Business: Passed SR 34.

Adjourned: 2:00 p.m.

TRANSPORTATION

Convened: Wednesday, April 22, 2015, 2:00 p.m.

Members Present: Bowman, Chair; Dvorsky, Vice Chair; Kapucian, Ranking Member; Brase, Breitbart, Danielson, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith.

Members Absent: Dearden (excused).

Committee Business: Passed HF 635.

Adjourned: 2:15 p.m.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Wednesday, April 22, 2015, 9:15 a.m.

Members Present: Brase, Chair; Danielson, Vice Chair; Allen and Guth.

Members Absent: Zumbach, Ranking Member (excused).

Committee Business: Organizational meeting.

Adjourned: 9:55 a.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, April 21, 2015, 3:05 p.m.

Members Present: Dotzler, Chair; Hart, Vice Chair; Schneider, Ranking Member; Bisignano and Smith.

Members Absent: None.

Committee Business: Budget bill drafts.

Adjourned: 3:25 p.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, April 22, 2015, 9:15 a.m.

Members Present: Courtney, Chair; Hogg, Vice Chair; Garrett, Ranking Member; and Taylor.

Members Absent: Chelgren (excused).

Committee Business: Organizational meeting.

Adjourned: 9:55 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 34, by Horn and Johnson, a resolution honoring Iowa's community colleges on the 50th anniversary of the enactment of Senate File 550.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

Senate Resolution 35, by committee on Rules and Administration, a resolution honoring Iowa's community colleges on the 50th anniversary of the enactment of Senate File 550.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 492, by committee on Appropriations, a bill for an act creating a disaster case management grant fund and program.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 493, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 494, by committee on Appropriations, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Read first time under Rule 28 and **placed on Appropriations calendar**.

STUDY BILLS RECEIVED

SSB 1282 Appropriations

Relating to family support programs and provisions including those relating to child support and establishment of paternity.

SSB 1283 Appropriations

Relating to appropriations to the judicial branch.

SSB 1284 Appropriations

Relating to appropriations to the justice system, and including effective date provisions.

SSB 1285 Ways and Means

Relating to county funding of mental health and disabilities services and including effective date and applicability provisions.

SSB 1286 Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

SSB 1282

APPROPRIATIONS: Mathis, Chair; Ragan and Segebart

SSB 1283

APPROPRIATIONS: Courtney, Chair; Dvorsky and Garrett

SSB 1284

APPROPRIATIONS: Courtney, Chair; Dvorsky and Garrett

SSB 1285

WAYS AND MEANS: Hogg, Chair; Bolkcom and Breitbach

SSB 1286

APPROPRIATIONS: Brase, Chair; Dvorsky and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 492 (formerly SF 411), a bill for an act creating a disaster case management grant fund and program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 19: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, and Wilhelm. Nays, none. Absent, 2: Chapman and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 492, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 493 (SSB 1277), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 6: Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, and Segebart. Absent, 2: Chapman and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 493, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 494 (SSB 1279), a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Kapucian, Mathis, McCoy, Ragan, Rozenboom, Schoenjahn, and Wilhelm. Nays, 4: Garrett, Kraayenbrink, Schneider, and Segebart. Absent, 2: Chapman and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 494, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 35 (formerly SR 34), a resolution honoring Iowa's community colleges on the 50th anniversary of the enactment of Senate File 550.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 6: Gronstal, Jochum, Dix, Courtney, Dvorsky, and Soddors. Nays, none. Absent, 5: Chapman, Dearden, Guth, Ragan, and Whitver.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 635, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3134.

Final Vote: Ayes, 12: Bowman, Dvorsky, Kapucian, Brase, Breitbach, Danielson, Feenstra, Horn, Kraayenbrink, McCoy, Quirmbach, and Smith. Nays, none. Absent, 1: Dearden.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3132	S.F.	366	House
S-3133	H.F.	229	House
S-3134	H.F.	635	Transportation

JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 23, 2015

The Senate met in regular session at 9:01 a.m., President Jochum presiding.

Prayer was offered by Pastor Shane McCampbell of the New Fellowship Christian Church in Burlington, Iowa. He was the guest of Senator Courtney.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Isabelle Pierotti.

The Journal of Wednesday, April 22, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 22, 2015, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 507, a bill for an act relating to certain delinquent accounts for wastewater, sewer system, storm water drainage, and sewage treatment services.

ALSO: That the House has on April 22, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 449, a bill for an act relating to the procedures and requirements for condemnation of property and for disposition of certain condemned property and including applicability provisions. (S-3135)

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 35.

Senate Resolution 35

On motion of Senator Horn, **Senate Resolution 35**, a resolution honoring Iowa's community colleges on the 50th anniversary of the enactment of Senate File 550, was taken up for consideration.

Senator Horn moved the adoption of Senate Resolution 35, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Jochum introduced to the Senate chamber the Honorable John "Jack" Kibbie, former member of the Senate from Palo Alto County, Emmetsburg, Iowa.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:43 a.m. until 1:00 p.m., Monday, April 27, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Auditor's Reports on City of Grimes FY 2014, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

Independent Auditor's Reports on County of Boone FY 2014, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

Independent Auditor's Reports on Cedar County Economic Development Commission FY 2014, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

Special Investigation of the City of Pacific Junction 7/1/08–6/30/13 Report, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

Special Investigation of the City of Vining 5/1/08–5/31/14 Report, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

Special Investigation of the City of Woodbine Volunteer Fire Department 1/1/09–3/31/13 Report, pursuant to Iowa Code section 11.6. Report received on April 23, 2015.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Thursday, April 23, 2015, 9:55 a.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, and Wilhelm.

Members Absent: Chapman, Ranking Member; Bisignano and Zumbach.

Committee Business: Discussed HF 630 and SSBs 1281, 1283, 1284, and 1286.

Adjourned: 11:15 a.m.

INTRODUCTION OF BILLS

Senate File 495, by committee on Ways and Means, a bill for an act relating to certificates of title and fees for new registration of motor vehicles.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 496, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 497, by committee on Appropriations, a bill for an act relating to appropriations to the justice system, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 498, by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 499, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 624

WAYS AND MEANS: Allen, Chair; Behn and Seng

House File 632

WAYS AND MEANS: McCoy, Chair; Breitbach and Petersen

House File 634

WAYS AND MEANS: Allen, Chair; Behn and Seng

House File 637

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kapucian

House File 638

WAYS AND MEANS: McCoy, Chair; Allen and Anderson

House File 641

WAYS AND MEANS: Petersen, Chair; Feenstra and McCoy

House File 644

WAYS AND MEANS: Hogg, Chair; Bolkcom and Schultz

House File 645

WAYS AND MEANS: Hogg, Chair; Bolkcom and Schultz

House File 646

WAYS AND MEANS: Hogg, Chair; Quirmbach and Smith

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 496 (SSB 1283), a bill for an act relating to appropriations to the judicial branch.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 5: Garrett, Kapucian, Kraayenbrink, Rozenboom, and Segebart. Absent, 4: Chapman, Bisignano, Schneider, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 497 (SSB 1284), a bill for an act relating to appropriations to the justice system, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 5: Garrett, Kapucian, Kraayenbrink, Rozenboom, and Segebart. Absent, 4: Chapman, Bisignano, Schneider, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 498 (SSB 1286), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 5: Garrett, Kapucian, Kraayenbrink, Rozenboom, and Segebart. Absent, 4: Chapman, Bisignano, Schneider, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 499 (SSB 1281), 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 6: Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, and Segebart. Absent, 3: Chapman, Bisignano, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 499, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 630, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

Recommendation: DO PASS.

Final Vote: Ayes, 18: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, and Wilhelm. Nays, none. Absent, 3: Chapman, Bisignano, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 495 (formerly SF 423), a bill for an act relating to certificates of title and fees for new registration of motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 495, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 615, a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

S-3135 S.F. 449 House

JOURNAL OF THE SENATE

ONE HUNDRED SIXTH CALENDAR DAY
SIXTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 27, 2015

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor Mike Eells of the Atlantic Gospel Chapel in Atlantic, Iowa. He was the guest of Senator Costello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Thursday, April 23, 2015, was approved.

The Senate stood at ease at 1:10 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:04 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he arrives, on request of Senator Dix.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 229

Senator Gronstal called up for consideration **House File 229**, a bill for an act relating to the regulation of free offers and buying club memberships, amended by the Senate and further amended by the House in House amendment S-3133 to Senate amendment H-1215, filed April 22, 2015.

Senator Bolkcom moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Bolkcom moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 229), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirmbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 366

Senator Gronstal called up for consideration **Senate File 366**, a bill for an act relating to the reexamination, recalculation, and offset of disability retirement benefits for beneficiaries under the public safety peace officers’ retirement, accident, and disability system, amended by the House in House amendment S–3132, filed April 22, 2015.

Senator Petersen moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Petersen moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 366), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirmbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 492 and 494.

Senate File 492

On motion of Senator Ragan, **Senate File 492**, a bill for an act creating a disaster case management grant fund and program, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 492), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 494

On motion of Senator Wilhelm, **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 494), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 366, 492, and 494** and **House File 229** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:28 p.m. until 9:00 a.m., Tuesday, April 28, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Auditor's Report on the Disbursement of Federal Funds by all State Agencies, Institutions, and Universities, pursuant to Iowa Code section 11.24. Report received on April 24, 2015.

Report on the Historic Preservation and Cultural and Entertainment District Tax Credit Program 7/1/00–6/30/13, pursuant to Iowa Code section 11.2. Report received on April 24, 2015.

Report of Recommendations to the Iowa Public Employees' Retirement System, pursuant to Iowa Code section 11.4. Report received on April 24, 2015.

Report of Recommendations to the Office of the Secretary of State, pursuant to Iowa Code section 11.4. Report received on April 24, 2015.

Review of Expenditures IDPH, Boards of Pharmacy, Dental, Medicine, and Nursing 7/1/11–8/31/14, pursuant to Iowa Code section 11.24. Report received on April 24, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ellen Lemke, Bedford—For celebrating her 100th birthday. Senator Costello.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 125 – Relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Senate File 135 – Relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Senate File 167 – Relating to the compensation of elective county officers.

Senate File 203 – Relating to persons and activities regulated by the board of nursing.

Senate File 274 – Relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

Senate File 292 – Relating to the confidentiality of certain juvenile court records.

Senate File 306 – Relating to communication and visitation between an adult ward and another person.

Senate File 335 – Relating to the release of certain information to a procurement organization.

Senate File 401 – Relating to subacute care facilities.

Senate File 412 – Relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

Senate File 434 – Relating to continuing education requirements for licensed barbers.

Senate File 438 – Requiring the racing and gaming commission to conduct a study on exchange wagering.

Senate File 448 – Relating to the commission of a class “A” felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions.

Senate File 456 – Concerning the sale and off-premises transportation and consumption of certain containers of beer.

Senate File 457 – Allowing the office of ombudsman access in the performance of its duties to the minutes and audio recording of a closed session.

Senate File 462 – Relating to the maintenance and administration of epinephrine in schools and certain other facilities.

Senate File 463 – Relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

AMENDMENT FILED

S-3136

H.F.

635

Tod R. Bowman

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH CALENDAR DAY
SIXTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 28, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

Prayer was offered by Pastor Michael Downey of the Evangelical Free Church in Charles City, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Lauren Rowley.

The Journal of Monday, April 27, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:12 a.m. until 9:00 a.m., Wednesday, April 29, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dr. Jerry Arganbright, Iowa City—For his 31 years of service in education upon his retirement as Principal of West High School. Senator Dvorsky.

Kim Smith—For her leadership and work with the 5th Judicial District's warrant team and for her help with the Herculean resuscitation of a young victim this month. Senator McCoy.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Tuesday, April 28, 2015, 10:45 a.m.

Members Present: Mathis, Chair; Allen, Bolkcom, Costello, Dotzler, Garrett, Jochum, Segebart, and Taylor.

Members Absent: Ragan, Vice Chair; Johnson, Ranking Member; Chelgren and Wilhelm (all excused).

Committee Business: Governor's appointee.

Adjourned: 10:50 a.m.

WAYS AND MEANS

Convened: Tuesday, April 28, 2015, 2:00 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Seng, and Smith.

Members Absent: Behn and Schultz (both excused).

Committee Business: Passed HF 622 and HF 626, as amended.

Adjourned: 3:00 p.m.

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 622, a bill for an act relating to certain fees charged in connection with vehicle rental agreements and making penalties applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Seng, and Smith. Nays, 1: Quirmbach. Absent, 2: Behn and Schultz.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 626, a bill for an act relating to the processes for appealing tax matters in this state by repealing the future repeal of the property assessment appeal board, providing for the future repeal of the state board of tax review, providing for appeals to the director of revenue for certain tax matters and modifying the powers and duties of the director of revenue, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3138.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Seng, and Smith. Nays, None. Absent, 2: Behn and Schultz.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 28th day of April, 2015.

Senate Files 75, 199, 385, 404, 415, 479, and 487.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Beverly Winkie – Commission on Aging

AMENDMENTS FILED

S-3137	S.F.	493	Brian Schoenjahn
S-3138	H.F.	626	Ways and Means
S-3139	H.F.	622	Herman C. Quirmbach
S-3140	H.F.	635	Tod R. Bowman

JOURNAL OF THE SENATE

ONE HUNDRED EIGHTH CALENDAR DAY
SIXTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 29, 2015

The Senate met in regular session at 9:05 a.m., Senator Dvorsky presiding.

Prayer was offered by Reverend Donald Winterowd of St. Paul Lutheran Church in Ida Grove, Iowa. He was the guest of Senator Segebart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Matthew Voss.

The Journal of Tuesday, April 28, 2015, was approved.

SPECIAL PRESENTATION TO SENATE PAGES

The Senate Pages were invited to the well of the Senate for a special presentation and were thanked by Senators Gronstal and Dix and President Jochum for their service to the Senate.

Certificates of Excellence for serving with honor and distinction as Senate Pages during the 2015 Regular Session of the Eighty-sixth General Assembly were given to the following:

Austin Allaire, Emily Bray, Noah Canady, Claire Eide, Lauren Gentile, Kenten Kingsbury, Nathan Paulsen, Isabelle Pierotti, Sally Ropes, Lauren Rowley, and Matthew Voss.

The Senate rose and expressed its appreciation.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:29 a.m. until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:39 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCoy, until he returns, on request of Senator Gronstal.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 615.

House File 615

On motion of Senator Dotzler, **House File 615**, a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 615), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bisignano	Dvorsky	Mathis	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

The Senate stood at ease at 1:51 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 2:04 p.m., President Jochum presiding.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 496, 497, and 493.

Senate File 496

On motion of Senator Courtney, **Senate File 496**, a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 496), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 497

On motion of Senator Courtney, **Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions, was taken up for consideration.

Senator Brase offered amendment S-3142, filed by Senator Brase, et al., from the floor to pages 18 and 19 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3142 be adopted?” (S.F. 497), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

Amendment S-3142 was adopted.

Senator Courtney offered amendment S-3143, filed by him from the floor to pages 19-20 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3143 be adopted?" (S.F. 497), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

Amendment S-3143 was adopted.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 497), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	ShIPLEY
Behn	Dix	Kraayenbrink	SINCLAIR
Bertrand	Feenstra	Rozenboom	SMITH
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 493

On motion of Senator Schoenjahn, **Senate File 493**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions, was taken up for consideration.

Senator Schoenjahn offered amendment S-3137, filed by him on April 28, 2015, to pages 1, 29, 38, and 63-65 of the bill, and moved its adoption.

Amendment S-3137 was adopted by a voice vote.

Senator Sinclair offered amendment S-3141, filed by her from the floor to page 51 of the bill, and moved its adoption.

A nonrecord roll call was requested.

The ayes were 24, nays 26.

Amendment S-3141 lost.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 493), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 493, 496, and 497** and **House File 615** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 498 and 499.

Senate File 498

On motion of Senator Brase, **Senate File 498**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions, was taken up for consideration.

Senator Brase offered amendment S–3145, filed by him from the floor to pages 2–4, 8, 11–14, 21–22, 26, and 29–32 of the bill, and moved its adoption.

Amendment S–3145 was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 498), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 499

On motion of Senator Dotzler, **Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions, was taken up for consideration.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 499), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 498 and 499** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 630.

House File 630

On motion of Senator Ragan, **House File 630**, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, with report of committee recommending passage, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 630), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 635.

House File 635

On motion of Senator Danielson, **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bowman offered amendment S-3134, filed by the committee on Transportation on April 22, 2015, to pages 10 and 20 of the bill.

Senator Bowman withdrew amendment S-3136, filed by him on April 27, 2015, to page 1 of amendment S-3134.

Senator Bowman offered amendment S-3140, filed by him on April 28, 2015, to page 1 of amendment S-3134, and moved its adoption.

Amendment S-3140 to amendment S-3134 was adopted by a voice vote.

Senator Bowman moved the adoption of amendment S-3134, as amended.

Amendment S-3134, as amended, was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 635), the vote was:

Yeas, 43:

Allen	Dearden	Johnson	Schoenjahn
Bertrand	Dix	Kapucian	Seng
Bisignano	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Taylor

Chelgren	Hart	Quirnbach	Whitver
Costello	Hogg	Ragan	Wilhelm
Courtney	Horn	Rozenboom	Zumbach
Danielson	Jochum	Schneider	

Nays, 7:

Anderson	Chapman	Schultz	Zaun
Behn	Guth	Segebart	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 630** and **635** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:08 p.m. until 9:00 a.m., Thursday, April 30, 2015.

APPENDIX

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Wednesday, April 29, 2015, 11:05 a.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: None.

Committee Business: Discussed HF 637 and SSB 1282.

Adjourned: 11:45 a.m.

INTRODUCTION OF BILL

Senate File 500, by committee on Appropriations, a bill for an act relating to family support programs and provisions including those relating to child support and establishment of paternity.

Read first time under Rule 28 and **placed on Appropriations calendar.**

STUDY BILL RECEIVED

SSB 1287 Appropriations

Relating to cultural affairs and economic development by establishing an Iowa next program and fund to assist communities in community enhancement projects, creating a sports tourism program, modifying certain economic development authority and department of cultural affairs programs, eliminating the vision Iowa program and the great places program and fund, making appropriations, and including transition provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1287

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 500 (SSB 1282), a bill for an act relating to family support programs and provisions including those relating to child support and establishment of paternity.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 21: Dvorsky, Danielson, Chapman, Bisignano, Bolkom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 637, 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.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 9: Chapman, Bisignano, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3141	S.F.	493	Amy Sinclair
S-3142	S.F.	497	Chris Brase
			Mary Jo Wilhelm
			Rita Hart
			Janet Petersen
			Liz Mathis
S-3143	S.F.	497	Thomas G. Courtney
S-3144	H.F.	567	Steven J. Sodders
S-3145	S.F.	498	Chris Brase

JOURNAL OF THE SENATE

ONE HUNDRED NINTH CALENDAR DAY
SIXTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 30, 2015

The Senate met in regular session at 9:03 a.m., President Jochum presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Mahaska County, Oskaloosa, Iowa, who sang “How Great Thou Art”, accompanied by his cousins Larry Rozenboom and Carol Houk; and his secretary Susan Geddes.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Allaire.

The Journal of Wednesday, April 29, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 29, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 482, a bill for an act concerning social and charitable gambling and making penalties applicable. (S-3147)

ALSO: That the House has on April 29, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 534, a bill for an act relating to stipends for the mental health professional shortage area program. (S-3146)

ALSO: That the House has on April 29, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 650, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions.

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

The Senate stood at ease at 9:41 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:07 a.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Chelgren, Guth, Segebart, Zaun, and Zumbach, until they arrive, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Beverly Winkie, Commission on Aging

Roger Thomas, Health Facilities Council

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 45:

Allen	Danielson	Johnson	Schultz
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders

Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Hart	Ragan	Wilhelm
Chapman	Hogg	Rozenboom	
Costello	Horn	Schneider	
Courtney	Jochum	Schoenjahn	

Nays, none.

Absent, 5:

Chelgren	Segebart	Zumbach
Guth	Zaun	

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 482

Senator Gronstal called up for consideration **Senate File 482**, a bill for an act concerning social and charitable gambling and making penalties applicable, amended by the House in House amendment S-3147, filed April 30, 2015.

Senator Danielson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Danielson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 482), the vote was:

Yeas, 45:

Allen	Danielson	Johnson	Schultz
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith

Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Hart	Ragan	Wilhelm
Chapman	Hogg	Rozenboom	
Costello	Horn	Schneider	
Courtney	Jochum	Schoenjahn	

Nays, none.

Absent, 5:

Chelgren	Segebart	Zumbach
Guth	Zaun	

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 482** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:17 a.m. until 1:00 p.m., Monday, May 4, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Iowa Finance Authority—For celebrating their 40th anniversary. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

WAYS AND MEANS

Convended: Thursday, April 30, 2015, 11:00 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: None.

Committee Business: Passed HF's 347, 617, 634, 638, and 640; and passed SSBs 1272 and 1273.

Adjourned: 12:20 p.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, April 30, 2015, 10:20 a.m.

Members Present: Ragan, Chair; Bolkcom, Vice Chair; and Dvorsky.

Members Absent: Segebart, Ranking Member; and Johnson (both excused).

Committee Business: Discussed the Health and Human Services General Fund FY 2015 budget.

Adjourned: 10:45 a.m.

INTRODUCTION OF BILL

Senate File 501, by Gronstal, a bill for an act relating to interstate student tuition reciprocity agreements involving certain postsecondary educational institutions, creating a tuition refund fund, appropriating moneys from the fund, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

SUBCOMMITTEE ASSIGNMENT

House File 650

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kapucian

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 617, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Schultz, Seng, and Smith. Nays, 1: Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 634, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, including by eliminating past dates relating to a determination of Iowa-foaled horse and to the rehabilitation and conservation of land affected by coal mining, providing for payment by the department for the examination of certain articles, allowing the department to adopt by reference certain federal publications affecting milk and milk products, modifying the definition of biobutanol, eliminating departmental duties and fees relating to weights and measures, providing for purchased-grain fees paid into the Iowa grain indemnity fund, and changing the name of the division of soil and water conservation and the name of its appointed administrative official.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 638, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 646, a bill for an act relating to the use of revenues resulting from the physical plant and equipment levy and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3146	H.F.	534	House
S-3147	S.F.	482	House
S-3148	H.F.	567	Steven J. Sodders
S-3149	H.F.	544	Joe Bolkcom

JOURNAL OF THE SENATE

ONE HUNDRED THIRTEENTH CALENDAR DAY
SIXTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, May 4, 2015

The Senate met in regular session at 1:07 p.m., President Jochum presiding.

A moment of silence was observed by the Senate.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Thursday, April 30, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 30, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 656, a bill for an act relating to the administration of programs by the economic development authority by creating a renewable chemical production tax credit, modifying the tax credit for investments in qualifying businesses and community-based seed capital funds, modifying the entrepreneur investment awards program, modifying the workforce housing tax incentive program, making miscellaneous changes to other economic development authority programs, and including effective date and retroactive and other applicability provisions.

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

House File 658, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions.

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

House File 659, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:21 p.m. until 9:00 a.m., Tuesday, May 5, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Helen Hanks, New London—For celebrating her 100th birthday. Senator Courtney.

Mary Jane Harris—For celebrating her 90th birthday. Senator Courtney.

Jim and Dana Weiss—For celebrating their 60th wedding anniversary. Senator Courtney.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Monday, May 04, 2015, 2:00 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: None.

Committee Business: Passed HF 658 and HF 659, both as amended; and passed SSB 1288, as amended.

Adjourned: 2:20 p.m.

INTRODUCTION OF BILLS

Senate File 502, by committee on Ways and Means, a bill for an act relating to the regulation of persons, including commercial establishments, keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 503, by committee on Ways and Means, a bill for an act relating to certain fees collected by the county sheriff.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 504, by committee on Ways and Means, a bill for an act relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 505, 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, and including effective date and retroactive and other applicability date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

STUDY BILL RECEIVED

SSB 1288 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 501

EDUCATION: Quirnbach, Chair; Dvorsky and Sinclair

SSB 1288

APPROPRIATIONS: Ragan, Chair; Dvorsky and Segebart

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 505 (SSB 1288), a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 8: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 505, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 658, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3150.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 8: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 659, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3151.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 8: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 502 (formerly SF 347), a bill for an act relating to the regulation of persons, including commercial establishments, keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolkcom, Allen, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Seng, and Smith. Nays, 5: Feenstra, Anderson, Behn, Breitbach, and Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 502, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 503 (SSB 1273), a bill for an act relating to certain fees collected by the county sheriff.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 503, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 504 (SSB 1272), a bill for an act relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Bolkcom, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, and Seng. Nays, 7: Allen, Feenstra, Anderson, Behn, Breitbach, Schultz, and Smith. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 1, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 75 – Relating to the use of blue and white lighting devices and reflectors during snow and ice treatment and removal, making penalties applicable, and including sunset date provisions.

Senate File 199 – Making changes to the campaign finance laws relating to independent expenditures and making penalties applicable.

Senate File 385 – Relating to the expungement of not-guilty verdicts and dismissed criminal-charge records, and including effective date provisions.

Senate File 404 – Relating to the certification and regulation of shorthand reporters.

Senate File 415 – Relating to elections administration and election officials.

Senate File 479 – Concerning the apportionment of certain gross receipts of a broadcaster for purposes of Iowa income tax, and including retroactive applicability provisions.

Senate File 487 – Regulating the sale of portable electronics insurance, including requiring licensure, providing for fees and penalties, and including effective date provisions.

AMENDMENTS FILED

S-3150	H.F.	658	Appropriations
S-3151	H.F.	659	Appropriations

JOURNAL OF THE SENATE

ONE HUNDRED FOURTEENTH CALENDAR DAY
SIXTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, May 5, 2015

The Senate met in regular session at 9:02 a.m., President Jochum presiding.

A moment of silence was observed by the Senate.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Monday, May 4, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:14 a.m. until 11:00 a.m.

RECONVENED

The Senate reconvened at 11:29 a.m., President Jochum presiding.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 646 and 634.

House File 646

On motion of Senator Hogg, **House File 646**, a bill for an act relating to the use of revenues resulting from the physical plant and equipment levy and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 646), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 634

On motion of Senator Allen, **House File 634**, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, including by eliminating past dates relating to a determination of Iowa-foaled horse and to the rehabilitation and conservation of land affected by coal mining, providing for payment by the department for the examination of certain articles, allowing the department to adopt by reference certain federal publications affecting milk and milk products, modifying the definition of biobutanol, eliminating departmental duties and fees relating to weights and measures, providing for purchased-grain fees paid into the Iowa grain indemnity fund, and changing the name of the division of soil and water conservation and the name of its appointed administrative official, with report of committee recommending passage, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 634), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Bolkcom asked and received unanimous consent to take up for consideration House File 626.

House File 626

On motion of Senator Bolkcom, **House File 626**, a bill for an act relating to the processes for appealing tax matters in this state by repealing the future repeal of the property assessment appeal board, providing for the future repeal of the state board of tax review, providing for appeals to the director of revenue for certain tax matters and modifying the powers and duties of the director of revenue, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bolkcom offered amendment S-3138, filed by the committee on Ways and Means on April 28, 2015, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3138 was adopted by a voice vote.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 626), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 626, 634, and 646** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 500.

Senate File 500

On motion of Senator Mathis, **Senate File 500**, a bill for an act relating to family support programs and provisions including those relating to child support and establishment of paternity, was taken up for consideration.

Senator Mathis moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 500), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 638.

House File 638

On motion of Senator McCoy, **House File 638**, a bill for an act concerning the reporting and payment of wine gallonage sales and taxes, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 638), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 500** and **House File 638** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 622.

House File 622

On motion of Senator Petersen, **House File 622**, a bill for an act relating to certain fees charged in connection with vehicle rental agreements and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach offered amendment S-3139, filed by him on April 28, 2015, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3139 be adopted?" (H.F. 622), the vote was:

Yeas, 7:

Bisignano	Guth	Rozenboom	Zaun
Chelgren	Quirnbach	Taylor	

Nays, 43:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shiple
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Whitver
Chapman	Hart	Ragan	Wilhelm
Costello	Hogg	Schneider	Zumbach
Courtney	Horn	Schoenjahn	

Absent, none.

Amendment S-3139 lost.

Senator Petersen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 622), the vote was:

Yeas, 47:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Segebart
Behn	Dix	Kapucian	Seng
Bertrand	Dotzler	Kinney	Shipley
Bolkcom	Dvorsky	Kraayenbrink	Sinclair
Bowman	Feenstra	Mathis	Smith
Brase	Garrett	McCoy	Sodders
Breitbach	Gronstal	Petersen	Whitver
Chapman	Guth	Ragan	Wilhelm
Chelgren	Hart	Rozenboom	Zaun
Costello	Hogg	Schneider	Zumbach
Courtney	Horn	Schoenjahn	

Nays, 3:

Bisignano	Quirmbach	Taylor
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 504.

House File 504

On motion of Senator Allen, **House File 504**, a bill for an act relating to electronic delivery and posting of insurance notices and documents, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Allen offered amendment S-3153, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Senator Allen offered amendment S-3154, filed by him from the floor to page 1 of amendment S-3153, and moved its adoption.

Amendment S-3154 to amendment S-3153 was adopted by a voice vote.

Senator Allen moved the adoption of amendment S-3153, as amended.

Amendment S-3153, as amended, was adopted by a voice vote.

Senator Gronstal offered amendment S-3152, filed by him from the floor to page 4 and amending the title page of the bill, and moved its adoption.

Amendment S-3152 was adopted by a voice vote.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 504), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 504** and **622** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 637.

House File 637

On motion of Senator McCoy, **House File 637**, 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, with report of committee recommending passage, was taken up for consideration.

Senator Chelgren asked and received unanimous consent that action on **House File 637** be **deferred**.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 567.

House File 567

On motion of Senator Soddors, **House File 567**, a bill for an act relating to controlled substances, including by enhancing the penalties for imitation controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and temporarily designating substances as controlled substances, and providing penalties, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Sodders withdrew amendment S–3144, filed by him on April 29, 2015, to pages 1–14 and amending the title page of the bill.

Senator Sodders offered amendment S–3148, filed by him on April 30, 2015, to pages 1–14 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3148 be adopted?” (H.F. 567), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Seng
Bisignano	Dotzler	Kinney	Sodders
Bolkcom	Dvorsky	McCoy	Taylor
Bowman	Gronstal	Petersen	Wilhelm
Brase	Hart	Quirnbach	Zaun
Courtney	Hogg	Ragan	
Danielson	Horn	Schoenjahn	

Nays, 24:

Anderson	Costello	Kapucian	Segebart
Behn	Dix	Kraayenbrink	Shiple
Bertrand	Feenstra	Mathis	Sinclair
Breitbach	Garrett	Rozenboom	Smith
Chapman	Guth	Schneider	Whitver
Chelgren	Johnson	Schultz	Zumbach

Absent, none.

Amendment S–3148 was adopted.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 567), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor

Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	Zaun
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

BUSINESS PENDING

House File 637

The Senate resumed consideration of **House File 637**, 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, previously deferred.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 637), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 637** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 5, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 336, a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties applicable. (S-3155)

Senate File 496, a bill for an act relating to appropriations to the judicial branch. (S-3156)

ALSO: That the House has on May 5, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 654, a bill for an act relating to the programs and duties of the economic development authority and including effective date and retroactive applicability provisions and other properly related matters.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 12:56 p.m. until 9:00 a.m., Wednesday, May 6, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Calla Blake—For being a foster parent with Families Helping Families of Iowa. Senator Mathis.

Leanne Loehr—For her work as founder of Families Helping Families of Iowa. Senator Mathis.

Scattergood Friends School of West Branch—For celebrating their 125th anniversary. Senator Dvorsky.

Sara Tawil—For her work with Linn County DHS, Child Protection, and Families Helping Families of Iowa. Senator Mathis.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, May 05, 2015, 9:15 a.m.

Members Present: Seng, Chair; Ragan, Vice Chair; Zumbach, Ranking Member; Bowman, Brase, Hart, Kapucian, Kinney, Rozenboom, Shipley, Sodders, and Taylor.

Members Absent: Anderson (excused).

Committee Business: Governor's appointee.

Adjourned: 9:25 a.m.

GOVERNMENT OVERSIGHT

Convened: Tuesday, May 05, 2015, 2:00 p.m.

Members Present: Hogg, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Kinney and Whitver.

Members Absent: None.

Committee Business: Passed SSB 1276.

Adjourned: 2:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 36, by Dvorsky, a resolution honoring the City of Tipton on its quartoseptcentennial.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

Sharon Krause – State Soil Conservation Committee

AMENDMENTS FILED

S-3152	H.F.	504	Michael E. Gronstal
S-3153	H.F.	504	Chaz Allen
S-3154	H.F.	504	Chaz Allen
S-3155	S.F.	336	House
S-3156	S.F.	496	House

JOURNAL OF THE SENATE

ONE HUNDRED FIFTEENTH CALENDAR DAY
SIXTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, May 6, 2015

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by Dianne Prichard, pastor of the Community Church of Toronto and the Immanuel United Church of Christ in Big Rock, Iowa. She was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Tuesday, May 5, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 5, 2015, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 494, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection. (S-3157)

Senate File 497, a bill for an act relating to appropriations to the justice system, and including effective date provisions. (S-3158)

Senate File 499, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions. (S-3159)

ALSO: That the House has on May 5, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 651, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund, other duties of the department of homeland security and emergency management, and other properly related matters.

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

House File 652, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund and making an appropriation.

Read first time and attached to **similar Senate File 489**.

The Senate stood at ease at 9:34 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:20 a.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kraayenbrink, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 503.

Senate File 503

On motion of Senator Quirnbach, **Senate File 503**, a bill for an act relating to certain fees collected by the county sheriff, was taken up for consideration.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 503), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kraayenbrink

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 659 and 658.

House File 659

On motion of Senator Brase, **House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Brase offered amendment S–3151, filed by the committee on Appropriations on May 4, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Brase offered amendment S–3160, filed by him from the floor to pages 11–14 of amendment S–3151, and moved its adoption.

Amendment S–3160 to amendment S–3151 was adopted by a voice vote.

Senator Brase moved the adoption of amendment S–3151, as amended.

Amendment S–3151, as amended, was adopted by a voice vote.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 659), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver

Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kraayenbrink

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

House File 658

On motion of Senator Schoenjahn, **House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Schoenjahn offered amendment S-3150, filed by the committee on Appropriations on May 4, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3150 was adopted by a voice vote.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 658), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kraayenbrink

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 503** and **House Files 658** and **659** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 505.

Senate File 505

On motion of Senator Ragan, **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, was taken up for consideration.

Senator Ragan offered amendment S-3161, filed by her from the floor to pages 88, 92, 109, and 119 of the bill, and moved its adoption.

Amendment S-3161 was adopted by a voice vote.

Senator Schultz offered amendment S-3162, filed by Senator Schultz, et al., from the floor to page 119 of the bill.

Senator Dvorsky raised the point of order that amendment S-3162 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3162 out of order.

(Senate File 505 was deferred.)

The Senate stood at ease at 11:50 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:48 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 505, previously deferred.

Senator Gronstal asked and received unanimous consent that action on **Senate File 505** be **deferred**.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 6, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 631, a bill for an act providing for the creation of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, making penalties applicable, and including effective date and applicability provisions.

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

House File 653, a bill for an act relating to state taxation by modifying the disabled veteran homestead tax credit, property tax exemptions authorized for certain associations, institutions, and societies, the definition of livestock for purposes of the sales and use tax, exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, and including effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 507**.

House File 655, a bill for an act relating to community development by establishing application rules and limitations for wireless communications facilities and infrastructure and modifying provisions related to reinvestment districts and flood mitigation projects, and including effective date and retroactive and other applicability provisions.

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

House File 660, a bill for an act requiring a public hearing prior to increasing the rate of a franchise fee imposed by a city.

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

House File 662, a bill for an act relating to vital statistics, including access to birth records and vital statistics fees collected by the state and county registrars of vital statistics.

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

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 46 present, 4 absent, and a quorum present.

HOUSE AMENDMENT CONSIDERED

Senate File 496

Senator Courtney called up for consideration **Senate File 496**, a bill for an act relating to appropriations to the judicial branch, amended by the House in House amendment S-3156, filed May 5, 2015.

Senator Courtney moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:55 p.m. until the completion of a meeting of the committee on Education.

RECONVENED

The Senate reconvened at 1:07 p.m., President Jochum presiding.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 496** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 505

The Senate resumed consideration of **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, previously deferred.

Senator Breitbach offered amendment S-3163, filed by Senator Breitbach, et al., from the floor to page 119 of the bill.

Senator Bolkcom offered amendment S-3167, filed by him from the floor to pages 1-7 of amendment S-3163.

(Senate File 505, amendment S-3167 to amendment S-3163, and amendment S-3163 were deferred.)

The Senate stood at ease at 1:11 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 1:18 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 505 and amendment S-3167 to amendment S-3163.

Senator Bolkcom moved the adoption of amendment S-3167 to amendment S-3163.

A record roll call was requested.

On the question "Shall amendment S-3167 to amendment S-3163 be adopted?" (S.F. 505), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kraayenbrink

Amendment S-3167 to amendment S-3163 was adopted.

The Senate resumed consideration of amendment S-3163, as amended, previously deferred.

Senator Breitbach moved the adoption of amendment S-3163, as amended.

A record roll call was requested.

On the question "Shall amendment S-3163 be adopted?" (S.F. 505), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kapucian	Shipley
Behn	Dix	Kinney	Sinclair

Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kraayenbrink

Amendment S-3163, as amended, was adopted.

Senator Garrett offered amendment S-3164, filed by Senator Garrett, et al., from the floor to page 119 of the bill.

(Senate File 505 and amendment S-3164 were deferred.)

The Senate stood at ease at 1:29 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 2:00 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 505 and amendment S-3164, previously deferred.

Senator Garrett moved the adoption of amendment S-3164.

A record roll call was requested.

On the question "Shall amendment S-3164 be adopted?" (S.F. 505), the vote was:

Yeas, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Absent, 1:

Kraayenbrink

Amendment S–3164 lost.

Senator Rozenboom offered amendment S–3165, filed by Senator Rozenboom, et al., from the floor to page 119 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3165 be adopted?” (S.F. 505), the vote was:

Yeas, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Absent, 1:

Kraayenbrink

Amendment S–3165 lost.

Senator Sinclair offered amendment S-3166, filed by Senator Sinclair, et al., from the floor to page 119 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3166 be adopted?" (S.F. 505), the vote was:

Yeas, 23:

Anderson	Costello	Kapucian	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Absent, 1:

Kraayenbrink

Amendment S-3166 lost.

Senator Ragan offered amendment S-3168, filed by her from the floor to page 14 of the bill, and moved its adoption.

Amendment S-3168 was adopted by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Segebart, until he returns, on request of Senator Whitver.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 505), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 22:

Anderson	Costello	Kapucian	Smith
Behn	Dix	Rozenboom	Whitver
Bertrand	Feenstra	Schneider	Zaun
Breitbach	Garrett	Schultz	Zumbach
Chapman	Guth	ShIPLEY	
Chelgren	Johnson	Sinclair	

Absent, 2:

Kraayenbrink	Segebart
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 505** be **immediately messaged** to the House.

The Senate stood at ease at 3:04 p.m. until the fall of the gavel for the purpose of party caucuses.

RECONVENED

The Senate reconvened at 3:22 p.m., President Jochum presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 494

Senator Wilhelm called up for consideration **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, amended by the House in House amendment S-3157, filed May 6, 2015.

Senator Wilhelm moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 494** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 499

Senator Dotzler called up for consideration **Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions, amended by the House in House amendment S-3159, filed May 6, 2015.

Senator Dotzler moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 499** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 497

Senator Courtney called up for consideration **Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions, amended by the House in House amendment S-3158, filed May 6, 2015.

Senator Courtney moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 497** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:27 p.m. until 9:00 a.m., Thursday, May 7, 2015.

APPENDIX

BILL MESSAGED

House File 567 was **messaged** to the House.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, May 06, 2015, 4:25 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Mathis, McCoy, Ragan, Rozenboom, Schoenjahn, and Wilhelm.

Members Absent: Kraayenbrink, Schneider, Segebart, and Zumbach (all excused).

Committee Business: Passed HF 650.

Adjourned: 5:05 p.m.

EDUCATION

Convened: Wednesday, May 06, 2015, 1:00 p.m.

Members Present: Quirmbach, Chair; Schoenjahn, Vice Chair; Sinclair, Ranking Member; Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun.

Members Absent: Kraayenbrink (excused).

Committee Business: Passed SF 501.

Adjourned: 1:05 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, May 06, 2015, 3:30 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Ragan, and Whitver.

Members Absent: Guth and Soddors (both excused).

Committee Business: Passed SR 36; governor's appointee.

Adjourned: 3:35 p.m.

WAYS AND MEANS

Convened: Wednesday, May 06, 2015, 3:30 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith.

Members Absent: None.

Committee Business: Passed SF 226, as amended; and HF 632. Approved SSB 1224, as amended.

Adjourned: 4:20 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 37, by committee on Rules and Administration, a resolution honoring the City of Tipton on its quartoseptcentennial.

Read first time under Rule 28 and **placed on calendar**.

INTRODUCTION OF BILLS

Senate File 506, by committee on Government Oversight, a bill for an act relating to the construction, erection, maintenance, or operation of electric transmission lines and hazardous liquid pipelines, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 507, by committee on Ways and Means, a bill for an act relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and modifying the disabled veteran homestead tax credit, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 651

APPROPRIATIONS: Dvorsky, Chair; Chapman, Courtney, Danielson, and Garrett

House File 654

WAYS AND MEANS: Dotzler, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 650, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3169.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 4: Chapman, Garrett, Kapucian, and Rozenboom. Absent, 4: Kraayenbrink, Schneider, Segebart, and Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: SENATE FILE 501, a bill for an act relating to interstate student tuition reciprocity agreements involving certain postsecondary educational institutions, creating a tuition refund fund, appropriating moneys from the fund, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Quirmbach, Schoenjahn, Sinclair, Behn, Bowman, Dvorsky, Hart, Hogg, Johnson, Kinney, Mathis, Schultz, Wilhelm, and Zaun. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNMENT OVERSIGHT

Bill Title: *SENATE FILE 506 (SSB 1276), a bill for an act relating to the construction, erection, maintenance, or operation of electric transmission lines and hazardous liquid pipelines, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 4: Hogg, Schoenjahn, Kinney, and Whitver. Nays, 1: Garrett. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Government Oversight Committee on Senate File 506, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 37 (formerly SR 36), a resolution honoring the City of Tipton on its quartoseptcentennial.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Ragan, and Whitver. Nays, none. Absent, 2: Guth and Soddors.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 507 (SSB 1224), a bill for an act relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and modifying the disabled veteran homestead tax credit, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 507, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 632, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Bolkcom, Allen, Dotzler, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Seng. Nays, 5: Feenstra, Anderson, Behn, Breitbach, and Smith. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENT

The following appointee was submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR**TERM**

VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)

Dan Gannon, Ankeny

05/01/2015 – 04/30/2016

The appointment was referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointment to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on May 6, 2015:

VETERANS AFFAIRS

Dan Gannon – Commission of Veterans Affairs

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

Pursuant to Senate Rule 59, the State Government committee having failed to file its report within the prescribed time, the nominee, Robert Felderman as a member of the Real Estate Appraiser Examining Board, is now automatically placed, without recommendation, upon the individual confirmation calendar.

AMENDMENTS FILED

S-3157	S.F.	494	House
S-3158	S.F.	497	House
S-3159	S.F.	499	House
S-3160	H.F.	659	Chris Brase
S-3161	S.F.	505	Amanda Ragan
S-3162	S.F.	505	Jason Schultz
			Bill Dix
			Ken Rozenboom
			Dennis Guth
			Jake Chapman
			Julian B. Garrett
			Charles Schneider
			Mark Chelgren
			Amy Sinclair
			Mark Segebart
			Brad Zaun
			Dan Zumbach
			Roby Smith
			Tom Shipley
			Bill Anderson
			Rick Bertrand

			Randy Feenstra
			Jerry Behn
			Jack Whitver
			Michael Breitbach
			Mark Costello
			Tim L. Kapucian
			David Johnson
S-3163	S.F.	505	Michael Breitbach
			Dan Zumbach
			Jerry Behn
			Bill Dix
			Jack Whitver
			Mark Chelgren
			Charles Schneider
			Jake Chapman
			Bill Anderson
			Tom Shipley
			Brad Zaun
			Rick Bertrand
			Dennis Guth
			Ken Rozenboom
			Roby Smith
			David Johnson
			Tim L. Kapucian
			Mark Segebart
			Jason Schultz
			Julian B. Garrett
			Amy Sinclair
			Mark Costello
			Randy Feenstra
S-3164	S.F.	505	Julian B. Garrett
			Michael Breitbach
			Dan Zumbach
			Jerry Behn
			Bill Dix
			Jack Whitver
			Mark Chelgren
			Charles Schneider
			Jake Chapman
			Dennis Guth
			Ken Rozenboom

			Roby Smith
			Tim L, Kapucian
			David Johnson
			Mark Segebart
			Jason Schultz
			Amy Sinclair
			Mark Costello
			Rick Bertrand
			Bill Anderson
			Tom Shipley
			Randy Feenstra
			Brad Zaun
S-3165	S.F.	505	Ken Rozenboom
			Mark Segebart
			David Johnson
			Jason Schultz
			Julian B. Garrett
			Michael Breitbach
			Dan Zumbach
			Jerry Behn
			Bill Dix
			Jack Whitver
			Mark Chelgren
			Tom Shipley
			Rick Bertrand
			Bill Anderson
			Charles Schneider
			Jake Chapman
			Dennis Guth
			Randy Feenstra
			Amy Sinclair
			Mark Costello
			Roby Smith
			Brad Zaun
			Tim L. Kapucian
S-3166	S.F.	505	Amy Sinclair
			Mark Costello
			Jerry Behn
			Bill Dix
			Bill Anderson
			Rick Bertrand

Jack Whitver
 Tom Shipley
 Randy Feenstra
 Roby Smith
 Mark Segebart
 Mark Chelgren
 Brad Zaun
 Tim L. Kapucian
 Charles Schneider
 Jake Chapman
 Dennis Guth
 Ken Rozenboom
 Dan Zumbach
 Michael Breitbach
 Julian B. Garrett
 Jason Schultz
 David Johnson

S-3167	S.F.	505	Joe Bolkcom
S-3168	S.F.	505	Amanda Ragan
S-3169	H.F.	650	Appropriations

PRESENTATION OF VISITORS

Senator Hart welcomed, in the northwest balcony, the following members from the Kenya delegation: Mr. Bonnie Mathooko, Chief Research Officer; Mr. Daniel Chania, Senior Clerk Assistant; Mr. Derrick Koli, First Clerk Assistant; Ms. Carol Cheruiyot, Legal Counsel; Mr. Tom Ongalo, Assistant Hansard Editor; and Ms. Eunice Nyaga, Personal Assistant to Speaker.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTEENTH CALENDAR DAY
SIXTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 7, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

The Journal of Wednesday, May 6, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 6, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 635, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions. (S-3170)

ALSO: That the House has on May 6, 2015, **refused to concur** in the Senate amendment to the following bills in which the concurrence of the House was asked:

House File 658, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions.

House File 659, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

ALSO: That the House has on May 6, 2015, **insisted** on its amendment to **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and the Conference Committee members on the part of the House are: the representative from Cass, Representative Drake, Chair; the representative from Butler, Representative Grassley; the representative from Dubuque, Representative Dunkel; the representative from Clinton; Representative Mommsen; and the representative from Warren, Representative Ourth.

ALSO: That the House has on May 6, 2015, **insisted** on its amendment to **Senate File 496**, a bill for an act relating to appropriations to the judicial branch, and the Conference Committee members on the part of the House are: the representative from Buena Vista, Representative Worthan, Chair; the representative from Winneshiek, Representative Branhagen; the representative from Polk, Representative Hagenow; the representative from Linn; Representative Todd Taylor; and the representative from Polk, Representative Oldson.

ALSO: That the House has on May 6, 2015, **insisted** on its amendment to **Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Buena Vista, Representative Worthan, Chair; the representative from Winneshiek, Representative Branhagen; the representative from Polk, Representative Hagenow; the representative from Polk; Representative Anderson; and the representative from Linn, Representative Todd Taylor.

ALSO: That the House has on May 6, 2015, **insisted** on its amendment to **Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions, and the Conference Committee members on the part of the House are: the representative from Story, Representative Deyoe, Chair; the representative from Hancock, Representative Baxter; the representative from Pottawattamie, Representative Hanusa; the representative from Dubuque; Representative Finkenauer; and the representative from Linn, Representative Running-Marquardt.

APPOINTMENTS OF CONFERENCE COMMITTEES

The Chair announced the following conference committee on **Senate File 494** on the part of the Senate: Senators Wilhelm, Chair; Dearden, Kinney, Rozenboom, and Schultz.

The Chair announced the following conference committee on **Senate File 496** on the part of the Senate: Senators Courtney, Chair; Chelgren, Garrett, Hogg, and Taylor.

The Chair announced the following conference committee on **Senate File 497** on the part of the Senate: Senators Courtney, Chair; Chelgren, Garrett, Hogg, and Taylor.

The Chair announced the following conference committee on **Senate File 499** on the part of the Senate: Senators Dotzler, Chair; Bisignano, Hart, Schneider, and Smith.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 494, 496, 497, and 499** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:09 a.m. until 10:00 a.m., Monday, May 11, 2015.

APPENDIX

INTRODUCTION OF BILL

Senate File 508, by committee on Ways and Means, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 508 (formerly SF 226), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Schultz, Seng, and Smith. Nays, 6: Bolkcom, Hogg, Jochum, McCoy, Petersen, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 508, and they were attached to the committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on May 7, 2015, to investigate the appointment and reappointment of the following appointee:

VETERANS AFFAIRS

As a member of the Commission of Veterans Affairs:

Dan Gannon – Allen, Chair; Hart and Segebart

AMENDMENT FILED

S-3170 H.F. 635 House

JOURNAL OF THE SENATE

ONE HUNDRED TWENTIETH CALENDAR DAY
SEVENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, May 11, 2015

The Senate met in regular session at 10:04 a.m., President Jochum presiding.

Prayer was offered by the Honorable Mark Segebart, member of the Senate from Crawford County, Vail, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Paulsen.

The Journal of Thursday, May 7, 2015, was approved.

SENATE INSISTS

House File 659

Senator Gronstal called up for consideration **House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 659** on the part of the Senate: Senators Brase, Chair; Allen, Danielson, Guth, and Zumbach.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 659** be **immediately messaged** to the House.

SENATE INSISTS

House File 658

Senator Gronstal called up for consideration **House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 658** on the part of the Senate: Senators Schoenjahn, Chair; Horn, Kraayenbrink, Quirnbach, and Sinclair.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 658** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:17 a.m. until 11:30 a.m.

RECONVENED

The Senate reconvened at 12:34 p.m., President Pro Tempore Sadders presiding.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 11, 2015, appointed the conference committee to **House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and the Conference Committee members on the part of the House are: the representative from Polk, Representative Landon, Chair; the representative from Jasper, Representative Kelley; the representative from Polk, Representative Hunter; the representative from Mills; Representative Sieck; and the representative from Mahaska, Representative Vander Linden.

ALSO: That the House has on May 11, 2015, appointed the conference committee to **House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions and the Conference Committee members on the part of the House are: the representative from Fayette, Representative Bearinger, Chair; the representative from Ringgold, Representative Dolecheck; the representative from Pottawattamie, Representative Forristall; the representative from Polk; Representative Nunn; and the representative from Scott, Representative Winckler.

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 42 present, 8 absent, and a quorum present.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Feenstra and Kraayenbrink, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 501.

Senate File 501

On motion of Senator Quirnbach, **Senate File 501**, a bill for an act relating to interstate student tuition reciprocity agreements involving certain postsecondary educational institutions, creating a tuition refund fund, appropriating moneys from the fund, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 501), the vote was:

Yeas, 48:

Allen	Courtney	Jochum	Schultz
Anderson	Danielson	Johnson	Segebart
Behn	Dearden	Kapucian	Seng
Bertrand	Dix	Kinney	Shipley
Bisignano	Dotzler	Mathis	Sinclair
Bolkcom	Dvorsky	McCoy	Smith
Bowman	Garrett	Petersen	Sodders
Brase	Gronstal	Quirnbach	Taylor
Breitbach	Guth	Ragan	Whitver
Chapman	Hart	Rozenboom	Wilhelm
Chelgren	Hogg	Schneider	Zaun
Costello	Horn	Schoenjahn	Zumbach

Nays, none.

Absent, 2:

Feenstra	Kraayenbrink
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Resolution 37.

Senate Resolution 37

On motion of Senator Dvorsky, **Senate Resolution 37**, a resolution honoring the City of Tipton on its quartoseptcentennial, was taken up for consideration.

Senator Dvorsky moved the adoption of Senate Resolution 37, which motion prevailed by a voice vote.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 635

Senator Gronstal called up for consideration **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, amended by the Senate and further amended by the House in House amendment S-3170 to Senate amendment H-1265, filed May 7, 2015.

Senator Danielson moved that the Senate concur in the House amendment to the Senate amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment to the Senate amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 501** and **House File 635** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:58 p.m. until 1:30 p.m.

RECONVENED

The Senate reconvened at 1:51 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 650.

House File 650

On motion of Senator McCoy, **House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator McCoy offered amendment S-3169, filed by the committee on Appropriations on May 6, 2015, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Schultz offered amendment S-3176, filed by him from the floor to page 4 of amendment S-3169, and moved its adoption.

Amendment S-3176 to amendment S-3169 was adopted by a voice vote.

Senator McCoy offered amendment S-3172, filed by him from the floor to page 7 of amendment S-3169, and moved its adoption.

Amendment S-3172 to amendment S-3169 was adopted by a voice vote.

Senator McCoy moved the adoption of amendment S-3169, as amended.

Amendment S-3169, as amended, was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 650), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 22:

Anderson	Costello	Rozenboom	Smith
Behn	Dix	Schneider	Whitver
Bertrand	Garrett	Schultz	Zaun
Breitbach	Guth	Segebart	Zumbach
Chapman	Johnson	ShIPLEY	
Chelgren	Kapucian	Sinclair	

Absent, 2:

Feenstra	Kraayenbrink
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 650** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:08 p.m. until 9:00 a.m., Tuesday, May 12, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Auditor's Report on the Wireless E911 Emergency Communications Fund-HSEM FY 2014, pursuant to Iowa Code section 11.4. Report received on May 8, 2015.

BOARD OF REGENTS

Gifts and Grants Quarterly Report, pursuant to Iowa Code section 8.44. Report received on May 11, 2015.

STUDY BILL RECEIVED

SSB 1289 Appropriations

Relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1289

APPROPRIATIONS: Dvorsky, Chair; Chapman and Danielson

AMENDMENTS FILED

S-3171	S.F.	508	Jeff Danielson
S-3172	H.F.	650	Matt McCoy
S-3173	S.F.	508	Tony Bisignano
S-3174	S.F.	508	Tony Bisignano
S-3175	S.F.	508	Tony Bisignano
S-3176	H.F.	650	Jason Schultz

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-FIRST CALENDAR DAY
SEVENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, May 12, 2015

The Senate met in regular session at 9:06 a.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Monday, May 11, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 9:09 a.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 4:04 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 12, 2015, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 650, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions.

SENATE INSISTS

House File 650

Senator Gronstal called up for consideration **House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed by a voice vote and the Senate **insisted** on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 650** on the part of the Senate: Senators McCoy, Chair; Bowman, Chapman, Kapucian, and Petersen.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 650** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:07 p.m. until 1:00 p.m., Wednesday, May 13, 2015.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Center for Global and Regional Environmental Research—For celebrating their 25th anniversary. Senator Dvorsky.

Pastor Nathanael Johnson, Sr., Clinton—For receiving the Human Rights award. Senator Hart.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, May 12, 2015, 1:05 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Mathis, McCoy, Ragan, Rozenboom, Schneider, Segebart, Wilhelm, and Zumbach.

Members Absent: Kraayenbrink and Schoenjahn (both excused).

Committee Business: Passed SSB 1289.

Adjourned: 2:05 p.m.

GOVERNMENT OVERSIGHT

Convened: Monday, May 11, 2015, 3:00 p.m.

Members Present: Hogg, Chair; Garrett, Ranking Member; and Kinney.

Members Absent: Schoenjahn, Vice Chair; and Whitver (both excused).

Committee Business: Discussed Mount Pleasant and Clarinda mental health institutes.

Adjourned: 4:15 p.m.

VETERANS AFFAIRS

Convened: Tuesday, May 12, 2015, 9:45 a.m.

Members Present: Horn, Chair; Mathis, Vice Chair; Segebart, Ranking Member; Allen, Costello, Danielson, Hart, and Ragan.

Members Absent: Chelgren, Rozenboom, and Soddors (all excused).

Committee Business: Governor's appointee.

Adjourned: 9:50 a.m.

WAYS AND MEANS

Convened: Tuesday, May 12, 2015, 9:50 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Schultz, Seng, and Smith.

Members Absent: Quirmbach (excused).

Committee Business: Passed SF 396, as amended and HF 616, as amended.

Adjourned: 10:55 a.m.

INTRODUCTION OF BILLS

Senate File 509, by committee on Ways and Means, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar.**

Senate File 510, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

SUBCOMMITTEE ASSIGNMENTS

House File 656

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Quirmbach

House File 631

WAYS AND MEANS: Jochum, Chair; Bolkcom and Smith

House File 660

WAYS AND MEANS: Allen, Chair; Behn and Quirmbach

House File 662

WAYS AND MEANS: Allen, Chair; Quirmbach and Smith

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 510 (SSB 1289), a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, and Wilhelm. Nays, 7: Chapman, Garrett, Kapucian, Rozenboom, Schneider, Segebart, and Zumbach. Absent, 2: Kraayenbrink and Schoenjahn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Appropriations Committee on Senate File 510, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: *SENATE FILE 509 (formerly SF 396), a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Bolkcom, Allen, Feenstra, Anderson, Behn, Dotzler, Hogg, Jochum, McCoy, Petersen, Seng, and Smith. Nays, 2: Breitbach and Schultz. Absent, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 509, and they were attached to the committee report.

ALSO:

Bill Title: HOUSE FILE 616, a bill for an act relating to property tax credits and assessment by modifying filing deadline provisions, modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including effective date and applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3177.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, McCoy, Petersen, Schultz, Seng, and Smith. Nays, none. Absent, 1: Quirmbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 12th day of May, 2015.

Senate Files 366, 482, 488.

MICHAEL E. MARSHALL
Secretary of the Senate

GOVERNOR'S APPOINTEE PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

VETERANS AFFAIRS

Dan Gannon – Commission of Veterans Affairs

AMENDMENT FILED

S-3177 H.F. 616 Ways and Means

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-SECOND CALENDAR DAY
SEVENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, May 13, 2015

The Senate met in regular session at 1:05 p.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Tuesday, May 12, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 12, 2015, **passed** the following bills in which the concurrence of the House was asked:

Senate File 486, a bill for an act relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Senate File 501, a bill for an act relating to interstate student tuition reciprocity agreements involving certain postsecondary educational institutions, creating a tuition refund fund, appropriating moneys from the fund, and including effective date provisions.

ALSO: That the House has on May 12, 2015, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 504, a bill for an act relating to electronic delivery and posting of insurance notices and documents.

House File 626, a bill for an act relating to the processes for appealing tax matters in this state by repealing the future repeal of the property assessment appeal board, providing for the future repeal of the state board of tax review, providing for appeals to the director of revenue for certain tax matters and modifying the powers and duties of the director of revenue, and including effective date provisions.

ALSO: That the House has on May 12, 2015, appointed the conference committee to **House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Des Moines, Representative Cohoon, Chair; the representative from Cherokee, Representative Huseman; the representative from Woodbury, Representative Dawson; the representative from Poweshiek, Representative Maxwell; and the representative from Linn, Representative Stanerson.

ALSO: That the House has on May 12, 2015, **insisted** on its amendment to **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, and the Conference Committee members on the part of the House are: the representative from Carroll, Representative Best, Chair; the representative from Jackson, Representative Moore; the representative from Mahaska, Representative Vander Linden; the representative from Johnson, Representative Stutsman; and the representative from Scott, Representative Lykam.

ALSO: That the House has on May 12, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 648, a bill for an act relating to Medicaid special needs trusts.

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

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 635** on the part of the Senate: Senators Danielson, Chair; Bowman, Breitbart, Kapucian, and Petersen.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 635** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:09 p.m. until 10:00 a.m., Thursday, May 14, 2015.

APPENDIX

INTRODUCTION OF RESOLUTION

Senate Resolution 38, by Dvorsky, a resolution honoring the City of Solon on its quartoseptcentennial.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

AMENDMENTS FILED

S-3178	S.F.	508	David Johnson
S-3179	S.F.	508	David Johnson
S-3180	S.F.	508	David Johnson
S-3181	S.F.	508	David Johnson
S-3182	S.F.	510	David Johnson
S-3183	S.F.	510	David Johnson
S-3184	S.F.	489	Robert M. Hogg
S-3185	H.F.	652	Robert M. Hogg
S-3186	S.F.	508	David Johnson

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-THIRD CALENDAR DAY
SEVENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 14, 2015

The Senate met in regular session at 10:08 a.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Wednesday, March 13, 2015, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 13, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 505, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions. (S-3187)

HOUSE AMENDMENT CONSIDERED

Senate File 505

Senator Gronstal called up for consideration **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, amended by the House in House amendment S-3187, filed May 14, 2015.

Senator Ragan moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 505** be **immediately messaged** to the House.

The Senate stood at ease at 10:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:11 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:12 p.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:33 p.m., President Jochum presiding.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 510.

Senate File 510

On motion of Senator Dvorsky, **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, was taken up for consideration.

Senator Kapucian offered amendment S-3192, filed by him from the floor to page 3 of the bill, and moved its adoption.

Amendment S-3192 was adopted by a voice vote.

Senator Dvorsky offered amendment S-3188, filed by him from the floor to pages 9, 12, 27-29, 40, 47-50, 68, and 92 of the bill.

Senator Dvorsky offered amendment S-3191, filed by him from the floor to page 2 of amendment S-3188, and moved its adoption.

Amendment S-3191 to amendment S-3188 was adopted by a voice vote.

The Senate resumed consideration of amendment S-3188, as amended.

Senator Whitver raised the point of order that amendment S-3188 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3188 out of order.

(Senate File 510 was deferred.)

The Senate stood at ease at 1:44 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:22 p.m., President Jochum presiding.

The Senate resumed consideration of Senate File 510, previously deferred.

Senator Gronstal asked and received unanimous consent that action on **Senate File 510** be **deferred**.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 14, 2015, **insisted** on its amendment to **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, and the Conference Committee members on the part of the House are: the representative from Henry, Representative Heaton, Chair; the representative from Story, Representative Heddens; the representative from Scott, Representative Linda Miller; the representative from Clarke; Representative Fry; and the representative from Polk, Representative Forbes.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 505** on the part of the Senate: Senators Ragan, Chair; Bolkcom, Dvorsky, Johnson, and Segebart.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 505** be **immediately messaged** to the House.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Chapman and Zaun, until they arrive, on request of Senator Whitver.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Michael Coleman, Board of Corrections

Sharon Krause, State Soil Conservation Committee

Dan Gannon, Commission of Veterans Affairs

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shiplee
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Chapman Zaun

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONFIRMATION OF GOVERNOR'S APPOINTMENT (Individual Confirmation Calendar)

Senator Gronstal called up the appointment of Robert Felderman, as a member of the Real Estate Appraiser Examining Board, placed on the Individual Confirmation Calendar on May 6, 2015, found on page 998 of the Senate Journal.

Senator Gronstal moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chelgren	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, none.

Absent, 2:

Chapman	Zaun
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 544.

House File 544

On motion of Senator Bolkcom, **House File 544**, a bill for an act regarding the use of waste conversion technologies as a waste management practice, placed on the Unfinished Business on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom offered amendment S-3149, filed by him on April 30, 2015, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3149 be adopted?” (H.F. 544), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 22:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zumbach
Chelgren	Johnson	Segebart	
Costello	Kapucian	Shipley	

Absent, 2:

Chapman	Zaun
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Amendment S–3149 was adopted.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 544), the vote was:

Yeas, 46:

Allen	Dearden	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bertrand	Dvorsky	Kraayenbrink	Shipley
Bisignano	Feenstra	Mathis	Sinclair
Bolkcom	Garrett	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Guth	Quirmbach	Taylor
Breitbach	Hart	Ragan	Wilhelm
Costello	Hogg	Rozenboom	Zumbach
Courtney	Horn	Schneider	
Danielson	Jochum	Schoenjahn	

Nays, 2:

Chelgren Whitver

Absent, 2:

Chapman Zaun

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 544** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 510

The Senate resumed consideration of **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, previously deferred.

Senator Dvorsky deferred amendment S-3190, filed by him from the floor to page 9 of the bill.

Senator Dvorsky offered amendment S-3195, filed by him from the floor to page 42 of the bill, and moved its adoption.

Amendment S-3195 was adopted by a voice vote.

Senator Johnson withdrew amendment S-3182, filed by him on May 13, 2015, to page 92 of the bill.

Senator Smith offered amendment S-3194, filed by him from the floor to page 92 of the bill, and moved its adoption.

Amendment S-3194 was adopted by a voice vote.

Senator Bertrand withdrew amendment S-3197, filed by him from the floor to page 92 of the bill.

Senator Johnson withdrew amendment S-3183, filed by him on May 13, 2015, to page 92 of the bill.

Senator Chelgren asked and received unanimous consent to withdraw amendment S-3193, filed by Senator Chelgren, et al., from the floor to page 92 of the bill.

Senator Bertrand offered amendment S-3196, filed by him from the floor to page 92 of the bill, and moved its adoption.

Amendment S-3196 was adopted by a voice vote.

Senator Chelgren asked and received unanimous consent to withdraw amendment S-3198, filed by Senator Chelgren, et al., from the floor to page 92 of the bill.

Senator Chelgren asked and received unanimous consent to withdraw amendment S-3199, filed by Senator Chelgren, et al., from the floor to page 92 of the bill.

Senator Dvorsky offered amendment S-3201, filed by him from the floor to pages 9, 12, 27-29, 40, 45-50, 68, and 92 of the bill, and moved its adoption.

Amendment S-3201 was adopted by a voice vote.

Senator Dvorsky moved the adoption of amendment S-3190, previously deferred.

Amendment S-3190 was adopted by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Feenstra, until he returns, on request of Senator Dix.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 510), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 21:

Anderson	Dix	Rozenboom	Smith
Behn	Garrett	Schneider	Whitver
Bertrand	Guth	Schultz	Zumbach
Breitbach	Johnson	Segebart	
Chelgren	Kapucian	ShIPLEY	
Costello	Kraayenbrink	Sinclair	

Absent, 3:

Chapman	Feenstra	Zaun
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 510** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 3:15 p.m. until 2:00 p.m., Monday, May 18, 2015.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Herbert Hoover National Historic Site of West Branch—For 50 years of service preserving the legacy of Herbert Hoover. Senator Dvorsky.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Thursday, May 14, 2015, 12:30 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith.

Members Absent: McCoy (excused).

Committee Business: Passed HF 654, as amended; and HF's 660 and 662; and passed SSB 1193, as amended.

Adjourned: 1:00 p.m.

SUBCOMMITTEE ASSIGNMENT

House File 648

APPROPRIATIONS: Bolkcom, Chair; Ragan and Segebart

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 654, a bill for an act relating to the programs and duties of the economic development authority and including effective date and retroactive applicability provisions and other properly related matters.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3200.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 660, a bill for an act requiring a public hearing prior to increasing the rate of a franchise fee imposed by a city.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 662, a bill for an act relating to vital statistics, including access to birth records and vital statistics fees collected by the state and county registrars of vital statistics.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3187	S.F.	505	House
S-3188	S.F.	510	Robert E. Dvorsky
S-3189	H.F.	550	Jeff Danielson
S-3190	S.F.	510	Robert E. Dvorsky
S-3191	S.F.	510	Robert E. Dvorsky
S-3192	S.F.	510	Tim L. Kapucian
S-3193	S.F.	510	Mark Chelgren Jason Schultz Tom Shipley Jerry Behn Jack Whitver
S-3194	S.F.	510	Roby Smith
S-3195	S.F.	510	Robert E. Dvorsky
S-3196	S.F.	510	Rick Bertrand
S-3197	S.F.	510	Rick Bertrand
S-3198	S.F.	510	Mark Chelgren Jason Schultz

S-3199	S.F.	510	Mark Segebart Jack Whitver Mark Chelgren Michael Breitbach Ken Rozenboom Amy Sinclair Mark Costello Tim L. Kapucian Jack Whitver Tim Kraayenbrink Bill Anderson Dennis Guth
S-3200	H.F.	654	Ways and Means
S-3201	S.F.	510	Robert E. Dvorsky

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-SEVENTH CALENDAR DAY
SEVENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, May 18, 2015

The Senate met in regular session at 2:16 p.m., President Jochum presiding.

The Journal of Thursday, May 14, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:17 p.m. until 10:00 a.m., Wednesday, May 20, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9(49). Report received on May 15, 2015.

INTRODUCTION OF BILL

Senate File 511, by committee on Ways and Means, a bill for an act modifying and enacting provisions relating to specified renewable energy tax credits, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 511 (SSB 1193), a bill for an act modifying and enacting provisions relating to specified renewable energy tax credits, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Seng, and Smith. Nays, 1: Schultz. Absent, 1 McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on Senate File 511, and they were attached to the committee report.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 15, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 366 – Relating to the reexamination, recalculation, and offset of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system.

Senate File 482 – Concerning social and charitable gambling and making penalties applicable.

Senate File 488 – Relating to air quality, by providing for the establishment, imposition, and collection of fees, the creation or administration of funds and programs, making appropriations, and including effective date provisions.

JOURNAL OF THE SENATE

ONE HUNDRED TWENTY-NINTH CALENDAR DAY
SEVENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, May 20, 2015

The Senate met in regular session at 10:04 a.m., President Jochum presiding.

The Journal of Monday, May 18, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:05 a.m. until 9:00 a.m., Thursday, May 21, 2015.

APPENDIX

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 19th day of May, 2015.

Senate Files 486 and 501.

MICHAEL E. MARSHALL
Secretary of the Senate

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on May 19, 2015:

I am withdrawing the name of Arlen Ciechanowski to serve as Director of the Iowa Law Enforcement Academy from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

JOURNAL OF THE SENATE

ONE HUNDRED THIRTIETH CALENDAR DAY
SEVENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 21, 2015

The Senate met in regular session at 9:13 a.m., President Jochum presiding.

The Journal of Wednesday, May 20, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 20, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 500, a bill for an act relating to family support programs and provisions including those relating to child support and establishment of paternity.

ALSO: That the House has on May 20, 2015, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 510, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions. (S-3202)

ALSO: That the House has on May 20, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 614, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing fees and penalties, and including effective date provisions.

Read first time and attached to **similar Senate File 508**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:14 a.m. until 9:00 a.m., Friday, May 22, 2015.

APPENDIX

AMENDMENT FILED

S-3202 S.F. 510 House

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-FIRST CALENDAR DAY
SEVENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, May 22, 2015

The Senate met in regular session at 9:05 a.m., President Jochum presiding.

The Journal of Thursday, May 21, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:06 a.m. until 10:00 a.m., Tuesday, May 26, 2015.

APPENDIX

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 22, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 486 – Relating to the approval and imposition of the facilities property tax levy and the equipment replacement and program sharing property tax levy for a merged area and including effective date and applicability provisions.

Senate File 501 – Relating to interstate student tuition reciprocity agreements involving certain postsecondary educational institutions, creating a tuition refund fund, appropriating moneys from the fund, and including effective date provisions.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-FIFTH CALENDAR DAY
SEVENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, May 26, 2015

The Senate met in regular session at 10:08 a.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Noah Canady.

The Journal of Friday, May 22, 2015, was approved.

HOUSE AMENDMENT CONSIDERED

Senate File 510

Senator Gronstal called up for consideration **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, amended by the House in House amendment S-3202, filed May 21, 2015.

Senator Dvorsky moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 510** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:12 a.m. until 9:00 a.m., Wednesday, May 27, 2015.

APPENDIX

STUDY BILL RECEIVED

SSB 1290 Appropriations

Relating to the compensation and benefits for public officials and employees and providing appropriation authorizations and for related matters.

SUBCOMMITTEE ASSIGNMENT

SSB 1290

APPROPRIATIONS: Dvorsky, Chair; Chapman and Danielson

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-SIXTH CALENDAR DAY
SEVENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, May 27, 2015

The Senate met in regular session at 9:11 a.m., President Jochum presiding.

The Journal of Tuesday, May 26, 2015, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on May 26, 2015, insisted on its amendment to **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, and the Conference Committee members on the part of the House are: the representative from Plymouth, Representative Soderberg, Chair; the representative from Linn, Representative Paulsen; the representative from Cerro Gordo, Representative Upmeyer; the representative from Linn; Representative Running-Marquardt; and the representative from Woodbury, Representative Hall.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the following conference committee on **Senate File 510** on the part of the Senate: Senators Dvorsky, Chair; Dix, Gronstal, Jochum, and Whitver.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 510** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:13 a.m. until 10:00 a.m., Thursday, May 28, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF REGENTS

Department of Management Financial Reports, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on May 27, 2015.

Gifts and Grants Monthly Report for April 2015, pursuant to Iowa Code section 8.44. Report received on May 27, 2015.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Coralville Public Library—For celebrating its 50th anniversary. Senator Dvorsky.

Margaret Eva Lucas, Bedford—For celebrating her 100th birthday. Senator Costello.

REPORT OF THE SECRETARY OF THE SENATE

MADAM PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling Senate File 500, the following corrections were made:

1. Page 38, line 25, removed strike through on the space preceding “~~or~~”.
2. Page 51, line 2, added strike through on the “s” in “send”.
3. Page 61, line 26, added a space at the end of the line.

MICHAEL E. MARSHALL
Secretary of the Senate

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-SEVENTH CALENDAR DAY
EIGHTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, May 28, 2015

The Senate met in regular session at 10:04 a.m., President Jochum presiding.

The Journal of Wednesday, May 27, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:05 a.m. until 10:00 a.m., Friday, May 29, 2015.

JOURNAL OF THE SENATE

ONE HUNDRED THIRTY-EIGHTH CALENDAR DAY
EIGHTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, May 29, 2015

The Senate met in regular session at 9:58 a.m., President Jochum presiding.

The Journal of Thursday, May 28, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:59 a.m. until 1:00 p.m., Monday, June 1, 2015.

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FIRST CALENDAR DAY
EIGHTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, June 1, 2015

The Senate met in regular session at 1:15 p.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by President Jochum.

The Journal of Friday, May 29, 2015, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:16 p.m. until 10:00 a.m., Tuesday, June 2, 2015.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

CHIEF INFORMATION OFFICER

Annual Report, pursuant to Iowa Code section 8B.9. Report received on June 1, 2015.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 1st day of June, 2015.

Senate File 500.

MICHAEL E. MARSHALL
Secretary of the Senate

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-SECOND CALENDAR DAY
EIGHTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, June 2, 2015

The Senate met in regular session at 10:04 a.m., President Jochum presiding.

The Senate observed a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Monday, June 1, 2015, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 10:07 a.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 1:46 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 2, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 176, a bill for an act relating to school district property tax replacement payments for certain budget years and including effective date provisions.

ALSO: That the House has on June 2, 2015, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 544, a bill for an act regarding the use of waste conversion technologies as a waste management practice.

ALSO: That the House has on June 2, 2015, **passed** the following bills in which the concurrence of the Senate is asked:

House File 603, a bill for an act exempting from the sales tax the sales price for the use of self-pay washers and dryers.

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

House File 607, a bill for an act expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date provisions.

Read first time and attached to **similar Senate File 236**.

House File 627, a bill for an act relating to the property tax exemption for the value added by certain geothermal heating or cooling systems and including applicability provisions.

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

House File 661, a bill for an act relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions.

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

House File 664, a bill for an act establishing the state percent of growth.

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

House File 665, a bill for an act establishing the categorical state percent of growth.

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

The Senate stood at ease at 1:47 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 2:06 p.m., President Jochum presiding.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 299 and Senate File 443.

House File 299

On motion of Senator Sodders, **House File 299**, a bill for an act prohibiting the use of agreements concerning private land owners entered into by the loess hills development and conservation authority or the loess hills alliance, placed on the Unfinished Business Calendar on April 9, 2015, with report of committee recommending passage, was taken up for consideration.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 299), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun

Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 443

On motion of Senator Danielson, **Senate File 443**, a bill for an act requiring publication on the internet of contact information for elective public officers, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator Danielson offered amendment S-3206, filed by him from the floor, striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3206 was adopted by a voice vote.

With the adoption of amendment S-3206, the Chair ruled amendment S-3054, filed by Senator Danielson on March 18, 2015, to page 1 of the bill, out of order.

Senator Danielson asked and received unanimous consent that **House File 550** be substituted for **Senate File 443**.

House File 550

On motion of Senator Danielson, **House File 550**, a bill for an act requiring publication on the internet of contact information for elective public officers, was taken up for consideration.

Senator Danielson offered amendment S-3189, filed by him on May 14, 2015, to page 1 of the bill, and moved its adoption.

Amendment S-3189 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 550), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Danielson asked and received unanimous consent that **Senate File 443** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 509 and House File 616.

Senate File 509

On motion of Senator Hart, **Senate File 509**, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions, was taken up for consideration.

Senator Hart offered amendment S-3205, filed by her from the floor to pages 1 and 5 of the bill, and moved its adoption.

Amendment S-3205 was adopted by a voice vote.

Senator Hart moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 509), the vote was:

Yeas, 30:

Allen	Dearden	Kinney	Seng
Bisignano	Dotzler	Kraayenbrink	Shiple
Bolkcom	Dvorsky	Mathis	Smith
Bowman	Gronstal	McCoy	Sodders
Brase	Hart	Petersen	Taylor
Chelgren	Hogg	Quirnbach	Wilhelm
Courtney	Horn	Ragan	
Danielson	Jochum	Schoenjahn	

Nays, 20:

Anderson	Costello	Johnson	Segebart
Behn	Dix	Kapucian	Sinclair
Bertrand	Feenstra	Rozenboom	Whitver
Breitbach	Garrett	Schneider	Zaun
Chapman	Guth	Schultz	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 616

On motion of Senator Hogg, **House File 616**, a bill for an act relating to property tax credits and assessment by modifying filing deadline provisions, modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Bolkcom offered amendment S-3177, filed by the committee on Ways and Means on May 12, 2015, to pages 1 and 6-7 and amending the title page of the bill.

Senator Bolkcom offered amendment S-3203, filed by him from the floor to page 1 of amendment S-3177, and moved its adoption.

Amendment S-3203 to amendment S-3177, was adopted by a voice vote.

Senator Bolkcom moved the adoption of amendment S-3177, as amended.

A record roll call was requested.

On the question "Shall amendment S-3177 be adopted?" (H.F. 616), the vote was:

Yeas, 33:

Allen	Dotzler	Kapucian	Seng
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Feenstra	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Breitbach	Hogg	Quirmbach	Zaun
Courtney	Horn	Ragan	
Danielson	Jochum	Schoenjahn	
Dearden	Johnson	Schultz	

Nays, 17:

Anderson	Costello	Rozenboom	Whitver
Behn	Dix	Schneider	Zumbach
Bertrand	Garrett	Segebart	
Chapman	Guth	Sinclair	
Chelgren	Kraayenbrink	Smith	

Absent, none.

Amendment S-3177, as amended, was adopted.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 616), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Wilhelm
Breitbach	Guth	Ragan	Zaun
Chapman	Hart	Rozenboom	Zumbach
Chelgren	Hogg	Schneider	
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, 1:

Whitver

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 509** and **House Files 299, 550, and 616** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 236.

Senate File 236

On motion of Senator McCoy, **Senate File 236**, a bill for an act expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date and retroactive applicability provisions, placed on the Unfinished Business Calendar on April 2, 2015, was taken up for consideration.

Senator McCoy offered amendment S-3204, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3204 was adopted by a voice vote.

Senator McCoy asked and received unanimous consent that **House File 607** be **substituted** for **Senate File 236**.

House File 607

On motion of Senator McCoy, **House File 607**, a bill for an act expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 607), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley

Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator McCoy asked and received unanimous consent that **Senate File 236** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 632, 660, and 662.

House File 632

On motion of Senator McCoy, **House File 632**, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator McCoy offered amendment S-3207, filed by him from the floor to pages 5, 6, and 25 and amending the title page of the bill, and moved its adoption.

Amendment S-3207 was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 632), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

House File 660

On motion of Senator Allen, **House File 660**, a bill for an act requiring a public hearing prior to increasing the rate of a franchise fee imposed by a city, with report of committee recommending passage, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 660), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley

Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 662

On motion of Senator Allen, **House File 662**, a bill for an act relating to vital statistics, including access to birth records and vital statistics fees collected by the state and county registrars of vital statistics, with report of committee recommending passage, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 662), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 607, 632, 660, and 662** be **immediately messaged** to the House.

The Senate stood at ease at 3:07 p.m. until the fall of the gavel.

The Senate resumed session at 5:16 p.m., President Jochum presiding.

The Senate stood at ease at 5:17 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 5:47 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 496

A conference committee report, signed by the following Senate and House members, was filed June 2, 2015, on **Senate File 496**, a bill for an act relating to appropriations to the judicial branch:

On the part of the Senate:

THOMAS G. COURTNEY, Chair
ROBERT M. HOGG
RICH TAYLOR

On the part of the House:

GARY WORTHAN, Chair
DARREL BRANHAGEN
CHRIS HAGENOW

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 496

Senator Gronstal called up the conference committee report on **Senate File 496**, a bill for an act relating to appropriations to the judicial branch, filed on June 2, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 496), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 489.

Senate File 489

On motion of Senator Hogg, **Senate File 489**, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund, making an appropriation, and extending the environmental protection surcharge, was taken up for consideration.

Senator Hogg offered amendment S-3184, filed by him on May 13, 2015, to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-3184 was adopted by a voice vote.

Senator Hogg asked and received unanimous consent that **House File 652** be substituted for **Senate File 489**.

House File 652

On motion of Senator Hogg, **House File 652**, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund, making an appropriation, and extending the environmental protection surcharge, was taken up for consideration.

Senator Hogg offered amendment S-3185, filed by him on May 13, 2015, to page 3 of the bill, and moved its adoption.

Amendment S-3185 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 652), the vote was:

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

(House File 652 was deferred.)

The Senate stood at ease at 6:16 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 6:29 p.m., President Jochum presiding.

The Senate resumed consideration of House File 652, previously deferred.

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Hogg asked and received unanimous consent that **Senate File 489** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 496** and **House File 652** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:31 p.m. until 12:00 p.m., Wednesday, June 3, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

CHIEF INFORMATION OFFICER

Donations, Grants, Gifts and Contributions Report, pursuant to Iowa Code section 8B.6. Report received on June 2, 2015.

Salary Report, pursuant to Iowa Code section 8A.341. Report received on June 2, 2015.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 5, by Sadders and Schneider, a concurrent resolution requesting the Congress of the United States to repeal the federal Act of June 30, 1948, that conferred on the State of Iowa jurisdiction over offenses committed by or against Indians on the Meskwaki Settlement.

Read first time under Rule 28 and referred to committee on **Judiciary**.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Tuesday, June 02, 2015, 1:20 p.m.

Members Present: Sodders, Chair; Hogg, Vice Chair; Schneider, Ranking Member; Bisignano, Garrett, Horn, Kinney, Petersen, and Taylor.

Members Absent: Quirnbach, Shipley, Whitver, and Zaun (all excused).

Committee Business: Passed SCR 5.

Adjourned: 1:40 p.m.

STUDY BILL RECEIVED

SSB 1291 **Ways and Means**

Relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and providing an individual income tax exemption for certain payments made to nonresident utility workers, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 603

WAYS AND MEANS: Bolkcom, Chair; Allen, Anderson, Behn, Breitbach, Dotzler, Feenstra, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith

House File 627

WAYS AND MEANS: Bolkcom, Chair; Allen, Anderson, Behn, Breitbach, Dotzler, Feenstra, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith

House File 661

WAYS AND MEANS: Bolkcom, Chair; Allen, Anderson, Behn, Breitbach, Dotzler, Feenstra, Hogg, Jochum, McCoy, Petersen, Quirnbach, Schultz, Seng, and Smith

SSB 1291

WAYS AND MEANS: Bolkcom, Chair; Feenstra and Hogg

FINAL COMMITTEE REPORT OF BILL ACTION

JUDICIARY

Bill Title: SENATE CONCURRENT RESOLUTION 5, a concurrent resolution requesting the Congress of the United States to repeal the federal Act of June 30, 1948, that conferred on the State of Iowa jurisdiction over offenses committed by or against Indians on the Meskwaki Settlement.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Soddors, Hogg, Schneider, Bisignano, Horn, Kinney, Petersen, and Taylor. Nays, 1: Garrett. Absent, 4: Quirnbach, Shipley, Whitver, and Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3203	H.F.	616	Joe Bolkcom
S-3204	S.F.	236	Matt McCoy
S-3205	S.F.	509	Rita Hart
S-3206	S.F.	443	Jeff Danielson
S-3207	H.F.	632	Matt McCoy
S-3208	S.F.	508	Jeff Danielson

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-THIRD CALENDAR DAY
EIGHTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, June 3, 2015

The Senate met in regular session at 12:05 p.m., President Jochum presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Emily Bray.

The Journal of Tuesday, June 2, 2015, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 2, 2015, **adopted** the conference committee report **and passed Senate File 496**, a bill for an act relating to appropriations to the judicial branch.

ALSO: That the House has on June 2, 2015, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 550, a bill for an act requiring publication on the internet of contact information for elective public officers.

ALSO: That the House has on June 2, 2015, **adopted** the conference committee report **and passed House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions.

The Senate stood at ease at 12:11 p.m. until the fall of the gavel.

The Senate resumed session at 1:22 p.m., President Jochum presiding.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Leonard Boswell, former United States Congressman.

The Senate rose and expressed its welcome.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 5.

Senate Concurrent Resolution 5

On motion of Senator Sodders, **Senate Concurrent Resolution 5**, a concurrent resolution requesting the Congress of the United States to repeal the federal Act of June 30, 1948, that conferred on the State of Iowa jurisdiction over offenses committed by or against Indians on the Meskwaki Settlement, with report of committee recommending passage, was taken up for consideration.

Senator Schneider moved the adoption of Senate Concurrent Resolution 5, which motion prevailed by a voice vote.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 497

A conference committee report, signed by the following Senate and House members, was filed June 3, 2015, on **Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions:

On the part of the Senate:

THOMAS G. COURTNEY, Chair
ROBERT M. HOGG
RICH TAYLOR

On the part of the House:

GARY WORTHAN, Chair
DARREL BRANHAGEN
CHRIS HAGENOW

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 497

Senator Gronstal called up the conference committee report on **Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions, filed on June 3, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 497), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Concurrent Resolution 5** and **Senate File 497** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 658

A conference committee report, signed by the following Senate and House members, was filed June 3, 2015, on **House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions:

On the part of the Senate:

BRIAN SCHOENJAHN, Chair
WALLY E. HORN
HERMAN C. QUIRMBACH

On the part of the House:

CECIL DOLECHECK, Chair
GREG FORRISTALL
ZACH NUNN

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 658

Senator Gronstal called up the conference committee report on **House File 658**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and retroactive and other applicability provisions, filed on June 3, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Schoenjahn moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 658), the vote was:

Yeas, 28:

Allen	Danielson	Horn	Quirmbach
Bertrand	Dearden	Jochum	Ragan
Bisignano	Dotzler	Kapucian	Schoenjahn
Bolkcom	Dvorsky	Kinney	Seng
Bowman	Gronstal	Mathis	Sodders
Brase	Hart	McCoy	Taylor
Courtney	Hogg	Petersen	Wilhelm

Nays, 22:

Anderson	Dix	Rozenboom	Smith
Behn	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	
Costello	Kraayenbrink	Sinclair	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 658** be **immediately messaged** to the House.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 603. a bill for an act exempting from the sales tax the sales price for the use of self-pay washers and dryers.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILLS
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 603 and 624 and Senate File 512.

House File 603

On motion of Senator Allen, **House File 603**, a bill for an act exempting from the sales tax the sales price for the use of self-pay washers and dryers, with report of committee recommending passage, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 603), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 624. a bill for an act increasing the number of years that a taxpayer may claim a custom farming contract tax credit under a contract executed by the holder of agricultural land and a qualified beginning farmer, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

House File 624

On motion of Senator Allen, **House File 624**, a bill for an act increasing the number of years that a taxpayer may claim a custom farming contract tax credit under a contract executed by the holder of agricultural land and a qualified beginning farmer, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Allen moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 624), the vote was:

Yeas, 49:

Allen	Danielson	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirmbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Chelgren	Horn	Schoenjahn	
Costello	Jochum	Schultz	
Courtney	Johnson	Segebart	

Nays, 1:

Dearden

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF BILL

Senate File 512, by committee on Ways and Means, a bill for an act relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and providing an individual income tax exemption for certain payments made to nonresident utility workers, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 512 (SSB 1291). a bill for an act relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and providing an individual income tax exemption for certain payments made to nonresident utility workers, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

Senate File 512

On motion of Senator Bolkcom, **Senate File 512**, a bill for an act relating to state revenue and finance laws by exempting certain all-terrain vehicles and off-road utility vehicles from the sales and use tax, modifying the flood mitigation program, and providing an individual income tax exemption for certain payments made to nonresident utility workers, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Bolkcom moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 512), the vote was:

Yeas, 47:

Allen	Danielson	Johnson	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Seng
Bertrand	Dvorsky	Kraayenbrink	Shiple
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirnbach	Whitver
Chapman	Hart	Ragan	Wilhelm
Chelgren	Hogg	Rozenboom	Zaun
Costello	Horn	Schneider	Zumbach
Courtney	Jochum	Schoenjahn	

Nays, 3:

Bisignano	Dearden	Taylor
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 512** and **House Files 603** and **624** be **immediately messaged** to the House.

The Senate stood at ease at 2:08 p.m. until the fall of the gavel.

The Senate resumed session at 2:35 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:36 p.m. until 7:00 p.m.

RECONVENED

The Senate reconvened at 7:06 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 3, 2015, **adopted** the conference committee report **and passed Senate File 497**, a bill for an act relating to appropriations to the justice system, and including effective date provisions.

The Senate stood at ease at 7:07 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 8:17 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 505

A conference committee report, signed by the following Senate and House members, was filed June 3, 2015, on **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions:

On the part of the Senate:

AMANDA RAGAN, Chair
JOE BOLKCOM
ROBERT E. DVORSKY
DAVID JOHNSON
MARK SEGEBART

On the part of the House:

DAVE HEATON, Chair
JOHN FORBES
JOEL FRY
LINDA MILLER

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 505

Senator Gronstal called up the conference committee report on **Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, filed on June 3, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 505), the vote was:

Yeas, 33:

Allen	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Mathis	Sinclair
Bolkcom	Feenstra	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Hart	Quirnbach	Taylor
Costello	Hogg	Ragan	Wilhelm
Courtney	Horn	Rozenboom	
Danielson	Jochum	Schoenjahn	
Dearden	Johnson	Segebart	

Nays, 17:

Anderson	Chelgren	Kraayenbrink	Zaun
Behn	Dix	Schneider	Zumbach
Bertrand	Garrett	Schultz	
Breitbach	Guth	Shipley	
Chapman	Kapucian	Whitver	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 505** be **immediately messaged** to the House.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 645, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3215.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 645.

House File 645

On motion of Senator Hogg, **House File 645**, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg offered amendment S-3215, filed by the committee on Ways and Means from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Hogg offered amendment S-3221, filed by him from the floor to pages 3-5 of amendment S-3215, and moved its adoption.

Amendment S-3221 to amendment S-3215 was adopted by a voice vote.

Senator Feenstra offered amendment S-3220, filed by him from the floor to pages 3 and 5 of amendment S-3215, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3220 to amendment S-3215 be adopted?" (H.F. 645), the vote was:

Yeas, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	Zumbach
Costello	Kapucian	Shipley	

Nays, 27:

Allen	Danielson	Horn	Ragan
Bisignano	Dearden	Jochum	Schoenjahn
Bolkcom	Dotzler	Kinney	Seng
Bowman	Dvorsky	Mathis	Sodders
Brase	Gronstal	McCoy	Taylor
Chelgren	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	

Absent, none.

Amendment S-3220 to amendment S-3215 lost.

Senator Hogg moved the adoption of amendment S-3215, as amended.

Amendment S-3215, as amended, was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 645), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley

Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 645** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 3, 2015, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 5, a concurrent resolution requesting the Congress of the United States to repeal the federal Act of June 30, 1948, that conferred on the State of Iowa jurisdiction over offenses committed by or against Indians on the Meskwaki Settlement.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:45 p.m. until 10:00 a.m., Thursday, June 4, 2015.

APPENDIX**REPORT OF COMMITTEE MEETING****WAYS AND MEANS**

Convened: Wednesday, June 03, 2015, 11:05 a.m.

Recessed: 11:10 a.m.

Reconvened: 11:25 a.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith.

Members Absent: McCoy (excused).

Committee Business: Passed SSB 1291; passed HF's 603 and 624; and passed HF 645, as amended.

Adjourned: 11:40 a.m.

CONFERENCE COMMITTEE REPORT RECEIVED**Senate File 499**

A conference committee report, signed by the following Senate and House members, was filed June 3, 2015, on **Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions:

On the part of the Senate:

WILLIAM A. DOTZLER, JR., Chair
TONY BISIGNANO
RITA HART

On the part of the House:

DAVE DEYOE, Chair
TERRY BAXTER
MARY ANN HANUSA

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 635)

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, respectfully make the following report:

1. That the conference committee is unable to agree.

On the part of the Senate:

JEFF DANIELSON, Chair
TOD R. BOWMAN
MICHAEL E. BREITBACH
TIM L. KAPUCIAN
JANET PETERSEN

On the part of the House:

BRIAN MOORE, Chair
BRIAN BEST
JIM LYKAM
SALLY STUTSMAN
GUY VANDER LINDEN

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on June 3, 2015, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 500 – Relating to family support programs and provisions including those relating to child support and establishment of paternity.

AMENDMENTS FILED

S-3209	H.F.	614	David Johnson
S-3210	H.F.	614	David Johnson
S-3211	H.F.	614	David Johnson
S-3212	H.F.	614	David Johnson
S-3213	H.F.	614	David Johnson
S-3214	H.F.	614	David Johnson
S-3215	H.F.	645	Ways and Means
S-3216	H.F.	614	Tony Bisignano
S-3217	H.F.	614	Tony Bisignano

S-3218	H.F.	614	Tony Bisignano
S-3219	H.F.	614	Tony Bisignano
S-3220	H.F.	645	Randy Feenstra
S-3221	H.F.	645	Robert M. Hogg

JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FOURTH CALENDAR DAY
EIGHTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, June 4, 2015

The Senate met in regular session at 10:07 a.m., President Jochum presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Claire Eide.

The Journal of Wednesday, June 3, 2015, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 3, 2015, **adopted** the conference committee report **and passed Senate File 505**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

The Senate stood at ease at 10:13 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:55 a.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 499

Senator Gronstal called up the conference committee report on **Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions, filed on June 3, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 499), the vote was:

Yeas, 27:

Allen	Danielson	Horn	Ragan
Bertrand	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	

Nays, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach
Costello	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 499** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 12:09 p.m. until 1:30 p.m.

RECONVENED

The Senate reconvened at 1:33 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:34 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 2:41 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 4, 2015, **adopted** the conference committee report **and passed Senate File 499**, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

ALSO: That the House has on June 4, 2015, **adopted** the conference committee report **and passed House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 659

A conference committee report, signed by the following Senate and House members, was filed June 4, 2015, on **House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters:

On the part of the Senate:

CHRIS BRASE, Chair
CHAZ ALLEN
JEFF DANIELSON

On the part of the House:

JOHN LANDON, Chair
DAVID SIECK
GUY VANDER LINDEN

The Senate stood at ease at 2:44 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 3:30 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 659

Senator Gronstal called up the conference committee report on **House File 659**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, filed on June 4, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Brase moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 659), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 4, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 632, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions. (S-3224)

ALSO: That the House has on June 4, 2015, **appointed** a second conference committee on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions and the Conference Committee members on the part of the House are: the representative from Jackson, Representative Moore, Chair; the representative from Mahaska, Representative Vander Linden; the representative from Carroll, Representative Best; the representative from Scott; Representative Lykam; and the representative from Johnson, Representative Stutsman.

APPOINTMENT OF SECOND CONFERENCE COMMITTEE

The Chair announced the following conference committee on **House File 635** on the part of the Senate: Senators Danielson, Chair; Anderson, Bowman, Chapman, and Petersen.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 635** and **659** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 494

A conference committee report, signed by the following Senate and House members, was filed June 4, 2015, on **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection:

On the part of the Senate:

MARY JO WILHELM, Chair
DICK L. DEARDEN
KEVIN KINNEY
KEN ROZENBOOM

On the part of the House:

JACK DRAKE, Chair
NANCY DUNKEL
PAT GRASSLEY
NORLIN MOMMSEN
SCOTT OURTH

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 494

Senator Gronstal called up the conference committee report on **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, filed on June 4, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 494), the vote was:

Yeas, 45:

Anderson	Dearden	Johnson	Seng
Behn	Dix	Kapucian	Shipley
Bertrand	Dotzler	Kinney	Sinclair
Bolkcom	Dvorsky	Kraayenbrink	Smith
Bowman	Feenstra	Mathis	Sodders
Brase	Garrett	Quirmbach	Taylor
Breitbach	Gronstal	Ragan	Whitver
Chapman	Guth	Rozenboom	Wilhelm
Chelgren	Hart	Schneider	Zumbach
Costello	Hogg	Schoenjahn	
Courtney	Horn	Schultz	
Danielson	Jochum	Segebart	

Nays, 5:

Allen	McCoy	Zaun
Bisignano	Petersen	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 494** be **immediately messaged** to the House.

The Senate stood at ease at 3:45 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:11 p.m., President Jochum presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 661, a bill for an act relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3223.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 661 and 655.

House File 661

On motion of Senator Hogg, **House File 661**, a bill for an act relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Hogg offered amendment S-3223, filed by the committee on Ways and Means from the floor to page 5 and amending the title page of the bill, and moved its adoption.

Amendment S-3223 was adopted by a voice vote.

Senator Hogg moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 661), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirmbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: HOUSE FILE 655, a bill for an act relating to community development by establishing application rules and limitations for wireless communications facilities and infrastructure and modifying provisions related to reinvestment districts and flood mitigation projects, and including effective date and retroactive and other applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3222.

Final Vote: Ayes, 14: Bolkcom, Allen, Feenstra, Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirmbach, Schultz, Seng, and Smith. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

House File 655

On motion of Senator Sodders, **House File 655**, a bill for an act relating to community development by establishing application rules and limitations for wireless communications facilities and infrastructure and modifying provisions related to reinvestment districts and flood mitigation projects, and including effective date and retroactive and other applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Sodders offered amendment S-3222, filed by the committee on Ways and Means from the floor to pages 6-10, 12, 13, 18 and amending the title page of the bill, and moved its adoption.

Amendment S-3222 was adopted by a voice vote.

Senator Sodders moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 655), the vote was:

Yeas, 48:

Allen	Danielson	Jochum	Schoenjahn
Anderson	Dearden	Johnson	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Seng
Bisignano	Dvorsky	Kraayenbrink	ShIPLEY
Bolkcom	Feenstra	Mathis	Sinclair
Bowman	Garrett	McCoy	Smith
Brase	Gronstal	Petersen	Sodders
Breitbach	Guth	Quirmbach	Taylor
Chapman	Hart	Ragan	Whitver
Costello	Hogg	Rozenboom	Wilhelm
Courtney	Horn	Schneider	Zumbach

Nays, 2:

Chelgren	Zaun
----------	------

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 655** and **661** be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 4:23 p.m. until 6:30 p.m.

RECONVENED

The Senate reconvened at 7:09 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 4, 2015, **adopted** the conference committee report **and passed Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

RECESS

On motion of Senator Gronstal, the Senate recessed at 7:10 p.m. until the fall of the gavel.

RECONVENED

The Senate reconvened at 9:10 p.m., President Jochum presiding.

The Senate stood at ease at 9:11 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:51 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 4, 2015, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 655, a bill for an act relating to community development by establishing application rules and limitations for wireless communications facilities and infrastructure and modifying provisions related to reinvestment districts and flood mitigation projects, and including effective date and retroactive and other applicability provisions.

House File 661, a bill for an act relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions.

ALSO: That the House has on June 4, 2015, **adopted** the conference committee report **and passed House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: HOUSE FILE 651, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund, other duties of the department of homeland security and emergency management, and other properly related matters.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3226.

Final Vote: Ayes, 18: Dvorsky, Danielson, Bisignano, Bolkom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, 3: Chapman, Rozenboom, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House File 651.

House File 651

On motion of Senator Danielson, **House File 651**, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund, other duties of the department of homeland security and emergency management, and other properly related matters, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Danielson offered amendment S-3226, filed by the committee on Appropriations from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3226 was adopted by a voice vote.

Senator Danielson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 651), the vote was:

Yeas, 41:

Allen	Dearden	Jochum	Seng
Anderson	Dix	Kapucian	ShIPLEY
Behn	Dotzler	Kinney	Sodders
Bertrand	Dvorsky	Kraayenbrink	Taylor
Bisignano	Feenstra	Mathis	Whitver
Bolkcom	Garrett	McCoy	Wilhelm
Brase	Gronstal	Petersen	Zaun
Breitbach	Guth	Quirnbach	Zumbach
Chelgren	Hart	Ragan	
Courtney	Hogg	Schoenjahn	
Danielson	Horn	Segebart	

Nays, 9:

Bowman	Johnson	Schultz
Chapman	Rozenboom	Sinclair
Costello	Schneider	Smith

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 650

A conference committee report, signed by the following Senate and House members, was filed June 4, 2015, on **House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions:

On the part of the Senate:

MATT MCCOY, Chair
TOD R. BOWMAN
JANET PETERSEN

On the part of the House:

DANIEL A. HUSEMAN, Chair
DENNIS M. COHOON
DAVE DAWSON
DAVE MAXWELL
QUENTIN STANERSON

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 650

Senator Gronstal called up the conference committee report on **House File 650**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions, filed on June 4, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 650), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 513 (SSB 1294), a bill for an act relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 21: Dvorsky, Danielson, Chapman, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF BILL

Senate File 513, by committee on Appropriations, a bill for an act relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 513.

Senate File 513

On motion of Senator Dvorsky, **Senate File 513**, a bill for an act relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 513), the vote was:

Yeas, 50:

Allen	Danielson	Johnson	Segebart
Anderson	Dearden	Kapucian	Seng
Behn	Dix	Kinney	Shipley
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 513** and **House Files 650** and **651** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 10:17 p.m. until 9:00 a.m., Friday, June 5, 2015.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, June 4, 2015, 8:45 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Bisignano, Bolkcom, Brase, Courtney, Dotzler, Garrett, Hogg, Kapucian, Kraayenbrink, Mathis, McCoy, Ragan, Rozenboom, Schneider, Schoenjahn, Segebart, Wilhelm, and Zumbach.

Members Absent: None.

Committee Business: Passed HF 651, as amended; and passed SSBs 1293 and 1294.

Adjourned: 9:00 p.m.

WAYS AND MEANS

Convened: Thursday, June 4, 2015, 1:45 p.m.

Recessed: 1:50 p.m.

Reconvened: 2:10 p.m.

Members Present: Bolkcom, Chair; Allen, Vice Chair; Feenstra, Ranking Member; Anderson, Behn, Breitbach, Dotzler, Hogg, Jochum, Petersen, Quirnbach, Schultz, Seng, and Smith.

Members Absent: McCoy (excused).

Committee Business: Passed HF 655 and HF 661, as amended.

Adjourned: 2:20 p.m.

INTRODUCTION OF BILL

Senate File 514, by committee on Appropriations, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

STUDY BILLS RECEIVED

SSB 1292 Appropriations

Relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related matters, and including effective date and retroactive applicability provisions.

SSB 1293 Appropriations

Relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions.

SSB 1294 Appropriations

Relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 655

WAYS AND MEANS: Bolkcom, Chair; Allen, Anderson, Behn, Breitbach, Dotzler, Feenstra, Hogg, Jochum, McCoy, Petersen, Quirmbach, Schultz, Seng, and Smith

SSB 1292

APPROPRIATIONS: Dvorsky, Chair; Chapman and Danielson

SSB 1293

APPROPRIATIONS: Dvorsky, Chair; Chapman and McCoy

SSB 1294

APPROPRIATIONS: Dvorsky, Chair; Chapman and Danielson

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 514 (SSB 1293), a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Dvorsky, Danielson, Bisignano, Bolkcom, Brase, Courtney, Dotzler, Hogg, Mathis, McCoy, Ragan, Schoenjahn, and Wilhelm. Nays, 8: Chapman, Garrett, Kapucian, Kraayenbrink, Rozenboom, Schneider, Segebart, and Zumbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3222	H.F.	655	Ways and Means
S-3223	H.F.	661	Ways and Means
S-3224	H.F.	632	House
S-3225	H.F.	614	William A. Dotzler, Jr.
S-3226	H.F.	651	Appropriations

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-SIXTH
GENERAL ASSEMBLY**

2015 REGULAR SESSION

Volume II

**PAM JOCHUM, President of the Senate
MICHAEL E. MARSHALL, Secretary of the Senate**

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JOURNAL OF THE SENATE

ONE HUNDRED FORTY-FIFTH CALENDAR DAY
EIGHTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, June 5, 2015

The Senate met in regular session at 9:14 a.m., President Jochum presiding.

Prayer was offered by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Pages Claire Eide and Emily Bray.

The Journal of Thursday, June 4, 2015, was approved.

The Senate stood at ease at 9:20 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:18 a.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 513, a bill for an act relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions.

ALSO: That the House has on June 5, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the House was asked:

House File 652, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund and making an appropriation. (S-3228)

ALSO: That the House has on June 5, 2015, **passed** the following bill in which the concurrence of the Senate is asked:

House File 666, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions.

Read first time and attached to **similar Senate File 514**.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate File 514.

Senate File 514

On motion of Senator Dvorsky, **Senate File 514**, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dvorsky offered amendment S-3227, filed by him from the floor to page 5 of the bill, and moved its adoption.

Amendment S-3227 was adopted by a voice vote.

Senator Dvorsky asked and received unanimous consent that **House File 666** be **substituted** for **Senate File 514**.

House File 666

On motion of Senator Dvorsky, **House File 666**, a bill for an act relating to state and local finances by making transfers and appropriations, providing for properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 666), the vote was:

Yeas, 27:

Allen	Danielson	Horn	Ragan
Bisignano	Dearden	Jochum	Schoenjahn
Bolkcom	Dotzler	Kinney	Seng
Bowman	Dvorsky	Mathis	Sodders
Brase	Gronstal	McCoy	Taylor
Costello	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	

Nays, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	Zumbach
Chelgren	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Dvorsky asked and received unanimous consent that **Senate File 514** be **withdrawn** from further consideration of the Senate.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 652

Senator Gronstal called up for consideration **House File 652**, a bill for an act relating to underground storage tanks, including by establishing an underground storage tank cost share grant program and fund and making an appropriation, amended by the Senate and further amended by the House in House amendment S-3228 to Senate amendment H-1384, filed June 5, 2015.

Senator Hogg moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Hogg moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 652), the vote was:

Yeas, 31:

Allen	Dotzler	Kinney	Segebart
Bolkcom	Dvorsky	Mathis	Seng
Bowman	Feenstra	McCoy	Shipley
Brase	Gronstal	Petersen	Sodders
Costello	Hart	Quirnbach	Taylor
Courtney	Hogg	Ragan	Wilhelm
Danielson	Horn	Schoenjahn	Zaun
Dearden	Jochum	Schultz	

Nays, 19:

Anderson	Chapman	Johnson	Sinclair
Behn	Chelgren	Kapucian	Smith
Bertrand	Dix	Kraayenbrink	Whitver
Bisignano	Garrett	Rozenboom	Zumbach
Breitbach	Guth	Schneider	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 652** and **666** be **immediately messaged** to the House.

The Senate stood at ease at 10:53 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:54 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 651, a bill for an act relating to expenditures of moneys from the E911 emergency communications fund, other duties of the department of homeland security and emergency management, and other properly related matters.

ALSO: That the House has on June 5, 2015, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bills in which the concurrence of the Senate is asked:

House File 616, a bill for an act relating to property tax credits and assessment by modifying filing deadline provisions, modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including effective date and applicability provisions. (S-3229)

House File 645, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions. (S-3230)

HOUSE AMENDMENTS TO
SENATE AMENDMENTS CONSIDERED

House File 632

Senator Gronstal called up for consideration **House File 632**, a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce and including effective date provisions, amended by the Senate and further amended by the House in House amendment S-3224 to Senate amendment H-1381, filed June 4, 2015.

Senator McCoy moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator McCoy moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 632), the vote was:

Yeas, 44:

Allen	Danielson	Jochum	Schultz
Anderson	Dearden	Johnson	Seng
Bertrand	Dix	Kinney	Shiple
Bisignano	Dotzler	Kraayenbrink	Sinclair
Bolkcom	Dvorsky	Mathis	Smith
Bowman	Garrett	McCoy	Sodders
Brase	Gronstal	Petersen	Taylor
Chapman	Guth	Quirnbach	Whitver
Chelgren	Hart	Ragan	Wilhelm
Costello	Hogg	Schneider	Zaun
Courtney	Horn	Schoenjahn	Zumbach

Nays, 6:

Behn	Feenstra	Rozenboom
Breitbach	Kapucian	Segebart

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 616

Senator Gronstal called up for consideration **House File 616**, a bill for an act relating to property tax credits and assessment by modifying filing deadline provisions, modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including effective date and applicability provisions, amended by the Senate and further amended by the House in House amendment S-3229 to Senate amendment H-1382, filed June 5, 2015.

Senator Bolkcom moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Hogg moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 616), the vote was:

Yeas, 46:

Allen	Danielson	Johnson	Segebart
Anderson	Dix	Kapucian	Seng
Behn	Dotzler	Kinney	Shipley
Bertrand	Dvorsky	Kraayenbrink	Sinclair
Bisignano	Feenstra	Mathis	Smith
Bolkcom	Garrett	Petersen	Sodders
Bowman	Gronstal	Quirnbach	Taylor
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	

Nays, 4:

Chelgren	Dearden	McCoy	Whitver
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

House File 645

Senator Gronstal called up for consideration **House File 645**, a bill for an act modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions, amended by the Senate and further amended by the House in House amendment S-3230 to Senate amendment H-1387, filed June 5, 2015.

Senator Hogg moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Hogg moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 645), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shipley
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, 1:

Chelgren

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House Files 616, 632, and 645** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 171

A conference committee report, signed by the following Senate and House members, was filed June 5, 2015, on **Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions:

On the part of the Senate:

HERMAN C. QUIRMBACH, Chair
BILL DIX
MICHAEL E. GRONSTAL
AMY SINCLAIR

On the part of the House:

CHUCK SODERBERG, Chair
KRAIG PAULSEN
LINDA UPMEYER

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 171

Senator Gronstal called up the conference committee report on **Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions, filed on June 5, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 171), the vote was:

Yeas, 45:

Allen	Dearden	Kapucian	Segebart
Anderson	Dix	Kinney	Seng
Behn	Dotzler	Kraayenbrink	Shipley

Bertrand	Dvorsky	Mathis	Sinclair
Bisignano	Garrett	McCoy	Smith
Bolkcom	Gronstal	Petersen	Sodders
Brase	Guth	Quirmbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	
Courtney	Jochum	Schoenjahn	
Danielson	Johnson	Schultz	

Nays, 5:

Bowman	Feenstra	Zumbach
Chelgren	Zaun	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 172

A conference committee report, signed by the following Senate and House members, was filed June 5, 2015, on **Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions:

On the part of the Senate:

HERMAN C. QUIRMBACH, Chair
 BILL DIX
 MICHAEL E. GRONSTAL
 AMY SINCLAIR

On the part of the House:

CHUCK SODERBERG, Chair
 KRAIG PAULSEN
 LINDA UPMEYER

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 172

Senator Gronstal called up the conference committee report on **Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions, filed on June 5, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Quirmbach moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 172), the vote was:

Yeas, 46:

Allen	Danielson	Johnson	Schultz
Anderson	Dearden	Kapucian	Segebart
Behn	Dix	Kinney	Seng
Bertrand	Dotzler	Kraayenbrink	Shiple
Bisignano	Dvorsky	Mathis	Sinclair
Bolkcom	Garrett	McCoy	Smith
Bowman	Gronstal	Petersen	Sodders
Brase	Guth	Quirmbach	Taylor
Breitbach	Hart	Ragan	Whitver
Chapman	Hogg	Rozenboom	Wilhelm
Costello	Horn	Schneider	
Courtney	Jochum	Schoenjahn	

Nays, 4:

Chelgren	Feenstra	Zaun	Zumbach
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 171 and 172** be **immediately messaged** to the House.

The Senate stood at ease at 1:27 p.m. until the fall of the gavel.

The Senate resumed session at 2:27 p.m., President Jochum presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, **adopted** the conference committee report **and passed Senate File 171**, a bill for an act establishing the state percent of growth and including effective date provisions.

ALSO: That the House has on June 5, 2015, **adopted** the conference committee report **and passed Senate File 172**, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

ALSO: That the House has on June 5, 2015, **adopted** the second conference committee report **and passed House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

SECOND CONFERENCE COMMITTEE REPORT RECEIVED

House File 635

A conference committee report, signed by the following Senate and House members, was filed June 5, 2015, on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions:

On the part of the Senate:

JEFF DANIELSON, Chair
BILL ANDERSON
JAKE CHAPMAN

On the part of the House:

BRIAN MOORE, Chair
BRIAN BEST
GUY VANDER LINDEN

SECOND CONFERENCE COMMITTEE REPORT CONSIDERED

House File 635

Senator Gronstal called up the conference committee report on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, filed on June 5, 2015, and moved its adoption.

Senator Danielson moved the adoption of the conference committee report and the recommendations and amendments contained therein, which motion failed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 635** be **immediately messaged** to the House.

The Senate stood at ease at 2:34 p.m. until the fall of the gavel.

The Senate resumed session at 3:00 p.m., President Jochum presiding.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, appointed a third conference committee to **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provision, and the Conference Committee members on the part of the House are: the representative from Jackson, Representative Moore, Chair; the representative from Cerro Gordo, Representative Upmeyer; the representative from Johnson, Representative Stutsman; the representative from Linn, Representative Paulsen; and the representative from Scott, Representative Lykam.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the third conference committee on **House File 635** on the part of the Senate: Senators Gronstal, Chair; Dix, Dvorsky, Jochum, and Whitver.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 635** be **immediately messaged** to the House.

The Senate stood at ease at 3:01 p.m. until the fall of the gavel.

The Senate resumed session at 3:06 p.m., President Jochum presiding.

CONFERENCE COMMITTEE REPORT RECEIVED

Senate File 510

A conference committee report, signed by the following Senate and House members, was filed June 5, 2015, on **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions:

On the part of the Senate:

ROBERT E. DVORSKY, Chair
MICHAEL E. GRONSTAL
PAM JOCHUM

On the part of the House:

CHUCK SODERBERG, Chair
KRAIG PAULSEN
LINDA UPMEYER

CONFERENCE COMMITTEE REPORT CONSIDERED

Senate File 510

Senator Gronstal called up the conference committee report on **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, filed on June 5, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Dvorsky moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 510), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate File 510** be **immediately messaged** to the House.

The Senate stood at ease at 3:20 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:34 p.m., President Jochum presiding.

RECESS

On motion of Senator Gronstal, the Senate recessed at 3:35 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 3:42 p.m., President Jochum presiding.
HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, **passed** the following bill in which the concurrence of the House was asked:

Senate File 485, a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

ALSO: That the House has on June 5, 2015, **adopted** the third conference committee report **and passed House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

THIRD CONFERENCE COMMITTEE REPORT RECEIVED

House File 635

A conference committee report, signed by the following Senate and House members, was filed June 5, 2015, on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions:

On the part of the Senate:

MICHAEL E. GRONSTAL, Chair
 BILL DIX
 ROBERT E. DVORSKY
 PAM JOCHUM
 JACK WHITVER

On the part of the House:

BRIAN MOORE, Chair
 JIM LYKAM
 KRAIG PAULSEN
 SALLY STUTSMAN
 LINDA UPMEYER

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Behn, until he returns, on request of Senator Dix.

THIRD CONFERENCE COMMITTEE REPORT CONSIDERED

House File 635

Senator Gronstal called up the conference committee report on **House File 635**, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions, filed on June 5, 2015, and moved its adoption.

The motion prevailed by a voice vote; and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Gronstal moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 635), the vote was:

Yeas, 49:

Allen	Dearden	Kapucian	Seng
Anderson	Dix	Kinney	Shiple
Bertrand	Dotzler	Kraayenbrink	Sinclair
Bisignano	Dvorsky	Mathis	Smith
Bolkcom	Feenstra	McCoy	Sodders
Bowman	Garrett	Petersen	Taylor
Brase	Gronstal	Quirnbach	Whitver
Breitbach	Guth	Ragan	Wilhelm
Chapman	Hart	Rozenboom	Zaun
Chelgren	Hogg	Schneider	Zumbach
Costello	Horn	Schoenjahn	
Courtney	Jochum	Schultz	
Danielson	Johnson	Segebart	

Nays, none.

Absent, 1:

Behn

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **House File 635** be **immediately messaged** to the House.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on June 5, 2015, adopted the conference committee report and passed **Senate File 510**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

ALSO: That the House has on June 5, 2015, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 9, a concurrent resolution to provide for adjournment sine die.

BILLS REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent to refer the following bills from the Regular Calendar to the following committees:

SF 471	Appropriations
SF 473	Appropriations
SF 483	Ways and Means
SF 490	Ways and Means
SF 495	Transportation
SF 502	Commerce
SF 504	Ways and Means
SF 506	Judiciary
SF 507 and Attached HF 653	Ways and Means
SF 508 and Attached HF 614	State Government
SF 511	Ways and Means
HF 286	Labor and Business Relations
HF 506	State Government
HF 578	Natural Resources and Environment

HF 588	Transportation
HF 597	Transportation
HF 617	Transportation
HF 654	Economic Growth

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 6, a concurrent resolution to provide for adjournment sine die.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Gronstal, Jochum, Dix, Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Sodders, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 6, by Rules and Administration, a concurrent resolution to provide for adjournment sine die.

Read first time under Rule 28 and **placed on calendar**.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 6.

Senate Concurrent Resolution 6

On motion of Senator Gronstal, **Senate Concurrent Resolution 6**, a concurrent resolution to provide for adjournment sine die, was taken up for consideration.

Senator Gronstal asked and received unanimous consent that House Concurrent Resolution 9 be substituted for Senate Concurrent Resolution 6.

House Concurrent Resolution 9

On motion of Senator Gronstal, **House Concurrent Resolution 9**, a concurrent resolution to provide for adjournment sine die, was taken up for consideration.

Senator Gronstal moved the adoption of House Concurrent Resolution 9, which motion prevailed by a voice vote.

WITHDRAWN

Senator Gronstal asked and received unanimous consent that **Senate Concurrent Resolution 6** be **withdrawn** from further consideration of the Senate.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 9, duly adopted, the day of June 5, 2015, having arrived, President Jochum declared the 2015 Regular Session of the Eighty-sixth General Assembly adjourned sine die.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Duane Walhof, Le Mars—Upon his retirement from the U.S. Marshals Service after more than 26 years of distinguished service. Senator Anderson.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Friday, June 5, 2015, 3:35 p.m.

Members Present: Gronstal, Chair; Jochum, Vice Chair; Dix, Ranking Member; Chapman, Courtney, Dearden, Dvorsky, Guth, Ragan, Soddors, and Whitver.

Members Absent: None.

Committee Business: Passed SCR 6.

Adjourned: 3:40 pm.

STUDY BILL RECEIVED

SSB 1295 Appropriations

Relating to cultural affairs and economic development by establishing an Iowa next program and fund to assist communities in community enhancement projects, creating a sports tourism program, modifying certain department of cultural affairs programs, eliminating the Iowa cultural trust board of trustees, Iowa cultural trust grant account, and the great places program and fund, making appropriations, and including transition provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1295

APPROPRIATIONS: Dotzler, Chair; Chapman and Dvorsky

AMENDMENTS FILED

S-3227	S.F.	514	Robert E. Dvorsky
S-3228	H.F.	652	House
S-3229	H.F.	616	House
S-3230	H.F.	645	House

REMARKS BY THE PRESIDENT OF THE SENATE

President Jochum provided the following remarks:

As President of the Senate, it is my job to direct the fair and efficient operation of the Senate. It is my pleasure to work with the many people who make our work as lawmakers possible.

Please join me in offering our thanks to caucus staffers, backroom workers, bill drafters, clerks, door keepers, custodial staff, and everyone who supports our efforts.

In my opening remarks for the 2015 General Assembly, I challenged us to craft a fiscally responsible budget that was fair to all Iowans, one which would help build an economy that works for everyone.

Although Iowa's workers outperform the national average on productivity, Iowa wages remain twenty-three percent below the national average.

Furthermore, forty-one percent of our state's children under the age of six live in low income households.

Too many Iowans are being left behind. Those suffering the most are our children.

Iowa needs a state budget that responds to these needs. We need a state budget that paves the way to a more prosperous future.

That's why Senate Democrats fought so hard to adequately fund education from pre-school through higher education at our state universities, private colleges, and community colleges.

Education drives economic mobility and has always enjoyed strong bipartisan support in Iowa.

For decades, our state has led the nation in test scores and other measures of student achievement.

Sadly, in Iowa, funding for public education has become a partisan issue.

As support for our local schools has become divided along party lines, Iowa has slipped from among the states at the top in terms of per student funding to among the states in the bottom third.

How did the 86th General Assembly respond during its 2015 session to these challenges?

The best that can be said is we passed a status quo budget.

The budget we approved falls short of addressing the inflationary costs of education, health care, public safety, the environment, and economic growth.

The Senate did succeed in blocking draconian attempts to undermine civil rights and workers' rights in Iowa.

And we did vote to strengthen the safety net and legal framework for children and women who are caught in the web of domestic violence and human trafficking. Unfortunately, those measures were not taken up in the Iowa House.

We fought to provide legislative oversight of Governor Branstad's rush to privatize Iowa's public health insurance system for the frail, the ill, and those with disabilities.

The administrative costs of putting this health care system into the hands of out-of-state, for-profit managed care companies are expected to be five times what we spend to manage the system internally.

Everyone involved in this system, from the families to the providers, say legislative oversight is needed.

I am happy to report that we succeeded in establishing a legislative oversight committee with broad authority to track the progress of Medicaid managed care and make recommendations for improvements.

Additionally, the Department of Human Service must hold public meetings all across the state - in communities large and small - with stakeholder and advocacy groups.

I'm especially disappointed that two economic measures that would directly improve the incomes of struggling working families were not addressed by the House.

One was the Senate's push to give 200,000 Iowans a raise by increasing the minimum wage to \$8.75 an hour. The other was our legislation to stop unscrupulous employers from stealing the wages of their workers.

While Democrats and Republicans can be proud of many accomplishments, the lack of progress on the core issue of economic inequality should trouble us all.

There are extraordinary possibilities in ordinary people. The 2015 session could and should have done more to unleash those extraordinary possibilities for our children and families.

Next session, we will try again.

Thank you.

REMARKS BY THE MAJORITY LEADER

Senator Gronstal provided the following remarks:

Thank you, Madame President.

I'll start by thanking the Senate backroom staff, the Republican and Democratic staffs, the Senate doorkeepers, the Legislative Service Agency, and the pages (those here today and those who departed weeks ago).

Your dedication made it possible for us to bring the session to conclusion today. Your work is truly a service to the people of Iowa.

Legislating is about finding common ground.

This year, common ground was hard to find, especially on two issues that matter most to Iowans—the education of our children and the future of our economy.

Senate Democrats argued that, after several lean years for local schools, Iowa's improving economy makes it possible to reinvest in Iowa's next generation.

Republicans said the state of Iowa couldn't afford to do more. Next fall, there will be hundreds of fewer teachers in Iowa's local schools as a result.

That issue is not going away.

During the next several months, Iowa parents, educators, community leaders and students will make their case for doing more for education. I hope next session's results will be different.

People need to know that the prolonged stalemate over education funding is NOT how most issues are addressed at the statehouse.

Here's an example of how the Legislature works best: the "Safe at Home" program.

This is an effort to better protect victims of domestic violence by preserving their confidentiality when they are dealing with government agencies.

This idea was first proposed by Brad Anderson, the 2014 Democratic candidate for Secretary of State.

Brad's Republican opponent, Paul Pate, embraced the idea after the election and worked with Democratic and Republican legislators on legislation to enact it.

"Safe at Home" was approved by large, bipartisan majorities in the Iowa House and Senate, and then signed into law by Governor Branstad.

A good idea was proposed and Iowa's leaders worked together to make it a reality.

Here's another example: Thanks to the cooperative work by members of both chambers and the Board of Regents, the tuition freeze for Iowa students at our public universities will continue.

Finally, I want to draw attention to the agreement worked out to keep the Mental Health Institutes in Mount Pleasant and Clarinda available to serve Iowa families dealing with several mental health issues.

Two Henry County legislators — State Senator Rich Taylor, a Democrat, and State Representative David Heaton, a Republican — worked with Senator Amanda Ragan throughout the session to craft a bipartisan response to Governor Branstad's abrupt announcement that he intended to close these two important institutions, both of which serve crucial roles in our state's mental health and public safety networks.

I urge Governor Branstad to support this bipartisan compromise.

There were a number of overwhelmingly bipartisan ideas approved by the Senate which did not receive a vote in the Iowa House.

These ideas will be there next January, waiting for the House to consider them. They include:

The anti-bullying initiative: All students have a right to a safe and supportive place to learn. Iowa law currently requires schools to have anti-harassment and anti-bullying policies, help for bullied children, and the collection of data on bullying incidents.

Senate File 345, which takes steps to make sure those existing protections will actually make a day-to-day difference for our students, was approved by a vote of 43 to 7. I hope it will be approved by the House early in the 2016 session.

Senate File 447, approved by the Senate on a vote of 50 to 0, extends the statute of limitations on the sexual abuse of children.

If it is passed by the Iowa House and signed by the Governor, no one who sexually abuses a child in Iowa will ever have the security of knowing they got away with it.

It is shocking to think that between 2001 and 2013, Iowa drivers distracted by a phone or other device, caused more than 8,600 crashes. That's why the Senate voted 44 to 6 for Senate File 391, which would make texting while driving a primary offense.

That legislation will also be on the House's calendar in 2016.

In almost every Iowa murder involving domestic violence, the victim was previously stalked by their assailant.

The Iowa Senate voted unanimously for Senate Files 395 and 416. They expand the definition of stalking to include conduct that causes reasonable people to feel terrorized, frightened, intimidated or threatened.

Human trafficking is the buying and selling of human beings, most commonly for the purpose of sexual slavery, forced labor or commercial sexual exploitation.

The Senate unanimously approved Senate File 450. It would make human trafficking a forcible felony, sending persons convicted of human trafficking, straight to prison. There would be no deferred judgments, no deferred sentences and no suspended sentences.

All this legislation will be there, waiting for the House to take up next session.

The Democratic and Republican members of the Senate have many reasons to be proud of our work this session, and to look forward to a productive session next year.

REMARKS BY THE MINORITY LEADER

Senator Dix provided the following remarks:

Thank You Madam President.

Colleagues of the Senate, as I reflect upon the 2015 Legislative session I must admit there are disappointments.

Serious job creation measures were neglected. This should be a top priority, yet it was ignored.

We never had constructive conversations, let alone a vote on the Senate floor, on reducing the tax burdens on all Iowans.

When this session began, many of us agreed this would be a challenging budget year. Instead of tightening our belts, we watched the state budget reach historic levels, eclipsing the 7 billion dollar mark.

I have said this before and it bears repeating – there is a financial storm on the horizon. Yet, this warning was ignored. We had an opportunity to grow and expand our economy to help be better prepared to deal with this financial storm, but Senate Democrats chose to do nothing and kick the can down the road.

In the past several weeks, we have witnessed a deadly virus devastate Iowa's poultry industry. The ag economy is not as strong as in recent years due to lagging livestock and commodity prices. This week we learned a survey conducted by Creighton University indicates the Midwest economy is weakening.

Colleagues, all of these factors impact Iowa's economy and our state budget. Yet, state spending continues to grow significantly.

When Senate Republicans stressed the importance of controlled spending, our counterparts in the Senate took this as an opportunity to politicize our calls for fiscal responsibility. Colleagues let me be clear – we cannot overpromise only to under deliver.

It was just five short years ago the severe impacts of Democrat budgeting practices were felt across Iowa. As a reminder, those reckless spending practices resulted in tens of millions of dollars in cuts and created serious financial hardships to schools, human services and every state department. Worse yet, it impacted Iowans who were saddled with property tax increases.

We can and must do even better. Iowans are counting on us to ease their burdens, not create more.

To govern is to choose. The burden of leadership is making tough choices that fly in the face of what some may want because it is the right thing to do. This legislative session we were given a choice when it came to fiscal responsibility. Senate Republicans demonstrated spending restraint because it was the right thing to do, and we held true to the vow we made on Day 1.

Legislators stressed the budget issues we faced going into this session. We used the word challenging quite often, but we did not meet the challenge. We only delayed it. As a result, when we return next January we likely will hear words such as troubling, disturbing, structural deficits and necessary cuts.

Good leadership requires vision. This vision must meet the needs of today while ensuring a structure is in place to address necessary demands in years to come. Those promises will be even harder to keep because we failed Iowans when it mattered most and such a vision was expected of us.

Senate Republicans will continue to pursue our vision to create a legacy of opportunity for every Iowan and fight to end the continued war on the Iowa taxpayer. After all, that is the government Iowans expect, the representation they deserve and the leadership they elected us to provide. Let's Make It Happen!

SENATE REPORTS RECEIVED AFTER ADJOURNMENT

The following is a record of Senate reports received after the close of the 2015 Regular Session.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 2, 2015.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 1, 2015.

AUDITOR OF STATE

Special Investigation of the Band Program/Monticello Community School District Report 01/01/09–12/31/13, pursuant to Iowa Code section 11.6. Report received on June 8, 2015.

Special Investigation of the Center for Behavioral Health Report 01/01/11–05/21/13, pursuant to Iowa Code section 11.24. Report received on June 8, 2015.

DEPARTMENT FOR THE BLIND

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 1, 2015.

COLLEGE STUDENT AID COMMISSION

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 2, 2015.

OFFICE OF THE GOVERNOR

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 1, 2015.

DEPARTMENT OF HUMAN SERVICES

Family Supplementation Usage Report, pursuant to Iowa Code section 249A.4. Report received on June 18, 2015.

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 2, 2015.

IOWA LOTTERY AUTHORITY

Iowa Lottery Government Oversight Report, pursuant to Iowa Code section 99G.7. Report received on July 1, 2015.

BOARD OF REGENTS

Health Effects of Environmental Contamination Annual Report, pursuant to Iowa Code section 263.17(4)(b). Report received on June 29, 2015.

Gifts and Grants Monthly Report, pursuant to Iowa Code section 8.44. Report received on June 18, 2015.

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code section 262.82. Report received on June 29, 2015.

Monthly Financial Report, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on July 1, 2015.

Reversions Report – Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on July 1, 2015.

IOWA VETERANS HOME

Tobacco Settlement Trust Fund Status Infrastructure Report, pursuant to Iowa Code section 12E.12(9). Report received on June 26, 2015.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 5th day of June, 2015.

Senate Files 171, 172, 176, 485, 494, 496, 497, 499, 505, 510, and 513.

MICHAEL E. MARSHALL
Secretary of the Senate

SENATE BILLS APPROVED, ITEM VETOED, AND
VETOED AFTER ADJOURNMENT

The following is a record of action by the Governor transmitted to the Secretary of State after the close of the 2015 Regular Session:

SENATE BILLS APPROVED

Senate File 171 – Establishing the state percent of growth and including effective date provisions. Approved July 2, 2015.

Senate File 172 – Establishing the categorical state percent of growth and including effective date provisions. Approved July 2, 2015.

Senate File 176 – Relating to school district property tax replacement payments for certain budget years and including effective date provisions. Approved June 26, 2015.

Senate File 485 – Relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions. Approved June 26, 2015.

Senate File 494 – Relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection. Approved June 18, 2015.

Senate File 496 – Relating to appropriations to the judicial branch. Approved July 2, 2015.

Senate File 513 – Relating to and making appropriations for a period of short duration beginning July 1, 2015, providing for related legal and other matters, and including effective date and retroactive applicability provisions. Approved June 18, 2015.

GOVERNOR'S ITEM VETO MESSAGE

Senate File 497

July 2, 2015

The Honorable Paul D. Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 497, an Act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

Senate File 497 is approved on this date with the following exceptions, which I hereby disapprove .

I am unable to approve the item designated as Section 4, subsection 1, lettered paragraph c, in its entirety. This item contains policy language pertaining to the Department of Corrections entering into a new contract in excess of \$100,000 for privatized services during fiscal year 2016 without prior notification of the legislature and employee organizations. However, this item allows the department to renew existing contracts without notification. This item would prevent the department from obtaining services for inmates in an effective and efficient manner. This notification unnecessarily impedes the department's management authority.

I am unable to approve the item designated as Section 4, subsection 1, lettered paragraph d, in its entirety. This item contains policy language regarding staffing levels at the Department of Corrections. While I support efforts to ensure adequate numbers of correctional officers, I believe that flexibility is needed to determine how many officers are hired based on costs, availability of funding and the needs of each institution. Adequate staffing is the prerogative of the Executive Branch; therefore, this language is unnecessary.

I am unable to approve the item designated as Section 26, subsection 1, lettered paragraph c, in its entirety. This item contains policy language pertaining to the Department of Corrections entering into a new contract in excess of \$100,000 for privatized services during fiscal year 2017 without prior notification of the legislature and employee organizations. However, this item allows the department to renew existing contracts without notification. This item would prevent the department from obtaining services for inmates in an effective and efficient manner. This notification unnecessarily impedes the department's management authority.

I am unable to approve the item designated as Section 26, subsection 1, lettered paragraph d, in its entirety. This item contains policy language regarding staffing levels at the Department of Corrections. While I support efforts to ensure adequate numbers of correctional officers, I believe that flexibility is needed to determine how many officers are hired based on costs, availability of funding and the needs of each institution. Adequate staffing is the prerogative of the Executive Branch; therefore, this language is unnecessary.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 497 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

Senate File 499

July 2, 2015

The Honorable Paul D. Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 499, an Act relating to 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

Senate File 499 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated Division IV in its entirety. This item is related to state employee classifications. Under current Iowa Code, administrators are classified as at-will employees. The at-will designation allows for greater accountability for these managers. Subjecting administrators to the merit system would decrease accountability to taxpayers and hinder the effective management of important government functions.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 499 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

Senate File 505

July 2, 2015

The Honorable Paul D. Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 505, an Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions.

Senate File 505 as passed by the Iowa Legislature gives counties the ability to increase property taxes, enlarges entitlement programs and fails to take critical steps in modernizing Iowa's mental health system. It is even more concerning to me and to the thousands of Iowans who depend on Medicaid that it appears the Iowa Legislature may have underfunded Medicaid. The budget I proposed in January 2015 fully funded Medicaid. We have embarked on efforts to modernize our administration of Medicaid. It is my hope that these efforts will not only improve the quality of health care outcomes our Medicaid patients receive but also provide much needed budget predictability and stability for taxpayers who make the program possible.

Senate File 505 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 3, subsection 4, lettered paragraph g, subparagraph b. This item requires the Department of Public Health to distribute funding for care coordination efforts. I strongly support the modernization and increased coordination of health care for Iowans served by our safety net. However, due to federal approval of the Iowa State Innovation Model grant funding, this state funding is redundant and not needed at this time.

I am unable to approve the designated portion of the item designated as Section 4, subsection 2, lettered paragraph b. This item restricts contracting flexibility at the Iowa Veterans Home. Such restrictions are unnecessary and counterproductive. The Department of Administrative Services must have flexibility in procuring the best services for veterans at the Iowa Veterans Home at the most cost effective price for taxpayers.

I am unable to approve the designated portion of the item designated as Section 4, subsection 2, lettered paragraph d. This item creates a redundant, overly burdensome mandate requiring the Iowa Veterans Home to make expenditure reports monthly to the Legislative Services Agency for fiscal year 2015. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 12, subsection 17, lettered paragraph c. This item restricts the Department of Human Services from implementing certain cost containment strategies. The Department must have the tools and flexibility to effectively manage a program so critically important to so many vulnerable Iowans. Such a restriction on the management and oversight authority of the Department of Human Services while facing a potentially underfunded Medicaid budget is inappropriate.

I am unable to approve the designated portion of the item designated as Section 12, subsection 17, lettered paragraph d. This item requires the Department of Human Services to report on cost containment strategies. The Department of Human Services, Department of Management and the Legislative Services Agency meet on a monthly basis to determine projections for the Medical Assistance appropriation. Information relating to cost containment strategies is shared during these meetings. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 12, subsection 20. This item requires the Department of Human Services to execute the State Innovation Model grant. Additionally, this item requires the Department of Human Services to submit a report on the progress of the grant by September 1, 2015. The State is already implementing the State Innovation Model grant. The information requested to be reported is also not necessary due to the fact that this information is available upon request by the General Assembly.

I am unable to approve the designated portion of the item designated as Section 12, subsection 25. This item restricts Medicaid waiver management flexibility for the Department of Human Services. The Department must have the tools and flexibility to effectively manage a program so critically important to so many vulnerable Iowans. Such a restriction on the management and oversight authority of the Department of Human Services while facing a potentially underfunded Medicaid budget is inappropriate.

I am unable to approve the designated portion of the item designated as Section 23, subsection 3. Today, more Iowans than ever before have access to mental health treatment. Through the bi-partisan Mental Health Redesign signed into law in 2012, Iowans are accessing care locally through mental health regions. The mental health regions are investing substantial resources into increased access to home and community based substance abuse and mental health services. In the 1800s, Iowa opened four mental health institutions. At their peak, they served more than 6,600 people on any given day combined. However, modern mental health care has come a long way and best practices rightfully no longer include the warehousing of mental health patients. In fact, the average daily bed census at the Mount Pleasant Mental Health Institute over the past four years is only 61 patients. In fiscal year 2014, this came at the high cost to state taxpayers of \$126,791 per patient. These resources can best be used to provide better, more modern mental health services to more Iowans. Other states have already gone down this path by closing their outdated institutions and offering innovative mental healthcare options. Minnesota once operated eleven mental health institutes. Today they operate one. Wisconsin operates two. Over the past 18 years, states adjacent to Iowa have closed 13 institutes like Mount Pleasant and Clarinda (Illinois closed four state psychiatric hospitals, Minnesota closed four, Missouri closed three, and Nebraska closed two). Like Iowa, these neighboring states have modernized their mental health systems and reduced their use of institutionalization. In 2009, a Department of Human Services report and Governor Culver recommended closure of the Mount Pleasant Mental Health Institute. The Legislature has taken the first steps and closed the Clarinda Mental Health Institute. We can keep moving forward and serve Iowans with two mental health institutions rather than four. Therefore, in keeping with modern best practices and the utilization of our system, it is not in the best interests of our patients, the taxpayers or the mental health system to continue operating an aging, antiquated mental health institution lacking key clinical staff, particularly a psychiatrist.

I am unable to approve the designated portion of the item designated as Section 26, subsection 1. This item prohibits external approvals that are designed to ensure budget integrity, stability and predictability. Management must have the ability and flexibility to allocate resources where they are most effective and needed. In addition, this item creates a redundant, overly burdensome mandate requiring the department to report to the chairpersons and ranking members of the appropriations committees on a monthly basis. While I strongly support transparency efforts that publicly

disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 27, subsection 2. This item requires the Department of Human Services to report operational and program expenditures at least monthly to the Legislative Services Agency. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 29, subsection 1, lettered paragraph s. This item requires the substance abuse managed care plan to increase reimbursement for licensed substance-related disorder treatment programs serving Medicaid patients. To help improve patient outcomes while also bringing predictability and stability for taxpayers funding Medicaid, the Department of Human Services is modernizing Medicaid in Iowa and partnering with modern, patient-centered health plans. With this modernization effort in mind, we must be prudent with any increases for providers. Substance abuse providers received a reimbursement increase two years ago and are benefitting from the Iowa Health and Wellness Plan substance abuse coverage. With that in mind, a rate increase is not prudent at this time.

I am unable to approve the designated portion of the item designated as Section 29, subsection 12. Iowa has embarked on efforts to modernize its administration of Medicaid by partnering with specialized, patient-centered health care plans. This bipartisan initiative is currently in procurement. This item creates restrictions on the reimbursement methods of the health care plans partnering with the state. The Request for Proposals issued by the Department of Human Services already includes protections for providers and their reimbursement. The restrictions in this item are, therefore, redundant and unneeded at this time.

I am unable to approve of the item designated as Section 67 in its entirety. This item creates a process for assessing the level of care needed for Medicaid patients. Iowa is embarking on an initiative to modernize our administration of Medicaid by partnering with high quality, patient centered health plans. As part of that initiative, these plans will oversee level of care assessments. Therefore, this item would create a redundant assessment system that is best left to our health plan partners.

I am unable to approve of the item designated as Division XVI in its entirety. This item further enlarges the taxpayer-funded child care assistance program. We must support working families. More Iowans are working than ever before and our families are seeing their incomes rise. Enlarging government programs that only further perpetuate the cliff effect felt by these families when their incomes rise and benefits are lost is not the right policy for Iowa. Additionally, with the federal and state updates already in motion, this enlargement is not recommended by the Department of Human Services at this time.

I am unable to approve of the item designated as Division XXX in its entirety. This item creates a Polk County-centered pilot project for refugee services. Iowans have a proud history of working in public-private partnerships to support refugees coming to our state. However, the path refugees take to Iowa has changed over time. More time is needed to study a state-wide solution for refugees and immigrants who originally went

to other states and how Iowa, both publicly and privately, can best meet the needs of modern refugees.

I am unable to approve of Division XXXII in its entirety. This item amends the Quality Assurance Assessment already found in Iowa Code by establishing a set three percent assessment on nursing facilities in Iowa. The assessment currently in Iowa Code is meeting the needs of our patients, nursing facility providers and the Medicaid program and a change is inappropriate at this time.

I am unable to approve the designated portion of the item designated as Section 123, subsection 4, lettered paragraph g, subparagraph b. This item requires the Department of Public Health to distribute funding for care coordination efforts. I strongly support the modernization and increased coordination of health care for Iowans served by our safety net. However, due to federal approval of the Iowa State Innovation Model grant funding, this state funding is redundant and not needed at this time.

I am unable to approve the designated portion of the item designated as section 124, subsection 2, lettered paragraph b. This item restricts contracting flexibility at the Iowa Veterans Home. Such restrictions are unnecessary and counterproductive. The Department of Administrative Services must have flexibility in procuring the best services for veterans at the Iowa Veterans Home at the most cost effective price for taxpayers.

I am unable to approve the designated portion of the item designated as Section 124, subsection 2, lettered paragraph d. This item creates a redundant, overly burdensome mandate requiring the Iowa Veterans Home to make expenditure reports monthly to the Legislative Services Agency for fiscal year 2016. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 132, subsection 17, lettered paragraph c. This item restricts the Department of Human Services from implementing certain cost containment strategies. The Department must have the tools and flexibility to effectively manage a program so critically important to so many vulnerable Iowans. Such a restriction on the management and oversight authority of the Department of Human Services while facing a potentially underfunded Medicaid budget is inappropriate.

I am unable to approve the designated portion of the item designated as Section 132, subsection 17, lettered paragraph d. This item requires the Department of Human Services to report on cost containment strategies. The Department of Human Services, the Department of Management and the Legislative Services Agency meet on a monthly basis to determine projections for the Medical Assistance appropriation. Information relating to cost containment strategies is shared during these meetings. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 132, subsection 22. This item restricts Medicaid waiver management flexibility for the Department of Human Services. The Department must have the tools and flexibility to effectively manage a program so critically important to so many vulnerable Iowans.

Such a restriction on the management and oversight authority of the Department of Human Services while facing a potentially underfunded Medicaid budget is inappropriate.

I am unable to approve the designated portion of the item designated as Section 143, subsection 3. Today, more Iowans than ever before have access to mental health treatment. Through the bi-partisan Mental Health Redesign signed into law in 2012, Iowans are accessing care locally through mental health regions. The mental health regions are investing substantial resources into increased access to home and community based substance abuse and mental health services. In the 1800s, Iowa opened four mental health institutions. At their peak, they served more than 6,600 people on any given day combined. However, modern mental health care has come a long way and best practices rightfully no longer include the warehousing of mental health patients. In fact, the average daily bed census at the Mount Pleasant Mental Health Institute over the past four years is only 61 patients. In fiscal year 2014, this came at the high cost to state taxpayers of \$126,791 per patient. These resources can best be used to provide better, more modern mental health services to more Iowans. Other states have already gone down this path by closing their outdated institutions and offering innovative mental healthcare options. Minnesota once operated eleven mental health institutes. Today they operate one. Wisconsin operates two. Over the past 18 years, states adjacent to Iowa have closed 13 institutes like Mount Pleasant and Clarinda (Illinois closed four state psychiatric hospitals, Minnesota closed four, Missouri closed three, and Nebraska closed two). Like Iowa, these neighboring states have modernized their mental health systems and reduced their use of institutionalization. In 2009, a Department of Human Services report and Governor Culver recommended closure of the Mount Pleasant Mental Health Institute. The Legislature has taken the first steps and closed the Clarinda Mental Health Institute. We can keep moving forward and serve Iowans with two mental health institutions rather than four. Therefore, in keeping with modern best practices and the utilization of our system, it is not in the best interests of our patients, the taxpayers or the mental health system to continue operating an aging, antiquated mental health institution lacking key clinical staff, particularly a psychiatrist.

I am unable to approve the designated portion of the item designated as Section 146, subsection 1. This item prohibits external approvals that are designed to ensure budget integrity, stability and predictability. Management must have the ability and flexibility to allocate resources where they are most effective and needed. In addition, this item creates a redundant, overly burdensome mandate requiring the department to report to the chairpersons and ranking members of the appropriations committees on a monthly basis. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 147, subsection 1. This item requires the Department of Human Services to report operational and program expenditures at least monthly to the Legislative Services Agency. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 149, subsection 1, lettered paragraph s. This item requires the substance abuse managed

care plan to increase reimbursement for licensed substance-related disorder treatment programs serving Medicaid patients. To help improve patient outcomes while also bringing predictability and stability for taxpayers funding Medicaid, the Department of Human Services is modernizing Medicaid in Iowa and partnering with modern, patient-centered health plans. With this modernization effort in mind, we must be prudent with any increases for providers. Substance abuse providers received a reimbursement increase two years ago and are benefitting from the Iowa Health and Wellness Plan substance abuse coverage. With that in mind, a rate increase is not prudent at this time.

I am unable to approve the designated portion of the item designated as Section 149, subsection 12. Iowa has embarked on efforts to modernize its administration of Medicaid by partnering with specialized, patient-centered health care plans. This bipartisan initiative is currently in procurement. This item creates restrictions on the reimbursement methods of the health care plans partnering with the state. The Request for Proposals issued by the Department of Human Services already includes protections for providers and their reimbursement. The restrictions in this item are, therefore, redundant and unneeded at this time.

I am unable to approve of the item designated as Section 156 in its entirety. This item creates a Polk County-centered pilot project for refugee services. Iowans have a proud history of working in public-private partnerships to support refugees coming to our state. However, the path refugees take to Iowa has changed over time. More time is needed to study a state-wide solution for refugees and immigrants who originally went to other states and how Iowa, both publicly and privately, can best meet the needs of modern refugees.

I am unable to approve of the item designated as Section 159 in its entirety. This item calls for Iowa, after closure of the Clarinda Mental Health Institute by the Iowa Legislature, to request proposals to operate a private, specialized nursing facility on the grounds at Clarinda. As I stated above, more Iowans are receiving mental health care than ever before. And increasingly, they are receiving it locally through mental health regions throughout our state. This holds true for adult in-patient psychiatry as well as geriatric psychiatric patients. Geriatric psychiatric patients are best served in nursing facilities with special services rather than being warehoused in costly and outmoded 19th century mental health institutes. Facilities exist today to provide these services, delivering higher quality for patients at lower costs to taxpayers. The Department of Human Services recommends allowing our mental health system to continue moving forward and giving facilities the flexibility to develop their own settings for care rather than restricting them to the campus at Clarinda. In Southwest Iowa, mental health regions are on track to open residential and community crisis services as well as jail diversion services. However, I recognize the importance of the Clarinda and Mount Pleasant facilities to their communities. It is important to note that the prisons located at Mount Pleasant and Clarinda will continue in full operation. Additionally, Clarinda will continue hosting the Clarinda Youth Academy and private substance abuse services on the campus without interruption. I am committed to working with these communities to repurpose and redevelop the campuses formerly occupied by the mental health institutes. To that end, I am convening a workgroup consisting of members from the Iowa Economic Development Authority, the Department of Corrections (who control the campuses), and the Department of Human Services to work with communities and allow for the easiest most efficient transition of the campuses into new development and jobs.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 505 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

Senate File 510

July 2, 2015

The Honorable Paul D. Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 510, an Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities , providing for certain employee benefits , and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions .

Senate File 510 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Division X, in its entirety. This item would permanently move the standing appropriation for the State Appeal Board from the General Fund to the Economic Emergency Fund. This was not my recommendation. This item undermines best financial practices, which require an economic emergency fund truly be used for emergencies.

I am unable to approve the item designated as Division XVIII, in its entirety. This item requires health insurance carriers to provide certain disclosures regarding internal appeals processes and prescription drug coverage. These overly burdensome regulations are duplicative and unnecessary because federal law and state law require health insurance carriers to extensively disclose details about their health plans. Additionally, current law already grants the Iowa Insurance Division authority in promulgating administrative rules in order to ensure health insurance carriers provide adequate and proper disclosures regarding their plans.

I am unable to approve the item designated as Division XXVII, in its entirety. This item sets aside a one-time funding source to fund possible raises for judges in the future years. I recommended judicial raises for fiscal year 2016 and I am disappointed the legislature did not fund raises for judges. I believe judicial raises should be funded in a straight-forward manner. Funding ongoing salary expenses with a one-time funding source is a bad budgeting practice.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 510 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

AMENDMENTS FILED
EIGHTY-SIXTH GENERAL ASSEMBLY
2015 REGULAR SESSION

S-3001

- 1 Amend Senate Resolution 1 as follows:
2 1. Page 21, line 25, by striking ~~<fifth fourth>~~ and
3 inserting ~~<fifth>~~

MICHAEL E. GRONSTAL

S-3002

- 1 Amend Senate Resolution 1 as follows:
2 1. Page 35, line 19, after ~~<petition.>~~ by inserting
3 ~~<If a bill or resolution is withdrawn from committee.~~
4 ~~the majority leader shall call up the bill or~~
5 ~~resolution for debate within ten legislative days of~~
6 ~~its placement on the calendar. Within ten legislative~~
7 ~~days of the bill or resolution being called up for~~
8 ~~debate, the senate shall consider or dispose of all~~
9 ~~amendments to the bill or resolution and the senate~~
10 ~~shall cause the bill or resolution to be read for~~
11 ~~the last time and immediately placed upon its final~~
12 ~~passage. Within five legislative days of its final~~
13 ~~passage the senate shall dispose of any motions to~~
14 ~~reconsider the bill or resolution and shall immediately~~
15 ~~message the bill or resolution to the house.>~~

BILL DIX

S-3003

- 1 Amend Senate File 171 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 24.17, unnumbered paragraph 1,
5 Code 2015, is amended to read as follows:
6 The local budgets of the various political
7 subdivisions shall be certified by the chairperson of
8 the certifying board or levying board, as the case
9 may be, in duplicate to the county auditor not later
10 than March 15 of each year on forms, and pursuant
11 to instructions, prescribed by the department of
12 management. However, if the political subdivision is
13 a school district, as defined in section 257.2, its
14 budget shall be certified ~~not later than April 15 of~~
15 ~~each year~~ within sixty calendar days following the

16 enactment date of the statute establishing the state
 17 percent of growth for the budget year under section
 18 257.8, subsection 1, but not later than June 30.

19 Sec. 2. Section 24.23, Code 2015, is amended to
 20 read as follows:

21 **24.23 Supervisory power of state board.**

22 1. The state board shall exercise general
 23 supervision over the certifying boards and levying
 24 boards of all municipalities with respect to budgets
 25 and shall prescribe for them all necessary rules,
 26 instructions, forms, and schedules. The best methods
 27 of accountancy and statistical statements shall be used
 28 in compiling and tabulating all data required by this
 29 chapter.

30 2. The state board shall adopt rules governing the
 31 budget certification deadline for school districts in
 32 the event the date required for budget certification
 33 for school districts under section 24.17 is later than
 34 April 15. The state may adopt rules on an emergency
 35 basis as provided in section 17A.4, subsection 3,
 36 and section 17A.5, subsection 2, to administer this
 37 subsection and the rules shall be effective immediately
 38 upon filing unless a later date is specified in the
 39 rules. Any emergency rules adopted in accordance with
 40 this subsection shall also be published as a notice
 41 of intended action as provided in section 17A.4,
 42 subsection 1.

43 Sec. 3. Section 257.8, subsections 1 and 2, Code
 44 2015, are amended to read as follows:

45 1. *State percent of growth.* The state percent of
 46 growth for the budget year beginning July 1, 2012,
 47 is two percent. The state percent of growth for the
 48 budget year beginning July 1, 2013, is two percent.
 49 The state percent of growth for the budget year
 50 beginning July 1, 2014, is four percent. The state

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1 percent of growth for each subsequent budget year shall
 2 be established by statute ~~which shall be enacted within~~
 3 ~~thirty days of the submission in the year preceding the~~
 4 ~~base year of the governor's budget under section 8.21.~~

5 The establishment of the state percent of growth for
 6 a budget year shall be the only subject matter of the
 7 bill which enacts the state percent of growth for a
 8 budget year.

9 2. *Categorical state percent of growth.* The
 10 categorical state percent of growth for the budget
 11 year beginning July 1, 2012, is two percent. The
 12 categorical state percent of growth for the budget
 13 year beginning July 1, 2013, is two percent. The
 14 categorical state percent of growth for the budget

15 year beginning July 1, 2014, is four percent. The
 16 categorical state percent of growth for each budget
 17 year shall be established by statute ~~which shall~~
 18 ~~be enacted within thirty days of the submission in~~
 19 ~~the year preceding the base year of the governor's~~
 20 ~~budget under section 8.21.~~ The establishment of the
 21 categorical state percent of growth for a budget year
 22 shall be the only subject matter of the bill which
 23 enacts the categorical state percent of growth for a
 24 budget year. The categorical state percent of growth
 25 may include state percents of growth for the teacher
 26 salary supplement, the professional development
 27 supplement, the early intervention supplement, and the
 28 teacher leadership supplement.

29 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being
 30 deemed of immediate importance, takes effect upon
 31 enactment.

32 Sec. 5. APPLICABILITY. This Act applies to school
 33 district budgets for school budget years beginning on
 34 or after July 1, 2015.>

35 2. Title page, by striking lines 1 and 2 and
 36 inserting <An Act relating to the requirements for
 37 certification of school district budgets and for
 38 enactment of the state percent of growth and including
 39 effective date and applicability provisions.>

MARK CHELGREN

S-3004

1 Amend Senate File 206 as follows:

2 1. Page 1, lines 7 and 8, by striking ~~<the state~~
 3 ~~name, and the country name, where applicable>~~ and
 4 inserting ~~<and the name of the state, province,~~
 5 ~~territory, country, or other jurisdiction that issued~~
 6 ~~the registration plate>~~

DICK L. DEARDEN

S-3005

1 Amend Senate File 227 as follows:

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

4 Section 1. **NEW SECTION. 274.3 Exercise of powers**
 5 **— construction.**

6 1. The board of directors of a school district
 7 shall operate, control, and supervise all public
 8 schools located within its district boundaries and may
 9 exercise any broad and implied power, not inconsistent
 10 with the laws of the general assembly, related to the
 11 operation, control, and supervision of those public

12 schools.

13 2. Notwithstanding subsection 1, the board of
14 directors of a school district shall not have power to
15 levy any tax unless expressly authorized by the general
16 assembly.

17 3. This chapter, chapter 257 and chapters 275
18 through 301, and other statutes relating to the
19 boards of directors of school districts and to school
20 districts shall be liberally construed to effectuate
21 the purposes of subsection 1.>

22 2. Title page, by striking lines 1 and 2 and
23 inserting <An Act relating to the exercise, by
24 school districts, of any broad and implied powers not
25 inconsistent with the laws of the general assembly,
26 and to the construction of statutes related to school
27 district boards and school districts, and providing an
28 exception.>

JASON SCHULTZ

S-3006

1 Amend Senate Resolution 6 as follows:

2 1. Page 2, after line 17 by inserting:

3 <BE IT RESOLVED BY THE SENATE, That every person is
4 entitled in full equality to a fair and public hearing
5 by an independent and impartial tribunal, in the
6 determination of the person's rights and obligations
7 and of any criminal charge against the person; and

8 BE IT FURTHER RESOLVED, That every person has the
9 right to freedom of opinion and expression, which right
10 includes freedom to hold opinions without interference
11 and to seek, receive, and impart information and ideas
12 through any media and regardless of frontiers; and

13 BE IT FURTHER RESOLVED, That every person has
14 the right to take part in the government of the
15 person's country, directly or through freely chosen
16 representatives; and

17 BE IT FURTHER RESOLVED, That every person has
18 the right to form and to join trade unions for the
19 protection of the person's interests; and

20 BE IT FURTHER RESOLVED, That the Senate recognizes
21 that Cuba currently has a minimum wage of approximately
22 five cents per hour, which is not a reasonable standard
23 of living, and increasing the minimum wage in Cuba to
24 at least seven dollars and twenty-five cents per hour
25 would allow an opportunity for trade without risking a
26 further erosion of Iowa manufacturing jobs; and>

27 2. Page 2, line 18, by striking <BE IT RESOLVED BY
28 THE SENATE> and inserting <BE IT FURTHER RESOLVED>

29 3. Page 2, line 18, after <That> by inserting
30 <upon Cuba's adoption of a policy of fair and public

31 hearings, enhancing human rights, a more democratic
32 government, and a better working environment and a
33 higher minimum wage for its citizens,>
34 4. Page 2, line 21, after <That> by inserting
35 <upon Cuba's adoption of a policy of fair and public
36 hearings, enhancing human rights, a more democratic
37 government, and a better working environment and a
38 higher minimum wage for its citizens,>

MARK CHELGREN

S-3007

1 Amend Senate File 205 as follows:
2 1. By striking page 1, line 25, through page 2,
3 line 1, and inserting:
4 <"State law requires the following notification:
5 Your mammogram indicates that you have dense breast
6 tissue. Dense breast tissue may make it more difficult
7 to evaluate the results of your mammogram and may
8 also be associated with an increased risk of breast
9 cancer. You are encouraged to consult with your
10 primary health care provider regarding the results of
11 your mammogram. Together you can best decide which
12 additional screening options may be right for you based
13 on your mammogram results, individual risk factors, or
14 physical examination.">

PAM JOCHUM

S-3008

1 Amend Senate File 257 as follows:
2 1. Page 5, line 22, by striking <after June 30,
3 2020> and inserting <for the period ending June 30,
4 2015, and for the period beginning July 1, 2020, and
5 thereafter>
6 2. Page 5, line 27, by striking <until June 30,
7 2020> and inserting <for the period beginning July 1,
8 2015, and ending June 30, 2020>
9 3. Page 10, by striking lines 16 and 17.
10 4. By renumbering, redesignating, and correcting
11 internal references as necessary.

TOD R. BOWMAN

S-3009

1 Amend Senate File 234 as follows:

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

4 Section 1. NEW SECTION. **324A.8 Iowa employment**
5 **rides initiative — grant program — fund.**

6 1. As used in this section, unless the context
7 otherwise requires “*employment transportation*” means
8 an urban or rural program or service that provides
9 an individual with transportation solely to or from a
10 workplace, including but not limited to the following
11 programs and services:

12 a. Expanding or sustaining existing transportation
13 services or service hours.

14 b. Coordinating ride share services, including car
15 pool or van pool services.

16 c. Shuttle services.

17 2. The Iowa employment rides initiative is
18 established in the department to provide funds to
19 public transit systems for programs and services that
20 provide employment transportation to Iowans.

21 3. The department shall award funds from the
22 initiative on a competitive grant basis. A grant shall
23 not exceed one hundred fifty thousand dollars. A grant
24 application shall contain a commitment from the public
25 transit system of at least a dollar-for-dollar match of
26 the grant funds awarded. Moneys charged to individuals
27 receiving employment transportation services cannot
28 be used as matching funds. Grant funds shall be used
29 only for operational costs directly associated with
30 providing employment transportation and shall not be
31 used for capital expenditures or construction.

32 4. A public transit system may coordinate
33 with other local, state, or federal governmental
34 agencies and private nonprofit organizations in the
35 administration of a program or service receiving a
36 grant under the initiative and in expenditure of grant
37 funds.

38 5. The department shall, by January 1 each year,
39 submit a report to the general assembly on the outcomes
40 of the initiative, including the grant amount, the
41 type of program or service receiving funds, and the
42 number of individuals served for each grant awarded
43 by the initiative. As a condition of having received
44 a grant from the initiative, a public transit system
45 shall provide the department with information on any
46 program or service for which the public transit system
47 is awarded a grant from the initiative.

48 6. The department shall adopt rules pursuant to
49 chapter 17A to administer the initiative, including but
50 not limited to an application process and grant award

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1 criteria.
2 7. a. An Iowa employment rides fund is created in
3 the state treasury under the control of the department.
4 The fund shall consist of moneys appropriated to the
5 department and any other moneys available to, obtained,
6 or accepted by the department for placement in the
7 fund.
8 b. Moneys in the fund shall be used to provide
9 grants under the Iowa employment rides initiative
10 established in this section.
11 c. Moneys in the fund are not subject to section
12 8.33. Notwithstanding section 12C.7, subsection 2,
13 interest or earnings on moneys in the fund shall be
14 credited to the fund.>
15 2. Title page, line 2, by striking <economic
16 development authority> and inserting <state department
17 of transportation>

LIZ MATHIS

S-3010

1 Amend Senate File 167 as follows:
2 1. Page 1, before line 1 by inserting:
3 Section 1. Section 331.323, subsection 1,
4 paragraph e, Code 2015, is amended to read as follows:
5 e. When the duties of an officer or employee are
6 assigned to one or more elected officers, the board
7 shall set the initial salary for each elected officer.
8 ~~Thereafter, the salary shall be determined as provided~~
9 ~~in section 331.907.>~~
10 2. Page 1, by striking lines 10 through 13 and
11 inserting <adoption of the resolution.>
12 3. Page 2, after line 6 by inserting:
13 <Sec. __. Section 331.905, Code 2015, is amended
14 by adding the following new subsection:
15 NEW SUBSECTION. 7. This section is repealed on
16 December 31, 2015.>
17 4. Page 3, after line 1 by inserting:
18 <Sec. __. Section 331.907, Code 2015, is amended
19 by adding the following new subsection:
20 NEW SUBSECTION. 6. This section is repealed on
21 December 31, 2015.
22 Sec. __. FUTURE STRIKE. Section 331.321,
23 subsection 1, paragraph 1, Code 2015, is stricken
24 effective December 31, 2015.
25 Sec. __. FUTURE STRIKE. Section 331.322,
26 subsections 6 and 7, Code 2015, are stricken effective

27 December 31, 2015.>

28 5. By renumbering, redesignating, and correcting
29 internal references as necessary.

DAVID JOHNSON
BRAD ZAUN

S-3011

1 Amend Senate File 257 as follows:

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

4 Section 1. Section 312.1, subsection 1, Code 2015,
5 is amended by adding the following new paragraph:
6 NEW PARAGRAPH. *Oe.* Revenue transferred from the
7 general fund of the state pursuant to section 312.10.

8 Sec. 2. NEW SECTION. **312.10 Transfer from general**
9 **fund of the state.**

10 The treasurer of state shall transfer annually,
11 from the general fund of the state to the road use
12 tax fund created in section 312.1, an amount equal
13 to three percent of the adjusted revenue estimate, as
14 provided in section 8.54, subsection 1, paragraph "a",
15 calculated for that fiscal year.>

16 2. Title page, by striking lines 1 through 9 and
17 inserting <An Act relating to transportation funding
18 by providing for an annual transfer of moneys from the
19 general fund of the state to the road use tax fund.>

BRAD ZAUN
MARK SEGEBART
JASON SCHULTZ
AMY SINCLAIR
DENNIS GUTH

S-3012

1 Amend Senate File 257 as follows:

2 1. Page 1, after line 14 by inserting:

3 <Sec. __. NEW SECTION. **312.2B Legislative review.**

4 The state of Iowa's mechanism for funding
5 transportation infrastructure shall be subject to
6 annual legislative review. The review shall be based
7 upon a report containing the recommendations of a
8 legislative interim committee appointed to conduct
9 a review of this state's mechanism for funding
10 transportation infrastructure, to be prepared with the
11 assistance of the department of revenue in association
12 with the department of transportation. The report may
13 encompass all provisions of law related to funding
14 transportation infrastructure, including but not
15 limited to chapters 310, 312, 312A, 313, 315, 321, 331,

16 and 452A. The report shall include recommendations
17 for changes or revisions to this state's mechanism for
18 funding transportation infrastructure with the goal of
19 studying and developing a comprehensive and sustainable
20 funding mechanism for transportation infrastructure.
21 The first such report shall be submitted to the general
22 assembly no later than January 1, 2016, with subsequent
23 reports developed and submitted by January 1 every year
24 thereafter.>

25 2. By striking page 1, line 28, through page 2,
26 line 17, and inserting:

27 <Sec. __. Section 321E.14, subsection 1, Code
28 2015, is amended to read as follows:

29 1. Permit-issuing authorities may charge the
30 following fees:

31 a. ~~Twenty-five~~ For the period ending June 30, 2025,
32 fifty dollars for an annual permit issued pursuant to
33 section 321E.8, subsection 1. For the period beginning
34 July 1, 2025, and thereafter, twenty-five dollars for
35 an annual permit issued pursuant to section 321E.8,
36 subsection 1.

37 b. ~~Three~~ For the period ending June 30, 2025, four
38 hundred dollars for an annual permit issued pursuant to
39 section 321E.8, subsection 2. For the period beginning
40 July 1, 2025, and thereafter, three hundred dollars for
41 an annual permit issued pursuant to section 321E.8,
42 subsection 2.

43 c. Two hundred dollars for a multi-trip permit
44 issued pursuant to section 321E.9A.

45 d. Six hundred dollars for a special alternative
46 energy multi-trip permit issued pursuant to section
47 321E.9B.

48 e. ~~Ten~~ For the period ending June 30, 2025,
49 thirty-five dollars for a single-trip permit issued
50 pursuant to section 321E.9. For the period beginning

Page 2

1 July 1, 2025, and thereafter, ten dollars for a
2 single-trip permit issued pursuant to section 321E.9.

3 f. Twenty-five dollars for an annual permit for
4 special mobile equipment, as defined in section 321.1,
5 subsection 74, issued pursuant to section 321E.7,
6 subsection 3, with a combined gross weight of not more
7 than eighty thousand pounds.

8 g. Twenty-five dollars for a permit issued pursuant
9 to section 321E.29 or 321E.29A.

10 h. One hundred dollars for a permit issued pursuant
11 to section 321E.30.

12 i. ~~One~~ For the period ending June 30, 2025, one
13 hundred ~~twenty six~~ sixty dollars for an annual all-systems
14 permit issued pursuant to section 321E.8, which shall

15 be deposited in the road use tax fund. For the period
 16 beginning July 1, 2025, and thereafter, one hundred
 17 twenty dollars for an annual all-systems permit issued
 18 pursuant to section 321E,8, which shall be deposited
 19 in the road use tax fund.>

20 3. Page 5, line 10, by striking <after June 30,
 21 2015 2020,> and inserting <after June 30, 2015, for
 22 the period beginning July 1, 2020, and ending June 30,
 23 2025.>

24 4. Page 5, line 13, after <state.> by inserting
 25 <For the period beginning July 1, 2025, and thereafter,
 26 an excise tax of twenty cents is imposed on each gallon
 27 of motor fuel used for any purpose for the privilege of
 28 operating a motor vehicle in this state.>

29 5. Page 5, line 22, by striking <after June 30,
 30 2020.> and inserting <for the period beginning July 1,
 31 2020, and ending June 30, 2025.>

32 6. Page 5, line 25, after <gallon.> by inserting
 33 <For the period beginning July 1, 2025, and thereafter,
 34 the tax rate on special fuel for diesel engines of
 35 motor vehicles used for any purpose for the privilege
 36 of operating motor vehicles in this state is twenty-two
 37 and five-tenths cents per gallon.>

38 7. Page 8, by striking lines 9 and 10 and
 39 inserting:

40 <(3) The Until June 30, 2025, the rate of tax
 41 on special fuel for aircraft is ~~three~~ five cents
 42 per gallon. For the period beginning July 1, 2025,
 43 and thereafter, the rate of tax on special fuel for
 44 aircraft is three cents per gallon.>

45 8. Page 8, by striking lines 21 through 27 and
 46 inserting:

47 <7. For Until June 30, 2025, for liquefied
 48 petroleum gas used as a special fuel, the rate of tax
 49 shall be ~~twenty~~ thirty cents per gallon. For the
 50 period beginning July 1, 2025, and thereafter, the rate

Page 3

1 of tax shall be twenty cents per gallon.

2 8. For Until June 30, 2025, for compressed
 3 natural gas used as a special fuel, the rate of tax is
 4 ~~twenty one~~ thirty-one cents per gallon. For the period
 5 beginning July 1, 2025, and thereafter, the rate of tax
 6 shall be twenty-one cents per gallon.

7 9. For Until June 30, 2025, for liquefied natural
 8 gas used as a special fuel, the rate of tax is
 9 ~~twenty two~~ thirty-two and one-half cents per gallon.
 10 For the period beginning July 1, 2025, and thereafter,
 11 the rate of tax shall be twenty-two and one-half cents
 12 per gallon.>

13 9. Title page, line 1, after <by> by inserting

14 <requiring legislative review of Iowa's mechanism for
15 funding transportation infrastructure,>
16 10. By renumbering, redesignating, and correcting
17 internal references as necessary.

AMY SINCLAIR
BRAD ZAUN

S-3013

1 Amend Senate File 257 as follows:
2 1. Page 2, before line 27 by inserting:
3 <Sec. __. **NEW SECTION. 422.10A Iowa fuel tax**
4 **relief credit.**
5 1. The taxes imposed under this division, less the
6 credits allowed under section 422.12, shall be reduced
7 by an Iowa fuel tax relief credit in the following
8 amounts:
9 a. For a single individual, or a married person
10 filing a separate return, seventy-five dollars.
11 b. For a head of household, or a husband and wife
12 filing a joint return, one hundred fifty dollars.
13 2. Any credit in excess of the tax liability is
14 refundable. Married taxpayers who file separate
15 returns or file separately on a combined return form
16 must determine the tax credit under subsection 1
17 based upon their combined net income and allocate the
18 total credit amount to each spouse in the proportion
19 that each spouse's respective net income bears to the
20 total combined net income. Nonresidents or part-year
21 residents of Iowa must determine their tax credit in
22 the ratio of their Iowa source net income to their all
23 source net income. Nonresidents or part-year residents
24 who are married and elect to file separate returns
25 or to file separately on a combined return form must
26 allocate the tax credit between the spouses in the
27 ratio of each spouse's Iowa source net income to the
28 combined Iowa source net income of the taxpayers.
29 3. To be eligible for the Iowa fuel tax relief
30 credit, a single individual, a married person filing
31 a separate return, or a head of household must have
32 a valid Iowa driver's license. A husband and a
33 wife filing a joint return must both have valid Iowa
34 driver's licenses. Each Iowa tax return form shall
35 provide two spaces for the filer to provide an Iowa
36 driver's license number. The department of revenue
37 shall verify an Iowa driver's license number provided
38 by a filer by comparing the number with the records of
39 the department of transportation.>
40 2. Page 10, after line 17 by inserting:
41 <Sec. __. **RETROACTIVE APPLICABILITY.** The
42 section of this Act enacting section 422.10A applies

43 retroactively to January 1, 2015, for tax years
 44 beginning on or after that date.>
 45 3. Title page, line 1, after <to> by inserting
 46 <state taxes by providing for>
 47 4. Title page, line 3, after <fees,> by inserting
 48 <establishing an Iowa fuel tax relief credit,>
 49 5. Title page, line 9, after <date> by inserting
 50 <and retroactive applicability>

Page 2

1 6. By renumbering, redesignating, and correcting
 2 internal references as necessary.

JAKE CHAPMAN
 BRAD ZAUN
 JASON SCHULTZ
 MARK SEGEBART
 DENNIS GUTH
 TIM KRAAYENBRINK
 BILL ANDERSON
 RICK BERTRAND
 JERRY BEHN
 DAN ZUMBACH
 AMY SINCLAIR

S-3014

HOUSE AMENDMENT TO SENATE FILE 171

1 Amend Senate File 171, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 9, by striking <four> and inserting
 4 <one and twenty-five hundredths>

S-3015

HOUSE AMENDMENT TO SENATE FILE 172

1 Amend Senate File 172, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 10, by striking <four> and
 4 inserting <one and twenty-five hundredths>

S-3016

- 1 Amend Senate File 220 as follows:
- 2 1. Page 1, line 4, by striking <only> and inserting
- 3 <only>
- 4 2. Page 1, line 7, after <thereof,> by inserting
- 5 <or for whom a statement is admitted into evidence as
- 6 a health care provider statement in lieu of testimony
- 7 pursuant to rule of civil procedure 1.281.>

JANET PETERSEN

S-3017

- 1 Amend Senate File 373 as follows:
- 2 1. Page 6, line 17, by striking <executive> and
- 3 inserting <executive>

COMMITTEE ON JUDICIARY
STEVEN J. SODDERS, Chair**S-3018**

- 1 Amend Senate File 166 as follows:
- 2 1. Page 1, line 2, by striking <paragraph> and
- 3 inserting <paragraphs>
- 4 2. Page 1, after line 18 by inserting:
- 5 <NEW PARAGRAPH. g. A sports betting pool contest
- 6 in which the maximum winnings to all participants from
- 7 the sports betting pool do not exceed two hundred
- 8 dollars. For purposes of this paragraph, “sports
- 9 betting pool” means a game in which a participant
- 10 wagers money for each chance to win based on the
- 11 outcome of a sports event or series of sports events
- 12 where the competitors in the sports event or series of
- 13 sports events are natural persons.>
- 14 3. Title page, line 1, after <sports> by inserting
- 15 <and sports betting pools>
- 16 4. By renumbering as necessary.

MARK CHELGREN

S-3019

- 1 Amend Senate File 392 as follows:
- 2 1. Page 6, by striking lines 29 and 30 and
- 3 inserting <wild turkey hunting licenses and tags
- 4 to hunt wild turkey. Deer hunting licenses and
- 5 tags purchased by a resident mentor and a resident
- 6 apprentice hunter must be valid for the same seasons
- 7 and zones. When hunting wild turkey a resident mentor

8 having a license valid for one of the spring wild
 9 turkey hunting seasons may accompany and aid a resident
 10 apprentice hunter who has a valid wild turkey hunting
 11 license for any of the spring seasons as provided by
 12 rule. When hunting wild turkey in the fall, a resident
 13 mentor and a resident apprentice hunter must each
 14 have a fall wild turkey hunting license valid for the
 15 current year. A transportation tag>

DICK L. DEARDEN

S-3020

1 Amend Senate File 1 as follows:
 2 1. Page 1, by striking lines 19 through 22 and
 3 inserting:
 4 <d. For purposes of this subsection, “*public*
 5 *improvement*” means a building or construction>
 6 2. By striking page 1, line 33, through page 2,
 7 line 9, and inserting <contain documentation showing
 8 that the submitting business>
 9 3. Page 2, by striking lines 20 through 23 and
 10 inserting:
 11 <d. For purposes of this subsection, “*public*
 12 *improvement*” means a building or construction>
 13 4. By renumbering, redesignating, and correcting
 14 internal references as necessary.

LIZ MATHIS

S-3021

1 Amend Senate File 401 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 Section 1. Section 135G.6, subsection 2,
 4 paragraphs b and c, Code 2015, are amended to read as
 5 follows:
 6 b. The department of human services shall not give
 7 approval to an application which would cause the number
 8 of publicly funded subacute care facility beds licensed
 9 under this chapter to exceed ~~fifty~~ seventy-five beds.
 10 c. The subacute care facility beds identified by
 11 ~~the a request for proposals process initiated on or~~
 12 ~~after the effective date of this Act shall be existing~~
 13 ~~beds which have been awarded a new beds located in~~
 14 ~~hospitals and facilities existing under a current~~
 15 certificate of need pursuant to chapter 135. Such
 16 beds shall not be required to obtain an additional
 17 certificate of need ~~upon conversion to licensed~~
 18 ~~subacute care facility beds.>~~
 19 2. Title page, by striking lines 1 through 3

- 20 and inserting <An Act relating to subacute care
 21 facilities.>
 22 3. By renumbering as necessary.

AMANDA RAGAN

S-3022

- 1 Amend Senate File 462 as follows:
 2 1. Page 1, by striking line 15.
 3 2. Page 3, line 27, by striking <physician> and
 4 inserting <~~physician~~ licensed health care professional>
 5 3. Page 5, line 26, by striking <provider> and
 6 inserting <professional>

AMANDA RAGAN

S-3023

- 1 Amend Senate File 450 as follows:
 2 1. Page 2, lines 26 and 27, by striking <to law
 3 enforcement officers>
 4 2. Page 2, line 29, by striking <80B.11> and
 5 inserting <710A.6>

JANET PETERSEN

S-3024

- 1 Amend Senate File 335 as follows:
 2 1. Page 1, line 9, after <including> by inserting
 3 <preliminary reports, investigative reports, and
 4 2. Page 1, lines 14 and 15, by striking <or for
 5 whom an anatomical gift may be made>

LIZ MATHIS

S-3025

- 1 Amend Senate File 227 as follows:
 2 1. Page 1, line 29, after <calendar.> by inserting
 3 <Because the Iowa state fair provides educational
 4 opportunities relating to science, technology,
 5 agriculture, biology, ecology, and the environment,
 6 attendance at the Iowa state fair by a student shall
 7 be considered an educational activity and shall be

8 considered a reasonable excuse for a student's absence
 9 from school for purposes of this chapter.>

MARK CHELGREN
 AMY SINCLAIR
 KEN ROZENBOOM
 JACK WHITVER
 TIM KRAAYENBRINK
 MARK COSTELLO
 JASON SCHULTZ
 JAKE CHAPMAN
 BILL ANDERSON
 RANDY FEENSTRA
 DENNIS GUTH
 MARK SEGEBART

S-3026

1 Amend Senate File 437 as follows:
 2 1. Page 1, line 4, by striking <43.4A> and
 3 inserting <43.91A>

ROBERT E. DVORSKY

S-3027

1 Amend Senate File 227 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. NEW SECTION. 274.3 Exercise of powers
 5 — construction.
 6 1. The board of directors of a school district
 7 shall operate, control, and supervise all public
 8 schools located within its district boundaries and may
 9 exercise any broad and implied power, not inconsistent
 10 with the laws of the general assembly, related to the
 11 operation, control, and supervision of those public
 12 schools.
 13 2. Notwithstanding subsection 1, the board of
 14 directors of a school district shall not have power to
 15 levy any tax unless expressly authorized by the general
 16 assembly.
 17 3. This chapter, chapter 257 and chapters 275
 18 through 301, and other statutes relating to the
 19 boards of directors of school districts and to school
 20 districts shall be liberally construed to effectuate
 21 the purposes of subsection 1.>
 22 2. Title page, by striking lines 1 and 2 and
 23 inserting <An Act relating to the exercise, by
 24 school districts, of any broad and implied powers not
 25 inconsistent with the laws of the general assembly,

26 and to the construction of statutes related to school
 27 district boards and school districts, and providing an
 28 exception.>

JASON SCHULTZ
 BRAD ZAUN
 AMY SINCLAIR
 JAKE CHAPMAN
 RICK BERTRAND
 BILL ANDERSON
 RANDY FEENSTRA
 JACK WHITVER
 MARK CHELGREN
 BILL DIX

S-3028

1 Amend Senate File 227 as follows:
 2 1. Page 1, line 22, after <calendar.> by inserting
 3 <Notice of the time, place, and the agenda, including
 4 but not limited to consideration of the proposed school
 5 calendar, of the public hearing shall be published not
 6 less than fourteen and not more than thirty days before
 7 the public hearing in a minimum nine point type in a
 8 block configuration in a newspaper which is a newspaper
 9 of general circulation in the school district.>

DAVID JOHNSON

S-3029

1 Amend Senate File 394 as follows:
 2 1. Page 1, line 23, after <the> by inserting
 3 <hospital or other medical facility shall, through all
 4 reasonable means, attempt to collect from the prisoner
 5 the amount charged. If the hospital or other medical
 6 facility is unable to collect from the prisoner, after
 7 exhausting all reasonable means of collection, the
 8 2. Page 1, line 23, by striking <supervisors or>
 9 and inserting <supervisors,>
 10 3. Page 1, line 23, by striking <council> and
 11 inserting <council, state agency, or the United States>

STEVEN J. SODDERS

S-3030

1 Amend Senate File 75 as follows:
 2 1. Page 2, after line 4 by inserting:
 3 <Sec. ____. USE OF BLUE AND WHITE LIGHTING DEVICES
 4 — REPORT. The department of transportation shall

5 document the effectiveness of displaying blue and
 6 white lighting devices on equipment used by the
 7 department for snow and ice treatment or removal on
 8 the public streets or highways. The department shall
 9 utilize existing staff and accident reporting systems
 10 to perform the documentation. Before July 1, 2019,
 11 the department shall submit a report to the general
 12 assembly containing the documentation.>
 13 2. By renumbering as necessary.

CHRIS BRASE

S-3031

1 Amend Senate File 166 as follows:
 2 1. Page 1, line 13, by striking <or other>
 3 2. Page 1, line 17, by striking <or other>
 4 3. Page 1, line 18, after <event.> by inserting
 5 <For purposes of this paragraph, “athlete” does not
 6 include an athlete participating in any extracurricular
 7 interscholastic athletic contest or competition which
 8 is sponsored or administered by an organization as
 9 defined in section 280.13.>
 10 4. Page 1, after line 18 by inserting:
 11 <Sec. __. FANTASY OR SIMULATION SPORTS CONTEST
 12 STUDY.
 13 1. The department of inspections and appeals shall,
 14 beginning no earlier than July 1, 2016, conduct a
 15 study concerning the impact of defining a fantasy or
 16 simulation sports contest as a bona fide contest as
 17 provided in this Act. The department shall solicit
 18 input concerning the impact of this Act from licensees
 19 regulated by the racing and gaming commission,
 20 individuals involved in gambling treatment programs,
 21 fantasy sports contest providers, and other interested
 22 stakeholders. Input received by the department shall
 23 be included in the study.
 24 2. The department shall submit a report, including
 25 any findings and recommendations, to the general
 26 assembly by December 1, 2016.>
 27 5. By renumbering as necessary.

JEFF DANIELSON

S-3032

1 Amend Senate File 426 as follows:
 2 1. Page 1, line 8, after <148,> by inserting <a
 3 physician assistant licensed under chapter 148C,>

STEVEN J. SODDERS

S-3033

- 1 Amend Senate File 440 as follows:
 2 1. Page 1, line 30, after <Voluntary> by inserting
 3 <civil>
 4 2. Page 2, line 14, after <Involuntary> by
 5 inserting <civil>
 6 3. Page 2, line 16, by striking <confined> and
 7 inserting <civilly committed>
 8 4. Page 2, line 22, by striking <confined> and
 9 inserting <civilly committed>
 10 5. Page 2, line 33, by striking <confinement> and
 11 inserting <civil commitment>
 12 6. Page 3, by striking lines 12 through 15 and
 13 inserting <under this subsection, a person detained,
 14 committed, or placed under the laws of a sending state
 15 shall be subject to all laws and regulations of the
 16 receiving state, except those laws and regulations with
 17 respect to the involuntary civil commitment>
 18 7. Page 3, line 24, by striking <confinement> and
 19 inserting <civil commitment>
 20 8. By renumbering as necessary.

MARY JO WILHELM

S-3034

- 1 Amend Senate File 333 as follows:
 2 1. Page 1, by striking lines 32 and 33 and
 3 inserting:
 4 <__. The department shall ensure placement of all
 5 eligible patients such that all such patients receive
 6 the most appropriate and highest quality of care
 7 possible, whether in a state mental health institute or
 8 in a home and community-based setting.>
 9 2. By renumbering as necessary.

DAVID JOHNSON
 JAKE CHAPMAN
 DENNIS GUTH
 TIM L. KAPUCIAN
 JULIAN GARRETT
 JERRY BEHN
 AMY SINCLAIR
 KEN ROZENBOOM
 MARK SEGEBART
 RICK BERTRAND
 TIM KRAAYENBRINK
 JACK WHITVER
 RANDY FEENSTRA
 MARK CHELGREN

TOM SHIPLEY
 JASON SCHULTZ
 BRAD ZAUN
 ROBY SMITH
 BILL DIX
 DAN ZUMBACH
 BILL ANDERSON
 MICHAEL BREITBACH
 CHARLES SCHNEIDER

S-3035

1 Amend Senate File 402 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. CLARINDA AND MOUNT PLEASANT MENTAL
 5 HEALTH INSTITUTES.
 6 1. The department shall ensure placement of all
 7 eligible patients such that all such patients receive
 8 the most appropriate and highest quality of care
 9 possible, whether in a state mental health institute or
 10 in a home and community-based setting.
 11 2. Prior to closing any mental health institute,
 12 the department of human services shall have a plan
 13 in place to ensure proper placement of all patients
 14 currently in the mental health institute to be closed.
 15 The plan shall take into account the level of care
 16 required by each patient and the safety and well-being
 17 of the patient, the patient's family, and the community
 18 at large. The plan shall be submitted to the general
 19 assembly prior to the closing of any mental health
 20 institute.>

DAVID JOHNSON
 JACK WHITVER
 RANDY FEENSTRA
 MARK CHELGREN
 BILL DIX
 DAN ZUMBACH
 MICHAEL BREITBACH
 JULIAN GARRETT
 JASON SCHULTZ
 MARK SEGEBART
 ROBY SMITH
 AMY SINCLAIR
 TIM L. KAPUCIAN
 KEN ROZENBOOM
 DENNIS GUTH
 JERRY BEHN
 CHARLES SCHNEIDER
 BRAD ZAUN
 BILL ANDERSON

JAKE CHAPMAN
RICK BERTRAND
TIM KRAAYENBRINK

S-3036

- 1 Amend Senate File 438 as follows:
- 2 1. Page 1, line 11, by striking <chapter 99D> and
- 3 inserting <chapters 99D and 99F>

JEFF DANIELSON

S-3037

- 1 Amend Senate File 442 as follows:
- 2 1. Page 24, line 11, by striking <fifty> and
- 3 inserting <two hundred>
- 4 2. Page 43, line 17, by striking <fifty> and
- 5 inserting <two hundred>

MARK CHELGREN
JEFF DANIELSON

S-3038

- 1 Amend Senate File 460 as follows:
- 2 1. Page 3, by striking lines 15 through 26.

WILLIAM A. DOTZLER, JR.

S-3039

- 1 Amend Senate File 428 as follows:
- 2 1. Page 1, line 1, by striking <paragraph o> and
- 3 inserting <paragraphs n and o>
- 4 2. Page 1, line 2, by striking <is> and inserting
- 5 <are>
- 6 3. Page 1, after line 2 by inserting:
- 7 <n. Any claim based upon or arising out of a
- 8 claim of negligent design or specification, negligent
- 9 adoption of design or specification, or negligent
- 10 construction or reconstruction of a public facility
- 11 designed for ~~purposes of skateboarding, in line~~
- 12 ~~skating, bicycling, unicycling, scootering, river~~
- 13 ~~rafting, canoeing, or kayaking recreational activities~~
- 14 that was constructed or reconstructed, reasonably and
- 15 in good faith, in accordance with generally recognized
- 16 engineering or safety standards or design theories
- 17 in existence at the time of the construction or
- 18 reconstruction.>

19 4. Page 1, by striking lines 5 through 12 and
 20 inserting <municipality or the municipality's governing
 21 body ~~by a person skateboarding, in-line skating,
 22 bicycling, unicycling, scootering, river rafting,
 23 canoeing, or kayaking on public property when the
 24 person and arising out of a recreational activity
 25 occurring on public property where the claimed injuries
 26 or damages resulted from the normal and expected risks
 27 inherent in the recreational activity and the person
 28 engaging in the recreational activity was voluntarily
 29 on the public property where the injuries or damages
 30 occurred and~~>
 31 5. Title page, line 1, by striking <relating to>
 32 and inserting <providing>

STEVEN J. SODDERS

S-3040

1 Amend Senate File 298 as follows:
 2 1. Page 2, by striking lines 3 through 24.
 3 2. By renumbering as necessary.

TOM SHIPLEY

S-3041

1 Amend Senate File 385 as follows:
 2 1. Page 2, line 14, by striking <shall> and
 3 inserting <may>
 4 2. Page 2, by striking lines 17 through 22.
 5 3. Page 2, by striking lines 25 through 27 and
 6 inserting:
 7 <Sec. __. EFFECTIVE DATE. This Act takes effect
 8 July 1, 2016.>

RICH TAYLOR

S-3042

1 Amend Senate File 151 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 Section 1. Section 218.92, Code 2015, is amended
 4 to read as follows:
 5 **218.92 Patients with dangerous mental disturbances.**
 6 When a patient in a state resource center for
 7 persons with an intellectual disability, a state mental
 8 health institute, or another institution under the
 9 administration of the department of human services
 10 has become so mentally disturbed as to constitute a
 11 danger to self, to other patients or staff of the

12 institution, or to the public, and the institution
13 cannot provide adequate security, the administrator
14 in charge of the institution, with the consent of
15 the director of the Iowa department of corrections,
16 may order the patient to be transferred to the Iowa
17 medical and classification center at Oakdale, if
18 the superintendent of the institution from which the
19 patient is to be transferred, with the support of a
20 majority of the medical staff, recommends the transfer
21 in the interest of the patient, other patients, or the
22 public. If the patient transferred was hospitalized
23 pursuant to sections 229.6 to 229.15, the transfer
24 shall be promptly reported to the court that ordered
25 the hospitalization of the patient, as required by
26 section 229.15, subsection 5. The Iowa medical and
27 classification center at Oakdale has the same rights,
28 duties, and responsibilities with respect to the
29 patient as the institution from which the patient was
30 transferred had while the patient was hospitalized in
31 the institution. The cost of the transfer shall be
32 paid from the funds of the institution from which the
33 transfer is made.

34 Sec. 2. Section 226.30, Code 2015, is amended to
35 read as follows:

36 **226.30 Transfer of dangerous patients.**

37 When a patient of any hospital for persons with
38 mental illness becomes incorrigible, and unmanageable
39 to such an extent that the patient is dangerous to the
40 safety of others in the hospital, the administrator
41 may apply in writing to the district court or to any
42 judge thereof, of the county in which the hospital
43 is situated, for an order to transfer the patient to
44 the Iowa medical and classification center at Oakdale
45 and if the order is granted the patient shall be so
46 transferred. The county attorney of the county shall
47 appear in support of the application on behalf of the
48 administrator.

49 Sec. 3. Section 229.1, subsection 14, paragraph c,
50 Code 2015, is amended to read as follows:

Page 2

1 c. Any other publicly supported hospital or
2 institution, or part of such hospital or institution,
3 which is equipped and staffed to provide inpatient care
4 to persons with mental illness, except the Iowa medical
5 and classification center established by chapter 904
6 at Oakdale.

7 Sec. 4. Section 331.756, subsection 45, Code 2015,
8 is amended to read as follows:

9 45. Appear on behalf of the administrator of the
10 division of mental health and disability services

11 of the department of human services in support of an
12 application to transfer a person with mental illness
13 who becomes incorrigible and dangerous from a state
14 hospital for persons with mental illness to the
15 Iowa medical and classification center at Oakdale as
16 provided in section 226.30.

17 Sec. 5. Section 690.4, subsection 1, Code 2015, is
18 amended to read as follows:

19 1. The ~~warden of the Iowa medical and~~ appropriate
20 classification center and superintendent of the state
21 training school shall take or procure the taking of
22 the fingerprints, and, in the case of the Iowa medical
23 and classification center at Oakdale only, Bertillon
24 photographs of any person received on commitment to
25 their respective institutions, and shall forward
26 such fingerprint records and photographs within ten
27 days after they are taken to the department of public
28 safety. Information obtained from fingerprint cards
29 submitted pursuant to this section may be retained by
30 the department of public safety as criminal history
31 records. If a charge for a serious misdemeanor,
32 aggravated misdemeanor, or felony is brought against
33 a person already in the custody of a law enforcement
34 or correctional agency and the charge is filed in a
35 case separate from the case for which the person was
36 previously arrested or confined, the agency shall take
37 the fingerprints of the person in connection with the
38 new case and submit them to the department of public
39 safety.

40 Sec. 6. Section 812.6, subsection 2, paragraph a,
41 Code 2015, is amended to read as follows:

42 a. A defendant who poses a danger to the public
43 peace or safety, or who is otherwise not qualified for
44 pretrial release, shall be committed as a safekeeper
45 to the custody of the director of the department of
46 corrections at the Iowa medical and classification
47 center at Oakdale, or other appropriate treatment
48 facility as designated by the director, for treatment
49 designed to restore the defendant to competency. The
50 costs of the treatment pursuant to this paragraph shall

Page 3

1 be borne by the department of corrections.

2 Sec. 7. Section 901.2, subsection 2, paragraph a,
3 Code 2015, is amended to read as follows:

4 a. The court shall not order a presentence
5 investigation when the offense is a class "A" felony.
6 If, however, the board of parole determines that the
7 ~~Iowa medical and appropriate~~ classification center
8 reception report for a class "A" felon is inadequate,
9 the board may request and shall be provided with

10 additional information from the appropriate judicial
 11 district department of correctional services.
 12 Sec. 8. Section 903A.5, subsection 1, Code 2015, is
 13 amended to read as follows:
 14 1. An inmate shall not be discharged from the
 15 custody of the director of the Iowa department of
 16 corrections until the inmate has served the full term
 17 for which the inmate was sentenced, less earned time
 18 and other credits earned and not forfeited, unless
 19 the inmate is pardoned or otherwise legally released.
 20 Earned time accrued and not forfeited shall apply
 21 to reduce a mandatory minimum sentence being served
 22 pursuant to section 124.406, 124.413, 902.7, 902.8,
 23 902.8A, or 902.11. An inmate shall be deemed to be
 24 serving the sentence from the day on which the inmate
 25 is received into the institution. If an inmate was
 26 confined to a county jail, municipal holding facility,
 27 or other correctional or mental facility at any time
 28 prior to sentencing, or after sentencing but prior to
 29 the case having been decided on appeal, because of
 30 failure to furnish bail or because of being charged
 31 with a nonbailable offense, the inmate shall be given
 32 credit for the days already served upon the term of the
 33 sentence. However, if a person commits any offense
 34 while confined in a county jail, municipal holding
 35 facility, or other correctional or mental health
 36 facility, the person shall not be granted credit for
 37 that offense. Unless the inmate was confined in a
 38 correctional facility, the sheriff of the county in
 39 which the inmate was confined or the officer in charge
 40 of the municipal holding facility in which the inmate
 41 was confined shall certify to the clerk of the district
 42 court from which the inmate was sentenced and to the
 43 department of corrections' records administrator
 44 at the ~~Iowa medical and~~ appropriate classification
 45 center the number of days so served. The department
 46 of corrections' records administrator, or the
 47 administrator's designee, shall apply credit as ordered
 48 by the court of proper jurisdiction or as authorized by
 49 this section and section 907.3, subsection 3.
 50 Sec. 9. Section 904.102, subsections 1 and 4, Code

Page 4

- 1 2015, are amended to read as follows:
- 2 1. Iowa correctional institution for women at
- 3 Mitchellville.
- 4 4. Iowa medical and classification center at
- 5 Oakdale.
- 6 2. Page 1, line 5, after <women> by inserting <at
- 7 Mitchellville>
- 8 3. Page 1, line 16, after <center> by inserting <at

9 Oakdale>
 10 4. Page 1, line 17, by striking <women> and
 11 inserting <women at Mitchellville. The director shall
 12 also provide facilities and personnel for a diagnostic
 13 intake and classification center for juveniles at the
 14 Anamosa state penitentiary.>
 15 5. Page 1, after line 32 by inserting:
 16 <Sec. ____. Section 904.503, subsections 2 and 3,
 17 Code 2015, are amended to read as follows:
 18 2. When the director has cause to believe that
 19 an inmate in a state correctional institution is
 20 mentally ill, the Iowa department of corrections
 21 may cause the inmate to be transferred to the Iowa
 22 medical and classification center at Oakdale, or to
 23 another appropriate facility within the department,
 24 for examination, diagnosis, or treatment. The inmate
 25 shall be confined at that center or facility or a
 26 state hospital for persons with mental illness until
 27 the expiration of the inmate's sentence or until the
 28 inmate is pronounced in good mental health. If the
 29 inmate is pronounced in good mental health before the
 30 expiration of the inmate's sentence, the inmate shall
 31 be returned to the state correctional institution until
 32 the expiration of the inmate's sentence.
 33 3. When the director has reason to believe that
 34 a prisoner in a state correctional institution,
 35 whose sentence has expired, is mentally ill, the
 36 director shall cause examination to be made of the
 37 prisoner by competent physicians who shall certify to
 38 the director whether the prisoner is in good mental
 39 health or mentally ill. The director may make further
 40 investigation and if satisfied that the prisoner is
 41 mentally ill, the director may cause the prisoner to
 42 be transferred to one of the hospitals for persons
 43 with mental illness, or may order the prisoner to be
 44 confined in the Iowa medical and classification center
 45 at Oakdale.>
 46 6. Title page, line 2, after <women> by inserting
 47 <and at the Anamosa state penitentiary>

RICH TAYLOR

S-3043

1 Amend Senate File 292 as follows:
 2 1. By striking page 1, line 1, through page 3, line
 3 30, and inserting:
 4 Section 1. Section 232.147, subsections 1, 2, 3,
 5 and 8, Code 2015, are amended to read as follows:
 6 1. Juvenile court social records shall be
 7 confidential. They shall not be inspected and their
 8 contents shall not be disclosed except as provided in

9 this section or as authorized by other provisions in
 10 this chapter.
 11 2. Official juvenile court records in cases
 12 alleging delinquency, including complaints under
 13 section 232.28, shall be public records, subject to the
 14 following restrictions:
 15 a. Records containing a dismissal of a complaint or
 16 an informal adjustment of a complaint when no petition
 17 is filed relating to the complaint, shall not be
 18 available to the public and may only be inspected by or
 19 disclosed to the following:
 20 (1) The judge and professional court staff,
 21 including juvenile court officers.
 22 (2) The child's counsel or guardian ad litem.
 23 (3) The county attorney and county attorney's
 24 assistants.
 25 (4) The superintendent or the superintendent's
 26 designee of the school district for the school attended
 27 by the child or the authorities in charge of an
 28 accredited nonpublic school attended by the child.
 29 (5) A member of the armed forces of the United
 30 States.
 31 (6) The statistical analysis center for the
 32 purposes stated in section 216A.136.
 33 (7) The state public defender.
 34 ~~a. b.~~ Official juvenile court records containing a
 35 petition or complaint alleging delinquency filed prior
 36 to January 1, 2007, shall be public records subject
 37 to a confidentiality order under section 232.149A or
 38 sealing under section 232.150.
 39 ~~b. c.~~ Official juvenile court records containing a
 40 petition or complaint alleging delinquency filed on or
 41 after January 1, 2007, shall be public records subject
 42 to a confidentiality order under section 232.149A
 43 or sealing under section 232.150. The official
 44 records shall not be available to the public or any
 45 governmental agency through the internet or in an
 46 electronic customized data report unless the child has
 47 been adjudicated delinquent. However, the following
 48 shall have access to official juvenile court records
 49 through the internet or in an electronic customized
 50 data report prior to the child being adjudicated

Page 2

1 delinquent:
 2 (1) The judge and professional court staff,
 3 including juvenile court officers.
 4 (2) The child's counsel or guardian ad litem.
 5 (3) The county attorney and the county attorney's
 6 assistants.
 7 (4) A court, court professional staff, and adult

8 probation officers in connection with the preparation
 9 of a presentence report concerning a person who prior
 10 thereto had been the subject of a juvenile court
 11 proceeding.

12 (5) A state or local law enforcement agency.

13 (6) The state public defender.

14 (7) The division of criminal and juvenile justice
 15 planning of the department of human rights.

16 ~~e.~~ d. If the court has excluded the public from
 17 a hearing under division II of this chapter, the
 18 transcript of the proceedings shall not be deemed a
 19 public record and inspection and disclosure of the
 20 contents of the transcript shall not be permitted
 21 except pursuant to court order or unless otherwise
 22 provided in this chapter.

23 ~~d.~~ e. Complaints under section 232.28 shall be
 24 released in accordance with section 915.25. Other
 25 official juvenile court records may be released under
 26 this section by a juvenile court officer.

27 3. Official juvenile court records in all cases
 28 except those alleging delinquency shall be confidential
 29 and are not public records but may be inspected and
 30 their contents shall be disclosed to the following
 31 without court order:

32 a. The judge and professional court staff,
 33 including juvenile court officers.

34 b. The child and the child's counsel.

35 c. The child's parent, guardian or custodian, court
 36 appointed special advocate, and guardian ad litem, and
 37 the members of the child advocacy board created in
 38 section 237.16 or a local citizen foster care review
 39 board created in accordance with section 237.19 who are
 40 assigning or reviewing the child's case.

41 d. The county attorney and the county attorney's
 42 assistants.

43 e. An agency, association, facility or institution
 44 which has custody of the child, or is legally
 45 responsible for the care, treatment or supervision of
 46 the child.

47 f. A court, court professional staff, and adult
 48 probation officers in connection with the preparation
 49 of a presentence report concerning a person who prior
 50 thereto had been the subject of a juvenile court

Page 3

1 proceeding.

2 g. The child's foster parent or an individual
 3 providing preadoptive care to the child.

4 h. The state public defender.

5 8. All Subject to restrictions imposed by sections
 6 232.48, subsection 4, and 232.97, subsection 3. all

7 juvenile court records shall be made available for
 8 inspection and their contents shall be disclosed to any
 9 party to the case and the party's counsel and to any
 10 trial or appellate court in connection with an appeal
 11 pursuant to division VI of this chapter.

12 Sec. 2. Section 232.149, Code 2015, is amended by
 13 adding the following new subsection:

14 NEW SUBSECTION. 2A. Records and files of a
 15 criminal or juvenile justice agency concerning a
 16 defendant transferred under section 803.6 to the
 17 juvenile court for the alleged commission of a public
 18 offense are public records, except that release
 19 of criminal history data, intelligence data, and
 20 law enforcement investigatory files is subject to
 21 the provisions of section 22.7 and chapter 692,
 22 and juvenile court social records shall be deemed
 23 confidential criminal identification files under
 24 section 22.7, subsection 9. The records are subject to
 25 sealing under section 232.150.>

JANET PETERSEN

S-3044

1 Amend Senate File 431 as follows:
 2 1. Page 1, by striking lines 8 through 11 and
 3 inserting <core curriculum shall include social studies
 4 and twenty-first century learning skills which include
 5 but are not limited to ~~civic~~ the following:
 6 (a) Civic literacy, health literacy,>

HERMAN C. QUIRMBACH

S-3045

1 Amend Senate File 412 as follows:
 2 1. Page 1, by striking line 3 and inserting:
 3 <NEW SUBSECTION. 4A. a. Juvenile court services
 4 may provide>
 5 2. Page 1, by striking lines 7 and 8 and inserting
 6 <juvenile court services determine the child should
 7 remain under the guidance of a juvenile court officer.
 8 Follow-up services>
 9 3. Page 1, by striking lines 11 and 12 and
 10 inserting:
 11 <b. A child who remains under the guidance of

- 12 juvenile court services under paragraph “a” who is
 13 alleged to have>
 14 4. By renumbering as necessary.

AMANDA RAGAN
 LIZ MATHIS

S-3046

- 1 Amend Senate File 306 as follows:
 2 1. Page 1, line 19, after <to> by inserting
 3 <section 633.635, subsection 1, paragraph “0f”, and>

ROBERT M. HOGG

S-3047

- 1 Amend Senate File 457 as follows:
 2 1. Page 1, line 7, after <b.> by inserting <(1)>
 3 2. Page 1, by striking lines 27 through 34.
 4 3. Title page, line 1, by striking <Iowa public
 5 information board and the>
 6 4. Title page, line 2, by striking <their> and
 7 inserting <its>
 8 5. By renumbering as necessary.

ROBERT E. DVORSKY
 DAVID JOHNSON
 JEFF DANIELSON

S-3048

- 1 Amend Senate File 463 as follows:
 2 1. By striking page 32, line 32, through page 34,
 3 line 18.
 4 2. By renumbering as necessary.

AMANDA RAGAN

S-3049

- 1 Amend Senate File 431 as follows:
 2 1. Page 1, line 12, before <and> by inserting
 3 <hunter and firearm safety.>

MARK CHELGREN

S-3050

1 Amend Senate File 332 as follows:
2 1. Page 2, after line 22 by inserting:
3 <4. The fact that an individual was designated
4 as ineligible as provided in this section, and the
5 documented reasons and rationale for the designation
6 of ineligibility, shall, notwithstanding any provision
7 of law to the contrary and only following a review or
8 appeal of the designation of ineligibility initiated by
9 the individual, be a public record.>
10 2. Page 2, line 23, by striking <4.> and inserting
11 <5.>
12 3. By renumbering, redesignating, and correcting
13 internal references as necessary.

JAKE CHAPMAN

S-3051

1 Amend Senate File 366 as follows:
2 1. Page 2, after line 18 by inserting:
3 <Sec. __. Section 97A.6, subsection 11, Code 2015,
4 is amended by striking the subsection.>
5 2. Title page, line 1, by striking <and
6 recalculation> and inserting <, recalculation, and
7 offset>
8 3. By renumbering as necessary.

AMANDA RAGAN

S-3052

1 Amend Senate File 431 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 256.7, subsection 21, paragraph
5 b, subparagraphs (2) and (3), Code 2015, are amended
6 to read as follows:
7 (2) Notwithstanding subparagraph (1), for the
8 school year beginning July 1, 2016, and each succeeding
9 school year, the rules shall provide that all students
10 enrolled in school districts in grades three through
11 eleven shall be administered an assessment during
12 the last quarter of the school year that at a minimum
13 assesses the core academic indicators identified in
14 this paragraph "b"; ~~is aligned with the Iowa common~~
15 ~~core standards in both content and rigor~~; accurately
16 describes student achievement and growth for purposes
17 of the school, the school district, and state
18 accountability systems; and provides valid, reliable,

19 and fair measures of student progress toward college
20 or career readiness.

21 (3) The director shall establish an assessment
22 task force to review and make recommendations for
23 a statewide assessment of student progress on the
24 core academic indicators identified pursuant to
25 this paragraph "b". The task force shall recommend
26 a statewide assessment that is ~~aligned to the Iowa~~
27 ~~common core standards and is~~, at a minimum, valid,
28 reliable, tested, and piloted in Iowa. In addition,
29 in developing recommendations, the task force shall
30 consider the costs to school districts and the state
31 in providing and administering such an assessment
32 and the technical support necessary to implement
33 the assessment. The task force shall submit its
34 recommendations in a report to the director, the state
35 board, and the general assembly by January 1, 2015.
36 The task force shall assist with the final development
37 and implementation of the assessment administered
38 pursuant to subparagraph (2). The task force members
39 shall include but not be limited to teachers, school
40 administrators, business leaders, representatives of
41 state agencies, and members of the general public.
42 This subparagraph is repealed July 1, 2020.

43 Sec. 2. Section 256.7, subsection 21, paragraph c,
44 Code 2015, is amended to read as follows:

45 c. A requirement that all school districts and
46 accredited nonpublic schools annually report to the
47 department and the local community the district-wide
48 progress made in attaining student achievement goals
49 on the academic and other core indicators and the
50 district-wide progress made in attaining locally

Page 2

1 established student learning goals. The school
2 districts and accredited nonpublic schools shall
3 demonstrate the use of multiple assessment measures in
4 determining student achievement levels. The school
5 districts and accredited nonpublic schools shall also
6 report the number of students who graduate; the number
7 of students who drop out of school; the number of
8 students who are tested and the percentage of students
9 who are so tested annually; and the percentage of
10 students who graduated during the prior school year
11 ~~and who completed a core curriculum~~. The board shall
12 develop and adopt uniform definitions consistent with
13 the federal No Child Left Behind Act of 2001, Pub.
14 L. No. 107-110 and any federal regulations adopted
15 pursuant to the federal Act. The school districts
16 and accredited nonpublic schools may report on other
17 locally determined factors influencing student

18 achievement. The school districts and accredited
19 nonpublic schools shall also report to the local
20 community their results by individual attendance
21 center.

22 Sec. 3. Section 256.7, subsection 26, paragraph a,
23 unnumbered paragraph 1, Code 2015, is amended to read
24 as follows:

25 Adopt rules that establish ~~a core curriculum and~~
26 high school graduation requirements for all students
27 in school districts and accredited nonpublic schools
28 that include at a minimum satisfactory completion of
29 four years of English and language arts, three years of
30 mathematics, three years of science, and three years of
31 social studies.

32 Sec. 4. Section 256.7, subsection 26, paragraph a,
33 subparagraph (3), Code 2015, is amended by striking the
34 subparagraph.

35 Sec. 5. Section 256.7, subsection 26, paragraphs
36 b and c, Code 2015, are amended by striking the
37 paragraphs.

38 Sec. 6. Section 256.7, subsection 28, Code 2015, is
39 amended to read as follows:

40 28. Adopt a set of ~~core content assessment~~
41 standards applicable to all students in kindergarten
42 through grade twelve in every school district and
43 accredited nonpublic school. For purposes of this
44 subsection, ~~“core content~~ *“assessment standards”*
45 includes reading, mathematics, and science. The
46 ~~core content assessment~~ standards shall be identical
47 to the ~~core content assessment~~ standards included
48 in Iowa’s approved 2006 standards and assessment
49 system under Tit. I of the federal Elementary and
50 Secondary Education Act of 1965, 20 U.S.C. §6301 et

Page 3

1 seq., as amended by the federal No Child Left Behind
2 Act of 2001, Pub. L. No. 107-110. School districts
3 and accredited nonpublic schools shall include, at a
4 minimum, the ~~core content assessment~~ standards adopted
5 pursuant to this subsection in any set of locally
6 developed content standards. School districts and
7 accredited nonpublic schools are strongly encouraged to
8 set higher expectations in local standards. As changes
9 in federal law or regulation occur, the state board
10 is authorized to amend the ~~core content assessment~~
11 standards as appropriate.

12 Sec. 7. Section 256.9, subsection 53, paragraph a,
13 Code 2015, is amended to read as follows:

14 a. Develop and distribute, in collaboration with
15 the area education agencies, ~~core curriculum~~ technical
16 assistance and implementation strategies that school

17 districts and accredited nonpublic schools shall
 18 utilize, including but not limited to the development
 19 and delivery of formative and end-of-course model
 20 assessments classroom teachers may use to measure
 21 student progress ~~on the core curriculum adopted~~
 22 ~~pursuant to section 256.7, subsection 26.~~ The
 23 department shall, in collaboration with the advisory
 24 ~~group convened in accordance with paragraph “b”~~
 25 ~~and educational assessment providers, identify and~~
 26 ~~make available to school districts end of course~~
 27 ~~and additional model end of course and additional~~
 28 ~~assessments to align with the expectations included in~~
 29 ~~the Iowa core curriculum.~~ The model assessments shall
 30 be suitable to meet the multiple assessment measures
 31 requirement specified in section 256.7, subsection 21,
 32 paragraph “c”.

33 Sec. 8. Section 256.9, subsection 54, Code 2015, is
 34 amended by striking the subsection.

35 Sec. 9. Section 256.40, subsection 2, paragraph e,
 36 Code 2015, is amended to read as follows:

37 e. Integrate services provided through the program
 38 with other career exploration-related activities such
 39 as the student ~~core curriculum graduation~~ plan and
 40 the career information and decision-making system
 41 developed and administered under section 279.61, where
 42 appropriate.

43 Sec. 10. Section 256.42, subsection 6, Code 2015,
 44 is amended to read as follows:

45 6. Coursework offered under the initiative shall
 46 be rigorous and high quality, and the department
 47 shall annually evaluate the quality of the courses and
 48 ensure that coursework is aligned with the ~~state’s core~~
 49 ~~curriculum and core content requirements and assessment~~
 50 ~~standards adopted pursuant to section 256.7, subsection~~

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1 ~~28~~, as well as national standards of quality for
 2 online courses issued by an internationally recognized
 3 association for kindergarten through grade twelve
 4 online learning.

5 Sec. 11. Section 257.11, subsection 9, Code 2015,
 6 is amended to read as follows:

7 9. *Shared classes and curriculum standards.* A
 8 school district shall ensure that any course made
 9 available to a student through any sharing agreement
 10 between the school district and a community college
 11 or any other entity providing course programming
 12 pursuant to this section to students enrolled in the
 13 school district meets the expectations contained in
 14 ~~the core curriculum adopted pursuant to section 256.7,~~
 15 subsection 26. The school district shall ensure that

16 any course that has the capacity to generate college
17 credit shall be equivalent to college-level work.

18 Sec. 12. Section 258.4, subsection 8, Code 2015, is
19 amended to read as follows:

20 8. Establish a minimum set of competencies ~~and~~
21 ~~core curriculum~~ for approval of a vocational program
22 sequence that addresses the following: new and
23 emerging technologies; job-seeking, job-keeping, and
24 other employment skills, including self-employment and
25 entrepreneurial skills, that reflect current industry
26 standards, leadership skills, entrepreneurial, and
27 labor-market needs; and the strengthening of basic
28 academic skills.

29 Sec. 13. Section 260C.14, subsection 22, paragraph
30 b, Code 2015, is amended to read as follows:

31 b. Collaborate with the state board of regents
32 to meet the requirements specified in section 262.9,
33 subsection 33, including but not limited to developing
34 a systematic process for expanding academic discipline
35 and meetings between the community college faculty
36 and faculty of the institutions of higher education
37 governed by the state board of regents, ~~developing~~
38 ~~criteria to prioritize core curriculum areas~~, promoting
39 greater awareness of articulation-related activities,
40 facilitating additional opportunities for individual
41 institutions to pursue program articulation agreements
42 for career and technical educational programs, and
43 developing and implementing a process to examine a
44 minimum of eight new associate of applied science
45 degree programs for which articulation agreements would
46 serve students' continued academic success in those
47 degree programs.

48 Sec. 14. Section 261E.4, subsection 4, Code 2015,
49 is amended to read as follows:

50 4. A school district shall establish prerequisite

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1 coursework for each advanced placement course offered
2 and shall describe the prerequisites in the course
3 registration handbook, which shall be provided to every
4 junior high school or middle school student prior to
5 the development of a ~~core curriculum~~ graduation plan
6 pursuant to section 279.61.

7 Sec. 15. Section 261E.6, subsection 2, Code 2015,
8 is amended to read as follows:

9 2. *Notification.* The availability and requirements
10 of this program shall be included in each school
11 district's student registration handbook. Information
12 about the program shall be provided to the student
13 and the student's parent or guardian prior to the
14 development of the student's ~~core curriculum~~ graduation

15 plan under section 279.61. The school district shall
 16 establish a process by which students may indicate
 17 interest in and apply for enrollment in the program.

18 Sec. 16. Section 261E.8, subsection 1, Code 2015,
 19 is amended to read as follows:

20 1. A district-to-community college sharing or
 21 concurrent enrollment program is established to be
 22 administered by the department to promote rigorous
 23 academic or career and technical pursuits and to
 24 provide a wider variety of options to high school
 25 students to enroll part-time in eligible nonsectarian
 26 courses at or through community colleges established
 27 under chapter 260C. The program shall be made
 28 available to all resident students in grades nine
 29 through twelve. Notice of the availability of the
 30 program shall be included in a school district's
 31 student registration handbook and the handbook shall
 32 identify which courses, if successfully completed,
 33 generate college credit under the program. A student
 34 and the student's parent or legal guardian shall
 35 also be made aware of this program as a part of the
 36 development of the student's ~~core curriculum~~ graduation
 37 plan in accordance with section 279.61.

38 Sec. 17. Section 261E.9, subsection 2, paragraph b,
 39 Code 2015, is amended to read as follows:

40 b. A regional academy may include in its curriculum
 41 virtual or internet-based coursework and courses
 42 delivered via the Iowa communications network, career
 43 and technical courses, ~~core curriculum coursework~~,
 44 courses required pursuant to section 256.7, subsection
 45 26, or section 256.11, subsections 4 and 5, and
 46 asynchronous learning networks.

47 Sec. 18. Section 261E.9, subsection 4, Code 2015,
 48 is amended to read as follows:

49 4. Information regarding regional academies shall
 50 be provided to a student and the student's parent or

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1 guardian prior to the development of the student's ~~core~~
 2 ~~curriculum~~ graduation plan under section 279.61.

3 Sec. 19. Section 261E.10, subsection 4, Code 2015,
 4 is amended to read as follows:

5 4. Information regarding career academies shall be
 6 provided by the school district to a student and the
 7 student's parent or guardian prior to the development
 8 of the student's ~~core curriculum~~ graduation plan under
 9 section 279.61.

10 Sec. 20. Section 262.9, subsection 33, paragraph c,
 11 Code 2015, is amended by striking the paragraph.

12 Sec. 21. Section 279.61, Code 2015, is amended to
 13 read as follows:

14 **279.61 Student plan for progress toward university**
15 **admissions — report.**

16 1. ~~For the school year beginning July 1, 2008,~~
17 ~~and each succeeding school year, the~~ The board of
18 directors of each school district shall cooperate
19 with each student enrolled in grade eight to develop
20 for the student a ~~core curriculum~~ plan to guide the
21 student toward the goal of successfully completing, at
22 a minimum, the ~~core curriculum developed~~ high school
23 graduation requirements adopted by the state board of
24 education pursuant to section 256.7, subsection 26, by
25 the time the student graduates from high school. The
26 plan shall include career options and shall identify
27 the coursework needed in grades nine through twelve
28 to support the student's postsecondary education
29 and career options. Additionally, the plan shall
30 include a timeline for each student to successfully
31 complete, prior to graduation, all components of the
32 state-designated career information and decision-making
33 system administered by the department in accordance
34 with section 118 of the federal Carl D. Perkins Career
35 and Technical Education Improvement Act of 2006, Pub.
36 L. No. 109-270. The student's parent or guardian shall
37 sign the ~~core curriculum~~ graduation plan developed with
38 the student and the signed plan shall be included in
39 the student's cumulative records.

40 2. ~~For the school year beginning July 1, 2008,~~
41 ~~and each succeeding school year, the~~ The board of
42 directors of each school district shall report annually
43 to each student enrolled in grades nine through twelve
44 in the school district, and, if the student is under
45 the age of eighteen, to each student's parent or
46 guardian, the student's progress toward meeting the
47 goal of successfully completing the ~~core curriculum~~
48 ~~and~~ high school graduation requirements adopted by the
49 state board of education pursuant to section 256.7,
50 subsection 26.

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1 Sec. 22. Section 280.3, subsection 3, Code 2015, is
2 amended by striking the subsection.>

3 2. Title page, by striking lines 1 through 3 and

4 inserting <An Act relating to school core curriculum,
5 core content standards, and high school graduation
6 requirements.>

BRAD ZAUN
DAVID JOHNSON
MARK SEGEBART
JASON SCHULTZ
JACK WHITVER
MARK CHELGREN
BILL ANDERSON
TOM SHIPLEY
TIM L. KAPUCIAN
JAKE CHAPMAN
DENNIS GUTH
KEN ROZENBOOM
RANDY FEENSTRA
RICK BERTRAND

S-3053

1 Amend Senate File 375 as follows:

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

4 Section 1. **NEW SECTION. 91A.5B Treatment of**
5 **adoptive parent employees.**

6 1. For purposes of this section, “*adoption*” means
7 the permanent placement in this state of a child
8 by the department of human services, by a licensed
9 agency under chapter 238, by an agency that meets
10 the provisions of the interstate compact in section
11 232.158, or by a person making an independent placement
12 according to the provisions of chapter 600.

13 2. An employer shall treat an employee who chooses
14 to adopt in the same manner as an employee who is the
15 biological parent of a newborn child for purposes of
16 employment policies, benefits, and protections for the
17 first year of the adoption.>

18 2. Title page, by striking lines 1 and 2 and
19 inserting <An Act relating to the treatment of adoptive
20 parent employees and making penalties applicable.>

MATT McCOY

S-3054

1 Amend Senate File 443 as follows:

2 1. Page 1, by striking lines 4 through 8 and
3 inserting <to an oath of office, a governmental entity
4 that maintains an internet site shall cause to be
5 published the contact information for the elective

- 6 public officer on the internet>
7 2. Page 1, line 10, by striking <additional contact
8 information> and inserting <information on other means>
9 3. Page 1, line 13, by striking <designated>
10 4. Page 1, by striking lines 15 through 17 and
11 inserting <“*information*” means a telephone number and an
12 electronic mail address.>
13 5. By renumbering as necessary.

JEFF DANIELSON

S-3055

- 1 Amend Senate File 410 as follows:
2 1. By striking page 1, line 13, through page 3,
3 line 1, and inserting:
4 <Sec. . **NEW SECTION. 124.417 Persons seeking**
5 **medical assistance for drug-related overdose.**
6 1. As used in this section, unless the context
7 otherwise requires:
8 a. “*Drug-related overdose*” means a condition of a
9 person for which each of the following is true:
10 (1) The person is in need of medical assistance.
11 (2) The person displays symptoms including but not
12 limited to extreme physical illness, pinpoint pupils,
13 decreased level of consciousness including coma, or
14 respiratory depression.
15 (3) The person’s condition is the result of, or
16 a prudent layperson would reasonably believe such
17 condition to be the result of, the consumption or use
18 of a controlled substance.
19 b. “*Overdose patient*” means a person who is, or
20 would reasonably be perceived to be, suffering a
21 drug-related overdose.
22 c. “*Overdose reporter*” means a person who seeks
23 medical assistance for an overdose patient.
24 d. “*Protected information*” means information or
25 evidence collected or derived as a result of any of the
26 following:
27 (1) An overdose patient’s good-faith actions
28 to seek medical assistance while experiencing a
29 drug-related overdose.
30 (2) An overdose reporter’s good-faith actions
31 to seek medical assistance for an overdose patient
32 experiencing a drug-related overdose if all of the
33 following are true:
34 (a) The overdose patient is in need of medical
35 assistance for an immediate health or safety concern.
36 (b) The overdose reporter is the first person to
37 seek medical assistance for the overdose patient.
38 (c) The overdose reporter provides the overdose
39 reporter’s name and contact information to medical or

40 law enforcement personnel.
 41 (d) The overdose reporter remains on the scene
 42 until assistance arrives or is provided.
 43 (e) The overdose reporter cooperates with law
 44 enforcement and medical personnel.
 45 2. Protected information shall not be considered
 46 to support probable cause and shall not be admissible
 47 as evidence against an overdose patient or overdose
 48 reporter for any of the following offenses:
 49 a. Violation of section 124.401, subsection 1.
 50 b. Possession of a controlled substance under

Page 2

1 section 124.401, subsection 5.
 2 c. Violation of section 124.407.
 3 d. Violation of section 124.414.
 4 3. A person's pretrial release, probation,
 5 supervised release, or parole shall not be revoked
 6 based on protected information.
 7 4. Notwithstanding any other provision of law to
 8 the contrary, the act of providing first aid or other
 9 medical assistance to someone who is experiencing a
 10 drug-related overdose may be considered by a court as a
 11 mitigating factor in a criminal prosecution.
 12 5. This section shall not be construed to limit the
 13 use or admissibility of any evidence in a criminal case
 14 other than as provided in subsection 2.>

CHRIS BRASE

S-3056

1 Amend Senate File 395 as follows:
 2 1. Page 1, after line 29 by inserting:
 3 <Sec. ___. Section 708.11, Code 2015, is amended by
 4 adding the following new subsection:
 5 NEW SUBSECTION. 7. In addition to any other
 6 remedies provided by law, a person who is the victim
 7 of stalking may institute civil proceedings against
 8 a person who violates this section, whether or not
 9 such person has been criminally convicted under this
 10 section, and may recover all of the following:
 11 a. Actual damages.
 12 b. Court costs.
 13 c. Reasonable attorney fees.
 14 d. Injunctive relief.>
 15 2. By renumbering as necessary.

MARK CHELGREN

S-3057

1 Amend Senate File 331 as follows:

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

4 <DIVISION I

5 VOTER IDENTIFICATION REQUIREMENTS

6 Section 1. Section 39A.2, subsection 1, paragraph
7 b, Code 2015, is amended by adding the following new
8 subparagraph:

9 NEW SUBPARAGRAPH. (6) Falsely swears to an oath
10 required pursuant to section 49.77, subsection 3, or
11 an affidavit pursuant to section 49.81, subsection 5,
12 paragraph "b".

13 Sec. 2. Section 48A.7A, subsection 1, paragraph a,
14 Code 2015, is amended to read as follows:

15 a. A person who is eligible to register to vote
16 and to vote may register on election day by appearing
17 in person at the polling place for the precinct in
18 which the individual resides and completing a voter
19 registration application, making written oath, and
20 providing proof of identity and ~~residence~~ proof of
21 residence pursuant to paragraph "b".

22 Sec. 3. Section 48A.7A, subsection 1, paragraph b,
23 Code 2015, is amended by striking the paragraph and
24 inserting in lieu thereof the following:

25 b. (1) For purposes of this section, a person may
26 establish identity by showing proof of identification
27 as required in section 49.77, subsection 3.

28 (2) For purposes of this section, a person
29 may establish proof of residence using a proof
30 of identification document described in section
31 49.77, subsection 3, paragraph "b", if the proof of
32 identification contains the person's current address in
33 the precinct. If the proof of identification does not
34 contain the person's current address in the precinct,
35 to establish proof of residence the person shall also
36 present one of the following documents that shows the
37 person's name and current address in the precinct:

- 38 (a) Utility bill.
39 (b) Bank statement.
40 (c) Paycheck.
41 (d) Government check.
42 (e) Other government document.

43 Sec. 4. Section 48A.7A, subsections 2 and 3, Code
44 2015, are amended to read as follows:

45 2. The oath required in subsection 1, paragraph
46 "a", and in paragraph "c", if applicable, shall be
47 executed on the same piece of paper and attached to the
48 voter registration application.

49 3. At any time before election day, and after the
50 deadline for registration in section 48A.9, a person

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1 who appears in person at the commissioner's office or
2 at a satellite absentee voting station or whose ballot
3 is delivered to a health care facility pursuant to
4 section 53.22 may register to vote and vote an absentee
5 ballot by following the procedure in this section
6 for registering to vote on election day. A person
7 who wishes to vote in person at the polling place on
8 election day and who has not registered to vote before
9 the deadline for registering in section 48A.9, is
10 required to register to vote at the polling place on
11 election day following the procedure in this section.
12 However, the person may complete the voter registration
13 application at the commissioner's office and, after the
14 commissioner has reviewed the completed application,
15 may present the application to the appropriate precinct
16 election official along with proof of ~~identity and~~
17 ~~residency identification and proof of residence.~~
18 Sec. 5. Section 49.53, subsection 1, Code 2015, is
19 amended to read as follows:

20 1. The commissioner shall not less than four
21 nor more than twenty days before the day of each
22 election, except those for which different publication
23 requirements are prescribed by law, publish notice of
24 the election. The notice shall contain a facsimile
25 of the portion of the ballot containing the first
26 rotation as prescribed by section 49.31, subsection 2,
27 and shall show the names of all candidates or nominees
28 and the office each seeks, and all public questions,
29 to be voted upon at the election. The sample ballot
30 published as a part of the notice may at the discretion
31 of the commissioner be reduced in size relative to
32 the actual ballot but such reduction shall not cause
33 upper case letters appearing in candidates' names
34 or in summaries of public measures on the published
35 sample ballot to be less than nine point type. The
36 notice shall also state the date of the election, the
37 hours the polls will be open, that all voters will be
38 required to show proof of identification before casting
39 a ballot, the location of each polling place at which
40 voting is to occur in the election, and the names of
41 the precincts voting at each polling place, but the
42 statement need not set forth any fact which is apparent
43 from the portion of the ballot appearing as a part of
44 the same notice. The notice shall include the full
45 text of all public measures to be voted upon at the
46 election.

47 Sec. 6. Section 49.77, subsection 3, Code 2015, is
48 amended by striking the subsection and inserting in
49 lieu thereof the following:

50 3. a. A precinct election official shall

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1 require the voter to present for inspection proof of
2 identification before being allowed to vote.

3 *b.* For purposes of this section, “*proof of*
4 *identification*” refers to a document that satisfies all
5 of the following:

6 (1) The document shows the name of the individual
7 to whom the document was issued which shall conform to
8 the name on the election register.

9 (2) The document shows a photograph of the
10 individual to whom it was issued.

11 (3) The document was issued by the government of
12 the United States, the state of Iowa, an Iowa public
13 or private university or college, an Iowa secondary
14 school, or a political subdivision of the state of
15 Iowa. In the case of a document issued by a political
16 subdivision, the document shall be issued not later
17 than the close of voter registration for the applicable
18 election as set forth in section 48A.9 and shall
19 meet all other requirements established by the state
20 commissioner by rule.

21 *c.* In lieu of paragraph “*b*”, a person wishing to
22 vote may establish proof of identity by written oath
23 of the person wishing to vote and of an attesting
24 person who provides proof of identification pursuant
25 to paragraph “*b*”. The oath shall be in the form
26 prescribed by the state commissioner of elections
27 and shall state the identity and attest to the stated
28 identity of the person wishing to vote. The oath
29 must be signed by the attesting person and the person
30 wishing to vote in the presence of the appropriate
31 precinct election official. A person who has signed an
32 oath attesting to a person’s identity as provided in
33 this paragraph is prohibited from signing any further
34 oaths as provided in this paragraph for the same
35 election. The oath shall advise the person wishing to
36 vote and the attesting person that falsely signing such
37 an oath or falsely attesting to a voter’s identity is
38 a class “D” felony.

39 *d.* The commissioner shall, within forty-five days
40 after each election, review all attestations received
41 under this subsection and if any individual is found to
42 have attested for more than one voter in a particular
43 election, the commissioner shall immediately notify the
44 state commissioner and the county attorney.

45 Sec. 7. Section 49.77, Code 2015, is amended by
46 adding the following new subsection:

47 NEW SUBSECTION. 3A. *a.* If proof of identification
48 or proof of identity is established under subsection 3,
49 the person shall be allowed to vote.

50 *b.* If a person is unable or refuses to present

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1 proof of identification, or the precinct election
 2 official determines the proof of identification
 3 presented by the person does not qualify as proof of
 4 identification under subsection 3, paragraph “b”,
 5 or proof of identity under subsection 3, paragraph
 6 “c”, the person shall be offered the option to vote a
 7 ballot, but only in accordance with section 49.81.

8 Sec. 8. Section 49.77, subsection 4, paragraph a,
 9 Code 2015, is amended to read as follows:

10 a. A person whose name does not appear on the
 11 election register of the precinct in which that person
 12 claims the right to vote shall not be permitted to
 13 vote, unless the person affirms that the person is
 14 currently registered in the county ~~and presents proof~~
 15 ~~of identity~~, or the commissioner informs the precinct
 16 election officials that an error has occurred and that
 17 the person is a registered voter of that precinct, and
 18 the person presents proof of identification pursuant
 19 to subsection 3. If the commissioner finds no record
 20 of the person’s registration but the person insists
 21 that the person is a registered voter of that precinct,
 22 the precinct election officials shall allow the person
 23 to cast a ballot in the manner prescribed by section
 24 49.81.

25 Sec. 9. Section 49.81, subsection 1, Code 2015, is
 26 amended to read as follows:

27 1. A prospective voter who is prohibited under
 28 section 48A.8, subsection 4, section 49.77, subsection
 29 3A, paragraph “b”, section 49.77, subsection 4, section
 30 49.80, ~~or~~ section 53.19, subsection 3, or section
 31 53.22, subsection 1, paragraph “d”, from voting except
 32 under this section shall be notified by the appropriate
 33 precinct election official that the voter may cast a
 34 provisional ballot. The voter shall mark the ballot
 35 and immediately seal it in an envelope of the type
 36 prescribed by subsection 4. The voter shall deliver
 37 the sealed envelope to a precinct election official who
 38 shall deposit it in an envelope marked “provisional
 39 ballots”. The ballot shall be considered as having
 40 been cast in the special precinct established by
 41 section 53.20 for purposes of the postelection canvass.

42 Sec. 10. Section 49.81, subsection 2, paragraph b,
 43 Code 2015, is amended to read as follows:

44 b. If the person is casting a provisional ballot
 45 because the person ~~failed~~ was unable or refused to
 46 provide a required form of identification pursuant to
 47 section 48A.8, subsection 4, section 49.77, subsection
 48 3A, paragraph “b”, section 49.77, subsection 4, or
 49 section 53.22, subsection 1, paragraph “d”, a list of
 50 the types of acceptable identification and notification

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1 that the person must show identification before the
2 ballot can be counted.

3 Sec. 11. Section 49.81, Code 2015, is amended by
4 adding the following new subsection:

5 NEW SUBSECTION. 5. a. If a voter casts a
6 provisional ballot pursuant to section 49.77,
7 subsection 3A, paragraph "b", the precinct election
8 official shall indicate on the provisional ballot
9 envelope that the voter is casting a provisional ballot
10 due to the voter's inability or refusal to present
11 proof of identification.

12 b. At the time a provisional ballot is cast the
13 voter may also execute an affidavit in the form
14 prescribed by the state commissioner which shall be
15 attached to the provisional ballot envelope, affirming
16 that the voter is the person the voter claims to be and
17 further affirming either of the following:

18 (1) The voter is indigent and is unable to obtain
19 proof of identification without the payment of a fee.

20 (2) The voter has a religious objection to being
21 photographed.

22 c. A provisional ballot cast pursuant to section
23 49.77, subsection 3A, paragraph "b", which is
24 accompanied by an affidavit executed pursuant to
25 paragraph "b" of this subsection shall be presumed
26 valid by the special precinct board and shall be
27 counted unless additional written statements or
28 documents are delivered to the commissioner's office
29 prior to the date provisional ballots are considered
30 by the special precinct election board and the special
31 precinct election board determines such additional
32 evidence successfully rebuts the presumption of
33 validity.

34 Sec. 12. Section 53.10, subsection 2, Code 2015, is
35 amended to read as follows:

36 2. Each person who wishes to vote by absentee
37 ballot at the commissioner's office shall first sign
38 an application for a ballot including the following
39 information: name, current address, and the election
40 for which the ballot is requested. The person may
41 report a change of address or other information on
42 the person's voter registration record at that time.
43 The person must also provide proof of identification
44 pursuant to section 49.77, subsection 3, or be offered
45 the option to vote a provisional ballot pursuant to
46 section 49.77, subsection 3A, paragraph "b", before
47 receiving an absentee ballot. Upon receipt of the
48 absentee ballot, the registered voter shall immediately
49 mark the ballot; enclose the ballot in a secrecy
50 envelope, if necessary, and seal it in the envelope

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1 marked with the affidavit; subscribe to the affidavit
 2 on the reverse side of the envelope; and return the
 3 absentee ballot to the commissioner. The commissioner
 4 shall record the numbers appearing on the application
 5 and affidavit envelope along with the name of the
 6 registered voter.

7 Sec. 13. Section 53.22, subsection 1, Code 2015, is
 8 amended by adding the following new paragraph:
 9 NEW PARAGRAPH. *d.* Before receiving a ballot
 10 under this subsection, each applicant shall present
 11 proof of identification pursuant to section 49.77,
 12 subsection 3, to the special precinct election board
 13 members. If an applicant is unable to present proof of
 14 identification, the applicant shall have an opportunity
 15 to execute an affidavit in the form prescribed by the
 16 state commissioner of elections affirming that the
 17 voter does not have and is unable to obtain proof
 18 of identification and that the voter resides in a
 19 hospital or health care facility and is casting a
 20 ballot pursuant to this section. If the applicant
 21 refuses to execute an affidavit, the voter's ballot
 22 shall be considered a provisional ballot cast pursuant
 23 to section 49.81.

24 Sec. 14. Section 321.190, subsection 1, paragraph
 25 *d*, Code 2015, is amended to read as follows:
 26 *d.* The fee for a nonoperator's identification card
 27 shall be eight dollars and the card shall be valid for
 28 a period of eight years from the date of issuance.
 29 If an applicant for a nonoperator's identification
 30 card is a foreign national who is temporarily present
 31 in this state, the nonoperator's identification card
 32 shall be issued only for the length of time the foreign
 33 national is authorized to be present as determined by
 34 the department, not to exceed two years. An issuance
 35 fee shall not be charged for a person whose driver's
 36 license or driving privilege has been suspended
 37 under section 321.210, subsection 1, paragraph "a",
 38 subparagraph (3), or voluntarily surrendered by the
 39 person in lieu of suspension under section 321.210,
 40 subsection 1, paragraph "a", subparagraph (3), or for
 41 a person obtaining an identification card to be used
 42 under section 49.77, subsection 3, for voting purposes.
 43 Identification cards obtained for voting purposes shall
 44 be labeled by the department as "For Voting Purposes
 45 Only".

DIVISION II

CONFORMING PROVISIONS

46
 47 Sec. 15. Section 48A.8, subsection 2, unnumbered
 48 paragraph 1, Code 2015, is amended to read as follows:
 49 An eligible elector who registers by mail and who
 50

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1 has not previously voted in an election for federal
2 office in the county of registration shall be required
3 to provide additional identification documents when
4 voting for the first time in the county, unless the
5 registrant provided on the registration form the
6 registrant's Iowa driver's license number, or the
7 registrant's Iowa nonoperator's identification card
8 number, or the last four numerals of the registrant's
9 social security number and the driver's license,
10 nonoperator's identification, or partial social
11 security number matches an existing state or federal
12 identification record with the same number, name, and
13 date of birth. If the registrant is required to show
14 additional identification under this subsection and
15 votes in person at the polls, or by absentee ballot
16 at the commissioner's office or at a satellite voting
17 station, the registrant shall provide a current and
18 valid photo identification card, or shall present to
19 the appropriate election official one of the following
20 current documents that shows the name and address of
21 the registrant:

22 Sec. 16. Section 48A.8, subsection 4, Code 2015, is
23 amended to read as follows:

24 4. A registrant under subsection 2 who is required
25 to present additional identification when casting
26 a ballot in person shall be permitted to vote a
27 provisional ballot if the voter does not provide the
28 required additional identification documents pursuant
29 to subsection 2. If a voter who is required to present
30 such additional identification when casting a ballot
31 votes an absentee ballot by mail, the ballot returned
32 by the voter shall be considered a provisional ballot
33 pursuant to sections 49.81 and 53.31.

34 Sec. 17. Section 48A.27, subsection 4, paragraph
35 c, subparagraph (2), Code 2015, is amended to read as
36 follows:

37 (2) The notice shall contain a statement in
38 substantially the following form:

39 Information received from the United States postal
40 service indicates that you are no longer a resident of,
41 and therefore not eligible to vote in (name of county)
42 County, Iowa. If this information is not correct,
43 and you still live in (name of county) County, please
44 complete and mail the attached postage paid card at
45 least ten days before the primary or general election
46 and at least eleven days before any other election at
47 which you wish to vote. If the information is correct
48 and you have moved, please contact a local official
49 in your new area for assistance in registering there.
50 ~~If you do not mail in the card, you may be required~~

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1 ~~to show identification before being allowed to vote~~
2 ~~in (name of county) County.~~ If you do not return the
3 card, and you do not vote in an election in (name of
4 county) County, Iowa, on or before (date of second
5 general election following the date of the notice) your
6 name will be removed from the list of voters in that
7 county.

8 Sec. 18. Section 48A.29, subsection 1, paragraph b,
9 Code 2015, is amended to read as follows:

10 b. The notice shall contain a statement in
11 substantially the following form:

12 Information received from the United States postal
13 service indicates that you are no longer a resident
14 of (residence address) in (name of county) County,
15 Iowa. If this information is not correct, and you
16 still live in (name of county) County, please complete
17 and mail the attached postage paid card at least ten
18 days before the primary or general election and at
19 least eleven days before any other election at which
20 you wish to vote. If the information is correct, and
21 you have moved, please contact a local official in your
22 new area for assistance in registering there. ~~If you~~
23 ~~do not mail in the card, you may be required to show~~
24 ~~identification before being allowed to vote in (name~~
25 ~~of county) County.~~ If you do not return the card, and
26 you do not vote in some election in (name of county)
27 County, Iowa, on or before (date of second general
28 election following the date of the notice) your name
29 will be removed from the list of voters in that county.

30 Sec. 19. Section 48A.29, subsection 3, paragraph b,
31 Code 2015, is amended to read as follows:

32 b. The notice shall contain a statement in
33 substantially the following form:

34 Information received by this office indicates that
35 you are no longer a resident of (residence address) in
36 (name of county) County, Iowa. If the information is
37 not correct, and you still live at that address, please
38 complete and mail the attached postage paid card at
39 least ten days before the primary or general election
40 and at least eleven days before any other election at
41 which you wish to vote. If the information is correct,
42 and you have moved within the county, you may update
43 your registration by listing your new address on the
44 card and mailing it back. If you have moved outside
45 the county, please contact a local official in your
46 new area for assistance in registering there. ~~If you~~
47 ~~do not mail in the card, you may be required to show~~
48 ~~identification before being allowed to vote in (name~~
49 ~~of county) County.~~ If you do not return the card, and
50 you do not vote in some election in (name of county)

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1 County, Iowa, on or before (date of second general
2 election following the date of the notice) your name
3 will be removed from the list of registered voters in
4 that county.

5 DIVISION III
6 APPLICABILITY

7 Sec. 20. APPLICABILITY. This Act applies to
8 elections held on or after January 1, 2017.>

9 2. Title page, by striking lines 1 and 2 and
10 inserting <An Act relating to proof of identification
11 and proof of residence in order to register to vote or
12 to vote, establishing a criminal offense for falsely
13 swearing certain oaths and affidavits, and including
14 applicability provisions.>

15 3. By renumbering as necessary.

MARK CHELGREN

S-3058

1 Amend the amendment, S-3043, to Senate File 292 as
2 follows:

3 1. Page 1, by striking lines 29 and 30 and
4 inserting:

5 <(5) A member of the armed forces of the United
6 States who is conducting a background investigation of
7 an individual pursuant to federal law.>

JANET PETERSEN

S-3059

1 Amend Senate File 452 as follows:

2 1. Page 2, line 21, by striking <a chairperson> and
3 inserting <co-chairpersons, one representing the senate
4 and one representing the house of representatives>

5 2. Page 6, line 24, by striking <January> and
6 inserting <December>

7 3. Page 7, line 19, by striking <has> and inserting
8 <have>

9 4. Page 9, line 16, after <covered> by inserting
10 <and for all populations served>

11 5. Page 12, line 19, by striking <intense> and
12 inserting <intensive>

13 6. Page 12, after line 26 by inserting:

14 <e. Managed care contracts shall provide special
15 incentives for innovative and evidence-based
16 preventive, behavioral, and developmental health care
17 and mental health care for children's programs that

18 improve the life course trajectory of those children.>
 19 7. Page 12, line 27, by striking <a>
 20 8. Page 14, line 25, after <13.> by inserting <a.>
 21 9. Page 14, after line 29 by inserting:
 22 <b. A managed care contract shall impose a medical
 23 loss ratio of at least eighty-five percent and shall
 24 include well-defined criteria of what qualifies as
 25 a medical expense, and reporting requirements and
 26 recoupment provisions to ensure compliance.>
 27 10. Page 14, line 31, by striking <does> and
 28 inserting <do>

AMANDA RAGAN

S-3060

1 Amend Senate File 446 as follows:
 2 1. Page 3, by striking line 1 and inserting:
 3 <Sec. ___. Section 400.10, Code 2015, is amended by
 4 striking the section and inserting in lieu thereof the
 5 following:
 6 **400.10 Veterans preferences.**
 7 In all examinations and appointments under this
 8 chapter, other than promotions and appointments of
 9 chief of the police department and chief of the fire
 10 department, veterans shall have preference points added
 11 to the veteran's grade or score as provided in section
 12 35C.3A.>
 13 2. By renumbering as necessary.

JEFF DANIELSON

S-3061

1 Amend Senate File 125 as follows:
 2 1. Page 1, after line 35 by inserting:
 3 <Sec. ___. Section 123.124, Code 2015, is amended
 4 to read as follows:
 5 **123.124 Permits — classes.**
 6 Permits for the manufacture and sale, or sale of
 7 beer shall be divided into six classes, known as class
 8 "A", special class "A", class "AA", special class "AA",
 9 class "B", or class "C" permits. A class "A" permit
 10 allows the holder to manufacture and sell beer at
 11 wholesale. A holder of a special class "A" permit may
 12 only manufacture beer to be consumed on the licensed
 13 premises for which the person also holds a class "C"
 14 liquor control license or class "B" beer permit ~~and~~, to
 15 be sold to a class "A" permittee for resale purposes,
 16 and to be sold to distributors outside of the state
 17 that are authorized by the laws of that jurisdiction to

18 sell beer at wholesale. A class “AA” permit allows the
 19 holder to manufacture and sell high alcoholic content
 20 beer at wholesale. A holder of a special class “AA”
 21 permit may only manufacture high alcoholic content beer
 22 to be consumed on the licensed premises for which the
 23 person also holds a class “C” liquor control license
 24 or class “B” beer permit ~~and~~ to be sold to a class
 25 “AA” permittee for resale purposes, and to be sold to
 26 distributors outside of the state that are authorized
 27 by the laws of that jurisdiction to sell high alcoholic
 28 content beer at wholesale. A class “B” permit allows
 29 the holder to sell beer to consumers at retail for
 30 consumption on or off the premises. A class “C” permit
 31 allows the holder to sell beer to consumers at retail
 32 for consumption off the premises.>
 33 2. Page 3, line 13, by striking <and> and inserting
 34 <~~and~~>
 35 3. Page 3, line 14, after <purposes> by inserting
 36 <and may sell beer to distributors outside of
 37 the state that are authorized by the laws of that
 38 jurisdiction to sell beer at wholesale>
 39 4. By renumbering as necessary.

BRIAN SCHOENJAHN
 ROBERT E. DVORSKY

S-3062

1 Amend Senate File 337 as follows:
 2 1. Page 1, line 24, before <polysomnographic>
 3 by inserting <respiratory care and polysomnography
 4 practitioner>
 5 2. Page 3, line 20, before <polysomnographic>
 6 by inserting <respiratory care and polysomnography
 7 practitioner or the>
 8 3. Page 4, line 3, before <polysomnographic>
 9 by inserting <respiratory care and polysomnography
 10 practitioner or a>
 11 4. Page 4, line 10, after <licensed> by inserting
 12 <respiratory care and polysomnography practitioner or
 13 a licensed>
 14 5. Page 4, line 32, after <a> by inserting
 15 <respiratory care and polysomnography practitioner or
 16 a>
 17 6. Page 7, line 9, before <polysomnographic>
 18 by inserting <respiratory care and polysomnography
 19 practitioner or as a>
 20 7. Page 7, line 10, by striking <licensure.> and
 21 inserting <the type of license for which the applicant
 22 is applying.>
 23 8. Page 7, line 11, before <The> by inserting
 24 <Beginning with the March 31, 2016, license renewal

- 25 period, a person licensed as a respiratory care
 26 practitioner who seeks a respiratory care and
 27 polysomnography practitioner license shall make such
 28 application with the application for license renewal
 29 and pay the fees established by the board.>
 30 9. Page 7, line 11, before <shall> by inserting
 31 <for a respiratory care and polysomnography
 32 practitioner license must meet the requirements of
 33 this section as well as the requirements prescribed
 34 and adopted by the board of respiratory care and
 35 polysomnography pursuant to section 152B.6. An
 36 application for either type of licensure>
 37 10. Page 8, line 9, by striking <program.> and
 38 inserting <program or an equivalent program as
 39 determined by the board.>
 40 11. Page 8, line 10, by striking <a.>
 41 12. Page 8, line 17, by striking <(1)> and
 42 inserting <a.>
 43 13. Page 8, line 19, by striking <(2)> and
 44 inserting <b.>
 45 14. Page 8, line 21, by striking <(3)> and
 46 inserting <c.>
 47 15. Page 8, by striking lines 29 through 31.
 48 16. Page 9, by striking lines 8 through 11 and
 49 inserting <is competent to perform polysomnography.>
 50 17. Page 9, line 20, after <as> by inserting

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- 1 <respiratory care and polysomnography practitioners or
 2 as>
 3 18. Page 9, line 29, before <polysomnographic>
 4 by inserting <respiratory care and polysomnography
 5 practitioner or as a>
 6 19. Page 9, line 33, before <licensed> by inserting
 7 <licensed respiratory care and polysomnography
 8 practitioner or a>
 9 20. Page 10, line 4, after <a> by inserting
 10 <respiratory care and polysomnography practitioner or
 11 a>
 12 21. Page 10, line 13, after <a> by inserting
 13 <respiratory care and polysomnography practitioner or
 14 a>
 15 22. Page 10, line 29, by striking <152B> and
 16 inserting <152B, respiratory care and polysomnography
 17 practitioners pursuant to chapter 152B.>
 18 23. Title page, line 1, after <of> by inserting

19 <respiratory care and polysomnography practitioners
20 and>
21 24. By renumbering, redesignating, and correcting
22 internal references as necessary.

JEFF DANIELSON

S-3063

1 Amend Senate File 379 as follows:
2 1. Page 1, line 15, after <center> by inserting
3 <~~unless the program is exempt from licensure under~~
4 ~~chapter 237A~~>
5 2. Page 1, by striking lines 27 through 29 and
6 inserting <department of human services shall be an
7 ~~appropriately licensed teacher under chapter 272~~
8 ~~or shall meet other standards adopted by the state~~
9 ~~board of education collaborate with that board in the~~
10 ~~operation of that program.~~>
11 3. By renumbering as necessary.

LIZ MATHIS

S-3064

1 Amend Senate File 232 as follows:
2 1. Page 1, by striking lines 1 and 2 and inserting:
3 Section 1. **NEW SECTION. 136D.3A Minors' use of**
4 **tanning devices prohibited.**>
5 2. Page 1, line 3, by striking <1.>
6 3. Page 1, by striking lines 5 through 18.
7 4. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-3065

1 Amend Senate File 415 as follows:
2 1. Page 1, by striking lines 17 through 27 and
3 inserting:
4 <Sec. ___. Section 49.9, Code 2015, is amended to
5 read as follows:
6 **49.9 Proper place of voting.**
7 Except as provided in section 49.11, subsection 3,
8 paragraph "b", section 49.11A, or as otherwise provided
9 by law, a person shall not vote in any precinct but
10 that of the person's residence.
11 Sec. ___. **NEW SECTION. 49.11A Combined polling**
12 **places.**
13 1. For any election, the commissioner may designate
14 a combined polling place to serve more than one

15 precinct upon determining that designating the combined
16 polling place is cost-efficient, administratively
17 feasible, and does not impose an undue burden on
18 persons in the precincts served by the combined
19 polling place. The commissioner may assign precincts
20 to a combined polling place and a person who is an
21 eligible elector of a precinct assigned to a combined
22 polling place who wishes to vote in person on election
23 day shall vote at the combined polling place. The
24 commissioner shall post a notice on the day of the
25 election at the entrance to each combined polling
26 place indicating that it is a combined polling place
27 and specifying the precincts that are assigned to the
28 combined polling place.

29 2. *a.* If the commissioner assigns precincts to
30 a combined polling place for a primary or general
31 election, the commissioner shall ensure that the voting
32 system utilized in the combined polling place reports
33 election results by individual precinct.

34 *b.* For a primary or general election, the total
35 number of voters in all precincts assigned to a
36 combined polling place shall not exceed three thousand
37 five hundred voters, as determined by the combined
38 number of votes cast from each of the precincts at the
39 last preceding general election that was a presidential
40 election.

41 3. For a primary or general election, the
42 commissioner shall publish notice of the commissioner's
43 intent to designate a combined polling place no less
44 than seventy days before the election. For any other
45 election, the commissioner shall publish notice of the
46 commissioner's intent to designate a combined polling
47 place no less than thirty days before the election.

48 4. The commissioner shall not assign precincts to
49 a combined polling place for an election if there is
50 filed with the commissioner at least sixty days before

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1 a primary or general election, or at least twenty days
2 before any other election, a petition signed by fifty
3 or more eligible electors of a precinct to be assigned
4 to a combined polling place requesting that the
5 precinct not be assigned to a combined polling place.
6 There shall be attached to the petition the affidavit
7 of an eligible elector of the precinct that the
8 signatures on the petition are genuine and that all of
9 the signers are to the best of the affiant's knowledge
10 and belief eligible electors of the precinct.>

11 2. By renumbering as necessary.

S-3066

1 Amend Senate File 459 as follows:
2 1. Page 1, by striking lines 24 and 25 and
3 inserting ~~<board, the employee's appeal shall be~~
4 ~~heard by an administrative law judge employed by the~~
5 ~~administrative hearings division of the department~~
6 ~~of inspections and appeals in accordance with the~~
7 ~~provisions of section 10A.801, whose decision>~~
8 2. Page 2, by striking lines 11 and 12 and
9 inserting ~~<board, the employee's appeal shall be~~
10 ~~heard by an administrative law judge employed by the~~
11 ~~administrative hearings division of the department~~
12 ~~of inspections and appeals in accordance with the~~
13 ~~provisions of section 10A.801, whose decision>~~

JANET PETERSEN

S-3067

1 Amend Senate File 415 as follows:
2 1. Page 1, after line 27 by inserting:
3 <Sec. ____ Section 49.37, subsection 1, Code 2015,
4 is amended to read as follows:
5 1. For general elections, and for other elections
6 in which more than one partisan office will be filled,
7 the ~~first section of the ballot shall be for straight~~
8 ~~party voting arranged as provided in this section.~~
9 ~~a. Each political party or organization which has~~
10 ~~nominated candidates for more than one office shall be~~
11 ~~listed. Instructions to the voter for straight party~~
12 ~~or organization voting shall be in substantially the~~
13 ~~following form:~~
14 ~~To vote for all candidates from a single party or~~
15 ~~organization, mark the voting target next to the party~~
16 ~~or organization name. Not all parties or organizations~~
17 ~~have nominated candidates for all offices. Marking a~~
18 ~~straight party or organization vote does not include~~
19 ~~votes for nonpartisan offices, judges, or questions.~~
20 ~~b. Political parties and nonparty political~~
21 ~~organizations which have nominated candidates for only~~
22 ~~one office shall be listed below the other political~~
23 ~~organizations under the following heading:~~
24 ~~Other Political Organizations. The following~~
25 ~~organizations have nominated candidates for only one~~
26 ~~office:~~
27 ~~e. Offices shall be arranged in groups. Partisan~~
28 ~~offices, nonpartisan offices, judges, and public~~
29 ~~measures shall be separated by a distinct line~~
30 ~~appearing on the ballot.~~
31 Sec. ____ Section 49.37, Code 2015, is amended by

32 adding the following new subsection:

33 **NEW SUBSECTION.** 1A. Offices shall be arranged in
34 groups. Partisan offices, nonpartisan offices, judges,
35 and public measures shall be separated by a distinct
36 line appearing on the ballot.

37 Sec. ____. Section 49.57, subsection 2, Code 2015,
38 is amended to read as follows:

39 2. ~~In the area of the general election ballot for~~
40 ~~straight party voting, the party or organization names~~
41 ~~shall be printed in upper case and lower case letters~~
42 ~~using a uniform font size for each political party or~~
43 ~~nonparty political organization. The font size shall~~
44 ~~be not less than twelve point type.~~ After the name
45 of each candidate for a partisan office the name of
46 the candidate's political party shall be printed in at
47 least six point type. ~~The names of political parties~~
48 ~~and nonparty political organizations may be abbreviated~~
49 ~~on the remainder of the ballot if both the full name~~
50 ~~and the abbreviation appear in the "Straight Party" and~~

Page 2

1 ~~"Other Political Party" areas of the ballot.~~

2 Sec. ____. Section 49.98, Code 2015, is amended to
3 read as follows:

4 **49.98 Counting ballots.**

5 The ballots shall be counted according to the
6 voters' marks on them as provided in sections 49.92
7 ~~to 49.97 and 49.93,~~ and not otherwise. If, for any
8 reason, it is impossible to determine from a ballot,
9 as marked, the choice of the voter for any office, the
10 vote for that office shall not be counted. ~~When there~~
11 ~~is a conflict between a straight party or organization~~
12 ~~vote for one political party or nonparty political~~
13 ~~organization and the vote cast by marking the voting~~
14 ~~target next to the name of a candidate for another~~
15 ~~political party or nonparty political organization on~~
16 ~~the ballot, the mark next to the name of the candidate~~
17 ~~shall be held to control, and the straight party or~~
18 ~~organization vote in that case shall not apply as to~~
19 ~~that office.~~ A ballot shall be rejected if the voter
20 used a mark to identify the voter's ballot. ~~For each~~
21 ~~voting system, the~~ The state commissioner shall, by
22 rule adopted pursuant to chapter 17A, develop uniform
23 definitions of what constitutes a vote.>

24 2. Page 3, after line 11 by inserting:

25 <Sec. ____. REPEAL. Sections 49.94, 49.95, 49.96,

26 and 49.97, Code 2015, are repealed.>

27 3. By renumbering as necessary.

MARK CHELGREN
 JASON SCHULTZ
 JACK WHITVER
 BRAD ZAUN
 RICK BERTRAND
 BILL ANDERSON
 TIM L. KAPUCIAN

S-3068

HOUSE AMENDMENT TO SENATE FILE 227

1 Amend Senate File 227, as passed by the Senate, as
 2 follows:

3 1. Page 1, before line 1 by inserting:

4 Section 1. Section 257.17, Code 2015, is amended
 5 to read as follows:

6 **257.17 Aid reduction for early school starts.**

7 1. State aid payments made pursuant to section
 8 257.16 for a fiscal year shall be reduced by one
 9 one-hundred-eightieth for each day of that fiscal year
 10 for which the school district begins school before
 11 the earliest ~~starting school start~~ date specified in
 12 section 279.10, subsection 1. ~~However, this~~

13 2. ~~This~~ section does not apply to a school district
 14 attendance center that has received approval from
 15 the ~~director of the~~ department of education under
 16 section 279.10, subsection 4 ~~2~~, to ~~commence~~ maintain
 17 a year around school calendar that commences classes
 18 ~~for regularly established elementary and secondary~~
 19 ~~schools~~ in advance of the ~~starting school start~~ date
 20 established in section 279.10, subsection 1. The
 21 department of management shall prorate the reduction
 22 made pursuant to this section to account for an
 23 attendance center in a school district that is approved
 24 to maintain a year around school calendar under section
 25 279.10, subsection 2.>

26 2. Page 1, line 1, by striking <subsection 1, Code
 27 2015, is> and inserting <subsections 1 and 2, Code
 28 2015, are>

29 3. Page 1, by striking lines 3 through 17 and
 30 inserting:

31 <1. The school year for each school district and
 32 accredited nonpublic school shall begin on July 1 and
 33 ~~each regularly established elementary and secondary~~
 34 ~~school~~ the school calendar shall begin no sooner than
 35 a day during the calendar week in which the first day
 36 of September falls but August 23 and no later than the

37 first Monday in December. ~~However, if the first day~~
 38 ~~of September falls on a Sunday, school may begin on a~~
 39 ~~day during the calendar week which immediately precedes~~
 40 ~~the first day of September.~~ The school calendar
 41 shall include not less than one hundred eighty days,
 42 except as provided in subsection 3, or one thousand
 43 eighty hours of instruction during the calendar year.
 44 The board of directors of a school district and the
 45 authorities in charge of an accredited nonpublic school
 46 shall determine the school start date for the school
 47 calendar in accordance with this subsection and shall
 48 set the number>
 49 4. Page 1, after line 32 by inserting:
 50 <2. The board of directors of a school district and

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1 the authorities in charge of an accredited nonpublic
 2 school may apply to the department of education for
 3 authorization to maintain a year around school calendar
 4 at an attendance center or school for students in
 5 prekindergarten through grade eight. However, a board
 6 shall hold a public hearing on any proposal relating
 7 to the authorization for a year around school calendar
 8 prior to submitting ~~an application under this~~
 9 subsection to the department of education for approval.
 10 a. The initial application for a year around school
 11 calendar shall be submitted to the department of
 12 education not later than November 1 of the preceding
 13 school year. The department shall notify the board
 14 or the authorities of the approval or denial of an
 15 application not later than the next following January
 16 15. The application may be approved for one or two
 17 years at a time. A board or the authorities in charge
 18 may reapply to renew an authorization by November 1 of
 19 the year prior to expiration of the authorization.
 20 b. An attendance center or school authorized
 21 to maintain a year around calendar must serve all
 22 students attending the school and shall not be limited
 23 based on student achievement or based on the trait or
 24 characteristic of the student as defined in section
 25 280.28.
 26 c. An attendance center or school authorized
 27 to maintain a year around school calendar under
 28 this subsection shall provide at least ten days of
 29 instruction or the hourly equivalent during eleven of
 30 the twelve months of the school year. The period of
 31 time between instructional days shall not exceed six
 32 weeks.
 33 d. A year around school calendar authorized
 34 pursuant to this subsection is exempt from the school
 35 start date specified in subsection 1.>

36 5. Page 1, by striking lines 33 through 35 and
 37 inserting:
 38 <Sec. _____. Section 279.10, subsections 3 and 4,
 39 Code 2015, are amended by striking the subsections.
 40 Sec. _____. 2015-2016 YEAR AROUND SCHOOL CALENDAR
 41 APPLICATION DEADLINE. Notwithstanding section
 42 279.10, subsection 2, paragraph "a", for the school
 43 year beginning July 1, 2015, a school district or
 44 accredited nonpublic school may submit an application
 45 for authorization to maintain a year around school
 46 calendar in accordance with section 279.10, subsection
 47 2, not later than thirty days following the effective
 48 date of this Act, and the department of education shall
 49 approve or deny an application submitted pursuant to
 50 this section not later than fifteen days following

Page 3

1 receipt of a timely submitted application.
 2 Sec. _____. EFFECTIVE UPON ENACTMENT. This Act,
 3 being deemed of immediate importance, takes effect upon
 4 enactment.>
 5 6. Title page, lines 1 and 2, by striking
 6 <eliminating waiver and penalty provisions> and
 7 inserting <to exception and penalty provisions and
 8 including effective date provisions>
 9 7. By renumbering as necessary.

S-3069

1 Amend the amendment, S-3064, to Senate File 232, as
 2 follows:
 3 1. Page 1, by striking line 5.
 4 2. Page 1, line 6, after <18> by inserting <and
 5 inserting:
 6 <2. This section shall not apply to a person
 7 sixteen years of age or older who possesses a release
 8 form signed by the person's parent, guardian, or
 9 custodian.>>
 10 3. By renumbering as necessary.

MARK CHELGREN
 BRAD ZAUN

S-3070

1 Amend Senate File 346 as follows:
 2 1. By striking page 1, line 35, through page 2,
 3 line 4, and inserting <and accessible by the general
 4 public. "Intermediary" also means an entity registered
 5 with the administrator as an Iowa crowdfunding portal.>

- 6 2. Page 2, after line 9 by inserting:
 7 <(3) *"Iowa crowdfunding portal"* means an entity
 8 incorporated or organized under the laws of this state,
 9 authorized to do business in this state, and engaged
 10 exclusively in intrastate crowdfunding offers and
 11 sales of exempt securities in this state through an
 12 internet site and which does not operate or facilitate
 13 a secondary market in securities.>
- 14 3. Page 5, after line 31 by inserting:
 15 <Sec. _____. Section 505.19, Code 2015, is amended by
 16 adding the following new subsection:
 17 NEW SUBSECTION. 4A. Notwithstanding subsection 1,
 18 a health insurance carrier licensed to do business in
 19 this state that participates in the health benefits
 20 exchange used in this state and created pursuant to the
 21 federal Patient Protection and Affordable Care Act,
 22 Pub. L. No. 111-148, as amended by the federal Health
 23 Care and Education Reconciliation Act of 2010, Pub. L.
 24 No. 111-152, shall not be subject to the requirements
 25 of this section for health plans issued by the health
 26 insurance carrier that are filed and purchased within
 27 the exchange or the matching health plans issued by the
 28 health insurance carrier that are purchased outside of
 29 the exchange. However, such a health insurance carrier
 30 shall inform policyholders who purchase such health
 31 plans of their total premium due and any rate increases
 32 to their premium for each upcoming policy year. Such
 33 notice shall be provided thirty days prior to the
 34 beginning of open enrollment for the health plans and
 35 shall provide policyholders with information about how
 36 the policyholder can contact the insurance division to
 37 submit a comment about a proposed rate increase. A
 38 health insurance carrier subject to this subsection
 39 shall be subject to all applicable other state and
 40 federal laws.>
- 41 4. Page 15, by striking lines 4 through 19.
 42 5. Page 19, line 17, by striking <may> and
 43 inserting <shall>
 44 6. By renumbering as necessary.

MATT McCOY

S-3071

- 1 Amend Senate File 328 as follows:
 2 1. Page 1, line 8, after <or> by inserting <
 3 for a return envelope received from a person included
 4 within the term *"armed forces of the United States"*
 5 under subchapter II of this chapter and as far as is
 6 consistent with federal law.>
 7 2. Page 1, by striking lines 9 through 13 and
 8 inserting <be clearly postmarked by an officially

9 authorized postal service not later than the day ~~before~~
 10 of the election and received by the commissioner not
 11 later than noon on the Monday following the election.>
 12 3. By renumbering as necessary.

MARK CHELGREN

S-3072

1 Amend House File 468, as passed by the House, as
 2 follows:
 3 1. Page 4, line 25, after <county> by inserting <
 4 including>
 5 2. Page 4, line 26, by striking <chapter> and
 6 inserting <~~chapter~~ chapters 97B and>
 7 3. Page 5, line 17, after <Minimum> by inserting
 8 <professional qualifications and>

COMMITTEE ON HUMAN RESOURCES
 LIZ MATHIS, Chair

S-3073

1 Amend Senate File 399 as follows:
 2 1. Page 4, after line 5 by inserting:
 3 <Sec. ____ NEW SECTION. 279.39A Radon testing.>
 4 1. For purposes of this section, "*short-term test*"
 5 means a test approved by the department of public
 6 health in which a testing device remains in an area for
 7 not less than two days and not more than ninety days
 8 to determine the amount of radon in the air that is
 9 acceptable for human inhalation.
 10 2. The board of directors of each public school
 11 district shall provide for short-term testing and
 12 retesting for radon gas to be performed at each
 13 attendance center under its control and following any
 14 new construction of an attendance center or additions,
 15 renovations, or repairs to an attendance center.
 16 3. *a.* The department of public health and the
 17 department of education shall each adopt rules pursuant
 18 to chapter 17A to jointly administer this section.
 19 *b.* In consultation with appropriate stakeholders,
 20 the department of public health shall adopt rules
 21 pursuant to chapter 17A establishing standards for
 22 radon testing at attendance centers. Such standards
 23 shall include but are not limited to training
 24 requirements for persons to conduct such testing and
 25 best practices for conducting such testing.
 26 Sec. ____ Section 298.3, subsection 1, Code 2015,
 27 is amended by adding the following new paragraph:
 28 NEW PARAGRAPH. *n.* Radon testing pursuant to

29 section 279.39A.
 30 Sec. ____ Section 423F.3, subsection 3, paragraph
 31 a, Code 2015, is amended to read as follows:
 32 a. If the board of directors adopts a resolution to
 33 use funds received under the operation of this chapter
 34 solely for providing property tax relief by reducing
 35 indebtedness from the levies specified under section
 36 298.2 or 298.18, or for radon testing pursuant to
 37 section 279.39A, the board of directors may approve
 38 a revenue purpose statement for that purpose without
 39 submitting the revenue purpose statement to a vote of
 40 the electors.
 41 Sec. ____ STATE MANDATE FUNDING SPECIFIED. In
 42 accordance with section 25B.2, subsection 3, the state
 43 cost of requiring compliance with any state mandate
 44 included in this Act may be paid by a school district
 45 from a physical plant and equipment levy under chapter
 46 298, as amended by this Act, the secure an advanced
 47 vision for education fund under chapter 423F, as
 48 amended by this Act, or a modified supplemental amount
 49 under section 257.31, subsection 6. This specification
 50 of the payment of the state cost shall be deemed to

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1 meet all of the state funding-related requirements of
 2 section 25B.2, subsection 3, and no additional state
 3 funding shall be necessary for the full implementation
 4 of this Act by and enforcement of this Act against all
 5 affected school districts.>
 6 2. Title page, line 1, after <radon> by inserting
 7 <testing and>
 8 3. By renumbering as necessary.

MATT McCOY

S-3074

1 Amend House File 347, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 1 and 2 and inserting:
 4 Section 1. Section 237A.1, subsection 3,
 5 paragraphs b, g, and h, Code 2015, are amended by
 6 striking the paragraphs.>
 7 2. By renumbering as necessary.

ROBERT E. DVORSKY

S-3075

- 1 Amend Senate File 345 as follows:
2 1. Page 3, line 1, after <agencies> by inserting
3 <including but not limited to social services agencies,
4 law enforcement agencies, and nonprofit organizations>
5 2. Page 4, by striking line 34 and inserting:
6 <__. A parent of a student enrolled in a public
7 elementary or secondary school on a full-time basis.
8 __. A parent of a student enrolled in a nonpublic
9 elementary or secondary school on a full-time basis.>
10 3. Page 5, line 7, after <relevant> by inserting
11 <public or nonpublic>
12 4. Page 5, line 28, by striking <69.1B> and
13 inserting <69.16B>
14 5. By renumbering, redesignating, and correcting
15 internal references as necessary.

ROBERT M. HOGG

S-3076

- 1 Amend Senate File 167 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 331.401, Code 2015, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 4. The board shall not approve for
7 payment to the auditor, treasurer, recorder, sheriff,
8 county attorney, or to a supervisor a separation
9 allowance or severance pay or compensation in any form
10 that is based upon length of service.>

TONY BISIGNANO

S-3077

- 1 Amend Senate File 167 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 331.401, Code 2015, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 4. The board shall not approve for
7 payment to the auditor, treasurer, recorder, sheriff,
8 county attorney, or to a supervisor a separation
9 allowance or severance pay or compensation in any
10 form.>

TONY BISIGNANO

S-3078

- 1 Amend Senate File 337 as follows:
- 2 1. Page 1, line 24, before <polysomnographic>
3 by inserting <respiratory care and polysomnography
4 practitioner.>
- 5 2. Page 3, line 20, before <polysomnographic>
6 by inserting <respiratory care and polysomnography
7 practitioner or the>
- 8 3. Page 4, line 3, before <polysomnographic>
9 by inserting <respiratory care and polysomnography
10 practitioner or a>
- 11 4. Page 4, line 10, after <licensed> by inserting
12 <respiratory care and polysomnography practitioner or
13 a licensed>
- 14 5. Page 4, line 32, after <a> by inserting
15 <respiratory care and polysomnography practitioner or
16 a>
- 17 6. Page 7, line 9, before <polysomnographic>
18 by inserting <respiratory care and polysomnography
19 practitioner or as a>
- 20 7. Page 7, line 10, by striking <licensure.> and
21 inserting <the type of license for which the applicant
22 is applying.>
- 23 8. Page 7, line 11, before <The> by inserting
24 <Beginning with the March 31, 2016, license renewal
25 period, a person licensed as a respiratory care
26 practitioner who seeks a respiratory care and
27 polysomnography practitioner license shall make such
28 application with the application for license renewal
29 and pay the fees established by the board. The fees
30 established by the board for a respiratory care and
31 polysomnography practitioner license shall not exceed
32 one hundred twenty percent of the cost of a respiratory
33 care practitioner license issued pursuant to chapter
34 152B or a polysomnographic technologist license issued
35 pursuant to this section.>
- 36 9. Page 7, line 11, before <shall> by inserting
37 <for a respiratory care and polysomnography
38 practitioner license must meet the requirements of this
39 section. An application for either type of licensure>
- 40 10. Page 8, line 9, by striking <program.> and
41 inserting <program or an equivalent program as
42 determined by the board.>
- 43 11. Page 8, line 10, by striking <a.>
- 44 12. Page 8, line 17, by striking <(1)> and
45 inserting <a.>
- 46 13. Page 8, line 19, by striking <(2)> and
47 inserting <b.>
- 48 14. Page 8, line 21, by striking <(3)> and
49 inserting <c.>
- 50 15. Page 8, by striking lines 29 through 31.

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- 1 16. Page 9, by striking lines 8 through 11 and
2 inserting <is competent to perform polysomnography.>
3 17. Page 9, line 20, after <as> by inserting
4 <respiratory care and polysomnography practitioners or
5 as>
6 18. Page 9, line 29, before <polysomnographic>
7 by inserting <respiratory care and polysomnography
8 practitioner or as a>
9 19. Page 9, line 33, before <licensed> by inserting
10 <licensed respiratory care and polysomnography
11 practitioner or a>
12 20. Page 10, line 4, after <a> by inserting
13 <respiratory care and polysomnography practitioner or
14 a>
15 21. Page 10, line 13, after <a> by inserting
16 <respiratory care and polysomnography practitioner or
17 a>
18 22. Page 10, line 29, by striking <152B> and
19 inserting <152B, respiratory care and polysomnography
20 practitioners pursuant to chapter 152B.>
21 23. Title page, line 1, after <of> by inserting
22 <respiratory care and polysomnography practitioners
23 and>
24 24. By renumbering, redesignating, and correcting
25 internal references as necessary.

JEFF DANIELSON

S-3079

- 1 Amend Senate File 427 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 724.1, subsection 1, paragraph
5 h, Code 2015, is amended by striking the paragraph.
6 Sec. 2. **NEW SECTION. 724.1A Firearm suppressors**
7 **— certification.**
8 1. As used in this section, unless the context
9 otherwise requires:
10 a. “*Certification*” means the participation and
11 assent of the chief law enforcement officer of the
12 jurisdiction where the applicant resides, that is
13 necessary under federal law for the approval of an
14 application to make or transfer a firearm suppressor.
15 b. “*Chief law enforcement officer*” means the county
16 sheriff, chief of police, or the designee of such
17 official, that the federal bureau of alcohol, tobacco,
18 firearms and explosives, or any successor agency, has
19 identified by regulation or has determined is otherwise
20 eligible to provide any required certification for

21 making or transferring a firearm suppressor.
22 *c. "Firearm suppressor"* means a mechanical device
23 specifically constructed and designed so that when
24 attached to a firearm silences, muffles, or suppresses
25 the sound when fired that is considered a "*firearm*
26 *silencer*" or "*firearm muffler*" as defined in 18 U.S.C.
27 §921.
28 2. *a.* A chief law enforcement officer is not
29 required to make any certification under this section
30 the chief law enforcement officer knows to be false,
31 but the chief law enforcement officer shall not
32 refuse, based on a generalized objection, to issue a
33 certification to make or transfer a firearm suppressor.
34 *b.* When the certification of the chief law
35 enforcement officer is required by federal law or
36 regulation for making or transferring a firearm
37 suppressor, the chief law enforcement officer
38 shall, within thirty days of receipt of a request
39 for certification, issue such certification if the
40 applicant is not prohibited by law from making or
41 transferring a firearm suppressor or is not the subject
42 of a proceeding that could result in the applicant
43 being prohibited by law from making or transferring
44 the firearm suppressor. If the chief law enforcement
45 officer does not issue a certification as required by
46 this section, the chief law enforcement officer shall
47 provide the applicant with a written notification of
48 the denial and the reason for the denial.
49 3. An applicant whose request for certification
50 is denied may appeal the decision of the chief law

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1 enforcement officer to the district court for the
2 county in which the applicant resides. The court
3 shall review the decision of the chief law enforcement
4 officer to deny the certification de novo. If the
5 court finds that the applicant is not prohibited by law
6 from making or transferring the firearm suppressor,
7 or is not the subject of a proceeding that could
8 result in such prohibition, or that no substantial
9 evidence supports the decision of the chief law
10 enforcement officer, the court shall order the chief
11 law enforcement officer to issue the certification and
12 award court costs and reasonable attorney fees to the
13 applicant. If the court determines the applicant is
14 not eligible to be issued a certification, the court
15 shall award court costs and reasonable attorney fees to
16 the political subdivision of the state representing the
17 chief law enforcement officer.
18 4. In making a determination about whether to
19 issue a certification under subsection 2, a chief law

20 enforcement officer may conduct a criminal background
21 check, but shall only require the applicant provide
22 as much information as is necessary to identify
23 the applicant for this purpose or to determine the
24 disposition of an arrest or proceeding relevant to the
25 eligibility of the applicant to lawfully possess or
26 receive a firearm suppressor. A chief law enforcement
27 officer shall not require access to or consent
28 to inspect any private premises as a condition of
29 providing a certification under this section.

30 5. A chief law enforcement officer and employees
31 of the chief law enforcement officer who act in good
32 faith are immune from liability arising from any act or
33 omission in making a certification as required by this
34 section.

35 Sec. 3. NEW SECTION. 724.1B Firearm suppressors
36 — penalty.

37 1. A person shall not possess a firearm suppressor
38 in this state unless authorized by federal law.

39 2. A person who possesses a firearm suppressor in
40 violation of subsection 1 commits a class “D” felony.

41 Sec. 4. Section 724.4, subsection 4, paragraph i,
42 Code 2015, is amended to read as follows:

43 i. (1) A person who has in the person’s immediate
44 possession and who displays to a peace officer on
45 demand a valid permit to carry weapons which has been
46 issued to the person, and whose conduct is within the
47 limits of that permit. A peace officer shall verify
48 through electronic means, if possible, the validity of
49 the person’s permit to carry weapons.

50 (2) A person commits a simple misdemeanor

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1 punishable as a scheduled violation pursuant to section
2 805.8C, subsection 11, if the person does not have in
3 the person’s immediate possession a valid permit to
4 carry weapons which has been issued to the person.

5 (3) A Except as provided in subparagraph (2), a
6 person shall not be convicted of a violation of this
7 section if the person produces at the person’s trial a
8 permit to carry weapons which was valid at the time of
9 the alleged offense and which would have brought the
10 person’s conduct within this exception if the permit
11 had been produced at the time of the alleged offense.

12 Sec. 5. Section 724.4B, subsection 2, paragraph a,
13 Code 2015, is amended to read as follows:

14 a. A person listed under section 724.4, subsection
15 4, paragraphs “b” through “j”, or a certified
16 peace officer as specified in section 724.6, subsection
17 1.

18 Sec. 6. Section 724.5, Code 2015, is amended to

19 read as follows:

20 **724.5 Duty to carry or verify permit to carry**
 21 **weapons.**

22 1. A person armed with a revolver, pistol, or
 23 pocket billy concealed upon the person shall have in
 24 the person's immediate possession the permit provided
 25 for in section 724.4, subsection 4, paragraph "c", and
 26 shall produce the permit for inspection at the request
 27 of a peace officer.

28 2. A peace officer shall verify through electronic
 29 means, if possible, the validity of the person's permit
 30 to carry weapons.

31 3. Failure to so produce a permit is a simple
 32 misdemeanor, punishable as a scheduled violation
 33 pursuant to section 805.8C, subsection 12.

34 Sec. 7. Section 724.6, subsection 1, Code 2015, is
 35 amended to read as follows:

36 1. A person may be issued a permit to carry weapons
 37 when the person's employment in a private investigation
 38 business or private security business licensed under
 39 chapter 80A, or a person's employment as a peace
 40 officer, correctional officer, security guard, bank
 41 messenger or other person transporting property of a
 42 value requiring security, or in police work, reasonably
 43 justifies that person going armed. The permit shall be
 44 on a form prescribed and published by the commissioner
 45 of public safety, shall identify the holder, and
 46 shall state the nature of the employment requiring the
 47 holder to go armed. A permit so issued, other than to
 48 a peace officer, shall authorize the person to whom
 49 it is issued to go armed anywhere in the state, only
 50 while engaged in the employment, and while going to and

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1 from the place of the employment. A permit issued to
 2 a certified peace officer shall authorize that peace
 3 officer to go armed anywhere in the state, including
 4 a school as provided in section 724.4B, at all times.
 5 Permits shall expire twelve months after the date when
 6 issued except that permits issued to peace officers and
 7 correctional officers are valid through the officer's
 8 period of employment unless otherwise canceled. When
 9 the employment is terminated, the holder of the
 10 permit shall surrender it to the issuing officer for
 11 cancellation.

12 Sec. 8. Section 724.7, subsection 1, Code 2015, is
 13 amended to read as follows:

14 1. Any person who is not disqualified under
 15 section 724.8, who satisfies the training requirements
 16 of section 724.9, if applicable, and who files an
 17 application in accordance with section 724.10 shall be

18 issued a nonprofessional permit to carry weapons. Such
 19 permits shall be on a form prescribed and published
 20 by the commissioner of public safety, which shall be
 21 readily distinguishable from the professional permit,
 22 and shall identify the holder of the permit. Such
 23 permits shall not be issued for a particular weapon
 24 and shall not contain information about a particular
 25 weapon including the make, model, or serial number of
 26 the weapon or any ammunition used in that weapon. All
 27 permits so issued shall be for a period of five years
 28 and shall be valid throughout the state except where
 29 the possession or carrying of a firearm is prohibited
 30 by state or federal law.

31 Sec. 9. Section 724.9, Code 2015, is amended to
 32 read as follows:

33 **724.9 Firearm training program.**

34 1. An applicant for an initial permit to carry
 35 weapons shall demonstrate knowledge of firearm safety
 36 by any of the following means:

37 a. Completion of any national rifle association
 38 handgun safety training course.

39 b. Completion of any handgun safety training course
 40 available to the general public offered by a law
 41 enforcement agency, community college, college, private
 42 or public institution or organization, or firearms
 43 training school, utilizing instructors certified by the
 44 national rifle association or the department of public
 45 safety or another state's department of public safety,
 46 state police department, or similar certifying body.

47 c. Completion of any handgun safety training course
 48 offered for security guards, investigators, special
 49 deputies, or any division or subdivision of a law
 50 enforcement or security enforcement agency approved by

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1 the department of public safety.

2 d. Completion of small arms training while serving
 3 with the armed forces of the United States ~~as evidenced~~
 4 ~~by any of the following:~~

5 ~~(1) For personnel released or retired from active~~
 6 ~~duty, possession of an honorable discharge or general~~
 7 ~~discharge under honorable conditions.~~

8 ~~(2) For personnel on active duty or serving in~~
 9 ~~one of the national guard or reserve components of~~
 10 ~~the armed forces of the United States, possession of~~
 11 ~~a certificate of completion of basic training with a~~
 12 ~~service record of successful completion of small arms~~
 13 ~~training and qualification.~~

14 e. Completion of a law enforcement agency firearms
 15 training course that qualifies a peace officer to carry
 16 a firearm in the normal course of the peace officer's

17 duties.

18 2. a. Beginning with the first renewal of a permit
 19 issued after the calendar year 2010, and alternating
 20 renewals thereafter, training is not required unless
 21 the applicant applies outside of the time periods
 22 specified for a renewal in section 724.11.

23 b. Beginning with the second renewal of a permit
 24 issued after the calendar year 2010, and alternating
 25 renewals thereafter, an applicant is required to
 26 complete training or shall qualify under either of the
 27 following:

28 (1) Any training option specified in subsection 1.

29 (2) On a firing range under the supervision of an
 30 instructor certified by the national rifle association
 31 or the department of public safety or another state's
 32 department of public safety, state police department,
 33 or similar certifying body.

34 ~~2. 3. Evidence~~ If training or qualification is
 35 required under this section, evidence of such training
 36 or qualification under this section may be documented
 37 by any of the following:

38 a. A photocopy of a certificate of completion or
 39 any similar document indicating completion of any
 40 course or class identified in subsection 1 that was
 41 completed within twenty-four months prior to the date
 42 of the application.

43 b. An affidavit from the instructor, school,
 44 organization, or group that conducted or taught a
 45 course or class identified in subsection 1 that was
 46 completed within twenty-four months prior to the date
 47 of the application attesting to the completion of the
 48 course or class by the applicant.

49 ~~e. A copy of any document indicating participation~~
 50 ~~in any firearms shooting competition.~~

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1 c. Possession of an honorable discharge or general
 2 discharge under honorable conditions issued any time
 3 prior to the date of the application for personnel
 4 released or retired from active duty in the armed
 5 forces of the United States.

6 d. Possession of a certificate of completion of
 7 basic training with a service record of successful
 8 completion of small arms training and qualification
 9 issued prior to the date of the application, or other
 10 official documentation satisfactory to the issuing
 11 officer that was issued prior to the date of the
 12 application for personnel on active duty or serving in
 13 one of the national guard or reserve components of the
 14 armed forces of the United States.

15 e. A qualification certificate, qualification

16 card, or affidavit from an instructor certified by the
17 national rifle association or the department of public
18 safety or another state's department of public safety,
19 state police department, or similar certifying body
20 attesting that the applicant for renewal has qualified
21 on a firing range within twenty-four months prior to
22 the date of the application.

23 ~~3.~~ 4. An issuing officer shall not condition the
24 issuance of a permit on training requirements that are
25 not specified in or that exceed the requirements of
26 this section.

27 5. The handgun safety training course required
28 in subsection 1 may be conducted over the internet
29 in a live or web-based format, if completion of the
30 course is verified by the instructor or provider of the
31 course.

32 Sec. 10. Section 724.10, subsections 1 and 2, Code
33 2015, are amended to read as follows:

34 1. a. A person shall not be issued a permit to
35 carry weapons unless the person has completed and
36 signed an application on a form to be prescribed and
37 published by the commissioner of public safety. The
38 application shall require only the full name, driver's
39 license or nonoperator's identification card number,
40 residence, place of birth, and date of birth of the
41 applicant, and shall state whether the applicant meets
42 the criteria specified in sections 724.8 and 724.9. An
43 applicant may provide the applicant's social security
44 number if the applicant so chooses. The applicant
45 shall also display an identification card that bears
46 a distinguishing number assigned to the cardholder,
47 the full name, date of birth, sex, residence address,
48 and a brief description and ~~colored~~ photograph of the
49 cardholder.

50 b. If the applicant is not a United States citizen,

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1 the application shall, in addition to the information
2 specified in paragraph "a", require the applicant's
3 country of citizenship, any alien or admission
4 number issued by the United States immigration and
5 customs enforcement or any successor agency, and,
6 if applicable, the basis for any exception claimed
7 pursuant to 18 U.S.C. §922(v).

8 2. The issuing officer, upon receipt of an initial
9 or renewal application under this section, shall
10 immediately conduct a background check concerning
11 each applicant by obtaining criminal history data
12 from the department of public safety which shall
13 include an inquiry of the national instant criminal
14 background check system maintained by the federal

15 bureau of investigation or any successor agency
 16 and an immigration alien query through a database
 17 maintained by the United States immigration and customs
 18 enforcement or any successor agency if the applicant is
 19 not a United States citizen.

20 Sec. 11. Section 724.11, subsections 1 and 3, Code
 21 2015, are amended to read as follows:

22 1. Applications for permits to carry weapons
 23 shall be made to the sheriff of the county in which
 24 the applicant resides. Applications for professional
 25 permits to carry weapons for persons who are
 26 nonresidents of the state, or whose need to go armed
 27 arises out of employment by the state, shall be made
 28 to the commissioner of public safety. In either case,
 29 the sheriff or commissioner, before issuing the permit,
 30 shall determine that the requirements of sections
 31 724.6 to 724.10 have been satisfied. ~~However, for~~
 32 ~~renewal of a permit the training program requirements~~
 33 ~~in section 724.9, subsection 1, shall apply or the~~
 34 ~~renewal applicant may choose to qualify on a firing~~
 35 ~~range under the supervision of an instructor certified~~
 36 ~~by the national rifle association or the department of~~
 37 ~~public safety or another state's department of public~~
 38 ~~safety, state police department, or similar certifying~~
 39 ~~body. Such training or qualification must occur within~~
 40 ~~the twelve month period prior to the expiration of the~~
 41 ~~applicant's current permit. An applicant for renewal of~~
 42 a permit shall apply within thirty days prior to the
 43 expiration of the permit or within thirty days after
 44 the expiration of the permit; otherwise the applicant
 45 shall be considered an applicant for an initial permit
 46 under subsection 3 and section 724.9, subsection 1.

47 3. The issuing officer shall collect a fee of
 48 fifty dollars for an initial permit, except from a
 49 duly appointed peace officer or correctional officer,
 50 for each permit issued. Renewal permits or duplicate

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1 permits shall be issued for a fee of twenty-five
 2 dollars, provided the application for such renewal
 3 permit is received by the issuing officer ~~at least~~
 4 within thirty days prior to the expiration of the
 5 applicant's current permit or within thirty days after
 6 such expiration. The issuing officer shall notify the
 7 commissioner of public safety of the issuance of any
 8 permit at least monthly and forward to the commissioner
 9 an amount equal to ten dollars for each permit issued
 10 and five dollars for each renewal or duplicate permit
 11 issued. All such fees received by the commissioner
 12 shall be paid to the treasurer of state and deposited
 13 in the operating account of the department of public

14 safety to offset the cost of administering this
15 chapter. Notwithstanding section 8.33, any unspent
16 balance as of June 30 of each year shall not revert to
17 the general fund of the state.

18 Sec. 12. Section 724.11, Code 2015, is amended by
19 adding the following new subsection:

20 **NEW SUBSECTION.** 5. The initial or renewal permit
21 shall have a uniform appearance, size, and content
22 prescribed and published by the commissioner of public
23 safety. The permit shall contain the name of the
24 permittee and the effective date of the permit, but
25 shall not contain the permittee's social security
26 number. Such a permit shall not be issued for a
27 particular weapon and shall not contain information
28 about a particular weapon including the make, model,
29 or serial number of the weapon, or any ammunition used
30 in that weapon.

31 Sec. 13. Section 724.11A, Code 2015, is amended to
32 read as follows:

33 **724.11A Recognition.**

34 A valid permit or license issued by another state to
35 any nonresident of this state shall be considered to
36 be a valid permit or license to carry weapons issued
37 pursuant to this chapter, except that such permit or
38 license shall not be considered to be a substitute for
39 ~~an annual~~ a permit to acquire pistols or revolvers
40 issued pursuant to section 724.15.

41 Sec. 14. Section 724.15, subsections 1, 2, and 3,
42 Code 2015, are amended to read as follows:

43 1. Any person who desires to acquire ownership of
44 any pistol or revolver shall first obtain ~~an annual~~
45 a permit. ~~An annual~~ A permit shall be issued upon
46 request to any resident of this state unless the person
47 is subject to any of the following:

- 48 a. Is less than twenty-one years of age.
49 b. Is subject to the provisions of section 724.26.
50 c. Is prohibited by federal law from shipping,

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- 1 transporting, possessing, or receiving a firearm.
2 2. Any person who acquires ownership of a pistol or
3 revolver shall not be required to obtain ~~an annual~~ a
4 permit if any of the following apply:
5 a. The person transferring the pistol or revolver
6 and the person acquiring the pistol or revolver are
7 licensed firearms dealers under federal law.
8 b. The pistol or revolver acquired is an antique
9 firearm, a collector's item, a device which is not
10 designed or redesigned for use as a weapon, a device
11 which is designed solely for use as a signaling,
12 pyrotechnic, line-throwing, safety, or similar device,

13 or a firearm which is unserviceable by reason of being
 14 unable to discharge a shot by means of an explosive
 15 and is incapable of being readily restored to a firing
 16 condition.

17 c. The person acquiring the pistol or revolver is
 18 authorized to do so on behalf of a law enforcement
 19 agency.

20 d. The person has obtained a valid permit to carry
 21 weapons, as provided in section 724.11.

22 e. The person transferring the pistol or revolver
 23 and the person acquiring the pistol or revolver
 24 are related to one another within the second degree
 25 of consanguinity or affinity unless the person
 26 transferring the pistol or revolver knows that the
 27 person acquiring the pistol or revolver would be
 28 disqualified from obtaining a permit.

29 3. The ~~annual~~ permit to acquire pistols or
 30 revolvers shall authorize the permit holder to acquire
 31 one or more pistols or revolvers during the period
 32 that the permit remains valid. If the issuing officer
 33 determines that the applicant has become disqualified
 34 under the provisions of subsection 1, the issuing
 35 officer may immediately revoke the permit and shall
 36 provide a written statement of the reasons for
 37 revocation, and the applicant shall have the right to
 38 appeal the revocation as provided in section 724.21A.

39 Sec. 15. Section 724.16, Code 2015, is amended to
 40 read as follows:

41 **724.16 ~~Annual permit~~ Permit to acquire required —**
 42 **transfer prohibited.**

43 1. Except as otherwise provided in section 724.15,
 44 subsection 2, a person who acquires ownership of a
 45 pistol or revolver without a valid ~~annual~~ permit to
 46 acquire pistols or revolvers or a person who transfers
 47 ownership of a pistol or revolver to a person who does
 48 not have in the person's possession a valid ~~annual~~
 49 permit to acquire pistols or revolvers is guilty of an
 50 aggravated misdemeanor.

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1 2. A person who transfers ownership of a pistol
 2 or revolver to a person that the transferor knows is
 3 prohibited by section 724.15 from acquiring ownership
 4 of a pistol or revolver commits a class "D" felony.

5 Sec. 16. Section 724.17, Code 2015, is amended to
 6 read as follows:

7 **724.17 Application for ~~annual~~ permit to acquire —**
 8 **criminal history check required.**

9 1. The application for ~~an annual~~ a permit to
 10 acquire pistols or revolvers may be made to the sheriff
 11 of the county of the applicant's residence and shall be

12 on a form prescribed and published by the commissioner
13 of public safety.

14 a. The If an applicant is a United States citizen,
15 the application shall require only the full name of
16 the applicant, the driver's license or nonoperator's
17 identification card number of the applicant, the
18 residence of the applicant, and the date and place of
19 birth of the applicant.

20 b. If the applicant is not a United States citizen,
21 the application shall, in addition to the information
22 specified in paragraph "a", require the applicant's
23 country of citizenship, any alien or admission
24 number issued by the United States immigration and
25 customs enforcement or any successor agency, and,
26 if applicable, the basis for any exception claimed
27 pursuant to 18 U.S.C. §922(v).

28 c. The applicant shall also display an
29 identification card that bears a distinguishing number
30 assigned to the cardholder, the full name, date of
31 birth, sex, residence address, and brief description
32 and colored photograph of the cardholder, or other
33 identification as specified by rule of the department
34 of public safety.

35 2. The sheriff shall conduct a criminal history
36 check concerning each applicant by obtaining criminal
37 history data from the department of public safety
38 which shall include an inquiry of the national instant
39 criminal background check system maintained by the
40 federal bureau of investigation or any successor agency
41 and an immigration alien query through a database
42 maintained by the United States immigration and customs
43 enforcement or any successor agency if the applicant is
44 not a United States citizen.

45 3. A person who makes what the person knows to be
46 a false statement of material fact on an application
47 submitted under this section or who submits what the
48 person knows to be any materially falsified or forged
49 documentation in connection with such an application
50 commits a class "D" felony.

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1 Sec. 17. Section 724.18, Code 2015, is amended to
2 read as follows:

3 **724.18 Procedure for making application for annual**
4 **permit to acquire.**

5 A person may personally request the sheriff to
6 mail an application for ~~an annual~~ a permit to acquire
7 pistols or revolvers, and the sheriff shall immediately
8 forward to such person an application for ~~an annual~~
9 a permit to acquire pistols or revolvers. A person
10 shall upon completion of the application personally

11 ~~deliver file~~ such application ~~to with~~ the sheriff who
 12 shall note the period of validity on the application
 13 and shall immediately issue the ~~annual~~ permit to
 14 acquire pistols or revolvers to the applicant. For the
 15 purposes of this section the date of application shall
 16 be the date on which the sheriff received the completed
 17 application.

18 Sec. 18. Section 724.19, Code 2015, is amended to
 19 read as follows:

20 **724.19 Issuance of ~~annual~~ permit to acquire.**

21 The ~~annual~~ permit to acquire pistols or revolvers
 22 shall be issued to the applicant immediately upon
 23 completion of the application unless the applicant is
 24 disqualified under the provisions of section 724.15
 25 ~~and or 724.17. The permit shall be on a form have a~~
 26 uniform appearance, size, and content prescribed and
 27 published by the commissioner of public safety. The
 28 permit shall contain the name of the permittee, ~~the~~
 29 ~~residence of the permittee,~~ and the effective date
 30 of the permit, ~~but shall not contain the permittee's~~
 31 social security number. Such a permit shall not be
 32 issued for a particular pistol or revolver and shall
 33 not contain information about a particular pistol or
 34 revolver including the make, model, or serial number of
 35 the pistol or revolver, or any ammunition used in such
 36 a pistol or revolver.

37 Sec. 19. Section 724.20, Code 2015, is amended to
 38 read as follows:

39 **724.20 Validity of ~~annual~~ permit to acquire pistols**
 40 **or revolvers.**

41 The permit shall be valid throughout the state and
 42 shall be valid three days after the date of application
 43 and shall be invalid ~~one year~~ five years after the date
 44 of application.

45 Sec. 20. Section 724.21A, subsections 1 and 7, Code
 46 2015, are amended to read as follows:

47 1. In any case where the sheriff or the
 48 commissioner of public safety denies an application
 49 for or suspends or revokes a permit to carry weapons
 50 or ~~an annual~~ a permit to acquire pistols or revolvers,

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1 the sheriff or commissioner shall provide a written
 2 statement of the reasons for the denial, suspension,
 3 or revocation and the applicant or permit holder
 4 shall have the right to appeal the denial, suspension,
 5 or revocation to an administrative law judge in the
 6 department of inspections and appeals within thirty
 7 days of receiving written notice of the denial,
 8 suspension, or revocation.

9 7. In any case where the issuing officer denies an

10 application for, or suspends or revokes a permit to
 11 carry weapons or ~~an annual~~ a permit to acquire pistols
 12 or revolvers solely because of an adverse determination
 13 by the national instant criminal background check
 14 system, the applicant or permit holder shall not seek
 15 relief under this section but may pursue relief of
 16 the national instant criminal background check system
 17 determination pursuant to Pub. L. No. 103-159, sections
 18 103(f) and (g) and 104 and 28 C.F.R. §25.10, or other
 19 applicable law. The outcome of such proceedings shall
 20 be binding on the issuing officer.

21 Sec. 21. Section 724.21A, Code 2015, is amended by
 22 adding the following new subsection:

23 NEW SUBSECTION. 8. If an applicant appeals the
 24 decision by the sheriff or commissioner to deny an
 25 application, or suspend or revoke a permit to carry
 26 weapons or a permit to acquire, and it is later
 27 determined the applicant is eligible to be issued
 28 or possess such a permit, the applicant shall be
 29 awarded costs related to the administrative proceeding
 30 and reasonable attorney fees if applicable. If the
 31 decision of the sheriff or commissioner to deny the
 32 application, or suspend or revoke the permit is upheld
 33 on appeal, the political subdivision of the state
 34 representing the sheriff or the commissioner shall be
 35 awarded costs related to the administrative proceeding
 36 and reasonable attorney fees if applicable.

37 Sec. 22. Section 724.23, Code 2015, is amended to
 38 read as follows:

39 **724.23 Records kept by commissioner and issuing**
 40 **officers.**

41 1. a. The commissioner of public safety shall
 42 maintain a permanent record of all valid permits to
 43 carry weapons and of current permit revocations.

44 b. The permanent record shall be kept in a
 45 searchable database that is accessible on a statewide
 46 basis for the circumstances described in subsection 2,
 47 paragraph "b", "c", "d", or "e".

48 2. a. Notwithstanding any other law or rule to
 49 the contrary, the commissioner of public safety and
 50 any issuing officer shall keep confidential personally

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1 identifiable information of holders of permits to
 2 carry weapons and permits to acquire, including but not
 3 limited to the name, social security number, date of
 4 birth, residential or business address, and driver's
 5 license or other identification number of the applicant
 6 or permit holder.
 7 b. This subsection shall not prohibit the
 8 release of statistical information relating to the

9 issuance, denial, revocation, or administration of
 10 nonprofessional permits to carry weapons and permits to
 11 acquire, provided that the release of such information
 12 does not reveal the identity of any individual permit
 13 holder.
 14 c. This subsection shall not prohibit the release
 15 of information to any law enforcement agency or any
 16 employee or agent thereof when necessary for the
 17 purpose of investigating a possible violation of law
 18 and when probable cause exists, or to determine the
 19 validity of a permit, or for conducting a lawfully
 20 authorized background investigation.
 21 d. This subsection shall not prohibit the
 22 release of information relating to the validity of a
 23 professional permit to carry weapons to an employer who
 24 requires an employee or an agent of the employer to
 25 possess a professional permit to carry weapons as part
 26 of the duties of the employee or agent.
 27 e. (1) This subsection shall not prohibit the
 28 release of the information described in subparagraph
 29 (2) to a member of the public if the person, in writing
 30 or in person, requests whether another person has a
 31 professional or nonprofessional permit to carry weapons
 32 or a permit to acquire. The request must include
 33 the name of the other person and at least one of the
 34 following identifiers pertaining to the other person:
 35 (a) The date of birth of the person.
 36 (b) The address of the person.
 37 (c) The telephone number of the person, including
 38 any landline or wireless numbers.
 39 (2) The information released by the department
 40 of public safety or issuing officer shall be limited
 41 to an acknowledgment as to whether or not the person
 42 currently possesses a valid permit to carry weapons or
 43 a permit to acquire, the date such permit was issued,
 44 and whether the person has ever possessed such a permit
 45 that has been revoked or has expired and the date the
 46 permit was revoked or expired. No other information
 47 shall be released under this paragraph "e."
 48 f. Except as provided in paragraphs "b", "c", "d",
 49 or "e", the release of any confidential information
 50 under this section shall require a court order or the

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1 consent of the person whose personally identifiable
 2 information is the subject of the information request.
 3 **Sec. 23. NEW SECTION. 724.29A Fraudulent purchase**
 4 **of firearms or ammunition.**
 5 1. For purposes of this section:
 6 a. "Ammunition" means any cartridge, shell, or
 7 projectile designed for use in a firearm.

8 *b. "Licensed firearms dealer"* means a person who is
9 licensed pursuant to 18 U.S.C. §923 to engage in the
10 business of dealing in firearms.

11 *c. "Materially false information"* means information
12 that portrays an illegal transaction as legal or a
13 legal transaction as illegal.

14 *d. "Private seller"* means a person who sells or
15 offers for sale any firearm or ammunition.

16 2. A person who knowingly solicits, persuades,
17 encourages, or entices a licensed firearms dealer or
18 private seller of firearms or ammunition to transfer
19 a firearm or ammunition under circumstances that the
20 person knows would violate the laws of this state or of
21 the United States commits a class "D" felony.

22 3. A person who knowingly provides materially
23 false information to a licensed firearms dealer or
24 private seller of firearms or ammunition with the
25 intent to deceive the firearms dealer or seller about
26 the legality of a transfer of a firearm or ammunition
27 commits a class "D" felony.

28 4. Any person who willfully procures another to
29 engage in conduct prohibited by this section shall be
30 held accountable as a principal.

31 5. This section does not apply to a law enforcement
32 officer acting in the officer's official capacity
33 or to a person acting at the direction of such law
34 enforcement officer.

35 Sec. 24. NEW SECTION. 724.32 Rules.

36 The department of public safety shall adopt rules
37 pursuant to chapter 17A to administer this chapter.

38 Sec. 25. Section 805.8C, Code 2015, is amended by
39 adding the following new subsections:

40 NEW SUBSECTION. 11. Duty to possess permit to carry
41 *weapons.* For violations of section 724.4, subsection
42 4, paragraph "i", subparagraph (2), the scheduled fine
43 is ten dollars.

44 NEW SUBSECTION. 12. Failure to produce permit to
45 *carry.* For violations of section 724.5, the scheduled
46 fine is ten dollars.

47 Sec. 26. **EFFECTIVE UPON ENACTMENT.** The following
48 provision or provisions of this Act, being deemed of
49 immediate importance, take effect upon enactment:

50 1. The section of this Act amending section 724.1,

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1 subsection 1, paragraph "h".

2 2. The section of this Act enacting new section
3 724.1A.

4 3. The section of this Act enacting new section
5 724.1B.

6 4. The section of this Act amending section 724.23,

7 subsection 2.
 8 5. The applicability section of this Act.
 9 Sec. 27. APPLICABILITY. The section of this
 10 Act amending section 724.23 applies to holders of
 11 nonprofessional and professional permits to carry
 12 weapons and permits to acquire pistols or revolvers
 13 and to applicants for nonprofessional permits to carry
 14 weapons and permits to acquire pistols or revolvers on
 15 or after the effective date of that section of this
 16 Act.>
 17 2. Title page, by striking lines 1 and 2 and
 18 inserting <An Act relating to making, transferring, or
 19 possessing firearm suppressors, fraudulently purchasing
 20 firearms, and issuing and verifying permits to carry
 21 or acquire weapons and the confidentiality of such
 22 permits, providing penalties, and including effective
 23 date and applicability provisions.>

STEVEN J. SODDERS

S-3080

1 Amend Senate File 345 as follows:
 2 1. Page 2, lines 24 and 25, by striking <or
 3 volunteer> and inserting <volunteer, or member of the
 4 public>

TONY BISIGNANO

S-3081

1 Amend House File 203, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 7, line 29, after <section.> by inserting
 4 <Upon receipt of an application, the board shall
 5 conduct a background check of the applicant.>

JEFF DANIELSON

S-3082

1 Amend Senate File 458 as follows:
 2 1. Title page, line 2, after <property> by
 3 inserting <, and including effective date provisions>

JEFF DANIELSON

S-3083

1 Amend Senate File 167 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. Section 331.401, Code 2015, is amended
 5 by adding the following new subsection:
 6 **NEW SUBSECTION.** 4. The board shall not approve for
 7 payment to the auditor, treasurer, recorder, sheriff,
 8 county attorney, or to a supervisor a separation
 9 allowance or severance pay.>

TONY BISIGNANO

S-3084

1 Amend Senate File 345 as follows:
 2 1. Page 2, by striking lines 24 and 25 and
 3 inserting:
 4 <(1) An incident of harassment or bullying is
 5 reported>

ROBERT M. HOGG

S-3085

1 Amend the amendment, S-3079, to Senate File 427 as
 2 follows:
 3 1. By striking page 1, line 1, through page 15,
 4 line 23, and inserting:
 5 <Amend Senate File 427 as follows:
 6 1. By striking everything after the enacting clause
 7 and inserting:
 8 Section 1. Section 724.1, subsection 1, paragraph
 9 h, Code 2015, is amended by striking the paragraph.
 10 Sec. 2. **NEW SECTION. 724.1A Firearm suppressors**
 11 **— certification.**
 12 1. As used in this section, unless the context
 13 otherwise requires:
 14 a. *“Certification”* means the participation and
 15 assent of the chief law enforcement officer of the
 16 jurisdiction where the applicant resides or maintains
 17 an address of record, that is necessary under federal
 18 law for the approval of an application to make or
 19 transfer a firearm suppressor.
 20 b. *“Chief law enforcement officer”* means the county
 21 sheriff, chief of police, or the designee of such
 22 official, that the federal bureau of alcohol, tobacco,
 23 firearms and explosives, or any successor agency, has
 24 identified by regulation or has determined is otherwise
 25 eligible to provide any required certification for

26 making or transferring a firearm suppressor.
27 *c. "Firearm suppressor"* means a mechanical device
28 specifically constructed and designed so that when
29 attached to a firearm silences, muffles, or suppresses
30 the sound when fired that is considered a "*firearm*
31 *silencer*" or "*firearm muffler*" as defined in 18 U.S.C.
32 §921.
33 2. *a.* A chief law enforcement officer is not
34 required to make any certification under this section
35 the chief law enforcement officer knows to be false,
36 but the chief law enforcement officer shall not
37 refuse, based on a generalized objection, to issue a
38 certification to make or transfer a firearm suppressor.
39 *b.* When the certification of the chief law
40 enforcement officer is required by federal law or
41 regulation for making or transferring a firearm
42 suppressor, the chief law enforcement officer
43 shall, within thirty days of receipt of a request
44 for certification, issue such certification if the
45 applicant is not prohibited by law from making or
46 transferring a firearm suppressor or is not the subject
47 of a proceeding that could result in the applicant
48 being prohibited by law from making or transferring
49 the firearm suppressor. If the chief law enforcement
50 officer does not issue a certification as required by

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1 this section, the chief law enforcement officer shall
2 provide the applicant with a written notification of
3 the denial and the reason for the denial.
4 *c.* A certification that has been approved under
5 this section grants the person the authority to make
6 or transfer a firearm suppressor as provided by state
7 and federal law.
8 3. An applicant whose request for certification
9 is denied may appeal the decision of the chief law
10 enforcement officer to the district court for the
11 county in which the applicant resides or maintains
12 an address of record. The court shall review the
13 decision of the chief law enforcement officer to deny
14 the certification de novo. If the court finds that
15 the applicant is not prohibited by law from making
16 or transferring the firearm suppressor, or is not the
17 subject of a proceeding that could result in such
18 prohibition, or that no substantial evidence supports
19 the decision of the chief law enforcement officer, the
20 court shall order the chief law enforcement officer
21 to issue the certification and award court costs and
22 reasonable attorney fees to the applicant. If the
23 court determines the applicant is not eligible to be
24 issued a certification, the court shall award court

25 costs and reasonable attorney fees to the political
 26 subdivision of the state representing the chief law
 27 enforcement officer.

28 4. In making a determination about whether to
 29 issue a certification under subsection 2, a chief law
 30 enforcement officer may conduct a criminal background
 31 check, including an inquiry of the national instant
 32 criminal background check system maintained by the
 33 federal bureau of investigation or any successor
 34 agency, but shall only require the applicant provide
 35 as much information as is necessary to identify
 36 the applicant for this purpose or to determine the
 37 disposition of an arrest or proceeding relevant to the
 38 eligibility of the applicant to lawfully possess or
 39 receive a firearm suppressor. A chief law enforcement
 40 officer shall not require access to or consent
 41 to inspect any private premises as a condition of
 42 providing a certification under this section.

43 5. A chief law enforcement officer and employees
 44 of the chief law enforcement officer who act in good
 45 faith are immune from liability arising from any act or
 46 omission in making a certification as required by this
 47 section.

48 Sec. 3. **NEW SECTION. 724.1B Firearm suppressors**
 49 — **penalty.**

50 1. A person shall not possess a firearm suppressor

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1 in this state if such possession is knowingly in
 2 violation of federal law.

3 2. A person who possesses a firearm suppressor in
 4 violation of subsection 1 commits a class "D" felony.

5 Sec. 4. Section 724.4, subsection 4, paragraph i,
 6 Code 2015, is amended to read as follows:

7 i. (1) A person who has in the person's immediate
 8 possession and who displays to a peace officer on
 9 demand a valid permit to carry weapons which has been
 10 issued to the person, and whose conduct is within the
 11 limits of that permit. A peace officer shall verify
 12 through electronic means, if possible, the validity of
 13 the person's permit to carry weapons.

14 (2) A person commits a simple misdemeanor
 15 punishable as a scheduled violation pursuant to section
 16 805.8C, subsection 11, if the person does not have in
 17 the person's immediate possession a valid permit to
 18 carry weapons which has been issued to the person.

19 (3) A ~~Except as provided subparagraph (2), a~~
 20 person shall not be convicted of a violation of this
 21 section if the person produces at the person's trial a
 22 permit to carry weapons which was valid at the time of
 23 the alleged offense and which would have brought the

24 person's conduct within this exception if the permit
 25 had been produced at the time of the alleged offense.
 26 Sec. 5. Section 724.4B, subsection 2, paragraph a,
 27 Code 2015, is amended to read as follows:

28 a. A person listed under section 724.4, subsection
 29 4, paragraphs "b" through "j" or "j", or a certified
 30 peace officer as specified in section 724.6, subsection
 31 1.

32 Sec. 6. Section 724.5, Code 2015, is amended to
 33 read as follows:

34 **724.5 Duty to carry or verify permit to carry**
 35 **weapons.**

36 1. A person armed with a revolver, pistol, or
 37 pocket billy concealed upon the person shall have in
 38 the person's immediate possession the permit provided
 39 for in section 724.4, subsection 4, paragraph "i", and
 40 shall produce the permit for inspection at the request
 41 of a peace officer.

42 2. A peace officer shall verify through electronic
 43 means, if possible, the validity of the person's permit
 44 to carry weapons.

45 3. Failure to so produce a permit is a simple
 46 misdemeanor, punishable as a scheduled violation
 47 pursuant to section 805.8C, subsection 12.

48 Sec. 7. Section 724.6, subsection 1, Code 2015, is
 49 amended to read as follows:

50 1. A person may be issued a permit to carry weapons

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1 when the person's employment in a private investigation
 2 business or private security business licensed under
 3 chapter 80A, or a person's employment as a peace
 4 officer, correctional officer, security guard, bank
 5 messenger or other person transporting property of a
 6 value requiring security, or in police work, reasonably
 7 justifies that person going armed. The permit shall be
 8 on a form prescribed and published by the commissioner
 9 of public safety, shall identify the holder, and
 10 shall state the nature of the employment requiring the
 11 holder to go armed. A permit so issued, other than to
 12 a peace officer, shall authorize the person to whom
 13 it is issued to go armed anywhere in the state, only
 14 while engaged in the employment, and while going to and
 15 from the place of the employment. A permit issued to
 16 a certified peace officer shall authorize that peace
 17 officer to go armed anywhere in the state, including
 18 a school as provided in section 724.4B, at all times.
 19 Permits shall expire twelve months after the date when
 20 issued except that permits issued to peace officers and
 21 correctional officers are valid through the officer's
 22 period of employment unless otherwise canceled. When

23 the employment is terminated, the holder of the
24 permit shall surrender it to the issuing officer for
25 cancellation.

26 Sec. 8. Section 724.7, subsection 1, Code 2015, is
27 amended to read as follows:

28 1. Any person who is not disqualified under
29 section 724.8, who satisfies the training requirements
30 of section 724.9, if applicable, and who files an
31 application in accordance with section 724.10 shall be
32 issued a nonprofessional permit to carry weapons. Such
33 permits shall be on a form prescribed and published
34 by the commissioner of public safety, which shall be
35 readily distinguishable from the professional permit,
36 and shall identify the holder of the permit. Such
37 permits shall not be issued for a particular weapon
38 and shall not contain information about a particular
39 weapon including the make, model, or serial number of
40 the weapon or any ammunition used in that weapon. All
41 permits so issued shall be for a period of five years
42 and shall be valid throughout the state except where
43 the possession or carrying of a firearm is prohibited
44 by state or federal law.

45 Sec. 9. Section 724.9, Code 2015, is amended by
46 adding the following new subsection:

47 **NEW SUBSECTION.** 1A. The handgun safety training
48 course required in subsection 1 may be conducted
49 over the internet in a live or web-based format, if
50 completion of the course is verified by the instructor

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1 or provider of the course.

2 Sec. 10. Section 724.11, subsections 1 and 3, Code
3 2015, are amended to read as follows:

4 1. a. Applications for permits to carry weapons
5 shall be made to the sheriff of the county in which
6 the applicant resides. Applications for professional
7 permits to carry weapons for persons who are
8 nonresidents of the state, or whose need to go armed
9 arises out of employment by the state, shall be made
10 to the commissioner of public safety. In either case,
11 the sheriff or commissioner, before issuing the permit,
12 shall determine that the requirements of sections 724.6
13 to 724.10 have been satisfied. However, ~~for renewal of~~
14 ~~a permit~~ the training program requirements in section
15 724.9, subsection 1, do not apply to an applicant
16 who is able to demonstrate completion of small arms
17 training as specified in section 724.9, subsection 1,
18 paragraph "d". For all other applicants the training
19 program requirements of section 724.9, subsection 1,
20 must be satisfied within the twenty-four-month period
21 prior to the date of the application for the issuance

22 of a permit.

23 b. (1) Prior to issuing a renewal, the sheriff
 24 or commissioner shall determine the requirements of
 25 sections 724.6, 724.7, 724.8, and 724.10 and either of
 26 the following, as applicable, have been satisfied:

27 (a) Beginning with the first renewal of a permit
 28 issued after the calendar year 2010, and alternating
 29 renewals thereafter, if a renewal applicant applies
 30 within thirty days prior to the expiration of the
 31 permit or within thirty days after expiration of the
 32 permit, the training program requirements of section
 33 724.9, subsection 1, do not apply.

34 (b) Beginning with the second renewal of a permit
 35 issued after the calendar year 2010, and alternating
 36 renewals thereafter, if a renewal applicant applies
 37 within thirty days prior to the expiration of the
 38 permit or within thirty days after expiration of the
 39 permit, a renewal applicant shall qualify for renewal
 40 by taking an online training course certified by the
 41 national rifle association or the Iowa law enforcement
 42 academy, and the training program requirements of
 43 section 724.9, subsection 1, do not apply.

44 (2) If any renewal applicant applies more than
 45 thirty days after the expiration of the permit, the
 46 permit requirements of paragraph "a" apply to the
 47 applicant, and any subsequent renewal of this permit
 48 shall be considered a first renewal for purposes
 49 of subparagraph (1). However, the training program
 50 requirements of section 724.9, subsection 1, do not

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1 apply to an applicant who is able to demonstrate
 2 completion of small arms training as specified in
 3 section 724.9, subsection 1, paragraph "d". For all
 4 other applicants, in lieu of the training program
 5 requirements of section 724.9, subsection 1, the
 6 renewal applicant may choose to qualify on a firing
 7 range under the supervision of an instructor certified
 8 by the national rifle association or the department of
 9 public safety or another state's department of public
 10 safety, state police department, or similar certifying
 11 body.

12 (3) As an alternative to subparagraph (1), and if
 13 the requirements of sections 724.6, 724.7, 724.8, and
 14 724.10 have been satisfied, a renewal applicant may
 15 choose to qualify, at any renewal, under the training
 16 program requirements in section 724.9, subsection 1,
 17 shall apply or the renewal applicant may choose to
 18 qualify on a firing range under the supervision of an
 19 instructor certified by the national rifle association
 20 or the department of public safety or another

21 state's department of public safety, state police
22 department, or similar certifying body. Such training
23 or qualification must occur within the ~~twelve month~~
24 twenty-four-month period prior to the expiration
25 of the applicant's current permit, except that the
26 twenty-four-month time period limitation for training
27 or qualification does not apply to an applicant who is
28 able to demonstrate completion of small arms training
29 as specified in section 724.9, subsection 1, paragraph
30 "d".

31 3. The issuing officer shall collect a fee of fifty
32 dollars, except from a duly appointed peace officer or
33 correctional officer, for each permit issued. Renewal
34 permits or duplicate permits shall be issued for a fee
35 of twenty-five dollars, provided the application for
36 such renewal permit is received by the issuing officer
37 at least within thirty days prior to the expiration
38 of the applicant's current permit or within thirty
39 days after such expiration. The issuing officer
40 shall notify the commissioner of public safety of the
41 issuance of any permit at least monthly and forward to
42 the commissioner an amount equal to ten dollars for
43 each permit issued and five dollars for each renewal
44 or duplicate permit issued. All such fees received
45 by the commissioner shall be paid to the treasurer
46 of state and deposited in the operating account of
47 the department of public safety to offset the cost of
48 administering this chapter. Notwithstanding section
49 8.33, any unspent balance as of June 30 of each year
50 shall not revert to the general fund of the state.

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1 Sec. 11. Section 724.11, Code 2015, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 5. The initial or renewal permit
4 shall have a uniform appearance, size, and content
5 prescribed and published by the commissioner of public
6 safety. The permit shall contain the name of the
7 permittee and the effective date of the permit, but
8 shall not contain the permittee's social security
9 number. Such a permit shall not be issued for a
10 particular weapon and shall not contain information
11 about a particular weapon including the make, model,
12 or serial number of the weapon, or any ammunition used
13 in that weapon.

14 Sec. 12. Section 724.11A, Code 2015, is amended to
15 read as follows:

16 **724.11A Recognition.**

17 A valid permit or license issued by another state to
18 any nonresident of this state shall be considered to
19 be a valid permit or license to carry weapons issued

20 pursuant to this chapter, except that such permit or
 21 license shall not be considered to be a substitute for
 22 ~~an annual a permit to acquire pistols or revolvers~~
 23 firearms issued pursuant to section 724.15.

24 Sec. 13. Section 724.15, Code 2015, is amended by
 25 striking the section and inserting in lieu thereof the
 26 following:

27 **724.15 Optional permit to acquire firearms.**

28 1. It is the purpose of this section to provide
 29 for a permit to acquire firearms that will satisfy
 30 the requirements of 18 U.S.C. §922(t)(3) to allow the
 31 holder of such a permit to acquire firearms from a
 32 federally licensed firearms dealer. A person is not
 33 required to obtain a permit to acquire firearms under
 34 this section if the person possesses a valid permit to
 35 carry weapons issued in accordance with this chapter or
 36 if the person has otherwise completed a satisfactory
 37 national instant criminal background check required
 38 pursuant to 18 U.S.C. §922(t).

39 2. A person may obtain a permit to acquire firearms
 40 pursuant to this section. However, a permit to acquire
 41 firearms shall not be issued to a person who is subject
 42 to any of the following:

43 a. Is under twenty-one years of age.

44 b. Is prohibited by section 724.26 or federal law
 45 from possessing, shipping, transporting, or receiving a
 46 firearm.

47 c. Is prohibited by court order from possessing,
 48 shipping, transporting, or receiving a firearm.

49 3. A permit to acquire firearms shall authorize the
 50 permit holder to acquire one or more firearms, without

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1 limitation, from a federally licensed firearms dealer
 2 during the period the permit remains valid pursuant to
 3 section 724.20.

4 4. An issuing officer who finds that a person
 5 issued a permit to acquire firearms under this chapter
 6 has been arrested for a disqualifying offense or who
 7 is the subject of proceedings that could lead to the
 8 person's ineligibility for such permit may immediately
 9 suspend such permit. An issuing officer proceeding
 10 under this subsection shall immediately notify the
 11 permit holder of the suspension by personal service or
 12 certified mail on a form prescribed and published by
 13 the commissioner of public safety and the suspension
 14 shall become effective upon the permit holder's
 15 receipt of such notice. If the suspension is based
 16 on an arrest or a proceeding that does not result in
 17 a disqualifying conviction or finding against the
 18 permit holder, the issuing officer shall immediately

19 reinstate the permit upon receipt of proof of the
 20 matter's final disposition. If the arrest leads to
 21 a disqualifying conviction or the proceedings to a
 22 disqualifying finding, the issuing officer shall revoke
 23 the permit. The issuing officer may also revoke the
 24 permit of a person whom the issuing officer later finds
 25 was not qualified for such a permit at the time of
 26 issuance or who the officer finds provided materially
 27 false information on the permit application. A person
 28 aggrieved by a suspension or revocation under this
 29 subsection may seek review of the decision pursuant to
 30 section 724.21A.

31 Sec. 14. Section 724.16, Code 2015, is amended by
 32 striking the section and inserting in lieu thereof the
 33 following:

34 **724.16 Prohibited transfers of firearms.**

35 1. A person shall not transfer a firearm to another
 36 person if the person knows or reasonably should know
 37 that the other person is prohibited from receiving or
 38 possessing a firearm under section 724.26 or federal
 39 law.

40 2. A person shall not loan or rent a firearm
 41 to another person for temporary use during lawful
 42 activities if the person knows or reasonably should
 43 know that the person is prohibited from receiving or
 44 possessing a firearm under section 724.26 or federal
 45 law.

46 3. A person who transfers, loans, or rents a
 47 firearm in violation of this section commits a class
 48 "D" felony.

49 Sec. 15. Section 724.17, Code 2015, is amended to
 50 read as follows:

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1 **724.17 Application for ~~annual~~ permit to acquire**
 2 **firearms — criminal history check required.**

3 1. The application for ~~an annual~~ a permit to
 4 acquire ~~pistols or revolvers~~ firearms may be made to
 5 the sheriff of the county of the applicant's residence
 6 and shall be on a form prescribed and published by the
 7 commissioner of public safety.

8 a. ~~The~~ If an applicant is a United States citizen,
 9 the application shall require only the full name of
 10 the applicant, the driver's license or nonoperator's
 11 identification card number of the applicant, the
 12 residence of the applicant, and the date and place of
 13 birth of the applicant.

14 b. If the applicant is not a United States citizen,
 15 the application shall, in addition to the information
 16 specified in paragraph "a", require the applicant's
 17 country of citizenship, any alien or admission

18 number issued by the United States immigration and
 19 customs enforcement or any successor agency, and
 20 if applicable, the basis for any exception claimed
 21 pursuant to 18 U.S.C. §922(v).

22 c. The applicant shall also display an
 23 identification card that bears a distinguishing number
 24 assigned to the cardholder, the full name, date of
 25 birth, sex, residence address, and brief description
 26 and ~~colored~~ photograph of the cardholder, or other
 27 identification as specified by rule of the department
 28 of public safety.

29 2. The sheriff shall conduct a criminal history
 30 check concerning each applicant by obtaining criminal
 31 history data from the department of public safety
 32 which shall include an inquiry of the national instant
 33 criminal background check system maintained by the
 34 federal bureau of investigation or any successor agency
 35 and an immigration alien query through a database
 36 maintained by the United States immigration and customs
 37 enforcement or any successor agency if the applicant is
 38 not a United States citizen.

39 3. A person who makes what the person knows to be
 40 a false statement of material fact on an application
 41 submitted under this section or who submits what the
 42 person knows to be any materially falsified or forged
 43 documentation in connection with such an application
 44 commits a class "D" felony.

45 Sec. 16. Section 724.18, Code 2015, is amended by
 46 striking the section and inserting in lieu thereof the
 47 following:

48 **724.18 Procedure for making application for permit**
 49 **to acquire firearms.**

50 1. A person may personally request the sheriff to

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1 mail an application for a permit to acquire firearms,
 2 and the sheriff shall immediately forward such
 3 application to the person. The person shall personally
 4 deliver such a completed application to the sheriff
 5 who, upon successful completion of the criminal history
 6 check and immigration alien query, if applicable,
 7 required pursuant to section 724.17, shall note the
 8 period of validity on the application and immediately
 9 issue the permit to the applicant.

10 2. For the purposes of this section, the date of
 11 application shall be the date on which the sheriff
 12 received the completed application.

13 Sec. 17. Section 724.19, Code 2015, is amended to
 14 read as follows:

15 **724.19 Issuance of ~~annual~~ permit to acquire**
 16 **firearms.**

17 The ~~annual~~ permit to acquire ~~pistols or revolvers~~
 18 ~~firearms~~ shall be issued to the applicant immediately
 19 upon completion of the application unless the applicant
 20 is disqualified under the provisions of section 724.15
 21 ~~and. The permit shall be on a form have a uniform~~
 22 ~~appearance, size, and content~~ prescribed and published
 23 by the commissioner of public safety. The permit shall
 24 contain the name of the permittee, ~~the residence of~~
 25 ~~the permittee,~~ and the effective date of the permit,
 26 ~~but shall not contain the permittee's social security~~
 27 ~~number. Such a permit shall not be issued for a~~
 28 ~~particular weapon and shall not contain information~~
 29 ~~about a particular weapon including the make, model,~~
 30 ~~or serial number of the weapon, or any ammunition used~~
 31 ~~in that weapon.~~

32 Sec. 18. Section 724.20, Code 2015, is amended to
 33 read as follows:

34 **724.20 Validity of ~~annual~~ permit to acquire ~~pistols~~**
 35 **~~or revolvers~~ firearms.**

36 The permit shall be valid throughout the state and
 37 shall be ~~valid three days after the date of application~~
 38 ~~and shall be invalid one year~~ five years after the date
 39 of ~~application issuance~~.

40 Sec. 19. Section 724.21, Code 2015, is amended to
 41 read as follows:

42 **724.21 Giving false information when acquiring**
 43 **~~weapon~~ firearms.**

44 A person who gives a false name or presents false
 45 identification, or otherwise knowingly gives false
 46 material information to one from whom the person seeks
 47 to acquire a ~~pistol or revolver~~ firearm, commits a
 48 class "D" felony.

49 Sec. 20. Section 724.21A, subsections 1 and 7, Code
 50 2015, are amended to read as follows:

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1 1. In any case where the sheriff or the
 2 commissioner of public safety denies an application
 3 for or suspends or revokes a permit to carry weapons
 4 or ~~an annual~~ a permit to acquire ~~pistols or revolvers~~
 5 firearms, the sheriff or commissioner shall provide
 6 a written statement of the reasons for the denial,
 7 suspension, or revocation and the applicant or permit
 8 holder shall have the right to appeal the denial,
 9 suspension, or revocation to an administrative law
 10 judge in the department of inspections and appeals
 11 within thirty days of receiving written notice of the
 12 denial, suspension, or revocation.

13 7. In any case where the issuing officer denies
 14 an application for, or suspends or revokes a permit
 15 to carry weapons or ~~an annual~~ a permit to acquire

16 ~~pistols or revolvers~~ firearms solely because of an
 17 adverse determination by the national instant criminal
 18 background check system, the applicant or permit holder
 19 shall not seek relief under this section but may pursue
 20 relief of the national instant criminal background
 21 check system determination pursuant to Pub. L. No.
 22 103-159, sections 103(f) and (g) and 104 and 28 C.F.R.
 23 §25.10, or other applicable law. The outcome of such
 24 proceedings shall be binding on the issuing officer.

25 Sec. 21. Section 724.21A, Code 2015, is amended by
 26 adding the following new subsection:

27 NEW SUBSECTION. 8. If an applicant appeals the
 28 decision by the sheriff or commissioner to deny an
 29 application, or suspend or revoke a permit to carry
 30 weapons or a permit to acquire firearms, and it is
 31 later determined the applicant is eligible to be
 32 issued or possess such a permit, the applicant shall be
 33 awarded court costs and reasonable attorney fees. If
 34 the decision of the sheriff or commission to deny the
 35 application, or suspend or revoke the permit is upheld
 36 on appeal, the political subdivision of the state
 37 representing the sheriff or the commissioner shall be
 38 awarded court costs and reasonable attorney fees.

39 Sec. 22. Section 724.22, subsection 5, Code 2015,
 40 is amended to read as follows:

41 5. A parent or guardian or spouse who is twenty-one
 42 years of age or older, of a person ~~fourteen years of~~
 43 ~~age but less than~~ below the age of twenty-one may
 44 allow the person to possess a pistol or revolver or
 45 the ammunition therefor for any lawful purpose while
 46 under the direct supervision of the parent or guardian
 47 or spouse who is twenty-one years of age or older, or
 48 while the person receives instruction in the proper use
 49 thereof from an instructor twenty-one years of age or
 50 older, with the consent of such parent, guardian or

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1 spouse.

2 Sec. 23. Section 724.23, Code 2015, is amended to
 3 read as follows:

4 **724.23 Records kept by commissioner and issuing**
 5 **officers.**

6 1. a. The commissioner of public safety shall
 7 maintain a permanent record of all valid permits to
 8 carry weapons and of current permit revocations.

9 b. The permanent record shall be kept in a
 10 searchable database that is accessible on a statewide
 11 basis for the circumstances described in subsection 2,
 12 paragraph "b", "c", or "d".

13 2. a. Notwithstanding any other law or rule to
 14 the contrary, the commissioner of public safety and

15 any issuing officer shall keep confidential personally
 16 identifiable information of holders of nonprofessional
 17 permits to carry weapons and permits to acquire
 18 firearms, including but not limited to the name, social
 19 security number, date of birth, residential or business
 20 address, and driver's license or other identification
 21 number of the applicant or permit holder.
 22 b. This subsection shall not prohibit the
 23 release of statistical information relating to the
 24 issuance, denial, revocation, or administration of
 25 nonprofessional permits to carry weapons and permits
 26 to acquire firearms, provided that the release of
 27 such information does not reveal the identity of any
 28 individual permit holder.
 29 c. This subsection shall not prohibit the release
 30 of information to any law enforcement agency or any
 31 employee or agent thereof when necessary for the
 32 purpose of investigating a possible violation of law
 33 and probable cause exists, or for conducting a lawfully
 34 authorized background investigation.
 35 d. This subsection shall not prohibit the
 36 release of information relating to the validity of a
 37 professional permit to carry weapons to an employer who
 38 requires an employee or an agent of the employer to
 39 possess a professional permit to carry weapons as part
 40 of the duties of the employee or agent.
 41 e. Except as provided in paragraphs "b", "c", and
 42 "d", the release of any confidential information under
 43 this section shall require a court order or the consent
 44 of the person whose personally identifiable information
 45 is the subject of the information request.

46 Sec. 24. Section 724.27, subsection 1, unnumbered
 47 paragraph 1, Code 2015, is amended to read as follows:

48 The provisions of section 724.8, section 724.15,
 49 subsection ~~1~~ 2, and section 724.26 shall not apply to
 50 a person who is eligible to have the person's civil

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1 rights regarding firearms restored under section 914.7
 2 if any of the following occur:
 3 Sec. 25. **NEW SECTION. 724.29A Fraudulent purchase**
 4 **of firearms or ammunition.**
 5 1. For purposes of this section:
 6 a. "Ammunition" means any cartridge, shell, or
 7 projectile designed for use in a firearm.
 8 b. "Licensed firearms dealer" means a person who is
 9 licensed pursuant to 18 U.S.C. §923 to engage in the
 10 business of dealing in firearms.
 11 c. "Materially false information" means information
 12 that portrays an illegal transaction as legal or a
 13 legal transaction as illegal.

14 *d. "Private seller"* means a person who sells or
 15 offers for sale any firearm or ammunition.

16 2. A person who knowingly solicits, persuades,
 17 encourages, or entices a licensed firearms dealer or
 18 private seller of firearms or ammunition to transfer
 19 a firearm or ammunition under circumstances that the
 20 person knows would violate the laws of this state or of
 21 the United States commits a class "D" felony.

22 3. A person who knowingly provides materially
 23 false information to a licensed firearms dealer or
 24 private seller of firearms or ammunition with the
 25 intent to deceive the firearms dealer or seller about
 26 the legality of a transfer of a firearm or ammunition
 27 commits a class "D" felony.

28 4. Any person who willfully procures another to
 29 engage in conduct prohibited by this section shall be
 30 held accountable as a principal.

31 5. This section does not apply to a law enforcement
 32 officer acting in the officer's official capacity
 33 or to a person acting at the direction of such law
 34 enforcement officer.

35 **Sec. 26. NEW SECTION. 724.32 Rules.**
 36 The department of public safety shall adopt rules
 37 pursuant to chapter 17A to administer this chapter.

38 **Sec. 27.** Section 805.8C, Code 2015, is amended by
 39 adding the following new subsections:

40 **NEW SUBSECTION. 11. *Duty to possess permit to carry***
 41 ***weapons.*** For violations of section 724.4, subsection
 42 4, paragraph "i", subparagraph (2), the scheduled fine
 43 is ten dollars.

44 **NEW SUBSECTION. 12. *Failure to produce permit to***
 45 ***carry.*** For violations of section 724.5, the scheduled
 46 fine is ten dollars.

47 **Sec. 28. EFFECTIVE UPON ENACTMENT.** The following
 48 provision or provisions of this Act, being deemed of
 49 immediate importance, take effect upon enactment:

50 1. The section of this Act amending section 724.1,

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1 subsection 1, paragraph "h".

2 2. The section of this Act enacting new section
 3 724.1A.

4 3. The section of this Act amending section 724.22.

5 4. The section of this Act amending section 724.23,
 6 subsection 2.

7 5. The section of this Act amending section
 8 724.29A.

9 6. The applicability section of this Act.

10 **Sec. 29. APPLICABILITY.** The section of this
 11 Act amending section 724.23 applies to holders of
 12 nonprofessional permits to carry weapons and permits to

13 acquire firearms and to applicants for nonprofessional
14 permits to carry weapons and permits to acquire
15 firearms on or after the effective date of that section
16 of this Act.>

17 2. Title page, line 2, by striking <and providing
18 penalties> and inserting <providing penalties, and
19 including effective date and applicability provisions>>

CHARLES SCHNEIDER

S-3086

1 Amend Senate File 427 as follows:

2 1. By striking page 1, line 1, through page 3, line
3 8, and inserting:

4 Section 1. Section 724.1, subsection 1, paragraph
5 h, Code 2015, is amended by striking the paragraph.

6 Sec. 2. **NEW SECTION. 724.1A Firearm suppressors**
7 **— certification.**

8 1. As used in this section, unless the context
9 otherwise requires:

10 a. “*Certification*” means the participation and
11 assent of the chief law enforcement officer of the
12 jurisdiction where the applicant resides or maintains
13 an address of record, that is necessary under federal
14 law for the approval of an application to make or
15 transfer a firearm suppressor.

16 b. “*Chief law enforcement officer*” means the county
17 sheriff, chief of police, or the designee of such
18 official, that the federal bureau of alcohol, tobacco,
19 firearms and explosives, or any successor agency, has
20 identified by regulation or has determined is otherwise
21 eligible to provide any required certification for
22 making or transferring a firearm suppressor.

23 c. “*Firearm suppressor*” means a mechanical device
24 specifically constructed and designed so that when
25 attached to a firearm silences, muffles, or suppresses
26 the sound when fired that is considered a “*firearm*
27 *silencer*” or “*firearm muffler*” as defined in 18 U.S.C.
28 §921.

29 2. a. A chief law enforcement officer is not
30 required to make any certification under this section
31 the chief law enforcement officer knows to be false,
32 but the chief law enforcement officer shall not
33 refuse, based on a generalized objection, to issue a
34 certification to make or transfer a firearm suppressor.

35 b. When the certification of the chief law
36 enforcement officer is required by federal law or
37 regulation for making or transferring a firearm
38 suppressor, the chief law enforcement officer
39 shall, within thirty days of receipt of a request
40 for certification, issue such certification if the

41 applicant is not prohibited by law from making or
42 transferring a firearm suppressor or is not the subject
43 of a proceeding that could result in the applicant
44 being prohibited by law from making or transferring
45 the firearm suppressor. If the chief law enforcement
46 officer does not issue a certification as required by
47 this section, the chief law enforcement officer shall
48 provide the applicant with a written notification of
49 the denial and the reason for the denial.
50 c. A certification that has been approved under

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1 this section grants the person the authority to make
2 or transfer a firearm suppressor as provided by state
3 and federal law.

4 3. An applicant whose request for certification
5 is denied may appeal the decision of the chief law
6 enforcement officer to the district court for the
7 county in which the applicant resides or maintains
8 an address of record. The court shall review the
9 decision of the chief law enforcement officer to deny
10 the certification de novo. If the court finds that
11 the applicant is not prohibited by law from making
12 or transferring the firearm suppressor, or is not the
13 subject of a proceeding that could result in such
14 prohibition, or that no substantial evidence supports
15 the decision of the chief law enforcement officer, the
16 court shall order the chief law enforcement officer
17 to issue the certification and award court costs and
18 reasonable attorney fees to the applicant. If the
19 court determines the applicant is not eligible to be
20 issued a certification, the court shall award court
21 costs and reasonable attorney fees to the political
22 subdivision of the state representing the chief law
23 enforcement officer.

24 4. In making a determination about whether to
25 issue a certification under subsection 2, a chief law
26 enforcement officer may conduct a criminal background
27 check, including an inquiry of the national instant
28 criminal background check system maintained by the
29 federal bureau of investigation or any successor
30 agency, but shall only require the applicant provide
31 as much information as is necessary to identify
32 the applicant for this purpose or to determine the
33 disposition of an arrest or proceeding relevant to the
34 eligibility of the applicant to lawfully possess or
35 receive a firearm suppressor. A chief law enforcement
36 officer shall not require access to or consent
37 to inspect any private premises as a condition of
38 providing a certification under this section.

39 5. A chief law enforcement officer and employees

40 of the chief law enforcement officer who act in good
 41 faith are immune from liability arising from any act or
 42 omission in making a certification as required by this
 43 section.

44 Sec. 3. NEW SECTION. 724.1B Firearm suppressors
 45 — **penalty.**

46 1. A person shall not possess a firearm suppressor
 47 in this state if such possession is knowingly in
 48 violation of federal law.

49 2. A person who possesses a firearm suppressor in
 50 violation of subsection 1 commits a class “D” felony.>

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 RANDY FEENSTRA
 DAVID JOHNSON
 MARK SEGEBART
 JAKE CHAPMAN
 BRAD ZAUN
 AMY SINCLAIR
 MARK COSTELLO

S-3087

1 Amend Senate File 427 as follows:

2 1. Page 1, before line 1 by inserting:

3 Section 1. Section 704.1, Code 2015, is amended to
 4 read as follows:

5 **704.1 Reasonable force.**

6 1. “Reasonable force” is means that force and no
 7 ~~more~~ which a reasonable person, in like circumstances,
 8 would judge to be necessary to prevent an injury or
 9 loss and can include deadly force if it is reasonable
 10 to believe that such force is necessary to avoid injury
 11 or risk to one’s life or safety or the life or safety
 12 of another, or it is reasonable to believe that such
 13 force is necessary to resist a like force or threat.

14 2. Reasonable force, including deadly force, may
 15 be used even if an alternative course of action is
 16 available if the alternative entails a risk to life
 17 or safety, or the life or safety of a third party, or
 18 ~~requires one to abandon or retreat from one's dwelling~~
 19 ~~or place of business or employment.~~

20 3. A person may be wrong in the estimation of the
 21 danger or the force necessary to repel the danger as
 22 long as there is a reasonable basis for the belief
 23 of the person and the person acts reasonably in the
 24 response to that belief.

25 4. A person who is not engaged in illegal activity
 26 has no duty to retreat from any place where the person
 27 is lawfully present before using force as specified in
 28 this chapter. A finder of fact shall not be permitted
 29 to consider the possibility of retreat as a factor in
 30 determining whether or not a person who used force
 31 reasonably believed that the force was necessary to
 32 prevent injury, loss, or risk to life or safety.

33 Sec. ____ Section 704.2, Code 2015, is amended by
 34 adding the following new subsection:

35 **NEW SUBSECTION. 1A.** A threat to cause serious
 36 injury or death, by the production, display, or
 37 brandishing of a deadly weapon, is not deadly force,
 38 as long as the actions of the person are limited to
 39 creating an expectation that the person may use deadly
 40 force to defend oneself, another, or as otherwise
 41 authorized by law.

42 Sec. ____ **NEW SECTION. 704.2A Justifiable use of**
 43 **deadly force.**

44 1. For purposes of this chapter, a person is
 45 presumed to reasonably believe that deadly force is
 46 necessary to avoid injury or risk to one's life or
 47 safety or the life or safety of another in either of
 48 the following circumstances:

49 a. The person against whom force is used, at the
 50 time the force is used, is doing any of the following:

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1 (1) Unlawfully entering by force or stealth, or
 2 has unlawfully entered by force or stealth and remains
 3 within the dwelling, place of business or employment,
 4 or occupied vehicle of the person using force.

5 (2) Unlawfully removing or is attempting to
 6 unlawfully remove another person against the other
 7 person's will from the dwelling, place of business or
 8 employment, or occupied vehicle of the person using
 9 force.

10 b. The person using force knows or has reason
 11 to believe that any of the conditions set forth in
 12 paragraph "a" are occurring or have occurred.

13 2. The presumption set forth in subsection 1 does
 14 not apply if, at the time force is used, any of the
 15 following circumstances are present:

16 a. The person using defensive force is engaged
 17 in a criminal offense, is attempting to escape from
 18 the scene of a criminal offense that the person has
 19 committed, or is using the dwelling, place of business
 20 or employment, or occupied vehicle to further a
 21 criminal offense.

22 b. The person sought to be removed is a child or
 23 grandchild or is otherwise in the lawful custody or
 24 under the lawful guardianship of the person against
 25 whom force is used.

26 c. The person against whom force is used is a
 27 peace officer who has entered or is attempting to
 28 enter a dwelling, place of business or employment, or
 29 occupied vehicle in the lawful performance of the peace
 30 officer's official duties, and the person using force
 31 knows or reasonably should know that the person who has
 32 entered or is attempting to enter is a peace officer.

33 d. The person against whom the force is used has
 34 the right to be in, or is a lawful resident of, the
 35 dwelling, place of business or employment, or occupied
 36 vehicle of the person using force, and a protective or
 37 no-contact order is not in effect against the person
 38 against whom the force is used.

39 Sec. ____ Section 704.3, Code 2015, is amended to
 40 read as follows:

41 **704.3 Defense of self or another.**

42 A person is justified in the use of reasonable force
 43 when the person reasonably believes that such force is
 44 necessary to defend oneself or another from any actual
 45 or imminent use of unlawful force.

46 Sec. ____ **NEW SECTION. 704.4A Immunity for**
 47 **justifiable use of force.**

48 1. As used in this section, "*criminal prosecution*"
 49 means arrest, detention, charging, or prosecution.

50 2. A person who uses reasonable force pursuant

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1 to this chapter shall be immune from any criminal
 2 prosecution or civil action for using such force.

3 3. A law enforcement agency may use standard
 4 investigating procedures for investigating the use of
 5 force, but the law enforcement agency shall not arrest
 6 a person for using force unless the law enforcement
 7 agency determines there is probable cause that the
 8 force was unlawful under this chapter.

9 4. The court shall award reasonable attorney fees,
 10 court costs, compensation for loss of income, and all
 11 expenses incurred by the defendant in defense of any

12 civil action brought by the plaintiff if the court
 13 finds that the defendant is immune from prosecution as
 14 provided in subsection 2.

15 Sec. ____ Section 704.7, Code 2015, is amended to
 16 read as follows:

17 **704.7 Resisting ~~forcible~~ violent felony.**

18 1. As used in this section, "*violent felony*" means
 19 any felonious sexual abuse involving compulsion or
 20 the use of a weapon or any felonious assault, murder,
 21 kidnapping, robbery, arson, or burglary.

22 2. A person who ~~knows~~ reasonably believes that a
 23 ~~forcible violent~~ felony is being or will imminently
 24 be perpetrated is justified in using, ~~against the~~
 25 ~~perpetrator,~~ reasonable force, including deadly force,
 26 against the perpetrator or perpetrators to prevent the
 27 ~~completion of or terminate the perpetration of~~ that
 28 felony.>

29 2. Page 3, after line 8 by inserting:

30 <Sec. ____ REPEAL. Section 707.6, Code 2015, is
 31 repealed.>

32 3. Title page, line 2, after <suppressors,> by
 33 inserting <justifiable use of reasonable force,>

34 4. By renumbering as necessary.

RICK BERTRAND
 BILL ANDERSON
 TOM SHIPLEY
 TIM KRAAYENBRINK
 MARK CHELGREN
 JASON SCHULTZ
 KEN ROZENBOOM
 JACK WHITVER
 BILL DIX
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 ROBY SMITH
 DENNIS GUTH
 JERRY BEHN
 CHARLES SCHNEIDER
 MARK COSTELLO
 AMY SINCLAIR
 JAKE CHAPMAN
 BRAD ZAUN
 RANDY FEENSTRA

S-3088

1 Amend Senate File 427 as follows:

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

4 Section 1. Section 724.1, subsection 1, paragraph
5 h, Code 2015, is amended by striking the paragraph.

6 Sec. 2. NEW SECTION. 724.1A Firearm suppressors
7 — **certification.**

8 1. As used in this section, unless the context
9 otherwise requires:

10 a. “*Certification*” means the participation and
11 assent of the chief law enforcement officer of the
12 jurisdiction where the applicant resides or maintains
13 an address of record, that is necessary under federal
14 law for the approval of an application to make or
15 transfer a firearm suppressor.

16 b. “*Chief law enforcement officer*” means the county
17 sheriff, chief of police, or the designee of such
18 official, that the federal bureau of alcohol, tobacco,
19 firearms and explosives, or any successor agency, has
20 identified by regulation or has determined is otherwise
21 eligible to provide any required certification for
22 making or transferring a firearm suppressor.

23 c. “*Firearm suppressor*” means a mechanical device
24 specifically constructed and designed so that when
25 attached to a firearm silences, muffles, or suppresses
26 the sound when fired that is considered a “*firearm*
27 *silencer*” or “*firearm muffler*” as defined in 18 U.S.C.
28 §921.

29 2. a. A chief law enforcement officer is not
30 required to make any certification under this section
31 the chief law enforcement officer knows to be false,
32 but the chief law enforcement officer shall not
33 refuse, based on a generalized objection, to issue a
34 certification to make or transfer a firearm suppressor.

35 b. When the certification of the chief law
36 enforcement officer is required by federal law or
37 regulation for making or transferring a firearm
38 suppressor, the chief law enforcement officer
39 shall, within thirty days of receipt of a request
40 for certification, issue such certification if the
41 applicant is not prohibited by law from making or
42 transferring a firearm suppressor or is not the subject
43 of a proceeding that could result in the applicant
44 being prohibited by law from making or transferring
45 the firearm suppressor. If the chief law enforcement
46 officer does not issue a certification as required by
47 this section, the chief law enforcement officer shall
48 provide the applicant with a written notification of
49 the denial and the reason for the denial.

50 c. A certification that has been approved under

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1 this section grants the person the authority to make
2 or transfer a firearm suppressor as provided by state
3 and federal law.

4 3. An applicant whose request for certification
5 is denied may appeal the decision of the chief law
6 enforcement officer to the district court for the
7 county in which the applicant resides or maintains
8 an address of record. The court shall review the
9 decision of the chief law enforcement officer to deny
10 the certification de novo. If the court finds that
11 the applicant is not prohibited by law from making
12 or transferring the firearm suppressor, or is not the
13 subject of a proceeding that could result in such
14 prohibition, or that no substantial evidence supports
15 the decision of the chief law enforcement officer, the
16 court shall order the chief law enforcement officer
17 to issue the certification and award court costs and
18 reasonable attorney fees to the applicant. If the
19 court determines the applicant is not eligible to be
20 issued a certification, the court shall award court
21 costs and reasonable attorney fees to the political
22 subdivision of the state representing the chief law
23 enforcement officer.

24 4. In making a determination about whether to
25 issue a certification under subsection 2, a chief law
26 enforcement officer may conduct a criminal background
27 check, including an inquiry of the national instant
28 criminal background check system maintained by the
29 federal bureau of investigation or any successor
30 agency, but shall only require the applicant provide
31 as much information as is necessary to identify
32 the applicant for this purpose or to determine the
33 disposition of an arrest or proceeding relevant to the
34 eligibility of the applicant to lawfully possess or
35 receive a firearm suppressor. A chief law enforcement
36 officer shall not require access to or consent
37 to inspect any private premises as a condition of
38 providing a certification under this section.

39 5. A chief law enforcement officer and employees
40 of the chief law enforcement officer who act in good
41 faith are immune from liability arising from any act or
42 omission in making a certification as required by this
43 section.

44 Sec. 3. NEW SECTION. 724.1B Firearm suppressors
45 — **penalty.**

46 1. A person shall not possess a firearm suppressor
47 in this state if such possession is knowingly in
48 violation of federal law.

49 2. A person who possesses a firearm suppressor in
50 violation of subsection 1 commits a class "D" felony.

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1 Sec. 4. Section 724.4, subsection 4, paragraph i,
2 Code 2015, is amended to read as follows:

3 i. (1) A person who has in the person's immediate
4 possession and who displays to a peace officer on
5 demand a valid permit to carry weapons which has been
6 issued to the person, and whose conduct is within the
7 limits of that permit. A peace officer shall verify
8 through electronic means, if possible, the validity of
9 the person's permit to carry weapons.

10 (2) A person commits a simple misdemeanor
11 punishable as a scheduled violation pursuant to section
12 805.8C, subsection 11, if the person does not have in
13 the person's immediate possession a valid permit to
14 carry weapons which has been issued to the person.

15 (3) A Except as provided subparagraph (2), a
16 person shall not be convicted of a violation of this
17 section if the person produces at the person's trial a
18 permit to carry weapons which was valid at the time of
19 the alleged offense and which would have brought the
20 person's conduct within this exception if the permit
21 had been produced at the time of the alleged offense.

22 Sec. 5. Section 724.4B, subsection 2, paragraph a,
23 Code 2015, is amended to read as follows:

24 a. A person listed under section 724.4, subsection
25 4, paragraphs "b" through "j" or "j", or a certified
26 peace officer as specified in section 724.6, subsection
27 1.

28 Sec. 6. Section 724.5, Code 2015, is amended to
29 read as follows:

30 **724.5 Duty to carry or verify permit to carry**
31 **weapons.**

32 1. A person armed with a revolver, pistol, or
33 pocket billy concealed upon the person shall have in
34 the person's immediate possession the permit provided
35 for in section 724.4, subsection 4, paragraph "i", and
36 shall produce the permit for inspection at the request
37 of a peace officer.

38 2. A peace officer shall verify through electronic
39 means, if possible, the validity of the person's permit
40 to carry weapons.

41 3. Failure to so produce a permit is a simple
42 misdemeanor, punishable as a scheduled violation
43 pursuant to section 805.8C, subsection 12.

44 Sec. 7. Section 724.6, subsection 1, Code 2015, is
45 amended to read as follows:

46 1. A person may be issued a permit to carry weapons
47 when the person's employment in a private investigation
48 business or private security business licensed under
49 chapter 80A, or a person's employment as a peace
50 officer, correctional officer, security guard, bank

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1 messenger or other person transporting property of a
2 value requiring security, or in police work, reasonably
3 justifies that person going armed. The permit shall be
4 on a form prescribed and published by the commissioner
5 of public safety, shall identify the holder, and
6 shall state the nature of the employment requiring the
7 holder to go armed. A permit so issued, other than to
8 a peace officer, shall authorize the person to whom
9 it is issued to go armed anywhere in the state, only
10 while engaged in the employment, and while going to and
11 from the place of the employment. A permit issued to
12 a certified peace officer shall authorize that peace
13 officer to go armed anywhere in the state, including
14 a school as provided in section 724.4B, at all times.
15 Permits shall expire twelve months after the date when
16 issued except that permits issued to peace officers and
17 correctional officers are valid through the officer's
18 period of employment unless otherwise canceled. When
19 the employment is terminated, the holder of the
20 permit shall surrender it to the issuing officer for
21 cancellation.

22 Sec. 8. Section 724.7, subsection 1, Code 2015, is
23 amended to read as follows:

24 1. Any person who is not disqualified under
25 section 724.8, who satisfies the training requirements
26 of section 724.9, if applicable, and who files an
27 application in accordance with section 724.10 shall be
28 issued a nonprofessional permit to carry weapons. Such
29 permits shall be on a form prescribed and published
30 by the commissioner of public safety, which shall be
31 readily distinguishable from the professional permit,
32 and shall identify the holder of the permit. Such
33 permits shall not be issued for a particular weapon
34 and shall not contain information about a particular
35 weapon including the make, model, or serial number of
36 the weapon or any ammunition used in that weapon. All
37 permits so issued shall be for a period of five years
38 and shall be valid throughout the state except where
39 the possession or carrying of a firearm is prohibited
40 by state or federal law.

41 Sec. 9. Section 724.9, Code 2015, is amended by
42 adding the following new subsection:

43 NEW SUBSECTION. 1A. The handgun safety training
44 course required in subsection 1 may be conducted
45 over the internet in a live or web-based format, if
46 completion of the course is verified by the instructor
47 or provider of the course.

48 Sec. 10. Section 724.11, subsections 1 and 3, Code
49 2015, are amended to read as follows:

50 1. a. Applications for permits to carry weapons

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1 shall be made to the sheriff of the county in which
2 the applicant resides. Applications for professional
3 permits to carry weapons for persons who are
4 nonresidents of the state, or whose need to go armed
5 arises out of employment by the state, shall be made
6 to the commissioner of public safety. In either case,
7 the sheriff or commissioner, before issuing the permit,
8 shall determine that the requirements of sections 724.6
9 to 724.10 have been satisfied. However, ~~for renewal of~~
10 ~~a permit~~ the training program requirements in section
11 724.9, subsection 1, do not apply to an applicant
12 who is able to demonstrate completion of small arms
13 training as specified in section 724.9, subsection 1,
14 paragraph "d". For all other applicants the training
15 program requirements of section 724.9, subsection 1,
16 must be satisfied within the twenty-four-month period
17 prior to the date of the application for the issuance
18 of a permit.

19 b. (1) Prior to issuing a renewal, the sheriff
20 or commissioner shall determine the requirements of
21 sections 724.6, 724.7, 724.8, and 724.10 and either of
22 the following, as applicable, have been satisfied:

23 (a) Beginning with the first renewal of a permit
24 issued after the calendar year 2010, and alternating
25 renewals thereafter, if a renewal applicant applies
26 within thirty days prior to the expiration of the
27 permit or within thirty days after expiration of the
28 permit, the training program requirements of section
29 724.9, subsection 1, do not apply.

30 (b) Beginning with the second renewal of a permit
31 issued after the calendar year 2010, and alternating
32 renewals thereafter, if a renewal applicant applies
33 within thirty days prior to the expiration of the
34 permit or within thirty days after expiration of the
35 permit, a renewal applicant shall qualify for renewal
36 by taking an online training course certified by the
37 national rifle association or the Iowa law enforcement
38 academy, and the training program requirements of
39 section 724.9, subsection 1, do not apply.

40 (2) If any renewal applicant applies more than
41 thirty days after the expiration of the permit, the
42 permit requirements of paragraph "a" apply to the
43 applicant, and any subsequent renewal of this permit
44 shall be considered a first renewal for purposes
45 of subparagraph (1). However, the training program
46 requirements of section 724.9, subsection 1, do not
47 apply to an applicant who is able to demonstrate
48 completion of small arms training as specified in
49 section 724.9, subsection 1, paragraph "d". For all
50 other applicants, in lieu of the training program

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1 requirements of section 724.9, subsection 1, the
2 renewal applicant may choose to qualify on a firing
3 range under the supervision of an instructor certified
4 by the national rifle association or the department of
5 public safety or another state's department of public
6 safety, state police department, or similar certifying
7 body.

8 (3) As an alternative to subparagraph (1), and if
9 the requirements of sections 724.6, 724.7, 724.8, and
10 724.10 have been satisfied, a renewal applicant may
11 choose to qualify, at any renewal, under the training
12 program requirements in section 724.9, subsection 1,
13 ~~shall apply~~ or the renewal applicant may choose to
14 qualify on a firing range under the supervision of an
15 instructor certified by the national rifle association
16 or the department of public safety or another
17 state's department of public safety, state police
18 department, or similar certifying body. Such training
19 or qualification must occur within the ~~twelve-month~~
20 twenty-four-month period prior to the expiration
21 of the applicant's current permit, ~~except that the~~
22 twenty-four-month time period limitation for training
23 or qualification does not apply to an applicant who is
24 able to demonstrate completion of small arms training
25 as specified in section 724.9, subsection 1, paragraph
26 "d".

27 3. The issuing officer shall collect a fee of fifty
28 dollars, except from a duly appointed peace officer or
29 correctional officer, for each permit issued. Renewal
30 permits or duplicate permits shall be issued for a fee
31 of twenty-five dollars, provided the application for
32 such renewal permit is received by the issuing officer
33 ~~at least~~ within thirty days prior to the expiration
34 of the applicant's current permit or within thirty
35 days after such expiration. The issuing officer
36 shall notify the commissioner of public safety of the
37 issuance of any permit at least monthly and forward to
38 the commissioner an amount equal to ten dollars for
39 each permit issued and five dollars for each renewal
40 or duplicate permit issued. All such fees received
41 by the commissioner shall be paid to the treasurer
42 of state and deposited in the operating account of
43 the department of public safety to offset the cost of
44 administering this chapter. Notwithstanding section
45 8.33, any unspent balance as of June 30 of each year
46 shall not revert to the general fund of the state.
47 Sec. 11. Section 724.11, Code 2015, is amended by
48 adding the following new subsection:
49 NEW SUBSECTION. 5. The initial or renewal permit
50 shall have a uniform appearance, size, and content

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1 prescribed and published by the commissioner of public
2 safety. The permit shall contain the name of the
3 permittee and the effective date of the permit, but
4 shall not contain the permittee's social security
5 number. Such a permit shall not be issued for a
6 particular weapon and shall not contain information
7 about a particular weapon including the make, model,
8 or serial number of the weapon, or any ammunition used
9 in that weapon.

10 Sec. 12. Section 724.11A, Code 2015, is amended to
11 read as follows:

12 **724.11A Recognition.**

13 A valid permit or license issued by another state to
14 any nonresident of this state shall be considered to
15 be a valid permit or license to carry weapons issued
16 pursuant to this chapter, except that such permit or
17 license shall not be considered to be a substitute for
18 ~~an annual a permit to acquire pistols or revolvers~~
19 firearms issued pursuant to section 724.15.

20 Sec. 13. Section 724.15, Code 2015, is amended by
21 striking the section and inserting in lieu thereof the
22 following:

23 **724.15 Optional permit to acquire firearms.**

24 1. It is the purpose of this section to provide
25 for a permit to acquire firearms that will satisfy
26 the requirements of 18 U.S.C. §922(t)(3) to allow the
27 holder of such a permit to acquire firearms from a
28 federally licensed firearms dealer. A person is not
29 required to obtain a permit to acquire firearms under
30 this section if the person possesses a valid permit to
31 carry weapons issued in accordance with this chapter or
32 if the person has otherwise completed a satisfactory
33 national instant criminal background check required
34 pursuant to 18 U.S.C. §922(t).

35 2. A person may obtain a permit to acquire firearms
36 pursuant to this section. However, a permit to acquire
37 firearms shall not be issued to a person who is subject
38 to any of the following:

39 a. Is under twenty-one years of age.
40 b. Is prohibited by section 724.26 or federal law
41 from possessing, shipping, transporting, or receiving a
42 firearm.

43 c. Is prohibited by court order from possessing,
44 shipping, transporting, or receiving a firearm.

45 3. A permit to acquire firearms shall authorize the
46 permit holder to acquire one or more firearms, without
47 limitation, from a federally licensed firearms dealer
48 during the period the permit remains valid pursuant to
49 section 724.20.

50 4. An issuing officer who finds that a person

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1 issued a permit to acquire firearms under this chapter
 2 has been arrested for a disqualifying offense or who
 3 is the subject of proceedings that could lead to the
 4 person's ineligibility for such permit may immediately
 5 suspend such permit. An issuing officer proceeding
 6 under this subsection shall immediately notify the
 7 permit holder of the suspension by personal service or
 8 certified mail on a form prescribed and published by
 9 the commissioner of public safety and the suspension
 10 shall become effective upon the permit holder's
 11 receipt of such notice. If the suspension is based
 12 on an arrest or a proceeding that does not result in
 13 a disqualifying conviction or finding against the
 14 permit holder, the issuing officer shall immediately
 15 reinstate the permit upon receipt of proof of the
 16 matter's final disposition. If the arrest leads to
 17 a disqualifying conviction or the proceedings to a
 18 disqualifying finding, the issuing officer shall revoke
 19 the permit. The issuing officer may also revoke the
 20 permit of a person whom the issuing officer later finds
 21 was not qualified for such a permit at the time of
 22 issuance or who the officer finds provided materially
 23 false information on the permit application. A person
 24 aggrieved by a suspension or revocation under this
 25 subsection may seek review of the decision pursuant to
 26 section 724.21A.

27 Sec. 14. Section 724.16, Code 2015, is amended by
 28 striking the section and inserting in lieu thereof the
 29 following:

30 **724.16 Prohibited transfers of firearms.**

31 1. A person shall not transfer a firearm to another
 32 person if the person knows or reasonably should know
 33 that the other person is prohibited from receiving or
 34 possessing a firearm under section 724.26 or federal
 35 law.

36 2. A person shall not loan or rent a firearm
 37 to another person for temporary use during lawful
 38 activities if the person knows or reasonably should
 39 know that the person is prohibited from receiving or
 40 possessing a firearm under section 724.26 or federal
 41 law.

42 3. A person who transfers, loans, or rents a
 43 firearm in violation of this section commits a class
 44 "D" felony.

45 Sec. 15. Section 724.17, Code 2015, is amended to
 46 read as follows:

47 **724.17 Application for ~~annual~~ permit to acquire**
 48 **firearms — criminal history check required.**

49 1. The application for ~~an annual~~ a permit to
 50 acquire ~~pistols or revolvers~~ firearms may be made to

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1 the sheriff of the county of the applicant's residence
2 and shall be on a form prescribed and published by the
3 commissioner of public safety.

4 a. The If an applicant is a United States citizen,
5 the application shall require only the full name of
6 the applicant, the driver's license or nonoperator's
7 identification card number of the applicant, the
8 residence of the applicant, and the date and place of
9 birth of the applicant.

10 b. If the applicant is not a United States citizen,
11 the application shall, in addition to the information
12 specified in paragraph "a", require the applicant's
13 country of citizenship, any alien or admission
14 number issued by the United States immigration and
15 customs enforcement or any successor agency, and,
16 if applicable, the basis for any exception claimed
17 pursuant to 18 U.S.C. §922(y).

18 c. The applicant shall also display an
19 identification card that bears a distinguishing number
20 assigned to the cardholder, the full name, date of
21 birth, sex, residence address, and brief description
22 and colored photograph of the cardholder, or other
23 identification as specified by rule of the department
24 of public safety.

25 2. The sheriff shall conduct a criminal history
26 check concerning each applicant by obtaining criminal
27 history data from the department of public safety
28 which shall include an inquiry of the national instant
29 criminal background check system maintained by the
30 federal bureau of investigation or any successor agency
31 and an immigration alien query through a database
32 maintained by the United States immigration and customs
33 enforcement or any successor agency if the applicant is
34 not a United States citizen.

35 3. A person who makes what the person knows to be
36 a false statement of material fact on an application
37 submitted under this section or who submits what the
38 person knows to be any materially falsified or forged
39 documentation in connection with such an application
40 commits a class "D" felony.

41 Sec. 16. Section 724.18, Code 2015, is amended by
42 striking the section and inserting in lieu thereof the
43 following:

44 **724.18 Procedure for making application for permit**
45 **to acquire firearms.**

46 1. A person may personally request the sheriff to
47 mail an application for a permit to acquire firearms,
48 and the sheriff shall immediately forward such
49 application to the person. The person shall personally
50 deliver such a completed application to the sheriff

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1 who, upon successful completion of the criminal history
2 check and immigration alien query, if applicable,
3 required pursuant to section 724.17, shall note the
4 period of validity on the application and immediately
5 issue the permit to the applicant.

6 2. For the purposes of this section, the date of
7 application shall be the date on which the sheriff
8 received the completed application.

9 Sec. 17. Section 724.19, Code 2015, is amended to
10 read as follows:

11 **724.19 Issuance of ~~annual~~ permit to acquire**
12 **firearms.**

13 ~~The annual permit to acquire pistols or revolvers~~
14 ~~firearms~~ shall be issued to the applicant immediately
15 upon completion of the application unless the applicant
16 is disqualified under the provisions of section 724.15
17 ~~and. The permit shall be on a form have a uniform~~
18 ~~appearance, size, and content~~ prescribed and published
19 by the commissioner of public safety. The permit shall
20 contain the name of the permittee, ~~the residence of~~
21 ~~the permittee,~~ and the effective date of the permit,
22 ~~but shall not contain the permittee's social security~~
23 ~~number. Such a permit shall not be issued for a~~
24 ~~particular weapon and shall not contain information~~
25 ~~about a particular weapon including the make, model,~~
26 ~~or serial number of the weapon, or any ammunition used~~
27 ~~in that weapon.~~

28 Sec. 18. Section 724.20, Code 2015, is amended to
29 read as follows:

30 **724.20 Validity of ~~annual~~ permit to acquire ~~pistols~~**
31 **~~or revolvers~~ firearms.**

32 The permit shall be valid throughout the state and
33 shall be ~~valid three days after the date of application~~
34 ~~and shall be invalid one year~~ five years after the date
35 of application issuance.

36 Sec. 19. Section 724.21, Code 2015, is amended to
37 read as follows:

38 **724.21 Giving false information when acquiring**
39 **~~weapon~~ firearms.**

40 A person who gives a false name or presents false
41 identification, or otherwise knowingly gives false
42 material information to one from whom the person seeks
43 to acquire a ~~pistol or revolver~~ firearm, commits a
44 class "D" felony.

45 Sec. 20. Section 724.21A, subsections 1 and 7, Code
46 2015, are amended to read as follows:

47 1. In any case where the sheriff or the
48 commissioner of public safety denies an application
49 for or suspends or revokes a permit to carry weapons
50 ~~or an annual~~ a permit to acquire ~~pistols or revolvers~~

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1 firearms, the sheriff or commissioner shall provide
2 a written statement of the reasons for the denial,
3 suspension, or revocation and the applicant or permit
4 holder shall have the right to appeal the denial,
5 suspension, or revocation to an administrative law
6 judge in the department of inspections and appeals
7 within thirty days of receiving written notice of the
8 denial, suspension, or revocation.

9 7. In any case where the issuing officer denies
10 an application for, or suspends or revokes a permit
11 to carry weapons or ~~an annual~~ a permit to acquire
12 ~~pistols or revolvers~~ firearms solely because of an
13 adverse determination by the national instant criminal
14 background check system, the applicant or permit holder
15 shall not seek relief under this section but may pursue
16 relief of the national instant criminal background
17 check system determination pursuant to Pub. L. No.
18 103-159, sections 103(f) and (g) and 104 and 28 C.F.R.
19 §25.10, or other applicable law. The outcome of such
20 proceedings shall be binding on the issuing officer.

21 Sec. 21. Section 724.21A, Code 2015, is amended by
22 adding the following new subsection:

23 NEW SUBSECTION. 8. If an applicant appeals the
24 decision by the sheriff or commissioner to deny an
25 application, or suspend or revoke a permit to carry
26 weapons or a permit to acquire firearms, and it is
27 later determined the applicant is eligible to be
28 issued or possess such a permit, the applicant shall be
29 awarded court costs and reasonable attorney fees. If
30 the decision of the sheriff or commission to deny the
31 application, or suspend or revoke the permit is upheld
32 on appeal, the political subdivision of the state
33 representing the sheriff or the commissioner shall be
34 awarded court costs and reasonable attorney fees.

35 Sec. 22. Section 724.22, subsection 5, Code 2015,
36 is amended to read as follows:

37 5. A parent or guardian or spouse who is twenty-one
38 years of age or older, of a person ~~fourteen years of~~
39 ~~age but less than~~ below the age of twenty-one may
40 allow the person to possess a pistol or revolver or
41 the ammunition therefor for any lawful purpose while
42 under the direct supervision of the parent or guardian
43 or spouse who is twenty-one years of age or older, or
44 while the person receives instruction in the proper use
45 thereof from an instructor twenty-one years of age or
46 older, with the consent of such parent, guardian or
47 spouse.

48 Sec. 23. Section 724.23, Code 2015, is amended to
49 read as follows:

50 **724.23 Records kept by commissioner and issuing**

Page 12

1 **officers.**

2 1. a. The commissioner of public safety shall
3 maintain a permanent record of all valid permits to
4 carry weapons and of current permit revocations.

5 b. The permanent record shall be kept in a
6 searchable database that is accessible on a statewide
7 basis for the circumstances described in subsection 2.
8 paragraph "b", "c", or "d".

9 2. a. Notwithstanding any other law or rule to
10 the contrary, the commissioner of public safety and
11 any issuing officer shall keep confidential personally
12 identifiable information of holders of nonprofessional
13 permits to carry weapons and permits to acquire
14 firearms, including but not limited to the name, social
15 security number, date of birth, residential or business
16 address, and driver's license or other identification
17 number of the applicant or permit holder.

18 b. This subsection shall not prohibit the
19 release of statistical information relating to the
20 issuance, denial, revocation, or administration of
21 nonprofessional permits to carry weapons and permits
22 to acquire firearms, provided that the release of
23 such information does not reveal the identity of any
24 individual permit holder.

25 c. This subsection shall not prohibit the release
26 of information to any law enforcement agency or any
27 employee or agent thereof when necessary for the
28 purpose of investigating a possible violation of law
29 and probable cause exists, or for conducting a lawfully
30 authorized background investigation.

31 d. This subsection shall not prohibit the
32 release of information relating to the validity of a
33 professional permit to carry weapons to an employer who
34 requires an employee or an agent of the employer to
35 possess a professional permit to carry weapons as part
36 of the duties of the employee or agent.

37 e. Except as provided in paragraphs "b", "c", and
38 "d", the release of any confidential information under
39 this section shall require a court order or the consent
40 of the person whose personally identifiable information
41 is the subject of the information request.

42 Sec. 24. Section 724.27, subsection 1, unnumbered
43 paragraph 1, Code 2015, is amended to read as follows:

44 The provisions of section 724.8, section 724.15,
45 subsection ~~1~~ 2, and section 724.26 shall not apply to
46 a person who is eligible to have the person's civil
47 rights regarding firearms restored under section 914.7
48 if any of the following occur:

49 Sec. 25. NEW SECTION. 724.29A Fraudulent purchase
50 of firearms or ammunition.

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- 1 1. For purposes of this section:
2 *a. "Ammunition"* means any cartridge, shell, or
3 projectile designed for use in a firearm.
4 *b. "Licensed firearms dealer"* means a person who is
5 licensed pursuant to 18 U.S.C. §923 to engage in the
6 business of dealing in firearms.
7 *c. "Materially false information"* means information
8 that portrays an illegal transaction as legal or a
9 legal transaction as illegal.
10 *d. "Private seller"* means a person who sells or
11 offers for sale any firearm or ammunition.
- 12 2. A person who knowingly solicits, persuades,
13 encourages, or entices a licensed firearms dealer or
14 private seller of firearms or ammunition to transfer
15 a firearm or ammunition under circumstances that the
16 person knows would violate the laws of this state or of
17 the United States commits a class "D" felony.
- 18 3. A person who knowingly provides materially
19 false information to a licensed firearms dealer or
20 private seller of firearms or ammunition with the
21 intent to deceive the firearms dealer or seller about
22 the legality of a transfer of a firearm or ammunition
23 commits a class "D" felony.
- 24 4. Any person who willfully procures another to
25 engage in conduct prohibited by this section shall be
26 held accountable as a principal.
- 27 5. This section does not apply to a law enforcement
28 officer acting in the officer's official capacity
29 or to a person acting at the direction of such law
30 enforcement officer.
- 31 **Sec. 26. NEW SECTION. 724.32 Rules.**
32 The department of public safety shall adopt rules
33 pursuant to chapter 17A to administer this chapter.
- 34 **Sec. 27.** Section 805.8C, Code 2015, is amended by
35 adding the following new subsections:
36 **NEW SUBSECTION. 11. *Duty to possess permit to carry***
37 ***weapons.*** For violations of section 724.4, subsection
38 4, paragraph "i", subparagraph (2), the scheduled fine
39 is ten dollars.
- 40 **NEW SUBSECTION. 12. *Failure to produce permit to***
41 ***carry.*** For violations of section 724.5, the scheduled
42 fine is ten dollars.
- 43 **Sec. 28. EFFECTIVE UPON ENACTMENT.** The following
44 provision or provisions of this Act, being deemed of
45 immediate importance, take effect upon enactment:
46 1. The section of this Act amending section 724.1,
47 subsection 1, paragraph "h".
48 2. The section of this Act enacting new section
49 724.1A.
50 3. The section of this Act amending section 724.22.

Page 14

1 4. The section of this Act amending section 724.23,
 2 subsection 2.
 3 5. The section of this Act amending section
 4 724.29A.
 5 6. The applicability section of this Act.
 6 Sec. 29. APPLICABILITY. The section of this
 7 Act amending section 724.23 applies to holders of
 8 nonprofessional permits to carry weapons and permits to
 9 acquire firearms and to applicants for nonprofessional
 10 permits to carry weapons and permits to acquire
 11 firearms on or after the effective date of that section
 12 of this Act.>
 13 2. Title page, line 2, by striking <and> and
 14 inserting <including effective date and applicability
 15 provisions, and>

CHARLES SCHNEIDER
 JERRY BEHN
 DENNIS GUTH
 KEN ROZENBOOM
 ROBY SMITH
 MARK SEGEBART
 JASON SCHULTZ
 JULIAN GARRETT
 MICHAEL BREITBACH
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 JACK WHITVER
 MARK CHELGREN
 TIM KRAAYENBRINK
 TOM SHIPLEY
 BILL ANDERSON
 RICK BERTRAND
 RANDY FEENSTRA
 DAVID JOHNSON
 JAKE CHAPMAN
 MARK COSTELLO
 BRAD ZAUN

S-3089

1 Amend House File 229, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 10 through 12 and

- 4 inserting <memberships, irrespective of the place
 5 or manner of sale or the purpose for which they are
 6 purchased, except that section 555A.4, subsection 3,
 7 shall not apply to the sale of a buying club membership
 8 transacted through the internet by a company primarily
 9 engaged in the sale of goods through the internet. In
 10 addition to the requirements of chapter>
 11 2. Page 2, by striking line 9 and inserting:
 12 <e. The>
 13 3. Page 2, by striking lines 23 through 31.
 14 4. Page 4, after line 26 by inserting:
 15 <(iii) "Free offer" does not include enrollment
 16 in a subscription to a publication, including but not
 17 limited to a magazine, newspaper, or other periodical,
 18 if the consumer may cancel the subscription at any time
 19 and receive a refund for issues not yet distributed,
 20 or in the case of a newspaper, a refund for newspapers
 21 that would otherwise be distributed after the
 22 expiration of the current month.>
 23 5. By renumbering as necessary.

COMMITTEE ON COMMERCE
 JANET PETERSEN, Chair

S-3090

- 1 Amend House File 506, as passed by the House, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 53.17, subsection 2, Code 2015,
 6 is amended to read as follows:
 7 2. In order for the ballot to be counted, the
 8 return envelope must be received in the commissioner's
 9 office before the polls close on election day or must
 10 be clearly postmarked by an officially authorized
 11 postal service not later than the day before the
 12 election and received by the commissioner not later
 13 than noon on the Monday following the election or must
 14 be clearly postmarked by received by the commissioner
 15 through an officially authorized postal service not
 16 later than 5:00 p.m. on the day ~~before~~ after the

17 election ~~and received by the commissioner not later~~
18 ~~than noon on the Monday following the election.>~~

COMMITTEE ON STATE GOVERNMENT
JEFF DANIELSON, Chair

S-3091

1 Amend House File 397, as passed by the House, as
2 follows:

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

5 Section 1. Section 92.17, Code 2015, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 7. *a.* Unless otherwise prohibited
8 by federal law, a child at least fourteen years old
9 from working for up to six weeks per calendar year
10 for a nonprofit organization generally recognized
11 as educational, charitable, religious, or community
12 service in nature. However, sections 92.6 and 92.8
13 shall apply to such work.

14 *b.* A child shall not be employed pursuant to the
15 exception provided in this subsection before the hour
16 of 7:00 a.m. or after 7:00 p.m., except during the
17 period from June 1 through Labor Day when the hours
18 shall be extended to 9:00 p.m. While school is in
19 session, a child employed pursuant to the exception
20 provided in this subsection shall not work during
21 regular school hours and shall not work outside regular
22 school hours more than three hours in one day or
23 eighteen hours in one week. While school is not in
24 session, a child employed pursuant to the exception
25 provided in this subsection shall not work more than
26 eight hours in one day or forty hours in one week.

27 *c.* The employer of a child employed pursuant to
28 the exception provided in this subsection shall submit
29 all of the following information to the department
30 of workforce development before the child begins
31 employment:

32 (1) The child's name.

33 (2) Evidence of age showing that the child is
34 fourteen years old or more as provided in section
35 92.11, subsection 2.

36 (3) The hours the child is scheduled to work.

37 (4) A description of the industry and the work to
38 be performed by the child.

39 (5) The written permission of the parent, guardian,
40 or custodian of the child.>

41 2. Title page, line 1, by striking <defining
 42 occasional work for purposes of> and inserting
 43 <providing an exception for certain work for certain
 44 nonprofit organizations under>

COMMITTEE ON LABOR AND
 BUSINESS RELATIONS
 TONY BISIGNANO, Chair

S-3092

1 Amend House File 286, as passed by the House, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 91A.3, subsection 3, Code 2015,
 6 is amended to read as follows:
 7 3. *a.* The wages paid under subsection 1 shall be
 8 paid using a method authorized by this section.
 9 *b.* Wages due may be paid at the employee's normal
 10 place of employment during normal employment hours
 11 or at a place and hour mutually agreed upon by the
 12 employer and employee, ~~or the employee may elect~~
 13 ~~to have the wages sent for direct deposit, on or by~~
 14 ~~the regular payday of the employee, into a financial~~
 15 ~~institution designated by the employee.~~
 16 *c.* Upon written request by the employee, wages due
 17 may be sent to the employee by mail. The employer
 18 shall maintain a copy of the request for as long as it
 19 is effective and for at least two years thereafter.
 20 *d.* The employee may elect to have wages due sent
 21 for direct deposit, on or by the regular payday of the
 22 employee, into a financial institution designated by
 23 the employee. An employee ~~hired on or after July 1,~~
 24 ~~2005,~~ may be required, as a condition of employment, to
 25 participate in direct deposit of the employee's wages
 26 in a financial institution of the employee's choice
 27 unless any of the following conditions exist:
 28 (1) The costs to the employee of establishing
 29 and maintaining an account for purposes of the direct
 30 deposit would effectively reduce the employee's wages
 31 to a level below the minimum wage provided under
 32 section 91D.1.
 33 (2) The employee would incur fees charged to the
 34 employee's account as a result of the direct deposit.
 35 (3) The provisions of a collective bargaining
 36 agreement mutually agreed upon by the employer and
 37 the employee organization prohibit the employer from
 38 requiring an employee to sign up for direct deposit as
 39 a condition of hire.
 40 *e.* An employer may offer payment of wages by debit
 41 card or pay card pursuant to this section only if

42 the employee has the option of withdrawing all wages
 43 due once per pay period, but not more frequently
 44 than once per week, without incurring any charge, if
 45 such withdrawal of wages is conducted at a financial
 46 institution's office location. For purposes of this
 47 paragraph, "financial institution" means the same as
 48 defined in section 537.1301.
 49 ~~b.~~ f. If the employer fails to pay an employee's
 50 wages on or by the regular payday in accordance with

Page 2

1 this subsection, the employer is liable for the amount
 2 of any overdraft charge if the overdraft is created
 3 on the employee's account because of the employer's
 4 failure to pay the wages on or by the regular payday.
 5 The overdraft charges may be the basis for a claim
 6 under section 91A.10 and for damages under section
 7 91A.8.
 8 Sec. 2. Section 91A.5, subsection 1, paragraph b,
 9 Code 2015, is amended to read as follows:
 10 b. The employer ~~has~~ obtains advance written
 11 authorization from the employee to so deduct for any
 12 lawful purpose accruing to the benefit of the employee.
 13 Sec. 3. Section 91A.6, subsection 1, Code 2015, is
 14 amended to read as follows:
 15 1. An employer shall ~~after being notified by the~~
 16 ~~commissioner pursuant to subsection 2~~ do the following:
 17 a. Notify its employees in writing at the time of
 18 hiring what wages and regular paydays are designated
 19 by the employer.
 20 b. Notify its employees in writing whose wages are
 21 determined based on a task, piece, mile, or load basis
 22 about the method used to calculate wages and when the
 23 wages are 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
 26 in the arrangements specified in this subsection ~~+~~ that
 27 reduce wages or alter the regular paydays. The notice
 28 shall either be in writing or posted at a place where
 29 employee notices are routinely posted.
 30 ~~e.~~ d. Make available to its employees upon written
 31 request, a written statement enumerating employment
 32 agreements and policies with regard to vacation pay,
 33 sick leave, reimbursement for expenses, retirement
 34 benefits, severance pay, or other comparable matters
 35 with respect to wages. Notice of such availability
 36 shall be given to each employee in writing or by a
 37 notice posted at a place where employee notices are
 38 routinely posted.
 39 ~~d.~~ e. Establish, maintain, and preserve for three
 40 calendar years the payroll records showing the hours

41 worked, wages earned, and deductions made for each
 42 employee and any employment agreements entered into
 43 between an employer and employee.

44 Sec. 4. Section 91A.6, subsection 2, Code 2015, is
 45 amended by striking the subsection.

46 Sec. 5. Section 91A.6, subsection 4, Code 2015, is
 47 amended by striking the subsection and inserting in
 48 lieu thereof the following:

49 4. *a.* On each regular payday, the employer shall
 50 send to each employee by mail or shall provide at the

Page 3

1 employee's normal place of employment during normal
 2 employment hours a statement showing the wages earned
 3 by the employee, the deductions made for the employee,
 4 and the following information, as applicable:

5 (1) For each employee paid in whole or in part on
 6 an hourly basis, the statement shall show the hours the
 7 employee worked and the beginning and ending dates of
 8 the pay period to which the statement applies.

9 (2) For each employee paid based on a percentage of
 10 sales or based on a percentage of revenue generated for
 11 the employer, the statement shall include a list of the
 12 amount of each sale or the amount of revenue during the
 13 pay period.

14 (3) For each employee whose pay is based on the
 15 number of miles or loads performed, the statement shall
 16 include the applicable number performed during the pay
 17 period.

18 *b.* An employer who provides each employee access to
 19 view an electronic statement of the employee's earnings
 20 and provides the employee free and unrestricted access
 21 to a printer to print the employee's statement of
 22 earnings, if the employee chooses, is in compliance
 23 with this subsection.

24 Sec. 6. Section 91A.8, Code 2015, is amended to
 25 read as follows:

26 **91A.8 Damages recoverable by an employee.**

27 When it has been shown that an employer has
 28 ~~intentionally~~ failed to pay an employee wages or
 29 reimburse expenses pursuant to section 91A.3, whether
 30 as the result of a wage dispute or otherwise, the
 31 employer shall be liable to the employee for ~~any the~~
 32 unpaid wages or unreimbursed expenses that are so
 33 ~~intentionally failed to be paid or reimbursed~~, plus
 34 liquidated damages, court costs, and any ~~attorney's~~
 35 attorney fees incurred in recovering the unpaid wages
 36 or unreimbursed expenses and determined to have been
 37 usual and necessary. ~~In other instances the employer~~
 38 ~~shall be liable only for unpaid wages or expenses,~~
 39 ~~court costs and usual and necessary attorney's fees~~

40 ~~incurred in recovering the unpaid wages or expenses.~~

41 Sec. 7. Section 91A.9, subsection 3, Code 2015, is
42 amended to read as follows:

43 3. The commissioner may employ such qualified
44 personnel as are necessary for the enforcement of this
45 chapter. Such personnel shall be employed pursuant
46 to chapter 8A, subchapter IV. The commissioner shall
47 employ wage investigators for the enforcement of this
48 chapter.

49 Sec. 8. Section 91A.9, Code 2015, is amended by
50 adding the following new subsection:

Page 4

1 NEW SUBSECTION. 4A. The commissioner shall
2 establish a statewide, toll-free telephone hotline for
3 the purpose of receiving reports of violations of this
4 chapter.

5 Sec. 9. Section 91A.10, subsection 5, Code 2015, is
6 amended to read as follows:

7 ~~5. An employer shall not discharge or in any other~~
8 ~~manner discriminate against any employee because the~~
9 ~~employee has filed a complaint, assigned a claim, or~~
10 ~~brought an action under this section or has cooperated~~
11 ~~in bringing any action against an employer.~~

12 5. a. An employer or other person shall not
13 discharge or in any other manner discriminate or
14 retaliate against any of the following:

15 (1) An employee or other person for exercising any
16 right provided under this chapter or any rules adopted
17 pursuant to this chapter.

18 (2) Another employee or person for providing
19 assistance to an employee or providing information
20 regarding the employee or person.

21 (3) Another employee or person for testifying or
22 planning to testify in any investigation or proceeding
23 regarding the employee or person.

24 b. Any employee may file a complaint with the
25 commissioner alleging discharge, ~~or~~ discrimination,
26 or retaliation within thirty days after such
27 violation occurs. Upon receipt of the complaint, the
28 commissioner shall cause an investigation to be made
29 to the extent deemed appropriate. If the commissioner
30 determines from the investigation that the provisions
31 of this subsection have been violated, the commissioner
32 shall bring an action in the appropriate district court
33 against such person. The district court shall have
34 jurisdiction, for cause shown, to restrain violations
35 of this subsection and order all appropriate relief
36 including rehiring or reinstatement of the employee to
37 the former position with back pay.

38 Sec. 10. Section 91A.10, Code 2015, is amended by

39 adding the following new subsection:

40 NEW SUBSECTION. 6. A civil action to enforce
41 subsection 5 may also be maintained in any court of
42 competent jurisdiction by the commissioner or by any
43 party injured by a violation of subsection 5. An
44 employer or other person who retaliates against an
45 employee or other person in violation of subsection 5
46 shall be required to pay the employee or other person
47 an amount set by the commissioner or a court sufficient
48 to compensate the employee or other person and to deter
49 future violations, but not less than one hundred fifty
50 dollars for each day that the violation occurred.

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1 Sec. 11. NEW SECTION. **91A.12A Erroneous**
2 **violations.**

3 If an employer erroneously violates the provisions
4 of this chapter or the rules adopted pursuant to this
5 chapter, the employer shall not be subject to liability
6 to an employee pursuant to section 91A.8, the violation
7 shall not constitute an enforceable claim as provided
8 in section 91A.10, and the employer shall not be
9 subject to a civil money penalty pursuant to section
10 91A.12, if all of the following conditions are met:

11 1. The commissioner determines that the violation
12 was erroneous and that the employer attempted in good
13 faith to comply with the provisions of this chapter and
14 the rules adopted pursuant to this chapter.

15 2. The commissioner, after considering any history
16 of violations of this chapter or the rules adopted
17 pursuant to this chapter by the employer, determines
18 that the violation was isolated in nature.

19 3. The employer corrects the violation to the
20 satisfaction of the labor commissioner within fourteen
21 days of the occurrence of the violation.

22 Sec. 12. NEW SECTION. **91A.15 Commissions earned**
23 **date.**

24 An employer shall not require that a person be a
25 current employee to be paid a commission that the
26 person otherwise earned.

27 Sec. 13. NEW SECTION. **91A.16 Inconsistency with**
28 **federal law.**

29 A provision of this chapter shall not apply to any
30 employer or employee if such provision would conflict
31 with federal law or regulation.

32 Sec. 14. **NOTIFICATION REQUIREMENTS.** The labor
33 commissioner shall provide for the notification of
34 each employer in this state of the requirements for
35 employers provided in this Act by September 1, 2015.
36 Such notification shall include suggested forms
37 and procedures that employers may use for purposes

38 of compliance with the notice and recordkeeping
 39 requirements of section 91A.6, as amended by this Act.
 40 Sec. 15. EFFECTIVE DATE. This Act takes effect
 41 January 1, 2016.>
 42 2. Title page, by striking line 1 and inserting <An
 43 Act relating to wage payment collection issues arising
 44 between employers and individuals who provide services
 45 to employers, providing penalties and remedies, and
 46 including effective date provisions.>

COMMITTEE ON LABOR AND
 BUSINESS RELATIONS
 TONY BISIGNANO, Chair

S-3093

1 Amend House File 507, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 21 by inserting:
 4 <(3) This paragraph shall not apply to a property
 5 or premises if, prior to July 1, 2015, the account
 6 holder for that property or premises had an established
 7 account with a legal entity described in subparagraph
 8 (1) for the provision of wastewater, sewer system,
 9 storm water drainage, or sewage treatment services to
 10 the property or premises.>
 11 2. Page 2, after line 4 by inserting:
 12 <(3) This paragraph shall not apply to a property
 13 or premises if, prior to July 1, 2015, the account
 14 holder for that property or premises had an established
 15 account with a legal entity described in subparagraph
 16 (1) for the provision of wastewater, sewer system,
 17 storm water drainage, or sewage treatment services to
 18 the property or premises.>

COMMITTEE ON LOCAL GOVERNMENT
 RICH TAYLOR, Chair

S-3094

1 Amend House File 6, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 Section 1. Section 614.1, subsection 12, Code
 6 2015, is amended to read as follows:
 7 12. *Sexual abuse or sexual exploitation by a*
 8 *counselor, therapist, or school employee.* An action
 9 for damages for injury suffered as a result of sexual
 10 abuse, as defined in section 709.1, by a counselor,
 11 therapist, or school employee, as defined in section
 12 709.15, or as a result of sexual exploitation by a

13 counselor, therapist, or school employee shall be
14 brought within ~~five ten~~ years of the date the victim
15 was last treated by the counselor or therapist, or
16 within ~~five ten~~ years of the date the victim was
17 last enrolled in or attended the school, or, if the
18 victim was a minor when the sexual abuse or sexual
19 exploitation occurred, within ten years of the date the
20 victim attains the age of eighteen.

21 Sec. 2. Section 614.8, subsection 2, Code 2015, is
22 amended to read as follows:

23 2. Except as provided in section 614.1, ~~subsection~~
24 ~~subsections 9 and 12~~, the times limited for actions in
25 this chapter, or chapter 216, 669, or 670, except those
26 brought for penalties and forfeitures, are extended
27 in favor of minors, so that they shall have one year
28 from and after attainment of majority within which to
29 file a complaint pursuant to chapter 216, to make a
30 claim pursuant to chapter 669 or 670, or to otherwise
31 commence an action.

32 Sec. 3. Section 709.15, subsection 1, paragraph f,
33 Code 2015, is amended by striking the paragraph and
34 inserting in lieu thereof the following:

35 *f.* (1) “*School employee*” means any of the
36 following, except as provided in subparagraph (2):

37 (a) A person who holds a license, certificate,
38 authorization, or statement of recognition issued by
39 the board of educational examiners under chapter 272.

40 (b) A person employed by a school district or
41 nonpublic school full-time or part-time.

42 (c) A contract employee of a school district or
43 nonpublic school who has significant contact with
44 students enrolled in the school district or nonpublic
45 school.

46 (d) A person who performs services as a volunteer
47 for a school district or nonpublic school and who has
48 significant contact with students enrolled in the
49 school district or nonpublic school.

50 (2) “*School employee*” does not include a student

Page 2

1 enrolled in a school district or nonpublic school.
2 A person who would otherwise meet the definition of
3 school employee under subparagraph (1), subparagraph
4 division (d), shall not be considered a school employee
5 for purposes of this paragraph “*f*” if the person is
6 less than four years older than the student with
7 whom the person engages in conduct prohibited under
8 subsection 3, paragraph “*a*”, and the person is not in a
9 position of direct authority over the student.

10 Sec. 4. Section 709.15, subsection 3, Code 2015, is
11 amended by adding the following new paragraph:

- 12 NEW PARAGRAPH. c. The provisions of this
 13 subsection do not apply to a person who is employed
 14 by, volunteers for, or is under contract with a school
 15 district or nonpublic school if the student is not
 16 enrolled in the same school district or nonpublic
 17 school that employs the person or for which the person
 18 volunteers or is under contract, and the person does
 19 not meet the requirements of subsection 1, paragraph
 20 "f", subparagraph (1), subparagraph division (a).>
 21 2. Title page, by striking lines 1 through 3
 22 and inserting <An Act relating to sexual abuse, the
 23 criminal offense of and applicability of related
 24 penalties for sexual exploitation by a counselor,
 25 therapist, or school employee, and the time within
 26 which actions may be brought for damages for such
 27 injury.>
 28 3. By renumbering as necessary.

COMMITTEE ON JUDICIARY
 STEVEN J. SODDERS, Chair

S-3095

- 1 Amend House File 227, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, line 17, after <b.> by inserting <(1)>
 4 2. Page 1, line 17, by striking <scheduled
 5 violation or a>
 6 3. Page 1, after line 23 by inserting:
 7 <(2) A person arrested for a scheduled violation
 8 who is not housed in the general population of a
 9 county jail or municipal holding facility shall not
 10 be subject to either a strip search or a visual strip
 11 search unless there is probable cause to believe that
 12 the person is concealing a weapon or contraband, and a
 13 search warrant is obtained.>
 14 4. Page 1, line 29, by striking <scheduled
 15 violation or a>

TONY BISIGNANO

S-3096

- 1 Amend Senate File 482 as follows:
 2 1. Page 16, line 12, by striking <two> and
 3 inserting <~~two~~ four>
 4 2. Page 17, line 17, after <dollars.> by inserting
 5 <Additional sanctions beyond the civil penalty
 6 prescribed by this paragraph, including but not limited
 7 to the suspension or revocation of any liquor control
 8 license issued pursuant to chapter 123 or registration

- 9 issued pursuant to section 99B.10A or 99B.53, shall not
10 be applicable.>
11 3. Page 46, line 35, by striking:
12 <a. For a qualified organization, no> and inserting
13 <No>
14 4. Page 47, by striking lines 5 through 8.

JEFF DANIELSON

S-3097

- 1 Amend House File 381, as passed by the House, as
2 follows:
3 1. Page 10, after line 21 by inserting:
4 <(5) When a participant that is a payor uses the
5 record locator service to search for potential records
6 of an individual patient participant, the Iowa health
7 information network shall notify such individual
8 patient by mail at the individual patient's last known
9 address, in a manner that does not otherwise disclose
10 information protected under HIPAA, that the search
11 was performed, and of the date on which the search
12 was performed, the name of the individual performing
13 the search, the name of the participant entity with
14 which the named individual performing the search is
15 affiliated, and the type of records sought.>
16 2. By renumbering as necessary.

HERMAN C. QUIRMBACH

S-3098

- 1 Amend Senate File 422 as follows:
2 1. Page 2, line 21, by striking <has a fair market
3 value of> and inserting <is acquired by the vehicle
4 recycler for reasonable consideration equaling>
5 2. Page 5, by striking line 13 and inserting <place
6 of business, and for licenses issued on or after
7 January 1, 2016, the licensee's registration>
8 3. By striking page 5, line 33, through page 6,
9 line 1, and inserting:
10 <b. A person convicted of violating section 321H.4A
11 is guilty of a simple misdemeanor>
12 4. By renumbering as necessary.

TOD R. BOWMAN

S-3099

- 1 Amend Senate File 482 as follows:
 2 1. Page 34, line 35, after <cash.> by inserting <A
 3 participant in a bingo game may make payment by cash,
 4 personal check, money order, bank check, cashier's
 5 check, electronic check, or debit card.>

TONY BISIGNANO

S-3100

- 1 Amend House File 597, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 3 through 16 and
 4 inserting:
 5 ~~<NEW SUBSECTION.~~ 06A. "*Automated traffic law*
 6 *enforcement system*" means a system that operates in
 7 conjunction with an official traffic-control signal,
 8 as described in section 321.257, or a speed measuring
 9 device to produce recorded images of motor vehicles
 10 being operated in violation of traffic or speed laws.>

COMMITTEE ON TRANSPORTATION
 TOD R. BOWMAN, Chair

S-3101

- 1 Amend House File 449, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 Section 1. Section 225C.19A, Code 2015, is amended
 5 to read as follows:
 6 **225C.19A Crisis stabilization programs.**
 7 The department shall accredit, certify, or apply
 8 standards of review to authorize the operation of
 9 crisis stabilization programs including crisis
 10 stabilization programs operating in a psychiatric
 11 medical institution for children pursuant to chapter
 12 135H that provide children with mental health,
 13 substance abuse, and co-occurring mental health and
 14 substance abuse services. In authorizing the operation
 15 of a crisis stabilization program, the department
 16 shall apply the relevant requirements for an emergency
 17 mental health crisis services provider and system
 18 under section 225C.19. A program authorized to operate
 19 under this section is not required to be licensed
 20 under chapter 135B, 135C, or 135G, or certified under
 21 chapter 231C. The commission shall adopt rules to
 22 implement this section. The department shall accept
 23 accreditation of a crisis stabilization program by a

24 national accrediting organization in lieu of applying
 25 the rules adopted in accordance with this section to
 26 the program.>
 27 2. Page 1, line 1, by striking <INPATIENT>
 28 3. Page 1, line 6, by striking <an inpatient> and
 29 inserting <a>
 30 4. Page 1, line 7, after <system> by inserting
 31 <, including psychiatric beds in a subacute care
 32 facility,>
 33 5. Page 1, line 17, after <institutes,> by
 34 inserting <a nonprofit agency licensed under chapter
 35 135H,>
 36 6. Page 1, line 19, after <association,> by
 37 inserting <the Iowa hospital association, the Iowa
 38 psychiatric society,>
 39 7. By striking page 1, line 30, through page 2,
 40 line 4, and inserting:
 41 <3. The goal of the psychiatric bed tracking system
 42 is to provide for the reservation of psychiatric
 43 beds for patients being transported to a facility
 44 with a vacant bed; however, reservation of a bed
 45 through the psychiatric bed tracking system shall be
 46 consistent with state and federal laws, shall not be
 47 held for a period to exceed twelve hours, and shall be
 48 communicated to the receiving facility and approved
 49 by the receiving facility. In addition, it is the
 50 goal of the psychiatric bed tracking system that the

Page 2

1 psychiatric bed tracking system be utilized by clerks
 2 of the district courts, hospital personnel, and other
 3 appropriate entities as determined by the department
 4 of human services.>
 5 8. Title page, by striking lines 1 through 3 and
 6 inserting <An Act relating to mental health crisis
 7 facilities.>
 8 9. By renumbering as necessary.

COMMITTEE ON HUMAN RESOURCES
 LIZ MATHIS, Chair

S-3102

1 Amend House File 510, as passed by the House, as
 2 follows:
 3 1. Page 1, line 28, after <county> by inserting
 4 <that intends to contract with a private entity
 5 pursuant to this section>
 6 2. Page 1, line 29, after <with> by inserting
 7 <such>
 8 3. Page 2, line 32, after <region> by inserting

9 <that intends to contract with a private entity
 10 pursuant to this section>
 11 4. Page 2, line 34, after <with> by inserting
 12 <such>

COMMITTEE ON HUMAN RESOURCES
 LIZ MATHIS, Chair

S-3103

1 Amend House File 534, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 3 through 14 and
 4 inserting:
 5 <3. The program shall provide stipends to support
 6 psychiatrist positions ~~with an emphasis on securing~~
 7 ~~and retaining medical directors at community located~~
 8 in mental health professional shortage areas or
 9 psychiatrist positions that provide mental health
 10 services if at least fifty percent of the clients
 11 are covered under the medical assistance program
 12 established in chapter 249A, for all of the following
 13 providers of mental health services in no particular
 14 order of priority:
 15 a. Community mental health centers, ~~providers,~~
 16 b. Providers of mental health services to county
 17 residents pursuant to a waiver approved under section
 18 225C.7, subsection 3, Code 2011, ~~and hospital,~~
 19 c. Hospital psychiatric units ~~that are located in~~
 20 ~~mental health professional shortage areas.~~
 21 d. Nonprofit agencies licensed under chapter 135H.>
 22 2. Page 1, line 16, by striking <subsection> and
 23 inserting <subsections>
 24 3. Page 1, by striking lines 20 through 24.
 25 4. Page 1, line 25, by striking <b.> and inserting
 26 <a.>
 27 5. Page 1, line 28, by striking <c.> and inserting
 28 <b.>
 29 6. Page 1, after line 30 by inserting:
 30 <NEW SUBSECTION. 7. A stipend awarded pursuant
 31 to this section shall not exceed twenty-one thousand
 32 dollars.>
 33 7. By renumbering as necessary.

COMMITTEE ON HUMAN RESOURCES
 LIZ MATHIS, Chair

S-3104

- 1 Amend the amendment, S-3101, to House File 449,
2 as amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, line 46, by striking <not>
5 2. Page 1, line 47, by striking <to exceed> and
6 inserting <of at least>

JULIAN B. GARRETT

S-3105

- 1 Amend House File 227, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, line 17, after <b.> by inserting <(1)>
4 2. Page 1, line 17, by striking <scheduled
5 violation or a>
6 3. Page 1, after line 23 by inserting:
7 <(2) A person arrested for a scheduled violation
8 who is not housed in the general population of a
9 county jail or municipal holding facility shall not
10 be subject to either a strip search or a visual strip
11 search unless there is probable cause to believe that
12 the person is concealing a weapon or contraband, and a
13 search warrant is obtained.>

TONY BISIGNANO

S-3106

- 1 Amend Senate File 472 as follows:
2 1. Page 1, line 21, after <years.> by inserting
3 <Amounts received as supplementary weighting under
4 this paragraph or as supplemental aid or a modified
5 supplemental amount for the continuation of an
6 existing program shall be utilized by a school district
7 to develop or maintain programs for the special
8 instruction of limited English proficient students.>

MARK CHELGREN

S-3107

- 1 Amend Senate File 487 as follows:
2 1. Page 8, line 30, after <insurance> by inserting
3 <, if any,>

CHAZ ALLEN

S-3108

- 1 Amend Senate File 482 as follows:
- 2 1. Page 35, line 4, by striking <debit card, or
- 3 credit card> and inserting <or debit card>

TONY BISIGNANO

S-3109

HOUSE AMENDMENT TO
SENATE FILE 462

- 1 Amend Senate File 462, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 13, after <employee> by inserting
- 4 <or agent>
- 5 2. Page 2, line 23, by striking <medical>

S-3110

HOUSE AMENDMENT TO
SENATE FILE 306

- 1 Amend Senate File 306, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 5, before <ward> by inserting
- 4 <adult>
- 5 2. Page 1, lines 23 and 24, by striking <a ward>
- 6 and inserting <an adult ward>
- 7 3. Page 1, line 24, by striking <a ward's> and
- 8 inserting <an adult ward's>

S-3111

HOUSE AMENDMENT TO
SENATE FILE 203

- 1 Amend Senate File 203, as passed by the Senate, as
- 2 follows:
- 3 1. Page 6, line 5, by striking <examination> and
- 4 inserting <~~examination~~ evaluation>
- 5 2. Page 6, line 8, by striking <examination.> and
- 6 inserting <~~examination~~ evaluation.>
- 7 3. Page 6, line 11, by striking <examinations> and
- 8 inserting <~~examinations~~ evaluations>
- 9 4. Page 6, line 15, by striking <examination> and
- 10 inserting <~~examination~~ evaluation>
- 11 5. Page 6, line 16, by striking <examination> and
- 12 inserting <~~examination~~ evaluation>
- 13 6. By renumbering as necessary.

S-3112

HOUSE AMENDMENT TO
SENATE FILE 167

1 Amend Senate File 167, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, after line 5 by inserting:
 4 <Sec. __. Section 331.434, subsection 5, Code
 5 2015, is amended to read as follows:
 6 5. a. After the hearing, the board shall adopt
 7 by resolution a budget and certificate of taxes for
 8 the next fiscal year and shall direct the auditor to
 9 properly certify and file the budget and certificate of
 10 taxes as adopted. The board shall not adopt a tax in
 11 excess of the estimate published, except a tax which
 12 is approved by a vote of the people, and a greater tax
 13 than that adopted shall not be levied or collected. A
 14 county budget and certificate of taxes adopted for the
 15 following fiscal year becomes effective on the first
 16 day of that year.
 17 b. If the budget to be approved pursuant to
 18 paragraph "a" contains any increase in compensation
 19 from the county budget for the prior fiscal year
 20 for one or more elective county offices, the board
 21 shall first adopt a separate detailed resolution to
 22 specifically approve any such increase for inclusion
 23 in the budget.>
 24 2. By renumbering as necessary.

S-3113

HOUSE AMENDMENT TO
SENATE FILE 401

1 Amend Senate File 401, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, by striking lines 1 through 14 and
 4 inserting:
 5 Section 1. Section 135G.6, subsection 2, Code
 6 2015, is amended to read as follows:
 7 2. a. The department of human services has
 8 submitted written approval of the application based
 9 upon the process used by the department of human
 10 services to identify the best qualified providers.
 11 The ~~process implemented by the~~ department of human
 12 services shall ~~utilize a request for proposals process~~
 13 ~~to identify the best qualified providers, limit the~~
 14 ~~number of subacute care facility beds,~~ and ensure
 15 the geographic dispersion of subacute mental health

16 services.

17 *b.* The department of human services shall not give
18 approval to an application which would cause the number
19 of publicly funded subacute care facility beds licensed
20 under this chapter to exceed ~~forty~~ seventy-five beds.

21 ~~*e.* *b.* The subacute care facility beds identified
22 by the request for proposals process initiated on or
23 after the effective date of this Act shall be existing
24 beds which have been awarded a certificate of need
25 pursuant to chapter 135 new beds located in hospitals
26 and facilities licensed as a subacute care facility
27 under this chapter. Such beds shall not be required
28 to obtain an additional certificate of need upon
29 conversion to licensed subacute care facility beds.>~~

30 2. Page 1, after line 35 by inserting:

31 <Sec. ____. DEPARTMENT OF HUMAN SERVICES —
32 RULES. The department of human services shall adopt
33 rules pursuant to chapter 17A to administer the section
34 of this Act amending section 135G.6.>

35 3. By renumbering as necessary.

S-3114

1 Amend House File 447, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking lines 22 and 23 and
4 inserting <the jurisdiction of Iowa,>

5 2. Page 1, lines 27 and 28, by striking <and
6 resellers of wireless communications services>

7 3. Page 1, lines 33 and 34, by striking <and all
8 resellers of wireless communications services>

9 4. Page 2, after line 7 by inserting:

10 <6. Nothing in this section shall be construed as
11 requiring a wireless communications service provider
12 to act in a manner inconsistent with or in violation
13 of federal law.>

14 5. By renumbering as necessary.

STEVEN J. SODDERS

S-3115

1 Amend Senate File 488 as follows:

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

4 Section 1. Section 455B.133, subsection 8,
5 paragraph a, Code 2015, is amended to read as follows:

6 *a.* (1) Adopt rules consistent with the federal
7 Clean Air Act Amendments of 1990, Pub. L. No. 101-549,
8 including those amendments effective on January 1,
9 1991, regulations promulgated by the United States

10 environmental protection agency pursuant to that Act,
 11 the provisions of this chapter, and rules adopted by
 12 the commission pursuant to this chapter, which require
 13 the owner or operator of an air contaminant source
 14 to obtain an operating permit prior to operation of
 15 the source. The rules shall specify the information
 16 required to be submitted with the application for ~~a~~
 17 an operating permit and the conditions under which a
 18 permit may be granted, modified, suspended, terminated,
 19 revoked, reissued, or denied. For sources subject to
 20 the provisions of Tit. IV of the federal Clean Air
 21 Act Amendments of 1990, operating permit conditions
 22 shall include emission allowances for sulfur dioxide
 23 emissions.

24 (2) (a) The commission may ~~impose~~ establish
 25 fees to be imposed and collected by the department,
 26 including operating permit application fees and
 27 fees upon regulated pollutants emitted from an air
 28 contaminant source, in an amount sufficient to cover,
 29 on a state fiscal year basis as described in section
 30 455B.133B, all reasonable costs, direct and indirect,
 31 required to ~~develop~~ implement and administer the
 32 operating permit program as described in subparagraph
 33 (1) in conformance with the federal Clean Air Act
 34 Amendments of 1990, ~~Pub. L. No. 101-549.~~ Affected
 35 units regulated under Tit. IV of the federal Clean Air
 36 Act Amendments of 1990, ~~Pub. L. No. 101-549,~~ shall
 37 pay ~~operating permit~~ fees in the same manner as other
 38 sources subject to operating permit requirements,
 39 except as provided in section 408 of ~~the federal~~ that
 40 Act.

41 (b) The fees collected by the department pursuant
 42 to ~~this subsection~~ subparagraph division (a) shall
 43 be ~~deposited in~~ credited to the appropriate accounts
 44 of the air contaminant source fund created pursuant
 45 to section 455B.133B, and shall be utilized ~~solely~~
 46 to cover all reasonable costs required to ~~develop~~
 47 implement and administer the programs required by Tit.
 48 V of the federal Clean Air Act Amendments of 1990, ~~Pub.~~
 49 L. No. 101-549, including the operating permit program
 50 pursuant to section 502 of ~~the federal~~ that Act and

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1 the small business stationary source technical and
 2 environmental assistance program pursuant to section
 3 507 of ~~the federal~~ that Act. The amount of the fees
 4 credited to and expended from each account of the
 5 air contaminant source fund shall be subject to the
 6 limitations provided in section 455B.133B.
 7 (c) Fees established pursuant to this subparagraph
 8 (2) shall not be imposed for the regulation of an

9 activity that exceeds the requirements of the federal
 10 Clean Air Act Amendments of 1990.
 11 Sec. 2. Section 455B.133B, Code 2015, is amended to
 12 read as follows:
 13 **455B.133B Air contaminant source fund created ==**
 14 **fees and appropriations.**
 15 1. As used in this section, unless the context
 16 otherwise requires:
 17 a. "Federal Clean Air Act Amendments of 1990"
 18 means Pub. L. No. 101-549, including those amendments
 19 effective on January 1, 1991, regulations promulgated
 20 by the United States environmental protection agency
 21 pursuant to that Act, the provisions of this chapter,
 22 and rules adopted by the commission pursuant to this
 23 chapter.
 24 b. "State fiscal year" means the fiscal year
 25 described in section 3.12.
 26 2. An air contaminant source fund is created in
 27 the office of the treasurer of state under the control
 28 of the department. The fund shall be composed of
 29 an air emission fee account and an operating permit
 30 application fee account as provided in this section.
 31 1. Moneys received from the fees assessed pursuant
 32 to section 455B.133, subsection 8, shall be deposited
 33 in the fund.
 34 2. Moneys in the fund shall be used solely to
 35 defray the costs related to the permit, monitoring,
 36 and inspection program, including the small business
 37 stationary source technical and environmental
 38 compliance assistance program required pursuant to
 39 the federal Clean Air Act Amendments of 1990, section
 40 502, Pub. L. No. 101-549, and as provided in section
 41 455B.133A.
 42 3. In establishing fees to be imposed and collected
 43 by the department pursuant to section 455B.133,
 44 subsection 8, the commission shall use the calculated
 45 estimate described in this section. The fees collected
 46 pursuant to section 455B.133, subsection 8, shall
 47 be credited to the fund. The fund may include any
 48 other moneys appropriated by the general assembly or
 49 otherwise available to and obtained or accepted by the
 50 department for deposit in the fund.

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1 4. a. The commission shall establish each fee
 2 amount based on the department's calculated estimate of
 3 total revenues from all fees predicted to be credited
 4 to each account in the fund, but not to exceed a
 5 ceiling amount for each account as provided in this
 6 section. However, this subsection does not require
 7 that an account have a zero ending balance at the close

8 of a state fiscal year.

9 b. Each state fiscal year the department shall
10 recompute its calculated estimate and obtain approval
11 from the commission if an established fee amount must
12 be adjusted.

13 c. (1) The department shall annually convene a
14 Title V fees stakeholder meeting. The department
15 shall provide a report on the fees and budgets to
16 the stakeholders. The department shall consider any
17 recommendations of the stakeholders when computing its
18 calculated estimate for the following state fiscal
19 year.

20 (2) A person invited to attend a stakeholder
21 meeting is not entitled to receive a per diem as
22 specified in section 7E.6 and shall be not reimbursed
23 for expenses incurred while attending the meeting.

24 5. a. The air emission fee account shall include
25 all fees established by the commission to be imposed
26 and collected by the department for emission fees for
27 regulated pollutants submitted by major sources as
28 defined in section 502 of the federal Clean Air Act
29 Amendments of 1990, 42 U.S.C. §7661, and as defined in
30 567 IAC ch. 22.

31 b. (1) The department's calculated estimate
32 for the air emission fee account shall be computed
33 to produce total revenues sufficient to pay for
34 reasonable direct and indirect costs of implementing
35 and administering the operating permit program as
36 provided in section 455B.133, subsection 8, on a state
37 fiscal year basis.

38 (2) The reasonable direct and indirect costs
39 described in subparagraph (1) shall be limited to all
40 of the following:

41 (a) General administrative costs of administering
42 the operating permit program, including the supporting
43 and tracking of operating permit applications,
44 compliance certification, and related data entry.

45 (b) Costs of implementing and enforcing the terms
46 of an operating permit, not including any court costs
47 or other costs associated with an enforcement action,
48 including adequate resources to determine which sources
49 are subject to the program.

50 (c) Costs of emissions and ambient site-specific

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1 monitors.

2 (d) Costs of Title V source-specific modeling,
3 analyses, or demonstrations.

4 (e) Costs of preparing inventories and tracking
5 emissions.

6 (f) Costs of providing direct support to sources

7 under the small business stationary source technical
8 and environmental compliance assistance program as
9 provided in section 455B.133A.
10 (3) The department shall not include in its
11 computations for a calculated estimate, and the
12 commission shall not establish fees, for greenhouse gas
13 emissions as defined in 40 C.F.R. §70.12.
14 c. The department's calculated estimate for the air
15 emission fee account shall not produce total revenues
16 in excess of eight million two hundred fifty thousand
17 dollars during any state fiscal year.
18 d. (1) Moneys in the air emission fee account
19 are appropriated to the department to pay for the
20 reasonable direct and indirect costs specified in
21 paragraph "b", subparagraph (2).
22 (2) Notwithstanding subparagraph (1), moneys in
23 the air emission fee account are also appropriated
24 to the department to pay for costs associated with
25 implementing and administering regulatory activities,
26 including programs, provided for in division II of
27 this chapter, other than costs covered by any of the
28 following:
29 (a) Operating permit application fees credited
30 to the operating permit application fee account as
31 provided in subsection 6.
32 (b) New source review application fees credited to
33 the major source account of the air quality fund as
34 provided in section 455B.133C, subsection 5.
35 (c) New source review application fees credited to
36 the minor source account of the air quality fund as
37 provided in section 455B.133C, subsection 6.
38 (d) Notification fees credited to the asbestos
39 account of the air quality fund as provided in section
40 455B.133C, subsection 7.
41 6. a. The operating permit application fee account
42 shall include all fees established by the commission
43 to be imposed and collected by the department for
44 accepting applications for operating permits submitted
45 by major sources as defined in section 502 of the
46 federal Clean Air Act Amendments of 1990, 42 U.S.C.
47 §7661, and as defined in 567 IAC ch. 22.
48 b. (1) The department's calculated estimate for
49 the operating permit application fee account shall
50 be computed to produce total revenues sufficient to

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1 provide for the reasonable direct and indirect costs
2 of implementing and administering operating permit
3 programs described in paragraph "a".
4 (2) The reasonable direct and indirect costs
5 described in subparagraph (1) shall be limited to all

6 of the following:

7 (a) Costs of reviewing and acting on any
8 application for an operating permit or operating permit
9 revision.

10 (b) General administrative costs of administering
11 the operating permit program, including the supporting
12 and tracking of operating permit applications and
13 related data entry.

14 (c) The department's calculated estimate for the
15 operating permit application fee account shall not
16 produce total revenues in excess of one million two
17 hundred fifty thousand dollars during any state fiscal
18 year.

19 (d) Moneys in the operating permit application fee
20 account are appropriated to the department to pay for
21 reasonable direct and indirect costs specified in
22 paragraph "b", subparagraph (2).

23 7. a. The commission or department shall not
24 transfer moneys credited from one account to another
25 account of the fund.

26 b. Notwithstanding section 8.33, any unexpended
27 balance in the an account of the fund at the end of
28 each state fiscal year shall be retained in the fund
29 that account.

30 c. Notwithstanding section 12C.7, any interest and
31 earnings on investments from money moneys in the fund
32 an account of the fund shall be credited to the fund
33 that account.

34 Sec. 3. **NEW SECTION. 455B.133C Air quality fund**
35 **— fees and appropriations.**

36 1. As used in this section, unless the context
37 otherwise requires:

38 a. *"Federal Clean Air Act Amendments of 1990"* means
39 the same as defined in section 455B.133B.

40 b. *"State fiscal year"* means the fiscal year
41 described in section 3.12.

42 2. An air quality fund is created in the office
43 of the treasurer of state under the control of the
44 department. The fund shall be composed of a major
45 source account, a minor source account, and an asbestos
46 account as provided in this section.

47 3. The commission may establish fees to be imposed
48 and collected by the department upon air contaminant
49 sources required by 567 IAC ch. 22, 31, or 33, to
50 obtain a permit, registration, template, or permit by

1 rule, or to provide notification under 567 IAC 23.1(3).
2 In establishing the fees, the commission shall use the
3 calculated estimate described in this section. The
4 fees collected shall be credited to the fund. The

5 fund may include any other moneys appropriated by the
6 general assembly or otherwise available to and obtained
7 or accepted by the department for deposit in the fund.
8 4. *a.* The commission shall establish each fee
9 amount based on the department's calculated estimate of
10 total revenues from all fees predicted to be credited
11 to each account in the fund, but not to exceed a
12 ceiling amount for each account as provided in this
13 section. However, this subsection does not require
14 that an account have a zero ending balance at the close
15 of a state fiscal year.

16 *b.* Each state fiscal year the department shall
17 recompute its calculated estimate and obtain approval
18 from the commission if an established fee amount must
19 be adjusted.

20 *c.* (1) The department shall annually convene air
21 quality fees stakeholder meetings. The department
22 shall provide a report on the fees and budgets to
23 the stakeholders regarding each account described
24 in this section. The department shall consider any
25 recommendations of the stakeholders when computing its
26 calculated estimate for the following state fiscal
27 year.

28 (2) A person invited to attend a stakeholder
29 meeting is not entitled to receive a per diem as
30 specified in section 7E.6 and shall be not reimbursed
31 for expenses incurred while attending the meeting.

32 5. *a.* The major source account shall include all
33 fees established by the commission to be imposed and
34 collected by the department for accepting applications
35 for new source review permits including permit
36 revisions submitted by major sources as defined in
37 section 502 of the federal Clean Air Act Amendments of
38 1990, 42 U.S.C. §7661, under new source review programs
39 pursuant to that federal Act, including as provided
40 under 567 IAC ch. 22, 31, and 33.

41 *b.* (1) The department's calculated estimate for
42 the major source account shall be computed to produce
43 total revenues sufficient to pay for reasonable direct
44 and indirect costs of implementing and administering
45 new source review programs described in paragraph "a"
46 on a state fiscal year basis.

47 (2) The reasonable direct and indirect costs
48 described in subparagraph (1) shall be limited to all
49 of the following:

50 (a) Reviewing and acting on any application for a

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1 new source review permit, including the determination
2 of all applicable requirements and dispersion modeling
3 as part of the processing of a permit or permit
4 revision, or an applicability determination.

5 (b) General administrative costs of administering
6 new source review programs including supporting and
7 tracking of any application for a new source review
8 permit and related data entry.

9 (c) (i) Developing and implementing an expedited
10 new source review permit application process.

11 (ii) Additional fees associated with subparagraph
12 subdivision (i).

13 c. (1) The department's calculated estimate for
14 the major source account shall not produce total
15 revenues in excess of one million five hundred thousand
16 dollars during any state fiscal year.

17 (2) Notwithstanding subparagraph (1), the
18 department's calculated estimate for the major source
19 account shall not include the additional fees described
20 in paragraph "b", subparagraph (2), subparagraph
21 division (c), subparagraph subdivision (ii).

22 d. Moneys in the major source account are
23 appropriated to the department to pay for reasonable
24 direct and indirect costs of implementing and
25 administering new source review programs as specified
26 in paragraph "b", subparagraph (2).

27 6. a. The minor source account shall include
28 all fees established by the commission to be imposed
29 and collected by the department for accepting
30 applications submitted by minor air contaminant
31 sources for construction permits or for providing for
32 registrations, permits by rule, or template permits in
33 lieu of obtaining construction permits, under minor
34 source new source review programs pursuant to the
35 federal Clean Air Act Amendments of 1990, including as
36 provided under 567 IAC ch. 22.

37 b. (1) The department's calculated estimate for
38 the minor source account shall be computed to produce
39 total revenues sufficient to pay for reasonable direct
40 and indirect costs of implementing and administering
41 minor source new source review programs as described in
42 paragraph "a" on a state fiscal year basis.

43 (2) The reasonable direct and indirect costs
44 described in subparagraph (1) shall include costs
45 associated with a new, modified, or existing minor air
46 contaminant source, and related control equipment.

47 c. The department's calculated estimate for the
48 minor source account shall not produce total revenues
49 in excess of two hundred fifty thousand dollars during
50 any state fiscal year.

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1 *d.* Moneys in the minor source account are
2 appropriated to the department to pay for reasonable
3 direct and indirect costs of implementing and
4 administering minor source new source review programs
5 as specified in paragraph “b”.

6 7. *a.* The asbestos account shall include all
7 fees established by the commission to be imposed and
8 collected by the department for accepting notifications
9 involving demolition or renovation projects under the
10 asbestos national emission standard for hazardous air
11 pollutants program pursuant to 567 IAC ch. 23.

12 *b.* The department’s calculated estimate for the
13 asbestos account shall be computed to produce total
14 revenues sufficient to pay for reasonable direct and
15 indirect costs of implementing and administering the
16 asbestos national emission standard for hazardous air
17 pollutants program as provided in paragraph “a” on a
18 state fiscal year basis.

19 *c.* The department’s calculated estimate for the
20 asbestos account shall not produce total revenues in
21 excess of four hundred fifty thousand dollars during
22 any state fiscal year.

23 *d.* Moneys in the asbestos account are appropriated
24 to the department to pay for reasonable direct and
25 indirect costs of implementing and administering the
26 asbestos national emission standard for hazardous air
27 pollutants program as specified in paragraph “b”.

28 8. Fees established pursuant to this section shall
29 not be imposed for the regulation of an activity that
30 exceeds the requirements of the federal Clean Air Act
31 Amendments of 1990.

32 9. *a.* The commission or department shall not
33 transfer moneys credited from one account to another
34 account of the fund.

35 *b.* Notwithstanding section 8.33, any unexpended
36 balance in an account of the fund at the end of each
37 state fiscal year shall be retained in that account.

38 *c.* Notwithstanding section 12C.7, any interest and
39 earnings on investments from moneys in an account of
40 the fund shall be credited to that account.

41 Sec. 4. EFFECTIVE DATE OF FEES. Notwithstanding
42 section 455B.133B, as amended in this Act, or section
43 455B.133C, as enacted in this Act, the environmental
44 protection commission may establish a designated fee
45 effective on and after January 1, 2016. A designated
46 fee is limited to a fee required under this Act to be
47 credited to any of the following funds or accounts:

48 1. For the air contaminant source fund, the
49 operating permit application fee account as provided
50 in section 455B.133B, subsection 6, as enacted in this

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1 Act.

2 2. For the air quality fund, any of the following:

3 a. The major source account as provided in section
4 455B.133C, subsection 5, as enacted in this Act.5 b. The minor source account as provided in section
6 455B.133C, subsection 6, as enacted in this Act.7 c. The asbestos account as provided in section
8 455B.133C, subsection 7, as enacted in this Act.

9 Sec. 5. CONTINUING EFFECTIVENESS OF EXISTING
10 FEES. Any fee established by the environmental
11 protection commission pursuant to section 455B.133,
12 subsection 8, which is in effect immediately prior to
13 the effective date of this Act shall remain in effect
14 and shall be subject to the provisions of this Act.
15 The fee amount for such a fee in effect immediately
16 prior to the effective date of this Act shall remain
17 in effect until such fee amount is adjusted by the
18 commission as provided in this Act.

19 Sec. 6. TRANSFER OF MONEYS. Any moneys remaining
20 in the air contaminant source fund, as created in
21 section 455B.133B, on the effective date of this Act,
22 shall be transferred to the air emission fee account
23 established within the air contaminant source fund as
24 provided in this Act.

25 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being
26 deemed of immediate importance, takes effect upon
27 enactment.>

28 2. Title page, by striking lines 2 and 3 and
29 inserting <establishment, imposition, and collection
30 of fees, the creation or administration of funds
31 and programs, making appropriations, and including
32 effective date provisions.>

33 3. By renumbering, redesignating, and correcting
34 internal references as necessary.

JOE BOLKCOM

S-3116

HOUSE AMENDMENT TO
SENATE FILE 335

1 Amend Senate File 335, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, line 18, after <organization> by
4 inserting <unless such disclosure would jeopardize an
5 investigation or pose a clear and present danger to the
6 public safety or the safety of an individual>

7 2. Page 1, line 20, by striking <kin> and inserting
8 <kin,>

- 9 3. Page 1, line 21, by striking <kin> and inserting
10 <kin,>
11 4. Page 1, line 26, by striking <subsection> and
12 inserting <subsection,>
13 5. Page 2, line 2, after <donor> by inserting
14 <unless such disclosure would jeopardize an
15 investigation or pose a clear and present danger to the
16 public safety or the safety of an individual>

S-3117

HOUSE AMENDMENT TO
SENATE FILE 427

- 1 Amend Senate File 427, as passed by the Senate, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 724.1, subsection 1, paragraph
6 h, Code 2015, is amended by striking the paragraph.
7 Sec. 2. NEW SECTION. 724.1A Firearm suppressors
8 — certification.
9 1. As used in this section, unless the context
10 otherwise requires:
11 a. “*Certification*” means the participation and
12 assent of the chief law enforcement officer of the
13 jurisdiction where the applicant resides or maintains
14 an address of record, that is necessary under federal
15 law for the approval of an application to make or
16 transfer a firearm suppressor.
17 b. “*Chief law enforcement officer*” means the county
18 sheriff, chief of police, or the designee of such
19 official, that the federal bureau of alcohol, tobacco,
20 firearms and explosives, or any successor agency, has
21 identified by regulation or has determined is otherwise
22 eligible to provide any required certification for
23 making or transferring a firearm suppressor.
24 c. “*Firearm suppressor*” means a mechanical device
25 specifically constructed and designed so that when
26 attached to a firearm silences, muffles, or suppresses
27 the sound when fired that is considered a “*firearm*
28 *silencer*” or “*firearm muffler*” as defined in 18 U.S.C.
29 §921.
30 2. a. A chief law enforcement officer is not
31 required to make any certification under this section
32 the chief law enforcement officer knows to be false,
33 but the chief law enforcement officer shall not
34 refuse, based on a generalized objection, to issue a
35 certification to make or transfer a firearm suppressor.
36 b. When the certification of the chief law
37 enforcement officer is required by federal law or
38 regulation for making or transferring a firearm

39 suppressor, the chief law enforcement officer
40 shall, within thirty days of receipt of a request
41 for certification, issue such certification if the
42 applicant is not prohibited by law from making or
43 transferring a firearm suppressor or is not the subject
44 of a proceeding that could result in the applicant
45 being prohibited by law from making or transferring
46 the firearm suppressor. If the chief law enforcement
47 officer does not issue a certification as required by
48 this section, the chief law enforcement officer shall
49 provide the applicant with a written notification of
50 the denial and the reason for the denial.

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1 c. A certification that has been approved under
2 this section grants the person the authority to make
3 or transfer a firearm suppressor as provided by state
4 and federal law.

5 3. An applicant whose request for certification
6 is denied may appeal the decision of the chief law
7 enforcement officer to the district court for the
8 county in which the applicant resides or maintains
9 an address of record. The court shall review the
10 decision of the chief law enforcement officer to deny
11 the certification de novo. If the court finds that
12 the applicant is not prohibited by law from making
13 or transferring the firearm suppressor, or is not the
14 subject of a proceeding that could result in such
15 prohibition, or that no substantial evidence supports
16 the decision of the chief law enforcement officer, the
17 court shall order the chief law enforcement officer
18 to issue the certification and award court costs and
19 reasonable attorney fees to the applicant. If the
20 court determines the applicant is not eligible to be
21 issued a certification, the court shall award court
22 costs and reasonable attorney fees to the political
23 subdivision of the state representing the chief law
24 enforcement officer.

25 4. In making a determination about whether to
26 issue a certification under subsection 2, a chief law
27 enforcement officer may conduct a criminal background
28 check, including an inquiry of the national instant
29 criminal background check system maintained by the
30 federal bureau of investigation or any successor
31 agency, but shall only require the applicant provide
32 as much information as is necessary to identify
33 the applicant for this purpose or to determine the
34 disposition of an arrest or proceeding relevant to the
35 eligibility of the applicant to lawfully possess or
36 receive a firearm suppressor. A chief law enforcement
37 officer shall not require access to or consent

38 to inspect any private premises as a condition of
 39 providing a certification under this section.
 40 5. A chief law enforcement officer and employees
 41 of the chief law enforcement officer who act in good
 42 faith are immune from liability arising from any act or
 43 omission in making a certification as required by this
 44 section.

45 Sec. 3. **NEW SECTION. 724.1B Firearm suppressors**
 46 **— penalty.**

47 1. A person shall not possess a firearm suppressor
 48 in this state if such possession is knowingly in
 49 violation of federal law.

50 2. A person who possesses a firearm suppressor in

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1 violation of subsection 1 commits a class “D” felony.
 2 Sec. 4. Section 724.4, subsection 4, paragraph i,
 3 Code 2015, is amended to read as follows:
 4 i. (1) A person who has in the person’s immediate
 5 possession and who displays to a peace officer on
 6 demand a valid permit to carry weapons which has been
 7 issued to the person, and whose conduct is within the
 8 limits of that permit. A peace officer shall verify
 9 through electronic means, if possible, the validity of
 10 the person’s permit to carry weapons.

11 (2) A person commits a simple misdemeanor
 12 punishable as a scheduled violation pursuant to section
 13 805.8C, subsection 11, if the person does not have in
 14 the person’s immediate possession a valid permit to
 15 carry weapons which has been issued to the person.

16 (3) A ~~Except as provided subparagraph (2), a~~
 17 person shall not be convicted of a violation of this
 18 section if the person produces at the person’s trial a
 19 permit to carry weapons which was valid at the time of
 20 the alleged offense and which would have brought the
 21 person’s conduct within this exception if the permit
 22 had been produced at the time of the alleged offense.

23 Sec. 5. Section 724.4B, subsection 2, paragraph a,
 24 Code 2015, is amended to read as follows:

25 a. A person listed under section 724.4, subsection
 26 4, paragraphs “b” through “j” or “j”, or a certified
 27 peace officer as specified in section 724.6, subsection
 28 1.

29 Sec. 6. Section 724.5, Code 2015, is amended to
 30 read as follows:

31 **724.5 Duty to carry or verify permit to carry**
 32 **weapons.**

33 1. A person armed with a revolver, pistol, or
 34 pocket billy concealed upon the person shall have in
 35 the person’s immediate possession the permit provided
 36 for in section 724.4, subsection 4, paragraph “i”, and

37 shall produce the permit for inspection at the request
38 of a peace officer.

39 2. A peace officer shall verify through electronic
40 means, if possible, the validity of the person's permit
41 to carry weapons.

42 3. Failure to so produce a permit is a simple
43 misdemeanor, punishable as a scheduled violation
44 pursuant to section 805.8C, subsection 12.

45 Sec. 7. Section 724.6, subsection 1, Code 2015, is
46 amended to read as follows:

47 1. A person may be issued a permit to carry weapons
48 when the person's employment in a private investigation
49 business or private security business licensed under
50 chapter 80A, or a person's employment as a peace

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1 officer, correctional officer, security guard, bank
2 messenger or other person transporting property of a
3 value requiring security, or in police work, reasonably
4 justifies that person going armed. The permit shall be
5 on a form prescribed and published by the commissioner
6 of public safety, shall identify the holder, and
7 shall state the nature of the employment requiring the
8 holder to go armed. A permit so issued, other than to
9 a peace officer, shall authorize the person to whom
10 it is issued to go armed anywhere in the state, only
11 while engaged in the employment, and while going to and
12 from the place of the employment. A permit issued to
13 a certified peace officer shall authorize that peace
14 officer to go armed anywhere in the state, including
15 a school as provided in section 724.4B, at all times.
16 Permits shall expire twelve months after the date when
17 issued except that permits issued to peace officers and
18 correctional officers are valid through the officer's
19 period of employment unless otherwise canceled. When
20 the employment is terminated, the holder of the
21 permit shall surrender it to the issuing officer for
22 cancellation.

23 Sec. 8. Section 724.7, subsection 1, Code 2015, is
24 amended to read as follows:

25 1. Any person who is not disqualified under
26 section 724.8, who satisfies the training requirements
27 of section 724.9, if applicable, and who files an
28 application in accordance with section 724.10 shall be
29 issued a nonprofessional permit to carry weapons. Such
30 permits shall be on a form prescribed and published
31 by the commissioner of public safety, which shall be
32 readily distinguishable from the professional permit,
33 and shall identify the holder of the permit. Such
34 permits shall not be issued for a particular weapon
35 and shall not contain information about a particular

36 weapon including the make, model, or serial number of
 37 the weapon or any ammunition used in that weapon. All
 38 permits so issued shall be for a period of five years
 39 and shall be valid throughout the state except where
 40 the possession or carrying of a firearm is prohibited
 41 by state or federal law.

42 Sec. 9. Section 724.9, Code 2015, is amended by
 43 adding the following new subsection:

44 NEW SUBSECTION. 1A. The handgun safety training
 45 course required in subsection 1 may be conducted
 46 over the internet in a live or web-based format, if
 47 completion of the course is verified by the instructor
 48 or provider of the course.

49 Sec. 10. Section 724.11, subsections 1 and 3, Code
 50 2015, are amended to read as follows:

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1 1. a. Applications for permits to carry weapons
 2 shall be made to the sheriff of the county in which
 3 the applicant resides. Applications for professional
 4 permits to carry weapons for persons who are
 5 nonresidents of the state, or whose need to go armed
 6 arises out of employment by the state, shall be made
 7 to the commissioner of public safety. In either case,
 8 the sheriff or commissioner, before issuing the permit,
 9 shall determine that the requirements of sections 724.6
 10 to 724.10 have been satisfied. However, ~~for renewal of~~
 11 ~~a permit the training program requirements in section~~
 12 ~~724.9, subsection 1, do not apply to an applicant~~
 13 ~~who is able to demonstrate completion of small arms~~
 14 ~~training as specified in section 724.9, subsection 1,~~
 15 ~~paragraph "d". For all other applicants the training~~
 16 ~~program requirements of section 724.9, subsection 1,~~
 17 ~~must be satisfied within the twenty-four-month period~~
 18 ~~prior to the date of the application for the issuance~~
 19 ~~of a permit.~~

20 b. (1) Prior to issuing a renewal, the sheriff
 21 or commissioner shall determine the requirements of
 22 sections 724.6, 724.7, 724.8, and 724.10 and either of
 23 the following, as applicable, have been satisfied:

24 (a) Beginning with the first renewal of a permit
 25 issued after the calendar year 2010, and alternating
 26 renewals thereafter, if a renewal applicant applies
 27 within thirty days prior to the expiration of the
 28 permit or within thirty days after expiration of the
 29 permit, the training program requirements of section
 30 724.9, subsection 1, do not apply.

31 (b) Beginning with the second renewal of a permit
 32 issued after the calendar year 2010, and alternating
 33 renewals thereafter, if a renewal applicant applies
 34 within thirty days prior to the expiration of the

35 permit or within thirty days after expiration of the
36 permit, a renewal applicant shall qualify for renewal
37 by taking an online training course certified by the
38 national rifle association or the Iowa law enforcement
39 academy, and the training program requirements of
40 section 724.9, subsection 1, do not apply.

41 (2) If any renewal applicant applies more than
42 thirty days after the expiration of the permit, the
43 permit requirements of paragraph "a" apply to the
44 applicant, and any subsequent renewal of this permit
45 shall be considered a first renewal for purposes
46 of subparagraph (1). However, the training program
47 requirements of section 724.9, subsection 1, do not
48 apply to an applicant who is able to demonstrate
49 completion of small arms training as specified in
50 section 724.9, subsection 1, paragraph "d". For all

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1 other applicants, in lieu of the training program
2 requirements of section 724.9, subsection 1, the
3 renewal applicant may choose to qualify on a firing
4 range under the supervision of an instructor certified
5 by the national rifle association or the department of
6 public safety or another state's department of public
7 safety, state police department, or similar certifying
8 body.

9 (3) As an alternative to subparagraph (1), and if
10 the requirements of sections 724.6, 724.7, 724.8, and
11 724.10 have been satisfied, a renewal applicant may
12 choose to qualify, at any renewal, under the training
13 program requirements in section 724.9, subsection 1,
14 shall apply or the renewal applicant may choose to
15 qualify on a firing range under the supervision of an
16 instructor certified by the national rifle association
17 or the department of public safety or another
18 state's department of public safety, state police
19 department, or similar certifying body. Such training
20 or qualification must occur within the ~~twelve month~~
21 twenty-four-month period prior to the expiration
22 of the applicant's current permit, except that the
23 twenty-four-month time period limitation for training
24 or qualification does not apply to an applicant who is
25 able to demonstrate completion of small arms training
26 as specified in section 724.9, subsection 1, paragraph
27 "d".

28 3. The issuing officer shall collect a fee of fifty
29 dollars, except from a duly appointed peace officer or
30 correctional officer, for each permit issued. Renewal
31 permits or duplicate permits shall be issued for a fee
32 of twenty-five dollars, provided the application for
33 such renewal permit is received by the issuing officer

34 ~~at least~~ within thirty days prior to the expiration
 35 of the applicant's current permit ~~or within thirty~~
 36 days after such expiration. The issuing officer
 37 shall notify the commissioner of public safety of the
 38 issuance of any permit at least monthly and forward to
 39 the commissioner an amount equal to ten dollars for
 40 each permit issued and five dollars for each renewal
 41 or duplicate permit issued. All such fees received
 42 by the commissioner shall be paid to the treasurer
 43 of state and deposited in the operating account of
 44 the department of public safety to offset the cost of
 45 administering this chapter. Notwithstanding section
 46 8.33, any unspent balance as of June 30 of each year
 47 shall not revert to the general fund of the state.
 48 Sec. 11. Section 724.11, Code 2015, is amended by
 49 adding the following new subsection:
 50 NEW SUBSECTION. 5. The initial or renewal permit

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1 shall have a uniform appearance, size, and content
 2 prescribed and published by the commissioner of public
 3 safety. The permit shall contain the name of the
 4 permittee and the effective date of the permit, but
 5 shall not contain the permittee's social security
 6 number. Such a permit shall not be issued for a
 7 particular weapon and shall not contain information
 8 about a particular weapon including the make, model,
 9 or serial number of the weapon, or any ammunition used
 10 in that weapon.

11 Sec. 12. Section 724.11A, Code 2015, is amended to
 12 read as follows:

13 **724.11A Recognition.**

14 A valid permit or license issued by another state to
 15 any nonresident of this state shall be considered to
 16 be a valid permit or license to carry weapons issued
 17 pursuant to this chapter, except that such permit or
 18 license shall not be considered to be a substitute for
 19 ~~an annual~~ a permit to acquire ~~pistols or revolvers~~
 20 issued pursuant to ~~section 724.15~~ this chapter.

21 Sec. 13. Section 724.15, subsections 1, 2, and 3,
 22 Code 2015, are amended to read as follows:

23 1. Any person who desires to acquire ownership of
 24 any pistol or revolver shall first obtain ~~an annual~~
 25 a permit. ~~An annual~~ A permit shall be issued upon
 26 request to any resident of this state unless the person
 27 is subject to any of the following:

- 28 a. Is less than twenty-one years of age.
- 29 b. Is subject to the provisions of section 724.26.
- 30 c. Is prohibited by federal law from shipping,
 31 transporting, possessing, or receiving a firearm.

32 2. Any person who acquires ownership of a pistol or

33 revolver shall not be required to obtain ~~an annual~~ a
34 permit if any of the following apply:
35 a. The person transferring the pistol or revolver
36 and the person acquiring the pistol or revolver are
37 licensed firearms dealers under federal law.
38 b. The pistol or revolver acquired is an antique
39 firearm, a collector's item, a device which is not
40 designed or redesigned for use as a weapon, a device
41 which is designed solely for use as a signaling,
42 pyrotechnic, line-throwing, safety, or similar device,
43 or a firearm which is unserviceable by reason of being
44 unable to discharge a shot by means of an explosive
45 and is incapable of being readily restored to a firing
46 condition.
47 c. The person acquiring the pistol or revolver is
48 authorized to do so on behalf of a law enforcement
49 agency.
50 d. The person has obtained a valid permit to carry

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1 weapons, as provided in section 724.11.
2 e. The person transferring the pistol or revolver
3 and the person acquiring the pistol or revolver
4 are related to one another within the second degree
5 of consanguinity or affinity unless the person
6 transferring the pistol or revolver knows that the
7 person acquiring the pistol or revolver would be
8 disqualified from obtaining a permit.
9 3. The ~~annual~~ permit to acquire pistols or
10 revolvers shall authorize the permit holder to acquire
11 one or more pistols or revolvers during the period
12 that the permit remains valid. If the issuing officer
13 determines that the applicant has become disqualified
14 under the provisions of subsection 1, the issuing
15 officer may immediately revoke the permit and shall
16 provide a written statement of the reasons for
17 revocation, and the applicant shall have the right to
18 appeal the revocation as provided in section 724.21A.
19 Sec. 14. Section 724.16, Code 2015, is amended to
20 read as follows:
21 **724.16 ~~Annual permit~~ Permit to acquire required —**
22 **transfer prohibited.**
23 1. Except as otherwise provided in section 724.15,
24 subsection 2, a person who acquires ownership of a
25 pistol or revolver without a valid ~~annual~~ permit to
26 acquire pistols or revolvers or a person who transfers
27 ownership of a pistol or revolver to a person who does
28 not have in the person's possession a valid ~~annual~~
29 permit to acquire pistols or revolvers is guilty of an
30 aggravated misdemeanor.
31 2. A person who transfers ownership of a pistol

32 or revolver to a person that the transferor knows is
 33 prohibited by section 724.15 from acquiring ownership
 34 of a pistol or revolver commits a class "D" felony.

35 Sec. 15. Section 724.17, Code 2015, is amended to
 36 read as follows:

37 **724.17 Application for ~~annual~~ permit to acquire —**
 38 **criminal history check required.**

39 1. The application for ~~an annual~~ a permit to
 40 acquire pistols or revolvers may be made to the sheriff
 41 of the county of the applicant's residence and shall be
 42 on a form prescribed and published by the commissioner
 43 of public safety.

44 a. ~~The~~ If an applicant is a United States citizen,
 45 the application shall require only the full name of
 46 the applicant, the driver's license or nonoperator's
 47 identification card number of the applicant, the
 48 residence of the applicant, and the date and place of
 49 birth of the applicant.

50 b. If the applicant is not a United States citizen,

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1 the application shall, in addition to the information
 2 specified in paragraph "a", require the applicant's
 3 country of citizenship, any alien or admission
 4 number issued by the United States immigration and
 5 customs enforcement or any successor agency, and,
 6 if applicable, the basis for any exception claimed
 7 pursuant to 18 U.S.C. §922(v).

8 c. The applicant shall also display an
 9 identification card that bears a distinguishing number
 10 assigned to the cardholder, the full name, date of
 11 birth, sex, residence address, and brief description
 12 and ~~colored~~ photograph of the cardholder, or other
 13 identification as specified by rule of the department
 14 of public safety.

15 2. The sheriff shall conduct a criminal history
 16 check concerning each applicant by obtaining criminal
 17 history data from the department of public safety
 18 which shall include an inquiry of the national instant
 19 criminal background check system maintained by the
 20 federal bureau of investigation or any successor agency
 21 and an immigration alien query through a database
 22 maintained by the United States immigration and customs
 23 enforcement or any successor agency if the applicant is
 24 not a United States citizen.

25 3. A person who makes what the person knows to be
 26 a false statement of material fact on an application
 27 submitted under this section or who submits what the
 28 person knows to be any materially falsified or forged
 29 documentation in connection with such an application
 30 commits a class "D" felony.

31 Sec. 16. Section 724.18, Code 2015, is amended to
32 read as follows:

33 **724.18 Procedure for making application for ~~annual~~**
34 **permit to acquire.**

35 A person may personally request the sheriff to
36 mail an application for ~~an annual~~ a permit to acquire
37 pistols or revolvers, and the sheriff shall immediately
38 forward to such person an application for ~~an annual~~
39 a permit to acquire pistols or revolvers. A person
40 shall upon completion of the application ~~personally~~
41 ~~deliver file~~ such application ~~to with~~ the sheriff who
42 shall note the period of validity on the application
43 and shall immediately issue the ~~annual~~ permit to
44 acquire pistols or revolvers to the applicant. For the
45 purposes of this section the date of application shall
46 be the date on which the sheriff received the completed
47 application.

48 Sec. 17. Section 724.19, Code 2015, is amended to
49 read as follows:

50 **724.19 Issuance of ~~annual~~ permit to acquire.**

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1 The ~~annual~~ permit to acquire pistols or revolvers
2 shall be issued to the applicant immediately upon
3 completion of the application unless the applicant is
4 disqualified under the provisions of section 724.15 ~~and~~
5 ~~or 724.17. The permit shall be on a form have a~~
6 uniform appearance, size, and content prescribed and
7 published by the commissioner of public safety. The
8 permit shall contain the name of the permittee, ~~the~~
9 ~~residence of the permittee,~~ and the effective date
10 of the permit, ~~but shall not contain the permittee's~~
11 social security number. Such a permit shall not be
12 issued for a particular pistol or revolver and shall
13 not contain information about a particular pistol or
14 revolver including the make, model, or serial number of
15 the pistol or revolver, or any ammunition used in such
16 a pistol or revolver.

17 Sec. 18. Section 724.20, Code 2015, is amended to
18 read as follows:

19 **724.20 Validity of ~~annual~~ permit to acquire pistols**
20 **or revolvers.**

21 The permit shall be valid throughout the state and
22 shall be valid three days after the date of application
23 and shall be invalid ~~one year~~ five years after the date
24 of application.

25 Sec. 19. Section 724.21A, subsections 1 and 7, Code
26 2015, are amended to read as follows:

27 1. In any case where the sheriff or the
28 commissioner of public safety denies an application
29 for or suspends or revokes a permit to carry weapons

30 or ~~an annual~~ a permit to acquire pistols or revolvers,
 31 the sheriff or commissioner shall provide a written
 32 statement of the reasons for the denial, suspension,
 33 or revocation and the applicant or permit holder
 34 shall have the right to appeal the denial, suspension,
 35 or revocation to an administrative law judge in the
 36 department of inspections and appeals within thirty
 37 days of receiving written notice of the denial,
 38 suspension, or revocation.

39 7. In any case where the issuing officer denies an
 40 application for, or suspends or revokes a permit to
 41 carry weapons or ~~an annual~~ a permit to acquire pistols
 42 or revolvers solely because of an adverse determination
 43 by the national instant criminal background check
 44 system, the applicant or permit holder shall not seek
 45 relief under this section but may pursue relief of
 46 the national instant criminal background check system
 47 determination pursuant to Pub. L. No. 103-159, sections
 48 103(f) and (g) and 104 and 28 C.F.R. §25.10, or other
 49 applicable law. The outcome of such proceedings shall
 50 be binding on the issuing officer.

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1 Sec. 20. Section 724.21A, Code 2015, is amended by
 2 adding the following new subsection:
 3 **NEW SUBSECTION.** 8. If an applicant appeals the
 4 decision by the sheriff or commissioner to deny an
 5 application, or suspend or revoke a permit to carry
 6 weapons or a permit to acquire, and it is later
 7 determined the applicant is eligible to be issued or
 8 possess such a permit, the applicant shall be awarded
 9 court costs and reasonable attorney fees. If the
 10 decision of the sheriff or commission to deny the
 11 application, or suspend or revoke the permit is upheld
 12 on appeal, the political subdivision of the state
 13 representing the sheriff or the commissioner shall be
 14 awarded court costs and reasonable attorney fees.

15 Sec. 21. Section 724.22, subsection 5, Code 2015,
 16 is amended to read as follows:

17 5. A parent or guardian or spouse who is twenty-one
 18 years of age or older, of a person ~~fourteen years of~~
 19 ~~age but less than~~ below the age of twenty-one may
 20 allow the person to possess a pistol or revolver or
 21 the ammunition therefor for any lawful purpose while
 22 under the direct supervision of the parent or guardian
 23 or spouse who is twenty-one years of age or older, or
 24 while the person receives instruction in the proper use
 25 thereof from an instructor twenty-one years of age or
 26 older, with the consent of such parent, guardian or
 27 spouse.

28 Sec. 22. Section 724.23, Code 2015, is amended to

29 read as follows:

30 **724.23 Records kept by commissioner and issuing**
31 **officers.**

32 1. a. The commissioner of public safety shall
33 maintain a permanent record of all valid permits to
34 carry weapons and of current permit revocations.

35 b. The permanent record shall be kept in a
36 searchable database that is accessible on a statewide
37 basis for the circumstances described in subsection 2,
38 paragraph "b", "c", "d", or "e".

39 2. a. Notwithstanding any other law or rule to
40 the contrary, the commissioner of public safety and
41 any issuing officer shall keep confidential personally
42 identifiable information of holders of permits to
43 carry weapons and permits to acquire, including but not
44 limited to the name, social security number, date of
45 birth, residential or business address, and driver's
46 license or other identification number of the applicant
47 or permit holder.

48 b. This subsection shall not prohibit the
49 release of statistical information relating to the
50 issuance, denial, revocation, or administration of

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1 nonprofessional permits to carry weapons and permits to
2 acquire, provided that the release of such information
3 does not reveal the identity of any individual permit
4 holder.

5 c. This subsection shall not prohibit the release
6 of information to any law enforcement agency or any
7 employee or agent thereof when necessary for the
8 purpose of investigating a possible violation of law
9 and when probable cause exists, or to determine the
10 validity of a permit, or for conducting a lawfully
11 authorized background investigation.

12 d. This subsection shall not prohibit the
13 release of information relating to the validity of a
14 professional permit to carry weapons to an employer who
15 requires an employee or an agent of the employer to
16 possess a professional permit to carry weapons as part
17 of the duties of the employee or agent.

18 e. (1) This subsection shall not prohibit the
19 release of the information described in subparagraph
20 (3) to a member of the public if the person, in writing
21 or in person, requests whether another person has a
22 professional or nonprofessional permit to carry weapons
23 or a permit to acquire. The request must include
24 the name of the other person and at least one of the
25 following identifiers pertaining to the other person:

26 (a) The date of birth of the person.

27 (b) The address of the person.

28 (c) The telephone number of the person, including
 29 any landline or wireless numbers.
 30 (2) Prior to the release of information under this
 31 paragraph "e", the member of the public requesting the
 32 information shall provide the department of public
 33 safety or issuing officer with the name of the person
 34 requesting the information and the reason for the
 35 request in writing even if the person appears in person
 36 to request such information. The department or issuing
 37 officer shall keep a record of the person making the
 38 request and the reason for such a request.
 39 (3) The information released by the department
 40 of public safety or issuing officer shall be limited
 41 to an acknowledgment as to whether or not the person
 42 currently possesses a valid permit to carry weapons or
 43 a permit to acquire, the date such permit was issued,
 44 and whether the person has ever possessed such a permit
 45 that has been revoked or has expired and the date the
 46 permit was revoked or expired. No other information
 47 shall be released under this paragraph "e".
 48 f. Except as provided in paragraphs "b", "c", "d",
 49 or "e", the release of any confidential information
 50 under this section shall require a court order or the

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1 consent of the person whose personally identifiable
 2 information is the subject of the information request.
 3 Sec. 23. Section 724.27, subsection 1, unnumbered
 4 paragraph 1, Code 2015, is amended to read as follows:
 5 The provisions of section 724.8, section 724.15,
 6 subsection ~~1~~ 2, and section 724.26 shall not apply to
 7 a person who is eligible to have the person's civil
 8 rights regarding firearms restored under section 914.7
 9 if any of the following occur:
 10 Sec. 24. **NEW SECTION. 724.29A Fraudulent purchase**
 11 **of firearms or ammunition.**
 12 1. For purposes of this section:
 13 a. "*Ammunition*" means any cartridge, shell, or
 14 projectile designed for use in a firearm.
 15 b. "*Licensed firearms dealer*" means a person who is
 16 licensed pursuant to 18 U.S.C. §923 to engage in the
 17 business of dealing in firearms.
 18 c. "*Materially false information*" means information
 19 that portrays an illegal transaction as legal or a
 20 legal transaction as illegal.
 21 d. "*Private seller*" means a person who sells or
 22 offers for sale any firearm or ammunition.
 23 2. A person who knowingly solicits, persuades,
 24 encourages, or entices a licensed firearms dealer or
 25 private seller of firearms or ammunition to transfer
 26 a firearm or ammunition under circumstances that the

27 person knows would violate the laws of this state or of
28 the United States commits a class "D" felony.

29 3. A person who knowingly provides materially
30 false information to a licensed firearms dealer or
31 private seller of firearms or ammunition with the
32 intent to deceive the firearms dealer or seller about
33 the legality of a transfer of a firearm or ammunition
34 commits a class "D" felony.

35 4. Any person who willfully procures another to
36 engage in conduct prohibited by this section shall be
37 held accountable as a principal.

38 5. This section does not apply to a law enforcement
39 officer acting in the officer's official capacity
40 or to a person acting at the direction of such law
41 enforcement officer.

42 Sec. 25. NEW SECTION. **724.32 Rules.**

43 The department of public safety shall adopt rules
44 pursuant to chapter 17A to administer this chapter.

45 Sec. 26. Section 805.8C, Code 2015, is amended by
46 adding the following new subsections:

47 NEW SUBSECTION. 11. *Duty to possess permit to carry*
48 *weapons.* For violations of section 724.4, subsection
49 4, paragraph "i", subparagraph (2), the scheduled fine
50 is ten dollars.

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1 NEW SUBSECTION. 12. *Failure to produce permit to*
2 *carry.* For violations of section 724.5, the scheduled
3 fine is ten dollars.

4 Sec. 27. EFFECTIVE UPON ENACTMENT. The following
5 provision or provisions of this Act, being deemed of
6 immediate importance, take effect upon enactment:

7 1. The section of this Act amending section 724.1,
8 subsection 1, paragraph "h".

9 2. The section of this Act enacting new section
10 724.1A.

11 3. The section of this Act amending section 724.22.

12 4. The section of this Act amending section 724.23,
13 subsection 2.

14 5. The section of this Act amending section
15 724.29A.

16 6. The applicability section of this Act.

17 Sec. 28. APPLICABILITY. The section of this
18 Act amending section 724.23 applies to holders of
19 nonprofessional permits to carry weapons and permits to
20 acquire firearms and to applicants for nonprofessional
21 permits to carry weapons and permits to acquire
22 firearms on or after the effective date of that section
23 of this Act.>

24 2. Title page, by striking lines 1 and 2 and
25 inserting <An Act relating to the manufacture,

26 acquisition, sale, and use of firearms and suppressors,
 27 providing penalties, and including effective date and
 28 applicability provisions.>

S-3118

1 Amend Senate File 406 as follows:

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

4 Section 1. **NEW SECTION. 476.58 Safety of**
 5 **distributed generation facilities — disconnection**
 6 **device required — rules.**

7 1. For purposes of this section:

8 *a. “Disconnection device”* means a lockable visual
 9 disconnect or other disconnection device capable of
 10 disconnecting and de-energizing the residual voltage in
 11 a distributed generation facility.

12 *b. “Distributed generation facility”* means any of
 13 the following:

14 (1) A cogeneration facility or a small power
 15 production facility that is a qualifying facility under
 16 18 C.F.R. pt. 292, subpt. B, used by an interconnection
 17 customer to generate electricity that operates in
 18 parallel with the electric distribution system, and
 19 that typically includes an electric generator and the
 20 equipment required to interconnect safely with the
 21 electric distribution system or local electric power
 22 system.

23 (2) An alternate energy production facility as
 24 defined in section 476.42.

25 (3) A small hydro facility as defined in section
 26 476.42.

27 *c. “Electric distribution system”* means the
 28 facilities and equipment owned and operated by an
 29 electric utility that are used to transmit electricity
 30 to ultimate usage points from interchanges with higher
 31 voltage transmission networks which transport bulk
 32 power over long distances and that generally operate at
 33 less than one hundred kilovolts of electricity.

34 *d. “Electric meter”* means a device used by an
 35 electric utility that measures and registers the
 36 integral of an electrical quantity with respect to
 37 time.

38 *e. “Electric utility”* means a public utility that
 39 furnishes electricity to the public for compensation.

40 *f. “Interconnection customer”* means a person that
 41 interconnects a distributed generation facility to an
 42 electric distribution system.

43 2. Consistent with the board’s safety jurisdiction
 44 pursuant to section 476.1, the board shall adopt
 45 rules pursuant to chapter 17A relating to the safe
 46 installation and operation of interconnections

47 between distributed generation facilities and electric
48 distribution systems. The rules shall include but not
49 be limited to the following:
50 a. A requirement that a disconnection device be

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1 installed at a location that is easily visible and
2 adjacent to an interconnection customer's electric
3 meter. For installations placed in service prior to
4 July 1, 2015, a requirement that an interconnection
5 customer provide and attach a permanent placard at the
6 electric meter that clearly identifies the presence
7 and location of disconnection devices for distributed
8 generation facilities on the property.

9 b. A requirement that interconnection customers
10 notify local paid or volunteer fire departments of
11 the location of distributed generation facilities and
12 associated disconnection devices upon completion of
13 installation and procedures for such notifications.

14 c. Procedures for electric utilities to deny or
15 disconnect service for safety reasons to a person who
16 does not comply with rules adopted pursuant to this
17 subsection.

18 3. Procedures and requirements provided in rules
19 adopted pursuant to subsection 2 shall apply to all
20 electric utilities and all interconnection customers
21 in this state. However, only those rule provisions
22 concerning interconnections between distributed
23 generation facilities and electric distribution systems
24 and safety issues shall apply to utilities over which
25 the board's jurisdiction is limited by section 476.1A
26 or 476.1B.

27 4. This section shall not be construed to expand
28 the board's jurisdiction over a utility over which
29 the board's jurisdiction is limited by section 476.1A
30 or 476.1B. This section shall not be construed to
31 authorize the board to require that an installation
32 or connection of a distributed generation facility,
33 disconnection device, or interconnection between
34 a distributed generation facility and an electric
35 distribution system be performed by a licensed
36 electrician, installer, or professional engineer. This
37 section shall not be construed to require inspection
38 of a distributed generation facility, disconnection
39 device, or interconnection between a distributed
40 generation facility and an electric distribution system
41 pursuant to chapter 103.>

42 2. Title page, by striking lines 1 through 4 and
 43 inserting <An Act requiring the Iowa utilities board to
 44 adopt administrative rules relating to the safety of
 45 distributed electric generation facilities.>

DICK L. DEARDEN

S-3119

1 Amend the amendment, S-3094, to House File 6,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, line 38, before <recognition> by
 5 inserting <professional>
 6 2. Page 2, line 2, after <person> by inserting <who
 7 holds any coaching authorization issued under section
 8 272.31.1, subsection 1, or a person>
 9 3. By renumbering as necessary.

JANET PETERSEN

S-3120

HOUSE AMENDMENT TO
 SENATE FILE 385

1 Amend Senate File 385, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 1, line 3, through page 2, line
 4 18, and inserting:
 5 <1. As used in this section, unless the context
 6 otherwise requires, “*expunge*” and “*expungement*” mean
 7 the same as expunged in section 907.1.
 8 2. *a.* Except as provided in paragraph “*b*”, upon
 9 application of a defendant or a prosecutor in a
 10 criminal case, or upon the court’s own motion in a
 11 criminal case, the court shall enter an order expunging
 12 the record of such criminal case if the court finds
 13 that the defendant has established that all of the
 14 following have occurred, as applicable:
 15 (1) The criminal case contains one or more criminal
 16 charges in which an acquittal was entered for all
 17 criminal charges, or in which all criminal charges were
 18 otherwise dismissed.
 19 (2) All court costs, fees, and other financial
 20 obligations ordered by the court or assessed by the
 21 clerk of the district court have been paid.
 22 (3) A minimum of one hundred eighty days have
 23 passed since entry of the judgment of acquittal or of
 24 the order dismissing the case relating to all criminal
 25 charges, unless the court finds good cause to waive

26 this requirement for reasons including but not limited
 27 to the fact that the defendant was the victim of
 28 identity theft or mistaken identity.

29 (4) The case was not dismissed due to the defendant
 30 being found not guilty by reason of insanity.

31 (5) The defendant was not found incompetent to
 32 stand trial in the case.

33 b. The court shall not enter an order expunging the
 34 record of a criminal case under paragraph "a" unless
 35 all the parties in the case have had time to object on
 36 the grounds that one or more of the relevant conditions
 37 in paragraph "a" have not been established.

38 3. The record in a criminal case expunged under
 39 this section is a confidential record exempt from
 40 public access under section 22.7 but shall be made
 41 available by the clerk of the district court, upon
 42 request and without court order, to the defendant or
 43 to an agency or person granted access to the deferred
 44 judgment docket under section 907.4, subsection 2.

45 4. This chapter does not apply to dismissals
 46 related to a deferred judgment under section 907.9.

47 5. This chapter applies to all public offenses, as
 48 defined under section 692.1.

49 6. The court shall advise the defendant of the
 50 provisions of this chapter upon either the acquittal or

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1 the dismissal of all criminal charges in a case.

2 7. The supreme court may prescribe rules governing
 3 the procedures applicable to the expungement of the
 4 record of a criminal case under this chapter.

5 8. This section shall apply to all relevant
 6 criminal cases that occurred prior to, on, or after the
 7 effective date of this Act.>

8 2. Page 2, line 19, by striking <July> and
 9 inserting <January>

10 3. Title page, line 3, after <date> by inserting
 11 <and applicability>

12 4. By renumbering as necessary.

S-3121

HOUSE AMENDMENT TO
 SENATE FILE 404

1 Amend Senate File 404, as passed by the Senate, as
 2 follows:

3 1. Page 2, line 3, by striking <Transcript work
 4 **product**> and inserting <Audio recordings>

5 2. Page 2, line 4, by striking <A> and inserting

6 <1. Except as provided in subsection 2 or 3, a>

- 7 3. Page 2, after line 9 by inserting:
 8 <2. An audio recording of a certified shorthand
 9 reporter appointed under section 602.6603 shall be
 10 provided to the presiding judge or chief judge for an
 11 in-camera review upon court order for good cause shown.
 12 3. a. An audio recording of a certified shorthand
 13 reporter shall be provided to the board upon request
 14 by the board if a disciplinary proceeding is pending
 15 regarding the certified shorthand reporter who is a
 16 respondent under the provisions of section 602.3203
 17 or the rules of the board of examiners of shorthand
 18 reporters, Iowa court rules, ch. 46.
 19 b. The audio recordings provided in this subsection
 20 shall be kept confidential by the board in a manner as
 21 provided in section 272C.6, subsection 4.>

S-3122

- 1 Amend Senate File 484 as follows:
 2 1. Page 5, line 35, by striking <eight> and
 3 inserting <nine>
 4 2. Page 6, line 1, after <psychiatry,> by inserting
 5 <pediatrics,>
 6 3. Page 6, line 6, by striking <six> and inserting
 7 <seven>
 8 4. Page 9, line 21, by striking <manufacturing,>
 9 5. Page 9, after line 24 by inserting:
 10 <c. A medical cannabis manufacturer shall not
 11 manufacture edible medical cannabis products utilizing
 12 food coloring.>
 13 6. Page 12, line 2, after <c.> by inserting <(1)>
 14 7. Page 12, line 7, by striking <(1)> and inserting
 15 <(a)>
 16 8. Page 12, line 9, by striking <(2)> and inserting
 17 <(b)>
 18 9. Page 12, line 11, by striking <(3)> and
 19 inserting <(c)>
 20 10. Page 12, after line 11 by inserting:
 21 <(2) Proper packaging of medical cannabis shall
 22 include but not be limited to all of the following:
 23 (a) Warning labels regarding the use of medical
 24 cannabis by a woman during pregnancy and while
 25 breastfeeding.
 26 (b) Clearly labeled packaging indicating that
 27 an edible medical cannabis product contains medical
 28 cannabis and which packaging shall not imitate candy
 29 products or in any way make the product marketable to
 30 children.
 31 11. A medical cannabis dispensary shall employ a
 32 pharmacist licensed pursuant to chapter 155A.>
 33 11. Page 14, after line 21 by inserting:
 34 <i. Establish and implement a real-time,

35 statewide medical cannabis registry management
36 sale tracking system that is available to medical
37 cannabis dispensaries on a twenty-four-hour-day,
38 seven-day-a-week basis for the purpose of verifying
39 that a person is lawfully in possession of a medical
40 cannabis registration card issued pursuant to this
41 chapter and for tracking the date of the sale and
42 quantity of medical cannabis purchased by a patient or
43 a primary caregiver.

44 *j.* Establish and implement a medical cannabis
45 inventory and delivery tracking system to track
46 medical cannabis from production by a medical cannabis
47 manufacturer through dispensing at a medical cannabis
48 dispensary.>

49 12. By renumbering, redesignating, and correcting
50 internal references as necessary.

JOE BOLKCOM

S-3123

1 Amend Senate File 484 as follows:

2 1. Page 1, before line 1 by inserting:

3 Section 1. Section 124.204, subsection 4,
4 paragraphs m and u, Code 2015, are amended by striking
5 the paragraphs.

6 Sec. __. Section 124.204, subsection 7, Code 2015,
7 is amended by striking the subsection.

8 Sec. __. Section 124.206, subsection 7, Code 2015,
9 is amended to read as follows:

10 7. *Hallucinogenic substances.* Unless specifically
11 excepted or unless listed in another schedule, any
12 material, compound, mixture, or preparation which
13 contains any quantity of the following substances,
14 or, for purposes of paragraphs "a" and "b", which
15 contains any of its salts, isomers, or salts of isomers
16 whenever the existence of such salts, isomers, or salts
17 of isomers is possible within the specific chemical
18 designation (for purposes of this paragraph only, the
19 term "isomer" includes the optical, positional, and
20 geometric isomers):

21 *a.* Marijuana ~~when used for medicinal purposes~~
22 ~~pursuant to rules of the board.~~

23 *b.* Tetrahydrocannabinols, meaning
24 tetrahydrocannabinols naturally contained in a
25 plant of the genus Cannabis (Cannabis plant) as well
26 as synthetic equivalents of the substances contained
27 in the Cannabis plant, or in the resinous extractives
28 of such plant, and synthetic substances, derivatives,
29 and their isomers with similar chemical structure and
30 pharmacological activity to those substances contained
31 in the plant, such as the following:

32 (1) 1 cis or trans tetrahydrocannabinol, and their
 33 optical isomers.
 34 (2) 6 cis or trans tetrahydrocannabinol, and their
 35 optical isomers.
 36 (3) 3,4 cis or trans tetrahydrocannabinol, and
 37 their optical isomers. (Since nomenclature of these
 38 substances is not internationally standardized,
 39 compounds of these structures, regardless of numerical
 40 designation of atomic positions covered.)
 41 ~~b. c.~~ Nabilone [another name for
 42 nabilone: (+-) -
 43 trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
 44 hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].>
 45 2. Title page, line 1, by striking <creating> and
 46 inserting <relating to>

STEVEN J. SODDERS

S-3124

1 Amend House File 548, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, line 6, by striking <A requirement> and
 4 inserting <For installations placed in service on or
 5 after July 1, 2015, a requirement>

WILLIAM A. DOTZLER, JR.

S-3125

1 Amend Senate File 383 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. NEW SECTION. 9E.1 Purpose.
 5 The general assembly finds that individuals
 6 attempting to escape from actual or threatened domestic
 7 abuse, domestic abuse assault, sexual abuse, stalking,
 8 or human trafficking frequently establish new addresses
 9 in order to prevent their assailants or probable
 10 assailants from finding them. The purpose of this
 11 chapter is to enable state and local agencies to
 12 respond to requests for data without disclosing the
 13 location of a victim of domestic abuse, domestic abuse
 14 assault, sexual abuse, stalking, or human trafficking;
 15 to enable interagency cooperation with the secretary of
 16 state in providing address confidentiality for victims
 17 of domestic abuse, domestic abuse assault, sexual
 18 abuse, stalking, or human trafficking; and to enable
 19 program participants to use an address designated
 20 by the secretary of state as a substitute mailing
 21 address for the purposes specified in this chapter. In

22 addition, the purpose of this chapter is to prevent
23 such victims from being physically located through a
24 public records search.

25 Sec. 2. NEW SECTION. 9E.2 Definitions.

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

28 1. “*Address*” means a residential street address,
29 school address, or work address of an individual, as
30 specified on the individual’s application to be a
31 program participant under this chapter.

32 2. “*Applicant*” means an adult, a parent or guardian
33 acting on behalf of an eligible minor, or a guardian
34 acting on behalf of an incapacitated person as defined
35 in section 633.701.

36 3. “*Designated address*” means the mailing address
37 assigned to a program participant by the secretary.

38 4. “*Domestic abuse*” means the same as defined in
39 section 236.2.

40 5. “*Domestic abuse assault*” means the same as
41 defined in section 708.2A.

42 6. a. “*Eligible person*” means a person who is all
43 of the following:

44 (1) A resident of this state.

45 (2) An adult, a minor, or an incapacitated person
46 as defined in section 633.701.

47 (3) A victim of domestic abuse, domestic abuse
48 assault, sexual abuse, stalking, or human trafficking
49 as evidenced by the filing of a petition pursuant to
50 section 236.3 or a criminal complaint or information

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1 pursuant to section 708.2A, 708.11, or 710A.2, or any
2 violation contained in chapter 709.

3 b. For purposes of this subsection, a person
4 determined to be a sexually violent predator pursuant
5 to section 229A.7 or a similar law of another state is
6 not an eligible person.

7 7. “*Human trafficking*” means a crime described in
8 section 710A.2.

9 8. “*Mail*” means first-class letters and flats
10 delivered via the United States postal service,
11 including priority, express, and certified mail,
12 and excluding packages, parcels, periodicals, and
13 catalogues, unless they are clearly identifiable as
14 pharmaceuticals or clearly indicate that they are sent
15 by a state or county government agency.

16 9. “*Program*” means the address confidentiality
17 program established in this chapter.

18 10. “*Program participant*” means an individual
19 certified by the secretary as a program participant
20 under section 9E.3.

- 21 11. “*Secretary*” means the secretary of state.
 22 12. “*Sexual abuse*” means a violation of any
 23 provision of chapter 709.
 24 13. “*Stalking*” means the same as defined in section
 25 708.11.
 26 Sec. 3. NEW SECTION. 9E.3 Address confidentiality
 27 **program.**
 28 1. *Application.* The secretary shall certify
 29 an eligible person as a program participant if the
 30 secretary receives an application containing all of the
 31 following information:
 32 a. The full legal name of the eligible person.
 33 b. A statement by the applicant that the applicant
 34 has good reason to believe any of the following:
 35 (1) Either of the following:
 36 (a) The eligible person listed on the application
 37 is a victim of domestic abuse, domestic abuse assault,
 38 sexual abuse, stalking, or human trafficking.
 39 (b) The eligible person fears for the person’s
 40 safety, the safety of another person who resides in the
 41 same household as the eligible person, or the safety of
 42 persons on whose behalf the application is made.
 43 (2) The eligible person is not applying for
 44 certification as a program participant in order to
 45 avoid prosecution.
 46 c. A designation of the secretary as the agent for
 47 service of process and for the purpose of receipt of
 48 mail.
 49 d. The telephone number or telephone numbers where
 50 the secretary can contact the applicant or eligible

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- 1 person.
 2 e. The residential address of the eligible person,
 3 disclosure of which could lead to an increased risk of
 4 domestic abuse, domestic abuse assault, sexual abuse,
 5 stalking, or human trafficking.
 6 f. If mail cannot be delivered to the residential
 7 address of the eligible person, the address to which
 8 mail can be sent to the eligible person.
 9 g. A statement whether the eligible person would
 10 like information on becoming an absentee ballot
 11 recipient pursuant to section 9E.6.
 12 h. A statement from the eligible person that gives
 13 the secretary consent to confirm the eligible person’s
 14 participation in the program to a third party.
 15 i. The signature of the applicant indicating the
 16 applicant’s authority to act on behalf of the eligible
 17 person, if appropriate.
 18 j. The date the application was signed.
 19 k. Any other information as required by the

20 secretary pursuant to rule.

21 2. *Filing.* Applications shall be filed with the
22 secretary.

23 3. *Certification.* Upon filing a complete
24 application, the secretary shall certify the eligible
25 person as a program participant. A program participant
26 shall be certified for four years following the
27 date the application is certified by the secretary
28 unless the certification is canceled, withdrawn, or
29 invalidated. The secretary shall establish by rule a
30 renewal procedure for recertification.

31 4. *Changes in information.* A program participant or
32 an applicant shall inform the secretary of any changes
33 in the program participant's information submitted on
34 the application.

35 5. *Designated address.* The secretary shall assign
36 a designated address to which all mail for a program
37 participant shall be sent.

38 6. *Attaining age of majority.* An individual who
39 was a minor when the person was certified as a program
40 participant is responsible for changes in information
41 and renewal after the individual reaches the age of
42 eighteen.

43 7. *Liability.* A governmental body, as defined in
44 section 21.2, or an entity created pursuant to chapter
45 28E, shall not be liable for acts or omissions relating
46 to this chapter.

47 Sec. 4. NEW SECTION. **9E.4 Certification**
48 **cancellation.**

49 1. The secretary may cancel a program participant's
50 certification under any of the following circumstances:

Page 4

1 a. The program participant's legal name or contact
2 information changes, unless the program participant
3 provides the secretary with prior written notice of the
4 name change or contact information.

5 b. Mail forwarded by the secretary to the program
6 participant's address is returned as undeliverable by
7 the United States postal service.

8 c. The program participant is no longer eligible
9 for the program.

10 d. The program participant does not accept service
11 of process or is unavailable for delivery of service of
12 process as described in section 9E.5, subsection 4.

13 2. The secretary shall cancel a program
14 participant's certification if the program
15 participant's application contains false information.

16 Sec. 5. NEW SECTION. **9E.5 Use of designated**
17 **address.**

18 1. When a program participant presents the program

19 participant's designated address to any person, that
20 designated address shall be accepted as the address
21 of the program participant. The person shall not
22 require the program participant to submit any other
23 address that could be used to physically locate the
24 program participant either as a substitute address
25 or in addition to the designated address, or as a
26 condition of receiving a service or benefit, unless
27 the service or benefit would be impossible to provide
28 without knowledge of the program participant's physical
29 location.

30 2. A program participant may use the designated
31 address as the program participant's work address.

32 3. The secretary shall forward all mail sent to the
33 designated address to the program participant.

34 4. The office of the secretary of state shall
35 act as agent of the program participant for purposes
36 of service of process. The secretary of state shall
37 forward any service of process received by the office
38 of the secretary of state by certified mail, return
39 receipt requested to the designated address of the
40 program participant within three days of receipt
41 in the office of the secretary of state. A program
42 participant shall either accept or reject service of
43 process and the secretary of state shall notify the
44 person initiating the service of process, unless such
45 person is not ascertainable from the service of process
46 documents, of the date of the program participant's
47 acceptance or rejection of the service of process. The
48 date of service of the service of process is the date
49 of the participant's acceptance or rejection.

50 5. If a program participant has notified a person

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1 in writing, on a form prescribed by the secretary,
2 that the individual is a program participant and of
3 the requirements of this section, the person shall not
4 knowingly disclose the program participant's address,
5 unless any of the following:

6 a. The person to whom the address is disclosed
7 also lives, works, or goes to school at the address
8 disclosed.

9 b. The program participant has provided written
10 consent to disclosure of the program participant's name
11 and address for the purpose for which the disclosure
12 will be made.

13 6. This section does not apply to documents or
14 records relating to real property. The secretary shall
15 offer a program participant information relating to the
16 purchase of real property utilizing limited liability
17 companies, trusts, or other legal entities in order to

18 protect the participant's identity for purposes of this
19 program when purchasing real property.

20 Sec. 6. NEW SECTION. 9E.6 Voting by program
21 **participant — absentee ballot.**

22 1. A program participant who is an eligible elector
23 may register to vote with the state commissioner of
24 elections, pursuant to section 48A.8, subsection 1.
25 The name, address, and telephone number of a program
26 participant shall not be listed in the statewide voter
27 registration system.

28 2. a. A program participant who is otherwise
29 eligible to vote may annually register with the state
30 commissioner of elections as an absentee voter. As
31 soon as practicable before each election, the state
32 commissioner of elections shall determine the precinct
33 in which the residential address of the program
34 participant is located and shall request and receive
35 from the county commissioner of elections the ballot
36 for that precinct and shall forward the absentee ballot
37 to the program participant with the other materials
38 for absentee balloting as required of the county
39 commissioner of elections by section 53.8.

40 b. The program participant shall complete the
41 ballot and return it to the state commissioner of
42 elections, who shall review the ballot in the manner
43 provided by sections 53.18 and 53.19. If the materials
44 comply with the requirements of section 53.18, the
45 materials shall be certified by the state commissioner
46 of elections as the ballot of a program participant,
47 and shall be forwarded to the appropriate county
48 commissioner of elections for tabulation by the special
49 voters precinct election board appointed pursuant to
50 section 53.23.

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1 c. The state commissioner of elections, to the
2 extent practicable, shall administer this section in
3 accordance with the provisions of chapters 48A and 53
4 applicable to county commissioners of elections.

5 Sec. 7. NEW SECTION. 9E.7 Confidentiality of
6 **information.**

7 1. a. Except as otherwise provided in subsection
8 2, information collected, created, or maintained by the
9 secretary related to applicants, eligible persons, and
10 program participants is confidential unless otherwise
11 ordered by a court or released by the lawful custodian
12 of the records pursuant to state or federal law.

13 b. A program participant's name and address
14 maintained by a local governmental body that is
15 part of an ongoing investigation or inspection of an
16 alleged health code, building code, fire code, or city

17 ordinance violation allegedly committed by the program
18 participant is confidential information.

19 2. Upon request from the department of public
20 safety, the secretary may share confidential
21 information with the department of public safety. Such
22 confidential information received by the department
23 of public safety may be released to a law enforcement
24 agency upon verification that the release will aid the
25 law enforcement agency in responding to an emergency
26 situation, a criminal complaint, or an ongoing
27 investigation.

28 3. This section shall not be construed to prohibit
29 the dissemination of information relating to the
30 program to any agency or organization if necessary
31 for carrying out the official duties of the agency or
32 organization, or to a person if disseminated for an
33 official purpose, or to any other person if necessary
34 to protect a person or property from a threat of
35 imminent serious harm.

36 4. If a program participant has notified the
37 program participant's landlord in writing that the
38 individual is a program participant pursuant to this
39 chapter, a local ordinance or the landlord shall not
40 allow the display of the program participant's name at
41 an address otherwise protected under this chapter.

42 5. This section shall not be construed to prohibit
43 the enforcement of a lease agreement between a program
44 participant and a program participant's landlord.

45 Sec. 8. Section 48A.8, subsection 1, Code 2015, is
46 amended to read as follows:

47 1. An eligible elector may request that a voter
48 registration form be mailed to the elector. The
49 completed form may be mailed or delivered by the
50 registrant or the registrant's designee to the

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1 commissioner in the county where the person resides or
2 to the state commissioner of elections for a program
3 participant, as provided in section 9E.6. A separate
4 voter registration form shall be signed by each
5 individual registrant.

6 Sec. 9. Section 53.2, Code 2015, is amended by
7 adding the following new subsection:

8 NEW SUBSECTION. 9. A registered voter who is a
9 program participant under section 9E.6 may register to
10 vote as an absentee voter with the state commissioner
11 of elections pursuant to section 9E.6, subsection 2.

12 Sec. 10. Section 252B.9, subsection 3, paragraph
 13 i, Code 2015, is amended by adding the following new
 14 subparagraph:

15 NEW SUBPARAGRAPH. (07) The unit receives
 16 notification that an individual is a certified program
 17 participant as provided in chapter 9E.

18 Sec. 11. Section 252B.9, subsection 3, paragraph
 19 i, subparagraph (7), Code 2015, is amended to read as
 20 follows:

21 (7) The unit receives notification, as the result
 22 of a request under section 252B.9A, of the existence
 23 of any finding, order, safety plan, certification, or
 24 founded allegation referred to in subparagraphs (1)
 25 through ~~(6)~~ (07) of this paragraph.

26 Sec. 12. Section 602.8102, subsection 135A, Code
 27 2015, is amended to read as follows:

28 135A. Assess the surcharges provided by sections
 29 911.1, 911.2, 911.2A, 911.2B, 911.2C, 911.3, and 911.4.

30 Sec. 13. Section 602.8108, Code 2015, is amended by
 31 adding the following new subsection:

32 NEW SUBSECTION. 6A. An address confidentiality
 33 program fund is established as a separate fund in the
 34 state treasury. The clerk of the district court shall
 35 remit all moneys collected from the assessment of the
 36 surcharges provided in sections 911.2B and 911.2C to
 37 the state court administrator for deposit in the fund,
 38 which shall be transferred by the treasurer of state
 39 on a quarterly basis to the office of the secretary of
 40 state to defray the administrative costs associated
 41 with the address confidentiality program established in
 42 chapter 9E.

43 Sec. 14. NEW SECTION. **911.2B Domestic abuse**
 44 **assault, sexual abuse, stalking, and human trafficking**
 45 **victim surcharge.**

46 1. In addition to any other surcharge, the court
 47 or clerk of the district court shall assess a domestic
 48 abuse assault, sexual abuse, stalking, and human
 49 trafficking victim surcharge of one hundred dollars if
 50 an adjudication of guilt or a deferred judgment has

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1 been entered for a violation of section 708.2A, 708.11,
 2 or 710A.2, or chapter 709.

3 2. In the event of multiple offenses, the surcharge
 4 shall be imposed for each applicable offense.

5 3. The surcharge shall be remitted by the clerk of
 6 court as provided in section 602.8108, subsection 6A.

7 Sec. 15. NEW SECTION. **911.2C Domestic abuse**

8 **protective order contempt surcharge.**

9 1. In addition to any other surcharge, the court
10 or clerk of the district court shall assess a domestic
11 abuse protective order contempt surcharge of fifty
12 dollars against a defendant who is held in contempt of
13 court for violating a domestic abuse protective order
14 issued pursuant to chapter 236.

15 2. In the event of multiple violations, the
16 surcharge shall be imposed for each applicable
17 violation.

18 3. The surcharge shall be remitted by the clerk of
19 court as provided in section 602.8108, subsection 6A.

20 Sec. 16. EFFECTIVE DATE. Except for the sections
21 of this Act amending sections 602.8102 and 602.8108
22 and enacting sections 911.2B and 911.2C, imposing a
23 domestic abuse assault, sexual abuse, stalking, and
24 human trafficking victim surcharge and a domestic abuse
25 protective order contempt surcharge, this Act takes
26 effect January 1, 2016.>

27 2. Title page, by striking lines 1 through
28 3 and inserting <An Act establishing an address
29 confidentiality program in the office of the secretary
30 of state for a victim of domestic abuse, domestic abuse
31 assault, sexual abuse, stalking, and human trafficking
32 and providing for a fee and including effective date
33 provisions.>

JEFF DANIELSON

S-3126

1 Amend Senate File 484 as follows:

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

4 Section 1. Section 124.204, subsection 4,
5 paragraphs m and u, Code 2015, are amended by striking
6 the paragraphs.

7 Sec. 2. Section 124.204, subsection 7, Code 2015,
8 is amended by striking the subsection.

9 Sec. 3. Section 124.206, subsection 7, Code 2015,
10 is amended to read as follows:

11 7. *Hallucinogenic substances.* Unless specifically
12 excepted or unless listed in another schedule, any
13 material, compound, mixture, or preparation which
14 contains any quantity of the following substances,
15 or, for purposes of paragraphs "a" and "b", which
16 contains any of its salts, isomers, or salts of isomers
17 whenever the existence of such salts, isomers, or salts
18 of isomers is possible within the specific chemical
19 designation (for purposes of this paragraph only, the
20 term "isomer" includes the optical, positional, and
21 geometric isomers):

22 a. Marijuana ~~when used for medicinal purposes~~
23 ~~pursuant to rules of the board.~~

24 b. Tetrahydrocannabinols, meaning
25 tetrahydrocannabinols naturally contained in a
26 plant of the genus Cannabis (Cannabis plant) as well
27 as synthetic equivalents of the substances contained
28 in the Cannabis plant, or in the resinous extractives
29 of such plant, and synthetic substances, derivatives,
30 and their isomers with similar chemical structure and
31 pharmacological activity to those substances contained
32 in the plant, such as the following:

33 (1) 1 cis or trans tetrahydrocannabinol, and their
34 optical isomers.

35 (2) 6 cis or trans tetrahydrocannabinol, and their
36 optical isomers.

37 (3) 3,4 cis or trans tetrahydrocannabinol, and
38 their optical isomers. (Since nomenclature of these
39 substances is not internationally standardized,
40 compounds of these structures, regardless of numerical
41 designation of atomic positions covered.)

42 ~~b.~~ c. Nabilone [another name for
43 nabilone: (+) -
44 trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
45 hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].>

46 2. Title page, by striking lines 1 and 2 and
47 inserting <An Act reclassifying marijuana, including
48 tetrahydrocannabinols, from a schedule I controlled
49 substance to a schedule II controlled substance.>

CHARLES SCHNEIDER
BILL DIX
JACK WHITVER
TIM L. KAPUCIAN
AMY SINCLAIR
DENNIS GUTH
KEN ROZENBOOM
DAVID JOHNSON
MARK SEGEBART
JASON SCHULTZ
MICHAEL BREITBACH
MARK COSTELLO
MARK CHELGREN
TIM KRAAYENBRINK
TOM SHIPLEY
ROBY SMITH
BRAD ZAUN
TOD R. BOWMAN
JAKE CHAPMAN

S-3127

- 1 Amend House File 585, as amended, passed, and
 2 reprinted by the House, as follows:
- 3 1. Page 1, before line 1 by inserting:
- 4 Section 1. NEW SECTION. 9.8 Address
 5 **confidentiality program revolving fund.**
- 6 1. An address confidentiality program revolving
 7 fund is created in the state treasury. The fund
 8 shall consist of moneys collected by the clerk of
 9 the district court and transferred to the office of
 10 the secretary of state pursuant to section 602.8108,
 11 subsection 6A. The moneys in the fund are subject
 12 to appropriation by the general assembly. The office
 13 of the secretary of state shall administer the fund.
 14 The office of the secretary of state shall provide
 15 an annual report to the department of management and
 16 the legislative services agency on expenditures from
 17 the fund in a format as determined by the department
 18 of management in consultation with the legislative
 19 services agency.
- 20 2. To meet cash flow needs for the address
 21 confidentiality program established in chapter 9E,
 22 the office of secretary of state may temporarily
 23 use funds from the general fund of the state to pay
 24 expenses in excess of moneys available in the revolving
 25 fund for purposes of the program if those additional
 26 expenditures can be fully reimbursed with moneys
 27 collected pursuant to section 602.8108, subsection 6A,
 28 and the office of the secretary of state reimburses
 29 the general fund of the state and ensures that all
 30 moneys are repaid in full by the close of the fiscal
 31 year. Because any general fund moneys used shall be
 32 fully reimbursed, such temporary use of funds from
 33 the general fund of the state shall not constitute an
 34 appropriation for purposes of calculating the state
 35 general fund expenditure limitation pursuant to section
 36 8.54.
- 37 3. Section 8.33 does not apply to any moneys
 38 appropriated to the revolving fund.>
- 39 2. Page 9, by striking lines 11 and 12.
- 40 3. Page 9, line 13, before <The> by inserting <NEW
 41 SUBSECTION. 6A.>
- 42 4. Page 9, by striking lines 16 through 20 and
 43 inserting <for deposit in the address confidentiality
 44 program revolving fund created in section 9.8.>
- 45 5. Page 10, line 11, after <sections> by inserting
 46 <9.8,>
- 47 6. By renumbering as necessary.

S-3128HOUSE AMENDMENT TO
SENATE FILE 394

- 1 Amend Senate File 394, as amended, passed, and
2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 4, by striking <u>
 - 4 2. Page 1, by striking lines 5 through 7 and
5 inserting <maintenance of prisoners, as described in
6 section 356.5, shall be allowed paid for by the board>
 - 7 3. Page 1, line 16, by striking <u> and inserting <
8 u>
 - 9 4. Page 1, lines 28 and 29, by striking
10 <supervisors, city council, state agency, or the United
11 States> and inserting <supervisors>
 - 12 5. By striking page 1, line 31, through page 2,
13 line 33.
 - 14 6. By renumbering, redesignating, and correcting
15 internal references as necessary.

S-3129HOUSE AMENDMENT TO
SENATE FILE 415

- 1 Amend Senate File 415, as amended, passed, and
2 reprinted by the Senate, as follows:
- 3 1. By striking page 1, line 17, through page 2,
4 line 33.
 - 5 2. By striking page 3, line 34, through page 4,
6 line 17.
 - 7 3. Title page, lines 1 and 2, by striking <and
8 election officials>
 - 9 4. By renumbering as necessary.

S-3130

- 1 Amend House File 397, as passed by the House, as
2 follows:
- 3 1. By striking everything after the enacting clause
4 and inserting:
5 Section 1. Section 92.2, subsection 1, unnumbered
6 paragraph 1, Code 2015, is amended to read as follows:
7 A person over ten and under sixteen years of age
8 cannot be employed, with or without compensation, in
9 street occupations or migratory labor as defined in
10 section 92.1, unless the person holds a work permit
11 issued pursuant to this chapter ~~and the school the~~
12 ~~person attends has certified that the person is~~
13 ~~regularly attending school and the potential employment~~

14 ~~will not interfere with the person's progress in~~
 15 ~~school. A written agreement, as defined in section~~
 16 ~~92.11, subsection 1, shall not be required for the~~
 17 ~~issuance of a work permit under this section.~~

18 Sec. 2. Section 92.11, unnumbered paragraph 1, Code
 19 2015, is amended to read as follows:

20 A work permit, except for migrant laborers, shall
 21 be issued only by the ~~superintendent of schools or~~
 22 ~~department of workforce development, or by a person~~
 23 ~~authorized by said superintendent in writing, or,~~
 24 ~~where there is no superintendent of schools, by a~~
 25 ~~person authorized in writing by the local school board~~
 26 ~~where such child resides, labor commissioner~~ upon the
 27 application of the parent, guardian, or custodian of
 28 the child desiring such permit. The ~~person authorized~~
 29 ~~to issue work permits~~ application shall ~~not issue any~~
 30 ~~such permit unless the person has received, examined,~~
 31 ~~approved, and filed~~ include the following:

32 Sec. 3. Section 92.11, subsection 1, Code 2015, is
 33 amended to read as follows:

34 1. A ~~written agreement~~ statement from the person,
 35 firm, or corporation into whose service the child under
 36 sixteen years of age is about to enter, promising to
 37 give such child employment; and describing the industry
 38 and in which the work ~~to~~ will be performed.

39 Sec. 4. Section 92.12, Code 2015, is amended to
 40 read as follows:

41 **92.12 Migrant labor permits.**

42 1. Every person, firm, or corporation employing
 43 migrant laborers shall obtain and keep on file,
 44 accessible to any officer charged with the enforcement
 45 of this chapter, a work permit, ~~prior to the employment~~
 46 ~~of such migratory laborer.~~

47 2. Work permits for migrant workers shall be
 48 issued by the ~~superintendent of schools, or the~~
 49 ~~superintendent's designee, nearest the temporary~~
 50 ~~living quarters of the family or by the department~~

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1 ~~of workforce development, labor commissioner~~ upon
 2 application of the parent or head of the migrant
 3 family. The ~~person authorized to issue such permits~~
 4 ~~for migratory workers~~ application shall ~~not issue~~
 5 ~~such permit until the person has received, examined,~~
 6 ~~and approved~~ include documentation of proof of age as
 7 described in section 92.11, subsection 2.

8 3. One copy of the permit issued shall be given
 9 to the employer to be kept on file for the length of
 10 employment and upon termination of employment shall be
 11 returned to the labor commissioner. ~~One copy of the~~
 12 ~~permit shall be kept by the issuing officer, and one~~

13 ~~copy forwarded to the commissioner.~~ The blank forms
 14 for the application for a work permit for migratory
 15 workers and the work permit for migratory workers shall
 16 be formulated by the commissioner ~~and furnished by the~~
 17 ~~commissioner to the issuing officer.~~

18 Sec. 5. Section 92.13, Code 2015, is amended to
 19 read as follows:

20 **92.13 Optional refusal of permit.**

21 The labor commissioner ~~or the issuing officer~~ may
 22 refuse to grant a permit if, in the commissioner's ~~or~~
 23 ~~officer's~~ judgment, the best interests of the minor
 24 would be served by such refusal and the commissioner
 25 ~~or officer~~ shall keep a record of such refusals, and
 26 the reasons therefor.

27 Sec. 6. Section 92.14, Code 2015, is amended to
 28 read as follows:

29 **92.14 Contents of work permit.**

30 Every work permit shall state the date of issuance,
 31 name, sex, the date and place of birth, the residence
 32 of the child in whose name it is issued, ~~the color of~~
 33 ~~hair and eyes, the height and weight,~~ the proof of age,
 34 the school grade completed, the name and location of
 35 the establishment where the child is to be employed,
 36 the industry, ~~specified occupation, a brief description~~
 37 ~~of duties for which the permit is issued, and that~~
 38 the papers required for its issuance have been duly
 39 examined, approved, and filed, ~~and that the person~~
 40 ~~named therein has personally appeared before the~~
 41 ~~officer issuing the permit and has been examined.~~

42 Sec. 7. Section 92.15, Code 2015, is amended to
 43 read as follows:

44 **92.15 ~~Duplicate~~ Application to labor commissioner.**

45 ~~A duplicate of every such~~ An application for a work
 46 permit issued pursuant to section 92.11 or section
 47 92.12 shall be filled out and forwarded submitted to
 48 the office of the labor commissioner within ~~one week~~
 49 three days after it is issued the child begins work.

50 Sec. 8. Section 92.16, Code 2015, is amended to

Page 3

1 read as follows:

2 **92.16 Forms for permits ~~furnished~~ formulated.**

3 The proper forms for the application for a work
 4 permit, the work permit, the employer's agreement,
 5 the school record, the certificate of age, and the
 6 physician's certificate shall be formulated by the
 7 labor commissioner ~~and furnished to the issuing~~
 8 ~~authorities.~~

9 Sec. 9. Section 92.17, subsection 1, Code 2015, is
 10 amended by striking the subsection.

11 Sec. 10. EFFECTIVE DATE. This Act takes effect

12 June 1, 2015.>

13 2. Title page, by striking lines 1 and 2 and
 14 inserting <An Act relating to the state child labor law
 15 and including effective date provisions.>

TONY BISIGNANO

S-3131

1 Amend the amendment, S-3094, to House File 6,
 2 as amended, passed, and reprinted by the House, as
 3 follows:

4 1. By striking page 1, line 5, through page 2, line
 5 28, and inserting:

6 Section 1. Section 80B.11, subsection 1,
 7 paragraph c, Code 2015, is amended by adding the
 8 following new subparagraph:

9 NEW SUBPARAGRAPH. (4) In-service training under
 10 this paragraph “c” shall include the requirement
 11 that all law enforcement officers complete four hours
 12 of in-service training every five years related to
 13 domestic assault, sexual assault, human trafficking,
 14 stalking, and harassment. Such in-service training
 15 shall be approved by the academy in consultation with
 16 the Iowa coalition against sexual assault and the Iowa
 17 coalition against domestic violence.

18 Sec. 2. Section 614.1, subsection 12, Code 2015, is
 19 amended to read as follows:

20 12. *Sexual abuse or sexual exploitation by a*
 21 *counselor, therapist, or school employee.* An action
 22 for damages for injury suffered as a result of sexual
 23 abuse, as defined in section 709.1, by a counselor,
 24 therapist, or school employee, as defined in section
 25 709.15, or as a result of sexual exploitation by a
 26 counselor, therapist, or school employee shall be
 27 brought within five ten years of the date the victim
 28 was last treated by the counselor or therapist, or
 29 within five ten years of the date the victim was
 30 last enrolled in or attended the school, or, if the
 31 victim was a minor when the sexual abuse or sexual
 32 exploitation occurred, within ten years of the date the
 33 victim attains the age of eighteen.

34 Sec. 3. Section 614.8, subsection 2, Code 2015, is
 35 amended to read as follows:

36 2. Except as provided in section 614.1, ~~subsection~~
 37 subsections 9 and 12, the times limited for actions in
 38 this chapter, or chapter 216, 669, or 670, except those
 39 brought for penalties and forfeitures, are extended
 40 in favor of minors, so that they shall have one year
 41 from and after attainment of majority within which to
 42 file a complaint pursuant to chapter 216, to make a
 43 claim pursuant to chapter 669 or 670, or to otherwise

44 commence an action.

45 Sec. 4. NEW SECTION. 692.23 Human trafficking
46 information.

47 The division of criminal and juvenile justice
48 planning of the department of human rights shall
49 collect and maintain criminal history data on incidents
50 related to human trafficking in this state, and

Page 2

1 shall submit an annual report to the general assembly
2 concerning the collected data. For purposes of this
3 section, *“incidents related to human trafficking”*
4 means criminal violations of section 710.5, 710.11, or
5 710A.2, section 725.1, subsection 2, or section 725.2
6 or 725.3, or violations of section 710.2, 710.3, or
7 710.4 if the victim was forced to provide labor or
8 services or participate in commercial sexual activity.

9 Sec. 5. Section 702.11, subsection 1, Code 2015, is
10 amended to read as follows:

11 1. A *“forcible felony”* is any felonious child
12 endangerment, assault, murder, sexual abuse,
13 kidnapping, robbery, arson in the first degree, ~~or~~
14 burglary in the first degree, or human trafficking.

15 Sec. 6. Section 708.2A, subsection 1, Code 2015, is
16 amended to read as follows:

17 1. For the purposes of this chapter, *“domestic*
18 *abuse assault”* means an assault, as defined in section
19 708.1, which is domestic abuse as defined in section
20 236.2, subsection 2, paragraph *“a”*, *“b”*, *“c”*, ~~or~~ *“d”*,
21 or *“e”*.

22 Sec. 7. Section 708.11, subsection 1, paragraph b,
23 Code 2015, is amended to read as follows:

24 *b. “Course of conduct”* means repeatedly
25 maintaining a visual or physical proximity to a person
26 without legitimate purpose, repeatedly utilizing a
27 technological device to locate, listen to, or watch
28 a person without legitimate purpose. or repeatedly
29 conveying oral or written threats, threats implied
30 by conduct, or a combination thereof, directed at or
31 toward a person.

32 Sec. 8. Section 708.11, subsection 2, Code 2015, is
33 amended to read as follows:

34 2. A person commits stalking when all of the
35 following occur:

36 *a.* The person purposefully engages in a course of
37 conduct directed at a specific person that would cause
38 a reasonable person to feel terrorized, frightened,
39 intimidated, or threatened or to fear that the person
40 intends to cause bodily injury to, or the death of,
41 that specific person or a member of the specific
42 person’s immediate family.

43 **b.** The person has knowledge or should have
 44 knowledge that ~~the specific person will be placed in~~
 45 ~~reasonable fear of a reasonable person would feel~~
 46 ~~terrorized, frightened, intimidated, or threatened or~~
 47 ~~fear that the person intends to cause~~ bodily injury to,
 48 or the death of, that specific person or a member of
 49 the specific person's immediate family by the course
 50 of conduct.

Page 3

1 ~~e.~~ The person's course of conduct induces fear in
 2 ~~the specific person of bodily injury to, or the death~~
 3 ~~of, the specific person or a member of the specific~~
 4 ~~person's immediate family.~~

5 Sec. 9. NEW SECTION. 708.11A Unauthorized
 6 **placement of global positioning device.**

7 1. A person commits unauthorized placement of
 8 a global positioning device, when, with intent to
 9 intimidate, annoy, or alarm another person, the person,
 10 without the consent of the other person, places a
 11 global positioning device on the other person or an
 12 object in order to track the movements of the other
 13 person without a legitimate purpose.

14 2. A person who commits a violation of this section
 15 commits a serious misdemeanor.

16 Sec. 10. Section 709.15, subsection 1, paragraph
 17 f, Code 2015, is amended by striking the paragraph and
 18 inserting in lieu thereof the following:

19 **f.** (1) "*School employee*" means any of the
 20 following, except as provided in subparagraph (2):

21 (a) A person who holds a license, certificate,
 22 authorization, or statement of professional recognition
 23 issued by the board of educational examiners under
 24 chapter 272.

25 (b) A person employed by a school district or
 26 nonpublic school full-time or part-time.

27 (c) A contract employee of a school district or
 28 nonpublic school who has significant contact with
 29 students enrolled in the school district or nonpublic
 30 school.

31 (d) A person who performs services as a volunteer
 32 for a school district or nonpublic school and who has
 33 significant contact with students enrolled in the
 34 school district or nonpublic school.

35 (2) "*School employee*" does not include the
 36 following:

37 (a) A student enrolled in a school district or
 38 nonpublic school.

39 (b) A person who holds a coaching authorization
 40 issued under section 272.31, subsection 1, if the
 41 person is less than four years older than the student

42 with whom the person engages in conduct prohibited
43 under subsection 3, paragraph “a”, and the person is
44 not in a position of direct authority over the student.
45 (c) A person who performs services as a volunteer
46 for a school district or nonpublic school and who has
47 significant contact with students enrolled in the
48 school district or nonpublic school, if the person
49 is less than four years older than the student with
50 whom the person engages in conduct prohibited under

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1 subsection 3, paragraph “a”, and the person is not in a
2 position of direct authority over the student.
3 Sec. 11. Section 709.15, subsection 3, Code 2015,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. c. The provisions of this
6 subsection do not apply to a person who is employed
7 by, volunteers for, or is under contract with a school
8 district or nonpublic school if the student is not
9 enrolled in the same school district or nonpublic
10 school that employs the person or for which the person
11 volunteers or is under contract, and the person does
12 not meet the requirements of subsection 1, paragraph
13 “f”, subparagraph (1), subparagraph division (a).

14 Sec. 12. Section 709.21, subsection 1, paragraph a,
15 Code 2015, is amended to read as follows:

16 a. The other person ~~does not have knowledge about~~
17 ~~and~~ does not consent or is unable to consent to being
18 viewed, photographed, or filmed.

19 Sec. 13. Section 709.21, subsection 3, Code 2015,
20 is amended to read as follows:

21 3. A person who violates this section commits a
22 ~~serious an aggravated~~ misdemeanor.

23 Sec. 14. NEW SECTION. 710A.6 Outreach, public
24 awareness, and training programs.

25 The crime victim assistance division of the
26 department of justice, in cooperation with other
27 governmental agencies and nongovernmental or community
28 organizations, shall develop and conduct outreach,
29 public awareness, and training programs for the general
30 public, law enforcement agencies, first responders,
31 potential victims, and persons conducting or regularly
32 dealing with businesses or other ventures that have
33 a high statistical incidence of debt bondage or
34 forced labor or services. The programs shall train
35 participants to recognize and report incidents of human
36 trafficking and to suppress the demand that fosters
37 exploitation of persons and leads to human trafficking.

38 Sec. 15. Section 716.7, subsection 2, paragraph
39 a, Code 2015, is amended by adding the following new
40 subparagraph:

41 NEW SUBPARAGRAPH. (7) Intentionally viewing,
 42 photographing, or filming another person through the
 43 window or any other aperture of a dwelling, without
 44 legitimate purpose, while present on the real property
 45 upon which the dwelling is located, or while placing
 46 on or retrieving from such property equipment to view,
 47 photograph, or film another person, if the person
 48 being viewed, photographed, or filmed has a reasonable
 49 expectation of privacy, and if the person being viewed,
 50 photographed, or filmed does not consent or cannot

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1 consent to being viewed, photographed, or filmed.

2 Sec. 16. Section 716.8, subsection 1, Code 2015, is
 3 amended to read as follows:

4 1. Any person who knowingly trespasses upon the
 5 property of another commits a simple misdemeanor,
 6 except that any person who intentionally trespasses as
 7 defined in section 716.7, subsection 2, paragraph "a",
 8 subparagraph (7), commits a serious misdemeanor.

9 Sec. 17. Section 802.2, subsection 1, Code 2015, is
 10 amended to read as follows:

11 1. An information or indictment for sexual abuse
 12 in the first, second, or third degree committed on or
 13 with a person who is under the age of eighteen years
 14 ~~shall be found within ten years after the person upon~~
 15 ~~whom the offense is committed attains eighteen years of~~
 16 ~~age, or if the person against whom the information or~~
 17 ~~indictment is sought is identified through the use of~~
 18 ~~a DNA profile, an information or indictment shall be~~
 19 ~~found within three years from the date the person is~~
 20 ~~identified by the person's DNA profile, whichever is~~
 21 ~~later may be commenced at any time after the commission~~
 22 of the offense.

23 Sec. 18. Section 802.10, subsection 3, Code 2015,
 24 is amended to read as follows:

25 3. However, notwithstanding subsection 2, an
 26 indictment or information shall be found against a
 27 person within three years from the date the person is
 28 identified by the person's DNA profile. If the action
 29 involves sexual abuse of a person eighteen years of
 30 age or older or another sexual offense, the indictment
 31 or information shall be found as provided in section
 32 802.2, subsection 2, or 802.2B, if the person is
 33 identified by the person's DNA profile.

34 Sec. 19. Section 915.94, Code 2015, is amended to
 35 read as follows:

36 **915.94 Victim compensation fund.**

37 A victim compensation fund is established as
 38 a separate fund in the state treasury. Moneys
 39 deposited in the fund shall be administered by the

40 department and dedicated to and used for the purposes
 41 of section 915.41 and this subchapter. In addition,
 42 the department may use moneys from the fund for the
 43 purpose of the department's prosecutor-based victim
 44 service coordination, including the duties defined in
 45 sections 910.3 and 910.6 and this chapter, and for the
 46 award of funds to programs that provide services and
 47 support to victims of domestic abuse or sexual assault
 48 as provided in chapter 236, to victims under section
 49 710A.2, and for the support of an automated victim
 50 notification system established in section 915.10A.

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1 ~~The For each fiscal year, the~~ department may also use
 2 up to ~~one three~~ hundred thousand dollars from the fund
 3 to provide training for victim service providers, to
 4 provide training for related professionals concerning
 5 victim service programming, and to provide training
 6 concerning homicide, domestic assault, sexual assault,
 7 stalking, harassment, and human trafficking as required
 8 by section 710A.6. Notwithstanding section 8.33, any
 9 balance in the fund on June 30 of any fiscal year shall
 10 not revert to the general fund of the state.>

11 2. Title page, by striking lines 1 through 3 and
 12 inserting <An Act relating to sexual abuse, invasion
 13 of privacy, and sexual exploitation by a counselor,
 14 therapist, and school employee, including the time
 15 period certain actions may be brought, and providing
 16 penalties.>

17 3. By renumbering as necessary.

JANET PETERSEN

S-3132

HOUSE AMENDMENT TO
 SENATE FILE 366

1 Amend Senate File 366, as amended, passed, and
 2 reprinted by the Senate, as follows:

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

5 Section 1. Section 97A.6, subsection 7, paragraph
 6 a, subparagraph (1), Code 2015, is amended to read as
 7 follows:

8 (1) Should any beneficiary for either ordinary
 9 or accidental disability, except a beneficiary
 10 who is fifty-five years of age or over and would
 11 have completed twenty-two years of service if the
 12 beneficiary had remained in active service, be
 13 engaged in a gainful occupation paying more than

14 the difference between the member's net retirement
15 allowance and one and one-half times the current
16 earnable compensation of an active member at the same
17 position on the salary scale within the member's rank
18 as the member held at retirement, then the amount of
19 the retirement allowance shall be reduced, subject to
20 the requirements of this subparagraph, to an amount
21 such that the member's net retirement allowance plus
22 the amount earned by the member shall equal one and
23 one-half times the amount of the current earnable
24 compensation of an active member at the same position
25 on the salary scale within the member's rank as
26 the member held at retirement. Should the member's
27 earning capacity be later changed, the amount of the
28 retirement allowance may be further modified, subject
29 to the requirements of this subparagraph, provided
30 that the new retirement allowance shall not exceed the
31 amount of the retirement allowance originally granted
32 adjusted by annual readjustments of pensions pursuant
33 to subsection 14 of this section nor an amount which
34 would cause the member's net retirement allowance,
35 when added to the amount earned by the beneficiary, to
36 equal one and one-half times the amount of the current
37 earnable compensation of an active member at the same
38 position on the salary scale within the member's rank
39 as the member held at retirement. However, a member's
40 retirement allowance payable in a calendar year shall
41 not be reduced pursuant to this subparagraph to an
42 amount that is less than half of the member's ordinary
43 disability or accidental disability retirement benefit
44 allowance calculated without regard to this paragraph
45 "a", and otherwise payable to the member in a calendar
46 year. A beneficiary restored to active service at
47 a salary less than the average final compensation
48 upon the basis of which the member was retired at age
49 fifty-five or greater, shall not again become a member
50 of the retirement system and shall have the member's

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1 retirement allowance suspended while in active service.
2 If the rank or position held by the retired member is
3 subsequently abolished, adjustments to the allowable
4 limit on the amount of income which can be earned in
5 a gainful occupation shall be computed in the same
6 manner as provided in subsection 14, paragraph "c",
7 of this section for readjustment of pensions when a
8 rank or position has been abolished. If the salary
9 scale associated with a member's rank at retirement is
10 changed after the member retires, earnable compensation
11 for purposes of this section shall be based upon the
12 salary an active member currently would receive at

13 the same rank and with seniority equal to that of the
 14 retired member at the time of retirement. For purposes
 15 of this paragraph, “*net retirement allowance*” means
 16 the amount determined by subtracting the amount paid
 17 during the previous calendar year by the beneficiary
 18 for health insurance or similar health care coverage
 19 for the beneficiary and the beneficiary’s dependents
 20 from the amount of the member’s retirement allowance
 21 paid for that year pursuant to this chapter. The
 22 beneficiary shall submit sufficient documentation
 23 to the board of trustees to permit the system to
 24 determine the member’s net retirement allowance for the
 25 applicable year.>
 26 2. Title page, line 1, by striking <reexamination,
 27 recalculation, and offset> and inserting <reexamination
 28 and recalculation>
 29 3. By renumbering as necessary.

S-3133

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 SENATE FILE 229

1 Amend the Senate amendment, H-1215, to House File
 2 229, as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, after line 2 by inserting:
 5 <__. Page 1, by striking lines 1 through 4.>
 6 2. Page 1, by striking lines 6 through 9 and
 7 inserting <purchased, except that in connection with
 8 the sale of a buying club membership transacted through
 9 the internet by a company primarily engaged in the
 10 sale of goods through the internet. section 555A.4.
 11 subsections 1 and 3 shall not apply. In>
 12 3. By renumbering as necessary.

S-3134

1 Amend House File 635, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 10, by striking lines 13 through 31.
 4 2. Page 20, after line 4 by inserting:
 5 <Sec. __. Section 321.276, subsection 5, Code
 6 2015, is amended by striking the subsection.>
 7 3. Page 20, by striking lines 23 through 31 and
 8 inserting:
 9 <(1) (a) ~~Subject to subparagraph division (b).~~
 10 a statement printed on it as follows: “Unauthorized
 11 use of this placard as indicated in Iowa Code chapter
 12 321L may result in a fine, invalidation of the placard,

13 or revocation of the right to use the placard. This
 14 placard shall be displayed only when the vehicle is
 15 parked in a persons with disabilities parking space or
 16 in a parking space not designated as a persons with
 17 disabilities parking space if a wheelchair parking cone
 18 is used pursuant to Iowa Code section 321L.2A.”

19 (b) After the department has issued the existing
 20 supply of placards bearing the statement set forth in
 21 subparagraph division (a), the statement printed on
 22 each newly issued placard shall be as follows: “Remove
 23 from mirror before operating vehicle.”>

24 4. By renumbering as necessary.

COMMITTEE ON TRANSPORTATION
 TOD R. BOWMAN, Chair

S-3135

HOUSE AMENDMENT TO
 SENATE FILE 449

1 Amend Senate File 449, as passed by the Senate, as
 2 follows:

3 1. Page 1, before line 1 by inserting:

4 <DIVISION I
 5 PUBLIC IMPROVEMENT LOCATION AND UNUSED PORTION OF
 6 CONDEMNED PROPERTY>

7 2. Page 2, line 33, after <this> by inserting

8 <division of this>

9 3. Page 3, line 2, after <this> by inserting

10 <division of this>

11 4. Page 3, after line 5 by inserting:

12 <DIVISION ____
 13 CONDEMNATION FOR CREATION OF A LAKE — NUMBER OF ACRES

14 Sec. ____ Section 6A.22, subsection 2, paragraph c,
 15 subparagraph (1), subparagraph division (b), Code 2015,
 16 is amended to read as follows:

17 (b) (i) For purposes of this subparagraph (1),
 18 “*number of acres justified as necessary for a surface*
 19 *drinking water source*” means according to guidelines of
 20 the United States natural resource conservation service
 21 and according to analyses of surface drinking water
 22 capacity needs conducted by one or more registered
 23 professional engineers.

24 (ii) For condemnation proceedings for which the
 25 application pursuant to section 6B.3 was filed after
 26 January 1, 2013, for condemnation of property located
 27 in a county with a population of greater than nine
 28 thousand two hundred fifty but less than nine thousand
 29 three hundred, according to the 2010 federal decennial
 30 census, which property was in whole or in part subject
 31 to an action under section 6A.24 for which the petition

32 under section 6A.24 was filed after January 1, 2013,
 33 but before January 1, 2014, "number of acres justified
 34 as necessary for a surface drinking water source", as
 35 determined under subparagraph subdivision (i) shall
 36 not exceed the number of acres that would be necessary
 37 to provide the amount of drinking water to meet the
 38 needs of a population equal to the population of the
 39 county where the lake is to be developed or created,
 40 according to the most recent federal decennial census.
 41 However, if the population of the county where the
 42 lake is to be developed or created increased from the
 43 federal decennial census immediately preceding the
 44 most recent federal decennial census, the "number of
 45 acres justified as necessary for a surface drinking
 46 water source" shall not exceed the number of acres that
 47 would be necessary to provide the amount of drinking
 48 water to meet the needs of a population equal to the
 49 product of one plus the percentage increase in the
 50 population of the county between the two most recent

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1 federal decennial censuses multiplied by the county's
 2 population according to the most recent federal
 3 decennial census.

4 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 5 of this Act, being deemed of immediate importance,
 6 takes effect upon enactment.

7 DIVISION ____

8 CONDEMNATION FOR CREATION OF A LAKE — EXISTING SOURCES

9 Sec. ____ Section 6A.22, subsection 2, paragraph c,
 10 subparagraph (1), Code 2015, is amended by adding the
 11 following new subparagraph division:

12 NEW SUBPARAGRAPH DIVISION. (Ob) For condemnation
 13 of property located in a county with a population
 14 of greater than nine thousand two hundred fifty but
 15 less than nine thousand three hundred, according to
 16 the 2010 federal decennial census, prior to making
 17 a determination that development or creation of a
 18 lake as a surface drinking water source is reasonable
 19 and necessary, the acquiring agency shall conduct a
 20 review of feasible alternatives to development or
 21 creation of a lake as a surface drinking water source.
 22 An acquiring agency shall not have the authority
 23 to condemn private property for the development or
 24 creation of a lake as a surface drinking water source
 25 if one or more feasible alternatives to provision of
 26 a drinking water source exist. An alternative that
 27 results in the physical expansion of an existing
 28 drinking water source is presumed to be a feasible
 29 alternative to development or creation of a lake as
 30 a surface drinking water source. An alternative that

31 supplies drinking water by pipeline or other method of
 32 transportation or transmission from an existing source
 33 located within or outside this state at a reasonable
 34 cost is a feasible alternative to development or
 35 creation of a lake as a surface drinking water source.
 36 If private property is to be condemned for development
 37 or creation of a lake, only that number of acres
 38 justified as necessary for a surface drinking water
 39 source, and not otherwise acquired, may be condemned.
 40 Development or creation of a lake as a surface drinking
 41 water source includes all of the following:
 42 (i) Construction of the dam, including sites for
 43 suitable borrow material and the auxiliary spillway.
 44 (ii) The water supply pool.
 45 (iii) The sediment pool.
 46 (iv) The flood control pool.
 47 (v) The floodwater retarding pool.
 48 (vi) The surrounding area upstream of the dam
 49 no higher in elevation than the top of the dam's
 50 elevation.

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1 (vii) The appropriate setback distance required
 2 by state or federal laws and regulations to protect
 3 drinking water supply.
 4 Sec. __. Section 6A.24, subsection 3, Code 2015,
 5 is amended to read as follows:
 6 3. For any action brought under this section,
 7 the burden of proof shall be on the acquiring agency
 8 to prove by a preponderance of the evidence that
 9 the finding of public use, public purpose, or public
 10 improvement meets the definition of those terms.
 11 However, for any action brought under this section
 12 that involves property described in section 6A.22,
 13 subsection 2, paragraph "c", subparagraph (1),
 14 subparagraph division (0b), the burden of proof shall
 15 be on the acquiring agency to prove by clear and
 16 convincing evidence that no feasible alternatives
 17 to provision of a drinking water source exist. If a
 18 property owner or a contract purchaser of record or a
 19 tenant occupying the property under a recorded lease
 20 prevails in an action brought under this section, the
 21 acquiring agency shall be required to pay the costs,
 22 including reasonable attorney fees, of the adverse
 23 party.
 24 Sec. __. EFFECTIVE UPON ENACTMENT. This division
 25 of this Act, being deemed of immediate importance,
 26 takes effect upon enactment.
 27 Sec. __. APPLICABILITY. This division of this Act
 28 applies to projects or condemnation proceedings pending
 29 or commenced on or after the effective date of this

30 division of this Act.

31 DIVISION ____
32 DISPOSITION OF CONDEMNED PROPERTY

33 Sec. ____ Section 6B.56A, subsection 4, Code 2015,
34 is amended to read as follows:

35 4. This section does not apply to property acquired
36 for street and highway projects undertaken by the
37 state, a county, or a city or to property that is
38 subject to the disposition of property requirements
39 under section 6B.56B.

40 Sec. ____ NEW SECTION. 6B.56B Disposition of
41 condemned property — lake creation.

42 1. When two years have elapsed since property was
43 condemned for the creation of a lake according to the
44 requirements of section 6A.22, subsection 2, paragraph
45 “c”, subparagraph (1), subparagraph division (Ob), and
46 the property has not been used for the purpose stated
47 in the application filed pursuant to section 6B.3, and
48 the acquiring agency has not taken action to dispose of
49 the property pursuant to section 6B.56, the acquiring
50 agency shall, within sixty days, adopt a resolution

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1 offering the property for sale to the prior owner at a
2 price as provided in section 6B.56. If the resolution
3 adopted approves an offer of sale to the prior owner,
4 the offer shall be made in writing and mailed by
5 certified mail to the prior owner. The prior owner has
6 one hundred eighty days after the offer is mailed to
7 purchase the property from the acquiring agency.

8 2. If the acquiring agency has not adopted a
9 resolution described in subsection 1 within the
10 sixty-day time period, the prior owner may, in writing,
11 petition the acquiring agency to offer the property
12 for sale to the prior owner at a price as provided in
13 section 6B.56. Within sixty days after receipt of
14 such a petition, the acquiring agency shall adopt a
15 resolution described in subsection 1. If the acquiring
16 agency does not adopt such a resolution within sixty
17 days after receipt of the petition, the acquiring
18 agency is deemed to have offered the property for sale
19 to the prior owner.

20 3. The acquiring agency shall give written notice
21 to the owner of the right to purchase the property
22 under this section at the time damages are paid to the
23 owner.

24 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
25 of this Act, being deemed of immediate importance,
26 takes effect upon enactment.

27 Sec. ____ APPLICABILITY. This division of this Act
28 applies to projects or condemnation proceedings pending

29 or commenced on or after the effective date of this
 30 division of this Act.>
 31 5. Title page, line 3, after <including> by
 32 inserting <effective date and>
 33 6. By renumbering, redesignating, and correcting
 34 internal references as necessary.

S-3136

1 Amend the amendment, S-3134, to House File 635,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, after line 23 by inserting:
 5 <__. Page 22, after line 21 by inserting:
 6 <Sec. __. REDUCTION OF UNINSURED MOTORISTS
 7 STUDY. The department of transportation shall
 8 conduct a study with the goal of identifying the most
 9 beneficial and cost-effective way to reduce the number
 10 of uninsured persons operating motor vehicles on the
 11 highways of this state, including the possibility of
 12 creating a motor vehicle insurance compliance database.
 13 The department may invite interested parties to
 14 participate in the study, including but not limited to
 15 representatives from the department of public safety,
 16 the insurance division of the department of commerce,
 17 law enforcement agencies, the private insurance
 18 community, and the general public. On or before
 19 January 1, 2016, the department shall submit a report
 20 to the governor and the general assembly providing the
 21 department's findings and recommendations, including
 22 any proposed legislation.>>
 23 2. By renumbering as necessary.

TOD R. BOWMAN

S-3137

1 Amend Senate File 493 as follows:
 2 1. Page 1, line 7, by striking <amount> and
 3 inserting <amounts>
 4 2. Page 29, line 31, by striking <amount> and
 5 inserting <amounts>
 6 3. Page 38, line 28, by striking <2015> and
 7 inserting <2016>
 8 4. Page 63, lines 31 and 32, by striking <five
 9 thousand five hundred> and inserting <~~five six~~
 10 thousand>
 11 5. By striking page 63, line 33, through page 64,
 12 line 16.
 13 6. Page 64, after line 18 by inserting:
 14 <Sec. __. Section 277.30, Code 2015, is amended to

15 read as follows:

16 **277.30 Vacancies filled by election.**

17 When vacancies are to be filled by election, the
18 provisions of ~~section 69.12~~ sections 279.6 and 279.7
19 shall control.>

20 7. Page 65, lines 6 and 7, by striking <election,
21 or within fourteen days after the appointment is made.>
22 and inserting <election>

23 8. Page 65, line 9, after <temporary> by inserting
24 <until a successor is elected and qualified.>

25 9. Page 65, lines 16 and 17, by striking <election,
26 or within fourteen days after the appointment is made.>
27 and inserting <election>

28 10. Page 65, line 19, after <temporary> by
29 inserting <until a successor is elected and qualified.>

30 11. By renumbering as necessary.

BRIAN SCHOENJAHN

S-3138

1 Amend House File 626, as passed by the House, as
2 follows:

3 1. Page 1, line 2, by striking <REPEAL> and
4 inserting <EXTENSION>

5 2. Page 1, line 3, by striking <REPEAL.>

6 3. Page 1, by striking line 5 and inserting
7 <amended to read as follows:

8 **SEC. 134. FUTURE REPEAL.**

9 1. The sections of this division of this Act
10 amending sections 7E.6, 13.7, 428.4, 441.19, 441.35,
11 441.38, 441.39, 441.43, 441.49, and 445.60, and
12 enacting sections 421.1A and 441.37A, are repealed
13 effective July 1, ~~2018~~ 2021.

14 2. The portion of the section of this division of
15 this Act amending section 441.28 relating only to the
16 property assessment appeal board is repealed effective
17 July 1, ~~2018~~ 2021.

18 3. The repeals provided for in subsections 1 and
19 2 shall include all subsequent amendments to such
20 sections relating to the property assessment appeal
21 board.>

22 4. Title page, line 2, by striking <repealing> and
23 inserting <extending>

COMMITTEE ON WAYS AND MEANS
JOE BOLKCOM, Chair

S-3139

1 Amend House File 622, as passed by the House, as
2 follows:

3 1. Page 1, line 6, by striking <price.> and
4 inserting <price, and if the full cost to the customer,
5 including the airport-imposed fee and the vehicle
6 license recovery fee, if any, is also displayed
7 immediately adjacent to and in the same type size,
8 font, and color as the advertised rental price.>

HERMAN C. QUIRMBACH

S-3140

1 Amend the amendment, S-3134, to House File 635,
2 as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 1, after line 23 by inserting:

5 <__. Page 22, after line 21 by inserting:

6 <Sec. __. REDUCTION OF UNINSURED MOTORISTS
7 STUDY. The department of transportation shall
8 conduct a study with the goal of identifying the
9 most beneficial and cost-effective way to reduce the
10 number of uninsured persons operating motor vehicles
11 on the highways of this state. The department may
12 invite interested parties to participate in the study,
13 including but not limited to representatives from the
14 department of public safety, the insurance division of
15 the department of commerce, law enforcement agencies,
16 the private insurance community, and the general
17 public. On or before January 1, 2016, the department
18 shall submit a report to the governor and the general
19 assembly providing the department's findings and
20 recommendations, including any proposed legislation.>

21 __. Page 25, after line 5 by inserting:

22 <Sec. __. Section 321.1A, Code 2015, is amended by
23 adding the following new subsection:

24 NEW SUBSECTION. 1A. a. For purposes of issuing
25 commercial learner's permits and commercial driver's
26 licenses under this chapter, there is a rebuttable
27 presumption that a natural person is a resident of this
28 state if all of the following conditions exist:

29 (1) The person is enrolled in a commercial driver's
30 license training program administered by an Iowa-based
31 motor carrier, or its subsidiary, designated by the
32 department as a third-party tester pursuant to section
33 321.187.

34 (2) The person is in the process of applying for
35 a commercial learner's permit for the purpose of
36 completing the training program.

- 37 (3) The person is residing in this state for the
38 duration of the training program.
39 b. This subsection shall not apply if such
40 application results in noncompliance with 49 C.F.R. pt.
41 384.>>
42 2. By renumbering as necessary.

TOD R. BOWMAN

S-3141

- 1 Amend Senate File 493 as follows:
2 1. Page 51, after line 17 by inserting:
3 <DIVISION ____
4 STATEWIDE ASSESSMENTS
5 Sec. ____ Section 256.7, subsection 21, paragraph
6 b, subparagraphs (2) and (3), Code 2015, are amended by
7 striking the subparagraphs.>
8 2. By renumbering as necessary.

AMY SINCLAIR

S-3142

- 1 Amend Senate File 497 as follows:
2 1. Page 18, after line 14 by inserting:
3 <Sec. ____ **NEW SECTION. 710A.6 Outreach, public**
4 **awareness, and training programs.**
5 The crime victim assistance division of the
6 department of justice, in cooperation with other
7 governmental agencies and nongovernmental or community
8 organizations, shall develop and conduct outreach,
9 public awareness, and training programs for the general
10 public, law enforcement agencies, first responders,
11 potential victims, and persons conducting or regularly
12 dealing with businesses or other ventures that have
13 a high statistical incidence of debt bondage or
14 forced labor or services. The programs shall train
15 participants to recognize and report incidents of
16 human trafficking and to suppress the demand that
17 fosters exploitation of persons and leads to human
18 trafficking.>
19 2. Page 19, after line 11 by inserting:
20 <Sec. ____ Section 915.94, Code 2015, is amended to
21 read as follows:
22 **915.94 Victim compensation fund.**
23 A victim compensation fund is established as
24 a separate fund in the state treasury. Moneys
25 deposited in the fund shall be administered by the
26 department and dedicated to and used for the purposes
27 of section 915.41 and this subchapter. In addition,

28 the department may use moneys from the fund for the
 29 purpose of the department's prosecutor-based victim
 30 service coordination, including the duties defined in
 31 sections 910.3 and 910.6 and this chapter, and for the
 32 award of funds to programs that provide services and
 33 support to victims of domestic abuse or sexual assault
 34 as provided in chapter 236, to victims under section
 35 710A.2, and for the support of an automated victim
 36 notification system established in section 915.10A.
 37 ~~The For each fiscal year, the~~ department may also use
 38 up to ~~one~~ three hundred thousand dollars from the fund
 39 to provide training for victim service providers, to
 40 provide training for related professionals concerning
 41 victim service programming, and to provide training
 42 concerning homicide, domestic assault, sexual assault,
 43 stalking, harassment, and human trafficking as required
 44 by section 710A.6. Notwithstanding section 8.33, any
 45 balance in the fund on June 30 of any fiscal year shall
 46 not revert to the general fund of the state.>
 47 3. By renumbering as necessary.

CHRIS BRASE
 MARY JO WILHELM
 RITA HART
 JANET PETERSEN
 LIZ MATHIS

S-3143

1 Amend Senate File 497 as follows:
 2 1. Page 19, line 7, by striking <state fiscal year>
 3 and inserting <lifetime>
 4 2. Page 19, line 11, by striking <state fiscal
 5 year> and inserting <lifetime>
 6 3. Page 19, after line 11 by inserting:
 7 <Sec. ____ . Section 915.95, Code 2015, is amended to
 8 read as follows:
 9 **915.95 Human trafficking victim fund.**
 10 A fund is created as a separate fund in the state
 11 treasury. Moneys deposited in the fund shall be
 12 administered by the department and dedicated to and
 13 used for awarding moneys to programs that provide
 14 services and support to victims of human trafficking
 15 under section 710A.2, including the purposes of public
 16 outreach and awareness programs and service provider
 17 training programs, training local law enforcement and
 18 county attorneys about recognizing human trafficking
 19 and aiding the victims of human trafficking, and
 20 providing grants to local law enforcement agencies for
 21 overtime costs incurred investigating human trafficking
 22 offenses and making arrests. Notwithstanding section
 23 8.33, any balance in the fund on June 30 of any fiscal

- 24 year shall not revert to the general fund of the
25 state.>
- 26 4. Page 19, line 25, by striking <enforcement fund
27 as established by this 2015 Act> and inserting <victim
28 fund created in section 915.95>
- 29 5. By striking page 19, line 26, through page 20,
30 line 4.
- 31 6. By renumbering as necessary.

THOMAS G. COURTNEY

S-3144

- 1 Amend House File 567, as amended, passed, and
2 reprinted by the House, as follows:
- 3 1. By striking page 1, line 1, through page 14,
4 line 19, and inserting:
- 5 Section 1. Section 124.101, Code 2015, is amended
6 by adding the following new subsection:
- 7 NEW SUBSECTION. 15A. *“Imitation controlled*
8 *substance”* means a substance which is not a controlled
9 substance but which by color, shape, size, markings,
10 and other aspects of dosage unit appearance, and
11 packaging or other factors, appears to be or resembles
12 a controlled substance. The board of pharmacy may
13 designate a substance as an imitation controlled
14 substance pursuant to the board’s rulemaking authority
15 and in accordance with chapter 17A. *“Imitation*
16 *controlled substance”* also means any substance
17 determined to be an imitation controlled substance
18 pursuant to section 124.101B.
- 19 Sec. ____ NEW SECTION. **124.101B Factors indicating**
20 **an imitation controlled substance.**
- 21 If a substance has not been designated as an
22 imitation controlled substance by the board of pharmacy
23 and if dosage unit appearance alone does not establish
24 that a substance is an imitation controlled substance,
25 the following factors may be considered in determining
26 whether the substance is an imitation controlled
27 substance:
- 28 1. The person in control of the substance expressly
29 or impliedly represents that the substance has the
30 effect of a controlled substance.
- 31 2. The person in control of the substance expressly
32 or impliedly represents that the substance because
33 of its nature or appearance can be sold or delivered
34 as a controlled substance or as a substitute for a
35 controlled substance.
- 36 3. The person in control of the substance either
37 demands or receives money or other property having a
38 value substantially greater than the actual value of
39 the substance as consideration for delivery of the

40 substance.

41 Sec. ____ Section 124.201, subsection 4, Code 2015,
42 is amended to read as follows:

43 4. If any new substance is designated as a
44 controlled substance under federal law and notice of
45 the designation is given to the board, the board shall
46 similarly designate as controlled the new substance
47 under this chapter after the expiration of thirty days
48 from publication in the federal register of a final
49 order designating a new substance as a controlled
50 substance, unless within that thirty-day period the

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1 board objects to the new designation. In that case
2 the board shall publish the reasons for objection and
3 afford all interested parties an opportunity to be
4 heard. At the conclusion of the hearing the board
5 shall announce its decision. Upon publication of
6 objection to a new substance being designated as a
7 controlled substance under this chapter by the board,
8 control under this chapter is stayed until the board
9 publishes its decision. If a substance is designated
10 as controlled by the board under this subsection the
11 control shall be considered a temporary ~~and if, within~~
12 ~~sixty days after the next regular session of the~~
13 ~~general assembly convenes, the general assembly has not~~
14 ~~made the corresponding changes in this chapter, the~~
15 ~~temporary designation of control of the substance by~~
16 ~~the board shall be nullified~~ amendment to the schedules
17 of controlled substances in this chapter. If the
18 board so designates a substance as controlled, which
19 is considered a temporary amendment to the schedules
20 of controlled substances in this chapter, and if
21 the general assembly does not amend this chapter to
22 enact the temporary amendment and make the enactment
23 effective within two years from the date the temporary
24 amendment first became effective, the temporary
25 amendment is repealed by operation of law two years
26 from the effective date of the temporary amendment. A
27 temporary amendment repealed by operation of law is
28 subject to section 4.13 relating to the construction
29 of statutes and the application of a general savings
30 provision.

31 Sec. ____ Section 124.204, subsection 4, paragraphs
32 m and u, Code 2015, are amended by striking the
33 paragraphs.

34 Sec. ____ Section 124.204, subsection 4, paragraph
35 ai, subparagraphs (3), (4), and (5), Code 2015, are
36 amended by striking the subparagraphs.

37 Sec. ____ Section 124.204, subsection 4, paragraph
38 aj, Code 2015, is amended by striking the paragraph and

39 inserting in lieu thereof the following:
40 *aj.* 5-methoxy-N,N-dimethyltryptamine.
41 Some trade or other names:
42 5-methoxy-3-[2-(dimethylamino)ethyl]indole; 5-MeO-DMT.
43 Sec. ____ Section 124.204, subsection 4, paragraph
44 *ak*, Code 2015, is amended by striking the paragraph and
45 inserting in lieu thereof the following:
46 *ak.* 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine
47 (2C-E).
48 Sec. ____ Section 124.204, subsection 4, Code 2015,
49 is amended by adding the following new paragraphs:
50 NEW PARAGRAPH. *al.* 2-(2,5-Dimethoxy-4-

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1 methylphenyl)ethanamine (2C-D).
2 NEW PARAGRAPH. *am.* 2-(4-Chloro-2,5-
3 dimethoxyphenyl)ethanamine (2C-C).
4 NEW PARAGRAPH. *an.* 2-(4-Iodo-2,5-
5 dimethoxyphenyl)ethanamine (2C-I).
6 NEW PARAGRAPH. *ao.* 2-[4-(Ethylthio)-2,5-
7 dimethoxyphenyl]ethanamine (2C-T-2).
8 NEW PARAGRAPH. *ap.* 2-[4-(Isopropylthio)-2,5-
9 dimethoxyphenyl]ethanamine (2C-T-4).
10 NEW PARAGRAPH. *aq.* 2-(2,5-Dimethoxyphenyl)
11 ethanamine (2C-H).
12 NEW PARAGRAPH. *ar.* 2-(2,5-Dimethoxy-4-
13 nitrophenyl)ethanamine (2C-N).
14 NEW PARAGRAPH. *as.* 2-(2,5-Dimethoxy-4-(n)-
15 propylphenyl)ethanamine (2C-P).
16 Sec. ____ Section 124.204, subsection 6, paragraph
17 *i*, subparagraph (3), Code 2015, is amended by striking
18 the subparagraph and inserting in lieu thereof the
19 following:
20 (3) 3,4-Methylenedioxy-N-methylcathinone
21 (methylone).
22 Sec. ____ Section 124.204, subsection 6, paragraph
23 *i*, subparagraphs (18), (19), (20), (21), and (22), Code
24 2015, are amended by striking the subparagraphs and
25 inserting in lieu thereof the following:
26 (18) 4-methyl-N-ethylcathinone. Other names:
27 4-MEC, 2-(ethylamino)-1-(4-methylphenyl)propan-1-one.
28 (19) 4-methyl-alpha6 pyrrolidinopropiophenone.
29 Other names: 4-MePPP, MePPP,
30 4-methyl-[alpha]-pyrrolidinopropiophenone, 8
31 1-(4-methylphenyl)-2-(pyrrolidin-1-yl)-propan-1-one.
32 (20) Pentedrone. Other names:
33 [alpha]-methylaminovalerophenone,
34 2-(methylamino)-1-phenylpentan-1-one.
35 (21) Pentylone. Other names: bk-MBDP,
36 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one.
37 (22) Alpha-pyrrolidinobutiophenone. Other names:

38 [alpha]-PBP, 1-phenyl-2-(pyrrolidin-1-yl)butan-1-one.
39 Sec. _____. Section 124.204, subsection 6, paragraph
40 i, subparagraphs (23), (24), (25), and (26), Code 2015,
41 are amended by striking the subparagraphs.
42 Sec. _____. Section 124.204, subsection 7, Code 2015,
43 is amended by striking the subsection.
44 Sec. _____. Section 124.204, subsection 9, Code 2015,
45 is amended by adding the following new paragraphs:
46 NEW PARAGRAPH. *0a.* HU-210.
47 [(6aR,10aR)-9-(hydroxymethyl)-
48 6,6-dimethyl-3-(2-methyloctan-2-yl) 6a,7,10,10a-
49 tetrahydrobenzo[c] chromen-1-ol].
50 NEW PARAGRAPH. *00a.* HU-211(dexanabinol,

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1 (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-
2 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]
3 chromen-1-ol).
4 NEW PARAGRAPH. *000a.* Unless specifically exempted
5 or unless listed in another schedule, any material,
6 compound, mixture, or preparation which contains any
7 quantity of cannabimimetic agents, or which contains
8 their salts, isomers, and salts of isomers whenever the
9 existence of such salts, isomers, and salts of isomers
10 is possible within the specific chemical designation.
11 (1) The term “*cannabimimetic agents*” means any
12 substance that is a cannabinoid receptor type 1 (CB1
13 receptor) agonist as demonstrated by binding studies
14 and functional assays within any of the following
15 structural classes:
16 (a) 2-(3-hydroxycyclohexyl)phenol with substitution
17 at the 5-position of the phenolic ring by alkyl or
18 alkenyl, whether or not substituted on the cyclohexyl
19 ring to any extent.
20 (b) 3-(1-naphthoyl)indole or
21 3-(1-naphthylmethane)indole by substitution at the
22 nitrogen atom of the indole ring, whether or not
23 further substituted on the indole ring to any extent,
24 whether or not substituted on the naphthoyl or naphthyl
25 ring to any extent.
26 (c) 3-(1-naphthoyl)pyrrole by substitution at the
27 nitrogen atom of the pyrrole ring, whether or not
28 further substituted in the pyrrole ring to any extent,
29 whether or not substituted on the naphthoyl ring to any
30 extent.
31 (d) 1-(1-naphthylmethylene)indene by substitution
32 of the 3-position of the indene ring, whether or not
33 further substituted in the indene ring to any extent,
34 whether or not substituted on the naphthyl ring to any
35 extent.
36 (e) 3-phenylacetylindole or 3-benzoylindole by

- 37 substitution at the nitrogen atom of the indole ring,
38 whether or not further substituted in the indole ring
39 to any extent, whether or not substituted on the phenyl
40 ring to any extent.
41 (2) Such terms include:
42 (a) CP 47,497 and homologues
43 5-(1,1-dimethylheptyl)-2-
44 [(1R,3S)-3-hydroxycyclohexyl]phenol.
45 (b) JWH-018 and AM678
46 1-Pentyl-3-(1-naphthoyl)indole.
47 (c) JWH-073 1-Butyl-3-(1-naphthoyl)indole.
48 (d) JWH-200[1-[2-(4-morpholinyl)ethyl]-1H-
49 indol-3-yl]-1-naphthalenyl-methanone.
50 (e) JWH-19 1-hexyl-3-(1-naphthoyl)indole.

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- 1 (f) JWH-81
2 1-pentyl-3-[1-(4-methoxynaphthoyl)]indole.
3 (g) JWH-122
4 1-pentyl-3-(4-methyl-1-naphthoyl)indole.
5 (h) JWH-250
6 1-pentyl-3-(2-methoxyphenylacetyl)indole.
7 (i) RCS-4 and SR-19
8 1-pentyl-3-[(4methoxy)-benzoyl]indole.
9 (j) RCS-8 and SR 18 1-cyclohexylethyl-3-
10 (2-methoxyphenylacetyl)indole.
11 (k) AM2201
12 1-(5-fluoropentyl)-3-(1-naphthoyl)indole.
13 (l) JWH-203
14 1-pentyl-3-(2-chlorophenylacetyl)indole.
15 (m) JWH-398
16 1-pentyl-3-(4-chloro-1-naphthoyl)indole.
17 (n) AM694
18 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole.
19 (o) Cannabicyclohexanol or CP-47,497 C8-homolog 5-
20 (1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol.
21 NEW
22 PARAGRAPH. Od. N-(1-amino-3-methyl-1-oxobutan-2-
23 yl)-1-(4-fluorobenzyl)-1H-indazole-3-carboxamide.
24 Other names: AB-FUBINACA.
25 NEW PARAGRAPH. 00d. N-(1-amino-
26 3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-
27 1 H-indazole-3-carboxamide. Other names: ADB-PINACA.
28 NEW PARAGRAPH. 000d. Quinolin-8-yl
29 1-pentyl-1H-indole-3-carboxylate.
30 Other names: PB-22, QUPIC.
31 NEW PARAGRAPH. 0000d. Quinolin-8-yl
32 1-(5-fluoropentyl)-1H-indole-3-carboxylate. Other
33 names: 5-fluoro-PB-22, 5F-PB-22.
34 NEW
35 PARAGRAPH. 00000d. N-(1-amino-3-methyl-1-oxobutan-

36 2-yl)-1-pentyl-1H-indazole-3-carboxamide. Other names:
 37 AB-PINACA.
 38 NEW
 39 PARAGRAPH. 000000d. N-(1-amino-3-methyl-1-oxobutan-
 40 2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide.
 41 Other names: AB-CHMINACA.
 42 NEW
 43 PARAGRAPH. 000000d. [1-(5-fluoropentyl)-1H-indazol-
 44 3-yl](naphthalen-1-yl)methanone. Other names:
 45 THJ-2201.
 46 Sec. ____ Section 124.206, subsection 7, Code 2015,
 47 is amended to read as follows:
 48 7. *Hallucinogenic substances.* Unless specifically
 49 excepted or unless listed in another schedule, any
 50 material, compound, mixture, or preparation which

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1 contains any quantity of the following substances,
 2 or, for purposes of paragraphs “a” and “b”, which
 3 contains any of its salts, isomers, or salts of isomers
 4 whenever the existence of such salts, isomers, or salts
 5 of isomers is possible within the specific chemical
 6 designation (for purposes of this paragraph only, the
 7 term “isomer” includes the optical, positional, and
 8 geometric isomers):
 9 a. Marijuana ~~when used for medicinal purposes~~
 10 ~~pursuant to rules of the board.~~
 11 b. Tetrahydrocannabinols, meaning
 12 tetrahydrocannabinols naturally contained in a
 13 plant of the genus Cannabis (Cannabis plant) as well
 14 as synthetic equivalents of the substances contained
 15 in the Cannabis plant, or in the resinous extractives
 16 of such plant, and synthetic substances, derivatives,
 17 and their isomers with similar chemical structure and
 18 pharmacological activity to those substances contained
 19 in the plant, such as the following:
 20 (1) 1 cis or trans tetrahydrocannabinol, and their
 21 optical isomers.
 22 (2) 6 cis or trans tetrahydrocannabinol, and their
 23 optical isomers.
 24 (3) 3,4 cis or trans tetrahydrocannabinol, and
 25 their optical isomers. (Since nomenclature of these
 26 substances is not internationally standardized,
 27 compounds of these structures, regardless of numerical
 28 designation of atomic positions covered.)
 29 ~~b. c.~~ Nabilone [another name for
 30 nabilone: (+) -
 31 trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
 32 hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].
 33 Sec. ____ Section 124.208, subsection 5, paragraph
 34 a, subparagraphs (3) and (4), Code 2015, are amended by

35 striking the subparagraphs.
36 Sec. ___. Section 124.210, subsection 2, Code 2015,
37 is amended by adding the following new paragraph:
38 NEW PARAGRAPH. c. 2-[(dimethylamino)methyl]-1-
39 (3-methoxyphenyl)cyclohexanol, its salts, optical
40 and geometric isomers, and salts of these isomers
41 (including tramadol).
42 Sec. ___. Section 124.210, subsection 3, Code 2015,
43 is amended by adding the following new paragraphs:
44 NEW PARAGRAPH. bb. Alfaxalone.
45 NEW PARAGRAPH. bc. Suvorexant.
46 Sec. ___. Section 124.401, subsection 1, unnumbered
47 paragraph 1, Code 2015, is amended to read as follows:
48 Except as authorized by this chapter, it is unlawful
49 for any person to manufacture, deliver, or possess with
50 the intent to manufacture or deliver, a controlled

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1 substance, a counterfeit substance, or ~~a simulated~~
2 ~~controlled substance~~ an imitation controlled substance,
3 or to act with, enter into a common scheme or design
4 with, or conspire with one or more other persons
5 to manufacture, deliver, or possess with the intent
6 to manufacture or deliver a controlled substance,
7 a counterfeit substance, or ~~a simulated controlled~~
8 ~~substance~~ an imitation controlled substance.
9 Sec. ___. Section 124.401, subsection 1, paragraph
10 a, unnumbered paragraph 1, Code 2015, is amended to
11 read as follows:
12 Violation of this subsection, with respect to
13 the following controlled substances, counterfeit
14 substances, or ~~simulated controlled substances~~
15 imitation controlled substances, is a class "B" felony,
16 and notwithstanding section 902.9, subsection 1,
17 paragraph "b", shall be punished by confinement for no
18 more than fifty years and a fine of not more than one
19 million dollars:
20 Sec. ___. Section 124.401, subsection 1, paragraph
21 a, subparagraph (3), Code 2015, is amended to read as
22 follows:
23 (3) More than ~~fifty~~ one hundred twenty-five grams
24 of a mixture or substance described in subparagraph (2)
25 which contains cocaine base.
26 Sec. ___. Section 124.401, subsection 1, paragraph
27 a, Code 2015, is amended by adding the following new
28 subparagraph:
29 NEW SUBPARAGRAPH. (8) More than ten kilograms of a
30 mixture or substance containing any detectable amount
31 of those substances identified in section 124.204,
32 subsection 9.
33 Sec. ___. Section 124.401, subsection 1, paragraph

34 b, unnumbered paragraph 1, Code 2015, is amended to
35 read as follows:

36 Violation of this subsection with respect to
37 the following controlled substances, counterfeit
38 substances, or ~~simulated controlled substances~~
39 imitation controlled substances is a class "B" felony,
40 and in addition to the provisions of section 902.9,
41 subsection 1, paragraph "b", shall be punished by a
42 fine of not less than five thousand dollars nor more
43 than one hundred thousand dollars:

44 Sec. ____. Section 124.401, subsection 1, paragraph
45 b, subparagraph (3), Code 2015, is amended to read as
46 follows:

47 (3) More than ~~ten~~ thirty-five grams but not more
48 than ~~fifty one hundred twenty-five~~ grams of a mixture
49 or substance described in subparagraph (2) which
50 contains cocaine base.

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1 Sec. ____. Section 124.401, subsection 1, paragraph
2 b, Code 2015, is amended by adding the following new
3 subparagraph:

4 NEW SUBPARAGRAPH. (9) More than five kilograms but
5 not more than ten kilograms of a mixture or substance
6 containing any detectable amount of those substances
7 identified in section 124.204, subsection 9.

8 Sec. ____. Section 124.401, subsection 1, paragraph
9 c, unnumbered paragraph 1, Code 2015, is amended to
10 read as follows:

11 Violation of this subsection with respect to
12 the following controlled substances, counterfeit
13 substances, or ~~simulated controlled substances~~
14 imitation controlled substances is a class "C" felony,
15 and in addition to the provisions of section 902.9,
16 subsection 1, paragraph "d", shall be punished by a
17 fine of not less than one thousand dollars nor more
18 than fifty thousand dollars:

19 Sec. ____. Section 124.401, subsection 1, paragraph
20 c, subparagraph (3), Code 2015, is amended to read as
21 follows:

22 (3) ~~Ten~~ Thirty-five grams or less of a mixture or
23 substance described in subparagraph (2) which contains
24 cocaine base.

25 Sec. ____. Section 124.401, subsection 1, paragraph
26 c, Code 2015, is amended by adding the following new
27 subparagraph:

28 NEW SUBPARAGRAPH. (8) Five kilograms or less of a
29 mixture or substance containing any detectable amount
30 of those substances identified in section 124.204,
31 subsection 9.

32 Sec. ____. Section 124.401, subsection 1, paragraph

33 c, subparagraph (8), Code 2015, is amended to read as
34 follows:

35 ~~(8)~~ (9) Any other controlled substance,
36 counterfeit substance, or ~~simulated controlled~~
37 ~~substance~~ imitation substance classified in schedule I,
38 II, or III, except as provided in paragraph “d”.

39 Sec. ___. Section 124.401, subsection 1, paragraph
40 d, Code 2015, is amended to read as follows:

41 d. Violation of this subsection, with respect
42 to any other controlled substances, counterfeit
43 substances, or ~~simulated controlled substances~~
44 ~~classified in section 124.204, subsection 4, paragraph~~
45 ~~“a”, or section 124.204, subsection 6, paragraph~~
46 ~~“i”, or~~ imitation controlled substances classified
47 in schedule IV or V is an aggravated misdemeanor.
48 However, violation of this subsection involving
49 fifty kilograms or less of marijuana or involving
50 flunitrazepam is a class “D” felony.

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1 Sec. ___. Section 124.401, subsection 2, Code 2015,
2 is amended to read as follows:

3 2. If the same person commits two or more acts
4 which are in violation of subsection 1 and the acts
5 occur in approximately the same location or time
6 period so that the acts can be attributed to a single
7 scheme, plan, or conspiracy, the acts may be considered
8 a single violation and the weight of the controlled
9 substances, counterfeit substances, or ~~simulated~~
10 ~~controlled substances~~ imitation controlled substances
11 involved may be combined for purposes of charging the
12 offender.

13 Sec. ___. Section 124.401, subsection 5, Code 2015,
14 is amended to read as follows:

15 5. It is unlawful for any person knowingly or
16 intentionally to possess a controlled substance unless
17 such substance was obtained directly from, or pursuant
18 to, a valid prescription or order of a practitioner
19 while acting in the course of the practitioner’s
20 professional practice, or except as otherwise
21 authorized by this chapter. ~~Any~~ Except as otherwise
22 provided in this subsection, any person who violates
23 this subsection is guilty of a serious misdemeanor for
24 a first offense. A person who commits a violation of
25 this subsection and who has previously been convicted
26 of violating this chapter or chapter ~~124A~~, 124B, or
27 453B, or chapter 124A as it existed prior to July
28 1, 2015, is guilty of an aggravated misdemeanor. A
29 person who commits a violation of this subsection and
30 has previously been convicted two or more times of
31 violating this chapter or chapter ~~124A~~, 124B, or 453B,

32 or chapter 124A as it existed prior to July 1, 2015, is
 33 guilty of a class "D" felony.

34 a. (1) ~~If~~ Except as provided in subparagraph
 35 (4), if the controlled substance is marijuana, the county
 36 punishment shall be by imprisonment in the county jail
 37 for not more than six months or by a fine of not more
 38 than one thousand dollars, or by both such fine and
 39 imprisonment for a first offense.

40 (2) If the controlled substance is marijuana and
 41 the person has been previously convicted of a violation
 42 of this subsection in which the controlled substance
 43 was marijuana, the punishment shall be as provided in
 44 section 903.1, subsection 1, paragraph "b".

45 (3) If the controlled substance is marijuana and
 46 the person has been previously convicted two or more
 47 times of a violation of this subsection in which the
 48 controlled substance was marijuana, the person is
 49 guilty of an aggravated misdemeanor.

50 (4) If the controlled substance is five grams or

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1 less of marijuana and subparagraphs (2) and (3) do not
 2 apply, the person is guilty of a simple misdemeanor.

3 (5) A person may knowingly or intentionally
 4 recommend, possess, use, dispense, deliver, transport,
 5 or administer cannabidiol if the recommendation,
 6 possession, use, dispensing, delivery, transporting,
 7 or administering is in accordance with the provisions
 8 of chapter 124D. For purposes of this paragraph
 9 subparagraph, "cannabidiol" means the same as defined
 10 in section 124D.2.

11 b. All or any part of a sentence imposed pursuant
 12 to this subsection may be suspended and the person
 13 placed upon probation upon such terms and conditions as
 14 the court may impose including the active participation
 15 by such person in a drug treatment, rehabilitation or
 16 education program approved by the court.

17 c. If a person commits a violation of this
 18 subsection, the court shall order the person to serve
 19 a term of imprisonment of not less than forty-eight
 20 hours. Any sentence imposed may be suspended, and
 21 the court shall place the person on probation upon
 22 such terms and conditions as the court may impose.
 23 If the person is not sentenced to confinement under
 24 the custody of the director of the department of
 25 corrections, the terms and conditions of probation
 26 shall require submission to random drug testing. If
 27 the person fails a drug test, the court may transfer
 28 the person's placement to any appropriate placement
 29 permissible under the court order.

30 d. If the controlled substance is amphetamine,

31 its salts, isomers, or salts of its isomers, or
32 methamphetamine, its salts, isomers, or salts of its
33 isomers, the court shall order the person to serve
34 a term of imprisonment of not less than forty-eight
35 hours. Any sentence imposed may be suspended, and the
36 court shall place the person on probation upon such
37 terms and conditions as the court may impose. The
38 court may place the person on intensive probation.
39 However, the terms and conditions of probation shall
40 require submission to random drug testing. If the
41 person fails a drug test, the court may transfer
42 the person's placement to any appropriate placement
43 permissible under the court order.

44 Sec. ____ Section 124.401A, Code 2015, is amended
45 to read as follows:

46 **124.401A Enhanced penalty for manufacture or**
47 **distribution to persons on certain real property.**

48 In addition to any other penalties provided in
49 this chapter, a person who is eighteen years of age
50 or older who unlawfully manufactures with intent to

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1 distribute, distributes, or possesses with intent to
2 distribute a substance or counterfeit substance listed
3 in schedule I, II, or III, or a ~~simulated~~ imitation
4 controlled substance represented to be a controlled
5 substance classified in schedule I, II, or III, to
6 another person who is eighteen years of age or older in
7 or on, or within one thousand feet of the real property
8 comprising a public or private elementary or secondary
9 school, public park, public swimming pool, public
10 recreation center, or on a marked school bus, may be
11 sentenced up to an additional term of confinement of
12 five years.

13 Sec. ____ Section 124.401B, Code 2015, is amended
14 to read as follows:

15 **124.401B Possession of controlled substances on**
16 **certain real property — additional penalty.**

17 In addition to any other penalties provided in this
18 chapter or another chapter, a person who unlawfully
19 possesses a substance listed in schedule I, II, or
20 III, or a ~~simulated~~ imitation controlled substance
21 represented to be a controlled substance classified
22 in schedule I, II, or III, in or on, or within one
23 thousand feet of the real property comprising a public
24 or private elementary or secondary school, public park,
25 public swimming pool, public recreation center, or on
26 a marked school bus, may be sentenced to one hundred
27 hours of community service work for a public agency
28 or a nonprofit charitable organization. The court
29 shall provide the offender with a written statement of

30 the terms and monitoring provisions of the community
31 service.

32 Sec. ____ NEW SECTION. 124.401G Simulated
33 **controlled substances.**

34 1. Except as provided in this chapter, it is
35 unlawful for any person to manufacture, deliver, or
36 possess with the intent to manufacture or deliver, a
37 simulated controlled substance, or to act with, enter
38 into a common scheme or design with, or conspire with
39 one or more other persons to manufacture, deliver, or
40 possess with the intent to manufacture or deliver a
41 simulated controlled substance.

42 2. A person who violates subsection 1 is guilty of
43 a fraudulent practice as defined in sections 714.8 to
44 714.14.

45 Sec. ____ Section 124.406, subsection 2, Code 2015,
46 is amended to read as follows:

47 2. A person who is eighteen years of age or older
48 who:

49 a. Unlawfully distributes or possesses with the
50 intent to distribute a counterfeit substance listed in

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1 schedule I or II, or ~~a simulated imitation~~ controlled
2 substance represented to be a substance classified in
3 schedule I or II, to a person under eighteen years
4 of age commits a class "B" felony. However, if the
5 substance was distributed in or on, or within one
6 thousand feet of, the real property comprising a public
7 or private elementary or secondary school, public park,
8 public swimming pool, public recreation center, or on
9 a marked school bus, the person shall serve a minimum
10 term of confinement of ten years.

11 b. Unlawfully distributes or possesses with
12 intent to distribute a counterfeit substance listed
13 in schedule III, or ~~a simulated imitation~~ controlled
14 substance represented to be any substance listed in
15 schedule III, to a person under eighteen years of age
16 who is at least three years younger than the violator
17 commits a class "C" felony.

18 c. Unlawfully distributes a counterfeit substance
19 listed in schedule IV or V, or ~~a simulated imitation~~
20 controlled substance represented to be a substance
21 listed in schedule IV or V, to a person under eighteen
22 years of age who is at least three years younger than
23 the violator commits an aggravated misdemeanor.

24 Sec. ____ Section 124.415, Code 2015, is amended to
25 read as follows:

26 **124.415 Parental and school notification — persons**
27 **under eighteen years of age.**

28 A peace officer shall make a reasonable effort to

29 identify a person under the age of eighteen discovered
30 to be in possession of a controlled substance,
31 counterfeit substance, or ~~simulated controlled~~
32 ~~substance~~ imitation controlled substance in violation
33 of this chapter, and if the person is not referred to
34 juvenile court, the law enforcement agency of which the
35 peace officer is an employee shall make a reasonable
36 attempt to notify the person's custodial parent or
37 legal guardian of such possession, whether or not the
38 person is arrested, unless the officer has reasonable
39 grounds to believe that such notification is not in
40 the best interests of the person or will endanger that
41 person. If the person is taken into custody, the peace
42 officer shall notify a juvenile court officer who shall
43 make a reasonable effort to identify the elementary or
44 secondary school the person attends, if any, and to
45 notify the superintendent of the school district, the
46 superintendent's designee, or the authorities in charge
47 of the nonpublic school of the taking into custody.
48 A reasonable attempt to notify the person includes
49 but is not limited to a telephone call or notice by
50 first-class mail.

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1 Sec. ____ NEW SECTION. **124.417 Imitation**
2 **controlled substances — exceptions.**
3 It is not unlawful under this chapter for a person
4 registered under section 124.302, to manufacture,
5 deliver, or possess with the intent to manufacture or
6 deliver, or to act with, one or more other persons
7 to manufacture, deliver, or possess with the intent
8 to manufacture or deliver an imitation controlled
9 substance for use as a placebo by a registered
10 practitioner in the course of professional practice or
11 research.
12 Sec. ____ Section 124.502, subsection 1, paragraph
13 a, Code 2015, is amended to read as follows:
14 a. A district judge or district associate judge,
15 within the court's jurisdiction, and upon proper
16 oath or affirmation showing probable cause, may issue
17 warrants for the purpose of conducting administrative
18 inspections under this chapter or a related rule
19 ~~or under chapter 124A~~. The warrant may also permit
20 seizures of property appropriate to the inspections.
21 For purposes of the issuance of administrative
22 inspection warrants, probable cause exists upon showing
23 a valid public interest in the effective enforcement
24 of the statute or related rules, sufficient to justify
25 administrative inspection of the area, premises,
26 building, or conveyance in the circumstances specified
27 in the application for the warrant.

28 Sec. ____ Section 155A.6, subsection 3, Code 2015,
29 is amended to read as follows:

30 3. The board shall establish standards for
31 pharmacist-intern registration and may deny, suspend,
32 or revoke a pharmacist-intern registration for failure
33 to meet the standards or for any violation of the laws
34 of this state, another state, or the United States
35 relating to prescription drugs, controlled substances,
36 or nonprescription drugs, or for any violation of this
37 chapter or chapter 124, ~~124A~~, 124B, 126, 147, or 205,
38 or any rule of the board.

39 Sec. ____ Section 155A.6A, subsection 5, Code 2015,
40 is amended to read as follows:

41 5. The board may deny, suspend, or revoke the
42 registration of, or otherwise discipline, a registered
43 pharmacy technician for any violation of the laws
44 of this state, another state, or the United States
45 relating to prescription drugs, controlled substances,
46 or nonprescription drugs, or for any violation of this
47 chapter or chapter 124, ~~124A~~, 124B, 126, 147, 205, or
48 272C, or any rule of the board.

49 Sec. ____ Section 155A.6B, subsection 5, Code 2015,
50 is amended to read as follows:

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1 5. The board may deny, suspend, or revoke the
2 registration of a pharmacy support person or otherwise
3 discipline the pharmacy support person for any
4 violation of the laws of this state, another state,
5 or the United States relating to prescription drugs,
6 controlled substances, or nonprescription drugs, or for
7 any violation of this chapter or chapter 124, ~~124A~~,
8 124B, 126, 147, 205, or 272C, or any rule of the board.

9 Sec. ____ Section 155A.13A, subsection 3, Code
10 2015, is amended to read as follows:

11 3. *Discipline.* The board may deny, suspend, or
12 revoke a nonresident pharmacy license for any violation
13 of this section, section 155A.15, subsection 2,
14 paragraph "a", "b", "d", "e", "f", "g", "h", or "i",
15 chapter 124, ~~124A~~, 124B, 126, or 205, or a rule of the
16 board.

17 Sec. ____ Section 155A.17, subsection 2, Code 2015,
18 is amended to read as follows:

19 2. The board shall establish standards for drug
20 wholesaler licensure and may define specific types of
21 wholesaler licenses. The board may deny, suspend, or
22 revoke a drug wholesale license for failure to meet the
23 applicable standards or for a violation of the laws
24 of this state, another state, or the United States
25 relating to prescription drugs, devices, or controlled
26 substances, or for a violation of this chapter, chapter

27 124, ~~124A~~, 124B, 126, or 205, or a rule of the board.

28 Sec. ___. Section 155A.42, subsection 4, Code 2015,
29 is amended to read as follows:

30 4. The board may deny, suspend, or revoke a limited
31 drug and device distributor's license for failure to
32 meet the applicable standards or for a violation of
33 the laws of this state, another state, or the United
34 States relating to prescription drugs or controlled
35 substances, or for a violation of this chapter, chapter
36 124, ~~124A~~, 124B, 126, 205, or 272C, or a rule of the
37 board.

38 Sec. ___. Section 901.10, subsection 1, Code 2015,
39 is amended to read as follows:

40 1. A court sentencing a person for the person's
41 first conviction under section 124.406, ~~124.413~~, or
42 902.7 may, at its discretion, sentence the person to a
43 term less than provided by the statute if mitigating
44 circumstances exist and those circumstances are stated
45 specifically in the record.

46 Sec. ___. Section 901.10, subsection 2, Code 2015,
47 is amended to read as follows:

48 2. a. Except as provided in paragraph "b" a
49 court sentencing a person where section 124.413 is
50 applicable may, at its discretion, waive the mandatory

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1 minimum sentence in section 124.413, if the person
2 is classified as a low or low to moderate risk to
3 reoffend.
4 b. (1) Notwithstanding ~~subsection 1~~ paragraph
5 "a", if the sentence under a court sentencing a person
6 where section 124.413 is applicable that involves
7 an amphetamine or methamphetamine offense under
8 section 124.401, subsection 1, paragraph "a" or "b",
9 the court shall not grant any reduction of sentence
10 unless the defendant pleads guilty ~~or the person~~
11 is classified as a low or low to moderate risk to
12 reoffend. If the defendant pleads guilty ~~or the person~~
13 is classified as a low or low to moderate risk to
14 reoffend, the court may, at its discretion, reduce the
15 mandatory minimum sentence by up to one-third. If the
16 defendant additionally cooperates in the prosecution
17 of other persons involved in the sale or use of
18 controlled substances, and if the prosecutor requests
19 an additional reduction in the defendant's sentence
20 because of such cooperation, the court may grant a
21 further reduction in the defendant's mandatory minimum
22 sentence, up to one-half of the remaining mandatory
23 minimum sentence.
24 (2) Subparagraph (1) only applies to a person's
25 first conviction that involves an amphetamine or

26 methamphetamine offense under section 124.401,
 27 subsection 1, paragraph "a" or "b". Upon a second or
 28 subsequent conviction that involves such an offense
 29 under section 124.401, the person is not eligible for a
 30 reduction of sentence.
 31 Sec. ____ REPEAL. Chapter 124A, Code 2015, is
 32 repealed.>
 33 2. Title page, line 2, by striking <enhancing the
 34 penalties for imitation> and inserting <modifying the
 35 penalties for>

STEVEN J. SODDERS

S-3145

1 Amend Senate File 498 as follows:
 2 1. Page 2, line 24, by striking <96.75> and
 3 inserting <103.00>
 4 2. Page 3, line 11, before <for> by inserting <to
 5 be used>
 6 3. Page 4, line 11, before <for> by inserting <to
 7 be used>
 8 4. Page 4, line 29, before <for> by inserting <to
 9 be used>
 10 5. Page 8, line 10, before <for> by inserting <to
 11 be used>
 12 6. Page 11, line 16, by striking <amount> and
 13 inserting <amounts>
 14 7. Page 11, line 23, by striking <6,114,211> and
 15 inserting <6,194,499>
 16 8. Page 11, line 24, by striking <72.75> and
 17 inserting <73.75>
 18 9. Page 11, by striking lines 25 through 34 and
 19 inserting:
 20 <2. For conducting a study on exchange wagering as
 21 required by 2015 Iowa Acts, Senate File 438:
 22 \$ 50,000>
 23 10. Page 12, line 6, before <for> by inserting <to
 24 be used>
 25 11. Page 13, line 6, by striking <3.00> and
 26 inserting <4.00>
 27 12. Page 14, line 4, by striking <1. There> and
 28 inserting <There>
 29 13. Page 14, by striking lines 14 through 17.
 30 14. Page 20, line 22, by striking <96.75> and
 31 inserting <103.00>
 32 15. Page 21, line 9, before <for> by inserting <to
 33 be used>
 34 16. Page 22, line 9, before <for> by inserting <to
 35 be used>
 36 17. Page 22, line 27, before <for> by inserting <to
 37 be used>

- 38 18. Page 26, line 8, before <for> by inserting <to
 39 be used>
 40 19. Page 29, line 16, by striking <1. For> and
 41 inserting <For>
 42 20. Page 29, line 21, by striking <3,057,106> and
 43 inserting <3,097,250>
 44 21. Page 29, line 22, by striking <72.75> and
 45 inserting <73.75>
 46 22. Page 29, by striking lines 23 through 32.
 47 23. Page 30, line 4, before <for> by inserting <to
 48 be used>
 49 24. Page 31, line 4, by striking <3.00> and
 50 inserting <4.00>

Page 2

- 1 25. Page 32, line 2, by striking <1. There> and
 2 inserting <There>
 3 26. Page 32, by striking lines 12 through 15.
 4 27. By renumbering as necessary.

CHRIS BRASE

S-3146

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 534

- 1 Amend the Senate amendment, H-1213, to House File
 2 534, as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, by striking lines 3 through 33 and
 5 inserting:
 6 <__. Page 1, line 10, by striking <psychiatric>
 7 and inserting <psychiatrist>>
 8 2. By renumbering as necessary.

S-3147

HOUSE AMENDMENT TO
 SENATE FILE 482

- 1 Amend Senate File 482, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 23, line 35, through page 24,
 4 line 5.
 5 2. Page 24, line 6, by striking <d.> and inserting
 6 <c.>
 7 3. Page 42, by striking lines 15 through 19 and
 8 inserting:

9 <4. “*Sports betting pool*” or “*pool*” means a game
 10 in which the participants select a square on a grid
 11 corresponding to numbers on two intersecting sides of
 12 the grid and winners are determined by whether the
 13 square selected corresponds to numbers relating to an
 14 athletic event in the manner prescribed by the rules
 15 of the game.>

16 4. Page 43, after line 32 by inserting:

17 <*m.* A person shall not participate in any wager,
 18 bet, or pool which relates to an athletic event
 19 or contest and which is authorized or sponsored by
 20 one or more schools, educational institutions, or
 21 interscholastic athletic organizations, if the person
 22 is a coach, official, player, or contestant in the
 23 athletic event or contest.>

24 5. By renumbering as necessary.

S-3148

1 Amend House File 567, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. By striking page 1, line 1, through page 14,
 4 line 19, and inserting:

5 Section 1. Section 124.101, Code 2015, is amended
 6 by adding the following new subsection:

7 **NEW SUBSECTION.** 15A. “*Imitation controlled*
 8 *substance*” means a substance which is not a controlled
 9 substance but which by color, shape, size, markings,
 10 and other aspects of dosage unit appearance, and
 11 packaging or other factors, appears to be or resembles
 12 a controlled substance. The board of pharmacy may
 13 designate a substance as an imitation controlled
 14 substance pursuant to the board’s rulemaking authority
 15 and in accordance with chapter 17A. “*Imitation*
 16 *controlled substance*” also means any substance
 17 determined to be an imitation controlled substance
 18 pursuant to section 124.101B.

19 Sec. __. **NEW SECTION. 124.101B Factors indicating**
 20 **an imitation controlled substance.**

21 If a substance has not been designated as an
 22 imitation controlled substance by the board of pharmacy
 23 and if dosage unit appearance alone does not establish
 24 that a substance is an imitation controlled substance,
 25 the following factors may be considered in determining
 26 whether the substance is an imitation controlled
 27 substance:

28 1. The person in control of the substance expressly
 29 or impliedly represents that the substance has the
 30 effect of a controlled substance.

31 2. The person in control of the substance expressly
 32 or impliedly represents that the substance because
 33 of its nature or appearance can be sold or delivered

34 as a controlled substance or as a substitute for a
35 controlled substance.
36 3. The person in control of the substance either
37 demands or receives money or other property having a
38 value substantially greater than the actual value of
39 the substance as consideration for delivery of the
40 substance.
41 Sec. ____ Section 124.201, subsection 4, Code 2015,
42 is amended to read as follows:
43 4. If any new substance is designated as a
44 controlled substance under federal law and notice of
45 the designation is given to the board, the board shall
46 similarly designate as controlled the new substance
47 under this chapter after the expiration of thirty days
48 from publication in the federal register of a final
49 order designating a new substance as a controlled
50 substance, unless within that thirty-day period the

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1 board objects to the new designation. In that case
2 the board shall publish the reasons for objection and
3 afford all interested parties an opportunity to be
4 heard. At the conclusion of the hearing the board
5 shall announce its decision. Upon publication of
6 objection to a new substance being designated as a
7 controlled substance under this chapter by the board,
8 control under this chapter is stayed until the board
9 publishes its decision. If a substance is designated
10 as controlled by the board under this subsection the
11 control shall be considered a temporary amendment to the schedules
12 of controlled substances in this chapter. If the
13 board so designates a substance as controlled, which
14 is considered a temporary amendment to the schedules
15 of controlled substances in this chapter, and if
16 the general assembly does not amend this chapter to
17 enact the temporary amendment and make the enactment
18 effective within two years from the date the temporary
19 amendment first became effective, the temporary
20 amendment is repealed by operation of law two years
21 from the effective date of the temporary amendment. A
22 temporary amendment repealed by operation of law is
23 subject to section 4.13 relating to the construction
24 of statutes and the application of a general savings
25 provision.
26
27 Sec. ____ Section 124.204, subsection 4, paragraphs
28 m and u, Code 2015, are amended by striking the
29
30
31
32

33 paragraphs.

34 Sec. ____ Section 124.204, subsection 4, paragraph
35 ai, subparagraphs (3), (4), and (5), Code 2015, are
36 amended by striking the subparagraphs.

37 Sec. ____ Section 124.204, subsection 4, paragraph
38 aj, Code 2015, is amended by striking the paragraph and
39 inserting in lieu thereof the following:

40 *aj.* 5-methoxy-N,N-dimethyltryptamine.

41 Some trade or other names:

42 5-methoxy-3-[2-(dimethylamino)ethyl]indole; 5-MeO-DMT.

43 Sec. ____ Section 124.204, subsection 4, paragraph
44 ak, Code 2015, is amended by striking the paragraph and
45 inserting in lieu thereof the following:

46 *ak.* 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine
47 (2C-E).

48 Sec. ____ Section 124.204, subsection 4, Code 2015,
49 is amended by adding the following new paragraphs:

50 NEW PARAGRAPH. *al.* 2-(2,5-Dimethoxy-4-

Page 3

1 methylphenyl)ethanamine (2C-D).

2 NEW PARAGRAPH. *am.* 2-(4-Chloro-2,5-
3 dimethoxyphenyl)ethanamine (2C-C).

4 NEW PARAGRAPH. *an.* 2-(4-Iodo-2,5-
5 dimethoxyphenyl)ethanamine (2C-I).

6 NEW PARAGRAPH. *ao.* 2-[4-(Ethylthio)-2,5-
7 dimethoxyphenyl]ethanamine (2C-T-2).

8 NEW PARAGRAPH. *ap.* 2-[4-(Isopropylthio)-2,5-
9 dimethoxyphenyl]ethanamine (2C-T-4).

10 NEW PARAGRAPH. *aq.* 2-(2,5-Dimethoxyphenyl)
11 ethanamine (2C-H).

12 NEW PARAGRAPH. *ar.* 2-(2,5-Dimethoxy-4-
13 nitrophenyl)ethanamine (2C-N).

14 NEW PARAGRAPH. *as.* 2-(2,5-Dimethoxy-4-(n)-
15 propylphenyl)ethanamine (2C-P).

16 Sec. ____ Section 124.204, subsection 6, paragraph
17 i, subparagraph (3), Code 2015, is amended by striking
18 the subparagraph and inserting in lieu thereof the
19 following:

20 (3) 3,4-Methylenedioxy-N-methylcathinone
21 (methylo).

22 Sec. ____ Section 124.204, subsection 6, paragraph
23 i, subparagraphs (18), (19), (20), (21), and (22), Code
24 2015, are amended by striking the subparagraphs and
25 inserting in lieu thereof the following:

26 (18) 4-methyl-N-ethylcathinone. Other names:

27 4-MEC, 2-(ethylamino)-1-(4-methylphenyl)propan-1-one.

28 (19) 4-methyl-alpha6 pyrrolidinopropiophenone.

29 Other names: 4-MePPP, MePPP,

30 4-methyl-[alpha]-pyrrolidinopropiophenone, 8

31 1-(4-methylphenyl)-2-(pyrrolidin-1-yl)-propan-1-one.

32 (20) Pentedrone. Other names:
33 [alpha]-methylaminovalerophenone,
34 2-(methylamino)-1-phenylpentan-1-one.
35 (21) Pentylone. Other names: bk-MBDP,
36 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one.
37 (22) Alpha-pyrrolidinobutiophenone. Other names:
38 [alpha]-PBP, 1-phenyl-2-(pyrrolidin-1-yl)butan-1-one.
39 Sec. ____ Section 124.204, subsection 6, paragraph
40 i, subparagraphs (23), (24), (25), and (26), Code 2015,
41 are amended by striking the subparagraphs.
42 Sec. ____ Section 124.204, subsection 7, Code 2015,
43 is amended by striking the subsection.
44 Sec. ____ Section 124.204, subsection 9, Code 2015,
45 is amended by adding the following new paragraphs:
46 NEW PARAGRAPH. *0a.* HU-210.
47 [(6aR,10aR)-9-(hydroxymethyl)-
48 6,6-dimethyl-3-(2-methyloctan-2-yl) 6a,7,10,10a-
49 tetrahydrobenzo[c] chromen-1-ol].
50 NEW PARAGRAPH. *00a.* HU-211(dexanabinol,

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1 (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-
2 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]
3 chromen-1-ol).
4 NEW PARAGRAPH. *000a.* Unless specifically exempted
5 or unless listed in another schedule, any material,
6 compound, mixture, or preparation which contains any
7 quantity of cannabimimetic agents, or which contains
8 their salts, isomers, and salts of isomers whenever the
9 existence of such salts, isomers, and salts of isomers
10 is possible within the specific chemical designation.
11 (1) The term “*cannabimimetic agents*” means any
12 substance that is a cannabinoid receptor type 1 (CB1
13 receptor) agonist as demonstrated by binding studies
14 and functional assays within any of the following
15 structural classes:
16 (a) 2-(3-hydroxycyclohexyl)phenol with substitution
17 at the 5-position of the phenolic ring by alkyl or
18 alkenyl, whether or not substituted on the cyclohexyl
19 ring to any extent.
20 (b) 3-(1-naphthoyl)indole or
21 3-(1-naphthylmethane)indole by substitution at the
22 nitrogen atom of the indole ring, whether or not
23 further substituted on the indole ring to any extent,
24 whether or not substituted on the naphthoyl or naphthyl
25 ring to any extent.
26 (c) 3-(1-naphthoyl)pyrrole by substitution at the
27 nitrogen atom of the pyrrole ring, whether or not
28 further substituted in the pyrrole ring to any extent,
29 whether or not substituted on the naphthoyl ring to any
30 extent.

- 31 (d) 1-(1-naphthylmethylene)indene by substitution
 32 of the 3-position of the indene ring, whether or not
 33 further substituted in the indene ring to any extent,
 34 whether or not substituted on the naphthyl ring to any
 35 extent.
 36 (e) 3-phenylacetylindole or 3-benzoylindole by
 37 substitution at the nitrogen atom of the indole ring,
 38 whether or not further substituted in the indole ring
 39 to any extent, whether or not substituted on the phenyl
 40 ring to any extent.
 41 (2) Such terms include:
 42 (a) CP 47,497 and homologues
 43 5-(1,1-dimethylheptyl)-2-
 44 [(1R,3S)-3-hydroxycyclohexyl]phenol.
 45 (b) JWH-018 and AM678
 46 1-Pentyl-3-(1-naphthoyl)indole.
 47 (c) JWH-073 1-Butyl-3-(1-naphthoyl)indole.
 48 (d) JWH-200[1-[2-(4-morpholinyl)ethyl]-1H-
 49 indol-3-yl]-1-naphthalenyl-methanone.
 50 (e) JWH-19 1-hexyl-3-(1-naphthoyl)indole.

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- 1 (f) JWH-81
 2 1-pentyl-3-[1-(4-methoxynaphthoyl)]indole.
 3 (g) JWH-122
 4 1-pentyl-3-(4-methyl-1-naphthoyl)indole.
 5 (h) JWH-250
 6 1-pentyl-3-(2-methoxyphenylacetyl)indole.
 7 (i) RCS-4 and SR-19
 8 1-pentyl-3-[(4methoxy)-benzoyl]indole.
 9 (j) RCS-8 and SR 18 1-cyclohexylethyl-3-
 10 (2-methoxyphenylacetyl)indole.
 11 (k) AM2201
 12 1-(5-fluoropentyl)-3-(1-naphthoyl)indole.
 13 (l) JWH-203
 14 1-pentyl-3-(2-chlorophenylacetyl)indole.
 15 (m) JWH-398
 16 1-pentyl-3-(4-chloro-1-naphthoyl)indole.
 17 (n) AM694
 18 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole.
 19 (o) Cannabicyclohexanol or CP-47,497 C8-homolog 5-
 20 (1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol.
 21 NEW
 22 PARAGRAPH. *Od.* N-(1-amino-3-methyl-1-oxobutan-2-
 23 yl)-1-(4- fluorobenzyl)-1H-indazole-3-carboxamide.
 24 Other names: AB-FUBINACA.
 25 NEW PARAGRAPH. *00d.* N-(1-amino-
 26 3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-
 27 1 H-indazole-3-carboxamide. Other names: ADB-PINACA.
 28 NEW PARAGRAPH. *000d.* Quinolin-8-yl
 29 1-pentyl-1H-indole-3-carboxylate.

30 Other names: PB-22, QUPIC.
31 NEW PARAGRAPH. 0000d. Quinolin-8-yl
32 1-(5-fluoropentyl)-1H-indole-3-carboxylate. Other
33 names: 5-fluoro-PB-22, 5F-PB-22.
34 NEW
35 PARAGRAPH. 00000d. N-(1-amino-3-methyl-1-oxobutan-
36 2-yl)-1-pentyl-1H-indazole-3-carboxamide. Other names:
37 AB-PINACA.
38 NEW
39 PARAGRAPH. 000000d. N-(1-amino-3-methyl-1-oxobutan-
40 2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide.
41 Other names: AB-CHMINACA.
42 NEW
43 PARAGRAPH. 0000000d. [1-(5-fluoropentyl)-1H-indazol-
44 3-yl](naphthalen-1-yl)methanone. Other names:
45 THJ-2201.
46 Sec. _____. Section 124.206, subsection 7, Code 2015,
47 is amended to read as follows:
48 7. *Hallucinogenic substances.* Unless specifically
49 excepted or unless listed in another schedule, any
50 material, compound, mixture, or preparation which

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1 contains any quantity of the following substances,
2 or, for purposes of paragraphs “a” and “b”, which
3 contains any of its salts, isomers, or salts of isomers
4 whenever the existence of such salts, isomers, or salts
5 of isomers is possible within the specific chemical
6 designation (for purposes of this paragraph only, the
7 term “isomer” includes the optical, positional, and
8 geometric isomers):
9 a. Marijuana when used for medicinal purposes
10 pursuant to rules of the board.
11 b. Tetrahydrocannabinols, meaning
12 tetrahydrocannabinols naturally contained in a
13 plant of the genus Cannabis (Cannabis plant) as well
14 as synthetic equivalents of the substances contained
15 in the Cannabis plant, or in the resinous extractives
16 of such plant, and synthetic substances, derivatives,
17 and their isomers with similar chemical structure and
18 pharmacological activity to those substances contained
19 in the plant, such as the following:
20 (1) 1 cis or trans tetrahydrocannabinol, and their
21 optical isomers.
22 (2) 6 cis or trans tetrahydrocannabinol, and their
23 optical isomers.
24 (3) 3,4 cis or trans tetrahydrocannabinol, and
25 their optical isomers. (Since nomenclature of these
26 substances is not internationally standardized,
27 compounds of these structures, regardless of numerical
28 designation of atomic positions covered.)

29 ~~b.~~ c. Nabilone [another name for
 30 nabilone: (+) -
 31 trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
 32 hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].
 33 Sec. ____ Section 124.208, subsection 5, paragraph
 34 a, subparagraphs (3) and (4), Code 2015, are amended by
 35 striking the subparagraphs.
 36 Sec. ____ Section 124.210, subsection 2, Code 2015,
 37 is amended by adding the following new paragraph:
 38 NEW PARAGRAPH. *c.* 2-[(dimethylamino)methyl]-1-
 39 (3-methoxyphenyl)cyclohexanol, its salts, optical
 40 and geometric isomers, and salts of these isomers
 41 (including tramadol).
 42 Sec. ____ Section 124.210, subsection 3, Code 2015,
 43 is amended by adding the following new paragraphs:
 44 NEW PARAGRAPH. *bb.* Alfaxalone.
 45 NEW PARAGRAPH. *bc.* Suvorexant.
 46 Sec. ____ Section 124.401, subsection 1, unnumbered
 47 paragraph 1, Code 2015, is amended to read as follows:
 48 Except as authorized by this chapter, it is unlawful
 49 for any person to manufacture, deliver, or possess with
 50 the intent to manufacture or deliver, a controlled

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1 substance, a counterfeit substance, ~~or~~ a simulated
 2 controlled substance, or an imitation controlled
 3 substance, or to act with, enter into a common scheme
 4 or design with, or conspire with one or more other
 5 persons to manufacture, deliver, or possess with
 6 the intent to manufacture or deliver a controlled
 7 substance, a counterfeit substance, ~~or~~ a simulated
 8 controlled substance, or an imitation controlled
 9 substance.
 10 Sec. ____ Section 124.401, subsection 1, paragraph
 11 a, unnumbered paragraph 1, Code 2015, is amended to
 12 read as follows:
 13 Violation of this subsection, with respect to
 14 the following controlled substances, counterfeit
 15 substances, ~~or~~ simulated controlled substances, or
 16 imitation controlled substances, is a class “B” felony,
 17 and notwithstanding section 902.9, subsection 1,
 18 paragraph “b”, shall be punished by confinement for no
 19 more than fifty years and a fine of not more than one
 20 million dollars:
 21 Sec. ____ Section 124.401, subsection 1, paragraph
 22 a, subparagraph (3), Code 2015, is amended to read as
 23 follows:
 24 (3) More than ~~fifty~~ one hundred twenty-five grams
 25 of a mixture or substance described in subparagraph (2)
 26 which contains cocaine base.
 27 Sec. ____ Section 124.401, subsection 1, paragraph

28 a, Code 2015, is amended by adding the following new
29 subparagraph:
30 NEW SUBPARAGRAPH. (8) More than ten kilograms of a
31 mixture or substance containing any detectable amount
32 of those substances identified in section 124.204,
33 subsection 9.
34 Sec. ___. Section 124.401, subsection 1, paragraph
35 b, unnumbered paragraph 1, Code 2015, is amended to
36 read as follows:
37 Violation of this subsection with respect to
38 the following controlled substances, counterfeit
39 substances, ~~or~~ simulated controlled substances, or
40 imitation controlled substances is a class "B" felony,
41 and in addition to the provisions of section 902.9,
42 subsection 1, paragraph "b", shall be punished by a
43 fine of not less than five thousand dollars nor more
44 than one hundred thousand dollars:
45 Sec. ___. Section 124.401, subsection 1, paragraph
46 b, subparagraph (3), Code 2015, is amended to read as
47 follows:
48 (3) More than ~~ten~~ thirty-five grams but not more
49 than ~~fifty one hundred twenty-five~~ grams of a mixture
50 or substance described in subparagraph (2) which

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1 contains cocaine base.
2 Sec. ___. Section 124.401, subsection 1, paragraph
3 b, Code 2015, is amended by adding the following new
4 subparagraph:
5 NEW SUBPARAGRAPH. (9) More than five kilograms but
6 not more than ten kilograms of a mixture or substance
7 containing any detectable amount of those substances
8 identified in section 124.204, subsection 9.
9 Sec. ___. Section 124.401, subsection 1, paragraph
10 c, unnumbered paragraph 1, Code 2015, is amended to
11 read as follows:
12 Violation of this subsection with respect to
13 the following controlled substances, counterfeit
14 substances, ~~or~~ simulated controlled substances, or
15 imitation controlled substances is a class "C" felony,
16 and in addition to the provisions of section 902.9,
17 subsection 1, paragraph "d", shall be punished by a
18 fine of not less than one thousand dollars nor more
19 than fifty thousand dollars:
20 Sec. ___. Section 124.401, subsection 1, paragraph
21 c, subparagraph (3), Code 2015, is amended to read as
22 follows:
23 (3) ~~Ten~~ Thirty-five grams or less of a mixture or
24 substance described in subparagraph (2) which contains
25 cocaine base.
26 Sec. ___. Section 124.401, subsection 1, paragraph

27 c, Code 2015, is amended by adding the following new
 28 subparagraph:
 29 NEW SUBPARAGRAPH. (8) Five kilograms or less of a
 30 mixture or substance containing any detectable amount
 31 of those substances identified in section 124.204,
 32 subsection 9.
 33 Sec. __. Section 124.401, subsection 1, paragraph
 34 c, subparagraph (8), Code 2015, is amended to read as
 35 follows:
 36 ~~(8)~~ (9) Any other controlled substance,
 37 counterfeit substance, ~~or~~ simulated controlled
 38 substance, or imitation substance classified in
 39 schedule I, II, or III, except as provided in paragraph
 40 "d".
 41 Sec. __. Section 124.401, subsection 1, paragraph
 42 d, Code 2015, is amended to read as follows:
 43 d. Violation of this subsection, with respect
 44 to any other controlled substances, counterfeit
 45 substances, ~~or~~ simulated controlled substances
 46 ~~classified in section 124.204, subsection 4, paragraph~~
 47 ~~"a", or section 124.204, subsection 6, paragraph "i",~~
 48 ~~or, or imitation controlled substances~~ classified
 49 in schedule IV or V is an aggravated misdemeanor.
 50 However, violation of this subsection involving

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1 fifty kilograms or less of marijuana or involving
 2 flunitrazepam is a class "D" felony.
 3 Sec. __. Section 124.401, subsection 2, Code 2015,
 4 is amended to read as follows:
 5 2. If the same person commits two or more acts
 6 which are in violation of subsection 1 and the acts
 7 occur in approximately the same location or time
 8 period so that the acts can be attributed to a single
 9 scheme, plan, or conspiracy, the acts may be considered
 10 a single violation and the weight of the controlled
 11 substances, counterfeit substances, ~~or~~ simulated
 12 controlled substances, or imitation controlled
 13 substances involved may be combined for purposes of
 14 charging the offender.
 15 Sec. __. Section 124.401, subsection 5, Code 2015,
 16 is amended to read as follows:
 17 5. It is unlawful for any person knowingly or
 18 intentionally to possess a controlled substance unless
 19 such substance was obtained directly from, or pursuant
 20 to, a valid prescription or order of a practitioner
 21 while acting in the course of the practitioner's
 22 professional practice, or except as otherwise
 23 authorized by this chapter. ~~Any~~ Except as otherwise
 24 provided in this subsection, any person who violates
 25 this subsection is guilty of a serious misdemeanor for

26 a first offense. A person who commits a violation of
 27 this subsection and who has previously been convicted
 28 of violating this chapter or chapter ~~124A~~, 124B, or
 29 453B, or chapter 124A as it existed prior to July
 30 1, 2015, is guilty of an aggravated misdemeanor. A
 31 person who commits a violation of this subsection and
 32 has previously been convicted two or more times of
 33 violating this chapter or chapter ~~124A~~, 124B, or 453B,
 34 or chapter 124A as it existed prior to July 1, 2015, is
 35 guilty of a class "D" felony.

36 a. (1) ~~If Except as provided in subparagraph~~
 37 (4), if the controlled substance is marijuana, the
 38 punishment shall be by imprisonment in the county jail
 39 for not more than six months or by a fine of not more
 40 than one thousand dollars, or by both such fine and
 41 imprisonment for a first offense.

42 (2) If the controlled substance is marijuana and
 43 the person has been previously convicted of a violation
 44 of this subsection in which the controlled substance
 45 was marijuana, the punishment shall be as provided in
 46 section 903.1, subsection 1, paragraph "b".

47 (3) If the controlled substance is marijuana and
 48 the person has been previously convicted two or more
 49 times of a violation of this subsection in which the
 50 controlled substance was marijuana, the person is

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1 guilty of an aggravated misdemeanor.

2 (4) If the controlled substance is five grams or
 3 less of marijuana and subparagraphs (2) and (3) do not
 4 apply, the person is guilty of a simple misdemeanor.

5 (5) A person may knowingly or intentionally
 6 recommend, possess, use, dispense, deliver, transport,
 7 or administer cannabidiol if the recommendation,
 8 possession, use, dispensing, delivery, transporting,
 9 or administering is in accordance with the provisions
 10 of chapter 124D. For purposes of this ~~paragraph~~
 11 subparagraph, "cannabidiol" means the same as defined
 12 in section 124D.2.

13 b. All or any part of a sentence imposed pursuant
 14 to this subsection may be suspended and the person
 15 placed upon probation upon such terms and conditions as
 16 the court may impose including the active participation
 17 by such person in a drug treatment, rehabilitation or
 18 education program approved by the court.

19 c. If a person commits a violation of this
 20 subsection, the court shall order the person to serve
 21 a term of imprisonment of not less than forty-eight
 22 hours. Any sentence imposed may be suspended, and
 23 the court shall place the person on probation upon
 24 such terms and conditions as the court may impose.

25 If the person is not sentenced to confinement under
 26 the custody of the director of the department of
 27 corrections, the terms and conditions of probation
 28 shall require submission to random drug testing. If
 29 the person fails a drug test, the court may transfer
 30 the person's placement to any appropriate placement
 31 permissible under the court order.

32 d. If the controlled substance is amphetamine,
 33 its salts, isomers, or salts of its isomers, or
 34 methamphetamine, its salts, isomers, or salts of its
 35 isomers, the court shall order the person to serve
 36 a term of imprisonment of not less than forty-eight
 37 hours. Any sentence imposed may be suspended, and the
 38 court shall place the person on probation upon such
 39 terms and conditions as the court may impose. The
 40 court may place the person on intensive probation.
 41 However, the terms and conditions of probation shall
 42 require submission to random drug testing. If the
 43 person fails a drug test, the court may transfer
 44 the person's placement to any appropriate placement
 45 permissible under the court order.

46 Sec. ____ Section 124.401A, Code 2015, is amended
 47 to read as follows:

48 **124.401A Enhanced penalty for manufacture or**
 49 **distribution to persons on certain real property.**

50 In addition to any other penalties provided in this

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1 chapter, a person who is eighteen years of age or older
 2 who unlawfully manufactures with intent to distribute,
 3 distributes, or possesses with intent to distribute a
 4 substance or counterfeit substance listed in schedule
 5 I, II, or III, or a simulated controlled substance
 6 or an imitation controlled substance represented to
 7 be a controlled substance classified in schedule I,
 8 II, or III, to another person who is eighteen years
 9 of age or older in or on, or within one thousand feet
 10 of the real property comprising a public or private
 11 elementary or secondary school, public park, public
 12 swimming pool, public recreation center, or on a marked
 13 school bus, may be sentenced up to an additional term
 14 of confinement of five years.

15 Sec. ____ Section 124.401B, Code 2015, is amended
 16 to read as follows:

17 **124.401B Possession of controlled substances on**
 18 **certain real property — additional penalty.**

19 In addition to any other penalties provided in this
 20 chapter or another chapter, a person who unlawfully
 21 possesses a substance listed in schedule I, II, or III,
 22 or a simulated controlled substance or an imitation
 23 controlled substance represented to be a controlled

24 substance classified in schedule I, II, or III, in or
25 on, or within one thousand feet of the real property
26 comprising a public or private elementary or secondary
27 school, public park, public swimming pool, public
28 recreation center, or on a marked school bus, may be
29 sentenced to one hundred hours of community service
30 work for a public agency or a nonprofit charitable
31 organization. The court shall provide the offender
32 with a written statement of the terms and monitoring
33 provisions of the community service.

34 Sec. ____ Section 124.406, subsection 2, Code 2015,
35 is amended to read as follows:

36 2. A person who is eighteen years of age or older
37 who:

38 a. Unlawfully distributes or possesses with the
39 intent to distribute a counterfeit substance listed in
40 schedule I or II, or a simulated controlled substance
41 or an imitation controlled substance represented to
42 be a substance classified in schedule I or II, to a
43 person under eighteen years of age commits a class "B"
44 felony. However, if the substance was distributed
45 in or on, or within one thousand feet of, the real
46 property comprising a public or private elementary or
47 secondary school, public park, public swimming pool,
48 public recreation center, or on a marked school bus,
49 the person shall serve a minimum term of confinement
50 of ten years.

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1 b. Unlawfully distributes or possesses with
2 intent to distribute a counterfeit substance listed
3 in schedule III, or a simulated controlled substance
4 or an imitation controlled substance represented to
5 be any substance listed in schedule III, to a person
6 under eighteen years of age who is at least three years
7 younger than the violator commits a class "C" felony.

8 c. Unlawfully distributes a counterfeit substance
9 listed in schedule IV or V, or a simulated controlled
10 substance or an imitation controlled substance
11 represented to be a substance listed in schedule IV or
12 V, to a person under eighteen years of age who is at
13 least three years younger than the violator commits an
14 aggravated misdemeanor.

15 Sec. ____ Section 124.415, Code 2015, is amended to
16 read as follows:

17 **124.415 Parental and school notification — persons**
18 **under eighteen years of age.**

19 A peace officer shall make a reasonable effort to
20 identify a person under the age of eighteen discovered
21 to be in possession of a controlled substance,
22 counterfeit substance, ~~or~~ simulated controlled

23 substance, or imitation controlled substance in
 24 violation of this chapter, and if the person is not
 25 referred to juvenile court, the law enforcement agency
 26 of which the peace officer is an employee shall make
 27 a reasonable attempt to notify the person's custodial
 28 parent or legal guardian of such possession, whether
 29 or not the person is arrested, unless the officer has
 30 reasonable grounds to believe that such notification
 31 is not in the best interests of the person or will
 32 endanger that person. If the person is taken into
 33 custody, the peace officer shall notify a juvenile
 34 court officer who shall make a reasonable effort to
 35 identify the elementary or secondary school the person
 36 attends, if any, and to notify the superintendent of
 37 the school district, the superintendent's designee,
 38 or the authorities in charge of the nonpublic school
 39 of the taking into custody. A reasonable attempt to
 40 notify the person includes but is not limited to a
 41 telephone call or notice by first-class mail.

42 Sec. __. **NEW SECTION. 124.417 Imitation**
 43 **controlled substances — exceptions.**

44 It is not unlawful under this chapter for a person
 45 registered under section 124.302, to manufacture,
 46 deliver, or possess with the intent to manufacture or
 47 deliver, or to act with, one or more other persons
 48 to manufacture, deliver, or possess with the intent
 49 to manufacture or deliver an imitation controlled
 50 substance for use as a placebo by a registered

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1 practitioner in the course of professional practice or
 2 research.
 3 Sec. __. Section 124.502, subsection 1, paragraph
 4 a, Code 2015, is amended to read as follows:
 5 a. A district judge or district associate judge,
 6 within the court's jurisdiction, and upon proper
 7 oath or affirmation showing probable cause, may issue
 8 warrants for the purpose of conducting administrative
 9 inspections under this chapter or a related rule
 10 ~~or under chapter 124A~~. The warrant may also permit
 11 seizures of property appropriate to the inspections.
 12 For purposes of the issuance of administrative
 13 inspection warrants, probable cause exists upon showing
 14 a valid public interest in the effective enforcement
 15 of the statute or related rules, sufficient to justify
 16 administrative inspection of the area, premises,
 17 building, or conveyance in the circumstances specified
 18 in the application for the warrant.
 19 Sec. __. Section 155A.6, subsection 3, Code 2015,
 20 is amended to read as follows:
 21 3. The board shall establish standards for

22 pharmacist-intern registration and may deny, suspend,
23 or revoke a pharmacist-intern registration for failure
24 to meet the standards or for any violation of the laws
25 of this state, another state, or the United States
26 relating to prescription drugs, controlled substances,
27 or nonprescription drugs, or for any violation of this
28 chapter or chapter 124, ~~124A~~, 124B, 126, 147, or 205,
29 or any rule of the board.

30 Sec. ____ Section 155A.6A, subsection 5, Code 2015,
31 is amended to read as follows:

32 5. The board may deny, suspend, or revoke the
33 registration of, or otherwise discipline, a registered
34 pharmacy technician for any violation of the laws
35 of this state, another state, or the United States
36 relating to prescription drugs, controlled substances,
37 or nonprescription drugs, or for any violation of this
38 chapter or chapter 124, ~~124A~~, 124B, 126, 147, 205, or
39 272C, or any rule of the board.

40 Sec. ____ Section 155A.6B, subsection 5, Code 2015,
41 is amended to read as follows:

42 5. The board may deny, suspend, or revoke the
43 registration of a pharmacy support person or otherwise
44 discipline the pharmacy support person for any
45 violation of the laws of this state, another state,
46 or the United States relating to prescription drugs,
47 controlled substances, or nonprescription drugs, or for
48 any violation of this chapter or chapter 124, ~~124A~~,
49 124B, 126, 147, 205, or 272C, or any rule of the board.

50 Sec. ____ Section 155A.13A, subsection 3, Code

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1 2015, is amended to read as follows:

2 3. *Discipline.* The board may deny, suspend, or
3 revoke a nonresident pharmacy license for any violation
4 of this section, section 155A.15, subsection 2,
5 paragraph "a", "b", "d", "e", "f", "g", "h", or "i",
6 chapter 124, ~~124A~~, 124B, 126, or 205, or a rule of the
7 board.

8 Sec. ____ Section 155A.17, subsection 2, Code 2015,
9 is amended to read as follows:

10 2. The board shall establish standards for drug
11 wholesaler licensure and may define specific types of
12 wholesaler licenses. The board may deny, suspend, or
13 revoke a drug wholesale license for failure to meet the
14 applicable standards or for a violation of the laws
15 of this state, another state, or the United States
16 relating to prescription drugs, devices, or controlled
17 substances, or for a violation of this chapter, chapter
18 124, ~~124A~~, 124B, 126, or 205, or a rule of the board.

19 Sec. ____ Section 155A.42, subsection 4, Code 2015,
20 is amended to read as follows:

21 4. The board may deny, suspend, or revoke a limited
 22 drug and device distributor's license for failure to
 23 meet the applicable standards or for a violation of
 24 the laws of this state, another state, or the United
 25 States relating to prescription drugs or controlled
 26 substances, or for a violation of this chapter, chapter
 27 124, ~~124A~~, 124B, 126, 205, or 272C, or a rule of the
 28 board.

29 Sec. ____ Section 901.10, subsection 1, Code 2015,
 30 is amended to read as follows:

31 1. A court sentencing a person for the person's
 32 first conviction under section 124.406, ~~124.413~~, or
 33 902.7 may, at its discretion, sentence the person to a
 34 term less than provided by the statute if mitigating
 35 circumstances exist and those circumstances are stated
 36 specifically in the record.

37 Sec. ____ Section 901.10, subsection 2, Code 2015,
 38 is amended to read as follows:

39 2. a. Except as provided in paragraph "b" a
 40 court sentencing a person where section 124.413 is
 41 applicable may, at its discretion, waive the mandatory
 42 minimum sentence in section 124.413, if the person
 43 is classified as a low or low to moderate risk to
 44 reoffend.

45 b. (1) Notwithstanding ~~subsection 1~~ paragraph
 46 "a", if the sentence under a court sentencing a person
 47 where section 124.413 is applicable that involves
 48 an amphetamine or methamphetamine offense under
 49 section 124.401, subsection 1, paragraph "a" or "b",
 50 the court shall not grant any reduction of sentence

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1 unless the defendant pleads guilty or the person
 2 is classified as a low or low to moderate risk to
 3 reoffend. If the defendant pleads guilty or the person
 4 is classified as a low or low to moderate risk to
 5 reoffend, the court may, at its discretion, reduce the
 6 mandatory minimum sentence by up to one-third. If the
 7 defendant additionally cooperates in the prosecution
 8 of other persons involved in the sale or use of
 9 controlled substances, and if the prosecutor requests
 10 an additional reduction in the defendant's sentence
 11 because of such cooperation, the court may grant a
 12 further reduction in the defendant's mandatory minimum
 13 sentence, up to one-half of the remaining mandatory
 14 minimum sentence.

15 (2) Subparagraph (1) only applies to a person's
 16 first conviction that involves an amphetamine or
 17 methamphetamine offense under section 124.401,
 18 subsection 1, paragraph "a" or "b". Upon a second or
 19 subsequent conviction that involves such an offense

20 under section 124.401, the person is not eligible for a
 21 reduction of sentence.
 22 Sec. ____ REPEAL. Chapter 124A, Code 2015, is
 23 repealed.>
 24 2. Title page, line 2, by striking <enhancing the
 25 penalties for imitation> and inserting <modifying the
 26 penalties for>

STEVEN J. SODDERS

S-3149

1 Amend House File 544, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 13 by inserting:
 4 <Sec. ____ **NEW SECTION. 455D.15A Permitting of**
 5 **waste conversion technologies operations — fees.**
 6 A facility using waste conversion technologies,
 7 as defined in section 455B.301, shall annually obtain
 8 a permit from the department. The department shall
 9 establish by rule an annual fee for such permits,
 10 which shall be sufficient to cover the costs of
 11 administering the permit program. The moneys collected
 12 by the department shall be deposited in the waste
 13 volume reduction and recycling fund established in
 14 section 455D.15 and shall be used for the purposes of
 15 administering the permit program.>
 16 2. By renumbering as necessary.

JOE BOLKCOM

S-3150

1 Amend House File 658, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 FY 2015–2016 APPROPRIATIONS
 7 DEPARTMENT FOR THE BLIND
 8 Section 1. ADMINISTRATION. There is appropriated
 9 from the general fund of the state to the department
 10 for the blind for the fiscal year beginning July 1,
 11 2015, and ending June 30, 2016, the following amounts,
 12 or so much thereof as is necessary, to be used for the
 13 purposes designated:
 14 1. For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the
 16 following full-time equivalent positions:

17	.....	\$	2,298,358
18	.....	FTEs	88.00

19 2. For costs associated with universal access to
 20 audio information for blind and print handicapped
 21 Iowans:
 22 \$ 52,000
 23 COLLEGE STUDENT AID COMMISSION
 24 Sec. 2. There is appropriated from the general fund
 25 of the state to the college student aid commission for
 26 the fiscal year beginning July 1, 2015, and ending June
 27 30, 2016, the following amounts, or so much thereof as
 28 is necessary, to be used for the purposes designated:
 29 1. GENERAL ADMINISTRATION
 30 For salaries, support, maintenance, and
 31 miscellaneous purposes, and for not more than the
 32 following full-time equivalent positions:
 33 \$ 431,896
 34 FTEs 3.95
 35 2. STUDENT AID PROGRAMS
 36 For payments to students for the Iowa grant program
 37 established in section 261.93:
 38 \$ 791,177
 39 3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM
 40 For the loan repayment program for health care
 41 professionals established pursuant to section 261.115:
 42 \$ 400,973
 43 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
 44 For purposes of providing national guard educational
 45 assistance under the program established in section
 46 261.86:
 47 \$ 5,100,233
 48 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
 49 For the teacher shortage loan forgiveness program
 50 established in section 261.112:

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1 \$ 392,452
 2 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM
 3 For purposes of the all Iowa opportunity foster care
 4 grant program established pursuant to section 261.6:
 5 \$ 554,057
 6 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM
 7 a. For purposes of the all Iowa opportunity
 8 scholarship program established pursuant to section
 9 261.87:
 10 \$ 2,240,854
 11 b. For the fiscal year beginning July 1, 2015, if
 12 the moneys appropriated by the general assembly to the
 13 college student aid commission for purposes of the all
 14 Iowa opportunity scholarship program exceed \$500,000,
 15 "eligible institution" as defined in section 261.87
 16 shall, during the fiscal year beginning July 1, 2015,
 17 include accredited private institutions as defined in

18 section 261.9.
 19 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN
 20 FORGIVENESS PROGRAM
 21 For purposes of the registered nurse and nurse
 22 educator loan forgiveness program established pursuant
 23 to section 261.116:
 24 \$ 80,852
 25 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION
 26 GRANT PROGRAM
 27 For purposes of the barber and cosmetology arts and
 28 sciences tuition grant program established pursuant to
 29 section 261.61:
 30 \$ 36,938
 31 10. TEACH IOWA SCHOLAR PROGRAM
 32 For purposes of the teach Iowa scholar program
 33 established pursuant to section 261.110:
 34 \$ 1,300,000
 35 11. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM
 36 For purposes of the rural Iowa primary care loan
 37 repayment program established pursuant to section
 38 261.113:
 39 \$ 1,600,000
 40 12. RURAL IOWA ADVANCED REGISTERED NURSE
 41 PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT
 42 PROGRAM
 43 For purposes of the rural Iowa advanced registered
 44 nurse practitioner and physician assistant loan
 45 repayment program established pursuant to section
 46 261.114:
 47 \$ 400,000
 48 Sec. 3. IOWA TUITION GRANT APPROPRIATIONS FOR FY
 49 2015-2016. Notwithstanding the standing appropriations
 50 in the following designated sections for the fiscal

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1 year beginning July 1, 2015, and ending June 30, 2016,
 2 the amounts appropriated from the general fund of the
 3 state to the college student aid commission pursuant to
 4 these sections for the following designated purposes
 5 shall not exceed the following amounts:
 6 1. For Iowa tuition grants under section 261.25,
 7 subsection 1:
 8 \$ 50,413,448
 9 2. For tuition grants for students attending
 10 for-profit accredited private institutions located in
 11 Iowa under section 261.25, subsection 2:
 12 \$ 2,075,000
 13 Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding
 14 section 261.72, the moneys deposited in the
 15 chiropractic loan revolving fund created pursuant
 16 to section 261.72 may be used for purposes of the

17 chiropractic loan forgiveness program established in
18 section 261.73.

19 Sec. 5. WORK-STUDY APPROPRIATION FOR FY
20 2015-2016. Notwithstanding section 261.85, for the
21 fiscal year beginning July 1, 2015, and ending June 30,
22 2016, the amount appropriated from the general fund of
23 the state to the college student aid commission for the
24 work-study program under section 261.85 shall be zero.

25 DEPARTMENT OF EDUCATION

26 Sec. 6. There is appropriated from the general fund
27 of the state to the department of education for the
28 fiscal year beginning July 1, 2015, and ending June 30,
29 2016, the following amounts, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 1. GENERAL ADMINISTRATION

32 For salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the
34 following full-time equivalent positions:

35	\$	6,404,047
36	FTEs	81.67

37 By December 15, 2016, the school climate and
38 bullying work group, convened as provided under 2015
39 Iowa Acts, Senate File 345, section 7, if enacted,
40 shall submit its findings and recommendations in a
41 final report to the general assembly.

42 2. VOCATIONAL EDUCATION ADMINISTRATION

43 For salaries, support, maintenance, and
44 miscellaneous purposes, and for not more than the
45 following full-time equivalent positions:

46	\$	598,197
47	FTEs	11.50

48 3. VOCATIONAL REHABILITATION SERVICES DIVISION

49 a. For salaries, support, maintenance, and
50 miscellaneous purposes, and for not more than the

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1 following full-time equivalent positions:

2	\$	5,911,200
3	FTEs	255.00

4 For purposes of optimizing the job placement of
5 individuals with disabilities, the division shall make
6 its best efforts to work with community rehabilitation
7 program providers for job placement and retention
8 services for individuals with significant disabilities
9 and most significant disabilities. By January 15,
10 2016, the division shall submit a written report to the
11 general assembly on the division's outreach efforts
12 with community rehabilitation program providers.

13 b. For matching moneys for programs to enable
14 persons with severe physical or mental disabilities to
15 function more independently, including salaries and

16	support, and for not more than the following full-time		
17	equivalent position:		
18	.....	\$	89,128
19	.....	FTEs	1.00
20	c. For the entrepreneurs with disabilities program		
21	established pursuant to section 259.4, subsection 9:		
22	.....	\$	145,535
23	d. For costs associated with centers for		
24	independent living:		
25	.....	\$	90,294
26	4. STATE LIBRARY		
27	a. For salaries, support, maintenance, and		
28	miscellaneous purposes, and for not more than the		
29	following full-time equivalent positions:		
30	.....	\$	2,715,063
31	.....	FTEs	29.00
32	b. For the enrich Iowa program established under		
33	section 256.57:		
34	.....	\$	2,574,228
35	5. PUBLIC BROADCASTING DIVISION		
36	For salaries, support, maintenance, capital		
37	expenditures, and miscellaneous purposes, and for not		
38	more than the following full-time equivalent positions:		
39	.....	\$	8,073,846
40	.....	FTEs	86.00
41	6. REGIONAL TELECOMMUNICATIONS COUNCILS		
42	For state aid:		
43	.....	\$	992,913
44	a. The regional telecommunications councils		
45	established pursuant to section 8D.5, subsection 2,		
46	shall use the moneys appropriated in this subsection to		
47	provide technical assistance for network classrooms,		
48	planning and troubleshooting for local area networks,		
49	scheduling of video sites, and other related support		
50	activities.		

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1	b. Moneys appropriated in this subsection shall		
2	be distributed by the department to the regional		
3	telecommunications councils based upon usage by region.		
4	7. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS		
5	For reimbursement for vocational education		
6	expenditures made by secondary schools:		
7	.....	\$	2,630,134
8	Moneys appropriated in this subsection shall be used		
9	to reimburse school districts for vocational education		
10	expenditures made by secondary schools to meet the		
11	standards set in sections 256.11, 258.4, and 260C.14.		
12	8. SCHOOL FOOD SERVICE		
13	For use as state matching moneys for federal		
14	programs that shall be disbursed according to federal		

15 regulations, including salaries, support, maintenance,
 16 and miscellaneous purposes, and for not more than the
 17 following full-time equivalent positions:

18	\$	2,176,797
19	FTEs	20.58

20 9. EARLY CHILDHOOD IOWA FUND — GENERAL AID
 21 For deposit in the school ready children grants
 22 account of the early childhood Iowa fund created in
 23 section 256L.11:

24	\$	5,386,113
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25 a. From the moneys deposited in the school ready
 26 children grants account for the fiscal year beginning
 27 July 1, 2015, and ending June 30, 2016, not more than
 28 \$265,950 is allocated for the early childhood Iowa
 29 office and other technical assistance activities.
 30 Moneys allocated under this lettered paragraph may be
 31 used by the early childhood Iowa state board for the
 32 purpose of skills development and support for ongoing
 33 training of staff. However, except as otherwise
 34 provided in this subsection, moneys shall not be used
 35 for additional staff or for the reimbursement of staff.

36 b. Of the amount appropriated in this subsection
 37 for deposit in the school ready children grants account
 38 of the early childhood Iowa fund, \$2,318,018 shall
 39 be used for efforts to improve the quality of early
 40 care, health, and education programs. Moneys allocated
 41 pursuant to this paragraph may be used for additional
 42 staff and for the reimbursement of staff. The early
 43 childhood Iowa state board may reserve a portion of the
 44 allocation, not to exceed \$88,650, for the technical
 45 assistance expenses of the early childhood Iowa state
 46 office, including the reimbursement of staff, and
 47 shall distribute the remainder to early childhood Iowa
 48 areas for local quality improvement efforts through
 49 a methodology identified by the early childhood Iowa
 50 state board to make the most productive use of the

1 funding, which may include use of the distribution
 2 formula, grants, or other means.

3 c. Of the amount appropriated in this subsection
 4 for deposit in the school ready children grants account
 5 of the early childhood Iowa fund, \$825,030 shall
 6 be used for support of professional development and
 7 training activities for persons working in early care,
 8 health, and education by the early childhood Iowa
 9 state board in collaboration with the professional
 10 development component groups maintained by the early
 11 childhood Iowa stakeholders alliance pursuant to
 12 section 256L.12, subsection 7, paragraph “b”, and the
 13 early childhood Iowa area boards. Expenditures shall

14 be limited to professional development and training
 15 activities agreed upon by the parties participating in
 16 the collaboration.

17 10. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
 18 ASSISTANCE

19 For deposit in the school ready children grants
 20 account of the early childhood Iowa fund created in
 21 section 256L.11:

22 \$ 5,428,877

23 11. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND
 24 PARENT EDUCATION

25 For deposit in the school ready children grants
 26 account of the early childhood Iowa fund created in
 27 section 256L.11:

28 \$ 12,364,434

29 12. BIRTH TO AGE THREE SERVICES

30 a. For expansion of the federal Individuals with
 31 Disabilities Education Improvement Act of 2004, Pub.
 32 L. No. 108-446, as amended to January 1, 2015, birth
 33 through age three services due to increased numbers of
 34 children qualifying for those services:

35 \$ 1,721,400

36 b. From the moneys appropriated in this subsection,
 37 \$383,769 shall be allocated to the child health
 38 specialty clinics administered by the state university
 39 of Iowa in order to provide additional support
 40 for infants and toddlers who are born prematurely,
 41 drug-exposed, or medically fragile.

42 13. EARLY HEAD START PROJECTS

43 a. For early head start projects:

44 \$ 600,000

45 b. The moneys appropriated in this subsection shall
 46 be used for implementation and expansion of early head
 47 start pilot projects addressing the comprehensive
 48 cognitive, social, emotional, and developmental needs
 49 of children from birth to age three, including prenatal
 50 support for qualified families. The projects shall

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1 promote healthy prenatal outcomes and healthy family
 2 functioning, and strengthen the development of infants
 3 and toddlers in low-income families. Priority shall
 4 be given to those organizations that have previously
 5 qualified for and received state funding to administer
 6 an early head start project.

7 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

8 a. To provide moneys for costs of providing
 9 textbooks to each resident pupil who attends a
 10 nonpublic school as authorized by section 301.1:

11 \$ 650,214

12 b. Funding under this subsection is limited to \$20

13 per pupil and shall not exceed the comparable services
14 offered to resident public school pupils.

15 15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

16 For purposes of the student achievement and teacher
17 quality program established pursuant to chapter
18 284, and for not more than the following full-time
19 equivalent positions:

20	\$	55,639,476
21	FTEs	2.00

22 16. JOBS FOR AMERICA'S GRADUATES

23 For school districts to provide direct services to
24 the most at-risk senior high school students enrolled
25 in school districts through direct intervention by a
26 jobs for America's graduates specialist:

27	\$	700,000
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28 17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET
29 SITE AND DATA SYSTEM SUPPORT

30 For development of criteria and administration of
31 a process for school districts to establish specific
32 performance goals and to evaluate the performance
33 of each attendance center operated by the district
34 in order to arrive at an overall school performance
35 grade and report card for each attendance center, for
36 internet site and data system support, and for not more
37 than the following full-time equivalent positions:

38	\$	500,000
39	FTEs	2.00

40 18. ADMINISTRATOR MENTORING/COACHING AND SUPPORT
41 SYSTEM

42 For purposes of the beginning administrator
43 mentoring and induction program created pursuant to
44 section 284A.5 and for development and implementation
45 of the coaching and support system to support
46 administrators pursuant to section 256.9, subsection
47 63, paragraph "b":

48	\$	1,000,000
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49 19. ENGLISH LANGUAGE LITERACY GRANT PROGRAM

50 For purposes of the English language literacy

1 for all grant program established in accordance with
2 section 256.9, subsection 65:

3	\$	500,000
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4 By November 1, 2015, the 25 Iowa school districts
5 with the largest number of students identified as
6 limited English proficient and providing educational
7 programming because of that identification shall submit
8 a report to the department in a manner prescribed by
9 the department that includes the following information:

- 10 a. A cost accounting of moneys expended on limited
- 11 English proficiency programming by the school district.

12 b. An identification of all native languages
 13 represented by limited English proficient students who
 14 are served by the school district.

15 c. The average number of years spent in English
 16 language learner programming for limited English
 17 proficient students served by the school district.

18 d. The number of full-time equivalent employees
 19 directly serving limited English proficient students
 20 and the student-to-teacher ratios for such students.

21 e. A review of the number and the percentage of the
 22 total of limited English proficient students achieving
 23 English language proficiency over the previous five
 24 years.

25 f. A list of English language learner programs
 26 not developed by the district that are being utilized
 27 by the school district for limited English proficient
 28 students.

29 20. ONLINE STATE JOB POSTING SYSTEM

30 For purposes of administering the online state job
 31 posting system in accordance with section 256.27:

32 \$ 250,000

33 21. COMMISSION AND COUNCIL SUPPORT

34 For the costs of providing department support to
 35 education commissions and councils established pursuant
 36 to 2013 Iowa Acts, chapter 121, including but not
 37 limited to the commission on educator leadership and
 38 compensation and the council on educator development:

39 \$ 25,000

40 22. AREA EDUCATION AGENCY SUPPORT SYSTEM

41 For administration of a system by which area
 42 education agencies shall support school districts
 43 implementing frameworks or comparable systems approved
 44 pursuant to section 284.15, subsection 6:

45 \$ 1,000,000

46 23. SUCCESSFUL PROGRESSION FOR EARLY READERS

47 For distribution to school districts for
 48 implementation of section 279.68, subsection 2:

49 \$ 9,500,000

50 24. EARLY WARNING SYSTEM FOR LITERACY

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1 For purposes of administering the early warning
 2 system for literacy established in accordance with
 3 section 279.68 and rules adopted in accordance with
 4 section 256.7, subsection 31:

5 \$ 2,000,000

6 The department shall administer and distribute to
 7 school districts and accredited nonpublic schools,
 8 without cost to the school districts and accredited
 9 nonpublic schools, the early warning assessment system
 10 that allows teachers to screen and monitor student

11 literacy skills from prekindergarten through grade six.

12 25. IOWA READING RESEARCH CENTER

13 a. For purposes of the Iowa reading research center
14 in order to implement, in collaboration with the area
15 education agencies, the provisions of section 256.9,
16 subsection 53, paragraph "c":

17 \$ 1,000,000

18 b. Notwithstanding section 8.33, moneys received
19 by the department pursuant to this subsection that
20 remain unencumbered or unobligated at the close of the
21 fiscal year shall not revert but shall remain available
22 for expenditure for the purposes specified in this
23 subsection for the following fiscal year.

24 26. COMPETENCY-BASED EDUCATION

25 For implementation, in collaboration with the area
26 education agencies, of certain recommendations of the
27 competency-based instruction task force established
28 pursuant to 2012 Iowa Acts, chapter 1119, section
29 2, and for not more than the following full-time
30 equivalent position:

31 \$ 425,000

32 FTEs 1.00

33 The moneys appropriated in this subsection shall
34 be used to provide grants under a competency-based
35 instruction grant program, for writing model
36 competencies, for plans and templates, to develop the
37 assessment validation rubric and model assessments, and
38 to design professional development in accordance with
39 the recommendations of the task force.

40 Notwithstanding section 8.33, moneys received by
41 the department pursuant to this subsection that remain
42 unencumbered or unobligated at the close of the fiscal
43 year shall not revert but shall remain available
44 for expenditure for the purposes specified in this
45 subsection for the following fiscal year.

46 27. STATE SUPPLEMENTAL ASSISTANCE FOR HIGH-NEED
47 SCHOOLS

48 For purposes of implementing the supplemental
49 assistance for high-need schools provisions of section
50 284.11:

Page 10

1 \$ 10,000,000

2 28. IOWA ACADEMIC STANDARDS

3 To support each school district's implementation of
4 state academic standards, including but not limited to
5 providing additional resources to educators in social
6 studies and science:

7 \$ 1,500,000

8 29. FOUR-YEAR CAREER PLANNING SYSTEM FOR GRADES

9 9-12

10	To continue the career planning required under		
11	section 279.61:		
12	.....	\$	600,000
13	30. MIDWESTERN HIGHER EDUCATION COMPACT		
14	a. For distribution to the midwestern higher		
15	education compact to pay Iowa's member state annual		
16	obligation:		
17	.....	\$	100,000
18	b. Notwithstanding section 8.33, moneys		
19	appropriated for distribution to the midwestern higher		
20	education compact pursuant to this subsection that		
21	remain unencumbered or unobligated at the close of the		
22	fiscal year shall not revert but shall remain available		
23	for expenditure for the purpose designated until the		
24	close of the succeeding fiscal year.		
25	31. AREA EDUCATION AGENCIES		
26	For distribution to the area education agencies:		
27	.....	\$	1,000,000
28	32. COMMUNITY COLLEGES		
29	a. For general state financial aid to merged		
30	areas as defined in section 260C.2 in accordance with		
31	chapters 258 and 260C:		
32	.....	\$	209,369,053
33	Notwithstanding the allocation formula in section		
34	260C.18C, the moneys appropriated in this subsection		
35	shall be allocated as follows:		
36	(1) Merged Area I		
37	.....	\$	10,296,828
38	(2) Merged Area II		
39	.....	\$	10,382,905
40	(3) Merged Area III		
41	.....	\$	9,617,073
42	(4) Merged Area IV		
43	.....	\$	4,734,793
44	(5) Merged Area V		
45	.....	\$	11,908,580
46	(6) Merged Area VI		
47	\$	9,225,872
48	(7) Merged Area VII		
49	\$	14,037,910
50	(8) Merged Area IX		

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1	\$	17,812,064
2	(9) Merged Area X		
3	\$	32,751,130
4	(10) Merged Area XI		
5	\$	35,561,473
6	(11) Merged Area XII		
7	.....	\$	11,564,899
8	(12) Merged Area XIII		

9	.....	\$	12,749,266
10	(13) Merged Area XIV		
11	.....	\$	4,826,548
12	(14) Merged Area XV		
13	.....	\$	15,144,997
14	(15) Merged Area XVI		
15	.....	\$	8,754,715
16	b. For distribution to community colleges to		
17	supplement faculty salaries:		
18	.....	\$	500,000

19 Sec. 7. SCHOOL FUNDING INEQUITIES — INTERIM
20 STUDY. The legislative council is requested to
21 establish a study committee for the 2015 interim to
22 examine issues relating to per pupil funding inequities
23 under the school finance formula, including but not
24 limited to transportation costs inequities between
25 school districts. The study committee shall submit its
26 findings and recommendations in a report to the general
27 assembly by December 14, 2015.

28 STATE BOARD OF REGENTS

29 Sec. 8. There is appropriated from the general fund
30 of the state to the state board of regents for the
31 fiscal year beginning July 1, 2015, and ending June 30,
32 2016, the following amounts, or so much thereof as is
33 necessary, to be used for the purposes designated:

34 1. OFFICE OF STATE BOARD OF REGENTS

35 a. For salaries, support, maintenance, and
36 miscellaneous purposes, and for not more than the
37 following full-time equivalent positions:

38	.....	\$	1,094,714
39	.....	FTEs	15.00

40 The state board of regents shall submit a monthly
41 financial report in a format agreed upon by the state
42 board of regents office and the legislative services
43 agency. The report submitted in December 2015 shall
44 include the five-year graduation rates for the regents
45 universities.

46 b. For moneys to be allocated to the southwest Iowa
47 regents resource center in Council Bluffs:

48	\$	182,734
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49 c. For moneys to be allocated to the northwest Iowa
50 regents resource center in Sioux City under section

1 262.9, subsection 22:

2	\$	96,114
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3 d. For moneys to be allocated to the quad-cities
4 graduate studies center:

5	\$	5,000
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6 e. For moneys to be distributed to Iowa public
7 radio for public radio operations:

8	.....	\$	391,568
9	2. STATE UNIVERSITY OF IOWA		
10	a. General university, including lakeside		
11	laboratory		
12	For salaries, support, maintenance, equipment,		
13	financial aid, and miscellaneous purposes, and for not		
14	more than the following full-time equivalent positions:		
15	.....	\$	234,964,158
16	.....	FTEs	5,058.55
17	b. Oakdale campus		
18	For salaries, support, maintenance, and		
19	miscellaneous purposes, and for not more than the		
20	following full-time equivalent positions:		
21	.....	\$	2,186,558
22	.....	FTEs	38.25
23	c. State hygienic laboratory		
24	For salaries, support, maintenance, and		
25	miscellaneous purposes, and for not more than the		
26	following full-time equivalent positions:		
27	.....	\$	4,402,615
28	.....	FTEs	102.50
29	d. Family practice program		
30	For allocation by the dean of the college of		
31	medicine, with approval of the advisory board, to		
32	qualified participants to carry out the provisions		
33	of chapter 148D for the family practice residency		
34	education program, including salaries and support, and		
35	for not more than the following full-time equivalent		
36	positions:		
37	.....	\$	1,788,265
38	.....	FTEs	190.40
39	e. Child health care services		
40	For specialized child health care services,		
41	including childhood cancer diagnostic and treatment		
42	network programs, rural comprehensive care for		
43	hemophilia patients, and the Iowa high-risk infant		
44	follow-up program, including salaries and support, and		
45	for not more than the following full-time equivalent		
46	positions:		
47	.....	\$	659,456
48	.....	FTEs	57.97
49	f. Statewide cancer registry		
50	For the statewide cancer registry, and for not more		

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1	than the following full-time equivalent positions:		
2	\$	149,051
3	FTEs	2.10
4	g. Substance abuse consortium		
5	For moneys to be allocated to the Iowa consortium		
6	for substance abuse research and evaluation, and		

7	for not more than the following full-time equivalent		
8	position:		
9	.....	\$	55,529
10	.....	FTEs	1.00
11	h. Center for biocatalysis		
12	For the center for biocatalysis, and for not more		
13	than the following full-time equivalent positions:		
14	.....	\$	723,727
15	.....	FTEs	6.28
16	i. Primary health care initiative		
17	For the primary health care initiative in the		
18	college of medicine, and for not more than the		
19	following full-time equivalent positions:		
20	.....	\$	648,930
21	.....	FTEs	5.89
22	From the moneys appropriated in this lettered		
23	paragraph, \$254,889 shall be allocated to the		
24	department of family practice at the state university		
25	of Iowa college of medicine for family practice faculty		
26	and support staff.		
27	j. Birth defects registry		
28	For the birth defects registry, and for not more		
29	than the following full-time equivalent position:		
30	.....	\$	38,288
31	.....	FTEs	1.00
32	k. Larned A. Waterman Iowa nonprofit resource		
33	center		
34	For the Larned A. Waterman Iowa nonprofit resource		
35	center, and for not more than the following full-time		
36	equivalent positions:		
37	.....	\$	162,539
38	.....	FTEs	2.75
39	l. Iowa online advanced placement academy science,		
40	technology, engineering, and mathematics initiative		
41	For the establishment of the Iowa online advanced		
42	placement academy science, technology, engineering, and		
43	mathematics initiative established pursuant to section		
44	263.8A:		
45	.....	\$	481,849
46	m. Iowa flood center		
47	For the Iowa flood center for use by the		
48	university's college of engineering pursuant to section		
49	466C.1:		
50	.....	\$	1,500,000

1	3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
2	a. General university		
3	For salaries, support, maintenance, equipment,		
4	financial aid, and miscellaneous purposes, and for not		
5	more than the following full-time equivalent positions:		
6	.....	\$	186,186,973
7	.....	FTEs	3,647.42
8	b. Agricultural experiment station		
9	For the agricultural experiment station salaries,		
10	support, maintenance, and miscellaneous purposes, and		
11	for not more than the following full-time equivalent		
12	positions:		
13	.....	\$	29,886,877
14	.....	FTEs	546.98
15	c. Cooperative extension service in agriculture and		
16	home economics		
17	For the cooperative extension service in agriculture		
18	and home economics salaries, support, maintenance,		
19	and miscellaneous purposes, and for not more than the		
20	following full-time equivalent positions:		
21	.....	\$	18,266,722
22	.....	FTEs	383.34
23	d. Leopold center		
24	For agricultural research grants at Iowa state		
25	university of science and technology under section		
26	266.39B, and for not more than the following full-time		
27	equivalent positions:		
28	.....	\$	397,417
29	.....	FTEs	11.25
30	e. Livestock disease research		
31	For deposit in and the use of the livestock disease		
32	research fund under section 267.8:		
33	.....	\$	172,844
34	4. UNIVERSITY OF NORTHERN IOWA		
35	a. General university		
36	For salaries, support, maintenance, equipment,		
37	financial aid, and miscellaneous purposes, and for not		
38	more than the following full-time equivalent positions:		
39	.....	\$	96,176,732
40	.....	FTEs	1,447.50
41	b. Recycling and reuse center		
42	For purposes of the recycling and reuse center, and		
43	for not more than the following full-time equivalent		
44	positions:		
45	.....	\$	175,256
46	.....	FTEs	3.00
47	c. Science, technology, engineering, and		
48	mathematics (STEM) collaborative initiative		
49	For purposes of the science, technology,		
50	engineering, and mathematics (STEM) collaborative		

1 initiative established pursuant to section 268.7, and
2 for not more than the following full-time equivalent
3 positions:
4 \$ 5,200,000
5 FTEs 6.20

6 (1) Except as otherwise provided in this lettered
7 paragraph, the moneys appropriated in this lettered
8 paragraph shall be expended for salaries, staffing,
9 institutional support, activities directly related
10 to recruitment of kindergarten through grade 12
11 mathematics and science teachers, and for ongoing
12 mathematics and science programming for students
13 enrolled in kindergarten through grade 12.

14 (2) The university of northern Iowa shall work with
15 the community colleges to develop STEM professional
16 development programs for community college instructors
17 and STEM curriculum development.

18 (3) From the moneys appropriated in this lettered
19 paragraph, not less than \$500,000 shall be used
20 to provide technology education opportunities to
21 high school, career academy, and community college
22 students through a public-private partnership, as
23 well as opportunities for students and faculties at
24 these institutions to secure broad-based information
25 technology certification. The partnership shall
26 provide all of the following:

27 (a) A research-based curriculum.
28 (b) Online access to the curriculum.
29 (c) Instructional software for classroom and
30 student use.
31 (d) Certification of skills and competencies in
32 a broad base of information technology-related skill
33 areas.
34 (e) Professional development for teachers.
35 (f) Deployment and program support, including but
36 not limited to integration with current curriculum
37 standards.

38 d. Real estate education program
39 For purposes of the real estate education program,
40 and for not more than the following full-time
41 equivalent position:
42 \$ 125,302
43 FTEs 1.00

44 5. STATE SCHOOL FOR THE DEAF
45 For salaries, support, maintenance, and
46 miscellaneous purposes, and for not more than the
47 following full-time equivalent positions:
48 \$ 9,645,533
49 FTEs 126.60

50 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

1 For salaries, support, maintenance, and
2 miscellaneous purposes, and for not more than the
3 following full-time equivalent positions:
4 \$ 4,022,370
5 FTEs 62.87
6 7. TUITION AND TRANSPORTATION COSTS
7 For payment to local school boards for the tuition
8 and transportation costs of students residing in the
9 Iowa braille and sight saving school and the state
10 school for the deaf pursuant to section 262.43 and
11 for payment of certain clothing, prescription, and
12 transportation costs for students at these schools
13 pursuant to section 270.5:
14 \$ 11,763
15 8. LICENSED CLASSROOM TEACHERS
16 For distribution at the Iowa braille and sight
17 saving school and the Iowa school for the deaf based
18 upon the average yearly enrollment at each school as
19 determined by the state board of regents:
20 \$ 82,049
21 Sec. 9. ENERGY COST-SAVINGS PROJECTS —
22 FINANCING. For the fiscal year beginning July 1,
23 2015, and ending June 30, 2016, the state board of
24 regents may use notes, bonds, or other evidences of
25 indebtedness issued under section 262.48 to finance
26 projects that will result in energy cost savings in an
27 amount that will cause the state board to recover the
28 cost of the projects within an average of six years.
29 Sec. 10. PRESCRIPTION DRUG COSTS. Notwithstanding
30 section 270.7, the department of administrative
31 services shall pay the state school for the deaf and
32 the Iowa braille and sight saving school the moneys
33 collected from the counties during the fiscal year
34 beginning July 1, 2015, for expenses relating to
35 prescription drug costs for students attending the
36 state school for the deaf and the Iowa braille and
37 sight saving school.
38 Sec. 11. Section 256A.3, subsection 5, Code 2015,
39 is amended by adding the following new paragraph:
40 NEW PARAGRAPH. c. Programs awarded grants under
41 this subsection shall meet the national association
42 for the education of young children program standards
43 and accreditation criteria, the Iowa quality preschool
44 program standards and criteria, or other approved
45 program standards as determined by the department of
46 education.
47 Sec. 12. Section 256I.4, subsection 5, Code 2015,
48 is amended to read as follows:
49 5. Adopt common performance measures and data
50 reporting requirements, applicable statewide, for

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1 services, programs, and activities provided by area
2 boards. The data from common performance measures and
3 other data shall be posted on the early childhood Iowa
4 internet site and disseminated by other means and shall
5 also be aggregated to provide statewide information.
6 The state board shall establish a submission deadline
7 for the annual budget and any budget amendments
8 submitted by early childhood Iowa area boards in
9 accordance with section 256I.8, subsection 1, paragraph
10 “d”, that allow a reasonable period of time for
11 preparation by the area boards and for review and
12 approval or request for modification of the materials
13 by the state board.

14 Sec. 13. Section 256I.4, Code 2015, is amended by
15 adding the following new subsection:

16 NEW SUBSECTION. 19. Direct staff to work with
17 the early childhood stakeholders alliance created in
18 section 256I.12 to inventory technical assistance
19 needs.

20 Sec. 14. Section 256I.8, subsection 1, paragraph d,
21 Code 2015, is amended to read as follows:

22 d. Submit an annual report on the effectiveness of
23 the community plan in addressing school readiness and
24 children’s health and safety needs to the state board
25 and to the local government bodies in the area. The
26 annual report shall indicate the effectiveness of the
27 area board in addressing state and locally determined
28 goals and the progress on each of the community-wide
29 indicators identified by the area board under paragraph
30 “c”, subparagraph (5). The report shall include an
31 annual budget developed for the following fiscal year
32 for the area’s comprehensive school ready children
33 grant for providing services for children from
34 birth through five years of age, and provide other
35 information specified by the state board, including
36 budget amendments, as needed. In addition, each area
37 board must comply with reporting provisions and other
38 requirements adopted by the state board in implementing
39 section 256I.9.

40 Sec. 15. Section 256I.11, subsection 2, Code 2015,
41 is amended to read as follows:

42 2. A school ready children grants account is
43 created in the fund under the authority of the director
44 of the department of education. Moneys credited to the
45 account are appropriated to and shall be distributed by
46 the department in the form of grants to early childhood
47 Iowa areas pursuant to criteria established by the
48 state board in accordance with law.

49 a. Moneys appropriated for deposit in the school
50 ready children grants account for purposes of preschool

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1 tuition assistance shall be used for early care,
2 health, and education programs to assist low-income
3 parents with tuition for preschool and other supportive
4 services for children ages three, four, and five who
5 are not attending kindergarten in order to increase
6 the basic family income eligibility requirement to not
7 more than two hundred percent of the federal poverty
8 level. In addition, if sufficient funding is available
9 after addressing the needs of those who meet the basic
10 income eligibility requirement, an early childhood Iowa
11 area board may provide for eligibility for those with a
12 family income in excess of the basic income eligibility
13 requirement through use of a sliding scale or other
14 copayment provisions.

15 b. Moneys appropriated for deposit in the school
16 ready children grants account for purposes of family
17 support services and parent education programs shall
18 be targeted to families expecting a child or with
19 newborn and infant children through age five and shall
20 be distributed using the distribution formula approved
21 by the early childhood Iowa state board and shall be
22 used by an early childhood Iowa area board only for
23 family support services and parent education programs
24 targeted to families expecting a child or with newborn
25 and infant children through age five.

26 Sec. 16. Section 284.11, subsection 2, paragraph b,
27 Code 2015, is amended to read as follows:

28 b. Develop a standardized process for distributing
29 moneys appropriated for supplemental assistance for
30 high-need schools ~~under section 284.13, subsection 1,~~
31 ~~paragraph "f",~~ to school districts. In determining the
32 process for distribution of such moneys, the department
33 shall take into consideration the amount of moneys
34 appropriated for supplemental assistance in high-need
35 schools for the given year and the minimal amount of
36 moneys needed to increase the academic achievement
37 of students. A school district receiving moneys
38 pursuant to this section shall certify annually to the
39 department how the moneys distributed to the school
40 district pursuant to this section were used by the
41 school district.

42 Sec. 17. Section 284.11, subsections 4 and 5, Code
43 2015, are amended to read as follows:

44 4. Moneys received and miscellaneous income. The
45 distribution of moneys ~~allocated pursuant to section~~
46 ~~284.13, subsection 1, paragraph "f",~~ appropriated for
47 purposes of this section to a school district shall
48 be made in one payment on or about October 15 of
49 the fiscal year for which the appropriation is made,
50 taking into consideration the relative budget and

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1 cash position of the state resources. Such moneys
 2 shall not be commingled with state aid payments made
 3 under section 257.16 to a school district and shall be
 4 accounted for by the local school district separately
 5 from state aid payments. Payments made to school
 6 districts under this section are miscellaneous income
 7 for purposes of chapter 257. A school district shall
 8 maintain a separate listing within its budget for
 9 payments received and expenditures made pursuant to
 10 this section.

11 5. *Moneys received to supplement salaries.* ~~Moneys~~
 12 ~~State moneys~~ received by a school district pursuant
 13 ~~to section 284.13, subsection 1, paragraph "f", for~~
 14 ~~purposes of this section~~ shall be used to supplement
 15 and not supplant the salary being received by a teacher
 16 in a high-need school, and shall not be considered
 17 under chapter 20 by an arbitrator or other third party
 18 in determining a comparison of the wages of teachers
 19 in that high-need school with the wages of teachers in
 20 other buildings or in another school district.

21 Sec. 18. Section 284.13, subsection 1, paragraphs
 22 a, b, c, and d, Code 2015, are amended to read as
 23 follows:

24 a. For the fiscal year beginning July 1, ~~2014~~
 25 ~~2015~~, and ending June 30, ~~2015~~ 2016, to the department
 26 of education, the amount of eight hundred forty-six
 27 thousand two hundred fifty dollars for the issuance of
 28 national board certification awards in accordance with
 29 section 256.44. Of the amount allocated under this
 30 paragraph, not less than eighty-five thousand dollars
 31 shall be used to administer the ambassador to education
 32 position in accordance with section 256.45.

33 b. For the fiscal year beginning July 1, ~~2014~~ 2015,
 34 and ending June 30, ~~2015~~ 2016, an amount up to ~~four~~
 35 ~~three million twenty-one thousand two hundred twenty thousand~~
 36 ~~eight hundred seventy-five~~ dollars for first-year and
 37 second-year beginning teachers, to the department of
 38 education for distribution to school districts and
 39 area education agencies for purposes of the beginning
 40 teacher mentoring and induction programs. A school
 41 district or area education agency shall receive
 42 one thousand three hundred dollars per beginning
 43 teacher participating in the program. If the funds
 44 appropriated for the program are insufficient to pay
 45 mentors, school districts, and area education agencies
 46 as provided in this paragraph, the department shall
 47 prorate the amount distributed to school districts
 48 and area education agencies based upon the amount
 49 appropriated. Moneys received by a school district
 50 or area education agency pursuant to this paragraph

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1 shall be expended to provide each mentor with an award
2 of five hundred dollars per semester, at a minimum,
3 for participation in the school district's or area
4 education agency's beginning teacher mentoring and
5 induction program; to implement the plan; and to
6 pay any applicable costs of the employer's share of
7 contributions to federal social security and the Iowa
8 public employees' retirement system or a pension and
9 annuity retirement system established under chapter
10 294, for such amounts paid by the district or area
11 education agency.

12 c. For the fiscal year beginning July 1, ~~2014~~ 2015,
13 and ending June 30, ~~2015~~ 2016, up to seven hundred
14 eighty-six thousand eight hundred sixteen dollars
15 to the department for purposes of implementing the
16 professional development program requirements of
17 section 284.6, assistance in developing model evidence
18 for teacher quality committees established pursuant
19 to section 284.4, subsection 1, paragraph "c", and
20 the evaluator training program in section 284.10.
21 A portion of the funds allocated to the department
22 for purposes of this paragraph may be used by the
23 department for administrative purposes and for not more
24 than four full-time equivalent positions.

25 d. For the fiscal year beginning July 1, ~~2014~~ 2015,
26 and ending June 30, ~~2015~~ 2016, an amount up to one
27 million one hundred thirty-six thousand four hundred
28 ten dollars to the department for the establishment
29 of teacher development academies in accordance with
30 section 284.6, subsection 10. A portion of the funds
31 allocated to the department for purposes of this
32 paragraph may be used for administrative purposes.

33 Sec. 19. Section 284.13, subsection 1, paragraph e,
34 subparagraph (1), subparagraph divisions (a) and (b),
35 Code 2015, are amended to read as follows:

36 ~~(a) For the fiscal year beginning July 1, 2014, and~~
37 ~~ending June 30, 2015, fifty million dollars.~~

38 (b) For the fiscal year beginning July 1, 2015,
39 and ending June 30, 2016, ~~fifty~~ forty-nine million six
40 hundred fifty thousand dollars.

41 Sec. 20. Section 284.13, subsection 1, paragraph
42 e, subparagraph (3), Code 2015, is amended to read as
43 follows:

44 (3) Of the moneys allocated to the department
45 for the purposes of this paragraph "e", for each
46 fiscal year included in subparagraph (1), not more
47 than ~~seven~~ three hundred fifty thousand dollars shall
48 be used by the department for the development of a
49 delivery system, in collaboration with area education
50 agencies, to assist in implementing the career paths

1 and leadership roles considered pursuant to sections
 2 284.15, 284.16, and 284.17, including but not limited
 3 to planning grants to school districts and area
 4 education agencies, technical assistance for the
 5 department, technical assistance for districts and area
 6 education agencies, training and staff development, and
 7 the contracting of external expertise and services.
 8 In using moneys allocated for purposes of this
 9 subparagraph (3), the department shall give priority to
 10 school districts with certified enrollments of fewer
 11 than six hundred students. A portion of the moneys
 12 allocated annually to the department for purposes of
 13 this subparagraph (3) may be used by the department
 14 for administrative purposes and for not more than five
 15 full-time equivalent positions.

16 Sec. 21. Section 284.13, subsection 1, paragraph f,
 17 Code 2015, is amended by striking the paragraph.

18 DIVISION II

19 WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY
 20 2015–2016

21 Sec. 22. There is appropriated from the Iowa
 22 skilled worker and job creation fund created in section
 23 8.75 to the following departments, agencies, and
 24 institutions for the fiscal year beginning July 1,
 25 2015, and ending June 30, 2016, the following amounts,
 26 or so much thereof as is necessary, to be used for the
 27 purposes designated:

28 1. DEPARTMENT OF EDUCATION

29 a. For deposit in the workforce training and
 30 economic development funds created pursuant to section
 31 260C.18A:

32 \$ 15,100,000

33 From the moneys appropriated in this lettered
 34 paragraph “a”, not more than \$100,000 shall be used
 35 by the department for administration of the workforce
 36 training and economic development funds created
 37 pursuant to section 260C.18A.

38 b. For distribution to community colleges for the
 39 purposes of implementing adult education and literacy
 40 programs pursuant to section 260C.50:

41 \$ 5,500,000

42 (1) From the moneys appropriated in this lettered
 43 paragraph “b”, \$3,883,000 shall be allocated pursuant
 44 to the formula established in section 260C.18C.

45 (2) From the moneys appropriated in this lettered
 46 paragraph “b”, not more than \$150,000 shall be used by
 47 the department for implementation of adult education
 48 and literacy programs pursuant to section 260C.50.

49 (3) From the moneys appropriated in this lettered
 50 paragraph “b”, not more than \$1,467,000 shall be

1 distributed as grants to community colleges for the
 2 purpose of adult basic education programs for students
 3 requiring instruction in English as a second language.
 4 The department shall establish an application
 5 process and criteria to award grants pursuant to this
 6 subparagraph to community colleges. The criteria shall
 7 be based on need for instruction in English as a second
 8 language in the region served by each community college
 9 as determined by factors including data from the
 10 latest federal decennial census and outreach efforts to
 11 determine regional needs.

12 (4) From the moneys appropriated in this lettered
 13 paragraph “b”, \$210,000 shall be transferred to
 14 the department of human services for purposes of
 15 administering a pilot project to provide access to
 16 international resources to Iowans and new Iowans to
 17 provide economic and leadership development resulting
 18 in Iowa being a more inclusive and welcoming place to
 19 live, work, and raise a family. The pilot project
 20 shall provide supplemental support services for
 21 international refugees to improve learning, English
 22 literacy, life skills, cultural competencies, and
 23 integration in a county with a population over 350,000
 24 as determined by the 2010 federal decennial census.
 25 The department of human services shall utilize a
 26 request for proposals process to identify the entity
 27 best qualified to implement the pilot project.

28 c. For accelerated career education program capital
 29 projects at community colleges that are authorized
 30 under chapter 260G and that meet the definition of
 31 the term “vertical infrastructure” in section 8.57,
 32 subsection 5, paragraph “c”:

33	\$	6,000,000
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34 d. For deposit in the pathways for academic career
 35 and employment fund established pursuant to section
 36 260H.2:

37	\$	5,000,000
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38 e. For deposit in the gap tuition assistance fund
 39 established pursuant to section 260I.2:

40	\$	2,000,000
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41 f. For deposit in the statewide work-based learning
 42 intermediary network fund created pursuant to section
 43 256.40:

44	\$	1,500,000
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45 From the moneys appropriated in this lettered
 46 paragraph “f”, not more than \$50,000 shall be used
 47 by the department for expenses associated with the
 48 activities of the secondary career and technical
 49 programming task force convened pursuant to this Act.

50 g. For support costs associated with administering

1 a workforce preparation outcome reporting system for
2 the purpose of collecting and reporting data relating
3 to the educational and employment outcomes of workforce
4 preparation programs receiving moneys pursuant to this
5 subsection:
6 \$ 200,000
7 2. COLLEGE STUDENT AID COMMISSION
8 For purposes of providing skilled workforce shortage
9 tuition grants in accordance with section 261.130:
10 \$ 5,000,000
11 3. Notwithstanding section 8.33, moneys
12 appropriated in this section of this Act that remain
13 unencumbered or unobligated at the close of the fiscal
14 year shall not revert but shall remain available for
15 expenditure for the purposes designated until the close
16 of the succeeding fiscal year.

17 DIVISION III
18 FY 2016–2017 APPROPRIATIONS
19 DEPARTMENT FOR THE BLIND

20 Sec. 23. ADMINISTRATION. There is appropriated
21 from the general fund of the state to the department
22 for the blind for the fiscal year beginning July 1,
23 2016, and ending June 30, 2017, the following amounts,
24 or so much thereof as is necessary, to be used for the
25 purposes designated:
26 1. For salaries, support, maintenance, and
27 miscellaneous purposes, and for not more than the
28 following full-time equivalent positions:
29 \$ 1,149,179
30 FTEs 88.00
31 2. For costs associated with universal access to
32 audio information for blind and print handicapped
33 lowans:
34 \$ 26,000
35 COLLEGE STUDENT AID COMMISSION

36 Sec. 24. There is appropriated from the general
37 fund of the state to the college student aid commission
38 for the fiscal year beginning July 1, 2016, and ending
39 June 30, 2017, the following amounts, or so much
40 thereof as is necessary, to be used for the purposes
41 designated:
42 1. GENERAL ADMINISTRATION
43 For salaries, support, maintenance, and
44 miscellaneous purposes, and for not more than the
45 following full-time equivalent positions:
46 \$ 215,948
47 FTEs 3.95
48 2. STUDENT AID PROGRAMS
49 For payments to students for the Iowa grant program
50 established in section 261.93:

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1	\$	395,589
2	3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM		
3	For the loan repayment program for health care		
4	professionals established pursuant to section 261.115:		
5	.....	\$	200,487
6	4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM		
7	For purposes of providing national guard educational		
8	assistance under the program established in section		
9	261.86:		
10	.....	\$	2,550,117
11	5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM		
12	For the teacher shortage loan forgiveness program		
13	established in section 261.112:		
14	.....	\$	196,226
15	6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM		
16	For purposes of the all Iowa opportunity foster care		
17	grant program established pursuant to section 261.6:		
18	.....	\$	277,029
19	7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM		
20	a. For purposes of the all Iowa opportunity		
21	scholarship program established pursuant to section		
22	261.87:		
23	.....	\$	1,120,427
24	b. For the fiscal year beginning July 1, 2016, if		
25	the moneys appropriated by the general assembly to the		
26	college student aid commission for purposes of the all		
27	Iowa opportunity scholarship program exceed \$500,000,		
28	“eligible institution” as defined in section 261.87		
29	shall, during the fiscal year beginning July 1, 2016,		
30	include accredited private institutions as defined in		
31	section 261.9.		
32	8. REGISTERED NURSE AND NURSE EDUCATOR LOAN		
33	FORGIVENESS PROGRAM		
34	For purposes of the registered nurse and nurse		
35	educator loan forgiveness program established pursuant		
36	to section 261.116:		
37	.....	\$	40,426
38	9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION		
39	GRANT PROGRAM		
40	For purposes of the barber and cosmetology arts and		
41	sciences tuition grant program established pursuant to		
42	section 261.61:		
43	.....	\$	18,469
44	10. TEACH IOWA SCHOLAR PROGRAM		
45	For purposes of the teach Iowa scholar program		
46	established pursuant to section 261.110:		
47	.....	\$	650,000
48	11. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM		
49	For purposes of the rural Iowa primary care loan		
50	repayment program established pursuant to section		

1 261.113:
2 \$ 800,000
3 12. RURAL IOWA ADVANCED REGISTERED NURSE
4 PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT
5 PROGRAM
6 For purposes of the rural Iowa advanced registered
7 nurse practitioner and physician assistant loan
8 repayment program established pursuant to section
9 261.114:
10 \$ 200,000
11 Sec. 25. IOWA TUITION AND VOCATIONAL TECHNICAL
12 GRANT APPROPRIATIONS FOR FY 2016-2017. Notwithstanding
13 the standing appropriations in the following designated
14 sections for the fiscal year beginning July 1, 2016,
15 and ending June 30, 2017, the amounts appropriated
16 from the general fund of the state to the college
17 student aid commission pursuant to these sections for
18 the following designated purposes shall not exceed the
19 following amounts:
20 1. For Iowa tuition grants under section 261.25,
21 subsection 1:
22 \$ 25,206,724
23 2. For tuition grants for students attending
24 for-profit accredited private institutions located in
25 Iowa under section 261.25, subsection 2:
26 \$ 1,037,500
27 3. For vocational technical tuition grants under
28 section 261.25, subsection 3:
29 \$ 1,125,093
30 Sec. 26. CHIROPRACTIC LOAN FUNDS. Notwithstanding
31 section 261.72, the moneys deposited in the
32 chiropractic loan revolving fund created pursuant
33 to section 261.72 may be used for purposes of the
34 chiropractic loan forgiveness program established in
35 section 261.73.
36 Sec. 27. WORK-STUDY APPROPRIATION FOR FY
37 2015-2016. Notwithstanding section 261.85, for the
38 fiscal year beginning July 1, 2016, and ending June 30,
39 2017, the amount appropriated from the general fund of
40 the state to the college student aid commission for the
41 work-study program under section 261.85 shall be zero.
42 DEPARTMENT OF EDUCATION
43 Sec. 28. There is appropriated from the general
44 fund of the state to the department of education for
45 the fiscal year beginning July 1, 2016, and ending June
46 30, 2017, the following amounts, or so much thereof as
47 is necessary, to be used for the purposes designated:
48 1. GENERAL ADMINISTRATION
49 For salaries, support, maintenance, and
50 miscellaneous purposes, and for not more than the

1	following full-time equivalent positions:		
2	.....	\$	3,202,024
3	.....	FTEs	81.67
4	2. VOCATIONAL EDUCATION ADMINISTRATION		
5	For salaries, support, maintenance, and		
6	miscellaneous purposes, and for not more than the		
7	following full-time equivalent positions:		
8	.....	\$	299,099
9	.....	FTEs	11.50
10	3. VOCATIONAL REHABILITATION SERVICES DIVISION		
11	a. For salaries, support, maintenance, and		
12	miscellaneous purposes, and for not more than the		
13	following full-time equivalent positions:		
14	.....	\$	2,955,600
15	.....	FTEs	255.00
16	For purposes of optimizing the job placement of		
17	individuals with disabilities, the division shall make		
18	its best efforts to work with community rehabilitation		
19	program providers for job placement and retention		
20	services for individuals with significant disabilities		
21	and most significant disabilities. By January 15,		
22	2016, the division shall submit a written report to the		
23	general assembly on the division's outreach efforts		
24	with community rehabilitation program providers.		
25	b. For matching moneys for programs to enable		
26	persons with severe physical or mental disabilities to		
27	function more independently, including salaries and		
28	support, and for not more than the following full-time		
29	equivalent position:		
30	.....	\$	44,564
31	.....	FTEs	1.00
32	c. For the entrepreneurs with disabilities program		
33	established pursuant to section 259.4, subsection 9:		
34	.....	\$	72,768
35	d. For costs associated with centers for		
36	independent living:		
37	.....	\$	45,147
38	4. STATE LIBRARY		
39	a. For salaries, support, maintenance, and		
40	miscellaneous purposes, and for not more than the		
41	following full-time equivalent positions:		
42	.....	\$	1,357,532
43	.....	FTEs	29.00
44	b. For the enrich Iowa program established under		
45	section 256.57:		
46	.....	\$	1,287,114
47	5. PUBLIC BROADCASTING DIVISION		
48	For salaries, support, maintenance, capital		
49	expenditures, and miscellaneous purposes, and for not		
50	more than the following full-time equivalent positions:		

1	.....	\$	4,036,923
2	.....	FTEs	86.00
3	6. REGIONAL TELECOMMUNICATIONS COUNCILS		
4	For state aid:		
5	.....	\$	496,457
6	a. The regional telecommunications councils		
7	established pursuant to section 8D.5, subsection 2,		
8	shall use the moneys appropriated in this subsection to		
9	provide technical assistance for network classrooms,		
10	planning and troubleshooting for local area networks,		
11	scheduling of video sites, and other related support		
12	activities.		
13	b. Moneys appropriated in this subsection shall		
14	be distributed by the department to the regional		
15	telecommunications councils based upon usage by region.		
16	7. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS		
17	For reimbursement for vocational education		
18	expenditures made by secondary schools:		
19	.....	\$	1,315,067
20	Moneys appropriated in this subsection shall be used		
21	to reimburse school districts for vocational education		
22	expenditures made by secondary schools to meet the		
23	standards set in sections 256.11, 258.4, and 260C.14.		
24	8. SCHOOL FOOD SERVICE		
25	For use as state matching moneys for federal		
26	programs that shall be disbursed according to federal		
27	regulations, including salaries, support, maintenance,		
28	and miscellaneous purposes, and for not more than the		
29	following full-time equivalent positions:		
30	.....	\$	1,088,399
31	.....	FTEs	20.58
32	9. EARLY CHILDHOOD IOWA FUND — GENERAL AID		
33	For deposit in the school ready children grants		
34	account of the early childhood Iowa fund created in		
35	section 256I.11:		
36	.....	\$	2,693,057
37	a. From the moneys deposited in the school ready		
38	children grants account for the fiscal year beginning		
39	July 1, 2015, and ending June 30, 2016, not more than		
40	\$132,975 is allocated for the early childhood Iowa		
41	office and other technical assistance activities.		
42	Moneys allocated under this lettered paragraph may be		
43	used by the early childhood Iowa state board for the		
44	purpose of skills development and support for ongoing		
45	training of staff. However, except as otherwise		
46	provided in this subsection, moneys shall not be used		
47	for additional staff or for the reimbursement of staff.		
48	b. Of the amount appropriated in this subsection		
49	for deposit in the school ready children grants account		
50	of the early childhood Iowa fund, \$1,159,009 shall		

1 be used for efforts to improve the quality of early
 2 care, health, and education programs. Moneys allocated
 3 pursuant to this paragraph may be used for additional
 4 staff and for the reimbursement of staff. The early
 5 childhood Iowa state board may reserve a portion of the
 6 allocation, not to exceed \$44,325, for the technical
 7 assistance expenses of the early childhood Iowa state
 8 office, including the reimbursement of staff, and
 9 shall distribute the remainder to early childhood Iowa
 10 areas for local quality improvement efforts through
 11 a methodology identified by the early childhood Iowa
 12 state board to make the most productive use of the
 13 funding, which may include use of the distribution
 14 formula, grants, or other means.

15 c. Of the amount appropriated in this subsection
 16 for deposit in the school ready children grants account
 17 of the early childhood Iowa fund, \$412,515 shall
 18 be used for support of professional development and
 19 training activities for persons working in early care,
 20 health, and education by the early childhood Iowa
 21 state board in collaboration with the professional
 22 development component groups maintained by the early
 23 childhood Iowa stakeholders alliance pursuant to
 24 section 256I.12, subsection 7, paragraph “b”, and the
 25 early childhood Iowa area boards. Expenditures shall
 26 be limited to professional development and training
 27 activities agreed upon by the parties participating in
 28 the collaboration.

29 10. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
 30 ASSISTANCE

31 For deposit in the school ready children grants
 32 account of the early childhood Iowa fund created in
 33 section 256I.11:

34 \$ 2,714,439

35 11. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND
 36 PARENT EDUCATION

37 For deposit in the school ready children grants
 38 account of the early childhood Iowa fund created in
 39 section 256I.11:

40 \$ 6,182,217

41 12. BIRTH TO AGE THREE SERVICES

42 a. For expansion of the federal Individuals with
 43 Disabilities Education Improvement Act of 2004, Pub.
 44 L. No. 108-446, as amended to January 1, 2016, birth
 45 through age three services due to increased numbers of
 46 children qualifying for those services:

47 \$ 860,700

48 b. From the moneys appropriated in this subsection,
 49 \$191,885 shall be allocated to the child health
 50 specialty clinics administered by the state university

1 of Iowa in order to provide additional support
2 for infants and toddlers who are born prematurely,
3 drug-exposed, or medically fragile.

4 13. EARLY HEAD START PROJECTS
5 a. For early head start projects:
6 \$ 300,000
7 b. The moneys appropriated in this subsection shall
8 be used for implementation and expansion of early head
9 start pilot projects addressing the comprehensive
10 cognitive, social, emotional, and developmental needs
11 of children from birth to age three, including prenatal
12 support for qualified families. The projects shall
13 promote healthy prenatal outcomes and healthy family
14 functioning, and strengthen the development of infants
15 and toddlers in low-income families. Priority shall
16 be given to those organizations that have previously
17 qualified for and received state funding to administer
18 an early head start project.

19 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS
20 a. To provide moneys for costs of providing
21 textbooks to each resident pupil who attends a
22 nonpublic school as authorized by section 301.1:
23 \$ 325,107
24 b. Funding under this subsection is limited to \$20
25 per pupil and shall not exceed the comparable services
26 offered to resident public school pupils.

27 15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM
28 For purposes of the student achievement and teacher
29 quality program established pursuant to chapter
30 284, and for not more than the following full-time
31 equivalent positions:
32 \$ 27,819,738
33 FTEs 2.00

34 16. JOBS FOR AMERICA'S GRADUATES
35 For school districts to provide direct services to
36 the most at-risk senior high school students enrolled
37 in school districts through direct intervention by a
38 jobs for America's graduates specialist:
39 \$ 350,000

40 17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET
41 SITE AND DATA SYSTEM SUPPORT
42 For development of criteria and administration of
43 a process for school districts to establish specific
44 performance goals and to evaluate the performance
45 of each attendance center operated by the district
46 in order to arrive at an overall school performance
47 grade and report card for each attendance center, for
48 internet site and data system support, and for not more
49 than the following full-time equivalent positions:
50 \$ 250,000

1	.....	FTEs	2.00
2	18. ADMINISTRATOR MENTORING/COACHING AND SUPPORT		
3	SYSTEM		
4	For purposes of the beginning administrator		
5	mentoring and induction program created pursuant to		
6	section 284A.5 and for development and implementation		
7	of the coaching and support system to support		
8	administrators pursuant to section 256.9, subsection		
9	63, paragraph "b":		
10	.....	\$	500,000
11	19. ENGLISH LANGUAGE LITERACY GRANT PROGRAM		
12	For purposes of the English language literacy		
13	for all grant program established in accordance with		
14	section 256.9, subsection 65:		
15	.....	\$	250,000
16	By November 1, 2016, the 25 Iowa school districts		
17	with the largest number of students identified as		
18	limited English proficient and providing educational		
19	programming because of that identification shall submit		
20	a report to the department in a manner prescribed by		
21	the department that includes the following information:		
22	a. A cost accounting of moneys expended on limited		
23	English proficiency programming by the school district.		
24	b. An identification of all native languages		
25	represented by limited English proficient students who		
26	are served by the school district.		
27	c. The average number of years spent in English		
28	language learner programming for limited English		
29	proficient students served by the school district.		
30	d. The number of full-time equivalent employees		
31	directly serving limited English proficient students		
32	and the student-to-teacher ratios for such students.		
33	e. A review of the number and the percentage of the		
34	total of limited English proficient students achieving		
35	English language proficiency over the previous five		
36	years.		
37	f. A list of English language learner programs		
38	not developed by the district that are being utilized		
39	by the school district for limited English proficient		
40	students.		
41	20. ONLINE STATE JOB POSTING SYSTEM		
42	For purposes of administering the online state job		
43	posting system in accordance with section 256.27:		
44	.....	\$	125,000
45	21. COMMISSION AND COUNCIL SUPPORT		
46	For the costs of providing department support to		
47	education commissions and councils established pursuant		
48	to 2013 Iowa Acts, chapter 121, including but not		
49	limited to the commission on educator leadership and		
50	compensation and the council on educator development:		

1	.....	\$	12,500
2	22. AREA EDUCATION AGENCY SUPPORT SYSTEM		
3	For administration of a system by which area		
4	education agencies shall support school districts		
5	implementing frameworks or comparable systems approved		
6	pursuant to section 284.15, subsection 6:		
7	.....	\$	500,000
8	23. SUCCESSFUL PROGRESSION FOR EARLY READERS		
9	For distribution to school districts for		
10	implementation of section 279.68, subsection 2:		
11	.....	\$	4,750,000
12	24. EARLY WARNING SYSTEM FOR LITERACY		
13	For purposes of administering the early warning		
14	system for literacy established in accordance with		
15	section 279.68 and rules adopted in accordance with		
16	section 256.7, subsection 31:		
17	.....	\$	1,000,000
18	The department shall administer and distribute to		
19	school districts and accredited nonpublic schools,		
20	without cost to the school districts and accredited		
21	nonpublic schools, the early warning assessment system		
22	that allows teachers to screen and monitor student		
23	literacy skills from prekindergarten through grade six.		
24	25. IOWA READING RESEARCH CENTER		
25	a. For purposes of the Iowa reading research center		
26	in order to implement, in collaboration with the area		
27	education agencies, the provisions of section 256.9,		
28	subsection 53, paragraph "c":		
29	.....	\$	500,000
30	b. Notwithstanding section 8.33, moneys received		
31	by the department pursuant to this subsection that		
32	remain unencumbered or unobligated at the close of the		
33	fiscal year shall not revert but shall remain available		
34	for expenditure for the purposes specified in this		
35	subsection for the following fiscal year.		
36	26. COMPETENCY-BASED EDUCATION		
37	For implementation, in collaboration with the area		
38	education agencies, of certain recommendations of the		
39	competency-based instruction task force established		
40	pursuant to 2012 Iowa Acts, chapter 1119, section		
41	2, and for not more than the following full-time		
42	equivalent position:		
43	.....	\$	212,500
44	.....	FTEs	1.00
45	The moneys appropriated in this subsection shall		
46	be used to provide grants under a competency-based		
47	instruction grant program, for writing model		
48	competencies, for plans and templates, to develop the		
49	assessment validation rubric and model assessments, and		
50	to design professional development in accordance with		

1 the recommendations of the task force.
 2 Notwithstanding section 8.33, moneys received by
 3 the department pursuant to this subsection that remain
 4 unencumbered or unobligated at the close of the fiscal
 5 year shall not revert but shall remain available
 6 for expenditure for the purposes specified in this
 7 subsection for the following fiscal year.
 8 27. STATE SUPPLEMENTAL ASSISTANCE FOR HIGH-NEED
 9 SCHOOLS
 10 For purposes of implementing the supplemental
 11 assistance for high-need schools provisions of section
 12 284.11:
 13 \$ 5,000,000
 14 28. IOWA ACADEMIC STANDARDS
 15 To support each school district's implementation of
 16 state academic standards, including but not limited to
 17 providing additional resources to educators in social
 18 studies and science:
 19 \$ 750,000
 20 29. FOUR-YEAR CAREER PLANNING SYSTEM FOR GRADES
 21 9-12
 22 To continue the career planning required under
 23 section 279.61:
 24 \$ 300,000
 25 30. MIDWESTERN HIGHER EDUCATION COMPACT
 26 a. For distribution to the midwestern higher
 27 education compact to pay Iowa's member state annual
 28 obligation:
 29 \$ 50,000
 30 b. Notwithstanding section 8.33, moneys
 31 appropriated for distribution to the midwestern higher
 32 education compact pursuant to this subsection that
 33 remain unencumbered or unobligated at the close of the
 34 fiscal year shall not revert but shall remain available
 35 for expenditure for the purpose designated until the
 36 close of the succeeding fiscal year.
 37 31. AREA EDUCATION AGENCIES
 38 For distribution to the area education agencies:
 39 \$ 500,000
 40 32. COMMUNITY COLLEGES
 41 a. For general state financial aid to merged
 42 areas as defined in section 260C.2 in accordance with
 43 chapters 258 and 260C:
 44 \$ 104,684,527
 45 The funds appropriated in this subsection shall
 46 be allocated pursuant to the formula established in
 47 section 260C.18C.
 48 b. For distribution to community colleges to
 49 supplement faculty salaries:
 50 \$ 250,000

1 STATE BOARD OF REGENTS

2 Sec. 29. There is appropriated from the general
3 fund of the state to the state board of regents for the
4 fiscal year beginning July 1, 2016, and ending June 30,
5 2017, the following amounts, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 1. OFFICE OF STATE BOARD OF REGENTS

8 a. For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11	\$	547,357
12	FTEs	15.00

13 The state board of regents shall submit a monthly
14 financial report in a format agreed upon by the state
15 board of regents office and the legislative services
16 agency. The report submitted in December 2016 shall
17 include the five-year graduation rates for the regents
18 universities.

19 b. For moneys to be allocated to the southwest Iowa
20 regents resource center in Council Bluffs:

21	\$	91,367
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22 c. For moneys to be allocated to the northwest Iowa
23 regents resource center in Sioux City under section
24 262.9, subsection 22:

25	\$	48,057
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26 d. For moneys to be allocated to the quad-cities
27 graduate studies center:

28	\$	2,500
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29 e. For moneys to be distributed to Iowa public
30 radio for public radio operations:

31	\$	195,784
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32 2. STATE UNIVERSITY OF IOWA

33 a. General university

34 For salaries, support, maintenance, equipment,
35 financial aid, and miscellaneous purposes, and for not
36 more than the following full-time equivalent positions:

37	\$	117,482,079
38	FTEs	5,058.55

39 b. Oakdale campus

40 For salaries, support, maintenance, and
41 miscellaneous purposes, and for not more than the
42 following full-time equivalent positions:

43	\$	1,093,279
44	FTEs	38.25

45 c. State hygienic laboratory

46 For salaries, support, maintenance, and
47 miscellaneous purposes, and for not more than the
48 following full-time equivalent positions:

49	\$	2,201,308
50	FTEs	102.50

1	d. Family practice program		
2	For allocation by the dean of the college of		
3	medicine, with approval of the advisory board, to		
4	qualified participants to carry out the provisions		
5	of chapter 148D for the family practice residency		
6	education program, including salaries and support, and		
7	for not more than the following full-time equivalent		
8	positions:		
9	.....	\$	894,133
10	.....	FTEs	190.40
11	e. Child health care services		
12	For specialized child health care services,		
13	including childhood cancer diagnostic and treatment		
14	network programs, rural comprehensive care for		
15	hemophilia patients, and the Iowa high-risk infant		
16	follow-up program, including salaries and support, and		
17	for not more than the following full-time equivalent		
18	positions:		
19	.....	\$	329,728
20	.....	FTEs	57.97
21	f. Statewide cancer registry		
22	For the statewide cancer registry, and for not more		
23	than the following full-time equivalent positions:		
24	.....	\$	74,526
25	.....	FTEs	2.10
26	g. Substance abuse consortium		
27	For moneys to be allocated to the Iowa consortium		
28	for substance abuse research and evaluation, and		
29	for not more than the following full-time equivalent		
30	position:		
31	.....	\$	27,765
32	.....	FTEs	1.00
33	h. Center for biocatalysis		
34	For the center for biocatalysis, and for not more		
35	than the following full-time equivalent positions:		
36	.....	\$	361,864
37	.....	FTEs	6.28
38	i. Primary health care initiative		
39	For the primary health care initiative in the		
40	college of medicine, and for not more than the		
41	following full-time equivalent positions:		
42	.....	\$	324,465
43	.....	FTEs	5.89
44	From the moneys appropriated in this lettered		
45	paragraph, \$127,445 shall be allocated to the		
46	department of family practice at the state university		
47	of Iowa college of medicine for family practice faculty		
48	and support staff.		
49	j. Birth defects registry		
50	For the birth defects registry, and for not more		

1	than the following full-time equivalent position:		
2	.....	\$	19,144
3	.....	FTEs	1.00
4	k. Larned A. Waterman Iowa nonprofit resource		
5	center		
6	For the Larned A. Waterman Iowa nonprofit resource		
7	center, and for not more than the following full-time		
8	equivalent positions:		
9	.....	\$	81,270
10	.....	FTEs	2.75
11	l. Iowa online advanced placement academy science,		
12	technology, engineering, and mathematics initiative		
13	For the establishment of the Iowa online advanced		
14	placement academy science, technology, engineering, and		
15	mathematics initiative established pursuant to section		
16	263.8A:		
17	.....	\$	240,925
18	m. Iowa flood center		
19	For the Iowa flood center for use by the		
20	university's college of engineering pursuant to section		
21	466C.1:		
22	.....	\$	750,000
23	3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
24	a. General university		
25	For salaries, support, maintenance, equipment,		
26	financial aid, and miscellaneous purposes, and for not		
27	more than the following full-time equivalent positions:		
28	.....	\$	93,093,487
29	.....	FTEs	3,647.42
30	b. Agricultural experiment station		
31	For the agricultural experiment station salaries,		
32	support, maintenance, and miscellaneous purposes, and		
33	for not more than the following full-time equivalent		
34	positions:		
35	.....	\$	14,943,439
36	.....	FTEs	546.98
37	c. Cooperative extension service in agriculture and		
38	home economics		
39	For the cooperative extension service in agriculture		
40	and home economics salaries, support, maintenance,		
41	and miscellaneous purposes, and for not more than the		
42	following full-time equivalent positions:		
43	.....	\$	9,133,361
44	.....	FTEs	383.34
45	d. Leopold center		
46	For agricultural research grants at Iowa state		
47	university of science and technology under section		
48	266.39B, and for not more than the following full-time		
49	equivalent positions:		
50	.....	\$	198,709

1	.....	FTEs	11.25
2	e. Livestock disease research		
3	For deposit in and the use of the livestock disease		
4	research fund under section 267.8:		
5	.....	\$	86,422
6	4. UNIVERSITY OF NORTHERN IOWA		
7	a. General university		
8	For salaries, support, maintenance, equipment,		
9	financial aid, and miscellaneous purposes, and for not		
10	more than the following full-time equivalent positions:		
11	.....	\$	48,088,366
12	.....	FTEs	1,447.50
13	b. Recycling and reuse center		
14	For purposes of the recycling and reuse center, and		
15	for not more than the following full-time equivalent		
16	positions:		
17	.....	\$	87,628
18	.....	FTEs	3.00
19	c. Science, technology, engineering, and		
20	mathematics (STEM) collaborative initiative		
21	For purposes of the science, technology,		
22	engineering, and mathematics (STEM) collaborative		
23	initiative established pursuant to section 268.7, and		
24	for not more than the following full-time equivalent		
25	positions:		
26	.....	\$	2,600,000
27	.....	FTEs	6.20

28 (1) Except as otherwise provided in this lettered
 29 paragraph, the moneys appropriated in this lettered
 30 paragraph shall be expended for salaries, staffing,
 31 institutional support, activities directly related
 32 to recruitment of kindergarten through grade 12
 33 mathematics and science teachers, and for ongoing
 34 mathematics and science programming for students
 35 enrolled in kindergarten through grade 12.

36 (2) The university of northern Iowa shall work with
 37 the community colleges to develop STEM professional
 38 development programs for community college instructors
 39 and STEM curriculum development.

40 (3) From the moneys appropriated in this lettered
 41 paragraph, not less than \$250,000 shall be used
 42 to provide technology education opportunities to
 43 high school, career academy, and community college
 44 students through a public-private partnership, as
 45 well as opportunities for students and faculties at
 46 these institutions to secure broad-based information
 47 technology certification. The partnership shall
 48 provide all of the following:

- 49 (a) A research-based curriculum.
- 50 (b) Online access to the curriculum.

1 (c) Instructional software for classroom and
2 student use.

3 (d) Certification of skills and competencies in
4 a broad base of information technology-related skill
5 areas.

6 (e) Professional development for teachers.

7 (f) Deployment and program support, including but
8 not limited to integration with current curriculum
9 standards.

10 d. Real estate education program
11 For purposes of the real estate education program,
12 and for not more than the following full-time
13 equivalent position:

14	\$	62,651
15	FTEs	1.00

16 5. STATE SCHOOL FOR THE DEAF
17 For salaries, support, maintenance, and
18 miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:

20	\$	4,822,767
21	FTEs	126.60

22 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
23 For salaries, support, maintenance, and
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:

26	\$	2,011,185
27	FTEs	62.87

28 7. TUITION AND TRANSPORTATION COSTS
29 For payment to local school boards for the tuition
30 and transportation costs of students residing in the
31 Iowa braille and sight saving school and the state
32 school for the deaf pursuant to section 262.43 and
33 for payment of certain clothing, prescription, and
34 transportation costs for students at these schools
35 pursuant to section 270.5:

36	\$	5,882
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37 8. LICENSED CLASSROOM TEACHERS
38 For distribution at the Iowa braille and sight
39 saving school and the Iowa school for the deaf based
40 upon the average yearly enrollment at each school as
41 determined by the state board of regents:

42	\$	41,025
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43 Sec. 30. ENERGY COST-SAVINGS PROJECTS —
44 FINANCING. For the fiscal year beginning July 1,
45 2016, and ending June 30, 2017, the state board of
46 regents may use notes, bonds, or other evidences of
47 indebtedness issued under section 262.48 to finance
48 projects that will result in energy cost savings in an
49 amount that will cause the state board to recover the
50 cost of the projects within an average of six years.

1 Sec. 31. PRESCRIPTION DRUG COSTS. Notwithstanding
 2 section 270.7, the department of administrative
 3 services shall pay the state school for the deaf and
 4 the Iowa braille and sight saving school the moneys
 5 collected from the counties during the fiscal year
 6 beginning July 1, 2016, for expenses relating to
 7 prescription drug costs for students attending the
 8 state school for the deaf and the Iowa braille and
 9 sight saving school.

10 DIVISION IV

11 WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY
 12 2016–2017

13 Sec. 32. There is appropriated from the Iowa
 14 skilled worker and job creation fund created in section
 15 8.75 to the following departments, agencies, and
 16 institutions for the fiscal year beginning July 1,
 17 2016, and ending June 30, 2017, the following amounts,
 18 or so much thereof as is necessary, to be used for the
 19 purposes designated:

20 1. DEPARTMENT OF EDUCATION

21 a. For deposit in the workforce training and
 22 economic development funds created pursuant to section
 23 260C.18A:

24 \$ 7,550,000

25 From the moneys appropriated in this lettered
 26 paragraph “a”, not more than \$50,000 shall be used
 27 by the department for administration of the workforce
 28 training and economic development funds created
 29 pursuant to section 260C.18A.

30 b. For distribution to community colleges for the
 31 purposes of implementing adult education and literacy
 32 programs pursuant to section 260C.50:

33 \$ 2,750,000

34 (1) From the moneys appropriated in this lettered
 35 paragraph “b”, \$1,941,500 shall be allocated pursuant
 36 to the formula established in section 260C.18C.

37 (2) From the moneys appropriated in this lettered
 38 paragraph “b”, not more than \$75,000 shall be used by
 39 the department for implementation of adult education
 40 and literacy programs pursuant to section 260C.50.

41 (3) From the moneys appropriated in this lettered
 42 paragraph “b”, not more than \$733,500 shall be
 43 distributed as grants to community colleges for the
 44 purpose of adult basic education programs for students
 45 requiring instruction in English as a second language.

46 The department shall establish an application
 47 process and criteria to award grants pursuant to this
 48 subparagraph to community colleges. The criteria shall
 49 be based on need for instruction in English as a second
 50 language in the region served by each community college

1 as determined by factors including data from the
2 latest federal decennial census and outreach efforts to
3 determine regional needs.

4 (4) From the moneys appropriated in this lettered
5 paragraph "b", \$105,000 shall be transferred to
6 the department of human services for purposes of
7 administering a pilot project to provide access to
8 international resources to Iowans and new Iowans to
9 provide economic and leadership development resulting
10 in Iowa being a more inclusive and welcoming place to
11 live, work, and raise a family. The pilot project
12 shall provide supplemental support services for
13 international refugees to improve learning, English
14 literacy, life skills, cultural competencies, and
15 integration in a county with a population over 350,000
16 as determined by the 2010 federal decennial census.
17 The department of human services shall utilize a
18 request for proposals process to identify the entity
19 best qualified to implement the pilot project.

20 c. For accelerated career education program capital
21 projects at community colleges that are authorized
22 under chapter 260G and that meet the definition of
23 the term "vertical infrastructure" in section 8.57,
24 subsection 5, paragraph "c":

25 \$ 3,000,000

26 d. For deposit in the pathways for academic career
27 and employment fund established pursuant to section
28 260H.2:

29 \$ 2,500,000

30 e. For deposit in the gap tuition assistance fund
31 established pursuant to section 260I.2:

32 \$ 1,000,000

33 f. For deposit in the statewide work-based learning
34 intermediary network fund created pursuant to section
35 256.40:

36 \$ 750,000

37 From the moneys appropriated in this lettered
38 paragraph "f", not more than \$25,000 shall be used
39 by the department for expenses associated with the
40 activities of the secondary career and technical
41 programming task force convened pursuant to this Act.

42 g. For support costs associated with administering
43 a workforce preparation outcome reporting system for
44 the purpose of collecting and reporting data relating
45 to the educational and employment outcomes of workforce
46 preparation programs receiving moneys pursuant to this
47 subsection:

48 \$ 100,000

49 2. COLLEGE STUDENT AID COMMISSION

50 For purposes of providing skilled workforce shortage

1	tuition grants in accordance with section 261.130:		
2	.....	\$	2,500,000

3 3. Notwithstanding section 8.33, moneys
4 appropriated in this section of this Act that remain
5 unencumbered or unobligated at the close of the fiscal
6 year shall not revert but shall remain available for
7 expenditure for the purposes designated until the close
8 of the succeeding fiscal year.

DIVISION V

STATEWIDE PRESCHOOL PROGRAM COSTS

11 Sec. 33. Section 256C.3, subsection 3, paragraph h,
12 Code 2015, is amended to read as follows:

13 h. Provision for ensuring that children receiving
14 care from other child care arrangements can participate
15 in the preschool program with minimal disruption due to
16 transportation and movement from one site to another.
17 The children participating in the preschool program may
18 be transported by the school district to activities
19 associated with the program along with other children.

20 Sec. 34. Section 256C.4, subsection 1, paragraphs g
21 and h, Code 2015, are amended to read as follows:

22 g. For the fiscal year beginning July 1, ~~2011~~
23 2014, and each succeeding fiscal year, of the amount
24 of preschool foundation aid received by a school
25 district for a fiscal year in accordance with section
26 257.16, not more than five percent may be used by
27 the school district for administering the district's
28 approved local program. Outreach activities and rent
29 for facilities not owned by the school district are
30 permissive uses of the administrative funds.

31 h. For the fiscal year beginning July 1, ~~2012~~ 2014,
32 and each succeeding fiscal year, of the amount of
33 preschool foundation aid received by a school district
34 for a fiscal year in accordance with section 257.16,
35 not less than ninety-five percent of the per pupil
36 amount shall be passed through to a community-based
37 provider for each pupil enrolled in the district's
38 approved local program. For the fiscal year beginning
39 July 1, ~~2011~~ 2014, and each succeeding fiscal year, not
40 more than ~~five~~ ten percent of the amount of preschool
41 foundation aid passed through to a community-based
42 provider may be used by the community-based provider
43 for administrative costs. The costs of outreach
44 activities and rent for facilities not owned by
45 the school district are permissive administrative
46 costs. The costs of transportation involving children
47 participating in the preschool program and other
48 children may be prorated.

49 Sec. 35. EFFECTIVE UPON ENACTMENT. This division
50 of this Act, being deemed of immediate importance,

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1 takes effect upon enactment.

2 Sec. 36. RETROACTIVE APPLICABILITY. This division
3 of this Act applies retroactively to July 1, 2014.

4 DIVISION VI

5 STATEWIDE PRESCHOOL PROGRAM — ADDITIONAL WEIGHTING FOR
6 LIMITED ENGLISH PROFICIENT

7 Sec. 37. Section 256C.5, subsection 1, Code 2015,
8 is amended by adding the following new paragraph:
9 NEW PARAGRAPH. *Od. “Preschool budget weighted*
10 *enrollment”* means the sum of the preschool budget
11 enrollment plus the supplementary weighting received
12 under section 280.4, subsection 4.

13 Sec. 38. Section 256C.5, subsection 1, paragraph d,
14 Code 2015, is amended to read as follows:

15 *d. “Preschool foundation aid”* means the product of
16 the regular program state cost per pupil for the budget
17 year multiplied by the school district’s preschool
18 budget weighted enrollment.

19 Sec. 39. Section 280.4, subsection 3, paragraph b,
20 Code 2015, is amended to read as follows:

21 *b.* For students enrolled in kindergarten through
22 grade twelve who are first determined to be limited
23 English proficient for a budget year beginning on or
24 after July 1, 2010, the additional weighting provided
25 under paragraph “a” shall be included in the weighted
26 enrollment of the school district of residence for a
27 cumulative period of time not exceeding five years
28 beginning with the budget year for which the student
29 was first determined to be limited English proficient.
30 The five years of eligibility for the additional
31 weighting need not be consecutive, does not include
32 additional weighting received for all or part of a year
33 under subsection 4, and a student’s eligibility for
34 the additional weighting is transferable to another
35 district of residence.

36 Sec. 40. Section 280.4, Code 2015, is amended by
37 adding the following new subsection:

38 NEW SUBSECTION. 4. For a budget year beginning
39 on or after July 1, 2016, in order to provide funds
40 for the excess costs of instruction of limited English
41 proficient students, eligible students, as defined
42 in section 256C.5, who are enrolled in the statewide
43 preschool program under chapter 256C and who have been
44 identified as limited English proficient shall be
45 assigned an additional weighting equivalent to one-half
46 of the additional weighting specified in subsection 3,
47 paragraph “a”, and that weighting shall be included in
48 the preschool budget weighted enrollment, as defined in
49 section 256C.5, of the school district of residence for
50 the period of time the child is an eligible student as

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1 defined in section 256C.5.

2 Sec. 41. APPLICABILITY. The sections of this
3 division of this Act apply to school budget years
4 beginning on or after July 1, 2016.

5 DIVISION VII

6 AT-RISK, ALTERNATIVE, AND DROPOUT PROGRAMS AND FUNDING

7 Sec. 42. Section 257.10, subsection 5, Code 2015,
8 is amended to read as follows:

9 5. *Combined district cost per pupil.* The combined
10 district cost per pupil for a school district is the
11 sum of the regular program district cost per pupil
12 and the special education support services district
13 cost per pupil. Combined district cost per pupil does
14 not include a modified supplemental amount added for
15 school districts that have a negative balance of funds
16 raised for special education instruction programs, a
17 modified supplemental amount granted by the school
18 budget review committee for a single school year, or
19 a modified supplemental amount added for programs ~~for~~
20 ~~dropout prevention established pursuant to sections~~
21 ~~257.38 through 257.41.~~

22 Sec. 43. Section 257.11, subsection 4, paragraph a,
23 Code 2015, is amended to read as follows:

24 a. In order to provide additional funding to
25 school districts for programs serving at-risk pupils,
26 alternative program and alternative school pupils in
27 secondary schools, and pupils identified as potential
28 dropouts or returning dropouts as defined in section
29 257.39, a supplementary weighting plan for ~~at-risk~~
30 such pupils is adopted. A supplementary weighting of
31 forty-eight ten-thousandths per pupil shall be assigned
32 to the percentage of pupils in a school district
33 enrolled in grades one through six, as reported by
34 the school district on the basic educational data
35 survey for the base year, who are eligible for free
36 and reduced price meals under the federal National
37 School Lunch Act and the federal Child Nutrition
38 Act of 1966, 42 U.S.C. §1751-1785, multiplied by
39 the budget enrollment in the school district; and
40 a supplementary weighting of one hundred fifty-six
41 one-hundred-thousandths per pupil shall be assigned
42 to pupils included in the budget enrollment of the
43 school district. Amounts received as supplementary
44 weighting for at-risk pupils under this subsection
45 shall be utilized by a school district to develop or
46 maintain at-risk pupils' programs, ~~which may include~~
47 alternative programs and alternative school programs,
48 and returning dropout and dropout prevention programs
49 approved pursuant to section 257.40.

50 Sec. 44. Section 257.11, subsection 4, Code 2015,

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1 is amended by adding the following new paragraphs:
 2 NEW PARAGRAPH. d. Up to five percent of the total
 3 amount that a school district receives as supplementary
 4 weighting pursuant to this subsection or as a modified
 5 supplemental amount received under section 257.41, may
 6 be used in the budget year for purposes of providing
 7 district-wide or building-wide at-risk and dropout
 8 prevention programming targeted to pupils who are not
 9 deemed at risk.

10 NEW PARAGRAPH. e. Notwithstanding paragraph “d”
 11 and section 282.24, if a pupil has been determined
 12 by the school district to be likely to inflict
 13 self-harm or likely to harm another pupil and all
 14 of the following apply, the school district may use
 15 amounts received pursuant to paragraph “a” to pay the
 16 instructional costs necessary to address the pupil’s
 17 behavior during instructional time when those services
 18 are not otherwise provided to pupils who do not require
 19 special education and the costs exceed the costs of
 20 instruction of pupils in a regular curriculum:

21 (1) The pupil does not require special education.
 22 (2) The pupil is not in a court-ordered placement
 23 under chapter 232 under the care and custody of
 24 the department of human services or juvenile court
 25 services.

26 (3) The pupil is not in the state training school
 27 or the Iowa juvenile home pursuant to a court order
 28 entered under chapter 232 under the care and custody of
 29 the department of human services.

30 (4) The pupil is not placed in a facility licensed
 31 under chapter 135B, 135C, or 135H.

32 Sec. 45. Section 257.38, Code 2015, is amended to
 33 read as follows:

34 **257.38 Programs Funding for at-risk, alternative**
 35 **school, and returning dropouts and dropout prevention**
 36 **programs — plan.**

37 1. Boards of school districts, individually
 38 or jointly with boards of other school districts,
 39 requesting to use a modified supplemental amount
 40 for costs in excess of the amount received under
 41 section 257.11, subsection 4, for programs for
 42 at-risk students, secondary students who attend
 43 alternative programs and alternative schools, and
 44 returning dropouts and dropout prevention, shall
 45 submit comprehensive program plans for the programs
 46 and budget costs, including annual requests for a
 47 modified supplemental amount for funding the programs,
 48 to the department of education as a component of the
 49 comprehensive school improvement plan submitted to the
 50 department pursuant to section 256.7, subsection 21.

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- 1 The program plans shall include:
- 2 *a.* Program goals, objectives, and activities to
- 3 meet the needs of ~~children who may drop out of school~~
- 4 students identified as at risk, secondary students who
- 5 attend alternative programs and alternative schools, or
- 6 potential dropouts or returning dropouts.
- 7 *b.* Student identification criteria and procedures.
- 8 *c.* Staff in-service education design.
- 9 *d.* Staff utilization plans.
- 10 *e.* Evaluation criteria and procedures and
- 11 performance measures.
- 12 *f.* Program budget.
- 13 *g.* Qualifications required of personnel delivering
- 14 the program.
- 15 ~~*h.* A provision for dropout prevention and~~
- 16 ~~integration of dropouts into the educational program of~~
- 17 ~~the district for at-risk students.~~
- 18 *i.* A provision for identifying dropouts at-risk
- 19 students.
- 20 ~~*j.* A program for returning dropouts.~~

21 ~~*k.* l. Other factors the department requires.~~

22 2. Program plans shall identify the parts of the

23 plan that will be implemented first upon approval of

24 the request. If a district is requesting to use a

25 modified supplemental amount to finance the program,

26 the school district shall not identify more than five

27 percent of its budget enrollment for the budget year as

28 returning dropouts and potential dropouts.

29 Sec. 46. Section 257.40, Code 2015, is amended to

30 read as follows:

31 **257.40 Approval of programs for at-risk pupils,**

32 **alternative programs and schools, and returning dropouts**

33 **and dropout prevention — annual report.**

34 ~~1.~~ The board of directors of a school district

35 requesting to use a modified supplemental amount

36 for costs in excess of the funding received under

37 section 257.11, subsection 4, for programs for at-risk

38 students, secondary students who attend alternative

39 programs and alternative schools, or returning dropouts

40 and dropout prevention shall submit requests for a

41 modified ~~at-risk~~ supplemental amount, including budget

42 costs, to the department not later than December 15 of

43 the year preceding the budget year during which the

44 program will be offered. The department shall review

45 the request and shall prior to January 15 either grant

46 approval for the request or return the request for

47 approval with comments of the department included. An

48 unapproved request for a program may be resubmitted

49 with modifications to the department not later than

50 February 1. Not later than February 15, the department

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1 shall notify the department of management and the
2 school budget review committee of the names of the
3 school districts for which programs using a modified
4 supplemental amount for funding have been approved and
5 the approved budget of each program listed separately
6 for each school district having an approved request.

7 ~~2. Beginning January 15, 2007, the department shall~~
8 ~~submit an annual report to the chairpersons and ranking~~
9 ~~members of the senate and house education committees~~
10 ~~that includes the ways school districts in the previous~~
11 ~~school year used modified supplemental amounts approved~~
12 ~~under subsection 1; identifies, by grade level, age,~~
13 ~~and district size, the students in the dropout and~~
14 ~~dropout prevention programs for which the department~~
15 ~~approves a request; describes school district progress~~
16 ~~toward increasing student achievement and attendance~~
17 ~~for the students in the programs; and describes how~~
18 ~~the school districts are using the revenues from the~~
19 ~~modified supplemental amounts to improve student~~
20 ~~achievement among minority subgroups.~~

21 Sec. 47. Section 257.41, subsections 1 and 2, Code
22 2015, are amended to read as follows:

23 1. *Budget.* The budget of an approved program
24 for at-risk students, secondary students who attend
25 alternative programs or alternative schools, or
26 returning dropouts and dropout prevention for a school
27 district, after subtracting funds received under
28 section 257.11, subsection 4, paragraphs "a" through
29 "c", and from other sources for that purpose, including
30 any previous carryover, shall be funded annually on a
31 basis of one-fourth or more from the district cost of
32 the school district and up to three-fourths through
33 establishment of a modified supplemental amount.
34 Annually, the department of management shall establish
35 a modified supplemental amount for each such school
36 district equal to the difference between the approved
37 budget for the program ~~for returning dropouts and~~
38 ~~dropout prevention~~ for that district and the sum of
39 the amount funded from the district cost of the school
40 district plus funds received under section 257.11,
41 subsection 4, and from other sources for that purpose,
42 including any previous carryover.

43 2. *Appropriate uses of funding.* Appropriate uses of
44 the ~~returning dropout and dropout prevention program~~
45 funding for an approved program include but are not
46 limited to the following:

47 a. Salary and benefits for instructional staff,
48 instructional support staff, and school-based youth
49 services staff who are working with students who
50 are participating in at-risk or dropout prevention

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1 programs, alternative programs, and alternative
2 schools, in a traditional or alternative setting, if
3 the staff person's time is dedicated to working with
4 ~~returning dropouts or such students who are deemed,~~
5 ~~at any time during the school year, to be at risk of~~
6 ~~dropping out,~~ in order to provide services beyond those
7 which are provided by the school district to students
8 who are not ~~identified as at risk of dropping out~~
9 participating in such programs or alternative schools.
10 However, if the staff person works part-time with
11 students who are participating in ~~returning dropout~~
12 ~~and dropout prevention programs, alternative programs,~~
13 ~~and alternative schools~~ a program or alternative
14 school and the staff person has another unrelated staff
15 assignment, only the portion of the staff person's time
16 that is related to the ~~returning dropout and dropout~~
17 ~~prevention program, alternative program, or alternative~~
18 school may be charged to the program or school. For
19 purposes of this paragraph, if an alternative setting
20 is necessary to provide for a program which is offered
21 at a location off school grounds and which is intended
22 to serve student needs by improving relationships
23 and connections to school, decreasing truancy and
24 tardiness, providing opportunities for course credit
25 recovery, or helping students identified as at risk
26 ~~of dropping out~~ to accelerate through multiple grade
27 levels of achievement within a shortened time frame,
28 the tuition costs for a student identified as at risk
29 ~~of dropping out~~ shall be considered an appropriate use
30 of the ~~returning dropout and dropout prevention~~ program
31 funding under this section.
32 b. Professional development for all teachers and
33 staff working with at-risk students ~~and programs~~
34 involving dropout prevention strategies under a program
35 or an alternative school setting.
36 c. Research-based resources, materials, software,
37 supplies, and purchased services that meet all of the
38 following criteria:
39 (1) Meets the needs of kindergarten through grade
40 twelve students identified as at risk ~~of dropping out~~
41 ~~and of returning dropouts.~~
42 (2) Are beyond those provided by the regular school
43 program.
44 (3) Are necessary to provide the services listed in
45 the school district's ~~dropout prevention~~ plan submitted
46 pursuant to section 257.38.
47 (4) Will remain with the kindergarten through
48 grade twelve at-risk program, alternative program or
49 alternative school, or returning dropout and dropout
50 prevention program.

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1 ~~d. Up to five percent of the total budgeted amount~~
 2 ~~received pursuant to subsection 1 may be used for~~
 3 ~~purposes of providing district wide or building wide~~
 4 ~~returning dropout and dropout prevention programming~~
 5 ~~targeted to students who are not deemed at risk of~~
 6 ~~dropping out.~~

7 Sec. 48. Section 257.41, Code 2015, is amended by
 8 adding the following new subsection:

9 NEW SUBSECTION. 4. *Other uses.* Notwithstanding
 10 subsection 2 and section 282.24, if a student has been
 11 determined by the school district to be likely to
 12 inflict self-harm or likely to harm another student and
 13 all of the following apply, the school district may
 14 use the modified supplemental amount established under
 15 subsection 1 to pay the instructional costs necessary
 16 to address the student's behavior during instructional
 17 time when those services are not otherwise provided to
 18 students who do not require special education and the
 19 costs exceed the costs of instruction of students in a
 20 regular curriculum:

21 (1) The student does not require special education.

22 (2) The student is not in a court-ordered placement
 23 under chapter 232 under the care and custody of
 24 the department of human services or juvenile court
 25 services.

26 (3) The student is not in the state training school
 27 or the Iowa juvenile home pursuant to a court order
 28 entered under chapter 232 under the care and custody of
 29 the department of human services.

30 (4) The pupil is not placed in a facility licensed
 31 under chapter 135B, 135C, or 135H.

32 DIVISION VIII

33 SUPPLEMENTARY WEIGHTING FOR K-12 LIMITED ENGLISH 34 PROFICIENT STUDENTS

35 Sec. 49. Section 257.31, subsection 5, paragraph j,
 36 Code 2015, is amended to read as follows:

37 *j.* Unusual need to continue providing a program or
 38 other special assistance to non-English speaking pupils
 39 after the expiration of the ~~five-year~~ period of years
 40 specified in section 280.4.

41 Sec. 50. Section 280.4, subsection 3, Code 2015, is
 42 amended to read as follows:

43 3. *a.* In order to provide funds for the excess
 44 costs of instruction of limited English proficient
 45 students specified in paragraph "b" above the costs
 46 of instruction of pupils in a regular curriculum,
 47 students identified as limited English proficient shall
 48 be assigned an additional weighting of twenty-two
 49 hundredths, and that weighting shall be included in
 50 the weighted enrollment of the school district of

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1 residence for a period not exceeding ~~five~~ the period of
 2 years specified in paragraph "b". However, the school
 3 budget review committee may grant supplemental aid or
 4 a modified supplemental amount to a school district
 5 to continue funding a program for students after the
 6 expiration of the ~~five-year~~ specified period of years.

7 b. (1) For students first determined to be limited
 8 English proficient for a budget year beginning on
 9 or after July 1, 2010, but before July 1, 2015, the
 10 additional weighting provided under paragraph "a"
 11 shall be included in the weighted enrollment of the
 12 school district of residence for a cumulative period
 13 of time not exceeding five years beginning with the
 14 budget year for which the student was first determined
 15 to be limited English proficient. The five years
 16 of eligibility for the additional weighting need
 17 not be consecutive and a student's eligibility for
 18 the additional weighting is transferable to another
 19 district of residence.

20 (2) For students first determined to be limited
 21 English proficient for the budget year beginning
 22 on July 1, 2015, the additional weighting provided
 23 under paragraph "a" shall be included in the weighted
 24 enrollment of the school district of residence for
 25 a period not exceeding six years beginning with the
 26 budget year for which the student was first determined
 27 to be limited English proficient.

28 (3) For students first determined to be limited
 29 English proficient for a budget year beginning on or
 30 after July 1, 2016, the additional weighting provided
 31 under paragraph "a" shall be included in the weighted
 32 enrollment of the school district of residence for a
 33 period not exceeding seven years beginning with the
 34 budget year for which the student was first determined
 35 to be limited English proficient.

36 Sec. 51. EFFECTIVE UPON ENACTMENT. This division
 37 of this Act, being deemed of immediate importance,
 38 takes effect upon enactment.

39 Sec. 52. APPLICABILITY. This division of this Act
 40 applies to school budget years beginning on or after
 41 July 1, 2015.

42 DIVISION IX

43 GIFTED AND TALENTED PROGRAM — STAFF

44 Sec. 53. Section 257.42, unnumbered paragraph 3,
 45 Code 2015, is amended to read as follows:

46 The department shall employ ~~a~~ one full-time
 47 qualified staff member or consultant for gifted and
 48 talented children programs.

49 DIVISION X

50 GAP TUITION ASSISTANCE PROGRAM — ELIGIBILITY

Page 49

1 REQUIREMENTS

2 Sec. 54. Section 260I.3, subsection 2, Code 2015,
3 is amended to read as follows:

4 2. a. Eligibility for tuition assistance under
5 this chapter shall be based on financial need.
6 Criteria to be assessed in determining financial need
7 shall include but is not limited to:

8 ~~e.~~ (1) The applicant's family income for the
9 ~~twelve~~ six months prior to the date of application.

10 ~~b.~~ (2) The applicant's family size.

11 ~~e.~~ (3) The applicant's county of residence.

12 b. An applicant approved for assistance under the
13 supplemental nutrition assistance program at the time
14 of application for assistance under this chapter shall
15 be deemed to have met the financial need requirements
16 under this subsection.

17 Sec. 55. Section 260I.4, Code 2015, is amended by
18 adding the following new subsections:

19 NEW SUBSECTION. 7. Persons earning incomes between
20 one hundred fifty percent and two hundred fifty
21 percent, both percentages inclusive, of the federal
22 poverty level as defined by the most recently revised
23 poverty income guidelines published by the United
24 States department of health and human services shall be
25 given first priority for tuition assistance under this
26 chapter. Persons earning incomes below one hundred
27 fifty percent of the federal poverty level shall be
28 given second priority for tuition assistance under this
29 chapter.

30 NEW SUBSECTION. 8. A person who is eligible
31 for financial assistance pursuant to the federal
32 Workforce Investment Act of 1998, Pub. L. No. 105-220,
33 or the federal Workforce Innovation and Opportunity
34 Act, Pub. L. No. 113-128, shall be ineligible for
35 tuition assistance under this chapter unless such
36 funds budgeted for training assistance for the adult,
37 dislocated worker, or youth programs have been fully
38 expended by a workforce region.

39 DIVISION XI

40 IOWA TUITION GRANT — AMOUNT

41 Sec. 56. Section 261.12, subsection 1, paragraph b,
42 Code 2015, is amended to read as follows:

43 b. For the fiscal year beginning July 1, ~~2013~~ 2015,
44 and for each ~~following~~ succeeding fiscal year, ~~five~~ six
45 thousand dollars.

46 DIVISION XII

47 SCHOOL BOARD VACANCIES

48 Sec. 57. Section 277.30, Code 2015, is amended to
49 read as follows:

50 **277.30 Vacancies filled by election.**

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1 When vacancies are to be filled by election, the
2 provisions of ~~section 69.12~~ sections 279.6 and 279.7
3 shall control.

4 Sec. 58. Section 279.6, Code 2015, is amended to
5 read as follows:

6 **279.6 Vacancies — qualification — tenure.**

7 1. a. Vacancies Except as provided in paragraph
8 “b” and subsection 2, vacancies occurring among the
9 officers or members of a school board shall be filled
10 by the board by appointment. A person so appointed to
11 fill a vacancy in an elective office shall hold office
12 until a successor is elected and qualified pursuant
13 to section 69.12. To fill a vacancy occurring among
14 the members of a school board, the board shall publish
15 notice in the manner prescribed by section 279.36,
16 stating that the board intends to fill the vacancy
17 by appointment but that the electors of the school
18 district have the right to file a petition requiring
19 that the vacancy be filled by a special election
20 conducted pursuant to section 279.7. The board may
21 publish notice in advance if a member of the board
22 submits a resignation to take effect at a future date.
23 The board may make an appointment to fill the vacancy
24 after the notice is published or after the vacancy
25 occurs, whichever is later.

26 b. (1) If within fourteen days after publication
27 of a notice required pursuant to paragraph “a” for
28 a vacancy that occurs more than one hundred eighty
29 days before the next regular school election there is
30 filed with the secretary of the school board a petition
31 requesting a special election to fill the vacancy, an
32 appointment to fill the vacancy is temporary until a
33 successor is elected and qualified, and the board shall
34 call a special election pursuant to section 279.7,
35 to fill the vacancy for the remaining balance of the
36 unexpired term.

37 (2) If within fourteen days after publication of a
38 notice required pursuant to paragraph “a” for a vacancy
39 that occurs one hundred eighty days or less before the
40 next regular school election there is filed with the
41 secretary of the school board a petition requesting to
42 fill the vacancy by election, an appointment to fill
43 the vacancy is temporary until a successor is elected
44 and qualified, and the school board shall require that
45 the remaining balance of the unexpired term be filled
46 at the next regular school election.

47 (3) For a petition to be valid under this paragraph
48 “b”, the petition must be signed by eligible electors
49 equal in number to not less than one hundred or thirty
50 percent of the number of voters at the last preceding

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1 regular school election, whichever is greater.
2 (4) Notwithstanding any requirement of this
3 paragraph to the contrary, when the board is reduced
4 below a quorum, the secretary of the board, or if
5 there is no secretary, the area education agency
6 administrator, shall call a special election in the
7 district, subdistrict, or subdistricts, as the case may
8 be, to fill the vacancies.

9 c. A person appointed to fill a vacancy in an
10 appointive office shall hold such office for the
11 residue of the unexpired term and until a successor
12 is appointed and qualified. Any person so appointed
13 shall qualify within ten days thereafter in the manner
14 required by section 277.28.

15 2. A vacancy shall be filled at the next regular
16 school election if a member of a school board resigns
17 from the board not later than forty-five days before
18 the election and the notice of resignation specifies
19 an effective date at the beginning of the next term of
20 office for elective school officials. The president
21 of the board shall declare the office vacant as of the
22 date of the next organizational meeting. Nomination
23 papers shall be received for the unexpired term of
24 the resigning member. The person elected at the next
25 regular school election to fill the vacancy shall take
26 office at the same time and place as the other elected
27 school board members.

28 Sec. 59. Section 279.7, subsection 1, Code 2015, is
29 amended to read as follows:

30 1. If a vacancy or vacancies occur among the
31 elective officers or members of a school board and the
32 remaining members of the board have not filled the
33 vacancy within thirty days after the vacancy becomes
34 known by the secretary or the board or if a valid
35 petition is submitted to the secretary of the board
36 pursuant to section 279.6, subsection 1, or when the
37 board is reduced below a quorum, the secretary of the
38 board, or if there is no secretary, the area education
39 agency administrator, shall call a special election in
40 the district, subdistrict, or subdistricts, as the case
41 may be, to fill the vacancy or vacancies. The county
42 commissioner of elections shall publish the notices
43 required by law for special elections, and the election
44 shall be held not sooner than thirty days nor later

45 than forty days after the thirtieth day following the
 46 day the vacancy becomes known by the secretary or the
 47 board. If the secretary fails for more than three days
 48 to call an election, the administrator shall call it.>
 49 2. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-3151

1 Amend House File 659, as passed by the House, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:

5 <DIVISION I
 6 FY 2015-2016

7 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

8 1. There is appropriated from the general fund of
 9 the state to the department of administrative services
 10 for the fiscal year beginning July 1, 2015, and ending
 11 June 30, 2016, the following amounts, or so much
 12 thereof as is necessary, to be used for the purposes
 13 designated:

14 a. For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the
 16 following full-time equivalent positions:

17	\$	4,067,924
18	FTEs	56.56

19 b. For the payment of utility costs, and for not
 20 more than the following full-time equivalent positions:

21	\$	2,568,909
22	FTEs	1.00

23 Notwithstanding section 8.33, any excess moneys
 24 appropriated for utility costs in this lettered
 25 paragraph shall not revert to the general fund of the
 26 state at the end of the fiscal year but shall remain
 27 available for expenditure for the purposes of this
 28 lettered paragraph during the succeeding fiscal year.

29 c. For Terrace Hill operations, and for not more
 30 than the following full-time equivalent positions:

31	\$	405,914
32	FTEs	5.00

33 2. Any moneys and premiums collected by the
 34 department for workers' compensation shall be
 35 segregated into a separate workers' compensation
 36 fund in the state treasury to be used for payment of
 37 state employees' workers' compensation claims and
 38 administrative costs. Notwithstanding section 8.33,
 39 unencumbered or unobligated moneys remaining in this
 40 workers' compensation fund at the end of the fiscal
 41 year shall not revert but shall be available for

42 expenditure for purposes of the fund for subsequent
43 fiscal years.

44 Sec. 2. REVOLVING FUNDS. There is appropriated
45 to the department of administrative services for the
46 fiscal year beginning July 1, 2015, and ending June
47 30, 2016, from the revolving funds designated in
48 chapter 8A and from internal service funds created
49 by the department such amounts as the department
50 deems necessary for the operation of the department

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1 consistent with the requirements of chapter 8A.

2 Sec. 3. STATE EMPLOYEE HEALTH INSURANCE
3 ADMINISTRATION CHARGE. For the fiscal year beginning
4 July 1, 2015, and ending June 30, 2016, the monthly per
5 contract administrative charge which may be assessed by
6 the department of administrative services shall be \$2
7 per contract on all health insurance plans administered
8 by the department.

9 Sec. 4. AUDITOR OF STATE.

10 1. There is appropriated from the general fund of
11 the state to the office of the auditor of state for the
12 fiscal year beginning July 1, 2015, and ending June 30,
13 2016, the following amount, or so much thereof as is
14 necessary, to be used for the purposes designated:

15 For salaries, support, maintenance, and
16 miscellaneous purposes, and for not more than the
17 following full-time equivalent positions:

18	\$	944,506
19	FTEs	103.00

20 2. The auditor of state may retain additional
21 full-time equivalent positions as is reasonable and
22 necessary to perform governmental subdivision audits
23 which are reimbursable pursuant to section 11.20
24 or 11.21, to perform audits which are requested by
25 and reimbursable from the federal government, and
26 to perform work requested by and reimbursable from
27 departments or agencies pursuant to section 11.5A
28 or 11.5B. The auditor of state shall notify the
29 department of management, the legislative fiscal
30 committee, and the legislative services agency of the
31 additional full-time equivalent positions retained.

32 3. The auditor of state shall allocate moneys from
33 the appropriation in this section solely for audit
34 work related to the comprehensive annual financial
35 report, federally required audits, and investigations
36 of embezzlement, theft, or other significant financial
37 irregularities until the audit of the comprehensive
38 annual financial report is complete.

39 Sec. 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE
40 BOARD. There is appropriated from the general fund of

41 the state to the Iowa ethics and campaign disclosure
42 board for the fiscal year beginning July 1, 2015, and
43 ending June 30, 2016, the following amount, or so much
44 thereof as is necessary, to be used for the purposes
45 designated:

46 For salaries, support, maintenance, and
47 miscellaneous purposes, and for not more than the
48 following full-time equivalent positions:

49	\$	550,335
50	FTEs	6.00

Page 3

1 Sec. 6. OFFICE OF THE CHIEF INFORMATION OFFICER —
2 INTERNAL SERVICE FUNDS — IOWACCESS.

3 1. There is appropriated to the office of the chief
4 information officer for the fiscal year beginning July
5 1, 2015, and ending June 30, 2016, from the revolving
6 funds designated in chapter 8B and from internal
7 service funds created by the office such amounts as the
8 office deems necessary for the operation of the office
9 consistent with the requirements of chapter 8B.

10 2. a. Notwithstanding section 321A.3, subsection
11 1, for the fiscal year beginning July 1, 2015, and
12 ending June 30, 2016, the first \$750,000 collected by
13 the department of transportation and transferred to
14 the treasurer of state with respect to the fees for
15 transactions involving the furnishing of a certified
16 abstract of a vehicle operating record under section
17 321A.3, subsection 1, shall be transferred to the
18 IowAccess revolving fund created in section 8B.33 for
19 the purposes of developing, implementing, maintaining,
20 and expanding electronic access to government records
21 as provided by law.

22 b. All fees collected with respect to transactions
23 involving IowAccess shall be deposited in the IowAccess
24 revolving fund and shall be used only for the support
25 of IowAccess projects.

26 Sec. 7. DEPARTMENT OF COMMERCE.

27 1. There is appropriated from the general fund
28 of the state to the department of commerce for the
29 fiscal year beginning July 1, 2015, and ending June 30,
30 2016, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 a. ALCOHOLIC BEVERAGES DIVISION

33 For salaries, support, maintenance, and
34 miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:

36	\$	1,220,391
37	FTEs	17.90

38 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

39 For salaries, support, maintenance, and

40 miscellaneous purposes, and for not more than the
 41 following full-time equivalent positions:
 42 \$ 601,537
 43 FTEs 12.51
 44 2. There is appropriated from the department of
 45 commerce revolving fund created in section 546.12
 46 to the department of commerce for the fiscal year
 47 beginning July 1, 2015, and ending June 30, 2016, the
 48 following amounts, or so much thereof as is necessary,
 49 to be used for the purposes designated:
 50 a. BANKING DIVISION

Page 4

1 For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 9,667,235
 5 FTEs 93.23

6 b. CREDIT UNION DIVISION

7 For salaries, support, maintenance, and
 8 miscellaneous purposes, and for not more than the
 9 following full-time equivalent positions:
 10 \$ 1,869,256
 11 FTEs 16.00

12 c. INSURANCE DIVISION

13 (1) For salaries, support, maintenance, and
 14 miscellaneous purposes, and for not more than the
 15 following full-time equivalent positions:
 16 \$ 5,325,889
 17 FTEs 103.15

18 (2) The insurance division may reallocate
 19 authorized full-time equivalent positions as necessary
 20 to respond to accreditation recommendations or
 21 requirements.

22 (3) The insurance division expenditures for
 23 examination purposes may exceed the projected receipts,
 24 refunds, and reimbursements, estimated pursuant to
 25 section 505.7, subsection 7, including the expenditures
 26 for retention of additional personnel, if the
 27 expenditures are fully reimbursable and the division
 28 first does both of the following:

29 (a) Notifies the department of management, the
 30 legislative services agency, and the legislative fiscal
 31 committee of the need for the expenditures.

32 (b) Files with each of the entities named in
 33 subparagraph division (a) the legislative and
 34 regulatory justification for the expenditures, along
 35 with an estimate of the expenditures.

36 d. UTILITIES DIVISION

37 (1) For salaries, support, maintenance, and
 38 miscellaneous purposes, and for not more than the

39 following full-time equivalent positions:

40	.....	\$	8,560,405
41	.....	FTEs	79.00

42 (2) The utilities division may expend additional
 43 moneys, including moneys for additional personnel, if
 44 those additional expenditures are actual expenses which
 45 exceed the moneys budgeted for utility regulation and
 46 the expenditures are fully reimbursable. Before the
 47 division expends or encumbers an amount in excess of
 48 the moneys budgeted for regulation, the division shall
 49 first do both of the following:

50 (a) Notify the department of management, the

Page 5

1 legislative services agency, and the legislative fiscal
2 committee of the need for the expenditures.

3 (b) File with each of the entities named in
4 subparagraph division (a) the legislative and
5 regulatory justification for the expenditures, along
6 with an estimate of the expenditures.

7 3. CHARGES. Each division and the office of
8 consumer advocate shall include in its charges
9 assessed or revenues generated an amount sufficient
10 to cover the amount stated in its appropriation and
11 any state-assessed indirect costs determined by the
12 department of administrative services.

13 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL
 14 LICENSING AND REGULATION BUREAU. There is appropriated
 15 from the housing trust fund created pursuant to section
 16 16.181, to the bureau of professional licensing and
 17 regulation of the banking division of the department of
 18 commerce for the fiscal year beginning July 1, 2015,
 19 and ending June 30, 2016, the following amount, or
 20 so much thereof as is necessary, to be used for the
 21 purposes designated:

22 For salaries, support, maintenance, and
23 miscellaneous purposes:

24	\$	62,317
----	-------	----	--------

25 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is
 26 appropriated from the general fund of the state to the
 27 offices of the governor and the lieutenant governor for
 28 the fiscal year beginning July 1, 2015, and ending June
 29 30, 2016, the following amounts, or so much thereof as
 30 is necessary, to be used for the purposes designated:

31 1. GENERAL OFFICE

32 For salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the
34 following full-time equivalent positions:

35	.....	\$	2,196,455
36	.....	FTEs	23.00

37 2. TERRACE HILL QUARTERS

38 For the governor’s quarters at Terrace Hill,
 39 including salaries, support, maintenance, and
 40 miscellaneous purposes, and for not more than the
 41 following full-time equivalent positions:
 42 \$ 93,111
 43 FTEs 1.93

44 Sec. 10. GOVERNOR’S OFFICE OF DRUG CONTROL
 45 POLICY. There is appropriated from the general fund
 46 of the state to the governor’s office of drug control
 47 policy for the fiscal year beginning July 1, 2015, and
 48 ending June 30, 2016, the following amount, or so much
 49 thereof as is necessary, to be used for the purposes
 50 designated:

Page 6

1 For salaries, support, maintenance, and
 2 miscellaneous purposes, including statewide
 3 coordination of the drug abuse resistance education
 4 (D.A.R.E.) programs or similar programs, and for not
 5 more than the following full-time equivalent positions:
 6 \$ 241,134
 7 FTEs 4.00

8 Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is
 9 appropriated from the general fund of the state to
 10 the department of human rights for the fiscal year
 11 beginning July 1, 2015, and ending June 30, 2016, the
 12 following amounts, or so much thereof as is necessary,
 13 to be used for the purposes designated:

14 1. CENTRAL ADMINISTRATION DIVISION
 15 For salaries, support, maintenance, and
 16 miscellaneous purposes, and for not more than the
 17 following full-time equivalent positions:
 18 \$ 224,184
 19 FTEs 5.65

20 2. COMMUNITY ADVOCACY AND SERVICES DIVISION
 21 For salaries, support, maintenance, and
 22 miscellaneous purposes, and for not more than the
 23 following full-time equivalent positions:
 24 \$ 1,028,077
 25 FTEs 9.15

26 Sec. 12. DEPARTMENT OF INSPECTIONS AND
 27 APPEALS. There is appropriated from the general fund
 28 of the state to the department of inspections and
 29 appeals for the fiscal year beginning July 1, 2015, and
 30 ending June 30, 2016, the following amounts, or so much
 31 thereof as is necessary, to be used for the purposes
 32 designated:

33 1. ADMINISTRATION DIVISION
 34 For salaries, support, maintenance, and
 35 miscellaneous purposes, and for not more than the
 36 following full-time equivalent positions:

37	.....	\$	545,242
38	.....	FTEs	13.65
39	2. ADMINISTRATIVE HEARINGS DIVISION		
40	For salaries, support, maintenance, and		
41	miscellaneous purposes, and for not more than the		
42	following full-time equivalent positions:		
43	.....	\$	678,942
44	.....	FTEs	23.00
45	3. INVESTIGATIONS DIVISION		
46	a. For salaries, support, maintenance, and		
47	miscellaneous purposes, and for not more than the		
48	following full-time equivalent positions:		
49	\$	2,573,089
50	FTEs	55.00

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1 b. By December 1, 2015, the department, in
 2 coordination with the investigations division, shall
 3 submit a report to the general assembly concerning
 4 the division’s activities relative to fraud in public
 5 assistance programs for the fiscal year beginning July
 6 1, 2014, and ending June 30, 2015. The report shall
 7 include but is not limited to a summary of the number
 8 of cases investigated, case outcomes, overpayment
 9 dollars identified, amount of cost avoidance, and
 10 actual dollars recovered.

11 4. HEALTH FACILITIES DIVISION

12 a. For salaries, support, maintenance, and
 13 miscellaneous purposes, and for not more than the
 14 following full-time equivalent positions:

15	.....	\$	5,092,033
16	.....	FTEs	114.00

17 b. The department shall, in coordination with
 18 the health facilities division, make the following
 19 information available to the public as part of the
 20 department’s development efforts to revise the
 21 department’s internet site:

22 (1) The number of inspections conducted by the
 23 division annually by type of service provider and type
 24 of inspection.

25 (2) The total annual operations budget for the
 26 division, including general fund appropriations and
 27 federal contract dollars received by type of service
 28 provider inspected.

29 (3) The total number of full-time equivalent
 30 positions in the division, to include the number of
 31 full-time equivalent positions serving in a supervisory
 32 capacity, and serving as surveyors, inspectors, or
 33 monitors in the field by type of service provider
 34 inspected.

35 (4) Identification of state and federal survey

36 trends, cited regulations, the scope and severity of
 37 deficiencies identified, and federal and state fines
 38 assessed and collected concerning nursing and assisted
 39 living facilities and programs.

40 c. It is the intent of the general assembly that
 41 the department and division continuously solicit input
 42 from facilities regulated by the division to assess and
 43 improve the division's level of collaboration and to
 44 identify new opportunities for cooperation.

45 5. EMPLOYMENT APPEAL BOARD

46 a. For salaries, support, maintenance, and
 47 miscellaneous purposes, and for not more than the
 48 following full-time equivalent positions:

49	\$	42,215
50	FTEs	11.00

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1 b. The employment appeal board shall be reimbursed
 2 by the labor services division of the department
 3 of workforce development for all costs associated
 4 with hearings conducted under chapter 91C, related
 5 to contractor registration. The board may expend,
 6 in addition to the amount appropriated under this
 7 subsection, additional amounts as are directly billable
 8 to the labor services division under this subsection
 9 and to retain the additional full-time equivalent
 10 positions as needed to conduct hearings required
 11 pursuant to chapter 91C.

12 6. CHILD ADVOCACY BOARD

13 a. For foster care review and the court appointed
 14 special advocate program, including salaries, support,
 15 maintenance, and miscellaneous purposes, and for not
 16 more than the following full-time equivalent positions:

17	\$	2,680,290
18	FTEs	32.25

19 b. The department of human services, in
 20 coordination with the child advocacy board and the
 21 department of inspections and appeals, shall submit an
 22 application for funding available pursuant to Tit. IV-E
 23 of the federal Social Security Act for claims for child
 24 advocacy board administrative review costs.

25 c. The court appointed special advocate program
 26 shall investigate and develop opportunities for
 27 expanding fund-raising for the program.

28 d. Administrative costs charged by the department
 29 of inspections and appeals for items funded under this
 30 subsection shall not exceed 4 percent of the amount
 31 appropriated in this subsection.

32 7. FOOD AND CONSUMER SAFETY

33 For salaries, support, maintenance, and
 34 miscellaneous purposes, and for not more than the

35 following full-time equivalent positions:
 36 \$ 1,279,331
 37 FTEs 23.65
 38 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS
 39 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the
 40 fiscal year beginning July 1, 2015, and ending June 30,
 41 2016, the department of inspections and appeals shall
 42 retain any license fees generated during the fiscal
 43 year as a result of actions under section 137F.3A
 44 occurring during the period beginning July 1, 2009, and
 45 ending June 30, 2016, for the purpose of enforcing the
 46 provisions of chapters 137C, 137D, and 137F.
 47 Sec. 14. RACING AND GAMING COMMISSION — RACING
 48 AND GAMING REGULATION. There is appropriated from
 49 the gaming regulatory revolving fund established in
 50 section 99F.20 to the racing and gaming commission

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1 of the department of inspections and appeals for the
 2 fiscal year beginning July 1, 2015, and ending June 30,
 3 2016, the following amounts, or so much thereof as is
 4 necessary, to be used for the purposes designated:
 5 1. For salaries, support, maintenance, and
 6 miscellaneous purposes for regulation, administration,
 7 and enforcement of pari-mutuel racetracks, excursion
 8 boat gambling, and gambling structure laws and for not
 9 more than the following full-time equivalent positions:
 10 \$ 6,194,499
 11 FTEs 73.75
 12 2. For conducting a study on exchange wagering as
 13 required by 2015 Iowa Acts, Senate File 438:
 14 \$ 50,000
 15 Sec. 15. ROAD USE TAX FUND APPROPRIATION —
 16 DEPARTMENT OF INSPECTIONS AND APPEALS. There is
 17 appropriated from the road use tax fund created in
 18 section 312.1 to the administrative hearings division
 19 of the department of inspections and appeals for the
 20 fiscal year beginning July 1, 2015, and ending June 30,
 21 2016, the following amount, or so much thereof as is
 22 necessary, to be used for the purposes designated:
 23 For salaries, support, maintenance, and
 24 miscellaneous purposes:
 25 \$ 1,623,897
 26 Sec. 16. DEPARTMENT OF MANAGEMENT. There is
 27 appropriated from the general fund of the state to the
 28 department of management for the fiscal year beginning
 29 July 1, 2015, and ending June 30, 2016, the following
 30 amounts, or so much thereof as is necessary, to be used
 31 for the purposes designated:
 32 For enterprise resource planning, providing for a
 33 salary model administrator, conducting performance

34 audits, and the department’s LEAN process; for
 35 salaries, support, maintenance, and miscellaneous
 36 purposes; and for not more than the following full-time
 37 equivalent positions:

38	\$	2,550,220
39	FTEs	20.58

40 Sec. 17. ROAD USE TAX FUND APPROPRIATION —
 41 DEPARTMENT OF MANAGEMENT. There is appropriated from
 42 the road use tax fund created in section 312.1 to the
 43 department of management for the fiscal year beginning
 44 July 1, 2015, and ending June 30, 2016, the following
 45 amount, or so much thereof as is necessary, to be used
 46 for the purposes designated:

47 For salaries, support, maintenance, and 48 miscellaneous purposes:	\$	56,000
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49

50 Sec. 18. IOWA PUBLIC INFORMATION BOARD. There is

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1 appropriated from the general fund of the state to
 2 the Iowa public information board for the fiscal year
 3 beginning July 1, 2015, and ending June 30, 2016, the
 4 following amounts, or so much thereof as is necessary,
 5 to be used for the purposes designated:

6 For salaries, support, maintenance, and 7 miscellaneous purposes and for not more than the 8 following full-time equivalent positions:	\$	400,000
9	FTEs	4.00

10

11 Sec. 19. DEPARTMENT OF REVENUE.
 12 1. There is appropriated from the general fund
 13 of the state to the department of revenue for the
 14 fiscal year beginning July 1, 2015, and ending June 30,
 15 2016, the following amounts, or so much thereof as is
 16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and 18 miscellaneous purposes, and for not more than the 19 following full-time equivalent positions:	\$	17,880,839
20	FTEs	228.55

21

22 2. From the moneys appropriated in this section,
 23 the department shall use \$400,000 to pay the direct
 24 costs of compliance related to the collection and
 25 distribution of local sales and services taxes imposed
 26 pursuant to chapters 423B and 423E.
 27 3. The director of revenue shall prepare and issue
 28 a state appraisal manual and the revisions to the
 29 state appraisal manual as provided in section 421.17,
 30 subsection 17, without cost to a city or county.
 31 Sec. 20. MOTOR VEHICLE FUEL TAX FUND
 32 APPROPRIATION. There is appropriated from the

33 motor vehicle fuel tax fund created pursuant to section
 34 452A.77 to the department of revenue for the fiscal
 35 year beginning July 1, 2015, and ending June 30,
 36 2016, the following amount, or so much thereof as is
 37 necessary, to be used for the purposes designated:

38 For salaries, support, maintenance, and
 39 miscellaneous purposes, and for administration and
 40 enforcement of the provisions of chapter 452A and the
 41 motor vehicle fuel tax program:
 42 \$ 1,305,775

43 Sec. 21. SECRETARY OF STATE. There is appropriated
 44 from the general fund of the state to the office of
 45 the secretary of state for the fiscal year beginning
 46 July 1, 2015, and ending June 30, 2016, the following
 47 amounts, or so much thereof as is necessary, to be used
 48 for the purposes designated:

49 For salaries, support, maintenance, and
 50 miscellaneous purposes, and for not more than the

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1 following full-time equivalent positions:
 2 \$ 2,896,699
 3 FTEs 32.00

4 Sec. 22. SECRETARY OF STATE FILING FEES REFUND.

5 Notwithstanding the obligation to collect fees pursuant
 6 to the provisions of section 489.117, subsection 1,
 7 paragraphs “a” and “o”, section 490.122, subsection
 8 1, paragraphs “a” and “s”, and section 504.113,
 9 subsection 1, paragraphs “a”, “c”, “d”, “j”, “k”, “l”,
 10 and “m”, for the fiscal year beginning July 1, 2015,
 11 the secretary of state may refund these fees to the
 12 filer pursuant to rules established by the secretary of
 13 state. The decision of the secretary of state not to
 14 issue a refund under rules established by the secretary
 15 of state is final and not subject to review pursuant
 16 to chapter 17A.

17 Sec. 23. ADDRESS CONFIDENTIALITY

18 PROGRAM. Contingent upon the enactment of 2015
 19 Iowa Acts, House File 585, establishing an address
 20 confidentiality program for certain victims of crimes,
 21 there is appropriated from the general fund of the
 22 state to the treasurer of state for deposit in the
 23 address confidentiality program fund established in
 24 2015 Iowa Acts, House File 585, the amount of \$47,225
 25 to be used by the office of the secretary of state
 26 for the start-up costs of implementing the address
 27 confidentiality program.

28 Sec. 24. TREASURER OF STATE.

29 1. There is appropriated from the general fund of
 30 the state to the office of treasurer of state for the
 31 fiscal year beginning July 1, 2015, and ending June 30,

32 2016, the following amount, or so much thereof as is
 33 necessary, to be used for the purposes designated:
 34 For salaries, support, maintenance, and
 35 miscellaneous purposes, and for not more than the
 36 following full-time equivalent positions:
 37 \$ 1,084,392
 38 FTEs 28.80

39 2. The office of treasurer of state shall supply
 40 clerical and accounting support for the executive
 41 council.

42 Sec. 25. ROAD USE TAX FUND APPROPRIATION — OFFICE
 43 OF TREASURER OF STATE. There is appropriated from

44 the road use tax fund created in section 312.1 to
 45 the office of treasurer of state for the fiscal year
 46 beginning July 1, 2015, and ending June 30, 2016, the
 47 following amount, or so much thereof as is necessary,
 48 to be used for the purposes designated:

49 For enterprise resource management costs related to
 50 the distribution of road use tax funds:

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1 \$ 93,148
 2 Sec. 26. IPERS — GENERAL OFFICE. There is
 3 appropriated from the Iowa public employees' retirement
 4 system fund created in section 97B.7 to the Iowa
 5 public employees' retirement system for the fiscal year
 6 beginning July 1, 2015, and ending June 30, 2016, the
 7 following amount, or so much thereof as is necessary,
 8 to be used for the purposes designated:
 9 For salaries, support, maintenance, and other
 10 operational purposes to pay the costs of the Iowa
 11 public employees' retirement system, and for not more
 12 than the following full-time equivalent positions:
 13 \$ 17,686,968
 14 FTEs 88.00

15 Sec. 27. IOWA PRODUCTS. As a condition of
 16 receiving an appropriation, any agency appropriated
 17 moneys pursuant to this 2015 Act shall give first
 18 preference when purchasing a product to an Iowa product
 19 or a product produced by an Iowa-based business.
 20 Second preference shall be given to a United States
 21 product or a product produced by a business based in
 22 the United States.

23 Sec. 28. PERSONNEL SETTLEMENT AGREEMENT
 24 PAYMENTS. As a condition of the appropriations in
 25 this Act, the moneys appropriated and any other moneys
 26 available shall not be used for payment of a personnel
 27 settlement agreement that contains a confidentiality
 28 provision intended to prevent public disclosure of the
 29 agreement or any terms of the agreement.

30 Sec. 29. TRANSFER — SECRETARY OF STATE — ADDRESS

31 CONFIDENTIALITY PROGRAM. Contingent upon the enactment
 32 of 2015 Iowa Acts, House File 585, establishing an
 33 address confidentiality program for certain victims
 34 of crimes, any unencumbered or unobligated moneys
 35 remaining in the federal recovery and reinvestment
 36 fund established in section 8.41A on June 30, 2015,
 37 shall be transferred to the office of the secretary
 38 of state for deposit in the address confidentiality
 39 program fund established in 2015 Iowa Acts, House File
 40 585, if enacted, to be used for the start-up costs of
 41 implementing the address confidentiality program.

42 Sec. 30. TRANSFER — SECRETARY OF STATE — ADDRESS
 43 CONFIDENTIALITY PROGRAM. Contingent upon the enactment
 44 of 2015 Iowa Acts, House File 585, establishing
 45 an address confidentiality program for certain
 46 victims of crimes, any unencumbered or unobligated
 47 moneys remaining in the vertical infrastructure fund
 48 established in section 8.57B on June 30, 2015, shall
 49 be transferred to the office of the secretary of state
 50 for deposit in the address confidentiality program

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1 fund established in 2015 Iowa Acts, House File 585,
 2 if enacted, to be used for the start-up costs of
 3 implementing the address confidentiality program.

4 Sec. 31. TRANSFER — DEPARTMENT OF HUMAN RIGHTS —
 5 INDIVIDUAL DEVELOPMENT ACCOUNT STATE MATCH FUND. There
 6 is transferred from the moneys appropriated to the
 7 professional licensing and regulation bureau of the
 8 department of commerce pursuant to section 546.10,
 9 subsection 3, paragraph “b”, to the department of human
 10 rights for the fiscal year beginning July 1, 2015, and
 11 ending June 30, 2016, the following amount to be used
 12 for the purposes designated:

13 For deposit in the individual development account
 14 state match fund created in section 541A.7:
 15 \$ 100,000

16 Sec. 32. Section 8.57, subsection 5, paragraph h,
 17 Code 2015, is amended by striking the paragraph.

18 Sec. 33. 2012 Iowa Acts, chapter 1138, section 7,
 19 subsection 2, is amended to read as follows:

20 2. A banking division mortgage servicing settlement
 21 fund is established, separate and apart from all
 22 other public moneys or funds of the state, under the
 23 control of the division of banking of the department of
 24 commerce. The banking division shall deposit moneys
 25 received by the division from the joint state-federal
 26 mortgage servicing settlement into the fund. Moneys
 27 deposited in the fund are appropriated to the banking
 28 division to be used as provided in a financial
 29 plan developed by the superintendent of banking and

30 approved by the department of management to support
 31 state financial regulation, including oversight of
 32 mortgage lending and mortgage servicing, real estate
 33 and real estate appraisal, state chartered banks, and
 34 other financial services regulated by the division
 35 of banking. Moneys in the fund may also be used to
 36 support financial literacy efforts. The financial
 37 plan may be updated periodically as provided by the
 38 superintendent and approved by the department of
 39 management. Notwithstanding section 8.33, moneys in
 40 the fund that remain unencumbered or unobligated at
 41 the close of a fiscal year shall not revert but shall
 42 remain available for expenditure for the purposes
 43 designated until the close of the fiscal year that
 44 begins July 1, 2014. Any Contingent upon the enactment
 45 of 2015 Iowa Acts, House File 585, establishing an
 46 address confidentiality program for certain victims
 47 of crimes, any unencumbered or unobligated moneys
 48 remaining in the fund on June 30, 2015, shall be
 49 transferred to the general fund of the state office
 50 of the secretary of state for deposit in the address

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1 confidentiality program fund established in 2015
 2 Iowa Acts, House File 585, if enacted, to be used
 3 for the start-up costs of implementing the address
 4 confidentiality program.

5 Sec. 34. REPEAL. Sections 8.41A and 8.57B, Code
 6 2015, are repealed.

7 Sec. 35. EFFECTIVE UPON ENACTMENT. The following
 8 provisions of this division of this Act, being deemed
 9 of immediate importance, take effect upon enactment:

10 1. The section of this Act transferring moneys
 11 remaining in the federal recovery and reinvestment
 12 fund established in section 8.41A on June 30, 2015, to
 13 the office of the secretary of state for deposit in
 14 the address confidentiality program fund established
 15 in 2015 Iowa Acts, House File 585, if enacted, to
 16 be used by the office of the secretary of state
 17 for the start-up costs of implementing the address
 18 confidentiality program.

19 2. The section of this Act transferring moneys
 20 remaining in the vertical infrastructure fund
 21 established in section 8.57B on June 30, 2015, to
 22 the office of the secretary of state for deposit in
 23 the address confidentiality program fund established
 24 in 2015 Iowa Acts, House File 585, if enacted, to
 25 be used by the office of the secretary of state
 26 for the start-up costs of implementing the address
 27 confidentiality program.

28 3. The section of this Act amending 2012 Iowa Acts,

29 chapter 1138, section 7, subsection 2.

30 DIVISION II
31 FY 2016–2017

32 Sec. 36. DEPARTMENT OF ADMINISTRATIVE SERVICES.

33 1. There is appropriated from the general fund of
34 the state to the department of administrative services
35 for the fiscal year beginning July 1, 2016, and ending
36 June 30, 2017, the following amounts, or so much
37 thereof as is necessary, to be used for the purposes
38 designated:

39 a. For salaries, support, maintenance, and
40 miscellaneous purposes, and for not more than the
41 following full-time equivalent positions:

42	\$	2,033,962
43	FTEs	56.56

44 b. For the payment of utility costs, and for not
45 more than the following full-time equivalent positions:

46	\$	1,284,455
47	FTEs	1.00

48 Notwithstanding section 8.33, any excess moneys
49 appropriated for utility costs in this lettered
50 paragraph shall not revert to the general fund of the

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1 state at the end of the fiscal year but shall remain
2 available for expenditure for the purposes of this
3 lettered paragraph during the succeeding fiscal year.

4 c. For Terrace Hill operations, and for not more
5 than the following full-time equivalent positions:

6	\$	202,957
7	FTEs	5.00

8 2. Any moneys and premiums collected by the
9 department for workers' compensation shall be
10 segregated into a separate workers' compensation
11 fund in the state treasury to be used for payment of
12 state employees' workers' compensation claims and
13 administrative costs. Notwithstanding section 8.33,
14 unencumbered or unobligated moneys remaining in this
15 workers' compensation fund at the end of the fiscal
16 year shall not revert but shall be available for
17 expenditure for purposes of the fund for subsequent
18 fiscal years.

19 Sec. 37. REVOLVING FUNDS. There is appropriated
20 to the department of administrative services for the
21 fiscal year beginning July 1, 2016, and ending June
22 30, 2017, from the revolving funds designated in
23 chapter 8A and from internal service funds created
24 by the department such amounts as the department
25 deems necessary for the operation of the department
26 consistent with the requirements of chapter 8A.

27 Sec. 38. STATE EMPLOYEE HEALTH INSURANCE

28 ADMINISTRATION CHARGE. For the fiscal year beginning
 29 July 1, 2016, and ending June 30, 2017, the monthly per
 30 contract administrative charge which may be assessed by
 31 the department of administrative services shall be \$2
 32 per contract on all health insurance plans administered
 33 by the department.

34 Sec. 39. AUDITOR OF STATE.

35 1. There is appropriated from the general fund of
 36 the state to the office of the auditor of state for the
 37 fiscal year beginning July 1, 2016, and ending June 30,
 38 2017, the following amount, or so much thereof as is
 39 necessary, to be used for the purposes designated:

40 For salaries, support, maintenance, and
 41 miscellaneous purposes, and for not more than the
 42 following full-time equivalent positions:

43	\$	472,253
44	FTEs	103.00

45 2. The auditor of state may retain additional
 46 full-time equivalent positions as is reasonable and
 47 necessary to perform governmental subdivision audits
 48 which are reimbursable pursuant to section 11.20
 49 or 11.21, to perform audits which are requested by
 50 and reimbursable from the federal government, and

1 to perform work requested by and reimbursable from
 2 departments or agencies pursuant to section 11.5A
 3 or 11.5B. The auditor of state shall notify the
 4 department of management, the legislative fiscal
 5 committee, and the legislative services agency of the
 6 additional full-time equivalent positions retained.

7 3. The auditor of state shall allocate moneys from
 8 the appropriation in this section solely for audit
 9 work related to the comprehensive annual financial
 10 report, federally required audits, and investigations
 11 of embezzlement, theft, or other significant financial
 12 irregularities until the audit of the comprehensive
 13 annual financial report is complete.

14 Sec. 40. IOWA ETHICS AND CAMPAIGN DISCLOSURE

15 BOARD. There is appropriated from the general fund of
 16 the state to the Iowa ethics and campaign disclosure
 17 board for the fiscal year beginning July 1, 2016, and
 18 ending June 30, 2017, the following amount, or so much
 19 thereof as is necessary, to be used for the purposes
 20 designated:

21 For salaries, support, maintenance, and
 22 miscellaneous purposes, and for not more than the
 23 following full-time equivalent positions:

24	\$	275,168
25	FTEs	6.00

26 Sec. 41. OFFICE OF THE CHIEF INFORMATION OFFICER —

27 INTERNAL SERVICE FUNDS — IOWACCESS.

28 1. There is appropriated to the office of the chief
29 information officer for the fiscal year beginning July
30 1, 2016, and ending June 30, 2017, from the revolving
31 funds designated in chapter 8B and from internal
32 service funds created by the office such amounts as the
33 office deems necessary for the operation of the office
34 consistent with the requirements of chapter 8B.

35 2. a. Notwithstanding section 321A.3, subsection
36 1, for the fiscal year beginning July 1, 2016, and
37 ending June 30, 2017, the first \$375,000 collected by
38 the department of transportation and transferred to
39 the treasurer of state with respect to the fees for
40 transactions involving the furnishing of a certified
41 abstract of a vehicle operating record under section
42 321A.3, subsection 1, shall be transferred to the
43 lowAccess revolving fund created in section 8B.33 for
44 the purposes of developing, implementing, maintaining,
45 and expanding electronic access to government records
46 as provided by law.

47 b. All fees collected with respect to transactions
48 involving lowAccess shall be deposited in the lowAccess
49 revolving fund and shall be used only for the support
50 of lowAccess projects.

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1 Sec. 42. DEPARTMENT OF COMMERCE.

2 1. There is appropriated from the general fund
3 of the state to the department of commerce for the
4 fiscal year beginning July 1, 2016, and ending June 30,
5 2017, the following amounts, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 a. ALCOHOLIC BEVERAGES DIVISION

8 For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11	\$	610,196
12	FTEs	17.90

13 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

14 For salaries, support, maintenance, and
15 miscellaneous purposes, and for not more than the
16 following full-time equivalent positions:

17	\$	300,769
18	FTEs	12.51

19 2. There is appropriated from the department of
20 commerce revolving fund created in section 546.12
21 to the department of commerce for the fiscal year
22 beginning July 1, 2016, and ending June 30, 2017, the
23 following amounts, or so much thereof as is necessary,
24 to be used for the purposes designated:

25 a. BANKING DIVISION

26	For salaries, support, maintenance, and		
27	miscellaneous purposes, and for not more than the		
28	following full-time equivalent positions:		
29	.....	\$	4,833,618
30	.....	FTEs	93.23
31	b. CREDIT UNION DIVISION		
32	For salaries, support, maintenance, and		
33	miscellaneous purposes, and for not more than the		
34	following full-time equivalent positions:		
35	.....	\$	934,628
36	.....	FTEs	16.00
37	c. INSURANCE DIVISION		
38	(1) For salaries, support, maintenance, and		
39	miscellaneous purposes, and for not more than the		
40	following full-time equivalent positions:		
41	.....	\$	2,662,945
42	.....	FTEs	103.15
43	(2) The insurance division may reallocate		
44	authorized full-time equivalent positions as necessary		
45	to respond to accreditation recommendations or		
46	requirements.		
47	(3) The insurance division expenditures for		
48	examination purposes may exceed the projected receipts,		
49	refunds, and reimbursements, estimated pursuant to		
50	section 505.7, subsection 7, including the expenditures		

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1	for retention of additional personnel, if the		
2	expenditures are fully reimbursable and the division		
3	first does both of the following:		
4	(a) Notifies the department of management, the		
5	legislative services agency, and the legislative fiscal		
6	committee of the need for the expenditures.		
7	(b) Files with each of the entities named in		
8	subparagraph division (a) the legislative and		
9	regulatory justification for the expenditures, along		
10	with an estimate of the expenditures.		
11	d. UTILITIES DIVISION		
12	(1) For salaries, support, maintenance, and		
13	miscellaneous purposes, and for not more than the		
14	following full-time equivalent positions:		
15	.....	\$	4,280,203
16	.....	FTEs	79.00
17	(2) The utilities division may expend additional		
18	moneys, including moneys for additional personnel, if		
19	those additional expenditures are actual expenses which		
20	exceed the moneys budgeted for utility regulation and		
21	the expenditures are fully reimbursable. Before the		
22	division expends or encumbers an amount in excess of		
23	the moneys budgeted for regulation, the division shall		
24	first do both of the following:		

25 (a) Notify the department of management, the
26 legislative services agency, and the legislative fiscal
27 committee of the need for the expenditures.

28 (b) File with each of the entities named in
29 subparagraph division (a) the legislative and
30 regulatory justification for the expenditures, along
31 with an estimate of the expenditures.

32 3. CHARGES. Each division and the office of
33 consumer advocate shall include in its charges
34 assessed or revenues generated an amount sufficient
35 to cover the amount stated in its appropriation and
36 any state-assessed indirect costs determined by the
37 department of administrative services.

38 Sec. 43. DEPARTMENT OF COMMERCE — PROFESSIONAL
39 LICENSING AND REGULATION BUREAU. There is appropriated
40 from the housing trust fund created pursuant to section
41 16.181, to the bureau of professional licensing and
42 regulation of the banking division of the department of
43 commerce for the fiscal year beginning July 1, 2016,
44 and ending June 30, 2017, the following amount, or
45 so much thereof as is necessary, to be used for the
46 purposes designated:

47 For salaries, support, maintenance, and
48 miscellaneous purposes:
49 \$ 31,159

50 Sec. 44. GOVERNOR AND LIEUTENANT GOVERNOR. There

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1 is appropriated from the general fund of the state to
2 the offices of the governor and the lieutenant governor
3 for the fiscal year beginning July 1, 2016, and ending
4 June 30, 2017, the following amounts, or so much
5 thereof as is necessary, to be used for the purposes
6 designated:

7 1. GENERAL OFFICE

8 For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11 \$ 1,098,228
12 FTEs 23.00

13 2. TERRACE HILL QUARTERS

14 For the governor’s quarters at Terrace Hill,
15 including salaries, support, maintenance, and
16 miscellaneous purposes, and for not more than the
17 following full-time equivalent positions:

18 \$ 46,556
19 FTEs 1.93

20 Sec. 45. GOVERNOR’S OFFICE OF DRUG CONTROL
21 POLICY. There is appropriated from the general fund
22 of the state to the governor’s office of drug control
23 policy for the fiscal year beginning July 1, 2016, and

24 ending June 30, 2017, the following amount, or so much
25 thereof as is necessary, to be used for the purposes
26 designated:

27	For salaries, support, maintenance, and		
28	miscellaneous purposes, including statewide		
29	coordination of the drug abuse resistance education		
30	(D.A.R.E.) programs or similar programs, and for not		
31	more than the following full-time equivalent positions:		
32	.....	\$	120,567
33	.....	FTEs	4.00

34 Sec. 46. DEPARTMENT OF HUMAN RIGHTS. There is
35 appropriated from the general fund of the state to
36 the department of human rights for the fiscal year
37 beginning July 1, 2016, and ending June 30, 2017, the
38 following amounts, or so much thereof as is necessary,
39 to be used for the purposes designated:

40	1. CENTRAL ADMINISTRATION DIVISION		
41	For salaries, support, maintenance, and		
42	miscellaneous purposes, and for not more than the		
43	following full-time equivalent positions:		
44	.....	\$	112,092
45	.....	FTEs	5.65

46	2. COMMUNITY ADVOCACY AND SERVICES DIVISION		
47	For salaries, support, maintenance, and		
48	miscellaneous purposes, and for not more than the		
49	following full-time equivalent positions:		
50	\$	514,039

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1	FTEs	9.15
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2 Sec. 47. DEPARTMENT OF INSPECTIONS AND
3 APPEALS. There is appropriated from the general fund
4 of the state to the department of inspections and
5 appeals for the fiscal year beginning July 1, 2016, and
6 ending June 30, 2017, the following amounts, or so much
7 thereof as is necessary, to be used for the purposes
8 designated:

9	1. ADMINISTRATION DIVISION		
10	For salaries, support, maintenance, and		
11	miscellaneous purposes, and for not more than the		
12	following full-time equivalent positions:		
13	.....	\$	272,621
14	.....	FTEs	13.65

15	2. ADMINISTRATIVE HEARINGS DIVISION		
16	For salaries, support, maintenance, and		
17	miscellaneous purposes, and for not more than the		
18	following full-time equivalent positions:		
19	.....	\$	339,471
20	.....	FTEs	23.00

21	3. INVESTIGATIONS DIVISION		
22	a. For salaries, support, maintenance, and		

23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 1,286,545
 26 FTEs 55.00

27 b. By December 1, 2016, the department, in
 28 coordination with the investigations division, shall
 29 submit a report to the general assembly concerning
 30 the division's activities relative to fraud in public
 31 assistance programs for the fiscal year beginning July
 32 1, 2015, and ending June 30, 2016. The report shall
 33 include but is not limited to a summary of the number
 34 of cases investigated, case outcomes, overpayment
 35 dollars identified, amount of cost avoidance, and
 36 actual dollars recovered.

37 4. HEALTH FACILITIES DIVISION

38 a. For salaries, support, maintenance, and
 39 miscellaneous purposes, and for not more than the
 40 following full-time equivalent positions:
 41 \$ 2,546,017
 42 FTEs 114.00

43 b. The department shall, in coordination with
 44 the health facilities division, make the following
 45 information available to the public as part of the
 46 department's development efforts to revise the
 47 department's internet site:

48 (1) The number of inspections conducted by the
 49 division annually by type of service provider and type
 50 of inspection.

Page 21

1 (2) The total annual operations budget for the
 2 division, including general fund appropriations and
 3 federal contract dollars received by type of service
 4 provider inspected.

5 (3) The total number of full-time equivalent
 6 positions in the division, to include the number of
 7 full-time equivalent positions serving in a supervisory
 8 capacity, and serving as surveyors, inspectors, or
 9 monitors in the field by type of service provider
 10 inspected.

11 (4) Identification of state and federal survey
 12 trends, cited regulations, the scope and severity of
 13 deficiencies identified, and federal and state fines
 14 assessed and collected concerning nursing and assisted
 15 living facilities and programs.

16 c. It is the intent of the general assembly that
 17 the department and division continuously solicit input
 18 from facilities regulated by the division to assess and
 19 improve the division's level of collaboration and to
 20 identify new opportunities for cooperation.

21 5. EMPLOYMENT APPEAL BOARD

22 a. For salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 21,108
 26 FTEs 11.00

27 b. The employment appeal board shall be reimbursed
 28 by the labor services division of the department
 29 of workforce development for all costs associated
 30 with hearings conducted under chapter 91C, related
 31 to contractor registration. The board may expend,
 32 in addition to the amount appropriated under this
 33 subsection, additional amounts as are directly billable
 34 to the labor services division under this subsection
 35 and to retain the additional full-time equivalent
 36 positions as needed to conduct hearings required
 37 pursuant to chapter 91C.

38 6. CHILD ADVOCACY BOARD

39 a. For foster care review and the court appointed
 40 special advocate program, including salaries, support,
 41 maintenance, and miscellaneous purposes, and for not
 42 more than the following full-time equivalent positions:
 43 \$ 1,340,145
 44 FTEs 32.25

45 b. The department of human services, in
 46 coordination with the child advocacy board and the
 47 department of inspections and appeals, shall submit an
 48 application for funding available pursuant to Tit. IV-E
 49 of the federal Social Security Act for claims for child
 50 advocacy board administrative review costs.

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1 c. The court appointed special advocate program
 2 shall investigate and develop opportunities for
 3 expanding fund-raising for the program.

4 d. Administrative costs charged by the department
 5 of inspections and appeals for items funded under this
 6 subsection shall not exceed 4 percent of the amount
 7 appropriated in this subsection.

8 7. FOOD AND CONSUMER SAFETY

9 For salaries, support, maintenance, and
 10 miscellaneous purposes, and for not more than the
 11 following full-time equivalent positions:
 12 \$ 639,666
 13 FTEs 23.65

14 Sec. 48. DEPARTMENT OF INSPECTIONS AND APPEALS
 15 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the
 16 fiscal year beginning July 1, 2016, and ending June 30,
 17 2017, the department of inspections and appeals shall
 18 retain any license fees generated during the fiscal
 19 year as a result of actions under section 137F.3A
 20 occurring during the period beginning July 1, 2009, and

21 ending June 30, 2017, for the purpose of enforcing the
 22 provisions of chapters 137C, 137D, and 137F.

23 Sec. 49. RACING AND GAMING COMMISSION — RACING

24 AND GAMING REGULATION. There is appropriated from

25 the gaming regulatory revolving fund established in
 26 section 99F.20 to the racing and gaming commission
 27 of the department of inspections and appeals for the
 28 fiscal year beginning July 1, 2016, and ending June 30,
 29 2017, the following amount, or so much thereof as is
 30 necessary, to be used for the purposes designated:

31 For salaries, support, maintenance, and
 32 miscellaneous purposes for regulation, administration,
 33 and enforcement of pari-mutuel racetracks, excursion
 34 boat gambling, and gambling structure laws and for not
 35 more than the following full-time equivalent positions:

36	\$	3,097,250
37	FTEs	73.75

38 Sec. 50. ROAD USE TAX FUND APPROPRIATION —

39 DEPARTMENT OF INSPECTIONS AND APPEALS. There is

40 appropriated from the road use tax fund created in
 41 section 312.1 to the administrative hearings division
 42 of the department of inspections and appeals for the
 43 fiscal year beginning July 1, 2016, and ending June 30,
 44 2017, the following amount, or so much thereof as is
 45 necessary, to be used for the purposes designated:

46 For salaries, support, maintenance, and
 47 miscellaneous purposes:

48	\$	811,949
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49 Sec. 51. DEPARTMENT OF MANAGEMENT. There is

50 appropriated from the general fund of the state to the

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1 department of management for the fiscal year beginning
 2 July 1, 2016, and ending June 30, 2017, the following
 3 amounts, or so much thereof as is necessary, to be used
 4 for the purposes designated:

5 For enterprise resource planning, providing for a
 6 salary model administrator, conducting performance
 7 audits, and the department's LEAN process; for
 8 salaries, support, maintenance, and miscellaneous
 9 purposes; and for not more than the following full-time
 10 equivalent positions:

11	\$	1,275,110
12	FTEs	20.58

13 Sec. 52. ROAD USE TAX FUND APPROPRIATION —

14 DEPARTMENT OF MANAGEMENT. There is appropriated from

15 the road use tax fund created in section 312.1 to the
 16 department of management for the fiscal year beginning
 17 July 1, 2016, and ending June 30, 2017, the following
 18 amount, or so much thereof as is necessary, to be used
 19 for the purposes designated:

20 For salaries, support, maintenance, and
 21 miscellaneous purposes:
 22 \$ 28,000

23 Sec. 53. IOWA PUBLIC INFORMATION BOARD. There is
 24 appropriated from the general fund of the state to
 25 the Iowa public information board for the fiscal year
 26 beginning July 1, 2016, and ending June 30, 2017, the
 27 following amounts, or so much thereof as is necessary,
 28 to be used for the purposes designated:
 29 For salaries, support, maintenance, and
 30 miscellaneous purposes and for not more than the
 31 following full-time equivalent positions:
 32 \$ 200,000
 33 FTEs 4.00

34 Sec. 54. DEPARTMENT OF REVENUE.
 35 1. There is appropriated from the general fund
 36 of the state to the department of revenue for the
 37 fiscal year beginning July 1, 2016, and ending June 30,
 38 2017, the following amounts, or so much thereof as is
 39 necessary, to be used for the purposes designated:
 40 For salaries, support, maintenance, and
 41 miscellaneous purposes, and for not more than the
 42 following full-time equivalent positions:
 43 \$ 8,940,420
 44 FTEs 228.55

45 2. From the moneys appropriated in this section,
 46 the department shall use \$200,000 to pay the direct
 47 costs of compliance related to the collection and
 48 distribution of local sales and services taxes imposed
 49 pursuant to chapters 423B and 423E.
 50 3. The director of revenue shall prepare and issue

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1 a state appraisal manual and the revisions to the
 2 state appraisal manual as provided in section 421.17,
 3 subsection 17, without cost to a city or county.
 4 Sec. 55. MOTOR VEHICLE FUEL TAX FUND
 5 APPROPRIATION. There is appropriated from the
 6 motor vehicle fuel tax fund created pursuant to section
 7 452A.77 to the department of revenue for the fiscal
 8 year beginning July 1, 2016, and ending June 30,
 9 2017, the following amount, or so much thereof as is
 10 necessary, to be used for the purposes designated:
 11 For salaries, support, maintenance, and
 12 miscellaneous purposes, and for administration and
 13 enforcement of the provisions of chapter 452A and the
 14 motor vehicle fuel tax program:
 15 \$ 652,888

16 Sec. 56. SECRETARY OF STATE. There is appropriated
 17 from the general fund of the state to the office of
 18 the secretary of state for the fiscal year beginning

19 July 1, 2016, and ending June 30, 2017, the following
 20 amounts, or so much thereof as is necessary, to be used
 21 for the purposes designated:

22 For salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 1,448,350
 26 FTEs 32.00

27 Sec. 57. SECRETARY OF STATE FILING FEES REFUND.

28 Notwithstanding the obligation to collect fees pursuant
 29 to the provisions of section 489.117, subsection 1,
 30 paragraphs “a” and “o”, section 490.122, subsection
 31 1, paragraphs “a” and “s”, and section 504.113,
 32 subsection 1, paragraphs “a”, “c”, “d”, “j”, “k”, “l”,
 33 and “m”, for the fiscal year beginning July 1, 2016,
 34 the secretary of state may refund these fees to the
 35 filer pursuant to rules established by the secretary of
 36 state. The decision of the secretary of state not to
 37 issue a refund under rules established by the secretary
 38 of state is final and not subject to review pursuant
 39 to chapter 17A.

40 Sec. 58. TREASURER OF STATE.

41 1. There is appropriated from the general fund of
 42 the state to the office of treasurer of state for the
 43 fiscal year beginning July 1, 2016, and ending June 30,
 44 2017, the following amount, or so much thereof as is
 45 necessary, to be used for the purposes designated:

46 For salaries, support, maintenance, and
 47 miscellaneous purposes, and for not more than the
 48 following full-time equivalent positions:
 49 \$ 542,196
 50 FTEs 28.80

Page 25

1 2. The office of treasurer of state shall supply
 2 clerical and secretarial support for the executive
 3 council.

4 Sec. 59. ROAD USE TAX FUND APPROPRIATION — OFFICE
 5 OF TREASURER OF STATE. There is appropriated from
 6 the road use tax fund created in section 312.1 to
 7 the office of treasurer of state for the fiscal year
 8 beginning July 1, 2016, and ending June 30, 2017, the
 9 following amount, or so much thereof as is necessary,
 10 to be used for the purposes designated:

11 For enterprise resource management costs related to
 12 the distribution of road use tax funds:
 13 \$ 46,574

14 Sec. 60. IPERS — GENERAL OFFICE. There is
 15 appropriated from the Iowa public employees’ retirement
 16 system fund created in section 97B.7 to the Iowa
 17 public employees’ retirement system for the fiscal year

18 beginning July 1, 2016, and ending June 30, 2017, the
19 following amount, or so much thereof as is necessary,
20 to be used for the purposes designated:

21	For salaries, support, maintenance, and other		
22	operational purposes to pay the costs of the Iowa		
23	public employees' retirement system, and for not more		
24	than the following full-time equivalent positions:		
25	.....	\$	8,843,484
26	.....	FTEs	88.00

27 Sec. 61. IOWA PRODUCTS. As a condition of
28 receiving an appropriation, any agency appropriated
29 moneys pursuant to this 2015 Act shall give first
30 preference when purchasing a product to an Iowa product
31 or a product produced by an Iowa-based business.
32 Second preference shall be given to a United States
33 product or a product produced by a business based in
34 the United States.

35 Sec. 62. PERSONNEL SETTLEMENT AGREEMENT
36 PAYMENTS. As a condition of the appropriations in
37 this Act, the moneys appropriated and any other moneys
38 available shall not be used for payment of a personnel
39 settlement agreement that contains a confidentiality
40 provision intended to prevent public disclosure of the
41 agreement or any terms of the agreement.

42 DIVISION III

43 AUDIT EXPENSES

44 Sec. 63. Section 11.5B, Code 2015, is amended by
45 adding the following new subsection:

46 NEW SUBSECTION. 15. Office of the chief
47 information officer.>

48 2. Title page, line 4, after <atters> by inserting
49 <and including effective date provisions>

50 3. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
ROBERT E. DVORSKY, Chair

S-3152

1 Amend House File 504, as passed by the House, as
2 follows:

3 1. Page 4, after line 11 by inserting:
4 <Sec. __. Section 522B.11, subsection 7, paragraph
5 e, Code 2015, is amended by striking the paragraph and
6 inserting in lieu thereof the following:

7 e. An insurance producer owes any duties and
8 responsibilities referred to in this subsection only
9 to the policy owner, a person in privity of contract
10 with the insurance producer, and the principal in an
11 agency relationship with the insurance producer. If a
12 person to whom an insurance producer owes duties and
13 responsibilities is deceased or incapacitated, a direct

14 and specifically identified beneficiary referenced
 15 in a written instrument required by the insurer and
 16 delivered to the insurance producer prior to the death
 17 or incapacity may enforce the insurance producer's
 18 duties and responsibilities. An insurance producer
 19 does not owe any duty or responsibility to a person who
 20 was a direct and specifically identified beneficiary if
 21 the policy owner changes the beneficiary in the manner
 22 required by the policy or contract to remove the person
 23 as a beneficiary.>

24 2. Title page, line 1, after <to> by inserting
 25 <insurance, including>

26 3. Title page, line 2, after <documents> by
 27 inserting <and to certain duties, responsibilities, and
 28 liabilities of insurance producers>

29 4. By renumbering as necessary.

MICHAEL E. GRONSTAL

S-3153

1 Amend House File 504, as passed by the House, as
 2 follows:

3 1. Page 1, by striking lines 12 and 13 and
 4 inserting <by electronic means unless the notice is
 5 sent and received as required pursuant to section
 6 554D.117 in a manner that is verifiable and is approved
 7 by the commissioner by rules adopted pursuant to
 8 chapter 17A. A notice of cancellation, nonrenewal,
 9 or termination may also be delivered to a party by
 10 electronic means as a courtesy to the party.>

11 2. Page 1, by striking lines 14 through 22 and
 12 inserting:

13 <Sec. __. Section 505B.1, subsection 4, paragraph
 14 b, subparagraphs (1), (2), (3), and (4), Code 2015, are
 15 amended to read as follows:

16 (1) ~~Any~~ The right or option of the party to have
 17 the notice or document provided or made available in
 18 paper ~~or another non-electronic~~ form.

19 (2) The right of the party to withdraw consent to
 20 have a notice or document delivered by electronic means
 21 and any ~~fee~~, conditions, or consequences imposed in
 22 the event consent is withdrawn.

23 (3) Whether the party's consent applies as follows:

24 (a) Only to the particular transaction as to which
 25 the notice or document must be provided.

26 (b) To notices of cancellation, nonrenewal, or
 27 termination.

28 ~~(b)~~ (c) To other identified categories of notices
 29 or documents that may be delivered by electronic means
 30 during the course of the parties' relationship.

31 (4) ~~(a)~~ The means, after consent is given, by

32 which a party may obtain a paper copy of a notice or
 33 document delivered by electronic means.

34 ~~(b) The fee, if any, for the paper copy.~~

35 Sec. __. Section 505B.1, subsection 4, paragraph
 36 d, subparagraph (1), subparagraph division (b), Code
 37 2015, is amended to read as follows:

38 (b) The right of the party to withdraw consent
 39 without the imposition of any ~~fee~~, condition, or
 40 consequence that was not disclosed under paragraph "b",
 41 subparagraph (2).>

42 3. Page 1, by striking lines 23 through 28.

43 4. Page 2, by striking lines 27 through 32 and
 44 inserting:

45 <NEW SUBSECTION. 11A. It shall be the exclusive
 46 responsibility of an insurer to satisfy the
 47 requirements of this section and to deliver any notice
 48 or document sent to a party pursuant to this section.>

49 5. By renumbering as necessary.

CHAZ ALLEN

S-3154

1 Amend the amendment, S-3153, to House File 504, as
 2 passed by the House, as follows:

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

4 <__. Page 1, line 3, by striking <2. Subject> and
 5 inserting <2. a. Subject>

6 __. Page 1, line 10, by striking <A notice> and
 7 inserting:

8 <b. A notice>>

9 2. Page 1, by striking lines 8 through 10 and
 10 inserting <chapter 17A. Delivery of a notice or
 11 document by electronic means in a manner that meets
 12 the requirements of chapter 554D and this chapter,
 13 and in a manner that is verifiable and is approved
 14 by the commissioner by rule, may be used in lieu
 15 of delivery by mail. Nothing in this section shall
 16 prohibit the delivery of a courtesy copy of a notice of
 17 cancellation, nonrenewal, or termination by electronic
 18 means even if the manner of electronic delivery has not
 19 been approved by the commissioner by rule if both of
 20 the following requirements are met:

21 (1) The notice of cancellation, nonrenewal, or
 22 termination is properly delivered by mail as provided
 23 by law.

24 (2) The requirements of subsection 4 are
 25 satisfied.>>

26 3. By renumbering as necessary.

CHAZ ALLEN

S-3155

HOUSE AMENDMENT TO
SENATE FILE 336

- 1 Amend Senate File 336, as passed by the Senate, as
2 follows:
- 3 1. By striking everything after the enacting clause
4 and inserting:
- 5 Section 1. Section 13.31, subsection 3, Code 2015,
6 is amended to read as follows:
- 7 3. Administer the domestic abuse program provided
8 in chapter 236 and the sexual abuse program provided
9 in chapter 236A.
- 10 Sec. 2. Section 232.8, subsection 1, paragraph d,
11 subparagraph (1), Code 2015, is amended to read as
12 follows:
- 13 (1) The juvenile court shall abide by the
14 provisions of sections 236.4, ~~and~~ 236.6, 236A.6, and
15 236A.8 in holding hearings and making a disposition.
- 16 Sec. 3. Section 232.22, subsection 1, paragraph g,
17 Code 2015, is amended to read as follows:
- 18 g. There is probable cause to believe that the
19 child has committed a delinquent act which would be
20 domestic abuse under chapter 236, ~~or~~ sexual abuse under
21 chapter 236A, or a domestic abuse assault under section
22 708.2A if committed by an adult.
- 23 Sec. 4. NEW SECTION. 236A.1 Short title.
24 This chapter may be cited as the “*Sexual Abuse Act*”.
- 25 Sec. 5. NEW SECTION. 236A.2 Definitions.
26 For purposes of this chapter, unless a different
27 meaning is clearly indicated by the context:
- 28 1. “*Department*” means the department of justice.
29 2. “*Emergency shelter services*” include but are
30 not limited to secure crisis shelters or housing for
31 victims of sexual abuse.
- 32 3. “*Plaintiff*” includes a person filing an action
33 on behalf of an unemancipated minor.
- 34 4. “*Pro se*” means a person proceeding on the
35 person’s own behalf without legal representation.
- 36 5. “*Sexual abuse*” means any commission of a crime
37 defined in chapter 709 or section 726.2 or 728.12.
38 “Sexual abuse” also means any commission of a crime
39 in another jurisdiction under a statute that is
40 substantially similar to any crime defined in chapter
41 709 or section 726.2 or 728.12.
- 42 6. “*Support services*” include but are not limited
43 to legal services, counseling services, transportation

44 services, child care services, and advocacy services.
45 Sec. 6. NEW SECTION. 236A.3 Commencement of
46 **actions — waiver to juvenile court.**
47 1. A person, including a parent or guardian on
48 behalf of an unemancipated minor, may seek relief from
49 sexual abuse by filing a verified petition in the
50 district court. Venue shall lie where either party

Page 2

1 resides. The petition shall state the following:
2 *a.* Name of the plaintiff and the name and address
3 of the plaintiff's attorney, if any. If the plaintiff
4 is proceeding pro se, the petition shall state a
5 mailing address for the plaintiff. A mailing address
6 may be provided by the plaintiff pursuant to section
7 236A.11.
8 *b.* Name and address of the parent or guardian
9 filing the petition, if the petition is being filed on
10 behalf of an unemancipated minor. A mailing address
11 may be provided by the plaintiff pursuant to section
12 236A.11.
13 *c.* Name and address, if known, of the defendant.
14 *d.* Nature of the alleged sexual abuse.
15 *e.* Name and age of each child under eighteen whose
16 welfare may be affected by the controversy.
17 *f.* Desired relief, including a request for
18 temporary or emergency orders.
19 2. A temporary or emergency order shall be based
20 on a showing of a prima facie case of sexual abuse.
21 If the factual basis for the alleged sexual abuse is
22 contested, the court shall issue a protective order
23 based upon a finding of sexual abuse by clear and
24 convincing evidence.
25 3. *a.* The filing fee and court costs for an order
26 for protection and in a contempt action under this
27 chapter shall be waived for the plaintiff.
28 *b.* The clerk of court, the sheriff of any county in
29 this state, and other law enforcement and corrections
30 officers shall perform their duties relating to service
31 of process without charge to the plaintiff. When an
32 order for protection is entered by the court, the court
33 may direct the defendant to pay to the clerk of court
34 the fees for the filing of the petition and reasonable
35 costs of service of process if the court determines the
36 defendant has the ability to pay the plaintiff's fees
37 and costs. In lieu of personal service of an order for
38 protection issued pursuant to this section, the sheriff
39 of any county in this state and other law enforcement

40 and corrections officers may serve a defendant with a
41 short-form notification pursuant to section 664A.4A.

42 4. If the person against whom relief from sexual
43 abuse is being sought is seventeen years of age
44 or younger, the district court shall waive its
45 jurisdiction over the action to the juvenile court.

46 Sec. 7. NEW SECTION. 236A.4 **Plaintiffs proceeding**
47 **pro se — provision of forms and assistance.**

48 1. The department shall prescribe standard forms
49 to be used by plaintiffs seeking protective orders
50 by proceeding pro se in actions under this chapter.

Page 3

1 The standard forms shall include language in fourteen
2 point boldface type. Standard forms prescribed by
3 the department shall be the exclusive forms used by
4 plaintiffs proceeding pro se, and may be used by other
5 plaintiffs. The department shall distribute the forms
6 to the clerks of the district court.

7 2. The clerk of the district court shall furnish
8 the required forms to persons seeking protective orders
9 through pro se proceedings pursuant to this chapter.

10 Sec. 8. NEW SECTION. 236A.5 **Assistance by county**
11 **attorney.**

12 A county attorney's office may provide assistance
13 to a person wishing to initiate proceedings pursuant
14 to this chapter or to a plaintiff at any stage of a
15 proceeding under this chapter, if the individual does
16 not have sufficient funds to pay for legal assistance
17 and if the assistance does not create a conflict
18 of interest for the county attorney's office. The
19 assistance provided may include but is not limited to
20 assistance in obtaining or completing forms, filing
21 a petition or other necessary pleading, presenting
22 evidence to the court, and enforcing the orders of the
23 court entered pursuant to this chapter. Providing
24 assistance pursuant to this section shall not be
25 considered the private practice of law for the purposes
26 of section 331.752.

27 Sec. 9. NEW SECTION. 236A.6 **Hearings — temporary**
28 **orders.**

29 1. Not less than five and not more than fifteen
30 days after commencing a proceeding and upon notice to
31 the other party, a hearing shall be held at which the
32 plaintiff must prove the allegation of sexual abuse by
33 clear and convincing evidence.

34 2. The court may enter any temporary order it deems

35 necessary to protect the plaintiff from sexual abuse
36 prior to the hearing upon good cause shown in an ex
37 parte proceeding. Present danger of sexual abuse to
38 the plaintiff constitutes good cause for purposes of
39 this subsection.

40 3. If a hearing is continued, the court may make or
41 extend any temporary order under subsection 2 that it
42 deems necessary.

43 4. Upon application of a party, the court shall
44 issue subpoenas requiring attendance and testimony of
45 witnesses and production of papers.

46 5. The court shall advise the defendant of a
47 right to be represented by counsel of the defendant's
48 choosing and to have a continuance to secure counsel.

49 6. Hearings shall be recorded.

50 Sec. 10. NEW SECTION. **236A.7 Disposition.**

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1 1. Upon a finding that the defendant has engaged in
2 sexual abuse, the court may grant a protective order or
3 approve a consent agreement which may contain but is
4 not limited to any of the following provisions:

5 a. That the defendant cease sexual abuse of the
6 plaintiff.

7 b. That the defendant stay away from the
8 plaintiff's residence, school, or place of employment.

9 2. An order for a protective order or approved
10 consent agreement shall be for a fixed period of
11 time not to exceed one year. The court may amend or
12 extend its order or a consent agreement at any time
13 upon a petition filed by either party and after notice
14 and hearing. The court may extend the order if the
15 court, after hearing at which the defendant has the
16 opportunity to be heard, finds that the defendant
17 continues to pose a threat to the safety of the victim,
18 persons residing with the victim, or members of the
19 victim's immediate family. The number of extensions
20 that can be granted by the court is not limited.

21 3. The order shall state whether a person is to be
22 taken into custody by a peace officer for a violation
23 of the terms stated in the order.

24 4. The court may order that the defendant pay the
25 plaintiff's attorney fees and court costs.

26 5. An order or consent agreement under this section
27 shall not affect title to real property.

28 6. A copy of any order or approved consent

29 agreement shall be issued to the plaintiff, the
30 defendant, the county sheriff of the county in which
31 the order or consent decree is initially entered, and
32 the twenty-four-hour dispatcher for the county sheriff.
33 Any subsequent amendment or revocation of an order
34 or consent agreement shall be forwarded by the clerk
35 to all individuals and the county sheriff previously
36 notified.

37 7. The clerk shall notify the county sheriff and
38 the twenty-four-hour dispatcher for the county sheriff
39 in writing so that the county sheriff and the county
40 sheriff's dispatcher receive written notice within six
41 hours of filing the order, approved consent agreement,
42 amendment, or revocation. The clerk may fulfill this
43 requirement by sending the notice by facsimile or other
44 electronic transmission which reproduces the notice in
45 writing within six hours of filing the order.

46 8. The county sheriff's dispatcher shall notify all
47 law enforcement agencies having jurisdiction over the
48 matter and the twenty-four-hour dispatcher for the law
49 enforcement agencies upon notification by the clerk.

50 Sec. 11. NEW SECTION. 236A.8 Emergency orders.

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1 1. When the court is unavailable from the close
2 of business at the end of the day or week to the
3 resumption of business at the beginning of the day or
4 week, a petition may be filed before a district judge,
5 or district associate judge designated by the chief
6 judge of the judicial district, who may grant emergency
7 relief in accordance with section 236A.7, subsection
8 1, paragraph "b", if the district judge or district
9 associate judge deems it necessary to protect the
10 plaintiff from sexual abuse, upon good cause shown in
11 an ex parte proceeding. Present danger of sexual abuse
12 to the plaintiff constitutes good cause for purposes
13 of this subsection.

14 2. An emergency order issued under subsection 1
15 shall expire seventy-two hours after issuance. When
16 the order expires, the plaintiff may seek a temporary
17 order from the court pursuant to section 236A.6.

18 3. A petition filed and emergency order issued
19 under this section and any documentation in support of
20 the petition and order shall be immediately certified
21 to the court. The certification shall commence a
22 proceeding for purposes of section 236A.3.

23 Sec. 12. NEW SECTION. **236A.9 Procedure.**

24 A proceeding under this chapter shall be held in
25 accordance with the rules of civil procedure, except
26 as otherwise set forth in this chapter and in chapter
27 664A, and is in addition to any other civil or criminal
28 remedy.

29 Sec. 13. NEW SECTION. **236A.10 Sexual abuse**
30 **information.**

31 1. Criminal or juvenile justice agencies, as
32 defined in section 692.1, shall collect and maintain
33 information on incidents involving sexual abuse
34 and shall provide the information to the department
35 of public safety in the manner prescribed by the
36 department of public safety.

37 2. The department of public safety may compile
38 statistics and issue reports on sexual abuse in Iowa,
39 provided individual identifying details of the sexual
40 abuse are deleted. The statistics and reports may
41 include nonidentifying information on the personal
42 characteristics of perpetrators and victims. The
43 department of public safety may request the cooperation
44 of the department of justice in compiling the
45 statistics and issuing the reports. The department of
46 public safety may provide nonidentifying information
47 on individual incidents of sexual abuse to persons
48 conducting bona fide research, including but not
49 limited to personnel of the department of justice.

50 Sec. 14. NEW SECTION. **236A.11 Plaintiff's address**

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1 — **confidentiality of records.**

2 1. A person seeking relief from sexual abuse under
3 this chapter may use any of the following addresses as
4 a mailing address for purposes of filing a petition
5 under this chapter, as well as for the purpose of
6 obtaining any utility or other service:

7 a. The mailing address of a shelter or other
8 agency.

9 b. A public or private post office box.

10 c. Any other mailing address, with the permission
11 of the resident of that address.

12 2. A person shall report any change of address,
13 whether designated according to subsection 1 or
14 otherwise, to the clerk of court no more than five days
15 after the previous address on record becomes invalid.

16 3. The entire file or a portion of the file in a
17 sexual abuse case shall be sealed by the clerk of court

18 as ordered by the court to protect the privacy interest
19 or safety of any person.

20 4. Notwithstanding subsection 3, court orders and
21 support payment records shall remain public records,
22 although the court may order that address and location
23 information be redacted from the public records.

24 Sec. 15. NEW SECTION. **236A.12 Duties of peace**
25 **officer — magistrate.**

26 1. A peace officer shall use every reasonable means
27 to enforce an order or court-approved consent agreement
28 entered under this chapter, an order that establishes
29 conditions of release or is a protective order or
30 sentencing order in a criminal prosecution arising from
31 a sexual abuse, or a protective order under chapter
32 232. If a peace officer has reason to believe that
33 sexual abuse has occurred, the peace officer shall ask
34 the abused person if any prior orders exist, and shall
35 contact the twenty-four-hour dispatcher to inquire
36 if any prior orders exist. If a peace officer has
37 probable cause to believe that a person has violated
38 an order or approved consent agreement entered under
39 this chapter, an order establishing conditions of
40 release or a protective or sentencing order in a
41 criminal prosecution arising from sexual abuse, or, if
42 the person is an adult, a violation of a protective
43 order under chapter 232, the peace officer shall take
44 the person into custody and shall take the person
45 without unnecessary delay before the nearest or most
46 accessible magistrate in the judicial district in which
47 the person was taken into custody. The magistrate
48 shall make an initial preliminary determination whether
49 there is probable cause to believe that an order or
50 consent agreement existed and that the person taken

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1 into custody has violated its terms. The magistrate's
2 decision shall be entered in the record.

3 2. If a peace officer has probable cause to believe
4 that a person has violated an order or approved
5 consent agreement entered under this chapter, an order
6 establishing conditions of release or a protective or
7 sentencing order in a criminal prosecution arising from
8 a sexual abuse, or a protective order under chapter
9 232, and the peace officer is unable to take the person
10 into custody within twenty-four hours of making the
11 probable cause determination, the peace officer shall

12 either request a magistrate to make a determination
 13 as to whether a rule to show cause or arrest warrant
 14 should be issued, or refer the matter to the county
 15 attorney.

16 3. If the magistrate finds probable cause, the
 17 magistrate shall order the person to appear either
 18 before the court which issued the original order or
 19 approved the consent agreement, or before the court
 20 in the jurisdiction where the alleged violation took
 21 place, at a specified time not less than five days nor
 22 more than fifteen days after the initial appearance
 23 under this section. The magistrate shall cause the
 24 original court to be notified of the contents of the
 25 magistrate's order.

26 4. A peace officer shall not be held civilly or
 27 criminally liable for acting pursuant to this section
 28 provided that the peace officer acts reasonably and in
 29 good faith, on probable cause, and the officer's acts
 30 do not constitute a willful and wanton disregard for
 31 the rights or safety of another.

32 Sec. 16. NEW SECTION. 236A.13 Prevention of
 33 **further abuse — notification of rights — arrest —**
 34 **liability.**

35 1. If a peace officer has reason to believe that
 36 sexual abuse has occurred, the officer shall use all
 37 reasonable means to prevent further abuse including but
 38 not limited to the following:

39 a. If requested, remaining on the scene as long as
 40 there is a danger to an abused person's physical safety
 41 without the presence of a peace officer, including but
 42 not limited to staying in the dwelling unit, or if
 43 unable to remain on the scene, assisting the person in
 44 leaving the residence.

45 b. Assisting an abused person in obtaining medical
 46 treatment necessitated by an assault, including
 47 providing assistance to the abused person in obtaining
 48 transportation to the emergency room of the nearest
 49 hospital.

50 c. Providing an abused person with immediate and

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1 adequate notice of the person's rights. The notice
 2 shall consist of handing the person a document that
 3 includes the telephone numbers of shelters, support
 4 groups, and crisis lines operating in the area and
 5 contains a copy of the following statement written in

6 English and Spanish; asking the person to read the
7 card; and asking whether the person understands the
8 rights:

9 You have the right to ask the court for the
10 following help on a temporary basis:

11 [1] Keeping your attacker away from you, your home,
12 and your place of work.

13 [2] The right to stay at your home without
14 interference from your attacker.

15 You have the right to seek help from the court to
16 seek a protective order with or without the assistance
17 of legal representation. You have the right to seek
18 help from the courts without the payment of court costs
19 if you do not have sufficient funds to pay the costs.

20 You have the right to file criminal charges for
21 threats, assaults, or other related crimes.

22 You have the right to seek restitution against your
23 attacker for harm to yourself or your property.

24 If you are in need of medical treatment, you have
25 the right to request that the officer present assist
26 you in obtaining transportation to the nearest hospital
27 or otherwise assist you.

28 If you believe that police protection is needed for
29 your physical safety, you have the right to request
30 that the officer present remain at the scene until you
31 and other affected parties can leave or until safety
32 is otherwise ensured.

33 2. A peace officer is not civilly or criminally
34 liable for actions pursuant to this section taken
35 reasonably and in good faith.

36 Sec. 17. NEW SECTION. **236A.14 Prohibition against**
37 **referral.**

38 In a criminal action arising from sexual abuse, as
39 defined in section 236A.2, the prosecuting attorney or
40 court shall not refer or order the parties involved
41 to mediation or other nonjudicial procedures prior to
42 judicial resolution of the action.

43 Sec. 18. NEW SECTION. **236A.15 Application for**
44 **designation and funding as a provider of services for**
45 **victims of sexual abuse.**

46 Upon receipt of state or federal funding designated
47 for victims of sexual abuse by the department, a public
48 or private nonprofit organization may apply to the
49 department for designation and funding as a provider
50 of emergency shelter services and support services

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1 to victims of sexual abuse. The application shall
2 be submitted on a form prescribed by the department
3 and shall include but not be limited to information
4 regarding services to be provided, budget, and security
5 measures.

6 **Sec. 19. NEW SECTION. 236A.16 Department powers**
7 **and duties.**

8 1. The department shall do all of the following:

9 a. Designate and award grants for existing and
10 pilot programs pursuant to this chapter to provide
11 emergency shelter services and support services to
12 victims of sexual abuse.

13 b. Design and implement a uniform method of
14 collecting data from sexual abuse organizations funded
15 under this chapter.

16 c. Designate and award moneys for publicizing and
17 staffing a statewide, toll-free telephone hotline
18 for use by victims of sexual abuse. The department
19 may award a grant to a public agency or a private,
20 nonprofit organization for the purpose of operating the
21 hotline. The operation of the hotline shall include
22 informing victims of their rights and of various
23 community services that are available, referring
24 victims to service providers, receiving complaints
25 concerning misconduct by peace officers and encouraging
26 victims to refer such complaints to the office of
27 ombudsman, providing counseling services to victims
28 over the telephone, and providing sexual abuse victim
29 advocacy.

30 d. Advertise the toll-free telephone hotline
31 through the use of public service announcements,
32 billboards, print and broadcast media services,
33 and other appropriate means, and contact media
34 organizations to encourage the provision of free or
35 inexpensive advertising concerning the hotline and its
36 services.

37 e. Develop, with the assistance of the entity
38 operating the telephone hotline and other sexual abuse
39 victim services providers, brochures explaining the
40 rights of victims set forth under section 236A.13 and
41 the services of the telephone hotline, and distribute
42 the brochures to law enforcement agencies, victim
43 service providers, health practitioners, charitable and
44 religious organizations, and other entities that may
45 have contact with victims of sexual abuse.

46 2. The department shall consult and cooperate with

47 all public and private agencies which may provide
48 services to victims of sexual abuse, including but not
49 limited to legal services, social services, prospective
50 employment opportunities, and unemployment benefits.

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1 3. The department may accept, use, and dispose of
2 contributions of money, services, and property made
3 available by an agency or department of the state or
4 federal government, or a private agency or individual.

5 Sec. 20. NEW SECTION. **236A.17 Sexual abuse**
6 **training requirements.**

7 The department, in cooperation with victim service
8 providers, shall work with various professional
9 organizations to encourage organizations to establish
10 training programs for professionals who work in the
11 area of sexual abuse prevention and services. Sexual
12 abuse training may include but is not limited to the
13 following areas:

14 1. The enforcement of both civil and criminal
15 remedies in sexual abuse matters.

16 2. The nature, extent, and causes of sexual abuse.

17 3. The legal rights and remedies available
18 to sexual abuse victims, including crime victim
19 compensation.

20 4. Services available to sexual abuse victims
21 including the sexual abuse telephone hotline.

22 5. The duties of peace officers pursuant to this
23 chapter.

24 6. Techniques for intervention in sexual abuse
25 cases.

26 Sec. 21. NEW SECTION. **236A.18 Reference to certain**
27 **criminal provisions.**

28 In addition to the provisions contained in this
29 chapter, certain criminal penalties and provisions
30 pertaining to sexual abuse are set forth in chapters
31 664A and 709 and section 726.2 or 728.12.

32 Sec. 22. NEW SECTION. **236A.19 Foreign protective**
33 **orders — registration — enforcement.**

34 1. As used in this section, "*foreign protective*
35 *order*" means a protective order entered by a court of
36 another state, Indian tribe, or United States territory
37 that would be an order or court-approved consent
38 agreement entered under this chapter, an order that
39 establishes conditions of release, or a protective
40 order or sentencing order in a criminal prosecution

41 arising from a sexual abuse if it had been entered in
42 Iowa.
43 2. A certified or authenticated copy of a permanent
44 foreign protective order may be filed with the clerk of
45 the district court in any county that would have venue
46 if the original action was being commenced in this
47 state or in which the person in whose favor the order
48 was entered may be present.
49 a. The clerk shall file foreign protective orders
50 that are not certified or authenticated, if supported

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1 by an affidavit of a person with personal knowledge,
2 subject to the penalties for perjury. The person
3 protected by the order may provide this affidavit.
4 b. The clerk shall provide copies of the order as
5 required by section 236A.7, except that notice shall
6 not be provided to the respondent without the express
7 written direction of the person in whose favor the
8 order was entered.
9 3. a. A valid foreign protective order has the
10 same effect and shall be enforced in the same manner as
11 a protective order issued in this state whether or not
12 filed with a clerk of court or otherwise placed in a
13 registry of protective orders.
14 b. A foreign protective order is valid if it meets
15 all of the following:
16 (1) The order states the name of the protected
17 individual and the individual against whom enforcement
18 is sought.
19 (2) The order has not expired.
20 (3) The order was issued by a court or tribunal
21 that had jurisdiction over the parties and subject
22 matter under the law of the foreign jurisdiction.
23 (4) The order was issued in accordance with
24 the respondent's due process rights, either after
25 the respondent was provided with reasonable notice
26 and an opportunity to be heard before the court or
27 tribunal that issued the order, or in the case of an
28 ex parte order, the respondent was granted notice and
29 opportunity to be heard within a reasonable time after
30 the order was issued.
31 c. Proof that a foreign protective order failed
32 to meet all of the factors listed in paragraph "b"
33 shall be an affirmative defense in any action seeking
34 enforcement of the order.

35 4. A peace officer shall treat a foreign protective
36 order as a valid legal document and shall make an
37 arrest for a violation of the foreign protective order
38 in the same manner that a peace officer would make an
39 arrest for a violation of a protective order issued
40 within this state.

41 a. The fact that a foreign protective order has not
42 been filed with the clerk of court or otherwise placed
43 in a registry shall not be grounds to refuse to enforce
44 the terms of the order unless it is apparent to the
45 officer that the order is invalid on its face.

46 b. A peace officer acting reasonably and in good
47 faith in connection with the enforcement of a foreign
48 protective order shall be immune from civil and
49 criminal liability in any action arising in connection
50 with such enforcement.

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1 5. Filing and service costs in connection with
2 foreign protective orders are waived as provided in
3 section 236A.3.

4 Sec. 23. **NEW SECTION. 236A.20 Mutual protective**
5 **orders prohibited — exceptions.**

6 A court in an action under this chapter shall not
7 issue mutual protective orders against the victim and
8 the abuser unless both file a petition requesting a
9 protective order.

10 Sec. 24. Section 331.304, Code 2015, is amended by
11 adding the following new subsection:

12 **NEW SUBSECTION. 12.** A county shall not adopt or
13 enforce any ordinance or regulation in violation of
14 chapter 562C.

15 Sec. 25. Section 331.424, subsection 1, paragraph
16 a, subparagraph (6), Code 2015, is amended to read as
17 follows:

18 (6) The maintenance and operation of the courts,
19 including but not limited to the salary and expenses
20 of the clerk of the district court and other employees
21 of the clerk's office, and bailiffs, court costs
22 if the prosecution fails or if the costs cannot be
23 collected from the person liable, costs and expenses
24 of prosecution under section 189A.17, salaries and
25 expenses of juvenile court officers under chapter
26 602, court-ordered costs in domestic abuse cases
27 under section 236.5, sexual abuse cases under section

28 236A.7, and elder abuse cases under section 235F.6,
 29 the county's expense for confinement of prisoners
 30 under chapter 356A, temporary assistance to the county
 31 attorney, county contributions to a retirement system
 32 for bailiffs, reimbursement for judicial magistrates
 33 under section 602.6501, claims filed under section
 34 622.93, interpreters' fees under section 622B.7,
 35 uniform citation and complaint supplies under section
 36 805.6, and costs of prosecution under section 815.13.
 37 Sec. 26. Section 364.3, Code 2015, is amended by
 38 adding the following new subsection:
 39 NEW SUBSECTION. 11. A city shall not adopt or
 40 enforce any ordinance or regulation in violation of
 41 chapter 562C.
 42 Sec. 27. Section 507B.4, subsection 3, paragraph
 43 g, subparagraph (3), Code 2015, is amended to read as
 44 follows:
 45 (3) Making or permitting any discrimination in the
 46 sale of insurance solely on the basis of domestic abuse
 47 as defined in section 236.2 or sexual abuse as defined
 48 in section 236A.2.
 49 Sec. 28. NEW SECTION. **562C.1 Title — purpose.**
 50 1. This chapter shall be known and may be cited as

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1 the *“Right to Assistance Act”*.
 2 2. The purpose of this chapter is to ensure that
 3 an owner, lessee, or lessor of property in need of law
 4 enforcement assistance or other emergency assistance
 5 in the state of Iowa is not penalized for those
 6 authorities being contacted, and to provide a remedy
 7 for violations of this chapter.
 8 Sec. 29. NEW SECTION. **562C.2 Definitions.**
 9 For purposes of this chapter, unless the context
 10 otherwise requires:
 11 1. *“Commercial landlord”* means a person who is the
 12 owner, lessor, or sublessor of a property on which a
 13 tenant operates or intends to operate a business.
 14 2. *“Commercial tenant”* means a person who leases a
 15 property for the purpose of operating a business on the
 16 property.
 17 3. *“Landlord”* means a commercial landlord or a
 18 residential landlord.
 19 4. *“Owner”* means one or more persons, jointly or
 20 severally, in whom is vested either of the following:

- 21 *a.* All or part of the legal title to property.
22 *b.* All or part of the beneficial ownership and a
23 right to present use and enjoyment of the property, and
24 the term includes a mortgagee in possession.
25 5. “*Rental agreement*” means the same as defined
26 in section 562A.6 or 562B.7, or an oral or written
27 agreement embodying the terms and conditions concerning
28 the use and occupancy of real estate used for
29 commercial purposes, whichever is applicable.
30 6. “*Resident*” means a residential tenant, a member
31 of such tenant’s family, and any other person residing
32 at the premises with the consent of the residential
33 tenant.
34 7. “*Residential landlord*” means the same as
35 “landlord” in section 562A.6 or 562B.7, whichever is
36 applicable.
37 8. “*Residential tenant*” means the same as “tenant”
38 in section 562A.6 or 562B.7, whichever is applicable.
39 9. “*Tenant*” means a commercial tenant or
40 residential tenant.
41 Sec. 30. **NEW SECTION. 562C.3 Uniform application.**
42 To provide for the uniform application of the
43 provisions of this chapter, the provisions of this
44 chapter shall supersede any local ordinance, rule, or
45 regulation that is inconsistent with or conflicts with
46 the provisions of this chapter.
47 Sec. 31. **NEW SECTION. 562C.4 Prohibition of local**
48 **penalties for emergency assistance contact.**
49 1. An ordinance, rule, or regulation of a city,
50 county, or other governmental entity shall not

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- 1 authorize imposition of a penalty against a resident,
2 owner, tenant, or landlord for a contact made for law
3 enforcement assistance or other emergency assistance
4 by or on behalf of a victim of abuse, a victim of a
5 crime, or an individual in an emergency, if either of
6 the following is established:
7 *a.* The person making the contact had a reasonable
8 belief that the emergency assistance was necessary to
9 prevent the perpetration or escalation of the abuse,
10 crime, or emergency.
11 *b.* In the event of abuse, crime, or other
12 emergency, the emergency assistance was actually
13 needed.

14 2. Penalties prohibited by subsection 1 include the
15 following:

16 a. The actual or threatened revocation, suspension,
17 or nonrenewal of a rental certificate, license, or
18 permit.

19 b. The actual or threatened assessment of
20 penalties, fines, or fees.

21 c. The actual or threatened eviction, or causing
22 the actual or threatened eviction, from the leased
23 premises.

24 3. This section does not prohibit a city,
25 county, or other governmental entity from enforcing
26 any ordinance, rule, or regulation premised upon
27 grounds other than a contact made for law enforcement
28 assistance or other emergency assistance by or on
29 behalf of a victim of abuse, a victim of a crime, or an
30 individual in an emergency.

31 Sec. 32. NEW SECTION. **562C.5 Prohibition of**
32 **landlord penalties — waiver of rights.**

33 1. A landlord may not prohibit or limit a
34 resident's or tenant's rights to summon law enforcement
35 assistance or other emergency assistance by or on
36 behalf of a victim of abuse, a victim of a crime,
37 or an individual in an emergency or may not impose
38 monetary or other penalties on a resident or tenant who
39 exercises that right.

40 2. Any waiver of the provisions of this section is
41 contrary to public policy and is void, unenforceable,
42 and of no force or effect.

43 3. This section shall not be construed to prohibit
44 a landlord from recovering from a resident or tenant an
45 amount equal to the costs incurred to repair property
46 damage if the damage is caused by law enforcement or
47 other emergency personnel summoned by the resident or
48 tenant.

49 4. This section does not prohibit a landlord from
50 terminating, evicting, or refusing to renew a tenancy

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1 or rental agreement when such action is premised upon
2 grounds other than a contact made for law enforcement
3 assistance or other emergency assistance by or on
4 behalf of a victim of abuse, a victim of a crime, or an
5 individual in an emergency.

6 Sec. 33. NEW SECTION. **562C.6 Remedies.**

7 1. In addition to other remedies provided by
8 law, if a city, county, or other governmental entity
9 violates the provisions of this chapter, a resident,
10 owner, tenant, or landlord is entitled to recover from
11 the city, county, or other governmental entity any of
12 the following:

13 a. An order requiring the city, county, or other
14 governmental entity to cease and desist the unlawful
15 practice.

16 b. Other equitable relief, including reinstatement
17 of a rental certificate, license, or permit, as the
18 court may deem appropriate.

19 c. Actual damages.

20 d. Reasonable attorney fees the resident, owner,
21 tenant, or landlord incurs in seeking enforcement of
22 this chapter.

23 e. Court costs.

24 2. In addition to other remedies provided by law,
25 if an owner or landlord violates the provisions of this
26 chapter, a resident or tenant is entitled to recover
27 from the owner or landlord any of the following:

28 a. A civil penalty in an amount equal to one
29 month's rent.

30 b. Actual damages.

31 c. Reasonable attorney fees the tenant or resident
32 incurs in seeking enforcement of this chapter.

33 d. Court costs.

34 e. Injunctive relief.

35 Sec. 34. Section 600A.8, Code 2015, is amended by
36 adding the following new subsection:

37 **NEW SUBSECTION.** 11. A biological parent of the
38 child who is the subject of the termination of parental
39 rights has been convicted of sexual abuse against the
40 other biological parent of the child and the child was
41 conceived as a result of the sexual abuse.

42 Sec. 35. Section 664A.1, subsection 2, Code 2015,
43 is amended to read as follows:

44 2. "*Protective order*" means a protective order
45 issued pursuant to chapter 232, a court order or
46 court-approved consent agreement entered pursuant
47 to this chapter or chapter 235F, a court order or
48 court-approved consent agreement entered pursuant
49 to chapter 236 or 236A, including a valid foreign
50 protective order under section 236.19, subsection 3, or

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1 section 236A.19, subsection 3, a temporary or permanent
2 protective order or order to vacate the homestead under
3 chapter 598, or an order that establishes conditions of
4 release or is a protective order or sentencing order in
5 a criminal prosecution arising from a domestic abuse
6 assault under section 708.2A, or a civil injunction
7 issued pursuant to section 915.22.

8 Sec. 36. Section 664A.2, subsection 2, Code 2015,
9 is amended to read as follows:

10 2. A protective order issued in a civil proceeding
11 shall be issued pursuant to chapter 232, 235F, 236,

12 236A.598, or 915. Punishment for a violation of a
 13 protective order shall be imposed pursuant to section
 14 664A.7.

15 Sec. 37. Section 664A.3, subsection 1, unnumbered
 16 paragraph 1, Code 2015, is amended to read as follows:

17 When a person is taken into custody for contempt
 18 proceedings pursuant to section 236.11, taken into
 19 custody pursuant to section 236A.12, or arrested for
 20 any public offense referred to in section 664A.2,
 21 subsection 1, and the person is brought before a
 22 magistrate for initial appearance, the magistrate shall
 23 enter a no-contact order if the magistrate finds both
 24 of the following:

25 Sec. 38. Section 664A.3, subsection 2, Code 2015,
 26 is amended to read as follows:

27 2. Notwithstanding chapters 804 and 805, a person
 28 taken into custody pursuant to section 236.11 or
 29 236A.12 or arrested pursuant to section 236.12 may
 30 be released on bail or otherwise only after initial
 31 appearance before a magistrate as provided in chapter
 32 804 and the rules of criminal procedure or section
 33 236.11 or 236A.12, whichever is applicable.

34 Sec. 39. Section 664A.4, subsection 2, Code 2015,
 35 is amended to read as follows:

36 2. The clerk of the district court shall
 37 provide a notice and copy of the no-contact order
 38 to the appropriate law enforcement agencies and the
 39 twenty-four-hour dispatcher for the law enforcement
 40 agencies in the same manner as provided in section
 41 235F.6, ~~or 236.5~~, or 236A.7, as applicable. The clerk of
 42 the district court shall provide a notice and copy of a
 43 modification or vacation of a no-contact order in the
 44 same manner.

45 Sec. 40. Section 664A.5, Code 2015, is amended to
 46 read as follows:

47 **664A.5 Modification — entry of permanent no-contact**
 48 **order.**

49 If a defendant is convicted of, receives a deferred
 50 judgment for, or pleads guilty to a public offense

1 referred to in section 664A.2, subsection 1, or is
 2 held in contempt for a violation of a no-contact order
 3 issued under section 664A.3 or for a violation of a
 4 protective order issued pursuant to chapter 232, 235F,
 5 236, 236A.598, or 915, the court shall either terminate
 6 or modify the temporary no-contact order issued by the
 7 magistrate. The court may enter a no-contact order or
 8 continue the no-contact order already in effect for
 9 a period of five years from the date the judgment is
 10 entered or the deferred judgment is granted, regardless

11 of whether the defendant is placed on probation.

12 Sec. 41. Section 664A.7, subsections 1, 3, and 5,
13 Code 2015, are amended to read as follows:

14 1. Violation of a no-contact order issued under
15 this chapter or a protective order issued pursuant
16 to chapter 232, 235F, 236, 236A or 598, including a
17 modified no-contact order, is punishable by summary
18 contempt proceedings.

19 3. If convicted of or held in contempt for
20 a violation of a no-contact order or a modified
21 no-contact order for a public offense referred to in
22 section 664A.2, subsection 1, or held in contempt
23 of a no-contact order issued during a contempt
24 proceeding brought pursuant to section 236.11 or
25 236A.12, the person shall be confined in the county
26 jail for a minimum of seven days. A jail sentence
27 imposed pursuant to this subsection shall be served
28 on consecutive days. No portion of the mandatory
29 minimum term of confinement imposed by this subsection
30 shall be deferred or suspended. A deferred judgment,
31 deferred sentence, or suspended sentence shall not
32 be entered for a violation of a no-contact order,
33 modified no-contact order, or protective order and the
34 court shall not impose a fine in lieu of the minimum
35 sentence, although a fine may be imposed in addition to
36 the minimum sentence.

37 5. Violation of a no-contact order entered for the
38 offense or alleged offense of domestic abuse assault
39 in violation of section 708.2A or a violation of a
40 protective order issued pursuant to chapter 232, 235F,
41 236, 236A, 598, or 915 constitutes a public offense and
42 is punishable as a simple misdemeanor. Alternatively,
43 the court may hold a person in contempt of court for
44 such a violation, as provided in subsection 3.

45 Sec. 42. Section 702.11, subsection 1, Code 2015,
46 is amended to read as follows:

47 1. A "*forcible felony*" is any felonious child
48 endangerment, assault, murder, sexual abuse,
49 kidnapping, robbery, arson in the first degree, ~~or~~
50 burglary in the first degree, or human trafficking.

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1 Sec. 43. Section 709.15, subsection 1, paragraph
2 f, Code 2015, is amended by striking the paragraph and
3 inserting in lieu thereof the following:

4 *f.* (1) "*School employee*" means any of the
5 following, except as provided in subparagraph (2):

6 (a) A person who holds a license, certificate,
7 authorization, or statement of professional recognition
8 issued by the board of educational examiners under
9 chapter 272.

10 (b) A person employed by a school district or
 11 nonpublic school full-time or part-time, or as a
 12 substitute employee.

13 (c) A contract employee of a school district or
 14 nonpublic school who has significant contact with
 15 students enrolled in the school district or nonpublic
 16 school.

17 (d) A person who performs services as a volunteer
 18 for a school district or nonpublic school and who has
 19 significant contact with students enrolled in the
 20 school district or nonpublic school.

21 (2) "School employee" does not include the
 22 following:

23 (a) A student enrolled in a school district or
 24 nonpublic school.

25 (b) A person who holds a coaching authorization
 26 issued under section 272.31, subsection 1, if the
 27 person is less than four years older than the student
 28 with whom the person engages in conduct prohibited
 29 under subsection 3, paragraph "a", and the person is
 30 not in a position of direct authority over the student.

31 (c) A person who performs services as a volunteer
 32 for a school district or nonpublic school and who has
 33 significant contact with students enrolled in the
 34 school district or nonpublic school, if the person
 35 is less than four years older than the student with
 36 whom the person engages in conduct prohibited under
 37 subsection 3, paragraph "a", and the person is not in a
 38 position of direct authority over the student.

39 Sec. 44. Section 709.15, subsection 3, Code 2015,
 40 is amended by adding the following new paragraph:

41 NEW PARAGRAPH. c. The provisions of this
 42 subsection do not apply to a person who is employed
 43 by, volunteers for, or is under contract with a school
 44 district or nonpublic school if the student is not
 45 enrolled in the same school district or nonpublic
 46 school that employs the person or for which the person
 47 volunteers or is under contract, and the person does
 48 not meet the requirements of subsection 1, paragraph
 49 "f", subparagraph (1), subparagraph division (a).

50 Sec. 45. Section 709.21, subsection 1, paragraph a,

Page 19

1 Code 2015, is amended to read as follows:

2 a. The other person ~~does not have knowledge about~~
 3 ~~and~~ does not consent or is unable to consent to being
 4 viewed, photographed, or filmed.

5 Sec. 46. Section 709.21, subsection 3, Code 2015,
 6 is amended to read as follows:

7 3. A person who violates this section commits a
 8 ~~serious~~ an aggravated misdemeanor.

9 Sec. 47. Section 716.7, subsection 2, paragraph
10 a, Code 2015, is amended by adding the following new
11 subparagraph:

12 NEW SUBPARAGRAPH. (7) Intentionally viewing,
13 photographing, or filming another person through the
14 window or any other aperture of a dwelling, without
15 legitimate purpose, while present on the real property
16 upon which the dwelling is located, or while placing
17 on or retrieving from such property equipment to view,
18 photograph, or film another person, if the person
19 being viewed, photographed, or filmed has a reasonable
20 expectation of privacy, and if the person being viewed,
21 photographed, or filmed does not consent or cannot
22 consent to being viewed, photographed, or filmed.

23 Sec. 48. Section 716.8, subsection 1, Code 2015, is
24 amended to read as follows:

25 1. Any person who knowingly trespasses upon the
26 property of another commits a simple misdemeanor,
27 except that any person who intentionally trespasses as
28 defined in section 716.7, subsection 2, paragraph "a",
29 subparagraph (7), commits a serious misdemeanor.

30 Sec. 49. Section 915.22, subsection 5, Code 2015,
31 is amended to read as follows:

32 5. The clerk of the district court shall provide
33 notice and copies of restraining orders issued pursuant
34 to this section in a criminal case involving an
35 alleged violation of section 708.2A to the applicable
36 law enforcement agencies and the twenty-four hour
37 dispatcher for the law enforcement agencies, in the
38 manner provided for protective orders under section
39 236.5 or 236A.7. The clerk shall provide notice and
40 copies of modifications or vacations of these orders
41 in the same manner.

42 Sec. 50. Section 915.50, unnumbered paragraph 1,
43 Code 2015, is amended to read as follows:

44 In addition to other victim rights provided in this
45 chapter, victims of domestic abuse and sexual abuse
46 shall have the following rights:

47 Sec. 51. Section 915.50, subsections 1 and 2, Code
48 2015, are amended to read as follows:

49 1. The right to file a pro se petition for relief
50 from domestic abuse and sexual abuse in the district

Page 20

1 court, pursuant to sections 236.3 through 236.10 and
2 sections 236A.3 through 236A.11.

3 2. The right, pursuant to ~~section~~ sections 236.12-
4 and 236A.13, for law enforcement to remain on the
5 scene, to assist the victim in leaving the scene,
6 to assist the victim in obtaining transportation to
7 medical care, and to provide the person with a written

8 statement of victim rights and information about
 9 domestic abuse and sexual abuse shelters, support
 10 services, and crisis lines.

11 Sec. 52. Section 915.94, Code 2015, is amended to
 12 read as follows:

13 **915.94 Victim compensation fund.**

14 A victim compensation fund is established as a
 15 separate fund in the state treasury. Moneys deposited
 16 in the fund shall be administered by the department
 17 and dedicated to and used for the purposes of
 18 section 915.41 and this subchapter. In addition, the
 19 department may use moneys from the fund for the purpose
 20 of the department's prosecutor-based victim service
 21 coordination, including the duties defined in sections
 22 910.3 and 910.6 and this chapter, and for the award of
 23 funds to programs that provide services and support to
 24 victims of domestic abuse or ~~sexual assault~~ abuse as
 25 provided in chapter 236, to victims of sexual abuse
 26 as provided in chapter 236A, to victims under section
 27 710A.2, and for the support of an automated victim
 28 notification system established in section 915.10A.
 29 The department may also use up to one hundred thousand
 30 dollars from the fund to provide training for victim
 31 service providers. Notwithstanding section 8.33, any
 32 balance in the fund on June 30 of any fiscal year shall
 33 not revert to the general fund of the state.>

34 2. Title page, line 1, after <to> by inserting
 35 <sexual abuse, sexual exploitation, human trafficking,
 36 summoning emergency assistance, and invasion of
 37 privacy, including>

38 3. By renumbering as necessary.

S-3156

HOUSE AMENDMENT TO SENATE FILE 496

1 Amend Senate File 496, as passed by the Senate, as
 2 follows:

3 1. Page 1, line 22, by striking <176,986,612> and
 4 inserting <171,486,612>

5 2. Page 4, line 35, by striking <88,493,306> and
 6 inserting <85,743,306>

S-3157

HOUSE AMENDMENT TO SENATE FILE 494

1 Amend Senate File 494, as passed by the Senate, as
 2 follows:

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

5 <DIVISION I

6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 7 GENERAL APPROPRIATION FOR FY 2015–2016

8 Section 1. GENERAL FUND — DEPARTMENT.

9 1. There is appropriated from the general fund of
 10 the state to the department of agriculture and land
 11 stewardship for the fiscal year beginning July 1, 2015,
 12 and ending June 30, 2016, the following amount, or
 13 so much thereof as is necessary, to be used for the
 14 purposes designated:

15 For purposes of supporting the department, including
 16 its divisions, for administration, regulation, and
 17 programs; for salaries, support, maintenance, and
 18 miscellaneous purposes; and for not more than the
 19 following full-time equivalent positions:

20	\$	17,405,804
21	FTEs	372.00

22 2. Of the amount appropriated in subsection 1,
 23 the following amount is transferred to Iowa state
 24 university of science and technology, to be used
 25 for the university’s midwest grape and wine industry
 26 institute:

27	\$	288,000
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28 3. The department shall submit a report each
 29 quarter of the fiscal year to the legislative services
 30 agency, the department of management, the members of
 31 the joint appropriations subcommittee on agriculture
 32 and natural resources, and the chairpersons and
 33 ranking members of the senate and house committees on
 34 appropriations. The report shall describe in detail
 35 the expenditure of moneys appropriated in this section
 36 to support the department’s administration, regulation,
 37 and programs.

38 DESIGNATED APPROPRIATIONS
 39 MISCELLANEOUS FUNDS

40 Sec. 2. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
 41 HORSE AND DOG RACING. There is appropriated from the
 42 moneys available under section 99D.13 to the department
 43 of agriculture and land stewardship for the fiscal year
 44 beginning July 1, 2015, and ending June 30, 2016, the
 45 following amount, or so much thereof as is necessary,
 46 to be used for the purposes designated:

47 For purposes of supporting the department’s
 48 administration and enforcement of horse and dog racing
 49 law pursuant to section 99D.22, including for salaries,
 50 support, maintenance, and miscellaneous purposes:

1 \$ 305,516
2 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR
3 FUEL INSPECTION.
4 1. There is appropriated from the renewable fuel
5 infrastructure fund created in section 159A.16 to the
6 department of agriculture and land stewardship for the
7 fiscal year beginning July 1, 2015, and ending June 30,
8 2016, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:
10 For purposes of the inspection of motor fuel,
11 including salaries, support, maintenance, and
12 miscellaneous purposes:
13 \$ 500,000
14 2. The department shall establish and administer
15 programs for the auditing of motor fuel including
16 biofuel processing and production plants, for screening
17 and testing motor fuel, including renewable fuel,
18 and for the inspection of motor fuel sold by dealers
19 including retail dealers who sell and dispense motor
20 fuel from motor fuel pumps.
21 SPECIAL APPROPRIATIONS
22 GENERAL FUND
23 Sec. 4. DAIRY REGULATION.
24 1. There is appropriated from the general fund of
25 the state to the department of agriculture and land
26 stewardship for the fiscal year beginning July 1, 2015,
27 and ending June 30, 2016, the following amount, or
28 so much thereof as is necessary, to be used for the
29 purposes designated:
30 For purposes of performing functions pursuant to
31 section 192.109, including conducting a survey of grade
32 “A” milk and certifying the results to the secretary
33 of agriculture:
34 \$ 189,196
35 2. Notwithstanding section 8.33, moneys
36 appropriated in this section that remain unencumbered
37 or unobligated at the close of the fiscal year shall
38 not revert but shall remain available to be used
39 for the purposes designated until the close of the
40 succeeding fiscal year.
41 Sec. 5. LOCAL FOOD AND FARM PROGRAM.
42 1. There is appropriated from the general fund of
43 the state to the department of agriculture and land
44 stewardship for the fiscal year beginning July 1, 2015,
45 and ending June 30, 2016, the following amount, or
46 so much thereof as is necessary, to be used for the
47 purposes designated:
48 For purposes of supporting the local food and farm
49 program pursuant to chapter 267A:
50 \$ 75,000

1 2. The department shall enter into a cost-sharing
 2 agreement with Iowa state university of science and
 3 technology to support the local food and farm program
 4 coordinator position as part of the university's
 5 cooperative extension service in agriculture and home
 6 economics pursuant to chapter 267A.

7 3. Notwithstanding section 8.33, moneys
 8 appropriated in this section that remain unencumbered
 9 or unobligated at the close of the fiscal year shall
 10 not revert but shall remain available to be used
 11 for the purposes designated until the close of the
 12 succeeding fiscal year.

13 Sec. 6. AGRICULTURAL EDUCATION.

14 1. There is appropriated from the general fund of
 15 the state to the department of agriculture and land
 16 stewardship for the fiscal year beginning July 1, 2015,
 17 and ending June 30, 2016, the following amount, or
 18 so much thereof as is necessary, to be used for the
 19 purposes designated:

20 For purposes of allocating moneys to an Iowa
 21 association affiliated with a national organization
 22 which promotes agricultural education providing for
 23 future farmers:

24 \$ 25,000

25 2. Notwithstanding section 8.33, moneys
 26 appropriated for the fiscal year beginning July 1,
 27 2015, in this section that remain unencumbered or
 28 unobligated at the close of the fiscal year shall not
 29 revert but shall remain available to be used for the
 30 purposes designated until the close of the succeeding
 31 fiscal year.

32 Sec. 7. FARMERS WITH DISABILITIES PROGRAM.

33 1. There is appropriated from the general fund of
 34 the state to the department of agriculture and land
 35 stewardship for the fiscal year beginning July 1, 2015,
 36 and ending June 30, 2016, the following amount, or
 37 so much thereof as is necessary, to be used for the
 38 purposes designated:

39 For purposes of supporting a program for farmers
 40 with disabilities:

41 \$ 130,000

42 2. The moneys appropriated in subsection 1 shall
 43 be used for the public purpose of providing a grant to
 44 a national nonprofit organization with over 80 years
 45 of experience in assisting children and adults with
 46 disabilities and special needs. The moneys shall
 47 be used to support a nationally recognized program
 48 that began in 1986 and has been replicated in at
 49 least 30 other states, but which is not available
 50 through any other entity in this state, and that

1 provides assistance to farmers with disabilities in
 2 all 99 counties to allow the farmers to remain in
 3 their own homes and be gainfully engaged in farming
 4 through provision of agricultural worksite and home
 5 modification consultations, peer support services,
 6 services to families, information and referral, and
 7 equipment loan services.

8 3. Notwithstanding section 8.33, moneys
 9 appropriated in this section that remain unencumbered
 10 or unobligated at the close of the fiscal year shall
 11 not revert but shall remain available for expenditure
 12 for the purposes designated until the close of the
 13 succeeding fiscal year.

14 Sec. 8. AVIAN FLU STUDY.

15 1. There is appropriated from the general fund of
 16 the state to the department of agriculture and land
 17 stewardship for the fiscal year beginning July 1, 2014,
 18 and ending June 30, 2015, the following amount, or
 19 so much thereof as is necessary, to be used for the
 20 purposes designated:

21 For determining the cause and spread of any virus
 22 commonly referred to as avian influenza as transmitted
 23 to domesticated fowl:

24 \$ 50,000

25 2. Notwithstanding section 8.33, moneys
 26 appropriated for the fiscal year beginning July 1,
 27 2014, in this section that remain unencumbered or
 28 unobligated at the close of the fiscal year shall not
 29 revert but shall remain available to be used for the
 30 purposes designated until the close of the succeeding
 31 fiscal year.

32 Sec. 9. EFFECTIVE UPON ENACTMENT. The section
 33 of this division of this Act appropriating moneys
 34 for determining the cause and spread of any virus
 35 commonly referred to as avian influenza, being deemed
 36 of immediate importance, takes effect upon enactment.

37 DIVISION II
 38 GENERAL FUND
 39 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 40 WATER QUALITY INITIATIVE
 41 APPROPRIATIONS FOR FY 2015–2016

42 Sec. 10. WATER QUALITY INITIATIVE — GENERAL.

43 1. There is appropriated from the general fund of
 44 the state to the department of agriculture and land
 45 stewardship for the fiscal year beginning July 1, 2015,
 46 and ending June 30, 2016, the following amount, or
 47 so much thereof as is necessary, to be used for the
 48 purposes designated:

49 For deposit in the water quality initiative fund
 50 created in section 466B.45, for purposes of supporting

1 the water quality initiative administered by the
2 soil conservation division as provided in section
3 466B.42, including salaries, support, maintenance, and
4 miscellaneous purposes:

5 \$ 4,400,000

6 2. a. The moneys appropriated in subsection 1
7 shall be used to support projects in subwatersheds
8 as designated by the division that are part of
9 high-priority watersheds identified by the water
10 resources coordinating council established pursuant to
11 section 466B.3.

12 b. The moneys appropriated in subsection 1 shall
13 be used to support projects in watersheds generally,
14 including regional watersheds, as designated by the
15 division and high-priority watersheds identified by
16 the water resources coordinating council established
17 pursuant to section 466B.3.

18 3. In supporting projects in subwatersheds and
19 watersheds as provided in subsection 2, all of the
20 following shall apply:

21 a. The demonstration projects shall utilize water
22 quality practices as described in the latest revision
23 of the document entitled "Iowa Nutrient Reduction
24 Strategy" initially presented in November 2012 by
25 the department of agriculture and land stewardship,
26 the department of natural resources, and Iowa state
27 university of science and technology.

28 b. The division shall implement demonstration
29 projects as provided in paragraph "a" by providing for
30 participation by persons who hold a legal interest in
31 agricultural land used in farming. To every extent
32 practical, the division shall provide for collaborative
33 participation by such persons who hold a legal
34 interest in agricultural land located within the same
35 subwatershed.

36 c. The division shall implement a demonstration
37 project on a cost-share basis as determined by the
38 division. However, the state's share of the amount
39 shall not exceed 50 percent of the estimated cost of
40 establishing the practice as determined by the division
41 or 50 percent of the actual cost of establishing the
42 practice, whichever is less.

43 d. The demonstration projects shall be used to
44 educate other persons about the feasibility and value
45 of establishing similar water quality practices. The
46 division shall promote field day events for purposes of
47 allowing interested persons to establish water quality
48 practices on their agricultural land.

49 e. The division shall conduct water quality
50 evaluations within supported subwatersheds. Within

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1 a reasonable period after accumulating information
2 from such evaluations, the division shall create an
3 aggregated database of water quality practices. Any
4 information identifying a person holding a legal
5 interest in agricultural land or specific agricultural
6 land shall be a confidential record under section 22.7.

7 4. The moneys appropriated in subsection 1 shall
8 be used to support education and outreach in a manner
9 that encourages persons who hold a legal interest in
10 agricultural land used for farming to implement water
11 quality practices, including the establishment of such
12 practices in watersheds generally, and not limited to
13 subwatersheds or high-priority watersheds.

14 5. The moneys appropriated in subsection 1 may
15 be used to contract with persons to coordinate the
16 implementation of efforts provided in this section.

17 6. The moneys appropriated in subsection 1 may
18 be used by the department to support urban soil and
19 water conservation efforts, which may include but
20 are not limited to management practices related to
21 bioretention, landscaping, the use of permeable or
22 pervious pavement, and soil quality restoration. The
23 moneys shall be allocated on a cost-share basis as
24 provided in chapter 161A.

25 7. Notwithstanding any other provision of law
26 to the contrary, the department may use moneys
27 appropriated in subsection 1 to carry out the
28 provisions of this section on a cost-share basis
29 in combination with other moneys available to the
30 department from a state or federal source.

31 8. Not more than 10 percent of the moneys
32 appropriated in this section may be used to pay
33 for the costs of administering and implementing the
34 water quality initiative by the department's soil
35 conservation division as provided in section 466B.42
36 and this section.

DIVISION III

DEPARTMENT OF NATURAL RESOURCES

GENERAL APPROPRIATIONS FOR FY 2015–2016

Sec. 11. GENERAL FUND — DEPARTMENT.

41 1. There is appropriated from the general fund of
42 the state to the department of natural resources for
43 the fiscal year beginning July 1, 2015, and ending June
44 30, 2016, the following amount, or so much thereof as
45 is necessary, to be used for the purposes designated:

46 For purposes of supporting the department, including
47 its divisions, for administration, regulation, and
48 programs; for salaries, support, maintenance, and
49 miscellaneous purposes; and for not more than the
50 following full-time equivalent positions:

1	.....	\$	12,500,000
2	.....	FTEs	1,145.95

3 2. Of the number of full-time equivalent positions
4 authorized to the department pursuant to subsection 1,
5 50.00 full-time equivalent positions shall be allocated
6 by the department for seasonal employees for purposes
7 of providing maintenance, upkeep, and sanitary services
8 at state parks. This subsection shall not impact park
9 ranger or park manager positions within the department.

10 3. The department shall submit a report each
11 quarter of the fiscal year to the legislative services
12 agency, the department of management, the members of
13 the joint appropriations subcommittee on agriculture
14 and natural resources, and the chairpersons and
15 ranking members of the senate and house committees on
16 appropriations. The report shall describe in detail
17 the expenditure of moneys appropriated under this
18 section to support the department's administration,
19 regulation, and programs.

20 Sec. 12. STATE FISH AND GAME PROTECTION FUND —
21 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

22 1. There is appropriated from the state fish and
23 game protection fund to the department of natural
24 resources for the fiscal year beginning July 1, 2015,
25 and ending June 30, 2016, the following amount, or
26 so much thereof as is necessary, to be used for the
27 purposes designated:

28 For purposes of supporting the regulation or
29 advancement of hunting, fishing, or trapping, or the
30 protection, propagation, restoration, management,
31 or harvest of fish or wildlife, including for
32 administration, regulation, law enforcement, and
33 programs; and for salaries, support, maintenance,
34 equipment, and miscellaneous purposes:

35	\$	41,223,225
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36 2. Notwithstanding section 455A.10, the department
37 may use the unappropriated balance remaining in the
38 state fish and game protection fund to provide for the
39 funding of health and life insurance premium payments
40 from unused sick leave balances of conservation peace
41 officers employed in a protection occupation who
42 retire, pursuant to section 97B.49B.

43 3. Notwithstanding section 455A.10, the department
44 of natural resources may use the unappropriated
45 balance remaining in the state fish and game protection
46 fund for the fiscal year beginning July 1, 2015, and
47 ending June 30, 2016, as is necessary to fund salary
48 adjustments for departmental employees for which
49 the general assembly has made an operating budget
50 appropriation in subsection 1.

1 Sec. 13. GROUNDWATER PROTECTION FUND — WATER
 2 QUALITY. There is appropriated from the groundwater
 3 protection fund created in section 455E.11 to the
 4 department of natural resources for the fiscal year
 5 beginning July 1, 2015, and ending June 30, 2016, from
 6 those moneys which are not allocated pursuant to that
 7 section, the following amount, or so much thereof as is
 8 necessary, to be used for the purposes designated:

9 For purposes of supporting the department's
 10 protection of the state's groundwater, including
 11 for administration, regulation, and programs, and
 12 for salaries, support, maintenance, equipment, and
 13 miscellaneous purposes:
 14 \$ 3,455,832

15 DESIGNATED APPROPRIATIONS
 16 MISCELLANEOUS FUNDS

17 Sec. 14. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
 18 PROGRAM. There is appropriated from the special
 19 snowmobile fund created under section 321G.7 to the
 20 department of natural resources for the fiscal year
 21 beginning July 1, 2015, and ending June 30, 2016, the
 22 following amount, or so much thereof as is necessary,
 23 to be used for the purpose designated:

24 For purposes of administering and enforcing the
 25 state snowmobile programs:
 26 \$ 100,000

27 Sec. 15. UNASSIGNED REVENUE FUND — UNDERGROUND
 28 STORAGE TANKS SECTION EXPENSES. There is appropriated
 29 from the unassigned revenue fund administered by the
 30 Iowa comprehensive petroleum underground storage tank
 31 fund board established pursuant to section 455G.4 to
 32 the department of natural resources for the fiscal year
 33 beginning July 1, 2015, and ending June 30, 2016, the
 34 following amount, or so much thereof as is necessary,
 35 to be used for the purpose designated:

36 For purposes of paying for administration expenses
 37 of the department's underground storage tanks section:
 38 \$ 200,000

39 SPECIAL APPROPRIATIONS
 40 GENERAL FUND

41 Sec. 16. FLOODPLAIN MANAGEMENT AND DAM SAFETY.
 42 1. There is appropriated from the general fund of
 43 the state to the department of natural resources for
 44 the fiscal year beginning July 1, 2015, and ending June
 45 30, 2016, the following amount, or so much thereof as
 46 is necessary, to be used for the purpose designated:

47 For purposes of supporting floodplain management and
 48 dam safety:
 49 \$ 1,950,000

50 2. Of the amount appropriated in subsection 1, up

1 to \$400,000 may be used by the department to acquire
 2 or install stream gages for purposes of tracking and
 3 predicting flood events and for compiling necessary
 4 data to improve flood frequency analysis.
 5 3. Notwithstanding section 8.33, moneys
 6 appropriated in subsection 1 that remain unencumbered
 7 or unobligated at the close of the fiscal year shall
 8 not revert but shall remain available for expenditure
 9 for the purposes designated until the close of the
 10 succeeding fiscal year.

11 DIVISION IV
 12 IOWA STATE UNIVERSITY
 13 SPECIAL GENERAL FUND AND GROUNDWATER PROTECTION FUND
 14 APPROPRIATIONS FOR FY 2015–2016
 15 VETERINARY DIAGNOSTIC LABORATORY

16 Sec. 17. VETERINARY DIAGNOSTIC LABORATORY.

17 1. There is appropriated from the general fund
 18 of the state to Iowa state university of science and
 19 technology for the fiscal year beginning July 1, 2015,
 20 and ending June 30, 2016, the following amount, or
 21 so much thereof as is necessary, to be used for the
 22 purposes designated:

23 For purposes of supporting the college of veterinary
 24 medicine for the operation of the veterinary diagnostic
 25 laboratory and for not more than the following
 26 full-time equivalent positions:

27	\$	4,000,000
28	FTEs	51.00

29 2. a. Iowa state university of science and
 30 technology shall not reduce the amount that it
 31 allocates to support the college of veterinary medicine
 32 from any other source due to the appropriation made in
 33 this section.

34 b. Paragraph “a” does not apply to a reduction made
 35 to support the college of veterinary medicine, if the
 36 same percentage of reduction imposed on the college
 37 of veterinary medicine is also imposed on all of Iowa
 38 state university of science and technology’s budget
 39 units.

40 3. If by June 30, 2016, Iowa state university
 41 of science and technology fails to allocate the
 42 moneys appropriated in this section to the college of
 43 veterinary medicine in accordance with this section,
 44 the moneys appropriated in this section for that fiscal
 45 year shall revert to the general fund of the state.

46 WATER QUALITY INITIATIVE
 47 Sec. 18. IOWA NUTRIENT RESEARCH CENTER.

48 1. There is appropriated from the general fund
 49 of the state to Iowa state university of science and
 50 technology for the fiscal year beginning July 1, 2015,

1 and ending June 30, 2016, the following amount, or
2 so much thereof as is necessary, to be used for the
3 purposes designated:

4 For purposes of supporting an Iowa nutrient research
5 center as established in section 466B.47:
6 \$ 1,325,000

7 2. Notwithstanding section 8.33, moneys
8 appropriated in this section that remain unencumbered
9 or unobligated at the close of the fiscal year shall
10 not revert but shall remain available for expenditure
11 for the purposes designated until the close of the
12 succeeding fiscal year.

13 Sec. 19. DATA COLLECTION OF IN-FIELD AGRICULTURAL
14 PRACTICES — THREE-YEAR PILOT PROJECT.

15 1. Notwithstanding section 455E.11, subsection 2,
16 paragraph b, subparagraph (3), subparagraph division
17 (b), of the unobligated and unencumbered moneys
18 remaining in the agriculture management account of the
19 groundwater protection fund that would otherwise be
20 required to be transferred to the Iowa department of
21 public health under that subparagraph division, there
22 is appropriated to Iowa state university of science
23 and technology for the fiscal year beginning July 1,
24 2015, and ending June 30, 2016, the following amount,
25 or so much thereof as is necessary, to be used for the
26 purposes designated:

27 a. For use by the university’s college of
28 agriculture and life sciences for purposes of
29 supporting a three-year data collection of in-field
30 practices project:
31 \$ 1,230,000

32 b. Notwithstanding section 8.33, moneys
33 appropriated in paragraph “a” that remain unencumbered
34 or unobligated at the close of the fiscal year shall
35 not revert but shall remain available for expenditure
36 for the purposes designated until the close of the
37 fiscal year beginning July 1, 2017.

38 2. The three-year project shall be used to do all
39 of the following:

40 a. Enhance this state’s ability to track its
41 progress in reducing the transport of nutrients to
42 water from nonpoint sources within watersheds in
43 accordance with the latest revision of the document
44 entitled “Iowa Nutrient Reduction Strategy” initially
45 presented in November 2012 by the department of
46 agriculture and land stewardship, the department of
47 natural resources, and Iowa state university of science
48 and technology.

49 b. Develop a database of in-field agricultural
50 practices and analyze the impact of those practices

1 in the aggregate. An agricultural practice includes
 2 but is not limited to soil and water conservation
 3 practices, structures, technologies, and agricultural
 4 inputs and outputs. The college may also provide
 5 for the measurement of other impacts associated with
 6 agricultural production. The finding of the pilot
 7 project shall be used to develop a system to be
 8 implemented within a broader range of watersheds that
 9 measures existing agricultural practices and the impact
 10 of different nutrient management decisions.

11 3. The college shall enter into a private-public
 12 partnership with one or more persons responsible for
 13 receiving, collecting, or holding data described in
 14 subsection 2. The college shall provide for the terms
 15 and conditions of any legal or financial arrangement
 16 that it enters into with such person. Any information
 17 received, collected, or held by the person shall
 18 be confidential in the same manner as provided in
 19 section 466B.49, subsection 2. The college shall
 20 only enter into an arrangement with a person if the
 21 college is satisfied that the person will protect the
 22 confidentiality of the information. Any information
 23 including aggregate data transmitted to the college by
 24 the person shall be available for public examination
 25 and copying under chapter 22, except for the same type
 26 of information described in section 466B.49, subsection
 27 2, which shall remain confidential.

28 4. The college shall submit interim reports to the
 29 general assembly by March 1, 2016, and March 1, 2017,
 30 and a final report to the general assembly by March 1,
 31 2018. The final report shall include its findings and
 32 recommendations.

33 DIVISION V

34 ENVIRONMENT FIRST FUND

35 GENERAL APPROPRIATIONS FOR FY 2015–2016

36 Sec. 20. DEPARTMENT OF AGRICULTURE AND LAND

37 STEWARDSHIP. There is appropriated from the
 38 environment first fund created in section 8.57A to the
 39 department of agriculture and land stewardship for the
 40 fiscal year beginning July 1, 2015, and ending June 30,
 41 2016, the following amounts, or so much thereof as is
 42 necessary, to be used for the purposes designated:

43 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

44 a. For the conservation reserve enhancement program
 45 to restore and construct wetlands for the purposes of
 46 intercepting tile line runoff, reducing nutrient loss,
 47 improving water quality, and enhancing agricultural
 48 production practices:

49 \$ 1,000,000

50 b. Not more than 10 percent of the moneys

1 appropriated in paragraph "a" may be used for costs of
2 administration and implementation of soil and water
3 conservation practices.

4 c. Notwithstanding any other provision in law,
5 the department may use moneys appropriated in this
6 subsection, in combination with other appropriate
7 environment first fund appropriations, for cost sharing
8 to match United States department of agriculture,
9 natural resources conservation service, wetlands
10 reserve enhancement program (WREP) funding available
11 to Iowa.

12 2. WATERSHED PROTECTION

13 a. For continuation of a program that provides
14 multiobjective resource protections for flood control,
15 water quality, erosion control, and natural resource
16 conservation:

17 \$ 900,000

18 b. Not more than 10 percent of the moneys
19 appropriated in paragraph "a" may be used for costs of
20 administration and implementation of soil and water
21 conservation practices.

22 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

23 a. For continuation of a statewide voluntary farm
24 management demonstration program to demonstrate the
25 effectiveness and adaptability of emerging practices in
26 agronomy that protect water resources and provide other
27 environmental benefits:

28 \$ 625,000

29 b. Not more than 10 percent of the moneys
30 appropriated in paragraph "a" may be used for costs of
31 administration and implementation of soil and water
32 conservation practices.

33 c. Of the amount appropriated in paragraph "a",
34 \$400,000 shall be allocated to an organization
35 representing soybean growers to provide for an
36 agriculture and environment performance program in
37 order to carry out the purposes of this subsection as
38 specified in paragraph "a".

39 4. SOIL AND WATER CONSERVATION — ADMINISTRATION

40 For use by the department for costs of
41 administration and implementation of soil and water
42 conservation practices:

43 \$ 3,550,000

44 5. CONSERVATION RESERVE PROGRAM (CRP)

45 a. To encourage and assist farmers in enrolling
46 in and the implementation of the federal conservation
47 reserve program and to work with them to enhance their
48 revegetation efforts to improve water quality and
49 habitat:

50 \$ 1,000,000

1 b. Not more than 10 percent of the moneys
 2 appropriated in paragraph “a” may be used for costs of
 3 administration and implementation of soil and water
 4 conservation practices.

5 6. SOIL AND WATER CONSERVATION

6 a. For use by the department in providing for soil
 7 and water conservation administration, the conservation
 8 of soil and water resources, or the support of soil and
 9 water conservation districts:
 10 \$ 7,000,000

11 b. Of the amount appropriated in paragraph “a”
 12 that the department allocates to a soil and water
 13 conservation district, the first \$15,000 may be
 14 expended by the district for the purpose of providing
 15 financial incentives under section 161A.73 to establish
 16 management practices for the control of soil erosion
 17 on land that is row-cropped, including but not
 18 limited to nontill planting, ridge-till planting, and
 19 contouring strip-cropping. Of any remaining amount of
 20 that appropriation allocated by the department to a
 21 district, 30 percent may be expended by the district
 22 for that same purpose.

23 c. Not more than 5 percent of the moneys
 24 appropriated in paragraph “a” may be allocated for
 25 cost sharing to address complaints filed under section
 26 161A.47.

27 d. Of the moneys appropriated in paragraph “a”,
 28 5 percent shall be allocated for financial incentives
 29 to establish practices to protect watersheds above
 30 publicly owned lakes of the state from soil erosion and
 31 sediment as provided in section 161A.73.

32 e. The state soil conservation committee
 33 established by section 161A.4 may allocate moneys
 34 appropriated in paragraph “a” to conduct research and
 35 demonstration projects to promote conservation tillage
 36 and nonpoint source pollution control practices.

37 f. The allocation of moneys as financial incentives
 38 as provided in section 161A.73 may be used in
 39 combination with moneys allocated by the department of
 40 natural resources.

41 g. Not more than 15 percent of the moneys
 42 appropriated in paragraph “a” may be used for costs of
 43 administration and implementation of soil and water
 44 conservation practices.

45 h. In lieu of moneys appropriated in section
 46 466A.5, not more than \$50,000 of the moneys
 47 appropriated in paragraph “a” shall be used by the soil
 48 conservation division of the department of agriculture
 49 and land stewardship to provide administrative support
 50 to the watershed improvement review board established

1 in section 466A.3.

2 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

3 a. For deposit in the loess hills development and

4 conservation fund created in section 161D.2:

5 \$ 600,000

6 b. (1) Of the amount appropriated in paragraph

7 "a", \$450,000 shall be allocated to the fund's hungry

8 canyons account.

9 (2) Not more than 10 percent of the moneys

10 allocated to the hungry canyons account as provided in

11 subparagraph (1) may be used for administrative costs.

12 c. (1) Of the amount appropriated in paragraph

13 "a", \$150,000 shall be allocated to the fund's loess

14 hills alliance account.

15 (2) Not more than 10 percent of the moneys

16 allocated to the loess hills alliance account

17 as provided in subparagraph (1) may be used for

18 administrative costs.

19 Sec. 21. DEPARTMENT OF NATURAL RESOURCES. There is

20 appropriated from the environment first fund created in

21 section 8.57A to the department of natural resources

22 for the fiscal year beginning July 1, 2015, and ending

23 June 30, 2016, the following amounts, or so much

24 thereof as is necessary, to be used for the purposes

25 designated:

26 1. STATE PARKS MAINTENANCE AND OPERATIONS

27 For regular maintenance and operations of state

28 parks and staff time associated with these activities:

29 \$ 7,035,000

30 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)

31 To provide local watershed managers with geographic

32 information system data for their use in developing,

33 monitoring, and displaying results of their watershed

34 work:

35 \$ 195,000

36 3. WATER QUALITY MONITORING

37 For continuing the establishment and operation of

38 water quality monitoring stations:

39 \$ 2,955,000

40 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT

41 For deposit in the public water supply system

42 account of the water quality protection fund created

43 in section 455B.183A:

44 \$ 500,000

45 5. REGULATION OF ANIMAL FEEDING OPERATIONS

46 For the regulation of animal feeding operations,

47 including as provided for in chapters 459 through 459B:

48 \$ 1,320,000

49 6. AMBIENT AIR QUALITY

50 For the abatement, control, and prevention of

1	ambient air pollution in this state, including measures		
2	as necessary to assure attainment and maintenance of		
3	ambient air quality standards from particulate matter:		
4	.....	\$	425,000
5	7. WATER QUANTITY REGULATION		
6	For regulating water quantity from surface and		
7	subsurface sources by providing for the allocation and		
8	use of water resources, the protection and management		
9	of water resources, and the preclusion of conflicts		
10	among users of water resources, including as provided		
11	in chapter 455B, division III, part 4:		
12	.....	\$	495,000
13	8. GEOLOGICAL AND WATER SURVEY		
14	For continuing the operations of the department's		
15	geological and water survey including but not limited		
16	to providing analysis, data collection, investigative		
17	programs, and information for water supply development		
18	and protection:		
19	.....	\$	200,000
20	9. KEEP IOWA BEAUTIFUL INITIATIVE		
21	For purposes of supporting a keep Iowa beautiful		
22	initiative in order to assist communities in developing		
23	and implementing beautification and community		
24	development plans:		
25	.....	\$	200,000
26	10. FORESTRY HEALTH MANAGEMENT PROGRAMS		
27	For purposes of providing forestry health management		
28	programs:		
29	.....	\$	500,000
30	Sec. 22. REVERSION.		
31	1. Except as provided in subsection 2, and		
32	notwithstanding section 8.33, moneys appropriated		
33	for the fiscal year beginning July 1, 2015, in this		
34	division of this Act that remain unencumbered or		
35	unobligated at the close of the fiscal year shall		
36	not revert but shall remain available to be used		
37	for the purposes designated until the close of the		
38	succeeding fiscal year, or until the project for which		
39	the appropriation was made is completed, whichever is		
40	earlier.		
41	2. Notwithstanding section 8.33, moneys		
42	appropriated for the fiscal year beginning July 1,		
43	2015, in this division of this Act to the department of		
44	agriculture and land stewardship to provide financial		
45	assistance for the establishment of permanent soil and		
46	water conservation practices that remain unencumbered		
47	or unobligated at the close of the fiscal year shall		
48	not revert but shall remain available for expenditure		
49	for the purposes designated until the close of the		
50	fiscal year beginning July 1, 2018.		

1 DIVISION VI
 2 ENVIRONMENT FIRST FUND
 3 SPECIAL APPROPRIATION FOR FY 2015–2016
 4 Sec. 23. REAP — IN LIEU OF GENERAL FUND
 5 APPROPRIATION. Notwithstanding the amount of the
 6 standing appropriation from the general fund of
 7 the state to the Iowa resources enhancement and
 8 protection fund as provided in section 455A.18, there
 9 is appropriated from the environment first fund created
 10 in section 8.57A to the Iowa resources enhancement and
 11 protection fund, in lieu of the appropriation made in
 12 section 455A.18, for the fiscal year beginning July 1,
 13 2015, and ending June 30, 2016, the following amount,
 14 to be allocated as provided in section 455A.19:
 15 \$ 13,500,000

16 DIVISION VII
 17 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS
 18 Sec. 24. PERSONNEL SETTLEMENT AGREEMENT
 19 PAYMENTS. As a condition made to any appropriation to
 20 the department of agriculture and land stewardship,
 21 the department of natural resources, or Iowa state
 22 university of science and technology for the fiscal
 23 year beginning July 1, 2015, and ending June 30, 2016,
 24 as provided in this Act, the moneys appropriated and
 25 any other moneys available for use by that entity for
 26 that fiscal year under this Act shall not be used
 27 for the payment of a personnel settlement agreement
 28 between that entity and a state employee that contains
 29 a confidentiality provision intended to prevent
 30 public disclosure of the agreement or any terms of the
 31 agreement.

32 DIVISION VIII
 33 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 34 GENERAL APPROPRIATION FOR FY 2016–2017
 35 Sec. 25. GENERAL FUND — DEPARTMENT.
 36 1. There is appropriated from the general fund of
 37 the state to the department of agriculture and land
 38 stewardship for the fiscal year beginning July 1, 2016,
 39 and ending June 30, 2017, the following amount, or
 40 so much thereof as is necessary, to be used for the
 41 purposes designated:
 42 For purposes of supporting the department, including
 43 its divisions, for administration, regulation, and
 44 programs; for salaries, support, maintenance, and

45 miscellaneous purposes; and for not more than the
 46 following full-time equivalent positions:
 47 \$ 8,702,902
 48 FTEs 372.00
 49 2. Of the amount appropriated in subsection 1,
 50 the following amount is transferred to Iowa state

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1 university of science and technology, to be used
 2 for the university's midwest grape and wine industry
 3 institute:
 4 \$ 144,000

5 3. The department shall submit a report each
 6 quarter of the fiscal year to the legislative services
 7 agency, the department of management, the members of
 8 the joint appropriations subcommittee on agriculture
 9 and natural resources, and the chairpersons and
 10 ranking members of the senate and house committees on
 11 appropriations. The report shall describe in detail
 12 the expenditure of moneys appropriated in this section
 13 to support the department's administration, regulation,
 14 and programs.

15 DESIGNATED APPROPRIATIONS
 16 MISCELLANEOUS FUNDS

17 Sec. 26. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
 18 HORSE AND DOG RACING. There is appropriated from the
 19 moneys available under section 99D.13 to the department
 20 of agriculture and land stewardship for the fiscal year
 21 beginning July 1, 2016, and ending June 30, 2017, the
 22 following amount, or so much thereof as is necessary,
 23 to be used for the purposes designated:

24 For purposes of supporting the department's
 25 administration and enforcement of horse and dog racing
 26 law pursuant to section 99D.22, including for salaries,
 27 support, maintenance, and miscellaneous purposes:
 28 \$ 152,758

29 Sec. 27. RENEWABLE FUEL INFRASTRUCTURE FUND —
 30 MOTOR FUEL INSPECTION.

31 1. There is appropriated from the renewable fuel
 32 infrastructure fund created in section 159A.16 to the
 33 department of agriculture and land stewardship for the
 34 fiscal year beginning July 1, 2016, and ending June 30,
 35 2017, the following amount, or so much thereof as is
 36 necessary, to be used for the purposes designated:

37 For purposes of the inspection of motor fuel,
 38 including salaries, support, maintenance, and

39 miscellaneous purposes:
 40 \$ 250,000
 41 2. The department shall establish and administer
 42 programs for the auditing of motor fuel including
 43 biofuel processing and production plants, for screening
 44 and testing motor fuel, including renewable fuel,
 45 and for the inspection of motor fuel sold by dealers
 46 including retail dealers who sell and dispense motor
 47 fuel from motor fuel pumps.
 48 SPECIAL APPROPRIATIONS
 49 GENERAL FUND
 50 Sec. 28. DAIRY REGULATION.

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1 1. There is appropriated from the general fund of
 2 the state to the department of agriculture and land
 3 stewardship for the fiscal year beginning July 1, 2016,
 4 and ending June 30, 2017, the following amount, or
 5 so much thereof as is necessary, to be used for the
 6 purposes designated:
 7 For purposes of performing functions pursuant to
 8 section 192.109, including conducting a survey of grade
 9 "A" milk and certifying the results to the secretary
 10 of agriculture:
 11 \$ 94,598
 12 2. Notwithstanding section 8.33, moneys
 13 appropriated in this section that remain unencumbered
 14 or unobligated at the close of the fiscal year shall
 15 not revert but shall remain available to be used
 16 for the purposes designated until the close of the
 17 succeeding fiscal year.
 18 Sec. 29. LOCAL FOOD AND FARM PROGRAM.
 19 1. There is appropriated from the general fund of
 20 the state to the department of agriculture and land
 21 stewardship for the fiscal year beginning July 1, 2016,
 22 and ending June 30, 2017, the following amount, or
 23 so much thereof as is necessary, to be used for the
 24 purposes designated:
 25 For purposes of supporting the local food and farm
 26 program pursuant to chapter 267A:
 27 \$ 37,500
 28 2. The department shall enter into a cost-sharing
 29 agreement with Iowa state university of science and
 30 technology to support the local food and farm program
 31 coordinator position as part of the university's
 32 cooperative extension service in agriculture and home
 33 economics pursuant to chapter 267A.

34 3. Notwithstanding section 8.33, moneys
35 appropriated in this section that remain unencumbered
36 or unobligated at the close of the fiscal year shall
37 not revert but shall remain available to be used
38 for the purposes designated until the close of the
39 succeeding fiscal year.

40 Sec. 30. AGRICULTURAL EDUCATION.

41 1. There is appropriated from the general fund of
42 the state to the department of agriculture and land
43 stewardship for the fiscal year beginning July 1, 2016,
44 and ending June 30, 2017, the following amount, or
45 so much thereof as is necessary, to be used for the
46 purposes designated:

47 For purposes of allocating moneys to an Iowa
48 association affiliated with a national organization
49 which promotes agricultural education providing for
50 future farmers:

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1 \$ 12,500

2 2. Notwithstanding section 8.33, moneys
3 appropriated for the fiscal year beginning July 1,
4 2016, in this section that remain unencumbered or
5 unobligated at the close of the fiscal year shall not
6 revert but shall remain available to be used for the
7 purposes designated until the close of the succeeding
8 fiscal year.

9 Sec. 31. FARMERS WITH DISABILITIES PROGRAM.

10 1. There is appropriated from the general fund of
11 the state to the department of agriculture and land
12 stewardship for the fiscal year beginning July 1, 2016,
13 and ending June 30, 2017, the following amount, or
14 so much thereof as is necessary, to be used for the
15 purposes designated:

16 For purposes of supporting a program for farmers
17 with disabilities:

18 \$ 65,000

19 2. The moneys appropriated in subsection 1 shall
20 be used for the public purpose of providing a grant to
21 a national nonprofit organization with over 80 years
22 of experience in assisting children and adults with
23 disabilities and special needs. The moneys shall
24 be used to support a nationally recognized program
25 that began in 1986 and has been replicated in at
26 least 30 other states, but which is not available
27 through any other entity in this state, and that
28 provides assistance to farmers with disabilities in

29 all 99 counties to allow the farmers to remain in
30 their own homes and be gainfully engaged in farming
31 through provision of agricultural worksite and home
32 modification consultations, peer support services,
33 services to families, information and referral, and
34 equipment loan services.

35 3. Notwithstanding section 8.33, moneys
36 appropriated in this section that remain unencumbered
37 or unobligated at the close of the fiscal year shall
38 not revert but shall remain available for expenditure
39 for the purposes designated until the close of the
40 succeeding fiscal year.

41 DIVISION IX
42 GENERAL FUND
43 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
44 WATER QUALITY INITIATIVE
45 APPROPRIATIONS FOR FY 2016–2017

46 Sec. 32. WATER QUALITY INITIATIVE — GENERAL.

47 1. There is appropriated from the general fund of
48 the state to the department of agriculture and land
49 stewardship for the fiscal year beginning July 1, 2016,
50 and ending June 30, 2017, the following amount, or

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1 so much thereof as is necessary, to be used for the
2 purposes designated:

3 For deposit in the water quality initiative fund
4 created in section 466B.45, for purposes of supporting
5 the water quality initiative administered by the
6 soil conservation division as provided in section
7 466B.42, including salaries, support, maintenance, and
8 miscellaneous purposes:

9 \$ 2,200,000

10 2. a. The moneys appropriated in subsection 1
11 shall be used to support projects in subwatersheds
12 as designated by the division that are part of
13 high-priority watersheds identified by the water
14 resources coordinating council established pursuant to
15 section 466B.3.

16 b. The moneys appropriated in subsection 1 shall
17 be used to support projects in watersheds generally,
18 including regional watersheds, as designated by the
19 division and high-priority watersheds identified by
20 the water resources coordinating council established
21 pursuant to section 466B.3.

22 3. In supporting projects in subwatersheds and
23 watersheds as provided in subsection 2, all of the

24 following shall apply:

25 a. The demonstration projects shall utilize water
26 quality practices as described in the latest revision
27 of the document entitled "Iowa Nutrient Reduction
28 Strategy" initially presented in November 2012 by
29 the department of agriculture and land stewardship,
30 the department of natural resources, and Iowa state
31 university of science and technology.

32 b. The division shall implement demonstration
33 projects as provided in paragraph "a" by providing for
34 participation by persons who hold a legal interest in
35 agricultural land used in farming. To every extent
36 practical, the division shall provide for collaborative
37 participation by such persons who hold a legal
38 interest in agricultural land located within the same
39 subwatershed.

40 c. The division shall implement a demonstration
41 project on a cost-share basis as determined by the
42 division. However, the state's share of the amount
43 shall not exceed 50 percent of the estimated cost of
44 establishing the practice as determined by the division
45 or 50 percent of the actual cost of establishing the
46 practice, whichever is less.

47 d. The demonstration projects shall be used to
48 educate other persons about the feasibility and value
49 of establishing similar water quality practices. The
50 division shall promote field day events for purposes of

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1 allowing interested persons to establish water quality
2 practices on their agricultural land.

3 e. The division shall conduct water quality
4 evaluations within supported subwatersheds. Within
5 a reasonable period after accumulating information
6 from such evaluations, the division shall create an
7 aggregated database of water quality practices. Any
8 information identifying a person holding a legal
9 interest in agricultural land or specific agricultural
10 land shall be a confidential record under section 22.7.

11 4. The moneys appropriated in subsection 1 shall
12 be used to support education and outreach in a manner
13 that encourages persons who hold a legal interest in
14 agricultural land used for farming to implement water
15 quality practices, including the establishment of such
16 practices in watersheds generally, and not limited to
17 subwatersheds or high-priority watersheds.

18 5. The moneys appropriated in subsection 1 may
19 be used to contract with persons to coordinate the
20 implementation of efforts provided in this section.

21 6. The moneys appropriated in subsection 1 may
22 be used by the department to support urban soil and
23 water conservation efforts, which may include but
24 are not limited to management practices related to
25 bioretention, landscaping, the use of permeable or
26 pervious pavement, and soil quality restoration. The
27 moneys shall be allocated on a cost-share basis as
28 provided in chapter 161A.

29 7. Notwithstanding any other provision of law
30 to the contrary, the department may use moneys
31 appropriated in subsection 1 to carry out the
32 provisions of this section on a cost-share basis
33 in combination with other moneys available to the
34 department from a state or federal source.

35 8. Not more than 10 percent of the moneys
36 appropriated in this section may be used to pay
37 for the costs of administering and implementing the
38 water quality initiative by the department's soil
39 conservation division as provided in section 466B.42
40 and this section.

41 DIVISION X

42 DEPARTMENT OF NATURAL RESOURCES

43 GENERAL APPROPRIATIONS FOR FY 2016–2017

44 Sec. 33. GENERAL FUND — DEPARTMENT.

45 1. There is appropriated from the general fund of
46 the state to the department of natural resources for
47 the fiscal year beginning July 1, 2016, and ending June
48 30, 2017, the following amount, or so much thereof as
49 is necessary, to be used for the purposes designated:

50 For purposes of supporting the department, including

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1 its divisions, for administration, regulation, and
2 programs; for salaries, support, maintenance, and
3 miscellaneous purposes; and for not more than the
4 following full-time equivalent positions:

5	\$	6,250,000
6	FTEs	1,145.95

7 2. Of the number of full-time equivalent positions
8 authorized to the department pursuant to subsection 1,
9 50.00 full-time equivalent positions shall be allocated
10 by the department for seasonal employees for purposes
11 of providing maintenance, upkeep, and sanitary services
12 at state parks. This subsection shall not impact park

13 ranger or park manager positions within the department.

14 3. The department shall submit a report each
15 quarter of the fiscal year to the legislative services
16 agency, the department of management, the members of
17 the joint appropriations subcommittee on agriculture
18 and natural resources, and the chairpersons and
19 ranking members of the senate and house committees on
20 appropriations. The report shall describe in detail
21 the expenditure of moneys appropriated under this
22 section to support the department's administration,
23 regulation, and programs.

24 Sec. 34. STATE FISH AND GAME PROTECTION FUND —
25 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

26 1. There is appropriated from the state fish and
27 game protection fund to the department of natural
28 resources for the fiscal year beginning July 1, 2016,
29 and ending June 30, 2017, the following amount, or
30 so much thereof as is necessary, to be used for the
31 purposes designated:

32 For purposes of supporting the regulation or
33 advancement of hunting, fishing, or trapping, or the
34 protection, propagation, restoration, management,
35 or harvest of fish or wildlife, including for
36 administration, regulation, law enforcement, and
37 programs; and for salaries, support, maintenance,
38 equipment, and miscellaneous purposes:

39 \$ 20,611,613

40 2. Notwithstanding section 455A.10, the department
41 may use the unappropriated balance remaining in the
42 state fish and game protection fund to provide for the
43 funding of health and life insurance premium payments
44 from unused sick leave balances of conservation peace
45 officers employed in a protection occupation who
46 retire, pursuant to section 97B.49B.

47 3. Notwithstanding section 455A.10, the department
48 of natural resources may use the unappropriated
49 balance remaining in the state fish and game protection
50 fund for the fiscal year beginning July 1, 2016, and

1 ending June 30, 2017, as is necessary to fund salary
2 adjustments for departmental employees for which
3 the general assembly has made an operating budget 3.
4 appropriation in subsection 1.

5 Sec. 35. GROUNDWATER PROTECTION FUND — WATER
6 QUALITY. There is appropriated from the groundwater
7 protection fund created in section 455E.11 to the
8 department of natural resources for the fiscal year

9 beginning July 1, 2016, and ending June 30, 2017, from
10 those moneys which are not allocated pursuant to that
11 section, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 For purposes of supporting the department's
14 protection of the state's groundwater, including
15 for administration, regulation, and programs, and
16 for salaries, support, maintenance, equipment, and
17 miscellaneous purposes:

18 \$ 1,727,916

19 DESIGNATED APPROPRIATIONS
20 MISCELLANEOUS FUNDS

21 Sec. 36. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
22 PROGRAM. There is appropriated from the special
23 snowmobile fund created under section 321G.7 to the
24 department of natural resources for the fiscal year
25 beginning July 1, 2016, and ending June 30, 2017, the
26 following amount, or so much thereof as is necessary,
27 to be used for the purpose designated:

28 For purposes of administering and enforcing the
29 state snowmobile programs:

30 \$ 50,000

31 Sec. 37. UNASSIGNED REVENUE FUND — UNDERGROUND
32 STORAGE TANKS SECTION EXPENSES. There is appropriated
33 from the unassigned revenue fund administered by the
34 Iowa comprehensive petroleum underground storage tank
35 fund board established pursuant to section 455G.4 to
36 the department of natural resources for the fiscal year
37 beginning July 1, 2016, and ending June 30, 2017, the
38 following amount, or so much thereof as is necessary,
39 to be used for the purpose designated:

40 For purposes of paying for administration expenses
41 of the department's underground storage tanks section:

42 \$ 100,000

43 SPECIAL APPROPRIATIONS
44 GENERAL FUND

45 Sec. 38. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

46 1. There is appropriated from the general fund of
47 the state to the department of natural resources for
48 the fiscal year beginning July 1, 2016, and ending June
49 30, 2017, the following amount, or so much thereof as
50 is necessary, to be used for the purpose designated:

1 For purposes of supporting floodplain management and
2 dam safety:

3 \$ 975,000

4 2. Of the amount appropriated in subsection 1, up
5 to \$200,000 may be used by the department to acquire
6 or install stream gages for purposes of tracking and
7 predicting flood events and for compiling necessary
8 data to improve flood frequency analysis.

9 3. Notwithstanding section 8.33, moneys
10 appropriated in subsection 1 that remain unencumbered
11 or unobligated at the close of the fiscal year shall
12 not revert but shall remain available for expenditure
13 for the purposes designated until the close of the
14 succeeding fiscal year.

15 DIVISION XI

16 IOWA STATE UNIVERSITY

17 SPECIAL GENERAL FUND APPROPRIATIONS FOR FY 2016–2017

18 VETERINARY DIAGNOSTIC LABORATORY

19 Sec. 39. VETERINARY DIAGNOSTIC LABORATORY.

20 1. There is appropriated from the general fund
21 of the state to Iowa state university of science and
22 technology for the fiscal year beginning July 1, 2016,
23 and ending June 30, 2017, the following amount, or
24 so much thereof as is necessary, to be used for the
25 purposes designated:

26 For purposes of supporting the college of veterinary
27 medicine for the operation of the veterinary diagnostic
28 laboratory and for not more than the following
29 full-time equivalent positions:

30	\$	2,000,000
31	FTEs	51.00

32 2. a. Iowa state university of science and
33 technology shall not reduce the amount that it
34 allocates to support the college of veterinary medicine
35 from any other source due to the appropriation made in
36 this section.

37 b. Paragraph “a” does not apply to a reduction made
38 to support the college of veterinary medicine, if the
39 same percentage of reduction imposed on the college
40 of veterinary medicine is also imposed on all of Iowa
41 state university of science and technology’s budget
42 units.

43 3. If by June 30, 2017, Iowa state university
44 of science and technology fails to allocate the
45 moneys appropriated in this section to the college of
46 veterinary medicine in accordance with this section,
47 the moneys appropriated in this section for that fiscal
48 year shall revert to the general fund of the state.

49 WATER QUALITY INITIATIVE

50 Sec. 40. IOWA NUTRIENT RESEARCH CENTER.

1 1. There is appropriated from the general fund
 2 of the state to Iowa state university of science and
 3 technology for the fiscal year beginning July 1, 2016,
 4 and ending June 30, 2017, the following amount, or
 5 so much thereof as is necessary, to be used for the
 6 purposes designated:

7 For purposes of supporting an Iowa nutrient research
 8 center as established in section 466B.47:
 9 \$ 662,500

10 2. Notwithstanding section 8.33, moneys
 11 appropriated in this section that remain unencumbered
 12 or unobligated at the close of the fiscal year shall
 13 not revert but shall remain available for expenditure
 14 for the purposes designated until the close of the
 15 succeeding fiscal year.

16 DIVISION XII
 17 ENVIRONMENT FIRST FUND
 18 GENERAL APPROPRIATIONS FOR FY 2016–2017
 19 Sec. 41. DEPARTMENT OF AGRICULTURE AND LAND

20 STEWARDSHIP. There is appropriated from the
 21 environment first fund created in section 8.57A to the
 22 department of agriculture and land stewardship for the
 23 fiscal year beginning July 1, 2016, and ending June 30,
 24 2017, the following amounts, or so much thereof as is
 25 necessary, to be used for the purposes designated:

26 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

27 a. For the conservation reserve enhancement program
 28 to restore and construct wetlands for the purposes of
 29 intercepting tile line runoff, reducing nutrient loss,
 30 improving water quality, and enhancing agricultural
 31 production practices:
 32 \$ 500,000

33 b. Not more than 10 percent of the moneys
 34 appropriated in paragraph “a” may be used for costs of
 35 administration and implementation of soil and water
 36 conservation practices.

37 c. Notwithstanding any other provision in law,
 38 the department may use moneys appropriated in this
 39 subsection, in combination with other appropriate
 40 environment first fund appropriations, for cost sharing
 41 to match United States department of agriculture,
 42 natural resources conservation service, wetlands
 43 reserve enhancement program (WREP) funding available
 44 to Iowa.

45 2. WATERSHED PROTECTION

46 a. For continuation of a program that provides

47 multiobjective resource protections for flood control,
 48 water quality, erosion control, and natural resource
 49 conservation:
 50 \$ 450,000

Page 26

1 b. Not more than 10 percent of the moneys
 2 appropriated in paragraph "a" may be used for costs of
 3 administration and implementation of soil and water
 4 conservation practices.
 5 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
 6 a. For continuation of a statewide voluntary farm
 7 management demonstration program to demonstrate the
 8 effectiveness and adaptability of emerging practices in
 9 agronomy that protect water resources and provide other
 10 environmental benefits:
 11 \$ 312,500
 12 b. Not more than 10 percent of the moneys
 13 appropriated in paragraph "a" may be used for costs of
 14 administration and implementation of soil and water
 15 conservation practices.
 16 c. Of the amount appropriated in paragraph "a",
 17 \$200,000 shall be allocated to an organization
 18 representing soybean growers to provide for an
 19 agriculture and environment performance program in
 20 order to carry out the purposes of this subsection as
 21 specified in paragraph "a".
 22 4. SOIL AND WATER CONSERVATION — ADMINISTRATION
 23 For use by the department for costs of
 24 administration and implementation of soil and water
 25 conservation practices:
 26 \$ 1,775,000
 27 5. CONSERVATION RESERVE PROGRAM (CRP)
 28 a. To encourage and assist farmers in enrolling
 29 in and the implementation of the federal conservation
 30 reserve program and to work with them to enhance their
 31 revegetation efforts to improve water quality and
 32 habitat:
 33 \$ 500,000
 34 b. Not more than 10 percent of the moneys
 35 appropriated in paragraph "a" may be used for costs of
 36 administration and implementation of soil and water
 37 conservation practices.
 38 6. SOIL AND WATER CONSERVATION
 39 a. For use by the department in providing for soil
 40 and water conservation administration, the conservation
 41 of soil and water resources, or the support of soil and

42 water conservation districts:
 43 \$ 3,500,000
 44 b. Of the amount appropriated in paragraph "a"
 45 that the department allocates to a soil and water
 46 conservation district, the first \$7,500 may be
 47 expended by the district for the purpose of providing
 48 financial incentives under section 161A.73 to establish
 49 management practices for the control of soil erosion
 50 on land that is row-cropped, including but not

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1 limited to nontill planting, ridge-till planting, and
 2 contouring strip-cropping. Of any remaining amount of
 3 that appropriation allocated by the department to a
 4 district, 30 percent may be expended by the district
 5 for that same purpose.

6 c. Not more than 5 percent of the moneys
 7 appropriated in paragraph "a" may be allocated for
 8 cost sharing to address complaints filed under section
 9 161A.47.

10 d. Of the moneys appropriated in paragraph "a",
 11 5 percent shall be allocated for financial incentives
 12 to establish practices to protect watersheds above
 13 publicly owned lakes of the state from soil erosion and
 14 sediment as provided in section 161A.73.

15 e. The state soil conservation committee
 16 established by section 161A.4 may allocate moneys
 17 appropriated in paragraph "a" to conduct research and
 18 demonstration projects to promote conservation tillage
 19 and nonpoint source pollution control practices.

20 f. The allocation of moneys as financial incentives
 21 as provided in section 161A.73 may be used in
 22 combination with moneys allocated by the department of
 23 natural resources.

24 g. Not more than 15 percent of the moneys
 25 appropriated in paragraph "a" may be used for costs of
 26 administration and implementation of soil and water
 27 conservation practices.

28 h. In lieu of moneys appropriated in section
 29 466A.5, not more than \$25,000 of the moneys
 30 appropriated in paragraph "a" shall be used by the soil
 31 conservation division of the department of agriculture
 32 and land stewardship to provide administrative support
 33 to the watershed improvement review board established
 34 in section 466A.3.

35 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

36 a. For deposit in the loess hills development and

37 conservation fund created in section 161D.2:
 38 \$ 300,000
 39 b. (1) Of the amount appropriated in paragraph
 40 "a", \$225,000 shall be allocated to the fund's hungry
 41 canyons account.
 42 (2) Not more than 10 percent of the moneys
 43 allocated to the hungry canyons account as provided in
 44 subparagraph (1) may be used for administrative costs.
 45 c. (1) Of the amount appropriated in paragraph
 46 "a", \$75,000 shall be allocated to the fund's loess
 47 hills alliance account.
 48 (2) Not more than 10 percent of the moneys
 49 allocated to the loess hills alliance account
 50 as provided in subparagraph (1) may be used for

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1 administrative costs.
 2 Sec. 42. DEPARTMENT OF NATURAL RESOURCES. There is
 3 appropriated from the environment first fund created in
 4 section 8.57A to the department of natural resources
 5 for the fiscal year beginning July 1, 2016, and ending
 6 June 30, 2017, the following amounts, or so much
 7 thereof as is necessary, to be used for the purposes
 8 designated:
 9 1. STATE PARKS MAINTENANCE AND OPERATIONS
 10 For regular maintenance and operations of state
 11 parks and staff time associated with these activities:
 12 \$ 3,517,500
 13 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)
 14 To provide local watershed managers with geographic
 15 information system data for their use in developing,
 16 monitoring, and displaying results of their watershed
 17 work:
 18 \$ 97,500
 19 3. WATER QUALITY MONITORING
 20 For continuing the establishment and operation of
 21 water quality monitoring stations:
 22 \$ 1,477,500
 23 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 24 For deposit in the public water supply system
 25 account of the water quality protection fund created
 26 in section 455B.183A:
 27 \$ 250,000
 28 5. REGULATION OF ANIMAL FEEDING OPERATIONS
 29 For the regulation of animal feeding operations,
 30 including as provided for in chapters 459 through 459B:
 31 \$ 660,000
 32 6. AMBIENT AIR QUALITY

33	For the abatement, control, and prevention of		
34	ambient air pollution in this state, including measures		
35	as necessary to assure attainment and maintenance of		
36	ambient air quality standards from particulate matter:		
37	.....	\$	212,500
38	7. WATER QUANTITY REGULATION		
39	For regulating water quantity from surface and		
40	subsurface sources by providing for the allocation and		
41	use of water resources, the protection and management		
42	of water resources, and the preclusion of conflicts		
43	among users of water resources, including as provided		
44	in chapter 455B, division III, part 4:		
45	.....	\$	247,500
46	8. GEOLOGICAL AND WATER SURVEY		
47	For continuing the operations of the department's		
48	geological and water survey including but not limited		
49	to providing analysis, data collection, investigative		
50	programs, and information for water supply development.		

Page 29

1	and protection:		
2	.....	\$	100,000
3	9. KEEP IOWA BEAUTIFUL INITIATIVE		
4	For purposes of supporting a keep Iowa beautiful		
5	initiative in order to assist communities in developing		
6	and implementing beautification and community		
7	development plans:		
8	.....	\$	100,000
9	10. FORESTRY HEALTH MANAGEMENT PROGRAMS		
10	For purposes of providing forestry health management		
11	programs:		
12	.....	\$	250,000
13	Sec. 43. REVERSION.		
14	1. Except as provided in subsection 2, and		
15	notwithstanding section 8.33, moneys appropriated		
16	for the fiscal year beginning July 1, 2016, in this		
17	division of this Act that remain unencumbered or		
18	unobligated at the close of the fiscal year shall		
19	not revert but shall remain available to be used		
20	for the purposes designated until the close of the		
21	succeeding fiscal year, or until the project for which		
22	the appropriation was made is completed, whichever is		
23	earlier.		
24	2. Notwithstanding section 8.33, moneys		
25	appropriated for the fiscal year beginning July 1,		
26	2016, in this division of this Act to the department of		
27	agriculture and land stewardship to provide financial		

28 assistance for the establishment of permanent soil and
 29 water conservation practices that remain unencumbered
 30 or unobligated at the close of the fiscal year shall
 31 not revert but shall remain available for expenditure
 32 for the purposes designated until the close of the
 33 fiscal year beginning July 1, 2019.

34 DIVISION XIII

35 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

36 Sec. 44. PERSONNEL SETTLEMENT AGREEMENT
 37 PAYMENTS. As a condition made to any appropriation to
 38 the department of agriculture and land stewardship,
 39 the department of natural resources, or Iowa state
 40 university of science and technology for the fiscal
 41 year beginning July 1, 2016, and ending June 30, 2017,
 42 as provided in this Act, the moneys appropriated and
 43 any other moneys available for use by that entity for
 44 that fiscal year under this Act shall not be used
 45 for the payment of a personnel settlement agreement
 46 between that entity and a state employee that contains
 47 a confidentiality provision intended to prevent
 48 public disclosure of the agreement or any terms of the
 49 agreement.

50

DIVISION XIV

Page 30

1 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2015 2 BLUFFLANDS PROTECTION PROGRAM AND REVOLVING FUND

3 Sec. 45. Section 161A.80, subsection 2, paragraphs
 4 a and b, Code 2015, are amended by striking the
 5 paragraphs.

6 Sec. 46. Section 161A.80, Code 2015, is amended by
 7 adding the following new subsection:

8 NEW SUBSECTION. 3. This section is repealed on
 9 July 1, 2025.

10 Sec. 47. NEW SECTION. **161A.80A Outstanding**
 11 **bluffland protection loans.**

12 1. The principal and interest from any blufflands
 13 protection loan made pursuant to section 161A.80
 14 remaining outstanding on July 1, 2025, that would have
 15 been payable to the blufflands protection revolving
 16 fund created in section 161A.80, shall instead be paid
 17 to the division on or after July 1, 2015, pursuant to
 18 the terms of the loan agreement. The moneys paid to
 19 the division shall be credited to the rebuild Iowa
 20 infrastructure fund created in section 8.57.

21 2. This section is repealed on July 1, 2030.>

22 2. By renumbering as necessary.

S-3158

HOUSE AMENDMENT TO
SENATE FILE 497

1 Amend Senate File 497, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I
6 FY 2015-2016
7 APPROPRIATIONS

8 Section 1. DEPARTMENT OF JUSTICE.
9 1. There is appropriated from the general fund
10 of the state to the department of justice for the
11 fiscal year beginning July 1, 2015, and ending June 30,
12 2016, the following amounts, or so much thereof as is
13 necessary, to be used for the purposes designated:

- 14 a. For the general office of attorney general for
 - 15 salaries, support, maintenance, and miscellaneous
 - 16 purposes, including the prosecuting attorneys training
 - 17 program, matching funds for federal violence against
 - 18 women grant programs, victim assistance grants,
 - 19 office of drug control policy prosecuting attorney
 - 20 program, human trafficking training, and odometer
 - 21 fraud enforcement, and for not more than the following
 - 22 full-time equivalent positions:
- | | | |
|----------|------|-----------|
| 23 | \$ | 7,540,969 |
| 24 | FTEs | 214.00 |

25 It is the intent of the general assembly that as
26 a condition of receiving the appropriation provided
27 in this lettered paragraph, the department of justice
28 shall maintain a record of the estimated time incurred
29 representing each agency or department.

- 30 b. For victim assistance grants:
- | | | |
|----------|----|-----------|
| 31 | \$ | 5,734,400 |
|----------|----|-----------|

32 The moneys appropriated in this lettered paragraph
33 shall be used to provide grants to care providers
34 providing services to crime victims of domestic abuse
35 or to crime victims of rape and sexual assault.
36 The balance of the victim compensation fund
37 established in section 915.94 may be used to provide
38 salary and support of not more than 24.00 FTEs and
39 to provide maintenance for the victim compensation
40 functions of the department of justice.

41 The department of justice shall transfer at least
42 \$150,000 from the victim compensation fund established
43 in section 915.94 to the victim assistance grant
44 program.

45 Notwithstanding section 8.33, moneys appropriated
46 in this paragraph "b" that remain unencumbered or
47 unobligated at the close of the fiscal year shall not

48 revert but shall remain available for expenditure
49 for the purposes designated until the close of the
50 succeeding fiscal year.

Page 2

1 c. For legal services for persons in poverty grants
2 as provided in section 13.34:
3 \$ 2,000,000

4 2. a. The department of justice, in submitting
5 budget estimates for the fiscal year commencing July
6 1, 2016, pursuant to section 8.23, shall include a
7 report of funding from sources other than amounts
8 appropriated directly from the general fund of the
9 state to the department of justice or to the office of
10 consumer advocate. These funding sources shall include
11 but are not limited to reimbursements from other state
12 agencies, commissions, boards, or similar entities, and
13 reimbursements from special funds or internal accounts
14 within the department of justice. The department of
15 justice shall also report actual reimbursements for the
16 fiscal year commencing July 1, 2014, and actual and
17 expected reimbursements for the fiscal year commencing
18 July 1, 2015.

19 b. The department of justice shall include the
20 report required under paragraph “a”, as well as
21 information regarding any revisions occurring as a
22 result of reimbursements actually received or expected
23 at a later date, in a report to the co-chairpersons
24 and ranking members of the joint appropriations
25 subcommittee on the justice system and the legislative
26 services agency. The department of justice shall
27 submit the report on or before January 15, 2016.

28 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is
29 appropriated from the department of commerce revolving
30 fund created in section 546.12 to the office of
31 consumer advocate of the department of justice for the
32 fiscal year beginning July 1, 2015, and ending June 30,
33 2016, the following amount, or so much thereof as is
34 necessary, to be used for the purposes designated:
35 For salaries, support, maintenance, and
36 miscellaneous purposes, and for not more than the
37 following full-time equivalent positions:
38 \$ 3,137,588
39 FTEs 22.00

40 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

41 1. There is appropriated from the general fund of
42 the state to the department of corrections for the
43 fiscal year beginning July 1, 2015, and ending June 30,
44 2016, the following amounts, or so much thereof as is
45 necessary, to be used for the purposes designated:

46 a. For the operation of the Fort Madison

47 correctional facility, including salaries, support,
 48 maintenance, and miscellaneous purposes:
 49 \$ 43,085,704
 50 b. For the operation of the Anamosa correctional

Page 3

1 facility, including salaries, support, maintenance, and
 2 miscellaneous purposes:
 3 \$ 33,668,253

4 It is the intent of the general assembly that the
 5 department of corrections maintain and operate the
 6 Luster Heights prison camp.

7 c. For the operation of the Oakdale correctional
 8 facility, including salaries, support, maintenance, and
 9 miscellaneous purposes:
 10 \$ 59,408,092

11 d. For the operation of the Newton correctional
 12 facility, including salaries, support, maintenance, and
 13 miscellaneous purposes:
 14 \$ 27,572,008

15 e. For the operation of the Mount Pleasant
 16 correctional facility, including salaries, support,
 17 maintenance, and miscellaneous purposes:
 18 \$ 25,360,035

19 f. For the operation of the Rockwell City
 20 correctional facility, including salaries, support,
 21 maintenance, and miscellaneous purposes:
 22 \$ 9,836,353

23 g. For the operation of the Clarinda correctional
 24 facility, including salaries, support, maintenance, and
 25 miscellaneous purposes:
 26 \$ 25,933,430

27 Moneys received by the department of corrections as
 28 reimbursement for services provided to the Clarinda
 29 youth corporation are appropriated to the department
 30 and shall be used for the purpose of operating the
 31 Clarinda correctional facility.

32 h. For the operation of the Mitchellville
 33 correctional facility, including salaries, support,
 34 maintenance, and miscellaneous purposes:
 35 \$ 22,045,970

36 i. For the operation of the Fort Dodge correctional
 37 facility, including salaries, support, maintenance, and
 38 miscellaneous purposes:
 39 \$ 30,097,648

40 j. For reimbursement of counties for temporary
 41 confinement of work release and parole violators, as
 42 provided in sections 901.7, 904.908, and 906.17, and
 43 for offenders confined pursuant to section 904.513:
 44 \$ 1,075,092

45 k. For federal prison reimbursement, reimbursements

46 for out-of-state placements, and miscellaneous
 47 contracts:
 48 \$ 484,411
 49 2. The department of corrections shall use moneys
 50 appropriated in subsection 1 to continue to contract

Page 4

1 for the services of a Muslim imam and a Native American
 2 spiritual leader.
 3 Sec. 4. DEPARTMENT OF CORRECTIONS —
 4 ADMINISTRATION. There is appropriated from the general
 5 fund of the state to the department of corrections for
 6 the fiscal year beginning July 1, 2015, and ending June
 7 30, 2016, the following amounts, or so much thereof as
 8 is necessary, to be used for the purposes designated:
 9 1. For general administration, including salaries,
 10 support, maintenance, employment of an education
 11 director to administer a centralized education
 12 program for the correctional system, and miscellaneous
 13 purposes:
 14 \$ 5,265,495
 15 a. It is the intent of the general assembly
 16 that each lease negotiated by the department of
 17 corrections with a private corporation for the purpose
 18 of providing private industry employment of inmates in
 19 a correctional institution shall prohibit the private
 20 corporation from utilizing inmate labor for partisan
 21 political purposes for any person seeking election to
 22 public office in this state and that a violation of
 23 this requirement shall result in a termination of the
 24 lease agreement.
 25 b. It is the intent of the general assembly that as
 26 a condition of receiving the appropriation provided in
 27 this subsection the department of corrections shall not
 28 enter into a lease or contractual agreement pursuant to
 29 section 904.809 with a private corporation for the use
 30 of building space for the purpose of providing inmate
 31 employment without providing that the terms of the
 32 lease or contract establish safeguards to restrict, to
 33 the greatest extent feasible, access by inmates working
 34 for the private corporation to personal identifying
 35 information of citizens.
 36 2. For educational programs for inmates at state
 37 penal institutions:
 38 \$ 2,608,109
 39 a. To maximize the funding for educational
 40 programs, the department shall establish guidelines
 41 and procedures to prioritize the availability of
 42 educational and vocational training for inmates based
 43 upon the goal of facilitating an inmate's successful
 44 release from the correctional institution.

45 b. The director of the department of corrections
 46 may transfer moneys from Iowa prison industries and the
 47 canteen operating funds established pursuant to section
 48 904.310, for use in educational programs for inmates.
 49 c. Notwithstanding section 8.33, moneys
 50 appropriated in this subsection that remain unobligated

Page 5

1 or unexpended at the close of the fiscal year shall not
 2 revert but shall remain available to be used only for
 3 the purposes designated in this subsection until the
 4 close of the succeeding fiscal year.

5 3. For the development of the Iowa corrections
 6 offender network (ICON) data system:
 7 \$ 2,000,000

8 4. For offender mental health and substance abuse
 9 treatment:
 10 \$ 22,319

11 5. It is the intent of the general assembly that
 12 for the fiscal year addressed by this section the
 13 department of corrections shall continue to operate the
 14 correctional farms under the control of the department
 15 at the same or greater level of participation and
 16 involvement as existed as of January 1, 2011; shall not
 17 enter into any rental agreement or contract concerning
 18 any farmland under the control of the department that
 19 is not subject to a rental agreement or contract as of
 20 January 1, 2011, without prior legislative approval;
 21 and shall further attempt to provide job opportunities
 22 at the farms for inmates. The department shall attempt
 23 to provide job opportunities at the farms for inmates
 24 by encouraging labor-intensive farming or gardening
 25 where appropriate; using inmates to grow produce
 26 and meat for institutional consumption; researching
 27 the possibility of instituting food canning and
 28 cook-and-chill operations; and exploring opportunities
 29 for organic farming and gardening, livestock ventures,
 30 horticulture, and specialized crops.

31 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF
 32 CORRECTIONAL SERVICES.

33 1. There is appropriated from the general fund of
 34 the state to the department of corrections for the
 35 fiscal year beginning July 1, 2015, and ending June
 36 30, 2016, for salaries, support, maintenance, and
 37 miscellaneous purposes, the following amounts, or
 38 so much thereof as is necessary, to be used for the
 39 purposes designated:

40 a. For the first judicial district department of
 41 correctional services:
 42 \$ 14,753,977

43 It is the intent of the general assembly that the

44 first judicial district department of correctional
 45 services maintain the drug courts operated by the
 46 district department.
 47 b. For the second judicial district department of
 48 correctional services:
 49 \$ 11,500,661
 50 It is the intent of the general assembly that the

Page 6

1 second judicial district department of correctional
 2 services establish and maintain two drug courts to be
 3 operated by the district department.
 4 c. For the third judicial district department of
 5 correctional services:
 6 \$ 7,241,257
 7 d. For the fourth judicial district department of
 8 correctional services:
 9 \$ 5,608,005
 10 e. For the fifth judicial district department of
 11 correctional services, including funding for electronic
 12 monitoring devices for use on a statewide basis:
 13 \$ 20,304,616
 14 It is the intent of the general assembly that the
 15 fifth judicial district department of correctional
 16 services maintain the drug court operated by the
 17 district department.
 18 f. For the sixth judicial district department of
 19 correctional services:
 20 \$ 14,833,623
 21 It is the intent of the general assembly that the
 22 sixth judicial district department of correctional
 23 services maintain the drug court operated by the
 24 district department.
 25 g. For the seventh judicial district department of
 26 correctional services:
 27 \$ 7,856,873
 28 It is the intent of the general assembly that the
 29 seventh judicial district department of correctional
 30 services maintain the drug court operated by the
 31 district department.
 32 h. For the eighth judicial district department of
 33 correctional services:
 34 \$ 8,133,194
 35 2. Each judicial district department of
 36 correctional services, within the funding available,
 37 shall continue programs and plans established within
 38 that district to provide for intensive supervision, sex
 39 offender treatment, diversion of low-risk offenders
 40 to the least restrictive sanction available, job
 41 development, and expanded use of intermediate criminal
 42 sanctions.

- 43 3. Each judicial district department of
44 correctional services shall provide alternatives to
45 prison consistent with chapter 901B. The alternatives
46 to prison shall ensure public safety while providing
47 maximum rehabilitation to the offender. A judicial
48 district department of correctional services may also
49 establish a day program.
- 50 4. The governor's office of drug control policy

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- 1 shall consider federal grants made to the department
2 of corrections for the benefit of each of the eight
3 judicial district departments of correctional services
4 as local government grants, as defined pursuant to
5 federal regulations.
- 6 5. The department of corrections shall continue
7 to contract with a judicial district department
8 of correctional services to provide for the rental
9 of electronic monitoring equipment which shall be
10 available statewide.

11 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION
12 OF APPROPRIATIONS. Notwithstanding section 8.39,
13 within the moneys appropriated in this division of this
14 Act to the department of corrections, the department
15 may reallocate the moneys appropriated and allocated as
16 necessary to best fulfill the needs of the correctional
17 institutions, administration of the department, and the
18 judicial district departments of correctional services.
19 However, in addition to complying with the requirements
20 of sections 904.116 and 905.8 and providing notice
21 to the legislative services agency, the department
22 of corrections shall also provide notice to the
23 department of management, prior to the effective date
24 of the revision or reallocation of an appropriation
25 made pursuant to this section. The department of
26 corrections shall not reallocate an appropriation or
27 allocation for the purpose of eliminating any program.

28 Sec. 7. INTENT — REPORTS.

- 29 1. The department of corrections in cooperation
30 with townships, the Iowa cemetery associations, and
31 other nonprofit or governmental entities may use inmate
32 labor during the fiscal year beginning July 1, 2015,
33 to restore or preserve rural cemeteries and historical
34 landmarks. The department in cooperation with the
35 counties may also use inmate labor to clean up roads,
36 major water sources, and other water sources around the
37 state.
- 38 2. On a quarterly basis the department shall
39 provide a status report regarding private-sector
40 employment to the legislative services agency beginning
41 on July 1, 2015. The report shall include the number

42 of offenders employed in the private sector, the
 43 combined number of hours worked by the offenders, the
 44 total amount of allowances, and the distribution of
 45 allowances pursuant to section 904.702, including any
 46 moneys deposited in the general fund of the state.
 47 Sec. 8. ELECTRONIC MONITORING REPORT. The
 48 department of corrections shall submit a report on
 49 electronic monitoring to the general assembly, to the
 50 co-chairpersons and the ranking members of the joint

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1 appropriations subcommittee on the justice system, and
 2 to the legislative services agency by January 15, 2016.
 3 The report shall specifically address the number of
 4 persons being electronically monitored and break down
 5 the number of persons being electronically monitored
 6 by offense committed. The report shall also include a
 7 comparison of any data from the prior fiscal year with
 8 the current year.

9 Sec. 9. STATE AGENCY PURCHASES FROM PRISON
 10 INDUSTRIES.

11 1. As used in this section, unless the context
 12 otherwise requires, "state agency" means the government
 13 of the state of Iowa, including but not limited to
 14 all executive branch departments, agencies, boards,
 15 bureaus, and commissions, the judicial branch,
 16 the general assembly and all legislative agencies,
 17 institutions within the purview of the state board of
 18 regents, and any corporation whose primary function is
 19 to act as an instrumentality of the state.

20 2. State agencies are encouraged to purchase
 21 products from Iowa state industries, as defined in
 22 section 904.802, when purchases are required and the
 23 products are available from Iowa state industries.
 24 State agencies shall obtain bids from Iowa state
 25 industries for purchases of office furniture during the
 26 fiscal year beginning July 1, 2015, exceeding \$5,000
 27 or in accordance with applicable administrative rules
 28 related to purchases for the agency.

29 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

30 1. There is appropriated from the general fund of
 31 the state to the Iowa law enforcement academy for the
 32 fiscal year beginning July 1, 2015, and ending June 30,
 33 2016, the following amount, or so much thereof as is
 34 necessary, to be used for the purposes designated:

35 For salaries, support, maintenance, and		
36 miscellaneous purposes, including jailer training		
37 and technical assistance, and for not more than the		
38 following full-time equivalent positions:		
39	\$	1,002,618
40	FTEs	24.00

41 It is the intent of the general assembly that the
 42 Iowa law enforcement academy may provide training of
 43 state and local law enforcement personnel concerning
 44 the recognition of and response to persons with
 45 Alzheimer’s disease.
 46 The Iowa law enforcement academy may temporarily
 47 exceed and draw more than the amount appropriated in
 48 this subsection and incur a negative cash balance as
 49 long as there are receivables equal to or greater than
 50 the negative balance and the amount appropriated in

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1 this subsection is not exceeded at the close of the
2 fiscal year.

3 2. The Iowa law enforcement academy may select
 4 at least five automobiles of the department of public
 5 safety, division of state patrol, prior to turning over
 6 the automobiles to the department of administrative
 7 services to be disposed of by public auction, and
 8 the Iowa law enforcement academy may exchange any
 9 automobile owned by the academy for each automobile
 10 selected if the selected automobile is used in training
 11 law enforcement officers at the academy. However,
 12 any automobile exchanged by the academy shall be
 13 substituted for the selected vehicle of the department
 14 of public safety and sold by public auction with the
 15 receipts being deposited in the depreciation fund to
 16 the credit of the department of public safety, division
 17 of state patrol.

18 Sec. 11. STATE PUBLIC DEFENDER. There is
 19 appropriated from the general fund of the state to the
 20 office of the state public defender of the department
 21 of inspections and appeals for the fiscal year
 22 beginning July 1, 2015, and ending June 30, 2016, the
 23 following amounts, or so much thereof as is necessary,
 24 to be used for the purposes designated:

25 1. For salaries, support, maintenance, and
 26 miscellaneous purposes, and for not more than the
 27 following full-time equivalent positions:
 28 \$ 24,737,056
 29 FTEs 223.00

30 2. For payments on behalf of eligible adults and
 31 juveniles from the indigent defense fund, in accordance
 32 with section 815.11:
 33 \$ 28,256,833

34 Sec. 12. BOARD OF PAROLE. There is appropriated
 35 from the general fund of the state to the board of
 36 parole for the fiscal year beginning July 1, 2015, and
 37 ending June 30, 2016, the following amount, or so much
 38 thereof as is necessary, to be used for the purposes
 39 designated:

40 For salaries, support, maintenance, and
 41 miscellaneous purposes, and for not more than the
 42 following full-time equivalent positions:
 43 \$ 1,144,004
 44 FTEs 10.75

45 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

46 1. There is appropriated from the general fund of
 47 the state to the department of public defense, for the
 48 fiscal year beginning July 1, 2015, and ending June 30,
 49 2016, the following amounts, or so much thereof as is
 50 necessary, to be used for the purposes designated:

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1 For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 6,549,753
 5 FTEs 277.50

6 2. The military division may temporarily exceed and
 7 draw more than the amount appropriated in this section
 8 and incur a negative cash balance as long as there are
 9 receivables of federal funds equal to or greater than
 10 the negative balance and the amount appropriated in
 11 this section is not exceeded at the close of the fiscal
 12 year.

13 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND
 14 EMERGENCY MANAGEMENT.

15 1. There is appropriated from the general fund of
 16 the state to the department of homeland security for
 17 the fiscal year beginning July 1, 2015, and ending June
 18 30, 2016, the following amount, or so much thereof as
 19 is necessary, to be used for the purposes designated:

20 For salaries, support, maintenance, and
 21 miscellaneous purposes, and for not more than the
 22 following full-time equivalent positions:
 23 \$ 2,226,423
 24 FTEs 35.95

25 2. The department of homeland security and
 26 emergency management may temporarily exceed and draw
 27 more than the amount appropriated in this section and
 28 incur a negative cash balance as long as there are
 29 receivables of federal funds equal to or greater than
 30 the negative balance and the amount appropriated in
 31 this section is not exceeded at the close of the fiscal
 32 year.

33 3. It is the intent of the general assembly that
 34 the department of homeland security and emergency
 35 management work in conjunction with the department of
 36 public safety, to the extent possible, when gathering
 37 and analyzing information related to potential domestic
 38 or foreign security threats, and when monitoring such

39 threats.

40 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is
41 appropriated from the general fund of the state to
42 the department of public safety for the fiscal year
43 beginning July 1, 2015, and ending June 30, 2016, the
44 following amounts, or so much thereof as is necessary,
45 to be used for the purposes designated:

46 1. For the department’s administrative functions,
47 including the criminal justice information system, and
48 for not more than the following full-time equivalent
49 positions:

50 \$ 4,226,131

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1 FTEs 38.00

2 2. For the division of criminal investigation,
3 including the state’s contribution to the peace
4 officers’ retirement, accident, and disability system
5 provided in chapter 97A in the amount of the state’s
6 normal contribution rate, as defined in section
7 97A.8, multiplied by the salaries for which the
8 moneys are appropriated, to meet federal fund matching
9 requirements, and for not more than the following
10 full-time equivalent positions:

11 \$ 13,796,544

12 FTEs 159.00

13 3. For the criminalistics laboratory fund created
14 in section 691.9:

15 \$ 302,345

16 4. a. For the division of narcotics enforcement,
17 including the state’s contribution to the peace
18 officers’ retirement, accident, and disability system
19 provided in chapter 97A in the amount of the state’s
20 normal contribution rate, as defined in section
21 97A.8, multiplied by the salaries for which the
22 moneys are appropriated, to meet federal fund matching
23 requirements, and for not more than the following
24 full-time equivalent positions:

25 \$ 7,391,039

26 FTEs 65.50

27 b. For the division of narcotics enforcement for
28 undercover purchases:

29 \$ 109,042

30 5. For the division of state fire marshal, for fire
31 protection services as provided through the state fire
32 service and emergency response council as created in
33 the department, and for the state’s contribution to the
34 peace officers’ retirement, accident, and disability
35 system provided in chapter 97A in the amount of the
36 state’s normal contribution rate, as defined in section
37 97A.8, multiplied by the salaries for which the moneys

38 are appropriated, and for not more than the following
 39 full-time equivalent positions:

40	\$	4,651,010
41	FTEs	53.00

42 6. For the division of state patrol, for salaries,
 43 support, maintenance, workers' compensation costs,
 44 and miscellaneous purposes, including the state's
 45 contribution to the peace officers' retirement,
 46 accident, and disability system provided in chapter 97A
 47 in the amount of the state's normal contribution rate,
 48 as defined in section 97A.8, multiplied by the salaries
 49 for which the moneys are appropriated, and for not more
 50 than the following full-time equivalent positions:

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1	\$	61,501,575
2	FTEs	512.00

3 It is the intent of the general assembly that the
 4 division of state patrol implement the endangered
 5 persons advisory alert system.

6 It is the intent of the general assembly that
 7 members of the state patrol be assigned to patrol
 8 the highways and roads in lieu of assignments for
 9 inspecting school buses for the school districts.

10 7. For deposit in the sick leave benefits fund
 11 established under section 80.42 for all departmental
 12 employees eligible to receive benefits for accrued sick
 13 leave under the collective bargaining agreement:

14	\$	279,517
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15 8. For costs associated with the training and
 16 equipment needs of volunteer fire fighters:

17	\$	825,520
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18 a. Notwithstanding section 8.33, moneys
 19 appropriated in this subsection that remain
 20 unencumbered or unobligated at the close of the fiscal
 21 year shall not revert but shall remain available for
 22 expenditure only for the purpose designated in this
 23 subsection until the close of the succeeding fiscal
 24 year.

25 b. Notwithstanding section 8.39, the department
 26 of public safety may reallocate moneys appropriated
 27 in this section as necessary to best fulfill the
 28 needs provided for in the appropriation. However, the
 29 department shall not reallocate moneys appropriated
 30 to the department in this section unless notice of
 31 the reallocation is given to the legislative services
 32 agency and the department of management prior to
 33 the effective date of the reallocation. The notice
 34 shall include information regarding the rationale for
 35 reallocating the moneys. The department shall not
 36 reallocate moneys appropriated in this section for the

37 purpose of eliminating any program.
 38 9. For the public safety interoperable and
 39 broadband communications fund established in section
 40 80.44:
 41 \$ 154,661
 42 Sec. 16. GAMING ENFORCEMENT.
 43 1. There is appropriated from the gaming
 44 enforcement revolving fund created in section 80.43 to
 45 the department of public safety for the fiscal year
 46 beginning July 1, 2015, and ending June 30, 2016, the
 47 following amount, or so much thereof as is necessary,
 48 to be used for the purposes designated:
 49 For any direct support costs for agents and officers
 50 of the division of criminal investigation's excursion

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1 gambling boat, gambling structure, and racetrack
 2 enclosure enforcement activities, including salaries,
 3 support, maintenance, and miscellaneous purposes, and
 4 for not more than the following full-time equivalent
 5 positions:
 6 \$ 10,898,008
 7 FTEs 102.00
 8 2. For each additional license to conduct gambling
 9 games on an excursion gambling boat, gambling
 10 structure, or racetrack enclosure issued during
 11 the fiscal year beginning July 1, 2015, there is
 12 appropriated from the gaming enforcement fund to
 13 the department of public safety for the fiscal year
 14 beginning July 1, 2015, and ending June 30, 2016, an
 15 additional amount of not more than \$300,000 to be used
 16 for not more than 3.00 additional full-time equivalent
 17 positions.
 18 3. The department of public safety, with the
 19 approval of the department of management, may employ
 20 no more than three special agents for each additional
 21 riverboat or gambling structure regulated after July 1,
 22 2015, and three special agents for each racing facility
 23 which becomes operational during the fiscal year which
 24 begins July 1, 2015. Positions authorized in this
 25 subsection are in addition to the full-time equivalent
 26 positions otherwise authorized in this section.
 27 Sec. 17. CIVIL RIGHTS COMMISSION.
 28 1. There is appropriated from the general fund of
 29 the state to the Iowa state civil rights commission for
 30 the fiscal year beginning July 1, 2015, and ending June
 31 30, 2016, the following amount, or so much thereof as
 32 is necessary, to be used for the purposes designated:
 33 For salaries, support, maintenance, and
 34 miscellaneous purposes, and for not more than the
 35 following full-time equivalent positions:

36 \$ 1,111,063
 37 FTEs 28.00

38 2. The Iowa state civil rights commission may
 39 enter into a contract with a nonprofit organization
 40 to provide legal assistance to resolve civil rights
 41 complaints.

42 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING
 43 DIVISION.

44 1. There is appropriated from the general fund of
 45 the state to the criminal and juvenile justice planning
 46 division of the department of human rights for the
 47 fiscal year beginning July 1, 2015, and ending June 30,
 48 2016, the following amounts, or so much thereof as is
 49 necessary, to be used for the purposes designated:

50 For salaries, support, maintenance, and

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1 miscellaneous purposes, and for not more than the
 2 following full-time equivalent positions:

3 \$ 1,260,105
 4 FTEs 12.15

5 2. The criminal and juvenile justice planning
 6 advisory council and the juvenile justice advisory
 7 council shall coordinate their efforts in carrying out
 8 their respective duties relative to juvenile justice.

9 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND
 10 EMERGENCY MANAGEMENT. There is appropriated from the
 11 E911 emergency communications fund created in section
 12 34A.7A to the department of homeland security and
 13 emergency management for the fiscal year beginning
 14 July 1, 2015, and ending June 30, 2016, the following
 15 amount, or so much thereof as is necessary, to be used
 16 for the purposes designated:

17 For implementation, support, and maintenance of the
 18 functions of the administrator and program manager
 19 under chapter 34A and to employ the auditor of the
 20 state to perform an annual audit of the E911 emergency
 21 communications fund:

22 \$ 250,000

23 Sec. 20. Section 815.7, subsection 4, Code 2015, is
 24 amended to read as follows:

25 4. For appointments made on or after July 1, 2007,
 26 the reasonable compensation shall be calculated on
 27 the basis of seventy dollars per hour for class "A"
 28 felonies, sixty-five dollars per hour for class "B"
 29 felonies, and sixty dollars per hour for all other
 30 cases, except in response to *State v. Young, No. 13-0983*
 31 *(Iowa 2015)*, for all simple misdemeanors and simple
 32 misdemeanors punishable as scheduled violations,
 33 reasonable compensation shall be calculated on a basis
 34 of twenty-five dollars per hour.

35 DIVISION II
 36 FY 2016-2017
 37 APPROPRIATIONS
 38 Sec. 21. DEPARTMENT OF JUSTICE.
 39 1. There is appropriated from the general fund
 40 of the state to the department of justice for the
 41 fiscal year beginning July 1, 2016, and ending June 30,
 42 2017, the following amounts, or so much thereof as is
 43 necessary, to be used for the purposes designated:
 44 a. For the general office of attorney general for
 45 salaries, support, maintenance, and miscellaneous
 46 purposes, including the prosecuting attorneys training
 47 program, matching funds for federal violence against
 48 women grant programs, victim assistance grants,
 49 office of drug control policy prosecuting attorney
 50 program, human trafficking training, and odometer

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1 fraud enforcement, and for not more than the following
 2 full-time equivalent positions:
 3 \$ 3,770,485
 4 FTEs 214.00
 5 It is the intent of the general assembly that as
 6 a condition of receiving the appropriation provided
 7 in this lettered paragraph, the department of justice
 8 shall maintain a record of the estimated time incurred
 9 representing each agency or department.
 10 b. For victim assistance grants:
 11 \$ 2,867,200
 12 The moneys appropriated in this lettered paragraph
 13 shall be used to provide grants to care providers
 14 providing services to crime victims of domestic abuse
 15 or to crime victims of rape and sexual assault.
 16 The balance of the victim compensation fund
 17 established in section 915.94 may be used to provide
 18 salary and support of not more than 24.00 FTEs and
 19 to provide maintenance for the victim compensation
 20 functions of the department of justice.
 21 The department of justice shall transfer at least
 22 \$150,000 from the victim compensation fund established
 23 in section 915.94 to the victim assistance grant
 24 program.
 25 Notwithstanding section 8.33, moneys appropriated
 26 in this paragraph "b" that remain unencumbered or
 27 unobligated at the close of the fiscal year shall not
 28 revert but shall remain available for expenditure
 29 for the purposes designated until the close of the
 30 succeeding fiscal year.
 31 c. For legal services for persons in poverty grants
 32 as provided in section 13.34:
 33 \$ 1,000,000

34 2. a. The department of justice, in submitting
 35 budget estimates for the fiscal year commencing July
 36 1, 2017, pursuant to section 8.23, shall include a
 37 report of funding from sources other than amounts
 38 appropriated directly from the general fund of the
 39 state to the department of justice or to the office of
 40 consumer advocate. These funding sources shall include
 41 but are not limited to reimbursements from other state
 42 agencies, commissions, boards, or similar entities, and
 43 reimbursements from special funds or internal accounts
 44 within the department of justice. The department of
 45 justice shall also report actual reimbursements for the
 46 fiscal year commencing July 1, 2015, and actual and
 47 expected reimbursements for the fiscal year commencing
 48 July 1, 2016.

49 b. The department of justice shall include the
 50 report required under paragraph "a", as well as

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1 information regarding any revisions occurring as a
 2 result of reimbursements actually received or expected
 3 at a later date, in a report to the co-chairpersons
 4 and ranking members of the joint appropriations
 5 subcommittee on the justice system and the legislative
 6 services agency. The department of justice shall
 7 submit the report on or before January 15, 2017.

8 Sec. 22. OFFICE OF CONSUMER ADVOCATE. There is
 9 appropriated from the department of commerce revolving
 10 fund created in section 546.12 to the office of
 11 consumer advocate of the department of justice for the
 12 fiscal year beginning July 1, 2016, and ending June 30,
 13 2017, the following amount, or so much thereof as is
 14 necessary, to be used for the purposes designated:

15 For salaries, support, maintenance, and
 16 miscellaneous purposes, and for not more than the
 17 following full-time equivalent positions:

18	\$	1,568,794
19	FTEs	22.00

20 Sec. 23. DEPARTMENT OF CORRECTIONS — FACILITIES.

21 1. There is appropriated from the general fund of
 22 the state to the department of corrections for the
 23 fiscal year beginning July 1, 2016, and ending June 30,
 24 2017, the following amounts, or so much thereof as is
 25 necessary, to be used for the purposes designated:

26 a. For the operation of the Fort Madison
 27 correctional facility, including salaries, support,
 28 maintenance, and miscellaneous purposes:

29	\$	21,542,852
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30 b. For the operation of the Anamosa correctional
 31 facility, including salaries, support, maintenance, and
 32 miscellaneous purposes:

33	.....	\$	16,834,127
34	It is the intent of the general assembly that the		
35	department of corrections maintain and operate the		
36	Luster Heights prison camp.		
37	c. For the operation of the Oakdale correctional		
38	facility, including salaries, support, maintenance, and		
39	miscellaneous purposes:		
40	.....	\$	29,704,046
41	d. For the operation of the Newton correctional		
42	facility, including salaries, support, maintenance, and		
43	miscellaneous purposes:		
44	.....	\$	13,786,004
45	e. For the operation of the Mount Pleasant		
46	correctional facility, including salaries, support,		
47	maintenance, and miscellaneous purposes:		
48	.....	\$	12,680,017
49	f. For the operation of the Rockwell City		
50	correctional facility, including salaries, support,		

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1	maintenance, and miscellaneous purposes:		
2	\$	4,918,177
3	g. For the operation of the Clarinda correctional		
4	facility, including salaries, support, maintenance, and		
5	miscellaneous purposes:		
6	.....	\$	12,966,715
7	Moneys received by the department of corrections as		
8	reimbursement for services provided to the Clarinda		
9	youth corporation are appropriated to the department		
10	and shall be used for the purpose of operating the		
11	Clarinda correctional facility.		
12	h. For the operation of the Mitchellville		
13	correctional facility, including salaries, support,		
14	maintenance, and miscellaneous purposes:		
15	.....	\$	11,022,985
16	i. For the operation of the Fort Dodge correctional		
17	facility, including salaries, support, maintenance, and		
18	miscellaneous purposes:		
19	.....	\$	15,048,824
20	j. For reimbursement of counties for temporary		
21	confinement of work release and parole violators, as		
22	provided in sections 901.7, 904.908, and 906.17, and		
23	for offenders confined pursuant to section 904.513:		
24	.....	\$	537,546
25	k. For federal prison reimbursement, reimbursements		
26	for out-of-state placements, and miscellaneous		
27	contracts:		
28	.....	\$	242,207
29	2. The department of corrections shall use moneys		
30	appropriated in subsection 1 to continue to contract		
31	for the services of a Muslim imam and a Native American		

32 spiritual leader.

33 Sec. 24. DEPARTMENT OF CORRECTIONS —
34 ADMINISTRATION. There is appropriated from the general
35 fund of the state to the department of corrections for
36 the fiscal year beginning July 1, 2016, and ending June
37 30, 2017, the following amounts, or so much thereof as
38 is necessary, to be used for the purposes designated:

39 1. For general administration, including salaries,
40 support, maintenance, employment of an education
41 director to administer a centralized education
42 program for the correctional system, and miscellaneous
43 purposes:
44 \$ 2,632,747

45 a. It is the intent of the general assembly
46 that each lease negotiated by the department of
47 corrections with a private corporation for the purpose
48 of providing private industry employment of inmates in
49 a correctional institution shall prohibit the private
50 corporation from utilizing inmate labor for partisan

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1 political purposes for any person seeking election to
2 public office in this state and that a violation of
3 this requirement shall result in a termination of the
4 lease agreement.

5 b. It is the intent of the general assembly that as
6 a condition of receiving the appropriation provided in
7 this subsection the department of corrections shall not
8 enter into a lease or contractual agreement pursuant to
9 section 904.809 with a private corporation for the use
10 of building space for the purpose of providing inmate
11 employment without providing that the terms of the
12 lease or contract establish safeguards to restrict, to
13 the greatest extent feasible, access by inmates working
14 for the private corporation to personal identifying
15 information of citizens.

16 2. For educational programs for inmates at state
17 penal institutions:
18 \$ 1,304,054

19 a. To maximize the funding for educational
20 programs, the department shall establish guidelines
21 and procedures to prioritize the availability of
22 educational and vocational training for inmates based
23 upon the goal of facilitating an inmate's successful
24 release from the correctional institution.

25 b. The director of the department of corrections
26 may transfer moneys from Iowa prison industries and the
27 canteen operating funds established pursuant to section
28 904.310, for use in educational programs for inmates.

29 c. Notwithstanding section 8.33, moneys
30 appropriated in this subsection that remain unobligated

31 or unexpended at the close of the fiscal year shall not
32 revert but shall remain available to be used only for
33 the purposes designated in this subsection until the
34 close of the succeeding fiscal year.

35 3. For the development of the Iowa corrections
36 offender network (ICON) data system:
37 \$ 1,000,000

38 4. For offender mental health and substance abuse
39 treatment:
40 \$ 11,160

41 5. It is the intent of the general assembly that
42 for the fiscal year addressed by this section the
43 department of corrections shall continue to operate the
44 correctional farms under the control of the department
45 at the same or greater level of participation and
46 involvement as existed as of January 1, 2011; shall not
47 enter into any rental agreement or contract concerning
48 any farmland under the control of the department that
49 is not subject to a rental agreement or contract as of
50 January 1, 2011, without prior legislative approval;

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1 and shall further attempt to provide job opportunities
2 at the farms for inmates. The department shall attempt
3 to provide job opportunities at the farms for inmates
4 by encouraging labor-intensive farming or gardening
5 where appropriate; using inmates to grow produce
6 and meat for institutional consumption; researching
7 the possibility of instituting food canning and
8 cook-and-chill operations; and exploring opportunities
9 for organic farming and gardening, livestock ventures,
10 horticulture, and specialized crops.

11 Sec. 25. JUDICIAL DISTRICT DEPARTMENTS OF
12 CORRECTIONAL SERVICES.

13 1. There is appropriated from the general fund of
14 the state to the department of corrections for the
15 fiscal year beginning July 1, 2016, and ending June
16 30, 2017, for salaries, support, maintenance, and
17 miscellaneous purposes, the following amounts, or
18 so much thereof as is necessary, to be used for the
19 purposes designated:

20 a. For the first judicial district department of
21 correctional services:
22 \$ 7,376,989

23 It is the intent of the general assembly that the
24 first judicial district department of correctional
25 services maintain the drug courts operated by the
26 district department.

27 b. For the second judicial district department of
28 correctional services:
29 \$ 5,750,330

30 It is the intent of the general assembly that the
 31 second judicial district department of correctional
 32 services establish and maintain two drug courts to be
 33 operated by the district department.
 34 c. For the third judicial district department of
 35 correctional services:
 36 \$ 3,620,629
 37 d. For the fourth judicial district department of
 38 correctional services:
 39 \$ 2,804,002
 40 e. For the fifth judicial district department of
 41 correctional services, including funding for electronic
 42 monitoring devices for use on a statewide basis:
 43 \$ 10,152,308
 44 It is the intent of the general assembly that the
 45 fifth judicial district department of correctional
 46 services maintain the drug court operated by the
 47 district department.
 48 f. For the sixth judicial district department of
 49 correctional services:
 50 \$ 7,416,812

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1 It is the intent of the general assembly that the
 2 sixth judicial district department of correctional
 3 services maintain the drug court operated by the
 4 district department.
 5 g. For the seventh judicial district department of
 6 correctional services:
 7 \$ 3,928,436
 8 It is the intent of the general assembly that the
 9 seventh judicial district department of correctional
 10 services maintain the drug court operated by the
 11 district department.
 12 h. For the eighth judicial district department of
 13 correctional services:
 14 \$ 4,066,597
 15 2. Each judicial district department of
 16 correctional services, within the funding available,
 17 shall continue programs and plans established within
 18 that district to provide for intensive supervision, sex
 19 offender treatment, diversion of low-risk offenders
 20 to the least restrictive sanction available, job
 21 development, and expanded use of intermediate criminal
 22 sanctions.
 23 3. Each judicial district department of
 24 correctional services shall provide alternatives to
 25 prison consistent with chapter 901B. The alternatives
 26 to prison shall ensure public safety while providing
 27 maximum rehabilitation to the offender. A judicial
 28 district department of correctional services may also

29 establish a day program.

30 4. The governor's office of drug control policy
31 shall consider federal grants made to the department
32 of corrections for the benefit of each of the eight
33 judicial district departments of correctional services
34 as local government grants, as defined pursuant to
35 federal regulations.

36 5. The department of corrections shall continue
37 to contract with a judicial district department
38 of correctional services to provide for the rental
39 of electronic monitoring equipment which shall be
40 available statewide.

41 Sec. 26. DEPARTMENT OF CORRECTIONS — REALLOCATION
42 OF APPROPRIATIONS. Notwithstanding section 8.39,
43 within the moneys appropriated in this division of this
44 Act to the department of corrections, the department
45 may reallocate the moneys appropriated and allocated as
46 necessary to best fulfill the needs of the correctional
47 institutions, administration of the department, and the
48 judicial district departments of correctional services.
49 However, in addition to complying with the requirements
50 of sections 904.116 and 905.8 and providing notice

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1 to the legislative services agency, the department
2 of corrections shall also provide notice to the
3 department of management, prior to the effective date
4 of the revision or reallocation of an appropriation
5 made pursuant to this section. The department of
6 corrections shall not reallocate an appropriation or
7 allocation for the purpose of eliminating any program.

8 Sec. 27. INTENT — REPORTS.

9 1. The department of corrections in cooperation
10 with townships, the Iowa cemetery associations, and
11 other nonprofit or governmental entities may use inmate
12 labor during the fiscal year beginning July 1, 2016,
13 to restore or preserve rural cemeteries and historical
14 landmarks. The department in cooperation with the
15 counties may also use inmate labor to clean up roads,
16 major water sources, and other water sources around the
17 state.

18 2. On a quarterly basis the department shall
19 provide a status report regarding private-sector
20 employment to the legislative services agency beginning
21 on July 1, 2016. The report shall include the number
22 of offenders employed in the private sector, the
23 combined number of hours worked by the offenders, the
24 total amount of allowances, and the distribution of
25 allowances pursuant to section 904.702, including any
26 moneys deposited in the general fund of the state.

27 Sec. 28. ELECTRONIC MONITORING REPORT. The

28 department of corrections shall submit a report on
 29 electronic monitoring to the general assembly, to the
 30 co-chairpersons and the ranking members of the joint
 31 appropriations subcommittee on the justice system, and
 32 to the legislative services agency by January 15, 2017.
 33 The report shall specifically address the number of
 34 persons being electronically monitored and break down
 35 the number of persons being electronically monitored
 36 by offense committed. The report shall also include a
 37 comparison of any data from the prior fiscal year with
 38 the current year.

39 Sec. 29. STATE AGENCY PURCHASES FROM PRISON
 40 INDUSTRIES.

41 1. As used in this section, unless the context
 42 otherwise requires, "state agency" means the government
 43 of the state of Iowa, including but not limited to
 44 all executive branch departments, agencies, boards,
 45 bureaus, and commissions, the judicial branch,
 46 the general assembly and all legislative agencies,
 47 institutions within the purview of the state board of
 48 regents, and any corporation whose primary function is
 49 to act as an instrumentality of the state.

50 2. State agencies are encouraged to purchase

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1 products from Iowa state industries, as defined in
 2 section 904.802, when purchases are required and the
 3 products are available from Iowa state industries.
 4 State agencies shall obtain bids from Iowa state
 5 industries for purchases of office furniture during the
 6 fiscal year beginning July 1, 2016, exceeding \$5,000
 7 or in accordance with applicable administrative rules
 8 related to purchases for the agency.

9 Sec. 30. IOWA LAW ENFORCEMENT ACADEMY.

10 1. There is appropriated from the general fund of
 11 the state to the Iowa law enforcement academy for the
 12 fiscal year beginning July 1, 2016, and ending June 30,
 13 2017, the following amount, or so much thereof as is
 14 necessary, to be used for the purposes designated:

15 For salaries, support, maintenance, and		
16 miscellaneous purposes, including jailer training		
17 and technical assistance, and for not more than the		
18 following full-time equivalent positions:		
19	\$	501,309
20	FTEs	24.00

21 It is the intent of the general assembly that the
 22 Iowa law enforcement academy may provide training of
 23 state and local law enforcement personnel concerning
 24 the recognition of and response to persons with
 25 Alzheimer's disease.

26 The Iowa law enforcement academy may temporarily

27 exceed and draw more than the amount appropriated in
 28 this subsection and incur a negative cash balance as
 29 long as there are receivables equal to or greater than
 30 the negative balance and the amount appropriated in
 31 this subsection is not exceeded at the close of the
 32 fiscal year.

33 2. The Iowa law enforcement academy may select
 34 at least five automobiles of the department of public
 35 safety, division of state patrol, prior to turning over
 36 the automobiles to the department of administrative
 37 services to be disposed of by public auction, and
 38 the Iowa law enforcement academy may exchange any
 39 automobile owned by the academy for each automobile
 40 selected if the selected automobile is used in training
 41 law enforcement officers at the academy. However,
 42 any automobile exchanged by the academy shall be
 43 substituted for the selected vehicle of the department
 44 of public safety and sold by public auction with the
 45 receipts being deposited in the depreciation fund to
 46 the credit of the department of public safety, division
 47 of state patrol.

48 Sec. 31. STATE PUBLIC DEFENDER. There is
 49 appropriated from the general fund of the state to the
 50 office of the state public defender of the department

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1 of inspections and appeals for the fiscal year
 2 beginning July 1, 2016, and ending June 30, 2017, the
 3 following amounts, or so much thereof as is necessary,
 4 to be used for the purposes designated:

5 1. For salaries, support, maintenance, and
 6 miscellaneous purposes, and for not more than the
 7 following full-time equivalent positions:

8	\$	12,368,528
9	FTEs	223.00

10 2. For payments on behalf of eligible adults and
 11 juveniles from the indigent defense fund, in accordance
 12 with section 815.11:

13	\$	14,128,416
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14 Sec. 32. BOARD OF PAROLE. There is appropriated
 15 from the general fund of the state to the board of
 16 parole for the fiscal year beginning July 1, 2016, and
 17 ending June 30, 2017, the following amount, or so much
 18 thereof as is necessary, to be used for the purposes
 19 designated:

20 For salaries, support, maintenance, and
 21 miscellaneous purposes, and for not more than the
 22 following full-time equivalent positions:

23	\$	572,002
24	FTEs	10.75

25 Sec. 33. DEPARTMENT OF PUBLIC DEFENSE.

26 1. There is appropriated from the general fund of
27 the state to the department of public defense, for the
28 fiscal year beginning July 1, 2016, and ending June 30,
29 2017, the following amounts, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 For salaries, support, maintenance, and
32 miscellaneous purposes, and for not more than the
33 following full-time equivalent positions:
34 \$ 3,274,876
35 FTEs 277.50

36 2. The military division may temporarily exceed and
37 draw more than the amount appropriated in this section
38 and incur a negative cash balance as long as there are
39 receivables of federal funds equal to or greater than
40 the negative balance and the amount appropriated in
41 this section is not exceeded at the close of the fiscal
42 year.

43 Sec. 34. DEPARTMENT OF HOMELAND SECURITY AND
44 EMERGENCY MANAGEMENT.

45 1. There is appropriated from the general fund of
46 the state to the department of homeland security for
47 the fiscal year beginning July 1, 2016, and ending June
48 30, 2017, the following amount, or so much thereof as
49 is necessary, to be used for the purposes designated:
50 For salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the
2 following full-time equivalent positions:
3 \$ 1,113,211
4 FTEs 35.95

5 2. The department of homeland security and
6 emergency management may temporarily exceed and draw
7 more than the amount appropriated in this section and
8 incur a negative cash balance as long as there are
9 receivables of federal funds equal to or greater than
10 the negative balance and the amount appropriated in
11 this section is not exceeded at the close of the fiscal
12 year.

13 3. It is the intent of the general assembly that
14 the department of homeland security and emergency
15 management work in conjunction with the department of
16 public safety, to the extent possible, when gathering
17 and analyzing information related to potential domestic
18 or foreign security threats, and when monitoring such
19 threats.

20 Sec. 35. DEPARTMENT OF PUBLIC SAFETY. There is
21 appropriated from the general fund of the state to
22 the department of public safety for the fiscal year
23 beginning July 1, 2016, and ending June 30, 2017, the
24 following amounts, or so much thereof as is necessary,

25 to be used for the purposes designated:

26 1. For the department's administrative functions,
 27 including the criminal justice information system, and
 28 for not more than the following full-time equivalent
 29 positions:
 30 \$ 2,113,006
 31 FTEs 38.00

32 2. For the division of criminal investigation,
 33 including the state's contribution to the peace
 34 officers' retirement, accident, and disability system
 35 provided in chapter 97A in the amount of the state's
 36 normal contribution rate, as defined in section
 37 97A.8, multiplied by the salaries for which the
 38 moneys are appropriated, to meet federal fund matching
 39 requirements, and for not more than the following
 40 full-time equivalent positions:
 41 \$ 6,898,272
 42 FTEs 159.00

43 3. For the criminalistics laboratory fund created
 44 in section 691.9:
 45 \$ 151,172

46 4. a. For the division of narcotics enforcement,
 47 including the state's contribution to the peace
 48 officers' retirement, accident, and disability system
 49 provided in chapter 97A in the amount of the state's
 50 normal contribution rate, as defined in section

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1 97A.8, multiplied by the salaries for which the
 2 moneys are appropriated, to meet federal fund matching
 3 requirements, and for not more than the following
 4 full-time equivalent positions:
 5 \$ 3,695,519
 6 FTEs 65.50

7 b. For the division of narcotics enforcement for
 8 undercover purchases:
 9 \$ 54,521

10 5. For the division of state fire marshal, for fire
 11 protection services as provided through the state fire
 12 service and emergency response council as created in
 13 the department, and for the state's contribution to the
 14 peace officers' retirement, accident, and disability
 15 system provided in chapter 97A in the amount of the
 16 state's normal contribution rate, as defined in section
 17 97A.8, multiplied by the salaries for which the moneys
 18 are appropriated, and for not more than the following
 19 full-time equivalent positions:
 20 \$ 2,325,505
 21 FTEs 53.00

22 6. For the division of state patrol, for salaries,
 23 support, maintenance, workers' compensation costs,

24 and miscellaneous purposes, including the state's
25 contribution to the peace officers' retirement,
26 accident, and disability system provided in chapter 97A
27 in the amount of the state's normal contribution rate,
28 as defined in section 97A.8, multiplied by the salaries
29 for which the moneys are appropriated, and for not more
30 than the following full-time equivalent positions:

31	\$	30,750,787
32	FTEs	512.00

33 It is the intent of the general assembly that the
34 division of state patrol implement the endangered
35 persons advisory alert system.

36 It is the intent of the general assembly that
37 members of the state patrol be assigned to patrol
38 the highways and roads in lieu of assignments for
39 inspecting school buses for the school districts.

40 7. For deposit in the sick leave benefits fund
41 established under section 80.42 for all departmental
42 employees eligible to receive benefits for accrued sick
43 leave under the collective bargaining agreement:

44	\$	139,759
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45 8. For costs associated with the training and
46 equipment needs of volunteer fire fighters:

47	\$	412,760
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48 a. Notwithstanding section 8.33, moneys
49 appropriated in this subsection that remain
50 unencumbered or unobligated at the close of the fiscal

Page 26

1 year shall not revert but shall remain available for
2 expenditure only for the purpose designated in this
3 subsection until the close of the succeeding fiscal
4 year.

5 b. Notwithstanding section 8.39, the department
6 of public safety may reallocate moneys appropriated
7 in this section as necessary to best fulfill the
8 needs provided for in the appropriation. However, the
9 department shall not reallocate moneys appropriated
10 to the department in this section unless notice of
11 the reallocation is given to the legislative services
12 agency and the department of management prior to
13 the effective date of the reallocation. The notice
14 shall include information regarding the rationale for
15 reallocating the moneys. The department shall not
16 reallocate moneys appropriated in this section for the
17 purpose of eliminating any program.

18 9. For the public safety interoperable and
19 broadband communications fund established in section
20 80.44:

21	\$	77,330
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22 Sec. 36. GAMING ENFORCEMENT.

23 1. There is appropriated from the gaming
 24 enforcement revolving fund created in section 80.43 to
 25 the department of public safety for the fiscal year
 26 beginning July 1, 2016, and ending June 30, 2017, the
 27 following amount, or so much thereof as is necessary,
 28 to be used for the purposes designated:

29 For any direct support costs for agents and officers
 30 of the division of criminal investigation's excursion
 31 gambling boat, gambling structure, and racetrack
 32 enclosure enforcement activities, including salaries,
 33 support, maintenance, and miscellaneous purposes, and
 34 for not more than the following full-time equivalent
 35 positions:

36	\$	5,449,004
37	FTEs	102.00

38 2. For each additional license to conduct gambling
 39 games on an excursion gambling boat, gambling
 40 structure, or racetrack enclosure issued during
 41 the fiscal year beginning July 1, 2016, there is
 42 appropriated from the gaming enforcement fund to
 43 the department of public safety for the fiscal year
 44 beginning July 1, 2016, and ending June 30, 2017, an
 45 additional amount of not more than \$300,000 to be used
 46 for not more than 3.00 additional full-time equivalent
 47 positions.

48 3. The department of public safety, with the
 49 approval of the department of management, may employ
 50 no more than three special agents for each additional

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1 riverboat or gambling structure regulated after July 1,
 2 2016, and three special agents for each racing facility
 3 which becomes operational during the fiscal year which
 4 begins July 1, 2016. Positions authorized in this
 5 subsection are in addition to the full-time equivalent
 6 positions otherwise authorized in this section.

7 Sec. 37. CIVIL RIGHTS COMMISSION.

8 1. There is appropriated from the general fund of
 9 the state to the Iowa state civil rights commission for
 10 the fiscal year beginning July 1, 2016, and ending June
 11 30, 2017, the following amount, or so much thereof as
 12 is necessary, to be used for the purposes designated:

13 For salaries, support, maintenance, and
 14 miscellaneous purposes, and for not more than the
 15 following full-time equivalent positions:

16	\$	555,532
17	FTEs	28.00

18 2. The Iowa state civil rights commission may
 19 enter into a contract with a nonprofit organization
 20 to provide legal assistance to resolve civil rights
 21 complaints.

22 Sec. 38. CRIMINAL AND JUVENILE JUSTICE PLANNING
 23 DIVISION.

24 1. There is appropriated from the general fund of
 25 the state to the criminal and juvenile justice planning
 26 division of the department of human rights for the
 27 fiscal year beginning July 1, 2016, and ending June 30,
 28 2017, the following amounts, or so much thereof as is
 29 necessary, to be used for the purposes designated:

30 For salaries, support, maintenance, and
 31 miscellaneous purposes, and for not more than the
 32 following full-time equivalent positions:

33	\$	630,052
34	FTEs	12.15

35 2. The criminal and juvenile justice planning
 36 advisory council and the juvenile justice advisory
 37 council shall coordinate their efforts in carrying out
 38 their respective duties relative to juvenile justice.

39 Sec. 39. DEPARTMENT OF HOMELAND SECURITY AND
 40 EMERGENCY MANAGEMENT. There is appropriated from the
 41 E911 emergency communications fund created in section
 42 34A.7A to the department of homeland security and
 43 emergency management for the fiscal year beginning
 44 July 1, 2016, and ending June 30, 2017, the following
 45 amount, or so much thereof as is necessary, to be used
 46 for the purposes designated:

47 For implementation, support, and maintenance of the
 48 functions of the administrator and program manager
 49 under chapter 34A and to employ the auditor of the
 50 state to perform an annual audit of the E911 emergency

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1	communications fund:	
2	\$ 125,000>
3	2. Title page, lines 1 and 2, by striking <system,	
4	and including effective date provisions> and inserting	
5	<system>	

S-3159

HOUSE AMENDMENT TO
 SENATE FILE 499

1 Amend Senate File 499, as passed by the Senate, as
 2 follows:

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

5 <DIVISION I
 6 FY 2015-2016

7 Section 1. DEPARTMENT OF CULTURAL AFFAIRS.

8 1. There is appropriated from the general fund of
 9 the state to the department of cultural affairs for the

10 fiscal year beginning July 1, 2015, and ending June 30,
 11 2016, the following amounts, or so much thereof as is
 12 necessary, to be used for the purposes designated:
 13 a. ADMINISTRATION
 14 For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the
 16 following full-time equivalent positions for the
 17 department:
 18 \$ 91,482
 19 FTEs 59.80
 20 The department of cultural affairs shall coordinate
 21 activities with the tourism office of the economic
 22 development authority to promote attendance at the
 23 state historical building and at this state's historic
 24 sites.
 25 Full-time equivalent positions authorized under this
 26 paragraph are funded, in full or in part, using moneys
 27 appropriated under this paragraph and paragraphs "c"
 28 through "e".
 29 b. COMMUNITY CULTURAL GRANTS
 30 For planning and programming for the community
 31 cultural grants program established under section
 32 303.3:
 33 \$ 172,090
 34 c. HISTORICAL DIVISION
 35 For the support of the historical division:
 36 \$ 3,754,032
 37 d. ARTS DIVISION
 38 For the support of the arts division:
 39 \$ 1,133,764
 40 Of the moneys appropriated in this paragraph, the
 41 department shall allocate \$200,000 for purposes of the
 42 film office.
 43 e. IOWA GREAT PLACES
 44 For the Iowa great places program established under
 45 section 303.3C:
 46 \$ 150,000
 47 f. RECORDS CENTER RENT
 48 For payment of rent for the state records center:
 49 \$ 227,243
 50 2. Notwithstanding section 8.33, moneys

Page 2

1 appropriated in this section that remain unencumbered
 2 or unobligated at the close of the fiscal year shall
 3 not revert but shall remain available for expenditure
 4 for the purposes designated until the close of the
 5 succeeding fiscal year.

6 Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC
 7 DEVELOPMENT.

8 1. For the fiscal year beginning July 1, 2015, the

9 goals for the economic development authority shall be
10 to expand and stimulate the state economy, increase the
11 wealth of Iowans, and increase the population of the
12 state.

13 2. To achieve the goals in subsection 1, the
14 economic development authority shall do all of the
15 following for the fiscal year beginning July 1, 2015:

16 a. Concentrate its efforts on programs and
17 activities that result in commercially viable products
18 and services.

19 b. Adopt practices and services consistent with
20 free market, private sector philosophies.

21 c. Ensure economic growth and development
22 throughout the state.

23 d. Work with businesses and communities to
24 continually improve the economic development climate
25 along with the economic well-being and quality of life
26 for Iowans.

27 e. Coordinate with other state agencies to
28 ensure that they are attentive to the needs of an
29 entrepreneurial culture.

30 f. Establish a strong and aggressive marketing
31 image to showcase Iowa's workforce, existing industry,
32 and potential. A priority shall be placed on
33 recruiting new businesses, business expansion, and
34 retaining existing Iowa businesses. Emphasis shall be
35 placed on entrepreneurial development through helping
36 entrepreneurs secure capital, and developing networks
37 and a business climate conducive to entrepreneurs and
38 small businesses.

39 g. Encourage the development of communities and
40 quality of life to foster economic growth.

41 h. Prepare communities for future growth and
42 development through development, expansion, and
43 modernization of infrastructure.

44 i. Develop public-private partnerships with
45 Iowa businesses in the tourism industry, Iowa tour
46 groups, Iowa tourism organizations, and political
47 subdivisions in this state to assist in the development
48 of advertising efforts.

49 j. Develop, to the fullest extent possible,
50 cooperative efforts for advertising with contributions

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1 from other sources.

2 Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.

3 1. APPROPRIATION

4 a. There is appropriated from the general fund of
5 the state to the economic development authority for the
6 fiscal year beginning July 1, 2015, and ending June 30,
7 2016, the following amount, or so much thereof as is

8 necessary, to be used for the purposes designated in
 9 this subsection, and for not more than the following
 10 full-time equivalent positions:

11	\$	15,320,459
12	FTEs	148.65

13 b. (1) For salaries, support, miscellaneous
 14 purposes, programs, marketing, and the maintenance of
 15 an administration division, a business development
 16 division, a community development division, a small
 17 business development division, and other divisions the
 18 authority may organize.

19 (2) The full-time equivalent positions authorized
 20 under this section are funded, in whole or in part,
 21 by the moneys appropriated under this subsection or
 22 by other moneys received by the authority, including
 23 certain federal moneys.

24 (3) For business development operations and
 25 programs, international trade, export assistance,
 26 workforce recruitment, and the partner state program.

27 (4) For transfer to a fund created pursuant to
 28 section 15.313 for purposes of financing strategic
 29 infrastructure projects.

30 (5) For community economic development programs,
 31 tourism operations, community assistance, plans
 32 for Iowa green corps and summer youth programs,
 33 the mainstreet and rural mainstreet programs, the
 34 school-to-career program, the community development
 35 block grant, and housing and shelter-related programs.

36 (6) For achieving the goals and accountability, and
 37 fulfilling the requirements and duties required under
 38 this Act.

39 c. Notwithstanding section 8.33, moneys
 40 appropriated in this subsection that remain
 41 unencumbered or unobligated at the close of the fiscal
 42 year shall not revert but shall remain available
 43 for expenditure for the purposes designated in this
 44 subsection until the close of the succeeding fiscal
 45 year.

46 2. FINANCIAL ASSISTANCE RESTRICTIONS

47 a. A business creating jobs through moneys
 48 appropriated in subsection 1 shall be subject to
 49 contract provisions requiring new and retained jobs to
 50 be filled by individuals who are citizens of the United

1 States who reside within the United States or any
 2 person authorized to work in the United States pursuant
 3 to federal law, including legal resident aliens in the
 4 United States.

5 b. Any vendor who receives moneys appropriated in
 6 subsection 1 shall adhere to such contract provisions

7 and provide periodic assurances as the state shall
8 require that the jobs are filled solely by citizens of
9 the United States who reside within the United States
10 or any person authorized to work in the United States
11 pursuant to federal law, including legal resident
12 aliens in the United States.

13 c. A business that receives financial assistance
14 from the authority from moneys appropriated in
15 subsection 1 shall only employ individuals legally
16 authorized to work in this state. In addition to all
17 other applicable penalties provided by current law, all
18 or a portion of the assistance received by a business
19 which is found to knowingly employ individuals not
20 legally authorized to work in this state is subject to
21 recapture by the authority.

22 3. USES OF APPROPRIATIONS

23 a. From the moneys appropriated in subsection 1,
24 the authority may provide financial assistance in the
25 form of a grant to a community economic development
26 entity for conducting a local workforce recruitment
27 effort designed to recruit former citizens of the state
28 and former students at colleges and universities in the
29 state to meet the needs of local employers.

30 b. From the moneys appropriated in subsection 1,
31 the authority may provide financial assistance to early
32 stage industry companies being established by women
33 entrepreneurs.

34 c. From the moneys appropriated in subsection 1,
35 the authority may provide financial assistance in the
36 form of grants, loans, or forgivable loans for advanced
37 research and commercialization projects involving
38 value-added agriculture, advanced technology, or
39 biotechnology.

40 d. The authority shall not use any moneys
41 appropriated in subsection 1 for purposes of providing
42 financial assistance for the Iowa green streets pilot
43 project or for any other program or project that
44 involves the installation of geothermal systems for
45 melting snow and ice from streets or sidewalks.

46 4. WORLD FOOD PRIZE

47 There is appropriated from the general fund of the
48 state to the economic development authority for the
49 fiscal year beginning July 1, 2015, and ending June 30,
50 2016, the following amount for the world food prize

1	and in lieu of the standing appropriation in section	
2	15.368, subsection 1:	
3	.....	\$ 700,000
4	5. IOWA COMMISSION ON VOLUNTEER SERVICE	
5	There is appropriated from the general fund of the	

6 state to the economic development authority for the
7 fiscal year beginning July 1, 2015, and ending June 30,
8 2016, the following amount for allocation to the Iowa
9 commission on volunteer service for purposes of the
10 Iowa state commission grant program, the Iowa’s promise
11 and Iowa mentoring partnership programs, and for not
12 more than the following full-time equivalent positions:

13	\$	178,133
14	FTEs	7.00

15 Of the moneys appropriated in this subsection,
16 the authority shall allocate \$75,000 for purposes of
17 the Iowa state commission grant program and \$103,133
18 for purposes of the Iowa’s promise and Iowa mentoring
19 partnership programs.

20 Notwithstanding section 8.33, moneys appropriated in
21 this subsection that remain unencumbered or unobligated
22 at the close of the fiscal year shall not revert but
23 shall remain available for expenditure for the purposes
24 designated until the close of the succeeding fiscal
25 year.

26 **6. COUNCILS OF GOVERNMENTS — ASSISTANCE**

27 There is appropriated from the general fund of the
28 state to the economic development authority for the
29 fiscal year beginning July 1, 2015, and ending June 30,
30 2016, the following amount to be used for the purposes
31 of providing financial assistance to Iowa’s councils
32 of governments:

33	\$	200,000
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34 **Sec. 4. VISION IOWA PROGRAM — FTE**
35 **AUTHORIZATION.** For purposes of administrative
36 duties associated with the vision Iowa program for
37 the fiscal year beginning July 1, 2015, the economic
38 development authority is authorized an additional 2.25
39 FTEs above those otherwise authorized in this division
40 of this Act.

41 **Sec. 5. INSURANCE ECONOMIC DEVELOPMENT.** From
42 the moneys collected by the division of insurance in
43 excess of the anticipated gross revenues under section
44 505.7, subsection 3, during the fiscal year beginning
45 July 1, 2015, \$100,000 shall be transferred to the
46 economic development authority for insurance economic
47 development and international insurance economic
48 development.

49 **Sec. 6. IOWA FINANCE AUTHORITY.**

50 1. There is appropriated from the general fund

1 of the state to the Iowa finance authority for the
2 fiscal year beginning July 1, 2015, and ending June 30,
3 2016, the following amount, or so much thereof as is
4 necessary, to be used to provide reimbursement for rent

5 expenses to eligible persons under the rent subsidy
 6 program:
 7 \$ 658,000
 8 2. Participation in the rent subsidy program
 9 shall be limited to only those persons who meet the
 10 requirements for the nursing facility level of care for
 11 home and community-based services waiver services as in
 12 effect on July 1, 2015, and to those individuals who
 13 are eligible for the federal money follows the person
 14 grant program under the medical assistance program. Of
 15 the moneys appropriated in this section, not more than
 16 \$35,000 may be used for administrative costs.
 17 Sec. 7. IOWA FINANCE AUTHORITY AUDIT. The auditor
 18 of state is requested to review the audit of the Iowa
 19 finance authority performed by the auditor hired by the
 20 authority.
 21 Sec. 8. PUBLIC EMPLOYMENT RELATIONS BOARD.
 22 1. There is appropriated from the general fund of
 23 the state to the public employment relations board for
 24 the fiscal year beginning July 1, 2015, and ending June
 25 30, 2016, the following amount, or so much thereof as
 26 is necessary, for the purposes designated:
 27 For salaries, support, maintenance, and
 28 miscellaneous purposes, and for not more than the
 29 following full-time equivalent positions:
 30 \$ 1,305,452
 31 FTEs 10.00
 32 2. Of the moneys appropriated in this section,
 33 the board shall allocate \$15,000 for maintaining
 34 an internet site that allows searchable access to a
 35 database of collective bargaining information.
 36 Sec. 9. DEPARTMENT OF WORKFORCE DEVELOPMENT. There
 37 is appropriated from the general fund of the state
 38 to the department of workforce development for the
 39 fiscal year beginning July 1, 2015, and ending June 30,
 40 2016, the following amounts, or so much thereof as is
 41 necessary, for the purposes designated:
 42 1. DIVISION OF LABOR SERVICES
 43 a. For the division of labor services, including
 44 salaries, support, maintenance, and miscellaneous
 45 purposes, and for not more than the following full-time
 46 equivalent positions:
 47 \$ 4,492,416
 48 FTEs 54.10
 49 b. From the contractor registration fees, the
 50 division of labor services shall reimburse the

1 department of inspections and appeals for all costs
 2 associated with hearings under chapter 91C, relating
 3 to contractor registration.

4 2. DIVISION OF WORKERS' COMPENSATION

5 a. For the division of workers' compensation,
6 including salaries, support, maintenance, and
7 miscellaneous purposes, and for not more than the
8 following full-time equivalent positions:

9	\$	3,259,044
10	FTEs	27.00

11 b. The division of workers' compensation shall
12 charge a \$100 filing fee for workers' compensation
13 cases. The filing fee shall be paid by the petitioner
14 of a claim. However, the fee can be taxed as a cost
15 and paid by the losing party, except in cases where
16 it would impose an undue hardship or be unjust under
17 the circumstances. The moneys generated by the filing
18 fee allowed under this subsection are appropriated to
19 the department of workforce development to be used for
20 purposes of administering the division of workers'
21 compensation.

22 3. WORKFORCE DEVELOPMENT OPERATIONS

23 a. For the operation of field offices, the
24 workforce development board, and for not more than the
25 following full-time equivalent positions:

26	\$	8,843,698
27	FTEs	172.97

28 b. Of the moneys appropriated in paragraph "a" of
29 this subsection, the department shall allocate \$150,000
30 to the state library for the purpose of licensing an
31 online resource which prepares persons to succeed in
32 the workplace through programs which improve job skills
33 and vocational test-taking abilities.

34 4. OFFENDER REENTRY PROGRAM

35 a. For the development and administration of an
36 offender reentry program to provide offenders with
37 employment skills, and for not more than the following
38 full-time equivalent positions:

39	\$	358,464
40	FTEs	4.00

41 b. The department of workforce development shall
42 partner with the department of corrections to provide
43 staff within the correctional facilities to improve
44 offenders' abilities to find and retain productive
45 employment.

46 5. NONREVERSION

47 Notwithstanding section 8.33, moneys appropriated in
48 this section that remain unencumbered or unobligated
49 at the close of the fiscal year shall not revert but
50 shall remain available for expenditure for the purposes

1 designated until the close of the succeeding fiscal
2 year.

3 Sec. 10. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
 4 PROGRAM. There is appropriated from the general fund
 5 of the state to the department of workforce development
 6 for the fiscal year beginning July 1, 2015, and
 7 ending June 30, 2016, the following amount, or so much
 8 thereof as is necessary, to be used for the purposes
 9 designated:

10 For enhancing efforts to investigate employers that
 11 misclassify workers and for not more than the following
 12 full-time equivalent positions:
 13 \$ 451,458
 14 FTEs 3.40

15 Sec. 11. SPECIAL EMPLOYMENT SECURITY CONTINGENCY
 16 FUND.

17 1. There is appropriated from the special
 18 employment security contingency fund to the department
 19 of workforce development for the fiscal year beginning
 20 July 1, 2015, and ending June 30, 2016, the following
 21 amount, or so much thereof as is necessary, to be used
 22 for field offices:
 23 \$ 1,766,084

24 2. Any remaining additional penalty and interest
 25 revenue collected by the department of workforce
 26 development is appropriated to the department for the
 27 fiscal year beginning July 1, 2015, and ending June 30,
 28 2016, to accomplish the mission of the department.

29 Sec. 12. UNEMPLOYMENT COMPENSATION RESERVE FUND
 30 — FIELD OFFICES. Notwithstanding section 96.9,
 31 subsection 8, paragraph “e”, there is appropriated
 32 from interest earned on the unemployment compensation
 33 reserve fund to the department of workforce development
 34 for the fiscal year beginning July 1, 2015, and ending
 35 June 30, 2016, the following amount or so much thereof
 36 as is necessary, for the purposes designated:

37 For the operation of field offices:
 38 \$ 400,000

39 Sec. 13. VIRTUAL ACCESS WORKFORCE DEVELOPMENT
 40 OFFICES. The department of workforce development shall
 41 require a unique identification login for all users
 42 of workforce development centers operated through
 43 electronic means.

44 Sec. 14. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
 45 section 96.9, subsection 4, paragraph “a”, moneys
 46 credited to the state by the secretary of the treasury
 47 of the United States pursuant to section 903 of
 48 the Social Security Act are appropriated to the
 49 department of workforce development and shall be
 50 used by the department for the administration of

1 the unemployment compensation program only. This
2 appropriation shall not apply to any fiscal year
3 beginning after December 31, 2015.

4 Sec. 15. SMALL BUSINESS DEVELOPMENT CENTERS. There
5 is appropriated from the general fund of the state to
6 Iowa state university of science and technology for the
7 fiscal year beginning July 1, 2015, and ending June 30,
8 2016, the following amount, or so much thereof as is
9 necessary, to be used for the purposes of funding small
10 business development centers:

11 \$ 101,000

12 Sec. 16. IOWA SKILLED WORKER AND JOB CREATION FUND.

13 1. There is appropriated from the Iowa skilled
14 worker and job creation fund created in section 8.75 to
15 the following departments, agencies, and institutions
16 for the fiscal year beginning July 1, 2015, and ending
17 June 30, 2016, the following amounts, or so much
18 thereof as is necessary, to be used for the purposes
19 designated:

20 a. ECONOMIC DEVELOPMENT AUTHORITY

21 (1) For the purposes of providing assistance under
22 the high quality jobs program as described in section
23 15.335B:

24 \$ 16,900,000

25 (2) From the moneys appropriated in this lettered
26 paragraph "a", the economic development authority may
27 use not more than \$1,000,000 for purposes of providing
28 infrastructure grants to mainstreet communities under
29 the main street Iowa program.

30 (3) As a condition of receiving moneys appropriated
31 in this lettered paragraph "a", an entity shall
32 testify upon the request of the joint appropriations
33 subcommittee on economic development regarding the
34 expenditure of such moneys.

35 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

36 (1) STATE BOARD OF REGENTS. For capacity
37 building infrastructure in areas related to
38 technology commercialization, marketing and business
39 development efforts in areas related to technology
40 commercialization, entrepreneurship, and business
41 growth, and infrastructure projects and programs needed
42 to assist in implementation of activities under chapter
43 262B:

44 \$ 3,000,000

45 Of the moneys appropriated pursuant to this
46 subparagraph (1), 35 percent shall be allocated for
47 Iowa state university of science and technology, 35
48 percent shall be allocated for the university of Iowa,
49 and 30 percent shall be allocated for the university
50 of northern Iowa.

1 (a) The institutions shall provide a one-to-one
2 match of additional moneys for the activities funded
3 with moneys appropriated under this subparagraph (1).

4 (b) The state board of regents shall annually
5 submit a report by January 15 to the governor, the
6 general assembly, and the legislative services agency
7 regarding the activities, projects, and programs funded
8 with moneys appropriated under this subparagraph (1).
9 The report shall be provided in an electronic format
10 and shall include a list of metrics and criteria
11 mutually agreed to in advance by the board of regents
12 and the economic development authority. The metrics
13 and criteria shall allow the governor's office and the
14 general assembly to quantify and evaluate the progress
15 of the board of regents institutions with regard to
16 their activities, projects, and programs in the areas
17 of technology commercialization, entrepreneurship,
18 regional development, and market research.

19 (2) IOWA STATE UNIVERSITY OF SCIENCE AND
20 TECHNOLOGY. For small business development centers,
21 the science and technology research park, and the
22 center for industrial research and service, and for not
23 more than the following full-time equivalent positions:

24	\$	2,424,302
25	FTEs	56.63

26 (a) Of the moneys appropriated in this subparagraph
27 (2), Iowa state university of science and technology
28 shall allocate at least \$735,728 for purposes of
29 funding small business development centers. Iowa state
30 university of science and technology may allocate the
31 appropriated moneys to the various small business
32 development centers in any manner necessary to achieve
33 the purposes of this subparagraph.

34 (b) Iowa state university of science and technology
35 shall do all of the following:

36 (i) Direct expenditures for research toward
37 projects that will provide economic stimulus for Iowa.

38 (ii) Provide emphasis to providing services to
39 Iowa-based companies.

40 (c) It is the intent of the general assembly
41 that the industrial incentive program focus on Iowa
42 industrial sectors and seek contributions and in-kind
43 donations from businesses, industrial foundations, and
44 trade associations, and that moneys for the center for
45 industrial research and service industrial incentive
46 program shall be allocated only for projects which are
47 matched by private sector moneys for directed contract
48 research or for nondirected research. The match
49 required of small businesses as defined in section
50 15.102, subsection 10, for directed contract research

1 or for nondirected research shall be \$1 for each \$3 of
 2 state funds. The match required for other businesses
 3 for directed contract research or for nondirected
 4 research shall be \$1 for each \$1 of state funds. The
 5 match required of industrial foundations or trade
 6 associations shall be \$1 for each \$1 of state funds.
 7 Iowa state university of science and technology
 8 shall report annually to the joint appropriations
 9 subcommittee on economic development and the
 10 legislative services agency the total amount of
 11 private contributions, the proportion of contributions
 12 from small businesses and other businesses, and
 13 the proportion for directed contract research and
 14 nondirected research of benefit to Iowa businesses and
 15 industrial sectors.

16 (3) STATE UNIVERSITY OF IOWA. For the state
 17 university of Iowa research park and for the advanced
 18 drug development program at the Oakdale research park,
 19 including salaries, support, maintenance, equipment,
 20 and miscellaneous purposes, and for not more than the
 21 following full-time equivalent positions:

22	\$	209,279
23	FTEs	6.00

24 The state university of Iowa shall do all of the
 25 following:

26 (a) Direct expenditures for research toward
 27 projects that will provide economic stimulus for Iowa.

28 (b) Provide emphasis to providing services to
 29 Iowa-based companies.

30 (4) STATE UNIVERSITY OF IOWA. For the purpose
 31 of implementing the entrepreneurship and economic
 32 growth initiative, and for not more than the following
 33 full-time equivalent positions:

34	\$	2,000,000
35	FTEs	8.00

36 (5) UNIVERSITY OF NORTHERN IOWA. For the metal
 37 casting institute, the MyEntreNet internet application,
 38 and the institute of decision making, including
 39 salaries, support, maintenance, and miscellaneous
 40 purposes:

41	\$	1,066,419
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42 (a) Of the moneys appropriated pursuant to this
 43 subparagraph (5), the university of northern Iowa shall
 44 allocate at least \$617,639 for purposes of support
 45 of entrepreneurs through the university's regional
 46 business center and economic gardening program.

47 (b) The university of northern Iowa shall do all of
 48 the following:

49 (i) Direct expenditures for research toward
 50 projects that will provide economic stimulus for Iowa.

1 (ii) Provide emphasis to providing services to
2 Iowa-based companies.

3 (6) As a condition of receiving moneys appropriated
4 in this lettered paragraph "b", an entity shall
5 testify upon the request of the joint appropriations
6 subcommittee on economic development regarding the
7 expenditure of such moneys.

8 c. DEPARTMENT OF WORKFORCE DEVELOPMENT

9 To develop a long-term sustained program to train
10 unemployed and underemployed central Iowans with skills
11 necessary to advance to higher-paying jobs with full
12 benefits:

13 \$ 100,000

14 (1) The department of workforce development shall
15 begin a request for proposals process, issued for
16 purposes of this lettered paragraph "c", no later than
17 September 1, 2015.

18 (2) As a condition of receiving moneys appropriated
19 under this lettered paragraph "c", an entity shall
20 testify upon the request of the joint appropriations
21 subcommittee on economic development regarding the
22 expenditure of such moneys.

23 2. Notwithstanding section 8.33, moneys
24 appropriated in this section of this Act that remain
25 unencumbered or unobligated at the close of the fiscal
26 year shall not revert but shall remain available for
27 expenditure for the purposes designated until the close
28 of the succeeding fiscal year.

29 DIVISION II

30 FY 2016-2017

31 Sec. 17. DEPARTMENT OF CULTURAL AFFAIRS.

32 1. There is appropriated from the general fund of
33 the state to the department of cultural affairs for the
34 fiscal year beginning July 1, 2016, and ending June 30,
35 2017, the following amounts, or so much thereof as is
36 necessary, to be used for the purposes designated:

37 a. ADMINISTRATION

38 For salaries, support, maintenance, and
39 miscellaneous purposes, and for not more than the
40 following full-time equivalent positions for the
41 department:

42 \$ 45,741

43 FTEs 59.80

44 The department of cultural affairs shall coordinate
45 activities with the tourism office of the economic
46 development authority to promote attendance at the
47 state historical building and at this state's historic
48 sites.

49 Full-time equivalent positions authorized under this
50 paragraph are funded, in full or in part, using moneys

1 appropriated under this paragraph and paragraphs “c”
2 through “e”.

3 b. COMMUNITY CULTURAL GRANTS
4 For planning and programming for the community
5 cultural grants program established under section
6 303.3:
7 \$ 86,045

8 c. HISTORICAL DIVISION
9 For the support of the historical division:
10 \$ 1,877,016

11 d. ARTS DIVISION
12 For the support of the arts division:
13 \$ 566,882

14 Of the moneys appropriated in this paragraph, the
15 department shall allocate \$200,000 for purposes of the
16 film office.

17 e. IOWA GREAT PLACES
18 For the Iowa great places program established under
19 section 303.3C:
20 \$ 75,000

21 f. RECORDS CENTER RENT
22 For payment of rent for the state records center:
23 \$ 113,622

24 2. Notwithstanding section 8.33, moneys
25 appropriated in this section that remain unencumbered
26 or unobligated at the close of the fiscal year shall
27 not revert but shall remain available for expenditure
28 for the purposes designated until the close of the
29 succeeding fiscal year.

30 Sec. 18. GOALS AND ACCOUNTABILITY — ECONOMIC
31 DEVELOPMENT.

32 1. For the fiscal year beginning July 1, 2016, the
33 goals for the economic development authority shall be
34 to expand and stimulate the state economy, increase the
35 wealth of Iowans, and increase the population of the
36 state.

37 2. To achieve the goals in subsection 1, the
38 economic development authority shall do all of the
39 following for the fiscal year beginning July 1, 2016:
40 a. Concentrate its efforts on programs and
41 activities that result in commercially viable products
42 and services.

43 b. Adopt practices and services consistent with
44 free market, private sector philosophies.

45 c. Ensure economic growth and development
46 throughout the state.

47 d. Work with businesses and communities to
48 continually improve the economic development climate
49 along with the economic well-being and quality of life
50 for Iowans.

- 1 e. Coordinate with other state agencies to
- 2 ensure that they are attentive to the needs of an
- 3 entrepreneurial culture.
- 4 f. Establish a strong and aggressive marketing
- 5 image to showcase Iowa’s workforce, existing industry,
- 6 and potential. A priority shall be placed on
- 7 recruiting new businesses, business expansion, and
- 8 retaining existing Iowa businesses. Emphasis shall be
- 9 placed on entrepreneurial development through helping
- 10 entrepreneurs secure capital, and developing networks
- 11 and a business climate conducive to entrepreneurs and
- 12 small businesses.
- 13 g. Encourage the development of communities and
- 14 quality of life to foster economic growth.
- 15 h. Prepare communities for future growth and
- 16 development through development, expansion, and
- 17 modernization of infrastructure.
- 18 i. Develop public-private partnerships with
- 19 Iowa businesses in the tourism industry, Iowa tour
- 20 groups, Iowa tourism organizations, and political
- 21 subdivisions in this state to assist in the development
- 22 of advertising efforts.
- 23 j. Develop, to the fullest extent possible,
- 24 cooperative efforts for advertising with contributions
- 25 from other sources.

26 Sec. 19. ECONOMIC DEVELOPMENT AUTHORITY.

27 1. APPROPRIATION

28 a. There is appropriated from the general fund of
 29 the state to the economic development authority for the
 30 fiscal year beginning July 1, 2016, and ending June 30,
 31 2017, the following amount, or so much thereof as is
 32 necessary, to be used for the purposes designated in
 33 this subsection, and for not more than the following
 34 full-time equivalent positions:

35	\$	7,660,230
36	FTEs	148.65

37 b. (1) For salaries, support, miscellaneous
 38 purposes, programs, marketing, and the maintenance of
 39 an administration division, a business development
 40 division, a community development division, a small
 41 business development division, and other divisions the
 42 authority may organize.

43 (2) The full-time equivalent positions authorized
 44 under this section are funded, in whole or in part,
 45 by the moneys appropriated under this subsection or
 46 by other moneys received by the authority, including
 47 certain federal moneys.

48 (3) For business development operations and
 49 programs, international trade, export assistance,
 50 workforce recruitment, and the partner state program.

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1 (4) For transfer to a fund created pursuant to
2 section 15.313 for purposes of financing strategic
3 infrastructure projects.

4 (5) For community economic development programs,
5 tourism operations, community assistance, plans
6 for Iowa green corps and summer youth programs,
7 the mainstreet and rural mainstreet programs, the
8 school-to-career program, the community development
9 block grant, and housing and shelter-related programs.

10 (6) For achieving the goals and accountability, and
11 fulfilling the requirements and duties required under
12 this Act.

13 c. Notwithstanding section 8.33, moneys
14 appropriated in this subsection that remain
15 unencumbered or unobligated at the close of the fiscal
16 year shall not revert but shall remain available
17 for expenditure for the purposes designated in this
18 subsection until the close of the succeeding fiscal
19 year.

20 2. FINANCIAL ASSISTANCE RESTRICTIONS

21 a. A business creating jobs through moneys
22 appropriated in subsection 1 shall be subject to
23 contract provisions requiring new and retained jobs to
24 be filled by individuals who are citizens of the United
25 States who reside within the United States or any
26 person authorized to work in the United States pursuant
27 to federal law, including legal resident aliens in the
28 United States.

29 b. Any vendor who receives moneys appropriated in
30 subsection 1 shall adhere to such contract provisions
31 and provide periodic assurances as the state shall
32 require that the jobs are filled solely by citizens of
33 the United States who reside within the United States
34 or any person authorized to work in the United States
35 pursuant to federal law, including legal resident
36 aliens in the United States.

37 c. A business that receives financial assistance
38 from the authority from moneys appropriated in
39 subsection 1 shall only employ individuals legally
40 authorized to work in this state. In addition to all
41 other applicable penalties provided by current law, all
42 or a portion of the assistance received by a business
43 which is found to knowingly employ individuals not
44 legally authorized to work in this state is subject to
45 recapture by the authority.

46 3. USES OF APPROPRIATIONS

47 a. From the moneys appropriated in subsection 1,
48 the authority may provide financial assistance in the
49 form of a grant to a community economic development
50 entity for conducting a local workforce recruitment

1 effort designed to recruit former citizens of the state
 2 and former students at colleges and universities in the
 3 state to meet the needs of local employers.

4 b. From the moneys appropriated in subsection 1,
 5 the authority may provide financial assistance to early
 6 stage industry companies being established by women
 7 entrepreneurs.

8 c. From the moneys appropriated in subsection 1,
 9 the authority may provide financial assistance in the
 10 form of grants, loans, or forgivable loans for advanced
 11 research and commercialization projects involving
 12 value-added agriculture, advanced technology, or
 13 biotechnology.

14 d. The authority shall not use any moneys
 15 appropriated in subsection 1 for purposes of providing
 16 financial assistance for the Iowa green streets pilot
 17 project or for any other program or project that
 18 involves the installation of geothermal systems for
 19 melting snow and ice from streets or sidewalks.

20 4. WORLD FOOD PRIZE

21 There is appropriated from the general fund of the
 22 state to the economic development authority for the
 23 fiscal year beginning July 1, 2016, and ending June 30,
 24 2017, the following amount for the world food prize
 25 and in lieu of the standing appropriation in section
 26 15.368, subsection 1:

27	\$	350,000
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28 5. IOWA COMMISSION ON VOLUNTEER SERVICE

29 There is appropriated from the general fund of the
 30 state to the economic development authority for the
 31 fiscal year beginning July 1, 2016, and ending June 30,
 32 2017, the following amount for allocation to the Iowa
 33 commission on volunteer service for purposes of the
 34 Iowa state commission grant program, the Iowa's promise
 35 and Iowa mentoring partnership programs, and for not
 36 more than the following full-time equivalent positions:

37	\$	89,067
38	FTEs	6.85

39 Of the moneys appropriated in this subsection,
 40 the authority shall allocate \$37,500 for purposes of
 41 the Iowa state commission grant program and \$51,567
 42 for purposes of the Iowa's promise and Iowa mentoring
 43 partnership programs.

44 Notwithstanding section 8.33, moneys appropriated in
 45 this subsection that remain unencumbered or unobligated
 46 at the close of the fiscal year shall not revert but
 47 shall remain available for expenditure for the purposes
 48 designated until the close of the succeeding fiscal
 49 year.

50 6. COUNCILS OF GOVERNMENTS — ASSISTANCE

1 There is appropriated from the general fund of the
 2 state to the economic development authority for the
 3 fiscal year beginning July 1, 2016, and ending June 30,
 4 2017, the following amount to be used for the purposes
 5 of providing financial assistance to Iowa’s councils
 6 of governments:

7 \$ 100,000

8 Sec. 20. VISION IOWA PROGRAM — FTE
 9 AUTHORIZATION. For purposes of administrative
 10 duties associated with the vision Iowa program for
 11 the fiscal year beginning July 1, 2016, the economic
 12 development authority is authorized an additional 2.25
 13 FTEs above those otherwise authorized in this division
 14 of this Act.

15 Sec. 21. INSURANCE ECONOMIC DEVELOPMENT. From
 16 the moneys collected by the division of insurance in
 17 excess of the anticipated gross revenues under section
 18 505.7, subsection 3, during the fiscal year beginning
 19 July 1, 2016, \$100,000 shall be transferred to the
 20 economic development authority for insurance economic
 21 development and international insurance economic
 22 development.

23 Sec. 22. IOWA FINANCE AUTHORITY.

24 1. There is appropriated from the general fund
 25 of the state to the Iowa finance authority for the
 26 fiscal year beginning July 1, 2016, and ending June 30,
 27 2017, the following amount, or so much thereof as is
 28 necessary, to be used to provide reimbursement for rent
 29 expenses to eligible persons under the rent subsidy
 30 program:

31 \$ 329,000

32 2. Participation in the rent subsidy program
 33 shall be limited to only those persons who meet the
 34 requirements for the nursing facility level of care for
 35 home and community-based services waiver services as in
 36 effect on July 1, 2016, and to those individuals who
 37 are eligible for the federal money follows the person
 38 grant program under the medical assistance program. Of
 39 the moneys appropriated in this section, not more than
 40 \$35,000 may be used for administrative costs.

41 Sec. 23. IOWA FINANCE AUTHORITY AUDIT. The auditor
 42 of state is requested to review the audit of the Iowa
 43 finance authority performed by the auditor hired by the
 44 authority.

45 Sec. 24. PUBLIC EMPLOYMENT RELATIONS BOARD.

46 1. There is appropriated from the general fund of
 47 the state to the public employment relations board for
 48 the fiscal year beginning July 1, 2016, and ending June
 49 30, 2017, the following amount, or so much thereof as
 50 is necessary, for the purposes designated:

1 For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 652,726
 5 FTEs 10.00

6 2. Of the moneys appropriated in this section,
 7 the board shall allocate \$15,000 for maintaining
 8 an internet site that allows searchable access to a
 9 database of collective bargaining information.

10 Sec. 25. DEPARTMENT OF WORKFORCE
 11 DEVELOPMENT. There is appropriated from the general
 12 fund of the state to the department of workforce
 13 development for the fiscal year beginning July 1, 2016,
 14 and ending June 30, 2017, the following amounts, or
 15 so much thereof as is necessary, for the purposes
 16 designated:

17 1. DIVISION OF LABOR SERVICES
 18 a. For the division of labor services, including
 19 salaries, support, maintenance, and miscellaneous
 20 purposes, and for not more than the following full-time
 21 equivalent positions:
 22 \$ 2,246,208
 23 FTEs 54.10

24 b. From the contractor registration fees, the
 25 division of labor services shall reimburse the
 26 department of inspections and appeals for all costs
 27 associated with hearings under chapter 91C, relating
 28 to contractor registration.

29 2. DIVISION OF WORKERS' COMPENSATION
 30 a. For the division of workers' compensation,
 31 including salaries, support, maintenance, and
 32 miscellaneous purposes, and for not more than the
 33 following full-time equivalent positions:
 34 \$ 1,629,522
 35 FTEs 27.00

36 b. The division of workers' compensation shall
 37 charge a \$100 filing fee for workers' compensation
 38 cases. The filing fee shall be paid by the petitioner
 39 of a claim. However, the fee can be taxed as a cost
 40 and paid by the losing party, except in cases where
 41 it would impose an undue hardship or be unjust under
 42 the circumstances. The moneys generated by the filing
 43 fee allowed under this subsection are appropriated to
 44 the department of workforce development to be used for
 45 purposes of administering the division of workers'
 46 compensation.

47 3. WORKFORCE DEVELOPMENT OPERATIONS
 48 a. For the operation of field offices, the
 49 workforce development board, and for not more than the
 50 following full-time equivalent positions:

1	.....	\$	4,421,849
2	.....	FTEs	172.97
3	b. Of the moneys appropriated in paragraph "a" of		
4	this subsection, the department shall allocate \$150,000		
5	to the state library for the purpose of licensing an		
6	online resource which prepares persons to succeed in		
7	the workplace through programs which improve job skills		
8	and vocational test-taking abilities.		
9	4. OFFENDER REENTRY PROGRAM		
10	a. For the development and administration of an		
11	offender reentry program to provide offenders with		
12	employment skills, and for not more than the following		
13	full-time equivalent positions:		
14	.....	\$	179,232
15	.....	FTEs	4.00
16	b. The department of workforce development shall		
17	partner with the department of corrections to provide		
18	staff within the correctional facilities to improve		
19	offenders' abilities to find and retain productive		
20	employment.		
21	5. NONREVERSION		
22	Notwithstanding section 8.33, moneys appropriated in		
23	this section that remain unencumbered or unobligated		
24	at the close of the fiscal year shall not revert but		
25	shall remain available for expenditure for the purposes		
26	designated until the close of the succeeding fiscal		
27	year.		
28	Sec. 26. GENERAL FUND — EMPLOYEE MISCLASSIFICATION		
29	PROGRAM. There is appropriated from the general fund		
30	of the state to the department of workforce development		
31	for the fiscal year beginning July 1, 2016, and		
32	ending June 30, 2017, the following amount, or so much		
33	thereof as is necessary, to be used for the purposes		
34	designated:		
35	For enhancing efforts to investigate employers that		
36	misclassify workers and for not more than the following		
37	full-time equivalent positions:		
38	.....	\$	225,729
39	.....	FTEs	3.40
40	Sec. 27. SPECIAL EMPLOYMENT SECURITY CONTINGENCY		
41	FUND.		
42	1. There is appropriated from the special		
43	employment security contingency fund to the department		
44	of workforce development for the fiscal year beginning		
45	July 1, 2016, and ending June 30, 2017, the following		
46	amount, or so much thereof as is necessary, to be used		
47	for field offices:		
48	.....	\$	883,042
49	2. Any remaining additional penalty and interest		
50	revenue collected by the department of workforce		

1 development is appropriated to the department for the
2 fiscal year beginning July 1, 2016, and ending June 30,
3 2017, to accomplish the mission of the department.

4 Sec. 28. UNEMPLOYMENT COMPENSATION RESERVE FUND

5 — FIELD OFFICES. Notwithstanding section 96.9,
6 subsection 8, paragraph “e”, there is appropriated
7 from interest earned on the unemployment compensation
8 reserve fund to the department of workforce development
9 for the fiscal year beginning July 1, 2016, and ending
10 June 30, 2017, the following amount or so much thereof
11 as is necessary, for the purposes designated:

12 For the operation of field offices:
13 \$ 200,000

14 Sec. 29. VIRTUAL ACCESS WORKFORCE DEVELOPMENT
15 OFFICES. The department of workforce development shall

16 require a unique identification login for all users
17 of workforce development centers operated through
18 electronic means.

19 Sec. 30. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding

20 section 96.9, subsection 4, paragraph “a”, moneys
21 credited to the state by the secretary of the treasury
22 of the United States pursuant to section 903 of
23 the Social Security Act are appropriated to the
24 department of workforce development and shall be
25 used by the department for the administration of
26 the unemployment compensation program only. This
27 appropriation shall not apply to any fiscal year
28 beginning after December 31, 2016.

29 Sec. 31. SMALL BUSINESS DEVELOPMENT CENTERS. There

30 is appropriated from the general fund of the state to
31 Iowa state university of science and technology for the
32 fiscal year beginning July 1, 2016, and ending June 30,
33 2017, the following amount, or so much thereof as is
34 necessary, to be used for the purposes of funding small
35 business development centers:

36 \$ 50,500

37 Sec. 32. IOWA SKILLED WORKER AND JOB CREATION FUND.

38 1. There is appropriated from the Iowa skilled
39 worker and job creation fund created in section 8.75 to
40 the following departments, agencies, and institutions
41 for the fiscal year beginning July 1, 2016, and ending
42 June 30, 2017, the following amounts, or so much
43 thereof as is necessary, to be used for the purposes
44 designated:

45 a. ECONOMIC DEVELOPMENT AUTHORITY

46 (1) For the purposes of providing assistance under
47 the high quality jobs program as described in section
48 15.335B:

49 \$ 8,450,000

50 (2) From the moneys appropriated in this lettered

1 paragraph “a”, the economic development authority may
 2 use not more than \$1,000,000 for purposes of providing
 3 infrastructure grants to mainstreet communities under
 4 the main street Iowa program.

5 (3) As a condition of receiving moneys appropriated
 6 in this lettered paragraph “a”, an entity shall
 7 testify upon the request of the joint appropriations
 8 subcommittee on economic development regarding the
 9 expenditure of such moneys.

10 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

11 (1) STATE BOARD OF REGENTS. For capacity
 12 building infrastructure in areas related to
 13 technology commercialization, marketing and business
 14 development efforts in areas related to technology
 15 commercialization, entrepreneurship, and business
 16 growth, and infrastructure projects and programs needed
 17 to assist in implementation of activities under chapter
 18 262B:

19 \$ 1,500,000

20 Of the moneys appropriated pursuant to this
 21 subparagraph (1), 35 percent shall be allocated for
 22 Iowa state university of science and technology, 35
 23 percent shall be allocated for the university of Iowa,
 24 and 30 percent shall be allocated for the university
 25 of northern Iowa.

26 (a) The institutions shall provide a one-to-one
 27 match of additional moneys for the activities funded
 28 with moneys appropriated under this subparagraph (1).

29 (b) The state board of regents shall annually
 30 submit a report by January 15 to the governor, the
 31 general assembly, and the legislative services agency
 32 regarding the activities, projects, and programs funded
 33 with moneys appropriated under this subparagraph (1).
 34 The report shall be provided in an electronic format
 35 and shall include a list of metrics and criteria
 36 mutually agreed to in advance by the board of regents
 37 and the economic development authority. The metrics
 38 and criteria shall allow the governor’s office and the
 39 general assembly to quantify and evaluate the progress
 40 of the board of regents institutions with regard to
 41 their activities, projects, and programs in the areas
 42 of technology commercialization, entrepreneurship,
 43 regional development, and market research.

44 (2) IOWA STATE UNIVERSITY OF SCIENCE AND
 45 TECHNOLOGY. For small business development centers,
 46 the science and technology research park, and the
 47 center for industrial research and service, and for not
 48 more than the following full-time equivalent positions:

49 \$ 1,212,151
 50 FTEs 56.63

1 (a) Of the moneys appropriated in this subparagraph
 2 (2), Iowa state university of science and technology
 3 shall allocate at least \$735,728 for purposes of
 4 funding small business development centers. Iowa state
 5 university of science and technology may allocate the
 6 appropriated moneys to the various small business
 7 development centers in any manner necessary to achieve
 8 the purposes of this subparagraph.

9 (b) Iowa state university of science and technology
 10 shall do all of the following:

11 (i) Direct expenditures for research toward
 12 projects that will provide economic stimulus for Iowa.

13 (ii) Provide emphasis to providing services to
 14 Iowa-based companies.

15 (c) It is the intent of the general assembly
 16 that the industrial incentive program focus on Iowa
 17 industrial sectors and seek contributions and in-kind
 18 donations from businesses, industrial foundations, and
 19 trade associations, and that moneys for the center for
 20 industrial research and service industrial incentive
 21 program shall be allocated only for projects which are
 22 matched by private sector moneys for directed contract
 23 research or for nondirected research. The match
 24 required of small businesses as defined in section
 25 15.102, subsection 10, for directed contract research
 26 or for nondirected research shall be \$1 for each \$3 of
 27 state funds. The match required for other businesses
 28 for directed contract research or for nondirected
 29 research shall be \$1 for each \$1 of state funds. The
 30 match required of industrial foundations or trade
 31 associations shall be \$1 for each \$1 of state funds.

32 Iowa state university of science and technology
 33 shall report annually to the joint appropriations
 34 subcommittee on economic development and the
 35 legislative services agency the total amount of
 36 private contributions, the proportion of contributions
 37 from small businesses and other businesses, and
 38 the proportion for directed contract research and
 39 nondirected research of benefit to Iowa businesses and
 40 industrial sectors.

41 (3) STATE UNIVERSITY OF IOWA. For the state
 42 university of Iowa research park and for the advanced
 43 drug development program at the Oakdale research park,
 44 including salaries, support, maintenance, equipment,
 45 and miscellaneous purposes, and for not more than the
 46 following full-time equivalent positions:

47	\$	104,640
48	FTEs	6.00

49 The state university of Iowa shall do all of the
 50 following:

1 (a) Direct expenditures for research toward
2 projects that will provide economic stimulus for Iowa.

3 (b) Provide emphasis to providing services to
4 Iowa-based companies.

5 (4) STATE UNIVERSITY OF IOWA. For the purpose
6 of implementing the entrepreneurship and economic
7 growth initiative, and for not more than the following
8 full-time equivalent positions:

9 \$ 1,000,000
10 FTEs 8.00

11 (5) UNIVERSITY OF NORTHERN IOWA. For the metal
12 casting institute, the MyEntreNet internet application,
13 and the institute of decision making, including
14 salaries, support, maintenance, and miscellaneous
15 purposes:

16 \$ 533,210

17 (a) Of the moneys appropriated pursuant to this
18 subparagraph (5), the university of northern Iowa shall
19 allocate at least \$533,210 for purposes of support
20 of entrepreneurs through the university's regional
21 business center and economic gardening program.

22 (b) The university of northern Iowa shall do all of
23 the following:

24 (i) Direct expenditures for research toward
25 projects that will provide economic stimulus for Iowa.

26 (ii) Provide emphasis to providing services to
27 Iowa-based companies.

28 (6) As a condition of receiving moneys appropriated
29 in this lettered paragraph "b", an entity shall
30 testify upon the request of the joint appropriations
31 subcommittee on economic development regarding the
32 expenditure of such moneys.

33 c. DEPARTMENT OF WORKFORCE DEVELOPMENT

34 To develop a long-term sustained program to train
35 unemployed and underemployed central Iowans with skills
36 necessary to advance to higher-paying jobs with full
37 benefits:

38 \$ 50,000

39 (1) The department of workforce development shall
40 begin a request for proposals process, issued for
41 purposes of this lettered paragraph "c", no later than
42 September 1, 2016.

43 (2) As a condition of receiving moneys appropriated
44 under this lettered paragraph "c", an entity shall
45 testify upon the request of the joint appropriations
46 subcommittee on economic development regarding the
47 expenditure of such moneys.

48 2. Notwithstanding section 8.33, moneys
49 appropriated in this section of this Act that remain
50 unencumbered or unobligated at the close of the fiscal

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1 year shall not revert but shall remain available for
2 expenditure for the purposes designated until the close
3 of the succeeding fiscal year.

4 DIVISION III

5 MISCELLANEOUS PROVISIONS — VETERAN-OWNED BUSINESSES

6 Sec. 33. Section 15.102, subsection 10, paragraph
7 a, unnumbered paragraph 1, Code 2015, is amended to
8 read as follows:

9 *“Targeted small business”* means a small business
10 which is fifty-one percent or more owned, operated,
11 and actively managed by one or more women, minority
12 persons, service-disabled veterans, or persons with
13 a disability provided the business meets all of the
14 following requirements:

15 Sec. 34. Section 15.102, subsection 10, paragraph
16 b, Code 2015, is amended by adding the following new
17 subparagraph:

18 NEW SUBPARAGRAPH. (4) *“Service-disabled veteran”*
19 means the same as defined in 15 U.S.C. §632.

20 Sec. 35. Section 73.14, subsection 1, Code 2015, is
21 amended to read as follows:

22 1. The state, board of regents institutions,
23 counties, townships, school districts, community
24 colleges, cities, and other public entities, and
25 every person acting as contracting agent for any such
26 entity, shall, when issuing bonds or other obligations,
27 make a good-faith effort to utilize minority-owned,
28 service-disabled veteran-owned, and female-owned
29 businesses for attorneys, accountants, financial
30 advisors, banks, underwriters, insurers, and other
31 occupations necessary to carry out the issuance of
32 bonds or other obligations by the entity.

33 Sec. 36. Section 73.14, subsection 2, Code 2015, is
34 amended by adding the following new paragraph:

35 NEW PARAGRAPH. c. *“Service-disabled veteran-owned*
36 *business”* means a business that is fifty-one percent or
37 more owned, operated, and actively managed by one or
38 more service-disabled veterans, as defined in 15 U.S.C.
39 §632.

40 Sec. 37. Section 73.16, subsection 2, paragraph d,
41 Code 2015, is amended to read as follows:

42 d. Of the total value of anticipated procurements
43 of goods and services under this subsection, an
44 additional goal shall be established to procure at
45 least forty percent from minority-owned businesses, and
46 forty percent from female-owned businesses and forty
47 percent from service-disabled veteran-owned businesses,
48 as defined in section 73.14, that are targeted small
49 businesses.>

50 2. Title page, by striking lines 5 through 9 and

Page 25

- 1 inserting <of regents and certain regents institutions,
- 2 and providing for other properly related matters.>

S-3160

- 1 Amend the Senate amendment, S-3151, to House File
- 2 659, as passed by the House, as follows:
- 3 1. Page 11, after line 16 by inserting:
- 4 <Sec. ___. ADDRESS CONFIDENTIALITY PROGRAM —
- 5 SURCHARGE APPROPRIATION. For the fiscal year beginning
- 6 July 1, 2015, and ending June 30, 2016, there is
- 7 appropriated from the surcharges collected by the clerk
- 8 of the district court and deposited in the address
- 9 confidentiality program revolving fund created in 2015
- 10 Iowa Acts, House File 585, if enacted, the amount of
- 11 up to \$47,300 to the office of the secretary of state
- 12 to administer the address confidentiality program
- 13 established in 2015 Iowa Acts, House File 585, if
- 14 enacted.>
- 15 2. Page 11, by striking lines 17 through 27 and
- 16 inserting:
- 17 <Sec. ___. ADDRESS CONFIDENTIALITY PROGRAM —
- 18 GENERAL FUND APPROPRIATION. For the fiscal year
- 19 beginning July 1, 2015, and ending June 30, 2016, there
- 20 is appropriated from the general fund of the state
- 21 to the treasurer of state for deposit in the address
- 22 confidentiality program revolving fund created in 2015
- 23 Iowa Acts, House File 585, if enacted, the amount of
- 24 \$47,225. There is appropriated to the office of the
- 25 secretary of state from the address confidentiality
- 26 program revolving fund the amount of \$47,225 to be used
- 27 for the start-up costs of implementing the address
- 28 confidentiality program established in 2015 Iowa Acts,
- 29 House File 585, if enacted. Notwithstanding 2015 Iowa
- 30 Acts, House File 585, if enacted, the office of the
- 31 secretary of state is not required to reimburse the
- 32 general fund of the state for any moneys appropriated
- 33 pursuant to this section.>
- 34 3. By striking page 12, line 30, through page 13,
- 35 line 3, and inserting:
- 36 <Sec. ___. TRANSFER — SECRETARY OF STATE —
- 37 ADDRESS CONFIDENTIALITY PROGRAM. Any unencumbered or
- 38 unobligated moneys remaining in the federal recovery
- 39 and reinvestment fund established in section 8.41A
- 40 on June 30, 2015, are transferred to the office of
- 41 the secretary of state for deposit in the address
- 42 confidentiality program revolving fund established in
- 43 2015 Iowa Acts, House File 585, if enacted, and are
- 44 appropriated to the office of the secretary of state
- 45 to be used for the start-up costs of implementing the

46 address confidentiality program established in 2015
47 Iowa Acts, House File 585, if enacted.
48 Sec. ____ TRANSFER — SECRETARY OF STATE —
49 ADDRESS CONFIDENTIALITY PROGRAM. Any unencumbered
50 or unobligated moneys remaining in the vertical

Page 2

1 infrastructure fund established in section 8.57B
2 on June 30, 2015, are transferred to the office of
3 the secretary of state for deposit in the address
4 confidentiality program revolving fund established in
5 2015 Iowa Acts, House File 585, if enacted, and are
6 appropriated to the office of the secretary of state
7 to be used for the start-up costs of implementing the
8 address confidentiality program established in 2015
9 Iowa Acts, House File 585, if enacted.>

10 4. By striking page 13, line 44, through page 14,
11 line 4, and inserting: <begins July 1, 2014. Any
12 unencumbered or unobligated moneys remaining in the
13 fund on June 30, 2015, ~~shall be~~ are transferred to
14 the ~~general fund of the state~~ office of the secretary
15 of state for deposit in the address confidentiality
16 program revolving fund established in 2015 Iowa Acts,
17 House File 585, if enacted, and are appropriated
18 to the office of the secretary of state to be used
19 for the start-up costs of implementing the address
20 confidentiality program established in 2015 Iowa Acts,
21 House File 585, if enacted.>

22 5. Page 14, before line 5 by inserting:
23 <Sec. ____ Section 9.8, subsection 1, if enacted by
24 2015 Iowa Acts, House File 585, section 1, is amended
25 to read as follows:

26 1. An address confidentiality program revolving
27 fund is created in the state treasury. The fund
28 shall consist of moneys collected by the clerk of the
29 district court ~~and transferred to the office of the~~
30 ~~secretary of state~~ for deposit in the fund pursuant
31 to section 602.8108, subsection 6A, and transfers of
32 interest, earnings, and moneys from other funds as
33 provided by law. The moneys in the fund are subject
34 to appropriation to the office of the secretary of
35 state by the general assembly. The office of the
36 secretary of state shall administer the fund. The
37 office of the secretary of state shall provide an
38 annual report to the department of management and
39 the legislative services agency on expenditures from
40 the fund in a format as determined by the department
41 of management in consultation with the legislative
42 services agency.

43 Sec. ____ Section 9.8, subsection 3, if enacted by
44 2015 Iowa Acts, House File 585, section 1, is amended

45 to read as follows:

- 46 3. Section 8.33 does not apply to any moneys
 47 transferred, credited, or appropriated to the revolving
 48 fund.>
 49 6. Page 14, line 15, after <enacted,> by inserting
 50 <and appropriating those moneys to the office of the

Page 3

- 1 secretary of state>
 2 7. Page 14, line 24, after <enacted,> by inserting
 3 <and appropriating those moneys to the office of the
 4 secretary of state>

CHRIS BRASE

S-3161

- 1 Amend Senate File 505 as follows:
 2 1. Page 88, line 14, by striking <eighty-five> and
 3 inserting <85>
 4 2. Page 92, line 26, by striking <DECISIONMAKER>
 5 and inserting <DECISION MAKER>
 6 3. Page 109, line 21, before <caseload> by
 7 inserting <and>
 8 4. Page 109, by striking lines 22 through 26 and
 9 inserting <Iowa compares nationally and with best
 10 practices as utilized by other states. The study shall
 11 also identify methods for decreasing social worker
 12 caseloads. The committee shall submit a report with>
 13 5. Page 119, line 10, by striking <PSYCHIATRISTS>
 14 and inserting <PSYCHOLOGISTS>
 15 6. Page 119, after line 25 by inserting:
 16 <DIVISION ____
 17 HOME MODIFICATION ASSISTANCE PROGRAM PLAN
 18 Sec. ____ HOME MODIFICATION ASSISTANCE PROGRAM
 19 PLAN.
 20 1. The aging and disability resource center and
 21 the mental health and disability services commission
 22 shall jointly develop a plan for a home modification
 23 assistance program to provide grants and individual
 24 income tax credits to assist with expenses related
 25 to the making of permanent home modifications that
 26 permit individuals with a disability in this state to
 27 remain in their homes and age in place. The plan shall
 28 include the following components:
 29 a. The plan shall develop criteria and procedures
 30 for establishing eligibility of individuals with a
 31 disability under the program, and in doing so the
 32 plan shall utilize the definition of disability found
 33 in 42 U.S.C. §12102 and shall require appropriate
 34 certifications from the primary health care providers

35 of individuals with a disability.
36 b. The plan shall establish criteria for
37 determining the type of home modification expenses that
38 will be eligible for a grant or tax credit award under
39 the program.
40 c. The plan shall develop criteria and procedures
41 for receiving grants and tax credits under the program,
42 and shall determine the maximum amount of grants and
43 tax credits that may be provided to an individual with
44 a disability under the program.
45 d. The plan shall provide that individuals with
46 a disability shall utilize any funding for home
47 modification under the Medicaid program to the fullest
48 extent possible before becoming eligible to participate
49 in the home modification assistance program to ensure
50 that the program's grants and tax credits do not

Page 2

1 supplant available Medicaid program resources.
2 e. The plan shall provide that grants under the
3 program shall be available to individuals with a
4 disability with annual incomes that do not exceed
5 250 percent of the federal poverty level, and that
6 individual income tax credits under the program shall
7 be available to individuals with a disability with
8 annual incomes exceeding 250 percent but not exceeding
9 450 percent of the federal poverty level.
10 f. The plan shall avoid placing unrealistic
11 expectations and overly burdensome requirements on
12 individuals with a disability and their families,
13 particularly those living in rural areas.
14 2. In developing the plan for the home modification
15 assistance program, the aging and disability resource
16 center and the mental health and disability services
17 commission shall seek input from and consult with the
18 department on aging, the department of human services,
19 the department of revenue, and other interested public
20 and private stakeholders.
21 3. The aging and disability resource center and
22 the mental health and disability services commission
23 shall submit the plan on or before December 15,
24 2015, to the chairpersons and ranking members of the
25 joint appropriations subcommittee on health and human
26 services, to the chairpersons and ranking members
27 of the senate and house standing committees on human
28 resources, to the chairpersons and ranking members of
29 the senate and house standing committees on ways and
30 means, and to the governor.>
31 7. By renumbering as necessary.

S-3162

- 1 Amend Senate File 505 as follows:
- 2 1. Page 119, after line 25 by inserting:
- 3 <DIVISION ____
- 4 DRUG TESTING — MEMBERS OF THE GENERAL ASSEMBLY
- 5 Sec. ____ NEW SECTION. **2.34 Drug testing.**
- 6 All members of the general assembly shall be subject
- 7 to a drug test, which is similar to a drug test that is
- 8 conducted as a condition of employment or hiring under
- 9 section 730.5, to screen the members of the general
- 10 assembly for the presence of controlled substances.
- 11 A member of the general assembly who has a confirmed
- 12 positive test result, as defined in section 730.5,
- 13 shall be ineligible to become a member of a state group
- 14 insurance plan pursuant to section 2.40.
- 15 Sec. ____ Section 2.40, subsection 1, paragraph a,
- 16 Code 2015, is amended to read as follows:
- 17 *a. ~~A~~ Except as otherwise provided in section 2.34,*
- 18 *a* member of the general assembly may elect to become a
- 19 member of a state group insurance plan for employees
- 20 of the state established under chapter 509A subject to
- 21 the following conditions:>
- 22 2. By renumbering as necessary.

JASON SCHULTZ
 BILL DIX
 KEN ROZENBOOM
 DENNIS GUTH
 JAKE CHAPMAN
 JULIAN B. GARRETT
 CHARLES SCHNEIDER
 MARK CHELGREN
 AMY SINCLAIR
 MARK SEGEBART
 BRAD ZAUN
 DAN ZUMBACH
 ROBY SMITH
 TOM SHIPLEY
 BILL ANDERSON
 RICK BERTRAND
 RANDY FEENSTRA
 JERRY BEHN
 JACK WHITVER
 MICHAEL BREITBACH
 MARK COSTELLO
 TIM L. KAPUCIAN
 DAVID JOHNSON

S-3163

1 Amend Senate File 505 as follows:

2 1. Page 119, after line 25 by inserting:

3 <DIVISION ____

4 WELFARE FRAUD PREVENTION

5 Sec. ____ DEFINITIONS. For the purposes of this
6 division of this Act, unless the context otherwise
7 requires:

8 1. "Department" means the department of human
9 services.

10 2. "Identity information" means an applicant or
11 recipient's full name, aliases, date of birth, address,
12 social security number, and other related information.

13 Sec. ____ ESTABLISHMENT OF ENHANCED ELIGIBILITY
14 VERIFICATION SYSTEM.

15 1. The department shall establish a computerized
16 income, asset, and identity eligibility verification
17 system to verify eligibility, eliminate duplication of
18 assistance, and deter waste, fraud, and abuse within
19 each respective assistance program under the purview
20 of and administered by the department. The department
21 shall enter into a competitively bid contract with a
22 third-party vendor for the purposes of developing and
23 implementing such a system to verify the income, asset,
24 and identity information of applicants when determining
25 an applicant's eligibility for assistance prior to
26 the distribution of benefits, periodically between
27 eligibility redeterminations, and during eligibility
28 redeterminations and reviews as specified in this
29 section.

30 2. When the department enters into a contract with
31 a third-party vendor for the purposes of carrying out
32 this division of this Act, payment to the vendor for
33 such services shall be contingent upon the annualized
34 savings realized by implementation of the verification
35 system as specified in the contract exceeding the total
36 yearly cost to the state for implementation of the
37 verification system.

38 3. When the department enters into a contract with
39 a third-party vendor for the purposes of carrying out
40 this division of this Act, the payment structure shall
41 be based on a per-applicant rate and may include a
42 performance bonus for achieving above a predetermined
43 rate of success in identifying waste, fraud, and abuse.

44 4. To avoid any conflict of interest, when the
45 department enters into a contract with a third-party
46 vendor for the purposes of carrying out this division
47 of this Act, that primary vendor shall not currently
48 be and shall not be allowed in the future to bid on
49 a contract to be the state contractor to administer
50 enrollment services.

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- 1 5. This division of this Act shall not be
2 interpreted to preclude the department from continuing
3 to conduct additional eligibility verification
4 processes not specified in this division of this Act,
5 that are not currently practiced.
- 6 6. Under the system implemented pursuant to this
7 division of this Act, all applications for benefits
8 shall be processed within a ten-day period or the
9 minimum period required by federal law.
- 10 7. Under the system implemented pursuant to this
11 division of this Act, prior to awarding or continuing
12 assistance, and on a quarterly basis thereafter, the
13 department shall verify identity information for each
14 respective applicant for and recipient of assistance
15 from the department against the following to the extent
16 such information or database is available:
- 17 a. Earned and unearned income information
18 maintained by the internal revenue service.
- 19 b. Employer weekly, monthly, or quarterly
20 reports of income and unemployment insurance payment
21 information maintained by the department of workforce
22 development.
- 23 c. Earned income information maintained by the
24 United States social security administration.
- 25 d. Immigration status information maintained by the
26 United States citizen and immigration services.
- 27 e. Death register information maintained by the
28 United States social security administration.
- 29 f. Prisoner information maintained by the United
30 States social security administration.
- 31 g. Public housing and section 8 housing assistance
32 payment information maintained by the United States
33 department of housing and urban development.
- 34 h. National fleeing felon information maintained by
35 the United States federal bureau of investigation.
- 36 i. Wage reporting and similar information
37 maintained by states contiguous to Iowa.
- 38 j. Beneficiary records and earnings information
39 maintained by the United States social security
40 administration in its beneficiary and earnings data
41 exchange database.
- 42 k. Earnings and pension information maintained by
43 the United States social security administration in its
44 beneficiary earnings exchange record system database.
- 45 l. Employment information maintained by the
46 department of workforce development.
- 47 m. Employment information maintained by the United
48 States department of health and human services in its
49 national directory of new hires database.
- 50 n. Supplemental security income information

Page 3

- 1 maintained by the United States social security
2 administration in its supplemental security income
3 state data exchange database.
- 4 o. Veterans' benefits information maintained by the
5 United States department of health and human services
6 in the federal public assistance reporting information
7 system database.
- 8 p. Child care services information maintained by
9 the department.
- 10 q. Utility payments information maintained by the
11 state under the low-income home energy assistance
12 program.
- 13 r. Emergency utility payment information maintained
14 by state or local entities.
- 15 s. A database of all persons who currently hold a
16 license, permit, or certificate from any state agency,
17 the cost of which exceeds five hundred dollars.
- 18 t. Income and employment information maintained by
19 the child support recovery unit and the United States
20 department of health and human services office of child
21 support enforcement.
- 22 u. Earnings and pension information maintained by
23 the Iowa public employees' retirement system.
- 24 v. Any existing real-time database of persons
25 currently receiving benefits in other states, such as
26 the national accuracy clearinghouse.
- 27 w. A database which is substantially similar to or
28 a successor of a database described in this subsection.
- 29 8. Under the system implemented pursuant to this
30 division of this Act, prior to awarding or continuing
31 assistance and on a quarterly basis, the department
32 shall match identity information for each respective
33 applicant for and recipient of assistance from the
34 department against, at a minimum, all of the following
35 data sources, to the extent such data sources are
36 available:
- 37 a. A nationwide public records data source of
38 physical asset ownership such as real property,
39 automobiles, watercraft, aircraft, and luxury vehicles,
40 or any other vehicle owned by an applicant for or
41 recipient of assistance.
- 42 b. A nationwide public records data source of
43 incarcerated individuals.
- 44 c. A nationwide best-address and driver's license
45 data source to verify that an individual is a resident
46 of this state.
- 47 d. A comprehensive public records database that
48 identifies potential identity fraud or identity theft
49 that can closely associate name, social security
50 number, date of birth, telephone, and address

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1 information.
2 e. National and local financial institutions, in
3 order to locate undisclosed depository accounts or to
4 verify account balances of disclosed accounts.
5 f. Outstanding default or arrest warrant
6 information maintained by the Iowa online warrants
7 and articles criminal justice information network
8 maintained by the department of public safety.
9 g. A data source or database which is substantially
10 similar to or a successor of a data source or database
11 described in this subsection.
12 9. As part of the verification process, prior to
13 awarding assistance, applicants for benefits shall
14 complete a computerized identity authentication process
15 that shall confirm the applicant owns the identity
16 presented in the application. The department shall
17 review the respective applicant's identity ownership
18 using the following procedures:
19 a. Provide a knowledge-based quiz consisting
20 of financial or personal questions. The quiz shall
21 attempt to accommodate nonbanked or under-banked
22 applicants who do not have an established credit
23 history.
24 b. Require the quiz for applications be available
25 to be submitted through a variety of approaches
26 including online, in-person, and via telephone.
27 10. If a discrepancy results between an applicant's
28 or recipient's identity information and information
29 available through one or more of the databases or
30 information tools specified in this section, the
31 department shall review the respective applicant's or
32 recipient's case using the following procedures:
33 a. If the information discovered does not result
34 in the department finding a discrepancy or change
35 in an applicant's or recipient's circumstances that
36 may affect eligibility, the department shall take no
37 further action.
38 b. If the information discovered results in the
39 department finding a discrepancy or change in a
40 recipient's circumstances that may affect eligibility,
41 the department shall promptly redetermine eligibility
42 after receiving such information.
43 c. (1) If the information discovered results in
44 the department finding a discrepancy or change in an
45 applicant's or recipient's circumstances that may
46 affect eligibility, the applicant or recipient shall
47 be given an opportunity to explain the discrepancy.
48 However, a self-declaration by an applicant or
49 recipient shall not be accepted as verification
50 of categorical and financial eligibility during

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1 eligibility evaluations, reviews, and redeterminations.
2 (2) The department shall provide written notice to
3 the applicant or recipient, which shall describe in
4 sufficient detail the circumstances of the discrepancy
5 or change, the manner in which the applicant or
6 recipient may respond, and the consequences of failing
7 to take action. The applicant or recipient shall have
8 ten business days, or the minimum period otherwise
9 required by state or federal law, to respond to an
10 attempt to resolve the discrepancy or change. The
11 explanation provided by the recipient or applicant
12 shall be provided in writing. After receiving the
13 explanation from the recipient or applicant, the
14 department may request additional documentation if
15 the department determines there is a risk of fraud,
16 misrepresentation, or inadequate documentation.
17 d. If the applicant or recipient does not respond
18 to the notice, the department shall deny or discontinue
19 assistance for failure to cooperate, in which case the
20 department shall provide notice of intent to deny or
21 discontinue assistance to the applicant or recipient.
22 Eligibility for assistance shall not be established or
23 reestablished until the discrepancy or change has been
24 resolved.
25 e. If an applicant or recipient responds to the
26 notice and disagrees with the findings of the match
27 between the applicant's or recipient's identity
28 information and one or more databases or information
29 tools utilized under this division of this Act, the
30 department shall reinvestigate the matter. If the
31 department finds that there has been an error, the
32 department shall take immediate action to correct
33 the error and no further action shall be taken. If,
34 after the reinvestigation, the department determines
35 that there has not been an error, the department shall
36 determine the effect on the applicant's or recipient's
37 case and take appropriate action. Written notice of
38 the respective department action shall be provided to
39 the applicant or recipient.
40 f. If the applicant or recipient agrees with
41 the findings of the match between the applicant's
42 or recipient's identity information and one or more
43 databases or information tools utilized under this
44 division of this Act, the department shall determine
45 the effect on the applicant's or recipient's case
46 and take appropriate action. Written notice of the
47 department's action shall be provided to the applicant
48 or recipient. The department shall not discontinue
49 assistance upon finding a discrepancy or change
50 in circumstances between an individual's identity

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1 information and one or more databases or information
2 tools utilized under this division of this Act until
3 the applicant or recipient has been provided notice
4 of the discrepancy or change and the opportunity to
5 respond as required under this division of this Act.

6 11. a. Under the system implemented pursuant to
7 this division of this Act, after reviewing changes or
8 discrepancies that may affect program eligibility, the
9 department shall refer suspected cases of fraud to the
10 department of inspections and appeals, the office of
11 the attorney general, or other entity responsible for
12 prosecuting eligibility fraud relating to the programs
13 under the purview of the department for investigation
14 and possible criminal prosecution, recovery of improper
15 payments, and collection of civil penalties.

16 b. After reviewing changes and discrepancies that
17 may affect program eligibility, the department shall
18 refer suspected cases of identity fraud to the office
19 of the attorney general or other entity responsible for
20 prosecuting identity theft for criminal prosecution.

21 c. In cases of fraud substantiated by the
22 department, upon conviction, the state shall review all
23 legal options to remove the recipient from other public
24 programs and garnish wages or state income tax refunds
25 until the state recovers an equal amount of benefits
26 fraudulently received.

27 d. After reviewing changes or discrepancies that
28 may affect program eligibility, the department shall
29 refer suspected cases of fraud, misrepresentation, or
30 inadequate documentation to appropriate entities for
31 review of eligibility discrepancies in other public
32 programs. Such referral includes cases in which an
33 individual is determined to be ineligible for the
34 original program.

35 Sec. ___. REPORTING. Beginning July 1, 2016, and
36 quarterly thereafter, the department shall provide a
37 written report to the governor, the general assembly,
38 and the department of management detailing the
39 effectiveness and general findings of the eligibility
40 verification system implemented pursuant to this
41 division of this Act, including the number of cases
42 reviewed, the number of case closures, the number
43 of referrals for criminal prosecution, recovery of
44 improper payment, collection of civil penalties,
45 the outcomes of cases referred to the department of
46 inspections and appeals, the office of the attorney
47 general, or other entity responsible for prosecuting
48 eligibility or identity fraud under this division
49 of this Act, and the savings that have resulted from
50 implementation of the system.

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1 Sec. ____ . TRANSPARENCY IN THE MEDICAID
2 PROGRAM. The department shall electronically release
3 to the public data that includes but is not limited to
4 all of the following for each Medicaid provider:
5 1. The provider's name and office location.
6 2. The provider's national provider identifier.
7 3. The type of service provided, identified by
8 healthcare common procedure coding system code.
9 4. Whether the service was performed in a facility
10 or office setting.
11 5. The number of services provided, average
12 submitted charges, average allowed amount, average
13 Medicaid payment, and a count of unique Medicaid
14 beneficiaries treated.
15 Sec. ____ . ADOPTION OF RULES. The department shall
16 adopt rules pursuant to chapter 17A to administer this
17 division of this Act.
18 Sec. ____ . IMPLEMENTATION. This division of this
19 Act shall be implemented beginning January 1, 2016.>
20 2. By renumbering as necessary.

MICHAEL BREITBACH
DAN ZUMBACH
JERRY BEHN
BILL DIX
JACK WHITVER
MARK CHELGREN
CHARLES SCHNEIDER
JAKE CHAPMAN
BILL ANDERSON
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MARK SEGEBART
JASON SCHULTZ
JULIAN GARRETT
AMY SINCLAIR
MARK COSTELLO
RANDY FEENSTRA
BRAD ZAUN

S-3164

- 1 Amend Senate File 505 as follows:
 2 1. Page 119, after line 25 by inserting:
 3 <DIVISION ____
 4 DEPARTMENT OF HUMAN SERVICES PUBLIC PROGRAMS —
 5 CITIZENSHIP
 6 Sec. ____ DEPARTMENT OF HUMAN SERVICES PUBLIC
 7 PROGRAMS — CITIZENSHIP. The department of human
 8 services shall adopt rules to require that any
 9 applicant for program services supported by public
 10 funds under the department of human services shall be
 11 a citizen of the United States or a qualified alien as
 12 defined in 8 U.S.C. §1641.>
 13 2. By renumbering as necessary.

JULIAN B. GARRETT
 MICHAEL BREITBACH
 DAN ZUMBACH
 JERRY BEHN
 BILL DIX
 JACK WHITVER
 MARK CHELGREN
 CHARLES SCHNEIDER
 JAKE CHAPMAN
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 RANDY FEENSTRA
 BRAD ZAUN

S-3165

- 1 Amend Senate File 505 as follows:
 2 1. Page 119, after line 25 by inserting:
 3 <DIVISION ____
 4 PAYOR OF LAST RESORT
 5 Sec. ____ Section 249A.3, Code 2015, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 15. The department shall
 8 administer the Medicaid program in a manner that
 9 ensures that the Medicaid program is the payor of last
 10 resort and that an individual does not enroll in the

- 11 Medicaid program if the individual is enrolled in other
 12 third party coverage or if other third party coverage
 13 is available to the individual.>
 14 2. By renumbering as necessary.

KEN ROZENBOOM
 MARK SEGEBART
 DAVID JOHNSON
 JASON SCHULTZ
 JULIAN B. GARRETT
 MICHAEL BREITBACH
 DAN ZUMBACH
 JERRY BEHN
 BILL DIX
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 MARK COSTELLO
 ROBY SMITH
 BRAD ZAUN
 TIM L. KAPUCIAN

S-3166

- 1 Amend Senate File 505 as follows:
 2 1. Page 119, after line 25 by inserting:
 3 <DIVISION ____
 4 DRUG TESTING — FAMILY INVESTMENT PROGRAM
 5 Sec. ____ NEW SECTION. **239B.2D Drug testing for**
 6 **applicants.**
 7 1. For the purposes of this section, unless the
 8 context otherwise requires:
 9 a. *“Confirmed positive test result”* means the
 10 results of a urine, oral fluid, or blood test in
 11 which the level of controlled substances or their
 12 metabolites in the sample analyzed meets or exceeds
 13 nationally accepted standards for determining
 14 detectable levels of controlled substances as adopted
 15 by the federal substance abuse and mental health
 16 services administration. If nationally accepted
 17 standards for oral fluid tests have not been adopted
 18 by the federal substance abuse and mental health
 19 services administration, the standards for determining
 20 detectable levels of controlled substances for purposes
 21 of determining a confirmed positive test result shall

22 be the same standard that has been established by the
23 federal food and drug administration for the measuring
24 instrument used to perform the oral fluid test.

25 *b. "Licensed substance abuse treatment program"*
26 means an inpatient or outpatient substance abuse
27 treatment program licensed by the department of public
28 health under chapter 125.

29 *c. "Sample"* means a sample from the human body
30 capable of revealing the presence of controlled
31 substances, or their metabolites, which shall include
32 only urine, saliva, or blood.

33 2. *a.* The drug testing requirements of this
34 section apply to the following applicants for and
35 recipients of assistance under this chapter:

36 (1) Each adult parent, guardian, or specified
37 relative who is included in the applicant family,
38 including both parents of a two-parent family, or
39 an individual who may be exempt from work activity
40 requirements due to the age of the youngest child or
41 who may be exempt from work activity requirements under
42 the PROMISE JOBS program.

43 (2) A minor parent who is not required to live
44 with a parent, guardian, or other adult caretaker in
45 accordance with this chapter.

46 (3) A recipient of assistance who provided a
47 written acknowledgment of the drug testing requirements
48 of this section at the time of application for
49 assistance and for whom there is reasonable suspicion
50 that the recipient uses or is under the influence of a

Page 2

1 controlled substance, as determined by the department,
2 shall be subject to random drug testing.

3 *b.* Dependent children under the age of eighteen
4 years are exempt from the drug testing requirements of
5 this section.

6 *c.* The department shall require a drug test that
7 is similar to a drug test as a condition of employment
8 under section 730.5 to screen the persons subject to
9 this section for the presence of controlled substances.

10 *d.* If a person has a confirmed positive test
11 result, the person shall be responsible for the cost
12 of the person's drug test. If a person does not have
13 a confirmed positive test result, the state shall be
14 responsible for the cost of the person's drug test.

15 3. *a.* A person who is subject to this section is
16 ineligible to receive assistance under this chapter if
17 the person does not participate in the required drug
18 testing.

19 *b.* A person who is subject to this section is
20 ineligible to receive assistance under this chapter if

21 the person has a confirmed positive test result for the
22 presence of either of the following:

23 (1) A substance listed in schedule I under section
24 124.204.

25 (2) A substance listed in schedule II, III, or
26 IV under chapter 124 that was not prescribed for the
27 person.

28 c. The period of ineligibility for an applicant
29 or recipient who is ineligible for assistance under
30 paragraph "b" is one year after the date of the
31 confirmed positive test result.

32 4. The department shall do all of the following in
33 implementing this section:

34 a. (1) Provide notice of drug testing to each
35 person who is subject to this section at the time of
36 application. The notice must advise the person that
37 drug testing will be conducted as a condition for
38 receiving assistance under this chapter and that the
39 person must bear the cost of testing. The applicant
40 shall be advised that the required drug testing may be
41 avoided if the applicant does not complete or withdraws
42 the application for assistance.

43 (2) Advise each person to be tested, before the
44 test is conducted, that the person may, but is not
45 required to, inform the agent administering the test
46 of any prescription or over-the-counter medication the
47 person is taking.

48 (3) Require each person to be tested to sign a
49 written acknowledgment that the person has received and
50 understood the notice and advice provided under this

Page 3

1 paragraph "a".

2 b. Assure each person being tested a reasonable
3 degree of dignity while producing and submitting
4 a sample for drug testing, consistent with the
5 department's need to ensure the reliability of the
6 sample.

7 c. Specify circumstances under which a person with
8 a confirmed positive test result has the right to take
9 one or more additional tests.

10 d. Inform a person who has a confirmed positive
11 test result and is deemed ineligible for assistance
12 that the person may not reapply for assistance until
13 one year after the date of the confirmed positive
14 test result unless the person meets the requirements
15 of paragraph "f". If the person has a subsequent
16 confirmed positive test result, the person shall be
17 ineligible to receive assistance for three years after
18 the date of the subsequent result unless the person
19 meets the requirements of paragraph "f".

20 *e.* Provide any person with a confirmed positive
21 test result with a list of licensed substance abuse
22 treatment programs available in the area in which the
23 person resides. Neither the department nor the state
24 is responsible for providing or paying for substance
25 abuse treatment as part of the drug testing conducted
26 under this section.

27 *f.* A person with a confirmed positive test
28 result who is denied assistance under this chapter
29 may reapply for assistance after six months if the
30 person can document the successful completion of a
31 licensed substance abuse treatment program. A person
32 who has met the requirements of this paragraph and
33 reapplies for assistance must also pass the initial
34 drug test required under subsection 2. Any drug test
35 conducted while the person is undergoing substance
36 abuse treatment must meet the requirements for a drug
37 test under subsection 2. The cost of any drug testing
38 or substance abuse treatment provided under this
39 subsection shall be the responsibility of the person
40 being tested or receiving treatment. A person with
41 a confirmed positive test result from the drug test
42 required under subsection 2 may reapply for assistance
43 under this paragraph only once.

44 5. If an applicant or recipient parent is deemed
45 ineligible for assistance as a result of having
46 a confirmed positive test result from a drug test
47 conducted under this section, all of the following
48 apply:

49 *a.* The eligibility of the applicant's or
50 recipient's dependent child for assistance is not

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1 affected.

2 *b.* An appropriate protective payee shall be
3 designated to receive assistance on behalf of the
4 dependent child. The parent may choose to designate
5 an individual as the protective payee. The individual
6 designated by the parent as the protective payee must
7 be a specified relative or other immediate family
8 member unless such family member is not available or
9 the family member declines the designation. In which
10 case another individual, approved by the department,
11 shall be designated as the protective payee. The
12 individual must also undergo drug testing before being
13 approved to be the protective payee. If the designated
14 individual has a confirmed positive test result, the
15 designated individual shall be ineligible to be the
16 protective payee.

- 17 6. The department shall adopt rules to implement
 18 this section.>
 19 2. By renumbering as necessary.

AMY SINCLAIR
 MARK COSTELLO
 JERRY BEHN
 BILL DIX
 BILL ANDERSON
 RICK BERTRAND
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 TOM SHIPLEY
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 JULIAN B. GARRETT
 JASON SCHULTZ
 DAVID JOHNSON

S-3167

- 1 Amend the amendment, S-3163, to Senate File 505 as
 2 follows:
 3 1. By striking page 1, line 3, through page 7, line
 4 20, and inserting:
 5 <DIVISION __
 6 MEDICAID PROGRAM ELIGIBILITY VERIFICATION
 7 Sec. __. MEDICAID PROGRAM-ELIGIBILITY
 8 VERIFICATION. The department of human services
 9 shall establish an electronic asset, income, and
 10 identity eligibility verification system for the
 11 purposes of compliance with 42 U.S.C. §1396w requiring
 12 determination or redetermination of the eligibility of
 13 an individual who is an applicant for or recipient of
 14 medical assistance under the Medicaid state plan on the
 15 basis of being aged, blind, or disabled in accordance
 16 with 42 U.S.C. §1396w. The department may issue a
 17 request for proposals to select a third-party vendor
 18 to administer such an eligibility verification system.
 19 If a third-party vendor is selected, such vendor
 20 must be able to demonstrate in writing its current
 21 relationships or contracts with financial institutions
 22 in the state and nationally. Participation by

23 financial institutions in providing account balances
 24 for asset verification shall remain voluntary. This
 25 section shall not result in the displacement of
 26 existing asset, income, or identity verification
 27 workers.
 28 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 29 of this Act, being deemed of immediate importance,
 30 takes effect upon enactment.
 31 ____ By renumbering as necessary.>
 32 2. By renumbering as necessary.

JOE BOLKCOM

S-3168

1 Amend Senate File 505 as follows:
 2 1. Page 14, line 13, by striking <up to> and
 3 inserting <not less than>
 4 2. Page 14, line 18, by striking <up to> and
 5 inserting <not less than>
 6 3. Page 14, line 24, by striking <up to> and
 7 inserting <not less than>
 8 4. Page 14, line 30, by striking <up to> and
 9 inserting <not less than>

AMANDA RAGAN

S-3169

1 Amend House File 650, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 REBUILD IOWA INFRASTRUCTURE FUND
 7 Section 1. REBUILD IOWA INFRASTRUCTURE FUND —
 8 APPROPRIATIONS. There is appropriated from the rebuild
 9 Iowa infrastructure fund to the following departments
 10 and agencies for the following fiscal years, the
 11 following amounts, or so much thereof as is necessary,
 12 to be used for the purposes designated:
 13 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 14 For a grant to a rural health and safety clinic
 15 located in Iowa for the purposes of education and
 16 outreach, notwithstanding section 8.57, subsection 5,
 17 paragraph “c”:
 18 FY 2015–2016:
 19 \$ 100,000
 20 2. DEPARTMENT OF CORRECTIONS
 21 For construction improvements and associated
 22 equipment needs at the Newton correctional facility:
 23 FY 2015–2016:

24	.....	\$	500,000
25	FY 2016–2017:		
26	.....	\$	250,800
27	3. DEPARTMENT OF CULTURAL AFFAIRS		
28	a. For deposit in the Iowa great places program		
29	fund created in section 303.3D for Iowa great places		
30	program projects that meet the definition of “vertical		
31	infrastructure” in section 8.57, subsection 5,		
32	paragraph “c”:		
33	FY 2015–2016:		
34	.....	\$	1,000,000
35	b. For grants to nonprofit organizations committed		
36	to strengthening communities through youth development,		
37	healthy living, and social responsibility for costs		
38	associated with the renovation and maintenance of		
39	facility infrastructure at facilities located in cities		
40	with a population of less than 28,000 as determined by		
41	the 2010 federal decennial census:		
42	FY 2015–2016:		
43	.....	\$	500,000
44	4. ECONOMIC DEVELOPMENT AUTHORITY		
45	a. For deposit in the community attraction and		
46	tourism fund created in section 15F.204:		
47	FY 2015–2016:		
48	.....	\$	7,000,000
49	Of the moneys deposited in the community attraction		
50	and tourism fund, \$1,000,000 shall be allocated for		

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1	purposes of establishing a cultural center museum		
2	account within the community attraction and tourism		
3	fund. Moneys in the cultural center museum account		
4	may be used to provide grants of up to \$250,000		
5	for cultural center or museum projects which moneys		
6	shall require applicants to match the grant award,		
7	financially or in-kind, on a one-to-one basis.		
8	b. For equal distribution to regional sports		
9	authority districts certified by the department		
10	pursuant to section 15E.321, notwithstanding section		
11	8.57, subsection 5, paragraph “c”:		
12	FY 2015–2016:		
13	.....	\$	500,000
14	c. For administration and support of the world		
15	food prize including the Borlaug/Ruan scholar program,		
16	notwithstanding section 8.57, subsection 5, paragraph		
17	“c”:		
18	FY 2015–2016:		
19	.....	\$	200,000
20	5. DEPARTMENT OF NATURAL RESOURCES		
21	a. For implementation of lake projects that		
22	have established watershed improvement initiatives		

23	and community support in accordance with the		
24	department's annual lake restoration plan and report,		
25	notwithstanding section 8.57, subsection 5, paragraph		
26	"c":		
27	FY 2015–2016:		
28	.....	\$	9,600,000
29	b. For the administration of a water trails and		
30	low head dam public hazard statewide plan, including		
31	salaries, support, maintenance, and miscellaneous		
32	purposes, notwithstanding section 8.57, subsection 5,		
33	paragraph "c":		
34	FY 2015–2016:		
35	.....	\$	2,000,000
36	c. For state park infrastructure improvements:		
37	FY 2015–2016:		
38	.....	\$	5,000,000
39	6. DEPARTMENT OF PUBLIC DEFENSE		
40	a. For major maintenance projects at national guard		
41	armories and facilities:		
42	FY 2015–2016:		
43	.....	\$	2,000,000
44	b. For improvement projects for Iowa national		
45	guard installations and readiness centers to support		
46	operations and training requirements:		
47	FY 2015–2016:		
48	.....	\$	2,000,000
49	c. For construction improvement projects at the		
50	Camp Dodge facility:		

Page 3

1	FY 2015–2016:		
2	.....	\$	500,000
3	7. BOARD OF REGENTS		
4	a. For allocation by the state board of regents to		
5	the state university of Iowa, Iowa state university of		
6	science and technology, and the university of northern		
7	Iowa to reimburse the institutions for deficiencies		
8	in the operating funds resulting from the pledging of		
9	tuition, student fees and charges, and institutional		
10	income to finance the cost of providing academic and		
11	administrative buildings and facilities and utility		
12	services at the institutions:		
13	FY 2015–2016:		
14	.....	\$	30,237,549
15	b. For construction of a student innovation center		
16	at Iowa State university of science and technology:		
17	FY 2015–2016:		
18	.....	\$	2,000,000
19	FY 2016–2017:		
20	.....	\$	10,000,000
21	FY 2017–2018:		

22	.....	\$	14,000,000
23	FY 2018–2019:		
24	.....	\$	14,000,000
25	8. DEPARTMENT OF TRANSPORTATION		
26	a. For acquiring, constructing, and improving		
27	multi-use recreational trails within the state:		
28	FY 2015–2016:		
29	.....	\$	6,000,000
30	Moneys appropriated in this lettered paragraph shall		
31	be used for multi-purpose recreational trails including		
32	walking, biking, snowmobiling, skiing, and equestrian		
33	purposes where possible.		
34	Of the moneys appropriated in this lettered		
35	paragraph, \$246,000, or such amount as is necessary,		
36	shall be used for purposes of constructing an underpass		
37	connecting an existing recreational trail located in a		
38	county with a population between 45,000 and 47,000 as		
39	determined by the 2010 federal decennial census.		
40	b. For deposit in the public transit infrastructure		
41	grant fund created in section 324A.6A, for projects		
42	that meet the definition of vertical infrastructure in		
43	section 8.57, subsection 5, paragraph “c”:		
44	FY 2015–2016:		
45	.....	\$	1,500,000
46	c. For infrastructure improvements at the		
47	commercial service airports within the state:		
48	FY 2015–2016:		
49	.....	\$	1,500,000
50	d. For infrastructure improvements at general		

Page 4

1	aviation airports within the state:		
2	FY 2015–2016:		
3	.....	\$	750,000
4	e. For deposit in the railroad revolving loan and		
5	grant fund created in section 327H.20A, notwithstanding		
6	section 8.57, subsection 5, paragraph “c”:		
7	FY 2015–2016:		
8	.....	\$	2,000,000
9	9. TREASURER OF STATE		
10	For distribution in accordance with chapter 174 to		
11	qualified fairs which belong to the association of Iowa		
12	fairs for county fair infrastructure improvements:		
13	FY 2015–2016:		
14	.....	\$	1,060,000
15	Sec. 2. REVERSION. For purposes of section 8.33,		
16	unless specifically provided otherwise, unencumbered		
17	or unobligated moneys made from an appropriation in		
18	this division of this Act shall not revert but shall		
19	remain available for expenditure for the purposes		
20	designated until the close of the fiscal year that ends		

21 three years after the end of the fiscal year for which
22 the appropriation is made. However, if the project
23 or projects for which such appropriation was made are
24 completed in an earlier fiscal year, unencumbered or
25 unobligated moneys shall revert at the close of that
26 same fiscal year.

27 DIVISION II

28 TECHNOLOGY REINVESTMENT FUND

29 Sec. 3. TECHNOLOGY REINVESTMENT FUND —
30 APPROPRIATIONS. There is appropriated from the
31 technology reinvestment fund created in section 8.57C
32 to the following entities for the following fiscal
33 years, the following amounts, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 1. OFFICE OF CHIEF INFORMATION OFFICER

36 a. For technology consolidation and technology
37 improvement projects:

38 FY 2015–2016:
39 \$ 2,132,949

40 b. For the updating and upgrading capabilities of
41 aging voter registration systems and business services
42 data systems to meet current and future expectations of
43 open and transparent elections:

44 FY 2015–2016:
45 \$ 450,000

46 c. For data processing services to support voter
47 registration file maintenance and storage:

48 FY 2015–2016:
49 \$ 234,000

50 2. DEPARTMENT OF EDUCATION

Page 5

1 a. For the continued development and implementation
2 of an educational data warehouse that will be utilized
3 by teachers, parents, school district administrators,
4 area education agency staff, department of education
5 staff, and policymakers:

6 FY 2015–2016:
7 \$ 600,000

8 The department may use a portion of the moneys
9 appropriated in this lettered paragraph for an
10 e-transcript data system capable of tracking students
11 throughout their education via interconnectivity with
12 multiple schools.

13 b. For maintenance and lease costs associated with
14 connections for part III of the Iowa communications
15 network:

16 FY 2015–2016:
17 \$ 2,727,000

18 c. To the public broadcasting division for the
19 replacement of equipment and for tower and facility

20	maintenance:		
21	FY 2015–2016:		
22	.....	\$	1,256,200
23	3. IOWA TELECOMMUNICATIONS AND TECHNOLOGY		
24	COMMISSION		
25	For replacement of equipment for the Iowa		
26	communications network:		
27	FY 2015–2016:		
28	.....	\$	2,248,653
29	The commission may continue to enter into contracts		
30	pursuant to section 8D.13 for the replacement of		
31	equipment and for operations and maintenance costs of		
32	the network.		
33	In addition to moneys appropriated in this		
34	subsection, the commission may use a financing		
35	agreement entered into by the treasurer of state in		
36	accordance with section 12.28 for the replacement		
37	of equipment for the network. For purposes of this		
38	subsection, the treasurer of state is not subject to		
39	the maximum principal limitation contained in section		
40	12.28, subsection 6. Repayment of any amounts financed		
41	shall be made from receipts associated with fees		
42	charged for use of the network.		
43	4. DEPARTMENT OF HUMAN RIGHTS		
44	a. For the cost of equipment and computer software		
45	for the continued development and implementation of		
46	Iowa’s criminal justice information system:		
47	FY 2015–2016:		
48	.....	\$	2,166,886
49	b. For the costs associated with the justice		
50	enterprise data warehouse:		

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1	FY 2015–2016:		
2	\$	159,474
3	5. DEPARTMENT OF MANAGEMENT		
4	a. For the continued development and implementation		
5	of a searchable database that can be placed on the		
6	internet for budget and financial information:		
7	FY 2015–2016:		
8	.....	\$	45,000
9	b. For completion of the comprehensive electronic		
10	grant management system:		
11	FY 2015–2016:		
12	.....	\$	50,000
13	6. DEPARTMENT OF PUBLIC HEALTH		
14	a. For the costs associated with the review of all		
15	department of public health databases applications and		
16	systems in use to identify efficiencies:		
17	FY 2015–2016:		
18	.....	\$	500,000

19	b. For the development of an integrated data system		
20	for maternal health, child health, oral health, family		
21	planning, the maternal, infant, and early childhood		
22	home visiting program, the healthy opportunities for		
23	parents to experience success program, the school-based		
24	dental sealant program, and the 1st five program within		
25	the department:		
26	FY 2015–2016:		
27	.....	\$	500,000
28	c. For acquisition of software relating to		
29	the licensure and regulation of the practice of		
30	polysomnography:		
31	FY 2015–2016:		
32	.....	\$	36,000
33	d. For expanding information technology resources		
34	and research activities of the Iowa registry for		
35	congenital and inherited disorders to allow for the		
36	acquisition and dissemination of additional birth		
37	defect and stillbirth information:		
38	FY 2015–2016:		
39	.....	\$	300,000
40	7. DEPARTMENT OF PUBLIC SAFETY		
41	For the provision of a statewide public safety		
42	radio network and the purchase of compatible radio		
43	communications equipment with the goal of achieving		
44	compliance with the federal communications commission's		
45	narrowband mandate deadline, and for achieving		
46	interoperability, as defined in section 80.28:		
47	FY 2015–2016:		
48	\$	2,500,000
49	8. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY		
50	MANAGEMENT		

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1	For the implementation of a statewide mass		
2	notification and emergency messaging system:		
3	FY 2015–2016:		
4	.....	\$	400,000
5	9. BOARD OF REGENTS		
6	a. For the Iowa flood center at the state		
7	university of Iowa for purposes of a soil monitoring		
8	network:		
9	FY 2015–2016:		
10	.....	\$	500,000
11	FY 2016–2017:		
12	.....	\$	500,000
13	b. For purposes of purchasing and installing		
14	equipment within the college of veterinary medicine, at		
15	Iowa state university of science and technology for use		
16	by the college in the treatment of cancer:		
17	.....	\$	330,000

18 The equipment referred to in this lettered paragraph
 19 may be a linear accelerator or other equipment
 20 associated with radiosurgery or other targeted cancer
 21 therapies.

22 c. For the Iowa nutrient research center at Iowa
 23 state university of science and technology for nutrient
 24 water monitoring network technology and equipment:
 25 FY 2015–2016:

26 \$ 450,000

27 Of the moneys appropriated in this lettered
 28 paragraph, not more than \$150,000 may be used for
 29 the operations and maintenance of the nutrient water
 30 monitoring network, notwithstanding section 8.57C,
 31 subsection 2.

32 d. For funds to be distributed to Iowa public radio
 33 for a radio transmitter:

34 FY 2015–2016:

35 \$ 100,000

36 10. TREASURER OF STATE

37 For costs associated with creating an Iowa ABLE
 38 savings plan trust as established in section 12I.2, if
 39 2015 Iowa Acts, Senate File 439, or similar legislation
 40 enacting section 12I.2, is enacted, notwithstanding
 41 section 8.57C, subsection 2:

42 FY 2015–2016:

43 \$ 50,000

44 Sec. 4. REVERSION. For purposes of section 8.33,
 45 unless specifically provided otherwise, unencumbered
 46 or unobligated moneys made from an appropriation in
 47 this division of this Act shall not revert but shall
 48 remain available for expenditure for the purposes
 49 designated until the close of the fiscal year that ends
 50 three years after the end of the fiscal year for which

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1 the appropriation is made. However, if the project
 2 or projects for which such appropriation was made are
 3 completed in an earlier fiscal year, unencumbered or
 4 unobligated moneys shall revert at the close of that
 5 same fiscal year.

6 DIVISION III

7 MISCELLANEOUS APPROPRIATIONS

8 Sec. 5. REVENUE BONDS CAPITALS II FUND.

9 1. There is appropriated from the revenue bonds
 10 capitals II fund created in section 12.88A to the
 11 department of administrative services for the fiscal
 12 year beginning July 1, 2015, and ending June 30,
 13 2016, the following amount, or so much thereof as is
 14 necessary, to be used for the purposes designated:

15 For major maintenance projects:

16 \$ 4,646,841

17 2. Any remaining unobligated or unencumbered
 18 balance in the revenue bonds capitals II fund created
 19 in section 12.88A at the close of the fiscal year
 20 beginning July 1, 2015, is appropriated to the
 21 department of administrative services for the fiscal
 22 year beginning July 1, 2016, for major maintenance
 23 projects.

24 Sec. 6. STATE BOND REPAYMENT FUND.

25 Notwithstanding any provision of section 8.57F to
 26 the contrary, there is appropriated from the state
 27 bond repayment fund created in section 8.57F to the
 28 following departments for the following fiscal years,
 29 the following amounts, or so much thereof as is
 30 necessary, to be used for the purposes designated:

31 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

32 a. (1) For deposit in the water quality initiative
 33 fund created in section 466B.45 for purposes of
 34 supporting the water quality initiative administered by
 35 the soil conservation division as provided in section
 36 466B.42, including salaries, support, maintenance, and
 37 miscellaneous purposes:

38 FY 2015–2016:

39 \$ 3,100,000

40 (2) (a) The moneys appropriated in this lettered
 41 paragraph shall be used to support projects in
 42 subwatersheds as designated by the department that
 43 are part of high-priority watersheds identified by
 44 the water resources coordinating council established
 45 pursuant to section 466B.3.

46 (b) The moneys appropriated in this lettered
 47 paragraph shall be used to support projects in
 48 watersheds generally, including regional watersheds, as
 49 designated by the division and high-priority watersheds
 50 identified by the water resources coordinating council

1 established pursuant to section 466B.3.

2 (3) In supporting projects in subwatersheds and
 3 watersheds as provided in subparagraph (2), all of the
 4 following shall apply:

5 (a) The demonstration projects shall utilize water
 6 quality practices as described in the latest revision
 7 of the document entitled “Iowa Nutrient Reduction
 8 Strategy” initially presented in November 2012 by
 9 the department of agriculture and land stewardship,
 10 the department of natural resources, and Iowa state
 11 university of science and technology.

12 (b) The division shall implement demonstration
 13 projects as provided in subparagraph division (a) by
 14 providing for participation by persons who hold a legal
 15 interest in agricultural land used in farming. To

16 every extent practical, the division shall provide for
17 collaborative participation by such persons who hold a
18 legal interest in agricultural land located within the
19 same subwatershed.

20 (c) The division shall implement a demonstration
21 project on a cost-share basis as determined by the
22 division. However, the state's share of the amount
23 shall not exceed 50 percent of the estimated cost of
24 establishing the practice as determined by the division
25 or 50 percent of the actual cost of establishing the
26 practice, whichever is less.

27 (d) The demonstration projects shall be used to
28 educate other persons about the feasibility and value
29 of establishing similar water quality practices. The
30 division shall promote field day events for purposes of
31 allowing interested persons to establish water quality
32 practices on their agricultural land.

33 (e) The division shall conduct water quality
34 evaluations within supported subwatersheds. Within
35 a reasonable period after accumulating information
36 from such evaluations, the division shall create an
37 aggregated database of water quality practices. Any
38 information identifying a person holding a legal
39 interest in agricultural land or specific agricultural
40 land shall be a confidential record under section 22.7.

41 (4) The moneys appropriated in this lettered
42 paragraph shall be used to support education and
43 outreach in a manner that encourages persons who
44 hold a legal interest in agricultural land used for
45 farming to implement water quality practices, including
46 the establishment of such practices in watersheds
47 generally, and not limited to subwatersheds or
48 high-priority watersheds.

49 (5) The moneys appropriated in this lettered
50 paragraph may be used to contract with persons to

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1 coordinate the implementation of efforts provided in
2 this paragraph.

3 (6) The moneys appropriated in this lettered
4 paragraph may be used by the department to support
5 urban soil and water conservation efforts, which may
6 include but are not limited to management practices
7 related to bioretention, landscaping, the use of
8 permeable or pervious pavement, and soil quality
9 restoration. The moneys shall be allocated on a
10 cost-share basis as provided in chapter 161A.

11 (7) Notwithstanding any other provision of
12 law to the contrary, the department may use moneys
13 appropriated in this lettered paragraph to carry out
14 the provisions of this paragraph on a cost-share basis

15 in combination with other moneys available to the
16 department from a state or federal source.

17 (8) Not more than 10 percent of the moneys
18 appropriated in this lettered paragraph may be used
19 for costs of administration and implementation of the
20 water quality initiative administered by the soil
21 conservation division.

22 b. For deposit in the agricultural drainage well
23 water quality assistance fund created in section
24 460.303 for purposes of supporting the agricultural
25 drainage well water quality assistance program as
26 provided in section 460.304:

27 FY 2015–2016:
28 \$ 1,920,000

29 2. DEPARTMENT OF CORRECTIONS

30 a. For a study related to the fifth judicial
31 district department of correctional services:

32 FY 2015–2016:
33 \$ 200,000

34 As a condition of receiving the moneys appropriated
35 in this lettered paragraph, the department of
36 corrections shall collaborate with the fifth judicial
37 district department of correctional services, the fifth
38 judicial district board of directors, and providers
39 within the local justice system to study potential
40 locations of residential facilities to add no more than
41 170 beds. The study may address the infrastructure
42 needs of the district department. The department of
43 corrections and the fifth judicial district department
44 of correctional services shall comply with section
45 905.13. The moneys may be used to secure an option for
46 the potential purchase of land contingent upon state
47 appropriations being made for that specific purpose and
48 architectural and engineering fees.

49 b. For infrastructure costs addressing life and
50 safety needs at facilities owned or operated by the

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1 fifth judicial district department of correctional
2 services:

3 FY 2015–2016:
4 \$ 760,270

5 3. DEPARTMENT OF CULTURAL AFFAIRS

6 a. For the funding of a civil war monument located
7 in a county with a population between 20,900 and 21,000
8 as determined by the 2010 federal decennial census:

9 FY 2015–2016:
10 \$ 150,000

11 b. For the funding of a veterans memorial,
12 including installation and associated infrastructure
13 costs, located in a city with a population between 175

14	and 190, that is located in a county with a population		
15	between 8,500 and 8,800, each as determined by the 2010		
16	federal decennial census:		
17	FY 2015–2016		
18	.....	\$	12,000
19	4. ECONOMIC DEVELOPMENT AUTHORITY		
20	For a grant to a nonprofit organization that owns		
21	and operates a facility on the national register of		
22	historic places and on the list of registered historic		
23	places in Iowa that is located in a city with a		
24	population of more than 200,000 as determined by the		
25	2010 federal decennial census:		
26	FY 2015–2016:		
27	.....	\$	1,000,000
28	5. DEPARTMENT OF HUMAN SERVICES		
29	a. For the renovation and construction of certain		
30	nursing facilities, consistent with the provisions of		
31	chapter 249K:		
32	FY 2015–2016:		
33	.....	\$	728,818
34	b. For a grant to a nonprofit organization		
35	specializing in brain injury rehabilitation by		
36	providing post-acute inpatient and outpatient		
37	rehabilitation, as well as long-term skilled,		
38	supported, and independent living services for people		
39	who have sustained a traumatic brain injury due to a		
40	stroke, tumor, aneurysm, or other brain injury, in a		
41	city with a population between 45,000 and 46,000 as		
42	determined by the 2010 federal decennial census, for		
43	costs associated with the construction of an outpatient		
44	therapy center:		
45	FY 2015–2016:		
46	.....	\$	500,000
47	c. For a grant to a nonprofit organization		
48	that provides vocational, residential, community		
49	employment, and living services to assist persons		
50	with disabilities, in a city with a population		

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1	between 25,300 and 26,000 as determined by the 2010		
2	federal decennial census, for costs associated with		
3	construction of a building for use by the organization:		
4	FY 2015–2016:		
5	.....	\$	700,000
6	d. For a grant to a community-based nonprofit		
7	agency located in a central Iowa city with a population		
8	between 195,000 and 205,000 as determined by the 2010		
9	federal decennial census that provides services and		
10	programming for children and adults with intellectual		
11	disabilities for costs associated with construction and		
12	infrastructure improvements and for compliance with the		

13	federal Americans with Disabilities Act:		
14	FY 2015–2016:		
15	.....	\$	323,967
16	e. For a grant to a nonprofit organization that		
17	provides youth emergency and shelter services for		
18	children and their families located in a county with a		
19	population of more than 400,000 as determined by the		
20	2010 federal decennial census, for infrastructure costs		
21	for expansion of an emergency youth shelter facility:		
22	FY 2015–2016:		
23	.....	\$	500,000
24	The grant recipient that receives funding pursuant		
25	to this lettered paragraph shall provide at least a		
26	dollar-for-dollar match of moneys received from both		
27	private and public sources excluding funding from the		
28	state.		
29	6. DEPARTMENT OF PUBLIC SAFETY		
30	To the fire service training bureau for costs		
31	associated with acquiring mobile fire training and		
32	related fire equipment:		
33	FY 2015–2016:		
34	.....	\$	100,000
35	The bureau shall provide for at least a		
36	dollar-for-dollar match of moneys received from both		
37	private and public sources excluding funding from the		
38	state.		
39	7. IOWA VETERANS HOME		
40	a. For replacement of the emergency fuel tanks		
41	for boilers and generators and installment of spill		
42	containment equipment:		
43	FY 2015–2016:		
44	.....	\$	1,800,000
45	b. For renovation of the laundry facilities at the		
46	Malloy building:		
47	FY 2015–2016:		
48	.....	\$	3,000,000
49	c. For the replacement of air handler units at the		
50	Sheeler, Loftus, Malloy, and Dack buildings:		

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1	FY 2015–2016:		
2	\$	6,000,000
3	Sec. 7. REVERSION. Notwithstanding any provision		
4	of section 8.57F to the contrary and for purposes of		
5	section 8.33, unless specifically provided otherwise,		
6	unencumbered or unobligated moneys made from an		
7	appropriation in this division of this Act from the		
8	state bond repayment fund created in section 8.57F		
9	shall not revert but shall remain available for		
10	expenditure for the purposes designated until the close		
11	of the fiscal year that ends three years after the		

12 end of the fiscal year for which the appropriation is
13 made. However, if the project or projects for which
14 such appropriation was made are completed in an earlier
15 fiscal year, unencumbered or unobligated moneys shall
16 revert at the close of that same fiscal year.

17 DIVISION IV

18 CHANGES TO PRIOR APPROPRIATIONS

19 Sec. 8. 2008 Iowa Acts, chapter 1179, section 20,
20 as amended by 2009 Iowa Acts, chapter 173, section 25,
21 and 2013 Iowa Acts, chapter 142, section 41, is amended
22 to read as follows:

23 SEC. 20. REVERSION.

24 1. Except as provided in subsections 2 through 4
25 and notwithstanding section 8.33, moneys appropriated
26 in this division of this Act for the fiscal year
27 beginning July 1, 2008, and ending June 30, 2009, shall
28 not revert at the close of the fiscal year for which
29 they are appropriated but shall remain available for
30 the purposes designated until the close of the fiscal
31 year that begins July 1, 2012, or until the project
32 for which the appropriation was made is completed,
33 whichever is earlier.

34 2. Notwithstanding section 8.33, moneys
35 appropriated in section 18, subsection 9, paragraph
36 "a", of this division as amended by 2009 Iowa Acts,
37 chapter 173, section 24, that remain unencumbered or
38 unobligated at the close of the fiscal year for which
39 they were appropriated shall not revert but shall
40 remain available for the purposes designated until the
41 close of the fiscal year that begins July 1, 2017, or
42 until the project for which the appropriation was made
43 is completed, whichever is earlier.

44 3. Notwithstanding section 8.33, moneys
45 appropriated in section 18, subsection 1, paragraph
46 "h", of this division of this Act as amended by
47 2009 Iowa Acts, chapter 173, section 23, that remain
48 unencumbered or unobligated at the close of the fiscal
49 year for which the appropriation was made shall not
50 revert but shall remain available for the purpose

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1 designated until the close of the fiscal year that
2 begins July 1, 2013, or until the project for which
3 the appropriation was made is completed, whichever is
4 earlier.

5 4. Notwithstanding section 8.33, moneys
6 appropriated to the department of economic development
7 in section 18, subsection 4, paragraph "a", of
8 this division of this Act as amended by 2009 Iowa
9 Acts, chapter 173, section 24, and 2011 Iowa Acts,
10 chapter 133, section 34, that remain unencumbered or

11 unobligated at the close of the fiscal year for which
 12 the appropriation was made shall not revert but shall
 13 remain available for the purpose designated until the
 14 close of the fiscal year that begins July 1, 2014, or
 15 until the project for which the appropriation was made
 16 is completed, whichever is earlier.

17 5. Notwithstanding section 8.33, moneys
 18 appropriated to the department of economic development
 19 in section 18, subsection 4, paragraph "b", of
 20 this division of this Act as amended by 2009 Iowa
 21 Acts, chapter 173, section 24, and 2011 Iowa Acts,
 22 chapter 133, section 34, that remain unencumbered or
 23 unobligated at the close of the fiscal year for which
 24 the appropriation was made shall not revert but shall
 25 remain available for the purpose designated until the
 26 close of the fiscal year that begins July 1, 2016, or
 27 until the project for which the appropriation was made
 28 is completed, whichever is earlier.

29 Sec. 9. 2011 Iowa Acts, chapter 133, section 2, is
 30 amended to read as follows:

31 SEC. 2. REVERSION.

32 1. ~~For~~ Except as provided in subsection 2, for
 33 purposes of section 8.33, unless specifically provided
 34 otherwise, unencumbered or unobligated moneys made from
 35 an appropriation in this division of this Act shall not
 36 revert but shall remain available for expenditure for
 37 the purposes designated until the close of the fiscal
 38 year that ends three years after the end of the fiscal
 39 year for which the appropriation is made. However, if
 40 the project or projects for which such appropriation
 41 was made are completed in an earlier fiscal year,
 42 unencumbered or unobligated moneys shall revert at the
 43 close of that same fiscal year.

44 2. Notwithstanding section 8.33, moneys
 45 appropriated in section 1, subsection 10, paragraph
 46 "c", as amended by 2012 Iowa Acts, chapter 1140,
 47 section 15, unless specifically provided otherwise,
 48 that remain unencumbered or unobligated at the close
 49 of the fiscal year beginning July 1, 2014, shall not
 50 revert but shall remain available for the purposes

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1 designated until the close of the fiscal year that
 2 begins July 1, 2017.

3 Sec. 10. 2011 Iowa Acts, chapter 133, section 4, is
 4 amended to read as follows:

5 SEC. 4. REVERSION.

6 1. ~~For~~ Except as provided in subsection 2, for
 7 purposes of section 8.33, unless specifically provided
 8 otherwise, unencumbered or unobligated moneys made from
 9 an appropriation in this division of this Act shall not

10 revert but shall remain available for expenditure for
 11 the purposes designated until the close of the fiscal
 12 year that ends three years after the end of the fiscal
 13 year for which the appropriation is made. However, if
 14 the project or projects for which such appropriation
 15 was made are completed in an earlier fiscal year,
 16 unencumbered or unobligated moneys shall revert at the
 17 close of that same fiscal year.

18 2. For purposes of section 8.33, unless
 19 specifically provided otherwise, moneys appropriated
 20 in section 3, subsection 8, paragraph “b”, of this
 21 division of this Act as amended by 2012 Iowa Acts,
 22 chapter 1140, section 18, that remain unencumbered or
 23 unobligated at the close of the fiscal year beginning
 24 July 1, 2014, shall not revert but shall remain
 25 available for the purpose designated until the close
 26 of the fiscal year that begins July 1, 2016, or until
 27 the project for which the appropriation was made is
 28 completed, whichever is earlier.

29 Sec. 11. 2014 Iowa Acts, chapter 1136, section
 30 1, subsection 7, paragraph d, is amended to read as
 31 follows:

32 d. For the renovation, modernization, and
 33 attached improvements to an educational center for
 34 teacher education and preparation at the university of
 35 northern Iowa:

36	FY 2015–2016:		
37	.....	\$	11,000,000
38			15,000,000
39	FY 2016–2017:		
40	.....	\$	13,600,000
41			15,900,000
42	FY 2017–2018:		
43	.....	\$	6,300,000

44 Sec. 12. EFFECTIVE UPON ENACTMENT. This division
 45 of this Act, being deemed of immediate importance,
 46 takes effect upon enactment.

47 DIVISION V

48 MISCELLANEOUS CODE CHANGES

49 Sec. 13. Section 8.57C, subsection 3, paragraph a,
 50 Code 2015, is amended to read as follows:

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- 1 a. There is appropriated from the general fund of
- 2 the state for the following fiscal year beginning July
- 3 1, 2014, and for each subsequent fiscal year thereafter
- 4 years, the sum of seventeen million five hundred
- 5 thousand dollars to the technology reinvestment fund;
- 6 (1) The fiscal year beginning July 1, 2014, and
- 7 ending June 30, 2015.
- 8 (2) The fiscal year beginning July 1, 2016, and for

9 each subsequent fiscal year thereafter.
 10 Sec. 14. Section 8.57C, subsection 3, Code 2015, is
 11 amended by adding the following new paragraph:
 12 NEW PARAGRAPH. f. There is appropriated from the
 13 rebuild Iowa infrastructure fund for the fiscal year
 14 beginning July 1, 2015, and ending June 30, 2016, the
 15 sum of seventeen million five hundred thousand dollars
 16 to the technology reinvestment fund, notwithstanding
 17 section 8.57, subsection 5, paragraph "c.">
 18 2. Title page, line 3, by striking <infrastructure
 19 fund> and inserting <infrastructure fund, the
 20 technology reinvestment fund, the state bond repayment
 21 fund,>
 22 3. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
 ROBERT E. DVORSKY, Chair

S-3170

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 635

1 Amend the Senate amendment, H-1265, to House File
 2 635, as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, after line 3 by inserting:
 5 <__. Page 11, after line 6 by inserting:
 6 <Sec. __. NEW SECTION. 307.27A Insurance
 7 verification program.
 8 1. The department shall adopt rules for the
 9 creation and administration of an insurance
 10 verification program to electronically verify
 11 compliance with the requirements of section 321.20B.
 12 The department may revoke the registration of a
 13 motor vehicle for which compliance cannot be verified
 14 electronically pursuant to the program, and may refuse
 15 to reinstate the registration for the motor vehicle
 16 until the owner of the motor vehicle has provided proof
 17 of financial liability coverage, as defined in section
 18 321.1, and has paid to the department an administrative
 19 reinstatement fee of one hundred dollars, which shall
 20 be in addition to any other penalty imposed by law.
 21 Administrative reinstatement fees collected pursuant
 22 to this subsection shall be retained by the department
 23 as repayment receipts, as defined in section 8.2,
 24 and shall be used exclusively to offset the costs of
 25 administering the program, including any payments made
 26 to a third-party vendor.
 27 2. Rules adopted by the department pursuant to
 28 this section shall include a notification schedule

29 for registration revocation and a procedure by which
 30 a revoked registration may be reinstated. Rules
 31 adopted by the department pursuant to this section
 32 shall require each insurer that issues a motor vehicle
 33 liability policy, as defined in section 321A.21, to the
 34 owner of a motor vehicle registered in this state to
 35 submit to the department twice per month information
 36 that demonstrates that financial liability coverage
 37 is in effect for the insured vehicle, including each
 38 insured's name, date of birth, and driver's license
 39 number if available, the make, model, year, and vehicle
 40 identification number of the vehicle, the policy
 41 number and effective date of each policy, and any other
 42 information necessary to administer the program. An
 43 insurer that fails to provide information as required
 44 shall be subject to a civil penalty as determined by
 45 the department by rule, which shall not exceed one
 46 thousand dollars per day.

47 3. a. The department shall contract with a
 48 third-party vendor to act as the department's
 49 designated agent for administration of the insurance
 50 verification program. The department shall select the

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1 vendor through a competitive bidding process.
 2 b. Notwithstanding section 321.11, the department
 3 may provide data and information to the third-party
 4 vendor as may be necessary for administration of
 5 the program. Any data or information received by
 6 the third-party vendor in the administration of the
 7 program, whether from the department or an insurer,
 8 shall be confidential and shall not be used for any
 9 other purpose.

10 4. The insurance verification program implemented
 11 by the department pursuant to this section shall not
 12 take effect until July 1, 2016, and shall not operate
 13 after June 30, 2020.

14 5. This section is repealed June 30, 2020.>>
 15 2. Page 1, by striking lines 4 through 6.
 16 3. Page 1, by striking lines 24 through 39.
 17 4. By renumbering as necessary.

S-3171

1 Amend Senate File 508 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <DIVISION I
 4 FIREWORKS REGULATION>
 5 2. By striking page 1, line 34, through page 2,
 6 line 1, and inserting:
 7 <d. "Retailer" means as defined in section 423.1.>

- 8 3. Page 4, line 20, by striking <or>
9 4. Page 4, line 26, by striking <seller license>
10 5. Page 4, line 29, by striking <seller license>
11 6. Page 4, line 30, by striking <seller license>
12 7. Page 4, line 34, after <section> by inserting
13 <and section 100.19A>
14 8. Page 5, line 2, after <3> by inserting <and the
15 fees collected by the state fire marshal under section
16 100.19A for wholesaler registration>
17 9. Page 5, line 29, after <to> by inserting
18 <annually>
19 10. Page 5, line 33, by striking <a> and inserting
20 <an annual>
21 11. Page 5, line 35, after <state.> by inserting
22 <Registration fees collected pursuant to this section
23 shall be deposited in the consumer fireworks fee fund
24 created in section 100.19, subsection 6.>
25 12. Page 6, line 31, by striking <resolution
26 suspend> and inserting <ordinance or resolution
27 prohibit>
28 13. Page 6, lines 32 and 33, by striking <727.2, if
29 the board determines that the use of such devices would
30 constitute a threat to public safety> and inserting
31 <727.2>
32 14. Page 7, after line 2 by inserting:
33 <Sec. ___. Section 364.2, Code 2015, is amended by
34 adding the following new subsection:
35 NEW SUBSECTION. 6. A city council may by ordinance
36 or resolution prohibit or limit the use of consumer
37 fireworks, display fireworks, or novelties, as
38 described in section 727.2.>
39 15. Page 7, lines 5 and 6, by striking <consumer
40 fireworks, display fireworks, and novelties,> and
41 inserting <consumer fireworks or display fireworks,>
42 16. Page 8, line 25, by striking <suspended by a
43 resolution> and inserting <prohibited or limited by an
44 ordinance>
45 17. Page 8, line 26, after <county> by inserting
46 <or city>
47 18. Page 9, line 9, by striking <c. A> and
48 inserting:
49 <c. (1) A person who uses or explodes consumer
50 fireworks or novelties while the use of such devices is

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- 1 prohibited or limited by an ordinance adopted by the
2 city in which the fireworks are used commits a simple
3 misdemeanor, punishable by a fine of not less than two
4 hundred fifty dollars.
5 (2) A>
6 19. Page 10, by striking lines 14 and 15 and

7 inserting:
 8 <Sec. _____. EFFECTIVE UPON ENACTMENT. This division
 9 of this Act, being deemed of immediate importance,
 10 takes effect upon enactment.
 11 DIVISION ____
 12 RULEMAKING
 13 Sec. _____. EMERGENCY RULES. The state fire
 14 marshal shall adopt emergency rules under section
 15 17A.5, subsection 2, paragraph “b”, to facilitate the
 16 implementation and administration of this Act.
 17 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
 18 of this Act, being deemed of immediate importance,
 19 takes effect upon enactment.>
 20 20. Title page, line 2, by striking <and providing
 21 penalties> and inserting <, providing fees and
 22 penalties, and including effective date provisions>
 23 21. By renumbering as necessary.

JEFF DANIELSON

S-3172

1 Amend the amendment, S-3169, to House File 650,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 7, line 7, by striking <soil monitoring>
 5 and inserting <statewide soil moisture>

MATT McCOY

S-3173

1 Amend Senate File 508 as follows:
 2 1. Page 3, by striking line 30 and inserting:
 3 <d. Require that a retailer or community group not
 4 transfer consumer>
 5 2. Page 3, after line 32 by inserting:
 6 <e. Require that a retailer or community group not
 7 sell consumer fireworks within five hundred feet of a
 8 retail dealer, as defined in section 214A.1.>
 9 3. Page 7, line 15, after <Fireworks> by inserting <
 10 — sales and use — penalties>
 11 4. Page 9, after line 13 by inserting:
 12 <d. A person who uses or explodes consumer
 13 fireworks within one thousand feet of a public or
 14 nonpublic elementary or secondary school, nursing
 15 home, hospital, or a building which is primarily used
 16 as a place of worship commits a simple misdemeanor,
 17 punishable by a fine of not less than two hundred fifty
 18 dollars.>

TONY BISIGNANO

S-3174

- 1 Amend Senate File 508 as follows:
- 2 1. Page 3, line 17, after <b.> by inserting <(1)>
- 3 2. Page 3, after line 21 by inserting:
- 4 <(2) Any person who is injured in person or
- 5 property or means of support by a person using or
- 6 exploding consumer fireworks has a right of action for
- 7 all damages actually sustained, severally or jointly,
- 8 against that retailer or community group that sold
- 9 the consumer fireworks that caused the injury if the
- 10 retailer or community group was not covered by public
- 11 liability insurance and product liability insurance as
- 12 required by this paragraph "b" at the time of selling
- 13 the consumer fireworks.>
- 14 3. Page 7, line 15, after <Fireworks> by inserting
- 15 <~~— sales and use — penalties~~>
- 16 4. Page 9, by striking line 35 and inserting:
- 17 ~~<3. 5. Liability. A person who purchases a~~
- 18 ~~consumer firework or novelty shall be jointly and~~
- 19 ~~severally liable for damages, including emotional~~
- 20 ~~distress, caused by the ignition, explosion, operation,~~
- 21 ~~or use of the consumer firework or novelty and shall be~~
- 22 ~~jointly and severally liable for court costs, expenses,~~
- 23 ~~and reasonable attorney fees incurred by the party~~
- 24 ~~bringing the action. This subsection shall not impose~~
- 25 ~~any liability on a purchaser for damages that result~~
- 26 ~~from the ignition, explosion, operation, or use of a~~
- 27 ~~consumer firework or novelty if the consumer firework~~
- 28 ~~or novelty was acquired by another person without the~~
- 29 ~~knowledge or consent of the purchaser. A person liable~~
- 30 ~~for damages to property under this subsection is liable~~
- 31 ~~to pay three times the actual damages to the property~~
- 32 ~~which resulted from the ignition, explosion, operation,~~
- 33 ~~or use of the consumer firework or novelty.~~
- 34 6. Applicability.>

TONY BISIGNANO

S-3175

- 1 Amend Senate File 508 as follows:
- 2 1. Page 7, line 15, after <Fireworks> by inserting <
- 3 ~~— sales and use — penalties~~>
- 4 2. Page 8, line 34, after <person> by inserting
- 5 <~~who is eighteen years of age or older~~>
- 6 3. Page 9, line 2, after <b.> by inserting <(1)>
- 7 4. Page 9, lines 4 and 5, by striking <a simple
- 8 misdemeanor, punishable by a fine of not less than two
- 9 hundred fifty dollars.> and inserting <an aggravated
- 10 misdemeanor.>
- 11 5. Page 9, after line 8 by inserting:

12 <(2) (a) A person, firm, partnership, or
 13 corporation who provides consumer fireworks to a person
 14 who is under eighteen years of age or who uses or
 15 explodes consumer fireworks within fifty feet of a
 16 person who is under eighteen years of age commits child
 17 endangerment involving fireworks.
 18 (b) A person who commits child endangerment
 19 involving fireworks under this subparagraph (2)
 20 resulting in the death of a person who is under
 21 eighteen years of age is guilty of a class "B" felony.
 22 Notwithstanding section 902.9, subsection 1, paragraph
 23 "b", a person convicted of a violation of this
 24 subparagraph division (b) shall be confined for no more
 25 than fifty years.
 26 (c) A person who commits child endangerment
 27 involving fireworks under this subparagraph (2)
 28 resulting in serious injury to a person who is under
 29 eighteen years of age is guilty of a class "C" felony.
 30 (d) A person who commits child endangerment
 31 involving fireworks under this subparagraph (2)
 32 resulting in bodily injury to a person who is under
 33 eighteen years of age that does not result in a serious
 34 injury is guilty of a class "D" felony.
 35 (e) A person who commits child endangerment
 36 involving fireworks under this subparagraph (2) who is
 37 not subject to penalty under subparagraph division (b),
 38 (c), or (d) is guilty of an aggravated misdemeanor.>

TONY BISIGNANO

S-3176

1 Amend the amendment, S-3169, to House File 650,
 2 as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 4, after line 3 by inserting:
 5 <It is the intent of the general assembly that
 6 the state invest wisely in necessary infrastructure
 7 improvements in general aviation airports across the
 8 state and avoid costly future maintenance payments to
 9 airports with limited aviation activity.
 10 The department of transportation shall adopt a
 11 process for a political subdivision of the state
 12 to submit an application to the department to close
 13 an airport and cease operations if the political
 14 subdivision determines that the cost of operating
 15 an airport far exceeds the benefits received from
 16 that airport. The application shall include a cost
 17 benefit analysis performed by the applicable political
 18 subdivision, plans and a timeline for closing of the
 19 facility, and plans for the future use of the facility.
 20 The process adopted by the department shall provide

21 that if the future use of the facility results in a
 22 project that creates jobs and expands the economy, the
 23 department shall forgive any required repayment of
 24 financial assistance that may be owed to the state as
 25 a result of the closure of the airport provided that
 26 the amount of private investment in the project for the
 27 future use of the facility is equal to at least two
 28 times the amount estimated to be repaid to the state.>

JASON SCHULTZ

S-3177

1 Amend House File 616, as passed by the House, as
 2 follows:
 3 1. Page 1, line 5, by striking <2016,> and
 4 inserting <2017,>
 5 2. Page 1, line 10, by striking <2016,> and
 6 inserting <2017,>
 7 3. Page 1, before line 13 by inserting:
 8 <Sec. ____ Section 441.21, subsection 13, paragraph
 9 a, Code 2015, is amended to read as follows:
 10 a. Beginning with valuations established on
 11 or after January 1, ~~2015~~ 2016, mobile home parks,
 12 manufactured home communities, land-leased communities,
 13 assisted living facilities, ~~property primarily used~~
 14 ~~or intended for human habitation containing three or~~
 15 ~~more separate dwelling units,~~ and that portion of a
 16 building that is used or intended for human habitation
 17 and a proportionate share of the land upon which the
 18 building is situated, regardless of the number of
 19 dwelling units located in the building, ~~if the use~~
 20 ~~for human habitation is not the primary use of the~~
 21 ~~building and~~ such building is not otherwise classified
 22 as residential property, shall be valued as a separate
 23 class of property known as multiresidential property
 24 and, excluding properties referred to in section
 25 427A.1, subsection 8, shall be assessed at a percentage
 26 of its actual value, as determined in this subsection.>
 27 4. By striking page 6, line 34, through page 7,
 28 line 2.
 29 5. Title page, line 2, after <provisions,> by
 30 inserting <modifying property classifications,>
 31 6. Title page, line 6, by striking <effective date
 32 and>
 33 7. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-3178

1 Amend Senate File 508 as follows:
2 1. Page 2, line 28, by striking <eight hundred> and
3 inserting <five thousand>
4 2. Page 2, line 32, by striking <four> and
5 inserting <two thousand five>
6 3. Page 3, line 1, by striking <four hundred> and
7 inserting <one thousand>
8 4. Page 3, line 4, by striking <one> and inserting
9 <five>

DAVID JOHNSON

S-3179

1 Amend Senate File 508 as follows:
2 1. Page 3, by striking lines 24 through 29 and
3 inserting <described in APA 87-1, chapter 3, at a
4 permanent building that meets the requirements of
5 paragraph "a".>

DAVID JOHNSON

S-3180

1 Amend Senate File 508 as follows:
2 1. Page 6, by striking line 29 and inserting
3 <following new subsections:
4 NEW SUBSECTION. 16A. The board of supervisors
5 may by ordinance allow for the use and explosion of
6 consumer fireworks within the county. If the board
7 of supervisors adopts an ordinance pursuant to this
8 subsection, a petition meeting the requirements
9 specified in section 331.306 may be filed with the
10 board of supervisors within thirty days following
11 the effective date of the ordinance requesting that
12 the question of whether to continue to allow for the
13 use and explosion of fireworks be submitted to the
14 registered voters of the county. Upon receipt of a
15 valid petition requesting an election, the board of
16 supervisors shall direct the county commissioner of
17 elections to put the proposal on the ballot for the
18 next general election. If the ballot proposal is
19 rejected, the use and explosion of fireworks shall be
20 prohibited in the county.>
21 2. Page 7, before line 3 by inserting:
22 <Sec. ____ Section 364.2, Code 2015, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 6. The city council may by
25 ordinance allow for the use and explosion of consumer
26 fireworks within the city. If the council adopts an

27 ordinance pursuant to this subsection, a petition
 28 meeting the requirements specified in section 362.4 for
 29 petitions authorized by city code may be filed with
 30 the clerk within thirty days following the effective
 31 date of the ordinance, requesting that the question of
 32 whether to continue to allow for the use and explosion
 33 of fireworks be submitted to the registered voters of
 34 the city. Upon receipt of a valid petition requesting
 35 an election, the council shall direct the county
 36 commissioner of elections to put the proposal on the
 37 ballot for the next regular city election. If the
 38 ballot proposal is rejected, the use and explosion of
 39 fireworks shall be prohibited in the city.>

40 3. Page 9, before line 2 by inserting:

41 <0b. (1) A person may use or explode consumer
 42 fireworks in a county, outside of the boundaries of all
 43 cities in the county, only if the county has adopted an
 44 ordinance to permit such use in accordance with section
 45 331.301, subsection 16A, provided that such use is not
 46 prohibited following a vote of eligible electors under
 47 that subsection.

48 (2) A person may use or explode consumer fireworks
 49 in a city only if the city and the county in which the
 50 person is located have adopted ordinances to permit

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1 such use in accordance with section 331.301, subsection
 2 16A, and section 364.2, subsection 6, provided that
 3 such use is not prohibited following a vote of eligible
 4 electors under that subsection.

5 (3) A person who uses or explodes consumer
 6 fireworks in a location where such use is not permitted
 7 by the necessary ordinances under this paragraph "0b"
 8 commits a simple misdemeanor, punishable by a fine of
 9 not less than two hundred fifty dollars.>

10 4. Title page, line 2, by striking <and providing
 11 penalties> and inserting <, providing fees and
 12 penalties, and including effective date provisions>

13 5. By renumbering as necessary.

DAVID JOHNSON

S-3181

1 Amend Senate File 508 as follows:

2 1. Page 10, line 15, by striking <2015> and
 3 inserting <2016>

4 2. Title page, line 2, after <penalties> by
 5 inserting <and including effective date provisions>

DAVID JOHNSON

S-3182

- 1 Amend Senate File 510 as follows:
 2 1. Page 92, after line 28 by inserting:
 3 <DIVISION ____
 4 WIND ENERGY PROPERTY TAXATION — URBAN RENEWAL AREAS
 5 2Sec. ____ Section 403.19, subsection 1, Code 2015,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. *0c.* For the purpose of allocating
 8 taxes levied by or for any taxing district, and
 9 notwithstanding any provision to the contrary, taxes
 10 levied for a fiscal year beginning on or after July
 11 1, 2016, against wind energy conversion property as
 12 defined in section 427B.26 and located in an urban
 13 renewal area established on or after July 1, 2015,
 14 shall be allocated to and when collected paid into the
 15 funds for the respective taxing districts in the same
 16 manner as all other property taxes.>
 17 2. By renumbering as necessary.

DAVID JOHNSON

S-3183

- 1 Amend Senate File 510 as follows:
 2 1. Page 92, before line 29 by inserting:
 3 <DIVISION ____
 4 COUNTY COMPENSATION BOARD ABOLITION
 5 Sec. ____ Section 331.212, subsection 2, Code 2015,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. *i.* Setting the compensation
 8 schedule of the elected county officers.
 9 Sec. ____ Section 331.321, subsection 1, paragraph
 10 1, Code 2015, is amended by striking the paragraph.
 11 Sec. ____ Section 331.322, subsection 6, Code 2015,
 12 is amended to read as follows:
 13 6. ~~Review Annually prepare and review the final~~
 14 ~~compensation schedule of the county compensation~~
 15 ~~board and determine the final compensation schedule in~~
 16 accordance with section 331.907.
 17 Sec. ____ Section 331.322, subsection 7, Code 2015,
 18 is amended by striking the subsection.
 19 Sec. ____ Section 331.323, subsection 1, paragraph
 20 e, Code 2015, is amended to read as follows:
 21 ~~e. When~~ If the duties of an officer or employee
 22 are assigned to one or more elected officers, the
 23 board shall set ~~the an~~ initial salary for each elected
 24 officer. ~~Thereafter, the salary and thereafter~~
 25 shall ~~be determined~~ determine the salary as provided
 26 in section 331.907.
 27 Sec. ____ Section 331.907, subsections 1, 2, 3, and
 28 4, Code 2015, are amended to read as follows:

29 1. The annual compensation of the auditor,
 30 treasurer, recorder, sheriff, county attorney, and
 31 supervisors shall be determined as provided in this
 32 section. The ~~county compensation~~ board annually
 33 shall review the compensation paid to comparable
 34 officers in other counties of this state, other states,
 35 private enterprise, and the federal government. In
 36 setting the salary of the county sheriff, the ~~county~~
 37 ~~compensation~~ board shall consider setting the sheriff's
 38 salary so that it is comparable to salaries paid
 39 to professional law enforcement administrators and
 40 command officers of the state patrol, the division of
 41 criminal investigation of the department of public
 42 safety, and city police agencies in this state. The
 43 ~~county compensation~~ board shall prepare a compensation
 44 schedule for the elective county officers for the
 45 succeeding fiscal year. ~~A recommended compensation~~
 46 ~~schedule requires a majority vote of the membership of~~
 47 ~~the county compensation board.~~
 48 2. At the public hearing held on the county budget
 49 as provided in section 331.434, the ~~county compensation~~
 50 board shall submit its ~~recommended~~ compensation

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1 schedule for the next fiscal year ~~to the board of~~
 2 ~~supervisors~~ for inclusion in the county budget. ~~The~~
 3 ~~board of supervisors shall review the recommended~~
 4 ~~compensation schedule for the elected county officers~~
 5 ~~and determine the final compensation schedule which~~
 6 ~~shall not exceed the compensation schedule recommended~~
 7 ~~by the county compensation board. In determining the~~
 8 ~~final compensation schedule if the board of supervisors~~
 9 ~~wishes to reduce the amount of the recommended~~
 10 ~~compensation schedule, the amount of salary increase~~
 11 ~~proposed for each elected county officer, except as~~
 12 ~~provided in subsection 3, shall be reduced an equal~~
 13 ~~percentage. A copy of the final compensation schedule~~
 14 ~~shall be filed with the county budget at the office~~
 15 ~~of the director of the department of management. The~~
 16 ~~final compensation schedule takes effect on July 1~~
 17 ~~following its adoption by the board of supervisors.~~
 18 3. The ~~board of supervisors~~ may adopt a decrease in
 19 compensation paid to supervisors irrespective of ~~the~~
 20 ~~county compensation board's recommended compensation~~
 21 ~~schedule or other approved changes in compensation~~
 22 ~~paid to other elected county officers. A decrease~~
 23 ~~in compensation paid to supervisors shall be adopted~~
 24 ~~by the board of supervisors no less than thirty days~~
 25 ~~before the county budget is certified under section~~
 26 ~~24.17.~~
 27 4. The elected county officers are also entitled to

28 receive their actual and necessary expenses incurred
29 in performance of official duties of their respective
30 offices. The board of supervisors may authorize the
31 reimbursement of expenses related to an educational
32 course, seminar, or school which is attended by a
33 county officer after the county officer is elected, but
34 prior to the county officer taking office.
35 Sec. ___. REPEAL. Section 331.905, Code 2015, is
36 repealed.>
37 2. By renumbering as necessary.

DAVID JOHNSON

S-3184

1 Amend Senate File 489 as follows:
2 1. Page 1, by striking lines 18 through 21.
3 2. Page 2, by striking lines 23 through 25 and
4 inserting <the grant program. Otherwise the moneys
5 shall>
6 3. Title page, by striking lines 3 and 4
7 and inserting <program and fund and making an
8 appropriation.>
9 4. By renumbering as necessary.

ROBERT M. HOGG

S-3185

1 Amend House File 652, as passed by the House, as
2 follows:
3 1. Page 3, line 1, by striking <one hundred> and
4 inserting <fifty>
5 2. Page 3, after line 3 by inserting:
6 <Sec. ___. UNDERGROUND STORAGE TANK STUDY. The
7 Iowa comprehensive petroleum underground storage tank
8 fund board shall, by December 15, 2015, conduct a study
9 concerning, and make recommendations to the general
10 assembly regarding potential resolutions of, all of the
11 following:
12 1. The number of underground storage tanks
13 originally installed prior to 1990 which need to be
14 replaced.
15 2. The need for and potential costs of replacing
16 underground storage tanks nearing the end of their life
17 cycle, as determined by the board.
18 3. Any expenses that may be preventing the
19 installation of infrastructure compatible for use with
20 ethanol blended gasoline with a higher percentage of
21 ethanol than E-10, such as E-15 or E-85.
22 4. Issues with leaking underground storage tank
23 sites that face impediments to redevelopment due to

24 limitations on land use, including but not limited
 25 to brownfield sites and grayfield sites, as defined
 26 in section 15.291, or problems cleaning up remaining
 27 contaminated sites because of lack of assistance from
 28 owners of such sites or neighboring property owners.
 29 5. Progress on the cleanup of current leaking
 30 underground storage tank sites and an assessment of
 31 the potential to complete cleanup of these sites by
 32 December 31, 2020.>
 33 3. By renumbering as necessary.

ROBERT M. HOGG

S-3186

1 Amend Senate File 508 as follows:
 2 1. Page 4, line 34, after <section> by inserting <
 3 for the annual transfer required pursuant to paragraph
 4 “*Ob*”;>
 5 2. Page 5, before line 3 by inserting:
 6 <*Ob*. The state fire marshal shall provide for
 7 an annual transfer from the fund created in this
 8 subsection to the department of public health in the
 9 amount necessary to pay for the full cost of producing
 10 the annual fireworks injuries report required pursuant
 11 to section 135.11, subsection 32.>
 12 3. Page 6, after line 3 by inserting:
 13 <Sec. __. NEW SECTION. 100.19B Consumer fireworks
 14 **report.**
 15 By March 1 of each year the state fire marshal
 16 shall deliver a consumer fireworks report to the
 17 governor and the legislative services agency. The
 18 report shall compile information, by type of firework
 19 if identifiable, on the number of consumer fireworks
 20 sold in this state, fines and property damage resulting
 21 from the use or explosion of consumer fireworks, and
 22 injuries and deaths detailed in the department of
 23 public health’s fireworks injuries report, issued
 24 pursuant to section 135.11, subsection 32.>
 25 4. Page 6, before line 28 by inserting:
 26 <Sec. __. Section 135.11, Code 2015, is amended by
 27 adding the following new subsection:
 28 NEW SUBSECTION. 32. By February 15 of each year,
 29 issue a fireworks injuries report to the state fire
 30 marshal that includes a compilation of information from
 31 all hospitals and other health care facilities in this
 32 state on all fireworks-related injuries and deaths that
 33 occurred in this state during the prior calendar year.>
 34 5. By renumbering as necessary.

DAVID JOHNSON

S-3187

HOUSE AMENDMENT TO
SENATE FILE 505

1 Amend Senate File 505, as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 <DIVISION I

6 DEPARTMENT ON AGING — FY 2015–2016

7 Section 1. DEPARTMENT ON AGING. There is
8 appropriated from the general fund of the state to
9 the department on aging for the fiscal year beginning
10 July 1, 2015, and ending June 30, 2016, the following
11 amount, or so much thereof as is necessary, to be used
12 for the purposes designated:

13 For aging programs for the department on aging and
14 area agencies on aging to provide citizens of Iowa who
15 are 60 years of age and older with case management for
16 frail elders, Iowa’s aging and disabilities resource
17 center, and other services which may include but are
18 not limited to adult day services, respite care, chore
19 services, information and assistance, and material aid,
20 for information and options counseling for persons with
21 disabilities who are 18 years of age or older, and
22 for salaries, support, administration, maintenance,
23 and miscellaneous purposes, and for not more than the
24 following full-time equivalent positions:

25	\$	11,111,066
26	FTEs	31.00

27 1. Funds appropriated in this section may be used
28 to supplement federal funds under federal regulations.
29 To receive funds appropriated in this section, a local
30 area agency on aging shall match the funds with moneys
31 from other sources according to rules adopted by the
32 department. Funds appropriated in this section may be
33 used for elderly services not specifically enumerated
34 in this section only if approved by an area agency on
35 aging for provision of the service within the area.

36 2. Of the funds appropriated in this section,
37 \$279,946 is transferred to the economic development
38 authority for the Iowa commission on volunteer services
39 to be used for the retired and senior volunteer
40 program.

41 3. a. The department on aging shall establish and
42 enforce procedures relating to expenditure of state and
43 federal funds by area agencies on aging that require
44 compliance with both state and federal laws, rules, and
45 regulations, including but not limited to all of the
46 following:

47 (1) Requiring that expenditures are incurred only

48 for goods or services received or performed prior to
 49 the end of the fiscal period designated for use of the
 50 funds.

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1 (2) Prohibiting prepayment for goods or services
 2 not received or performed prior to the end of the
 3 fiscal period designated for use of the funds.

4 (3) Prohibiting the prepayment for goods or
 5 services not defined specifically by good or service,
 6 time period, or recipient.

7 (4) Prohibiting the establishment of accounts from
 8 which future goods or services which are not defined
 9 specifically by good or service, time period, or
 10 recipient, may be purchased.

11 b. The procedures shall provide that if any funds
 12 are expended in a manner that is not in compliance with
 13 the procedures and applicable federal and state laws,
 14 rules, and regulations, and are subsequently subject
 15 to repayment, the area agency on aging expending such
 16 funds in contravention of such procedures, laws, rules
 17 and regulations, not the state, shall be liable for
 18 such repayment.

19 4. Of the funds appropriated in this section, at
 20 least \$250,000 shall be used to fund the unmet needs
 21 identified through Iowa's aging and disability resource
 22 center network.

23 5. Of the funds appropriated in this section,
 24 at least \$600,000 shall be used to fund home and
 25 community-based services through the area agencies
 26 on aging that enable older individuals to avoid more
 27 costly utilization of residential or institutional
 28 services and remain in their own homes.

29 6. Of the funds appropriated in this section,
 30 \$525,000 shall be used for the purposes of section
 31 231.56A, and shall be distributed equally to the area
 32 agencies on aging to administer the prevention of elder
 33 abuse, neglect, and exploitation program pursuant to
 34 section 231.56A, in accordance with the requirements
 35 of the federal Older Americans Act of 1965, 42 U.S.C.
 36 §3001 et seq., as amended.

37 DIVISION II

38 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2015–2016

39 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN.

40 1. There is appropriated from the general fund of
 41 the state to the office of long-term care ombudsman for
 42 the fiscal year beginning July 1, 2015, and ending June
 43 30, 2016, the following amount, or so much thereof as
 44 is necessary, to be used for the purposes designated:

45 For salaries, support, administration, maintenance,
 46 and miscellaneous purposes, and for not more than the

47	following full-time equivalent positions:		
48	\$	929,315
49	FTEs	13.00
50	2. The office of long-term care ombudsman and the		

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1 department of human services shall collaborate to
2 develop a Medicaid state plan amendment to provide for
3 the claiming of federal financial participation for
4 office of long-term care ombudsman activities that are
5 performed to assist with administration of the Medicaid
6 program. The Medicaid state plan amendment shall be
7 submitted to the centers for Medicare and Medicaid
8 services of the United States department of health and
9 human services in a timely manner to allow for such
10 claiming of federal financial participation beginning
11 January 1, 2016.

DIVISION III

DEPARTMENT OF PUBLIC HEALTH — FY 2015–2016

14 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is
15 appropriated from the general fund of the state to
16 the department of public health for the fiscal year
17 beginning July 1, 2015, and ending June 30, 2016, the
18 following amounts, or so much thereof as is necessary,
19 to be used for the purposes designated:

20 1. ADDICTIVE DISORDERS

21 For reducing the prevalence of the use of tobacco,
22 alcohol, and other drugs, and treating individuals
23 affected by addictive behaviors, including gambling,
24 and for not more than the following full-time
25 equivalent positions:

26	.....	\$	26,588,690
27	.....	FTEs	10.00

28 a. (1) Of the funds appropriated in this
29 subsection, \$4,573,361 shall be used for the tobacco
30 use prevention and control initiative, including
31 efforts at the state and local levels, as provided
32 in chapter 142A. The commission on tobacco use
33 prevention and control established pursuant to section
34 142A.3 shall advise the director of public health
35 in prioritizing funding needs and the allocation of
36 moneys appropriated for the programs and initiatives.
37 Activities of the programs and initiatives shall be in
38 alignment with the United States centers for disease
39 control and prevention best practices for comprehensive
40 tobacco control programs that include the goals of
41 preventing youth initiation of tobacco usage, reducing
42 exposure to secondhand smoke, and promotion of tobacco
43 cessation.

44 (2) (a) Of the funds allocated in this paragraph
45 "a", \$453,067 is transferred to the alcoholic beverages

46 division of the department of commerce for enforcement
47 of tobacco laws, regulations, and ordinances and to
48 engage in tobacco control activities approved by the
49 division of tobacco use prevention and control of
50 the department of public health as specified in the

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1 memorandum of understanding entered into between the
2 divisions.

3 (b) For the fiscal year beginning July 1, 2015, and
4 ending June 30, 2016, the terms of the memorandum of
5 understanding, entered into between the division of
6 tobacco use prevention and control of the department
7 of public health and the alcoholic beverages division
8 of the department of commerce, governing compliance
9 checks conducted to ensure licensed retail tobacco
10 outlet conformity with tobacco laws, regulations,
11 and ordinances relating to persons under eighteen
12 years of age, shall continue to restrict the number of
13 such checks to one check per retail outlet, and one
14 additional check for any retail outlet found to be in
15 violation during the first check.

16 b. Of the funds appropriated in this subsection,
17 \$22,015,329 shall be used for problem gambling and
18 substance-related disorder prevention, treatment, and
19 recovery services, including a 24-hour helpline, public
20 information resources, professional training, and
21 program evaluation.

22 (1) Of the funds allocated in this paragraph
23 "b", \$18,903,715 shall be used for substance-related
24 disorder prevention and treatment.

25 (a) Of the funds allocated in this subparagraph
26 (1), \$899,300 shall be used for the public purpose of
27 a grant program to provide substance-related disorder
28 prevention programming for children.

29 (i) Of the funds allocated in this subparagraph
30 division (a), \$427,539 shall be used for grant funding
31 for organizations that provide programming for
32 children by utilizing mentors. Programs approved for
33 such grants shall be certified or must be certified
34 within six months of receiving the grant award by the
35 Iowa commission on volunteer services as utilizing
36 the standards for effective practice for mentoring
37 programs.

38 (ii) Of the funds allocated in this subparagraph
39 division (a), \$426,839 shall be used for grant funding
40 for organizations providing programming that includes
41 youth development and leadership services. The
42 programs shall also be recognized as being programs
43 that are scientifically based with evidence of their
44 effectiveness in reducing substance-related disorders

45 in children.

46 (iii) The department of public health shall utilize
47 a request for proposals process to implement the grant
48 program.

49 (iv) All grant recipients shall participate in a
50 program evaluation as a requirement for receiving grant

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1 funds.

2 (v) Of the funds allocated in this subparagraph
3 division (a), up to \$44,922 may be used to administer
4 substance-related disorder prevention grants and for
5 program evaluations.

6 (b) Of the funds allocated in this subparagraph
7 (1), \$272,603 shall be used for culturally competent
8 substance-related disorder treatment pilot projects.

9 (i) The department shall utilize the amount
10 allocated in this subparagraph division (b) for at
11 least three pilot projects to provide culturally
12 competent substance-related disorder treatment in
13 various areas of the state. Each pilot project shall
14 target a particular ethnic minority population. The
15 populations targeted shall include but are not limited
16 to African American, Asian, and Latino.

17 (ii) The pilot project requirements shall provide
18 for documentation or other means to ensure access
19 to the cultural competence approach used by a pilot
20 project so that such approach can be replicated and
21 improved upon in successor programs.

22 (2) Of the funds allocated in this paragraph "b",
23 up to \$3,111,614 may be used for problem gambling
24 prevention, treatment, and recovery services.

25 (a) Of the funds allocated in this subparagraph
26 (2), \$2,573,762 shall be used for problem gambling
27 prevention and treatment.

28 (b) Of the funds allocated in this subparagraph
29 (2), up to \$437,852 may be used for a 24-hour helpline,
30 public information resources, professional training,
31 and program evaluation.

32 (c) Of the funds allocated in this subparagraph
33 (2), up to \$100,000 may be used for the licensing of
34 problem gambling treatment programs.

35 (3) It is the intent of the general assembly that
36 from the moneys allocated in this paragraph "b",
37 persons with a dual diagnosis of substance-related
38 disorder and gambling addiction shall be given priority
39 in treatment services.

40 c. Notwithstanding any provision of law to the
41 contrary, to standardize the availability, delivery,
42 cost of delivery, and accountability of problem
43 gambling and substance-related disorder treatment

44 services statewide, the department shall continue
 45 implementation of a process to create a system for
 46 delivery of treatment services in accordance with the
 47 requirements specified in 2008 Iowa Acts, chapter
 48 1187, section 3, subsection 4. To ensure the system
 49 provides a continuum of treatment services that best
 50 meets the needs of Iowans, the problem gambling and

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1 substance-related disorder treatment services in any
 2 area may be provided either by a single agency or by
 3 separate agencies submitting a joint proposal.
 4 (1) The system for delivery of substance-related
 5 disorder and problem gambling treatment shall include
 6 problem gambling prevention.
 7 (2) The system for delivery of substance-related
 8 disorder and problem gambling treatment shall include
 9 substance-related disorder prevention by July 1, 2016.

10 (3) Of the funds allocated in paragraph “b”, the
 11 department may use up to \$100,000 for administrative
 12 costs to continue developing and implementing the
 13 process in accordance with this paragraph “c”.

14 d. The requirement of section 123.53, subsection
 15 5, is met by the appropriations and allocations
 16 made in this division of this Act for purposes of
 17 substance-related disorder treatment and addictive
 18 disorders for the fiscal year beginning July 1, 2015.

19 e. The department of public health shall work with
 20 all other departments that fund substance-related
 21 disorder prevention and treatment services and all
 22 such departments shall, to the extent necessary,
 23 collectively meet the state maintenance of effort
 24 requirements for expenditures for substance-related
 25 disorder services as required under the federal
 26 substance-related disorder prevention and treatment
 27 block grant.

28 2. HEALTHY CHILDREN AND FAMILIES

29 For promoting the optimum health status for
 30 children, adolescents from birth through 21 years of
 31 age, and families, and for not more than the following
 32 full-time equivalent positions:

33	\$	4,046,602
34	FTEs	12.00

35 a. Of the funds appropriated in this subsection,
 36 not more than \$734,841 shall be used for the healthy
 37 opportunities for parents to experience success
 38 (HOPES)-healthy families Iowa (HFI) program established
 39 pursuant to section 135.106. The funding shall be
 40 distributed to renew the grants that were provided
 41 to the grantees that operated the program during the
 42 fiscal year ending June 30, 2015.

43 b. In order to implement the legislative intent
44 stated in sections 135.106 and 256I.9, that priority
45 for home visitation program funding be given to
46 programs using evidence-based or promising models
47 for home visitation, it is the intent of the general
48 assembly to phase in the funding priority in accordance
49 with 2012 Iowa Acts, chapter 1133, section 2,
50 subsection 2, paragraph 0b.

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1 c. Of the funds appropriated in this subsection,
2 \$1,627,887 shall be used for the department's
3 initiative to provide for adequate developmental
4 surveillance and screening during a child's first
5 five years. The funds shall be used first to fully
6 fund the current sites to ensure that the sites are
7 fully operational, with the remaining funds to be
8 used for expansion to additional sites. The full
9 implementation and expansion shall include enhancing
10 the scope of the program through collaboration with
11 the child health specialty clinics to promote healthy
12 child development through early identification and
13 response to both biomedical and social determinants of
14 healthy development; by monitoring child health metrics
15 to inform practice, document long-term health impacts
16 and savings, and provide for continuous improvement
17 through training, education, and evaluation; and by
18 providing for practitioner consultation particularly
19 for children with behavioral conditions and needs. The
20 department of public health shall also collaborate
21 with the Iowa Medicaid enterprise and the child health
22 specialty clinics to integrate the activities of
23 the first five initiative into the establishment of
24 patient-centered medical homes, community utilities,
25 accountable care organizations, and other integrated
26 care models developed to improve health quality and
27 population health while reducing health care costs.
28 To the maximum extent possible, funding allocated in
29 this paragraph shall be utilized as matching funds for
30 medical assistance program reimbursement.

31 d. Of the funds appropriated in this subsection,
32 \$74,640 shall be distributed to a statewide dental
33 carrier to provide funds to continue the donated
34 dental services program patterned after the projects
35 developed by the lifeline network to provide dental
36 services to indigent individuals who are elderly or
37 with disabilities.

38 e. Of the funds appropriated in this subsection,
39 \$111,995 shall be used for childhood obesity
40 prevention.

41 f. Of the funds appropriated in this subsection,

42 \$162,768 shall be used to provide audiological services
 43 and hearing aids for children. The department may
 44 enter into a contract to administer this paragraph.
 45 g. Of the funds appropriated in this subsection,
 46 \$25,000 is transferred to the university of Iowa
 47 college of dentistry for provision of primary dental
 48 services to children. State funds shall be matched
 49 on a dollar-for-dollar basis. The university of Iowa
 50 college of dentistry shall coordinate efforts with the

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1 department of public health, bureau of oral and health
 2 delivery systems, to provide dental care to underserved
 3 populations throughout the state.

4 h. Of the funds appropriated in this subsection,
 5 \$50,000 shall be used to address youth suicide
 6 prevention.

7 i. Of the funds appropriated in this subsection,
 8 \$50,000 shall be used to support the Iowa effort to
 9 address the survey of children who experience adverse
 10 childhood experiences known as ACEs.

11 j. The department of public health shall continue
 12 to administer the program to assist parents in this
 13 state with costs resulting from the death of a child
 14 in accordance with the provisions of 2014 Iowa Acts,
 15 chapter 1140, section 22, subsection 12.

16 3. CHRONIC CONDITIONS

17 For serving individuals identified as having chronic
 18 conditions or special health care needs, and for not
 19 more than the following full-time equivalent positions:

20	\$	4,740,429
21	FTEs	5.00

22 a. Of the funds appropriated in this subsection,
 23 \$159,932 shall be used for grants to individual
 24 patients who have an inherited metabolic disorder to
 25 assist with the costs of medically necessary foods and
 26 formula.

27 b. Of the funds appropriated in this subsection,
 28 \$891,644 shall be used for the brain injury services
 29 program pursuant to section 135.22B, including for
 30 continuation of the contracts for resource facilitator
 31 services in accordance with section 135.22B, subsection
 32 9, and to enhance brain injury training and recruitment
 33 of service providers on a statewide basis. Of the
 34 amount allocated in this paragraph, \$95,000 shall be
 35 used to fund one full-time equivalent position to serve
 36 as the state brain injury services program manager.

37 c. Of the funds appropriated in this subsection,
 38 \$547,982 shall be used as additional funding to
 39 leverage federal funding through the federal Ryan
 40 White Care Act, Tit. II, AIDS drug assistance program

41 supplemental drug treatment grants.
42 d. Of the funds appropriated in this subsection,
43 \$149,823 shall be used for the public purpose
44 of continuing to contract with an existing
45 national-affiliated organization to provide education,
46 client-centered programs, and client and family support
47 for people living with epilepsy and their families.
48 The amount allocated in this paragraph in excess of
49 \$100,000 shall be matched dollar-for-dollar by the
50 organization specified.

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1 e. Of the funds appropriated in this subsection,
2 \$785,114 shall be used for child health specialty
3 clinics.
4 f. Of the funds appropriated in this subsection,
5 \$400,000 shall be used by the regional autism
6 assistance program established pursuant to section
7 256.35, and administered by the child health specialty
8 clinic located at the university of Iowa hospitals
9 and clinics. The funds shall be used to enhance
10 interagency collaboration and coordination of
11 educational, medical, and other human services for
12 persons with autism, their families, and providers of
13 services, including delivering regionalized services of
14 care coordination, family navigation, and integration
15 of services through the statewide system of regional
16 child health specialty clinics and fulfilling other
17 requirements as specified in chapter 225D. The
18 university of Iowa shall not receive funds allocated
19 under this paragraph for indirect costs associated with
20 the regional autism assistance program.
21 g. Of the funds appropriated in this subsection,
22 \$570,993 shall be used for the comprehensive cancer
23 control program to reduce the burden of cancer in
24 Iowa through prevention, early detection, effective
25 treatment, and ensuring quality of life. Of the funds
26 allocated in this paragraph "g", \$150,000 shall be used
27 to support a melanoma research symposium, a melanoma
28 biorepository and registry, basic and translational
29 melanoma research, and clinical trials.
30 h. Of the funds appropriated in this subsection,
31 \$126,450 shall be used for cervical and colon cancer
32 screening, and \$300,000 shall be used to enhance the
33 capacity of the cervical cancer screening program to
34 include provision of recommended prevention and early
35 detection measures to a broader range of low-income
36 women.
37 i. Of the funds appropriated in this subsection,
38 \$526,695 shall be used for the center for congenital
39 and inherited disorders.

40 j. Of the funds appropriated in this subsection,
 41 \$129,411 shall be used for the prescription drug
 42 donation repository program created in chapter 135M.

43 4. COMMUNITY CAPACITY

44 For strengthening the health care delivery system at
 45 the local level, and for not more than the following
 46 full-time equivalent positions:

47	\$	6,170,765
48	FTEs	11.00

49 a. Of the funds appropriated in this subsection,
 50 \$99,414 is allocated for continuation of the child

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1 vision screening program implemented through
 2 the university of Iowa hospitals and clinics in
 3 collaboration with early childhood Iowa areas. The
 4 program shall submit a report to the individuals
 5 identified in this Act for submission of reports
 6 regarding the use of funds allocated under this
 7 paragraph "a". The report shall include the objectives
 8 and results for the program year including the target
 9 population and how the funds allocated assisted the
 10 program in meeting the objectives; the number, age, and
 11 location within the state of individuals served; the
 12 type of services provided to the individuals served;
 13 the distribution of funds based on service provided;
 14 and the continuing needs of the program.

15 b. Of the funds appropriated in this subsection,
 16 \$110,656 is allocated for continuation of an initiative
 17 implemented at the university of Iowa and \$99,904 is
 18 allocated for continuation of an initiative at the
 19 state mental health institute at Cherokee to expand
 20 and improve the workforce engaged in mental health
 21 treatment and services. The initiatives shall receive
 22 input from the university of Iowa, the department of
 23 human services, the department of public health, and
 24 the mental health and disability services commission to
 25 address the focus of the initiatives.

26 c. Of the funds appropriated in this subsection,
 27 \$1,164,628 shall be used for essential public health
 28 services that promote healthy aging throughout one's
 29 lifespan, contracted through a formula for local boards
 30 of health, to enhance health promotion and disease
 31 prevention services.

32 d. Of the funds appropriated in this section,
 33 \$99,286 shall be deposited in the governmental public
 34 health system fund created in section 135A.8 to be used
 35 for the purposes of the fund.

36 e. Of the funds appropriated in this subsection,
 37 \$105,448 shall be used to continue to address the
 38 shortage of mental health professionals in the state.

39 f. Of the funds appropriated in this subsection,
40 \$50,000 shall be used for a grant to a statewide
41 association of psychologists that is affiliated
42 with the American psychological association to be
43 used for continuation of a program to rotate intern
44 psychologists in placements in urban and rural mental
45 health professional shortage areas, as defined in
46 section 135.180.

47 g. Of the funds appropriated in this subsection,
48 \$1,025,485 shall be allocated as a grant to the
49 Iowa primary care association to be used pursuant to
50 section 135.153 for the statewide coordination of

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1 the Iowa collaborative safety net provider network.
2 Coordination of the network shall focus on increasing
3 access by underserved populations to health care
4 services, increasing integration of the health system
5 and collaboration across the continuum of care with
6 a focus on safety net services, and enhancing the
7 Iowa collaborative safety net provider network's
8 communication and education efforts. The amount
9 allocated as a grant under this paragraph "g" shall be
10 used for distribution to safety net partners in the
11 state that work to increase access of the underserved
12 population to health services.

13 (1) Of the amount allocated in this paragraph "g",
14 not less than \$413,415 shall be distributed to the Iowa
15 prescription drug corporation for continuation of the
16 pharmaceutical infrastructure for safety net providers
17 as described in 2007 Iowa Acts, chapter 218, section
18 108.

19 (2) Of the amount allocated in this paragraph
20 "g", not less than \$348,322 shall be distributed to
21 free clinics and free clinics of Iowa for necessary
22 infrastructure, statewide coordination, provider
23 recruitment, service delivery, and provision of
24 assistance to patients in securing a medical home
25 inclusive of oral health care.

26 (3) Of the amount allocated in this paragraph "g",
27 not less than \$50,000 shall be distributed to the Iowa
28 coalition against sexual assault to continue a training
29 program for sexual assault response team (SART)
30 members, including representatives of law enforcement,
31 victim advocates, prosecutors, and certified medical
32 personnel.

33 (4) Of the amount allocated in this paragraph "g",
34 not less than \$213,748 shall be distributed to the Polk
35 county medical society for continuation of the safety
36 net provider patient access to a specialty health care
37 initiative as described in 2007 Iowa Acts, chapter 218,

38 section 109.

39 h. Of the funds appropriated in this subsection,
40 the department may use up to \$58,175 for up to one
41 full-time equivalent position to administer the
42 volunteer health care provider program pursuant to
43 section 135.24.

44 i. Of the funds appropriated in this subsection,
45 \$50,000 shall be used for a matching dental education
46 loan repayment program to be allocated to a dental
47 nonprofit health service corporation to continue to
48 develop the criteria and implement the loan repayment
49 program.

50 j. Of the funds appropriated in this subsection,

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1 \$105,823 is transferred to the college student aid
2 commission for deposit in the rural Iowa primary care
3 trust fund created in section 261.113 to be used for
4 the purposes of the fund.

5 k. Of the funds appropriated in this subsection,
6 \$150,000 shall be used for the purposes of the Iowa
7 donor registry as specified in section 142C.18.

8 l. Of the funds appropriated in this subsection,
9 \$2,000,000 shall be deposited in the medical residency
10 training account created in section 135.175, subsection
11 5, paragraph "a", and is appropriated from the account
12 to the department of public health to be used for
13 the purposes of the medical residency training state
14 matching grants program as specified in section
15 135.176. However, notwithstanding any provision
16 to the contrary in section 135.176, priority in the
17 awarding of grants shall be given to sponsors that
18 propose preference in the use of the grant funds for
19 psychiatric residency positions and family practice
20 residency positions.

21 5. HEALTHY AGING

22 To provide public health services that reduce risks
23 and invest in promoting and protecting good health over
24 the course of a lifetime with a priority given to older
25 Iowans and vulnerable populations:

26 \$ 7,297,142

27 6. INFECTIOUS DISEASES

28 For reducing the incidence and prevalence of
29 communicable diseases, and for not more than the
30 following full-time equivalent positions:

31 \$ 1,335,155

32 FTEs 4.00

33 7. PUBLIC PROTECTION

34 For protecting the health and safety of the
35 public through establishing standards and enforcing
36 regulations, and for not more than the following

37 full-time equivalent positions:
 38 \$ 4,339,191
 39 FTEs 135.50
 40 a. Of the funds appropriated in this subsection,
 41 not more than \$454,700 shall be credited to the
 42 emergency medical services fund created in section
 43 135.25. Moneys in the emergency medical services fund
 44 are appropriated to the department to be used for the
 45 purposes of the fund.
 46 b. Of the funds appropriated in this subsection,
 47 \$203,032 shall be used for sexual violence prevention
 48 programming through a statewide organization
 49 representing programs serving victims of sexual
 50 violence through the department’s sexual violence

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1 prevention program. The amount allocated in this
 2 paragraph “b” shall not be used to supplant funding
 3 administered for other sexual violence prevention or
 4 victims assistance programs.
 5 c. Of the funds appropriated in this subsection,
 6 \$598,751 shall be used for the state poison control
 7 center. Pursuant to the directive under 2014 Iowa
 8 Acts, chapter 1140, section 102, the federal matching
 9 funds available to the state poison control center from
 10 the department of human services under the federal
 11 Children’s Health Insurance Program Reauthorization
 12 Act allotment shall be subject to the federal
 13 administrative cap rule of 10 percent applicable to
 14 funding provided under Tit. XXI of the federal Social
 15 Security Act and included within the department’s
 16 calculations of the cap.
 17 d. Of the funds appropriated in this subsection,
 18 \$537,750 shall be used for childhood lead poisoning
 19 provisions.

20 8. RESOURCE MANAGEMENT

21 For establishing and sustaining the overall
 22 ability of the department to deliver services to the
 23 public, and for not more than the following full-time
 24 equivalent positions:

25 \$ 855,072
 26 FTEs 4.00

27 The university of Iowa hospitals and clinics under
 28 the control of the state board of regents shall not
 29 receive indirect costs from the funds appropriated in
 30 this section. The university of Iowa hospitals and
 31 clinics billings to the department shall be on at least
 32 a quarterly basis.

36 appropriated from the general fund of the state to the
 37 department of veterans affairs for the fiscal year
 38 beginning July 1, 2015, and ending June 30, 2016, the
 39 following amounts, or so much thereof as is necessary,
 40 to be used for the purposes designated:

41	1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION	
42	For salaries, support, maintenance, and	
43	miscellaneous purposes, and for not more than the	
44	following full-time equivalent positions:	
45	..... \$	1,200,546
46	..... FTEs	15.00
47	2. IOWA VETERANS HOME	
48	For salaries, support, maintenance, and	
49	miscellaneous purposes:	
50 \$	7,594,996

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1 a. The Iowa veterans home billings involving the
 2 department of human services shall be submitted to the
 3 department on at least a monthly basis.

4 b. Within available resources and in conformance
 5 with associated state and federal program eligibility
 6 requirements, the Iowa veterans home may implement
 7 measures to provide financial assistance to or
 8 on behalf of veterans or their spouses who are
 9 participating in the community reentry program.

10 3. HOME OWNERSHIP ASSISTANCE PROGRAM

11 For transfer to the Iowa finance authority for the
 12 continuation of the home ownership assistance program
 13 for persons who are or were eligible members of the
 14 armed forces of the United States, pursuant to section
 15 16.54:

16 \$	2,500,000
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17 Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN
 18 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding
 19 the standing appropriation in section 35A.16 for the
 20 fiscal year beginning July 1, 2015, and ending June 30,
 21 2016, the amount appropriated from the general fund of
 22 the state pursuant to that section for the following
 23 designated purposes shall not exceed the following
 24 amount:

25	For the county commissions of veteran affairs fund	
26	under section 35A.16:	
27	..... \$	990,000

28 DIVISION V

29 DEPARTMENT OF HUMAN SERVICES — FY 2015–2016

30 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES

31 BLOCK GRANT. There is appropriated from the fund
 32 created in section 8.41 to the department of human
 33 services for the fiscal year beginning July 1, 2015,
 34 and ending June 30, 2016, from moneys received under

35 the federal temporary assistance for needy families
 36 (TANF) block grant pursuant to the federal Personal
 37 Responsibility and Work Opportunity Reconciliation
 38 Act of 1996, Pub. L. No. 104-193, and successor
 39 legislation, the following amounts, or so much
 40 thereof as is necessary, to be used for the purposes
 41 designated:

42 1. To be credited to the family investment program	
43 account and used for assistance under the family	
44 investment program under chapter 239B:	
45	\$ 5,136,995
46 2. To be credited to the family investment program	
47 account and used for the job opportunities and	
48 basic skills (JOBS) program and implementing family	
49 investment agreements in accordance with chapter 239B:	
50	\$ 10,138,178

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1 3. To be used for the family development and	
2 self-sufficiency grant program in accordance with	
3 section 216A.107:	
4	\$ 2,898,980
5 Notwithstanding section 8.33, moneys appropriated in	
6 this subsection that remain unencumbered or unobligated	
7 at the close of the fiscal year shall not revert but	
8 shall remain available for expenditure for the purposes	
9 designated until the close of the succeeding fiscal	
10 year. However, unless such moneys are encumbered or	
11 obligated on or before September 30, 2016, the moneys	
12 shall revert.	
13 4. For field operations:	
14	\$ 31,296,232
15 5. For general administration:	
16	\$ 3,744,000
17 6. For state child care assistance:	
18	\$ 35,047,110
19 a. Of the funds appropriated in this subsection,	
20 \$26,328,097 is transferred to the child care and	
21 development block grant appropriation made by the	
22 Eighty-sixth General Assembly, 2015 Session, for	
23 the federal fiscal year beginning October 1, 2015,	
24 and ending September 30, 2016. Of this amount,	
25 \$200,000 shall be used for provision of educational	
26 opportunities to registered child care home providers	
27 in order to improve services and programs offered	
28 by this category of providers and to increase the	
29 number of providers. The department may contract	
30 with institutions of higher education or child	
31 care resource and referral centers to provide the	
32 educational opportunities. Allowable administrative	
33 costs under the contracts shall not exceed 5 percent.	

34 The application for a grant shall not exceed two pages
35 in length.

36 b. Any funds appropriated in this subsection
37 remaining unallocated shall be used for state child
38 care assistance payments for families who are employed
39 including but not limited to individuals enrolled in
40 the family investment program.

41 7. For distribution to counties and regions through
42 the property tax relief fund for mental health and
43 disability services as provided in an appropriation
44 made for this purpose:

45 \$ 4,894,052

46 8. For child and family services:
47 \$ 32,084,430

48 9. For child abuse prevention grants:
49 \$ 125,000

50 10. For pregnancy prevention grants on the

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1 condition that family planning services are funded:

2 \$ 1,930,067

3 Pregnancy prevention grants shall be awarded to
4 programs in existence on or before July 1, 2015, if the
5 programs have demonstrated positive outcomes. Grants
6 shall be awarded to pregnancy prevention programs
7 which are developed after July 1, 2015, if the programs
8 are based on existing models that have demonstrated
9 positive outcomes. Grants shall comply with the
10 requirements provided in 1997 Iowa Acts, chapter
11 208, section 14, subsections 1 and 2, including the
12 requirement that grant programs must emphasize sexual
13 abstinence. Priority in the awarding of grants shall
14 be given to programs that serve areas of the state
15 which demonstrate the highest percentage of unplanned
16 pregnancies of females of childbearing age within the
17 geographic area to be served by the grant.

18 11. For technology needs and other resources
19 necessary to meet federal welfare reform reporting,
20 tracking, and case management requirements:
21 \$ 1,037,186

22 12. For the family investment program share of
23 the costs to continue to develop and maintain a new,
24 integrated eligibility determination system:
25 \$ 6,654,880

26 13. a. Notwithstanding any provision to the
27 contrary, including but not limited to requirements
28 in section 8.41 or provisions in 2014 or 2015 Iowa
29 Acts regarding the receipt and appropriation of
30 federal block grants, federal funds from the temporary
31 assistance for needy families block grant received
32 by the state and not otherwise appropriated in this

33 section and remaining available for the fiscal year
 34 beginning July 1, 2015, are appropriated to the
 35 department of human services to the extent as may
 36 be necessary to be used in the following priority
 37 order: the family investment program, for state child
 38 care assistance program payments for families who are
 39 employed including but not limited to individuals
 40 enrolled in the family investment program, and for the
 41 family investment program share of costs to develop and
 42 maintain a new, integrated eligibility determination
 43 system. The federal funds appropriated in this
 44 paragraph "a" shall be expended only after all other
 45 funds appropriated in subsection 1 for the assistance
 46 under the family investment program, in subsection 6
 47 for child care assistance, or in subsection 12 for
 48 the family investment program share of the costs to
 49 continue to develop and maintain a new, integrated
 50 eligibility determination system, as applicable, have

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1 been expended. For the purposes of this subsection,
 2 the funds appropriated in subsection 6, paragraph "a",
 3 for transfer to the child care and development block
 4 grant appropriation are considered fully expended when
 5 the full amount has been transferred.

6 b. The department shall, on a quarterly basis,
 7 advise the legislative services agency and department
 8 of management of the amount of funds appropriated in
 9 this subsection that was expended in the prior quarter.

10 14. Of the amounts appropriated in this section,
 11 \$12,962,008 for the fiscal year beginning July 1, 2015,
 12 is transferred to the appropriation of the federal
 13 social services block grant made to the department of
 14 human services for that fiscal year.

15 15. For continuation of the program providing
 16 categorical eligibility for the food assistance program
 17 as specified for the program in the section of this
 18 division of this 2015 Act relating to the family
 19 investment program account:

20 \$ 25,000

21 16. The department may transfer funds allocated
 22 in this section to the appropriations made in this
 23 division of this Act for the same fiscal year for
 24 general administration and field operations for
 25 resources necessary to implement and operate the
 26 services referred to in this section and those funded
 27 in the appropriation made in this division of this Act
 28 for the same fiscal year for the family investment
 29 program from the general fund of the state.

30 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

31 1. Moneys credited to the family investment program

32 (FIP) account for the fiscal year beginning July
33 1, 2015, and ending June 30, 2016, shall be used to
34 provide assistance in accordance with chapter 239B.

35 2. The department may use a portion of the moneys
36 credited to the FIP account under this section as
37 necessary for salaries, support, maintenance, and
38 miscellaneous purposes.

39 3. The department may transfer funds allocated
40 in subsection 4 to the appropriations made in this
41 division of this Act for the same fiscal year for
42 general administration and field operations for
43 resources necessary to implement and operate the family
44 investment program services referred to in this section
45 and those funded in the appropriation made in this
46 division of this Act for the same fiscal year for the
47 family investment program from the general fund of the
48 state.

49 4. Moneys appropriated in this division of this Act
50 and credited to the FIP account for the fiscal year

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1 beginning July 1, 2015, and ending June 30, 2016, are
2 allocated as follows:

3 a. To be retained by the department of human 4 services to be used for coordinating with the 5 department of human rights to more effectively serve 6 participants in FIP and other shared clients and to 7 meet federal reporting requirements under the federal 8 temporary assistance for needy families block grant:	\$	20,000
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10 b. To the department of human rights for staffing, 11 administration, and implementation of the family 12 development and self-sufficiency grant program in 13 accordance with section 216A.107:	\$	6,192,834
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15 (1) Of the funds allocated for the family
16 development and self-sufficiency grant program in this
17 paragraph "b", not more than 5 percent of the funds
18 shall be used for the administration of the grant
19 program.

20 (2) The department of human rights may continue to
21 implement the family development and self-sufficiency
22 grant program statewide during fiscal year 2015-2016.

23 (3) The department of human rights may engage in
24 activities to strengthen and improve family outcomes
25 measures and data collection systems under the family
26 development and self-sufficiency grant program.

27 c. For the diversion subaccount of the FIP account:	\$	815,000
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29 A portion of the moneys allocated for the subaccount
30 may be used for field operations, salaries, data

31 management system development, and implementation
32 costs and support deemed necessary by the director of
33 human services in order to administer the FIP diversion
34 program. To the extent moneys allocated in this
35 paragraph "c" are not deemed by the department to be
36 necessary to support diversion activities, such moneys
37 may be used for other efforts intended to increase
38 engagement by family investment program participants in
39 work, education, or training activities.

40 d. For the food assistance employment and training
41 program:

42 \$ 66,588

43 (1) The department shall apply the federal
44 supplemental nutrition assistance program (SNAP)
45 employment and training state plan in order to maximize
46 to the fullest extent permitted by federal law the use
47 of the 50 percent federal reimbursement provisions
48 for the claiming of allowable federal reimbursement
49 funds from the United States department of agriculture
50 pursuant to the federal SNAP employment and training

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1 program for providing education, employment, and
2 training services for eligible food assistance program
3 participants, including but not limited to related
4 dependent care and transportation expenses.

5 (2) The department shall continue the categorical
6 federal food assistance program eligibility at 160
7 percent of the federal poverty level and continue to
8 eliminate the asset test from eligibility requirements,
9 consistent with federal food assistance program
10 requirements. The department shall include as many
11 food assistance households as is allowed by federal
12 law. The eligibility provisions shall conform to all
13 federal requirements including requirements addressing
14 individuals who are incarcerated or otherwise
15 ineligible.

16 e. For the JOBS program:

17 \$ 17,540,398

18 5. Of the child support collections assigned under
19 FIP, an amount equal to the federal share of support
20 collections shall be credited to the child support
21 recovery appropriation made in this division of this
22 Act. Of the remainder of the assigned child support
23 collections received by the child support recovery
24 unit, a portion shall be credited to the FIP account,
25 a portion may be used to increase recoveries, and a
26 portion may be used to sustain cash flow in the child
27 support payments account. If as a consequence of the
28 appropriations and allocations made in this section
29 the resulting amounts are insufficient to sustain

30 cash assistance payments and meet federal maintenance
 31 of effort requirements, the department shall seek
 32 supplemental funding. If child support collections
 33 assigned under FIP are greater than estimated or are
 34 otherwise determined not to be required for maintenance
 35 of effort, the state share of either amount may
 36 be transferred to or retained in the child support
 37 payments account.

38 6. The department may adopt emergency rules for the
 39 family investment, JOBS, food assistance, and medical
 40 assistance programs if necessary to comply with federal
 41 requirements.

42 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL
 43 FUND. There is appropriated from the general fund of
 44 the state to the department of human services for the
 45 fiscal year beginning July 1, 2015, and ending June 30,
 46 2016, the following amount, or so much thereof as is
 47 necessary, to be used for the purpose designated:

48 To be credited to the family investment program
 49 (FIP) account and used for family investment program
 50 assistance under chapter 239B:

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1 \$	48,418,197
2	1. Of the funds appropriated in this section,	
3	\$7,402,220 is allocated for the JOBS program.	
4	2. Of the funds appropriated in this section,	
5	\$3,313,854 is allocated for the family development and	
6	self-sufficiency grant program.	
7	3. Notwithstanding section 8.39, for the fiscal	
8	year beginning July 1, 2015, if necessary to meet	
9	federal maintenance of effort requirements or to	
10	transfer federal temporary assistance for needy	
11	families block grant funding to be used for purposes	
12	of the federal social services block grant or to meet	
13	cash flow needs resulting from delays in receiving	
14	federal funding or to implement, in accordance with	
15	this division of this Act, activities currently funded	
16	with juvenile court services, county, or community	
17	moneys and state moneys used in combination with such	
18	moneys, the department of human services may transfer	
19	funds within or between any of the appropriations made	
20	in this division of this Act and appropriations in law	
21	for the federal social services block grant to the	
22	department for the following purposes, provided that	
23	the combined amount of state and federal temporary	
24	assistance for needy families block grant funding for	
25	each appropriation remains the same before and after	
26	the transfer:	
27	a. For the family investment program.	
28	b. For child care assistance.	

- 29 c. For child and family services.
- 30 d. For field operations.
- 31 e. For general administration.
- 32 f. For distribution to counties or regions through
- 33 the property tax relief fund for mental health and
- 34 disability services as provided in an appropriation for
- 35 this purpose.

36 This subsection shall not be construed to prohibit
 37 the use of existing state transfer authority for other
 38 purposes. The department shall report any transfers
 39 made pursuant to this subsection to the legislative
 40 services agency.

41 4. The department may transfer funds appropriated
 42 in this section to the appropriations made in this
 43 division of this Act for general administration and
 44 field operations as necessary to administer this
 45 section and the overall family investment program.

46 Sec. 9. CHLD SUPPORT RECOVERY. There is
 47 appropriated from the general fund of the state to
 48 the department of human services for the fiscal year
 49 beginning July 1, 2015, and ending June 30, 2016, the
 50 following amount, or so much thereof as is necessary,

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1 to be used for the purposes designated:

2 For child support recovery, including salaries,
 3 support, maintenance, and miscellaneous purposes, and
 4 for not more than the following full-time equivalent
 5 positions:

6	\$	14,617,119
7	FTEs	464.00

8 1. The department shall expend up to \$24,329,
 9 including federal financial participation, for the
 10 fiscal year beginning July 1, 2015, for a child support
 11 public awareness campaign. The department and the
 12 office of the attorney general shall cooperate in
 13 continuation of the campaign. The public awareness
 14 campaign shall emphasize, through a variety of media
 15 activities, the importance of maximum involvement of
 16 both parents in the lives of their children as well as
 17 the importance of payment of child support obligations.

18 2. Federal access and visitation grant moneys shall
 19 be issued directly to private not-for-profit agencies
 20 that provide services designed to increase compliance
 21 with the child access provisions of court orders,
 22 including but not limited to neutral visitation sites
 23 and mediation services.

24 3. The appropriation made to the department for
 25 child support recovery may be used throughout the
 26 fiscal year in the manner necessary for purposes of
 27 cash flow management, and for cash flow management

28 purposes the department may temporarily draw more
29 than the amount appropriated, provided the amount
30 appropriated is not exceeded at the close of the fiscal
31 year.

32 4. With the exception of the funding amount
33 specified, the requirements established under 2001
34 Iowa Acts, chapter 191, section 3, subsection 5,
35 paragraph “c”, subparagraph (3), shall be applicable
36 to parental obligation pilot projects for the fiscal
37 year beginning July 1, 2015, and ending June 30,
38 2016. Notwithstanding 441 IAC 100.8, providing for
39 termination of rules relating to the pilot projects,
40 the rules shall remain in effect until June 30, 2016.

41 Sec. 10. HEALTH CARE TRUST FUND — MEDICAL
42 ASSISTANCE — FY 2015–2016. Any funds remaining in the
43 health care trust fund created in section 453A.35A for
44 the fiscal year beginning July 1, 2015, and ending June
45 30, 2016, are appropriated to the department of human
46 services to supplement the medical assistance program
47 appropriations made in this division of this Act, for
48 medical assistance reimbursement and associated costs,
49 including program administration and costs associated
50 with program implementation.

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1 Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE
2 — FY 2015–2016. Any funds remaining in the Medicaid
3 fraud fund created in section 249A.50 for the fiscal
4 year beginning July 1, 2015, and ending June 30, 2016,
5 are appropriated to the department of human services to
6 supplement the medical assistance appropriations made
7 in this division of this Act, for medical assistance
8 reimbursement and associated costs, including program
9 administration and costs associated with program
10 implementation.

11 Sec. 12. MEDICAL ASSISTANCE.

12 1. There is appropriated from the general fund of
13 the state to the department of human services for the
14 fiscal year beginning July 1, 2015, and ending June 30,
15 2016, the following amount, or so much thereof as is
16 necessary, to be used for the purpose designated:

17 For medical assistance program reimbursement and	
18 associated costs as specifically provided in the	
19 reimbursement methodologies in effect on June 30,	
20 2015, except as otherwise expressly authorized by	
21 law, consistent with options under federal law and	
22 regulations, and contingent upon receipt of approval	
23 from the office of the governor of reimbursement for	
24 each abortion performed under the program:	
25	\$ 1,320,810,997

26 2. Iowans support reducing the number of abortions

27 performed in our state. For an abortion covered under
28 the program, except in the case of a medical emergency,
29 as defined in section 135L.1, for any woman, the
30 physician shall certify both of the following:

31 a. That the woman has been given the opportunity to
32 view an ultrasound image of the fetus as part of the
33 standard of care before an abortion is performed.

34 b. That the woman has been provided information
35 regarding the options relative to a pregnancy,
36 including continuing the pregnancy to term and
37 retaining parental rights following the child's birth,
38 continuing the pregnancy to term and placing the child
39 for adoption, and terminating the pregnancy.

40 3. The provisions of this section relating to
41 abortions shall also apply to the Iowa health and
42 wellness plan created pursuant to chapter 249N.

43 4. The department shall utilize not more than
44 \$60,000 of the funds appropriated in this section
45 to continue the AIDS/HIV health insurance premium
46 payment program as established in 1992 Iowa Acts,
47 Second Extraordinary Session, chapter 1001, section
48 409, subsection 6. Of the funds allocated in this
49 subsection, not more than \$5,000 may be expended for
50 administrative purposes.

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1 5. Of the funds appropriated in this Act to the
2 department of public health for addictive disorders,
3 \$950,000 for the fiscal year beginning July 1, 2015,
4 is transferred to the department of human services for
5 an integrated substance-related disorder managed care
6 system. The department shall not assume management
7 of the substance-related disorder system in place
8 of the managed care contractor unless such a change
9 in approach is specifically authorized in law. The
10 departments of human services and public health shall
11 work together to maintain the level of mental health
12 and substance-related disorder treatment services
13 provided by the managed care contractor through the
14 Iowa plan for behavioral health. Each department
15 shall take the steps necessary to continue the federal
16 waivers as necessary to maintain the level of services.

17 6. a. The department shall aggressively pursue
18 options for providing medical assistance or other
19 assistance to individuals with special needs who become
20 ineligible to continue receiving services under the
21 early and periodic screening, diagnostic, and treatment
22 program under the medical assistance program due
23 to becoming 21 years of age who have been approved
24 for additional assistance through the department's
25 exception to policy provisions, but who have health

26 care needs in excess of the funding available through
27 the exception to policy provisions.

28 b. Of the funds appropriated in this section,
29 \$100,000 shall be used for participation in one or more
30 pilot projects operated by a private provider to allow
31 the individual or individuals to receive service in the
32 community in accordance with principles established in
33 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
34 of providing medical assistance or other assistance to
35 individuals with special needs who become ineligible
36 to continue receiving services under the early and
37 periodic screening, diagnostic, and treatment program
38 under the medical assistance program due to becoming
39 21 years of age who have been approved for additional
40 assistance through the department's exception to policy
41 provisions, but who have health care needs in excess
42 of the funding available through the exception to the
43 policy provisions.

44 7. Of the funds appropriated in this section, up to
45 \$3,050,082 may be transferred to the field operations
46 or general administration appropriations in this
47 division of this Act for operational costs associated
48 with Part D of the federal Medicare Prescription Drug
49 Improvement and Modernization Act of 2003, Pub. L. No.
50 108-173.

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1 8. Of the funds appropriated in this section, up
2 to \$442,100 may be transferred to the appropriation
3 in this division of this Act for medical contracts
4 to be used for clinical assessment services and prior
5 authorization of services.

6 9. A portion of the funds appropriated in this
7 section may be transferred to the appropriations in
8 this division of this Act for general administration,
9 medical contracts, the children's health insurance
10 program, or field operations to be used for the
11 state match cost to comply with the payment error
12 rate measurement (PERM) program for both the medical
13 assistance and children's health insurance programs
14 as developed by the centers for Medicare and Medicaid
15 services of the United States department of health and
16 human services to comply with the federal Improper
17 Payments Information Act of 2002, Pub. L. No. 107-300.

18 10. The department shall continue to implement the
19 recommendations of the assuring better child health
20 and development initiative II (ABCDII) clinical panel
21 to the Iowa early and periodic screening, diagnostic,
22 and treatment services healthy mental development
23 collaborative board regarding changes to billing
24 procedures, codes, and eligible service providers.

25 11. Of the funds appropriated in this section,
 26 a sufficient amount is allocated to supplement
 27 the incomes of residents of nursing facilities,
 28 intermediate care facilities for persons with mental
 29 illness, and intermediate care facilities for persons
 30 with an intellectual disability, with incomes of less
 31 than \$50 in the amount necessary for the residents to
 32 receive a personal needs allowance of \$50 per month
 33 pursuant to section 249A.30A.

34 12. Of the funds appropriated in this section, the
 35 following amounts are transferred to the appropriations
 36 made in this division of this Act for the state mental
 37 health institutes:

38 a. Cherokee mental health	
39 institute	\$ 9,098,425
40 b. Independence mental health	
41 institute	\$ 9,045,894

42 13. a. Of the funds appropriated in this section,
 43 \$4,083,878 is allocated for the state match for a
 44 disproportionate share hospital payment of \$9,089,424
 45 to hospitals that meet both of the conditions specified
 46 in subparagraphs (1) and (2). In addition, the
 47 hospitals that meet the conditions specified shall
 48 either certify public expenditures or transfer to
 49 the medical assistance program an amount equal to
 50 provide the nonfederal share for a disproportionate

Page 25

1 share hospital payment of \$17,544,006. The hospitals
 2 that meet the conditions specified shall receive and
 3 retain 100 percent of the total disproportionate share
 4 hospital payment of \$26,633,430.

5 (1) The hospital qualifies for disproportionate
 6 share and graduate medical education payments.

7 (2) The hospital is an Iowa state-owned hospital
 8 with more than 500 beds and eight or more distinct
 9 residency specialty or subspecialty programs recognized
 10 by the American college of graduate medical education.

11 b. Distribution of the disproportionate share
 12 payments shall be made on a monthly basis. The total
 13 amount of disproportionate share payments including
 14 graduate medical education, enhanced disproportionate
 15 share, and Iowa state-owned teaching hospital payments
 16 shall not exceed the amount of the state's allotment
 17 under Pub. L. No. 102-234. In addition, the total
 18 amount of all disproportionate share payments shall not
 19 exceed the hospital-specific disproportionate share
 20 limits under Pub. L. No. 103-66.

21 c. The university of Iowa hospitals and clinics
 22 shall either certify public expenditures or transfer
 23 to the appropriations made in this division of this

24 Act for medical assistance an amount equal to provide
25 the nonfederal share for increased medical assistance
26 payments for inpatient and outpatient hospital services
27 of \$9,900,000. The university of Iowa hospitals and
28 clinics shall receive and retain 100 percent of the
29 total increase in medical assistance payments.

30 14. One hundred percent of the nonfederal share of
31 payments to area education agencies that are medical
32 assistance providers for medical assistance-covered
33 services provided to medical assistance-covered
34 children, shall be made from the appropriation made in
35 this section.

36 15. Any new or renewed contract entered into by the
37 department with a third party to administer behavioral
38 health services under the medical assistance program
39 shall provide that any interest earned on payments
40 from the state during the state fiscal year shall be
41 remitted to the department and treated as recoveries to
42 offset the costs of the medical assistance program.

43 16. A portion of the funds appropriated in this
44 section may be transferred to the appropriation in this
45 division of this Act for medical contracts to be used
46 for administrative activities associated with the money
47 follows the person demonstration project.

48 17. Of the funds appropriated in this section,
49 \$349,011 shall be used for the administration of the
50 health insurance premium payment program, including

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1 salaries, support, maintenance, and miscellaneous
2 purposes.

3 18. a. The department may increase the amounts
4 allocated for salaries, support, maintenance, and
5 miscellaneous purposes associated with the medical
6 assistance program, as necessary, to implement cost
7 containment strategies. The department shall report
8 any such increase to the legislative services agency
9 and the department of management.

10 b. If the savings to the medical assistance program
11 from cost containment efforts exceed the cost for the
12 fiscal year beginning July 1, 2015, the department may
13 transfer any savings generated for the fiscal year due
14 to medical assistance program cost containment efforts
15 to the appropriation made in this division of this Act
16 for medical contracts or general administration to
17 defray the increased contract costs associated with
18 implementing such efforts.

19 c. The department of human services shall not
20 implement the cost containment measure as recommended
21 by the governor for the fiscal year beginning July 1,
22 2015, to reallocate funding for community-based systems

23 of care to instead support integrated health homes.

24 d. The department shall report the implementation
25 of any cost containment strategies under this
26 subsection to the individuals specified in this
27 division of this Act for submission of reports on a
28 quarterly basis.

29 19. For the fiscal year beginning July 1, 2015,
30 and ending June 30, 2016, the replacement generation
31 tax revenues required to be deposited in the property
32 tax relief fund pursuant to section 437A.8, subsection
33 4, paragraph “d”, and section 437A.15, subsection
34 3, paragraph “f”, shall instead be credited to and
35 supplement the appropriation made in this section and
36 used for the allocations made in this section.

37 20. The department shall continue to administer the
38 state balancing incentive payments program as specified
39 in 2012 Iowa Acts, chapter 1133, section 14.

40 21. a. Of the funds appropriated in this section,
41 \$900,000 shall be used for continued implementation
42 of the children’s mental health home project proposed
43 by the department of human services and reported to
44 the general assembly’s mental health and disability
45 services study committee in December 2011. Of this
46 amount, up to \$50,000 may be transferred by the
47 department to the appropriation made in this division
48 of this Act to the department for the same fiscal year
49 for general administration to be used for associated
50 administrative expenses and for not more than one

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1 full-time equivalent position, in addition to those
2 authorized for the same fiscal year, to be assigned to
3 implementing the project.

4 b. Of the funds appropriated in this section, up to
5 \$400,000 may be transferred by the department to the
6 appropriation made to the department in this division
7 of this Act for the same fiscal year for Medicaid
8 program-related general administration planning and
9 implementation activities. The funds may be used for
10 contracts or for personnel in addition to the amounts
11 appropriated for and the positions authorized for
12 general administration for the fiscal year.

13 c. Of the funds appropriated in this section, up
14 to \$3,000,000 may be transferred by the department to
15 the appropriations made in this division of this Act
16 for the same fiscal year for general administration or
17 medical contracts to be used to support the development
18 and implementation of standardized assessment tools
19 for persons with mental illness, an intellectual
20 disability, a developmental disability, or a brain
21 injury.

22 22. Of the funds appropriated in this section,
23 \$250,000 shall be used for lodging expenses associated
24 with care provided at the university of Iowa hospitals
25 and clinics for patients with cancer whose travel
26 distance is 30 miles or more and whose income is at
27 or below 200 percent of the federal poverty level as
28 defined by the most recently revised poverty income
29 guidelines published by the United States department
30 of health and human services. The department of
31 human services shall establish the maximum number
32 of overnight stays and the maximum rate reimbursed
33 for overnight lodging, which may be based on the
34 state employee rate established by the department
35 of administrative services. The funds allocated in
36 this subsection shall not be used as nonfederal share
37 matching funds.

38 23. The department of human services shall adopt
39 rules to provide for coverage of telehealth under
40 the Medicaid program. The rules shall provide that
41 in-person contact between a health care professional
42 and a patient is not required as a prerequisite for
43 payment for services appropriately provided through
44 telehealth in accordance with generally accepted
45 health care practices and standards prevailing in the
46 applicable professional community at the time the
47 services are provided. Health care services provided
48 through in-person consultations or through telehealth
49 shall be treated as equivalent services for the
50 purposes of reimbursement.

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1 24. a. For inpatient and outpatient services
2 provided by hospitals on or after July 1, 2015, the
3 department of human services shall recalculate and
4 prospectively apply an updated cost-to-charge ratio
5 upon the request of a hospital to implement price or
6 charge reductions, if all of the following criteria are
7 met:

8 (1) The recalculation of an updated cost-to-charge
9 ratio is budget neutral to the state funding amount
10 appropriated for the respective fiscal year and
11 maintains budget neutral payments or revenue to all
12 hospitals.

13 (2) The hospital requesting the price or charge
14 reduction submits a proforma cost report and charge
15 master that reflects the anticipated cost-to-charge
16 reduction.

17 b. Based upon the proforma cost report submitted
18 by the requesting hospital, the department of human
19 services shall prospectively apply the recalculated
20 cost-to-charge ratio as appropriate to submitted claims

21 for health care services.

22 25. The department of human services may adopt
 23 emergency rules as necessary for the governor's
 24 Medicaid modernization initiative to be implemented
 25 beginning January 1, 2016.

26 Sec. 13. MEDICAL CONTRACTS. There is appropriated
 27 from the general fund of the state to the department of
 28 human services for the fiscal year beginning July 1,
 29 2015, and ending June 30, 2016, the following amount,
 30 or so much thereof as is necessary, to be used for the
 31 purpose designated:

32 For medical contracts:

33 \$ 20,613,964

34 1. The department of inspections and appeals
 35 shall provide all state matching funds for survey and
 36 certification activities performed by the department
 37 of inspections and appeals. The department of human
 38 services is solely responsible for distributing the
 39 federal matching funds for such activities.

40 2. Of the funds appropriated in this section,
 41 \$50,000 shall be used for continuation of home and
 42 community-based services waiver quality assurance
 43 programs, including the review and streamlining of
 44 processes and policies related to oversight and quality
 45 management to meet state and federal requirements.

46 3. Of the amount appropriated in this section, up
 47 to \$200,000 may be transferred to the appropriation for
 48 general administration in this division of this Act to
 49 be used for additional full-time equivalent positions
 50 in the development of key health initiatives such as

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1 cost containment, development and oversight of managed
 2 care programs, and development of health strategies
 3 targeted toward improved quality and reduced costs in
 4 the Medicaid program.

5 4. Of the funds appropriated in this section,
 6 \$1,000,000 shall be used for planning and development,
 7 in cooperation with the department of public health,
 8 of a phased-in program to provide a dental home for
 9 children.

10 5. Of the funds appropriated in this section,
 11 \$3,000,000 shall be used for the autism support program
 12 created in chapter 225D, with the exception of the
 13 following amounts of this allocation which shall be
 14 used as follows:

15 a. Of the funds allocated in this subsection,
 16 \$1,000,000 shall be deposited in the board-certified
 17 behavior analyst and board-certified assistant behavior
 18 analyst grants program fund created in section 135.181,
 19 as enacted in this Act, to be used for the purposes of

20 the fund.

21 b. Of the funds allocated in this subsection,
22 \$25,000 shall be used for the public purpose of
23 continuation of a grant to a child welfare services
24 provider headquartered in a county with a population
25 between 205,000 and 215,000 in the latest certified
26 federal census that provides multiple services
27 including but not limited to a psychiatric medical
28 institution for children, shelter, residential
29 treatment, after school programs, school-based
30 programming, and an Asperger’s syndrome program, to
31 be used for support services for children with autism
32 spectrum disorder and their families.

33 c. Of the funds allocated in this subsection,
34 \$25,000 shall be used for the public purpose of
35 continuing a grant to a hospital-based provider
36 headquartered in a county with a population between
37 90,000 and 95,000 in the latest certified federal
38 census that provides multiple services including but
39 not limited to diagnostic, therapeutic, and behavioral
40 services to individuals with autism spectrum disorder
41 across one’s lifespan. The grant recipient shall
42 utilize the funds to continue the pilot project to
43 determine the necessary support services for children
44 with autism spectrum disorder and their families to
45 be included in the children’s disabilities services
46 system. The grant recipient shall submit findings and
47 recommendations based upon the results of the pilot
48 project to the individuals specified in this division
49 of this Act for submission of reports by December 31,
50 2015.

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1 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

2 1. There is appropriated from the general fund of
3 the state to the department of human services for the
4 fiscal year beginning July 1, 2015, and ending June 30,
5 2016, the following amount, or so much thereof as is
6 necessary, to be used for the purpose designated:

7 For the state supplementary assistance program:
8 \$ 11,841,351

9 2. The department shall increase the personal needs
10 allowance for residents of residential care facilities
11 by the same percentage and at the same time as federal
12 supplemental security income and federal social
13 security benefits are increased due to a recognized
14 increase in the cost of living. The department may
15 adopt emergency rules to implement this subsection.

16 3. If during the fiscal year beginning July 1,
17 2015, the department projects that state supplementary
18 assistance expenditures for a calendar year will not

19 meet the federal pass-through requirement specified
 20 in Tit. XVI of the federal Social Security Act,
 21 section 1618, as codified in 42 U.S.C. §1382g,
 22 the department may take actions including but not
 23 limited to increasing the personal needs allowance
 24 for residential care facility residents and making
 25 programmatic adjustments or upward adjustments of the
 26 residential care facility or in-home health-related
 27 care reimbursement rates prescribed in this division of
 28 this Act to ensure that federal requirements are met.
 29 In addition, the department may make other programmatic
 30 and rate adjustments necessary to remain within the
 31 amount appropriated in this section while ensuring
 32 compliance with federal requirements. The department
 33 may adopt emergency rules to implement the provisions
 34 of this subsection.

35 Sec. 15. CHILDREN'S HEALTH INSURANCE
 36 PROGRAM. There is appropriated from the general
 37 fund of the state to the department of human services
 38 for the fiscal year beginning July 1, 2015, and ending
 39 June 30, 2016, the following amount, or so much thereof
 40 as is necessary, to be used for the purpose designated:

41 For maintenance of the healthy and well kids in Iowa
 42 (hawk-i) program pursuant to chapter 514I, including
 43 supplemental dental services, for receipt of federal
 44 financial participation under Tit. XXI of the federal
 45 Social Security Act, which creates the children's
 46 health insurance program:

47 \$ 20,010,344

48 Sec. 16. CHILD CARE ASSISTANCE. There is
 49 appropriated from the general fund of the state to
 50 the department of human services for the fiscal year

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1 beginning July 1, 2015, and ending June 30, 2016, the
 2 following amount, or so much thereof as is necessary,
 3 to be used for the purpose designated:

4 For child care programs:
 5 \$ 48,608,668

6 1. Of the funds appropriated in this section,
 7 \$40,889,241 shall be used for state child care
 8 assistance in accordance with section 237A.13.

9 2. Nothing in this section shall be construed or
 10 is intended as or shall imply a grant of entitlement
 11 for services to persons who are eligible for assistance
 12 due to an income level consistent with the waiting
 13 list requirements of section 237A.13. Any state
 14 obligation to provide services pursuant to this section
 15 is limited to the extent of the funds appropriated in
 16 this section.

17 3. Of the funds appropriated in this section,

18 \$432,453 is allocated for the statewide grant program
19 for child care resource and referral services under
20 section 237A.26. A list of the registered and licensed
21 child care facilities operating in the area served by a
22 child care resource and referral service shall be made
23 available to the families receiving state child care
24 assistance in that area.

25 4. Of the funds appropriated in this section,
26 \$936,974 is allocated for child care quality
27 improvement initiatives including but not limited to
28 the voluntary quality rating system in accordance with
29 section 237A.30.

30 5. Of the funds appropriated in this section,
31 \$6,350,000 shall be credited to the early childhood
32 programs grants account in the early childhood Iowa
33 fund created in section 256I.11. The moneys shall
34 be distributed for funding of community-based early
35 childhood programs targeted to children from birth
36 through five years of age developed by early childhood
37 Iowa areas in accordance with approved community plans
38 as provided in section 256I.8.

39 6. The department may use any of the funds
40 appropriated in this section as a match to obtain
41 federal funds for use in expanding child care
42 assistance and related programs. For the purpose of
43 expenditures of state and federal child care funding,
44 funds shall be considered obligated at the time
45 expenditures are projected or are allocated to the
46 department's service areas. Projections shall be based
47 on current and projected caseload growth, current and
48 projected provider rates, staffing requirements for
49 eligibility determination and management of program
50 requirements including data systems management,

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1 staffing requirements for administration of the
2 program, contractual and grant obligations and any
3 transfers to other state agencies, and obligations for
4 decategorization or innovation projects.

5 7. A portion of the state match for the federal
6 child care and development block grant shall be
7 provided as necessary to meet federal matching
8 funds requirements through the state general fund
9 appropriation made for child development grants and
10 other programs for at-risk children in section 279.51.

11 8. If a uniform reduction ordered by the governor
12 under section 8.31 or other operation of law,
13 transfer, or federal funding reduction reduces the
14 appropriation made in this section for the fiscal year,
15 the percentage reduction in the amount paid out to or
16 on behalf of the families participating in the state

17 child care assistance program shall be equal to or
 18 less than the percentage reduction made for any other
 19 purpose payable from the appropriation made in this
 20 section and the federal funding relating to it. The
 21 percentage reduction to the other allocations made in
 22 this section shall be the same as the uniform reduction
 23 ordered by the governor or the percentage change of the
 24 federal funding reduction, as applicable. If there is
 25 an unanticipated increase in federal funding provided
 26 for state child care assistance, the entire amount
 27 of the increase shall be used for state child care
 28 assistance payments. If the appropriations made for
 29 purposes of the state child care assistance program for
 30 the fiscal year are determined to be insufficient, it
 31 is the intent of the general assembly to appropriate
 32 sufficient funding for the fiscal year in order to
 33 avoid establishment of waiting list requirements.

34 9. Notwithstanding section 8.33, moneys advanced
 35 for purposes of the programs developed by early
 36 childhood Iowa areas, advanced for purposes of
 37 wraparound child care, or received from the federal
 38 appropriations made for the purposes of this section
 39 that remain unencumbered or unobligated at the close
 40 of the fiscal year shall not revert to any fund but
 41 shall remain available for expenditure for the purposes
 42 designated until the close of the succeeding fiscal
 43 year.

44 Sec. 17. JUVENILE INSTITUTIONS. There is
 45 appropriated from the general fund of the state to
 46 the department of human services for the fiscal year
 47 beginning July 1, 2015, and ending June 30, 2016, the
 48 following amounts, or so much thereof as is necessary,
 49 to be used for the purposes designated:

50 1. For the costs of security, building and grounds

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1	maintenance, utilities, salary, and support for		
2	the facilities located at the Iowa juvenile home at		
3	Toledo and for salaries, support, maintenance, and		
4	miscellaneous purposes, and for not more than the		
5	following full-time equivalent positions:		
6	.....	\$	372,766
7	.....	FTEs	2.00
8	2. For operation of the state training school at		
9	Eldora and for salaries, support, maintenance, and		
10	miscellaneous purposes, and for not more than the		
11	following full-time equivalent positions:		
12	.....	\$	11,941,330
13	.....	FTEs	169.30
14	Of the funds appropriated in this subsection,		
15	\$91,150 shall be used for distribution to licensed		

16 classroom teachers at this and other institutions under
17 the control of the department of human services based
18 upon the average student yearly enrollment at each
19 institution as determined by the department.

20 Sec. 18. CHILD AND FAMILY SERVICES.

21 1. There is appropriated from the general fund of
22 the state to the department of human services for the
23 fiscal year beginning July 1, 2015, and ending June 30,
24 2016, the following amount, or so much thereof as is
25 necessary, to be used for the purpose designated:

26 For child and family services:

27 \$ 86,128,726

28 2. Up to \$5,200,000 of the amount of federal
29 temporary assistance for needy families block grant
30 funding appropriated in this division of this Act for
31 child and family services shall be made available for
32 purposes of juvenile delinquent graduated sanction
33 services.

34 3. The department may transfer funds appropriated
35 in this section as necessary to pay the nonfederal
36 costs of services reimbursed under the medical
37 assistance program, state child care assistance
38 program, or the family investment program which are
39 provided to children who would otherwise receive
40 services paid under the appropriation in this section.
41 The department may transfer funds appropriated in this
42 section to the appropriations made in this division
43 of this Act for general administration and for field
44 operations for resources necessary to implement and
45 operate the services funded in this section.

46 4. a. Of the funds appropriated in this section,
47 up to \$35,821,786 is allocated as the statewide
48 expenditure target under section 232.143 for group
49 foster care maintenance and services. If the
50 department projects that such expenditures for the

1 fiscal year will be less than the target amount
2 allocated in this paragraph "a", the department may
3 reallocate the excess to provide additional funding for
4 shelter care or the child welfare emergency services
5 addressed with the allocation for shelter care.

6 b. If at any time after September 30, 2015,
7 annualization of a service area's current expenditures
8 indicates a service area is at risk of exceeding its
9 group foster care expenditure target under section
10 232.143 by more than 5 percent, the department and
11 juvenile court services shall examine all group
12 foster care placements in that service area in order
13 to identify those which might be appropriate for
14 termination. In addition, any aftercare services

15 believed to be needed for the children whose
16 placements may be terminated shall be identified. The
17 department and juvenile court services shall initiate
18 action to set dispositional review hearings for the
19 placements identified. In such a dispositional review
20 hearing, the juvenile court shall determine whether
21 needed aftercare services are available and whether
22 termination of the placement is in the best interest of
23 the child and the community.

24 5. In accordance with the provisions of section
25 232.188, the department shall continue the child
26 welfare and juvenile justice funding initiative during
27 fiscal year 2015–2016. Of the funds appropriated in
28 this section, \$1,717,753 is allocated specifically
29 for expenditure for fiscal year 2015–2016 through the
30 decategorization services funding pools and governance
31 boards established pursuant to section 232.188.

32 6. A portion of the funds appropriated in this
33 section may be used for emergency family assistance
34 to provide other resources required for a family
35 participating in a family preservation or reunification
36 project or successor project to stay together or to be
37 reunified.

38 7. Notwithstanding section 234.35 or any other
39 provision of law to the contrary, state funding for
40 shelter care and the child welfare emergency services
41 contracting implemented to provide for or prevent the
42 need for shelter care shall be limited to \$7,684,261.

43 8. Federal funds received by the state during
44 the fiscal year beginning July 1, 2015, as the
45 result of the expenditure of state funds appropriated
46 during a previous state fiscal year for a service or
47 activity funded under this section are appropriated
48 to the department to be used as additional funding
49 for services and purposes provided for under this
50 section. Notwithstanding section 8.33, moneys

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1 received in accordance with this subsection that remain
2 unencumbered or unobligated at the close of the fiscal
3 year shall not revert to any fund but shall remain
4 available for the purposes designated until the close
5 of the succeeding fiscal year.

6 9. a. Of the funds appropriated in this section,
7 up to \$3,290,000 is allocated for the payment of
8 the expenses of court-ordered services provided to
9 juveniles who are under the supervision of juvenile
10 court services, which expenses are a charge upon
11 the state pursuant to section 232.141, subsection
12 4. Of the amount allocated in this paragraph “a”,
13 up to \$1,556,287 shall be made available to provide

14 school-based supervision of children adjudicated under
15 chapter 232, of which not more than \$15,000 may be used
16 for the purpose of training. A portion of the cost of
17 each school-based liaison officer shall be paid by the
18 school district or other funding source as approved by
19 the chief juvenile court officer.

20 b. Of the funds appropriated in this section, up to
21 \$748,985 is allocated for the payment of the expenses
22 of court-ordered services provided to children who are
23 under the supervision of the department, which expenses
24 are a charge upon the state pursuant to section
25 232.141, subsection 4.

26 c. Notwithstanding section 232.141 or any other
27 provision of law to the contrary, the amounts allocated
28 in this subsection shall be distributed to the
29 judicial districts as determined by the state court
30 administrator and to the department's service areas
31 as determined by the administrator of the department
32 of human services' division of child and family
33 services. The state court administrator and the
34 division administrator shall make the determination of
35 the distribution amounts on or before June 15, 2015.

36 d. Notwithstanding chapter 232 or any other
37 provision of law to the contrary, a district or
38 juvenile court shall not order any service which is
39 a charge upon the state pursuant to section 232.141
40 if there are insufficient court-ordered services
41 funds available in the district court or departmental
42 service area distribution amounts to pay for the
43 service. The chief juvenile court officer and the
44 departmental service area manager shall encourage use
45 of the funds allocated in this subsection such that
46 there are sufficient funds to pay for all court-related
47 services during the entire year. The chief juvenile
48 court officers and departmental service area managers
49 shall attempt to anticipate potential surpluses and
50 shortfalls in the distribution amounts and shall

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1 cooperatively request the state court administrator
2 or division administrator to transfer funds between
3 the judicial districts' or departmental service areas'
4 distribution amounts as prudent.

5 e. Notwithstanding any provision of law to the
6 contrary, a district or juvenile court shall not order
7 a county to pay for any service provided to a juvenile
8 pursuant to an order entered under chapter 232 which
9 is a charge upon the state under section 232.141,
10 subsection 4.

11 f. Of the funds allocated in this subsection, not
12 more than \$83,000 may be used by the judicial branch

13 for administration of the requirements under this
 14 subsection.

15 g. Of the funds allocated in this subsection,
 16 \$17,000 shall be used by the department of human
 17 services to support the interstate commission for
 18 juveniles in accordance with the interstate compact for
 19 juveniles as provided in section 232.173.

20 10. Of the funds appropriated in this section,
 21 \$8,053,227 is allocated for juvenile delinquent
 22 graduated sanctions services. Any state funds saved as
 23 a result of efforts by juvenile court services to earn
 24 a federal Tit. IV-E match for juvenile court services
 25 administration may be used for the juvenile delinquent
 26 graduated sanctions services.

27 11. Of the funds appropriated in this section,
 28 \$1,608,285 is transferred to the department of public
 29 health to be used for the child protection center grant
 30 program for child protection centers located in Iowa
 31 in accordance with section 135.118. The grant amounts
 32 under the program shall be equalized so that each
 33 center receives a uniform base amount of \$245,000, and
 34 the remaining funds shall be awarded through a funding
 35 formula based upon the volume of children served.

36 12. If the department receives federal approval
 37 to implement a waiver under Tit. IV-E of the federal
 38 Social Security Act to enable providers to serve
 39 children who remain in the children's families and
 40 communities, for purposes of eligibility under the
 41 medical assistance program through 25 years of age,
 42 children who participate in the waiver shall be
 43 considered to be placed in foster care.

44 13. Of the funds appropriated in this section,
 45 \$4,025,167 is allocated for the preparation for adult
 46 living program pursuant to section 234.46.

47 14. Of the funds appropriated in this section,
 48 \$520,150 shall be used for juvenile drug courts.
 49 The amount allocated in this subsection shall be
 50 distributed as follows:

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1	To the judicial branch for salaries to assist with	
2	the operation of juvenile drug court programs operated	
3	in the following jurisdictions:	
4	a. Marshall county:	
5	.....	\$ 62,708
6	b. Woodbury county:	
7	.....	\$ 125,682
8	c. Polk county:	
9	.....	\$ 195,892
10	d. The third judicial district:	
11	.....	\$ 67,934

12 e. The eighth judicial district:

13 \$

67,934

14 15. Of the funds appropriated in this section,
15 \$227,337 shall be used for the public purpose of
16 continuing a grant to a nonprofit human services
17 organization providing services to individuals and
18 families in multiple locations in southwest Iowa and
19 Nebraska for support of a project providing immediate,
20 sensitive support and forensic interviews, medical
21 exams, needs assessments, and referrals for victims of
22 child abuse and their nonoffending family members.

23 16. Of the funds appropriated in this section,
24 \$300,620 is allocated for the foster care youth council
25 approach of providing a support network to children
26 placed in foster care.

27 17. Of the funds appropriated in this section,
28 \$202,000 is allocated for use pursuant to section
29 235A.1 for continuation of the initiative to address
30 child sexual abuse implemented pursuant to 2007 Iowa
31 Acts, chapter 218, section 18, subsection 21.

32 18. Of the funds appropriated in this section,
33 \$630,240 is allocated for the community partnership for
34 child protection sites.

35 19. Of the funds appropriated in this section,
36 \$371,250 is allocated for the department's minority
37 youth and family projects under the redesign of the
38 child welfare system.

39 20. Of the funds appropriated in this section,
40 \$1,109,947 is allocated for funding of the community
41 circle of care collaboration for children and youth in
42 northeast Iowa.

43 21. Of the funds appropriated in this section,
44 at least \$147,158 shall be used for the continuation
45 of the child welfare provider training academy, a
46 collaboration between the coalition for family and
47 children's services in Iowa and the department.

48 22. Of the funds appropriated in this section,
49 \$211,872 shall be used for continuation of the central
50 Iowa system of care program grant through June 30,

1 2016.
2 23. Of the funds appropriated in this section,
3 \$135,000 shall be used for the public purpose of the
4 continuation and expansion of a system of care program
5 grant implemented in Cerro Gordo and Linn counties
6 to utilize a comprehensive and long-term approach
7 for helping children and families by addressing the
8 key areas in a child's life of childhood basic needs,
9 education and work, family, and community.
10 24. Of the funds appropriated in this section,

11 at least \$25,000 shall be used to continue and to
12 expand the foster care respite pilot program in which
13 postsecondary students in social work and other human
14 services-related programs receive experience by
15 assisting family foster care providers with respite and
16 other support.

17 25. Of the funds appropriated in this section,
18 \$110,000 shall be used for the public purpose of
19 funding community-based services and other supports
20 with a system of care approach for children with a
21 serious emotional disturbance and their families
22 through a nonprofit provider of child welfare services
23 that has been in existence for more than 115 years,
24 is located in a county with a population of more
25 than 200,000 but less than 220,000 according to the
26 latest census information issued by the United States
27 census bureau, is licensed as a psychiatric medical
28 institution for children, and was a system of care
29 grantee prior to July 1, 2015.

30 Sec. 19. ADOPTION SUBSIDY.

31 1. There is appropriated from the general fund of
32 the state to the department of human services for the
33 fiscal year beginning July 1, 2015, and ending June 30,
34 2016, the following amount, or so much thereof as is
35 necessary, to be used for the purpose designated:

36 For adoption subsidy payments and services:
37 \$ 42,998,286

38 2. The department may transfer funds appropriated
39 in this section to the appropriation made in this
40 division of this Act for general administration for
41 costs paid from the appropriation relating to adoption
42 subsidy.

43 3. Federal funds received by the state during the
44 fiscal year beginning July 1, 2015, as the result of
45 the expenditure of state funds during a previous state
46 fiscal year for a service or activity funded under
47 this section are appropriated to the department to
48 be used as additional funding for the services and
49 activities funded under this section. Notwithstanding
50 section 8.33, moneys received in accordance with this

1 subsection that remain unencumbered or unobligated at
2 the close of the fiscal year shall not revert to any
3 fund but shall remain available for expenditure for the
4 purposes designated until the close of the succeeding
5 fiscal year.

6 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys
7 deposited in the juvenile detention home fund
8 created in section 232.142 during the fiscal year
9 beginning July 1, 2015, and ending June 30, 2016, are

10 appropriated to the department of human services for
 11 the fiscal year beginning July 1, 2015, and ending
 12 June 30, 2016, for distribution of an amount equal
 13 to a percentage of the costs of the establishment,
 14 improvement, operation, and maintenance of county or
 15 multicounty juvenile detention homes in the fiscal
 16 year beginning July 1, 2014. Moneys appropriated for
 17 distribution in accordance with this section shall be
 18 allocated among eligible detention homes, prorated on
 19 the basis of an eligible detention home's proportion
 20 of the costs of all eligible detention homes in the
 21 fiscal year beginning July 1, 2014. The percentage
 22 figure shall be determined by the department based on
 23 the amount available for distribution for the fund.
 24 Notwithstanding section 232.142, subsection 3, the
 25 financial aid payable by the state under that provision
 26 for the fiscal year beginning July 1, 2015, shall be
 27 limited to the amount appropriated for the purposes of
 28 this section.

29 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

30 1. There is appropriated from the general fund of
 31 the state to the department of human services for the
 32 fiscal year beginning July 1, 2015, and ending June 30,
 33 2016, the following amount, or so much thereof as is
 34 necessary, to be used for the purpose designated:

35 For the family support subsidy program subject
 36 to the enrollment restrictions in section 225C.37,
 37 subsection 3:

38 \$ 1,073,932

39 2. The department shall use at least \$641,500 of
 40 the moneys appropriated in this section for the family
 41 support center component of the comprehensive family
 42 support program under section 225C.47. Not more than
 43 \$25,000 of the amount allocated in this subsection
 44 shall be used for administrative costs.

45 3. If at any time during the fiscal year, the
 46 amount of funding available for the family support
 47 subsidy program is reduced from the amount initially
 48 used to establish the figure for the number of family
 49 members for whom a subsidy is to be provided at any one
 50 time during the fiscal year, notwithstanding section

1 225C.38, subsection 2, the department shall revise the
 2 figure as necessary to conform to the amount of funding
 3 available.

4 Sec. 22. CONNER DECREE. There is appropriated from
 5 the general fund of the state to the department of
 6 human services for the fiscal year beginning July 1,
 7 2015, and ending June 30, 2016, the following amount,
 8 or so much thereof as is necessary, to be used for the

9 purpose designated:
 10 For building community capacity through the
 11 coordination and provision of training opportunities
 12 in accordance with the consent decree of Conner v.
 13 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):
 14 \$ 33,632
 15 Sec. 23. MENTAL HEALTH INSTITUTES.
 16 1. There is appropriated from the general fund of
 17 the state to the department of human services for the
 18 fiscal year beginning July 1, 2015, and ending June 30,
 19 2016, the following amounts, or so much thereof as is
 20 necessary, to be used for the purposes designated:
 21 a. For the state mental health institute at
 22 Cherokee for salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 5,545,616
 26 FTEs 169.20
 27 b. For the state mental health institute at
 28 Independence for salaries, support, maintenance, and
 29 miscellaneous purposes, and for not more than the
 30 following full-time equivalent positions:
 31 \$ 10,324,209
 32 FTEs 233.00
 33 c. For the state mental health institute at
 34 Clarinda for salaries, support, maintenance, and
 35 miscellaneous purposes, and for not more than the
 36 following full-time equivalent positions:
 37 \$ 1,810,000
 38 FTEs 58.00
 39 Moneys appropriated in this paragraph “c” shall be
 40 used to operate a 15-bed acute inpatient psychiatric
 41 program that shall operate through December 15, 2015.
 42 In addition, moneys in this paragraph “c” shall be used
 43 to operate a six-bed geropsychiatric program that shall
 44 operate through December 15, 2015, or until appropriate
 45 alternative treatment services that meet the needs of
 46 the current geropsychiatric program residents can be
 47 secured, whichever is earlier.
 48 d. For the state mental health institute at Mount
 49 Pleasant for salaries, support, maintenance, and
 50 miscellaneous purposes, and for not more than the

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1 following full-time equivalent positions:
 2 \$ 1,040,000
 3 FTEs 33.00
 4 Moneys appropriated in this paragraph “d” shall be
 5 used to operate a 50-bed substance abuse residential
 6 treatment program that shall operate through December
 7 15, 2015.

8 2. The department of human services shall work
 9 with key stakeholders to determine the feasibility
 10 of allowing a private provider to operate a crisis
 11 residential services program or a subacute mental
 12 health services program at the Clarinda campus on or
 13 after January 1, 2016.

14 3. The department of public health shall work
 15 with key stakeholders to select a private provider to
 16 operate a dual diagnosis and residential treatment
 17 services program at the Mount Pleasant campus on or
 18 after January 1, 2016.

19 Sec. 24. STATE RESOURCE CENTERS.

20 1. There is appropriated from the general fund of
 21 the state to the department of human services for the
 22 fiscal year beginning July 1, 2015, and ending June 30,
 23 2016, the following amounts, or so much thereof as is
 24 necessary, to be used for the purposes designated:

25 a. For the state resource center at Glenwood for	
26 salaries, support, maintenance, and miscellaneous	
27 purposes:	
28	\$ 21,524,482
29 b. For the state resource center at Woodward for	
30 salaries, support, maintenance, and miscellaneous	
31 purposes:	
32	\$ 14,583,806

33 2. The department may continue to bill for state
 34 resource center services utilizing a scope of services
 35 approach used for private providers of intermediate
 36 care facilities for persons with an intellectual
 37 disability services, in a manner which does not shift
 38 costs between the medical assistance program, counties,
 39 or other sources of funding for the state resource
 40 centers.

41 3. The state resource centers may expand the
 42 time-limited assessment and respite services during the
 43 fiscal year.

44 4. If the department's administration and the
 45 department of management concur with a finding by a
 46 state resource center's superintendent that projected
 47 revenues can reasonably be expected to pay the salary
 48 and support costs for a new employee position, or
 49 that such costs for adding a particular number of new
 50 positions for the fiscal year would be less than the

1 overtime costs if new positions would not be added, the
 2 superintendent may add the new position or positions.
 3 If the vacant positions available to a resource center
 4 do not include the position classification desired to
 5 be filled, the state resource center's superintendent
 6 may reclassify any vacant position as necessary to

7 fill the desired position. The superintendents of the
8 state resource centers may, by mutual agreement, pool
9 vacant positions and position classifications during
10 the course of the fiscal year in order to assist one
11 another in filling necessary positions.

12 5. If existing capacity limitations are reached
13 in operating units, a waiting list is in effect
14 for a service or a special need for which a payment
15 source or other funding is available for the service
16 or to address the special need, and facilities for
17 the service or to address the special need can be
18 provided within the available payment source or other
19 funding, the superintendent of a state resource center
20 may authorize opening not more than two units or
21 other facilities and begin implementing the service
22 or addressing the special need during fiscal year
23 2015-2016.

24 Sec. 25. SEXUALLY VIOLENT PREDATORS.

25 1. There is appropriated from the general fund of
26 the state to the department of human services for the
27 fiscal year beginning July 1, 2015, and ending June 30,
28 2016, the following amount, or so much thereof as is
29 necessary, to be used for the purpose designated:

30 For costs associated with the commitment and
31 treatment of sexually violent predators in the unit
32 located at the state mental health institute at
33 Cherokee, including costs of legal services and
34 other associated costs, including salaries, support,
35 maintenance, and miscellaneous purposes, and for not
36 more than the following full-time equivalent positions:

37	\$	9,893,079
38	FTEs	132.50

39 2. Unless specifically prohibited by law, if the
40 amount charged provides for recoupment of at least
41 the entire amount of direct and indirect costs, the
42 department of human services may contract with other
43 states to provide care and treatment of persons placed
44 by the other states at the unit for sexually violent
45 predators at Cherokee. The moneys received under such
46 a contract shall be considered to be repayment receipts
47 and used for the purposes of the appropriation made in
48 this section.

49 Sec. 26. FIELD OPERATIONS. There is appropriated
50 from the general fund of the state to the department of

1 human services for the fiscal year beginning July 1,
2 2015, and ending June 30, 2016, the following amount,
3 or so much thereof as is necessary, to be used for the
4 purposes designated:

5 For field operations, including salaries, support,

6 maintenance, and miscellaneous purposes, and for not
 7 more than the following full-time equivalent positions:
 8 \$ 58,920,976
 9 FTEs 1,837.00

10 1. As a condition of this appropriation, the
 11 department shall make every possible effort to fill
 12 the entire number of positions authorized by this
 13 section and, unless specifically provided otherwise
 14 by an applicable collective bargaining agreement, the
 15 department is not subject to any approval requirement
 16 external to the department to fill a field operations
 17 vacancy within the number of full-time equivalent
 18 positions authorized by this section. The department
 19 shall report on the first of each month to the
 20 chairpersons and ranking members of the appropriations
 21 committees of the senate and house of representatives,
 22 and the persons designated by this Act for submission
 23 of reports concerning the status of filling the
 24 positions.

25 2. Priority in filling full-time equivalent
 26 positions shall be given to those positions related to
 27 child protection services and eligibility determination
 28 for low-income families.

29 Sec. 27. GENERAL ADMINISTRATION. There is
 30 appropriated from the general fund of the state to
 31 the department of human services for the fiscal year
 32 beginning July 1, 2015, and ending June 30, 2016, the
 33 following amount, or so much thereof as is necessary,
 34 to be used for the purpose designated:

35 For general administration, including salaries,
 36 support, maintenance, and miscellaneous purposes, and
 37 for not more than the following full-time equivalent
 38 positions:
 39 \$ 12,848,198
 40 FTEs 309.00

41 1. The department shall report at least monthly
 42 to the legislative services agency concerning the
 43 department's operational and program expenditures.

44 2. Of the funds appropriated in this section,
 45 \$150,000 shall be used to continue the contract for the
 46 provision of a program to provide technical assistance,
 47 support, and consultation to providers of habilitation
 48 services and home and community-based services waiver
 49 services for adults with disabilities under the medical
 50 assistance program.

1 3. Of the funds appropriated in this section,
 2 \$25,000 is transferred to the Iowa finance authority
 3 to be used for administrative support of the council
 4 on homelessness established in section 16.2D and for

5 the council to fulfill its duties in addressing and
6 reducing homelessness in the state.

7 4. Of the funds appropriated in this section,
8 \$250,000 is allocated to an Iowa food bank association
9 selected by the department for the purchase of food on
10 behalf of an Iowa emergency feeding organization or
11 for the distribution of moneys to the Iowa emergency
12 feeding organization for the purchase of food. The
13 moneys allocated in this subsection shall be allocated
14 only to the extent that the allocated moneys are
15 matched on a dollar-for-dollar basis. Notwithstanding
16 section 8.33, moneys allocated in this subsection that
17 remain unencumbered or unobligated at the close of the
18 fiscal year shall not revert but shall remain available
19 for expenditure for the purposes designated until the
20 close of the following fiscal year.

21 Sec. 28. VOLUNTEERS. There is appropriated from
22 the general fund of the state to the department of
23 human services for the fiscal year beginning July 1,
24 2015, and ending June 30, 2016, the following amount,
25 or so much thereof as is necessary, to be used for the
26 purpose designated:

27 For development and coordination of volunteer
28 services:
29 \$ 84,686

30 Sec. 29. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
31 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
32 UNDER THE DEPARTMENT OF HUMAN SERVICES.

33 1. a. (1) For the period beginning July 1, 2015,
34 and ending December 31, 2015, the total state funding
35 amount for the nursing facility budget shall not exceed
36 \$149,700,003. Beginning January 1, 2016, medical
37 assistance program managed care contractors shall be
38 responsible for nursing facility payments and aggregate
39 spending shall be limited to the actuarially sound
40 capitation rates in effect for that period.

41 (2) For the fiscal year beginning July 1, 2015,
42 the department shall rebase case-mix nursing facility
43 rates effective July 1, 2015. However, total nursing
44 facility budget expenditures, for the period beginning
45 July 1, 2015, and ending December 31, 2015, including
46 both case-mix and noncase-mix, shall not exceed the
47 amount specified in subparagraph (1). When calculating
48 case-mix per diem cost and the patient-day-weighted
49 medians used in rate-setting for nursing facilities
50 effective July 1, 2015, the inflation factor applied

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1 from the midpoint of the cost report period to the
2 first day of the state fiscal year rate period shall be
3 adjusted to maintain state funding within the amount
4 specified in subparagraph (1).

5 (3) The department, in cooperation with nursing
6 facility representatives, shall review projections for
7 state funding expenditures for reimbursement of nursing
8 facilities on a quarterly basis and the department
9 shall determine if an adjustment to the medical
10 assistance reimbursement rate is necessary in order to
11 provide reimbursement within the state funding amount
12 for the fiscal year. Notwithstanding 2001 Iowa Acts,
13 chapter 192, section 4, subsection 2, paragraph "c",
14 and subsection 3, paragraph "a", subparagraph (2), if
15 the state funding expenditures for the nursing facility
16 budget for the fiscal year are projected to exceed the
17 amount specified in subparagraph (1), the department
18 shall adjust the reimbursement for nursing facilities
19 reimbursed under the case-mix reimbursement system to
20 maintain expenditures of the nursing facility budget
21 within the specified amount for the fiscal year.

22 (4) For the fiscal year beginning July 1, 2015,
23 special population nursing facilities shall be
24 reimbursed in accordance with the methodology in effect
25 on June 30, 2015.

26 b. (1) For the fiscal year beginning July 1,
27 2015, the department shall establish the pharmacy
28 dispensing fee reimbursement at \$11.73 per prescription
29 as determined by the June 2014 cost of dispensing fee
30 survey.

31 (2) The department shall utilize an average
32 acquisition cost reimbursement methodology for all
33 drugs covered under the medical assistance program in
34 accordance with 2012 Iowa Acts, chapter 1133, section
35 33.

36 (3) Notwithstanding subparagraph (2), if the
37 centers for Medicare and Medicaid services of the
38 United States department of health and human services
39 (CMS) requires, as a condition of federal Medicaid
40 funding, that the department implement an aggregate
41 federal upper limit (FUL) for drug reimbursement
42 based on the average manufacturer's price (AMP), the
43 department may utilize a reimbursement methodology for
44 all drugs covered under the Medicaid program based on
45 the national average drug acquisition cost (NADAC)
46 methodology published by CMS, in order to assure
47 compliance with the aggregate FUL, minimize outcomes
48 of drug reimbursements below pharmacy acquisition
49 costs, limit administrative costs, and minimize any
50 change in the aggregate reimbursement for drugs. The

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1 department may adopt emergency rules to implement this
2 subparagraph.

3 c. (1) For the fiscal year beginning July 1, 2015,
4 reimbursement rates for outpatient hospital services
5 shall remain at the rates in effect on June 30, 2015,
6 subject to Medicaid program upper payment limit rules
7 and adjusted as necessary to maintain expenditures
8 within the amount appropriated to the department for
9 this purpose for the fiscal year.

10 (2) For the fiscal year beginning July 1, 2015,
11 reimbursement rates for inpatient hospital services
12 shall be rebased effective October 1, 2015, subject to
13 Medicaid program upper payment limit rules and adjusted
14 as necessary to maintain expenditures within the amount
15 appropriated to the department for this purpose for the
16 fiscal year.

17 (3) For the fiscal year beginning July 1, 2015,
18 the graduate medical education and disproportionate
19 share hospital fund amount shall remain at the amount
20 in effect on June 30, 2015, except that the portion of
21 the fund attributable to graduate medical education
22 shall be reduced in an amount that reflects the
23 elimination of graduate medical education payments made
24 to out-of-state hospitals.

25 (4) In order to ensure the efficient use of limited
26 state funds in procuring health care services for
27 low-income Iowans, funds appropriated in this Act for
28 hospital services shall not be used for activities
29 which would be excluded from a determination of
30 reasonable costs under the federal Medicare program
31 pursuant to 42 U.S.C. §1395x(v)(1)(N).

32 d. For the fiscal year beginning July 1, 2015,
33 reimbursement rates for rural health clinics, hospices,
34 and acute mental hospitals shall be increased in
35 accordance with increases under the federal Medicare
36 program or as supported by their Medicare audited
37 costs.

38 e. For the fiscal year beginning July 1, 2015,
39 independent laboratories and rehabilitation agencies
40 shall be reimbursed based on the same methodology in
41 effect on June 30, 2015.

42 f. (1) For the fiscal year beginning July 1, 2015,
43 reimbursement rates for home health agencies shall
44 continue to be based on the Medicare low utilization
45 payment adjustment (LUPA) methodology with state
46 geographic wage adjustments, updated to reflect the
47 most recent Medicare LUPA rates, and adjusted as
48 necessary to maintain expenditures within the amount
49 appropriated to the department for this purpose for the
50 fiscal year.

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- 1 (2) For the fiscal year beginning July 1, 2015,
2 rates for private duty nursing and personal care
3 services under the early and periodic screening,
4 diagnostic, and treatment program benefit shall be
5 calculated based on the methodology in effect on June
6 30, 2015.
- 7 g. For the fiscal year beginning July 1, 2015,
8 federally qualified health centers shall receive
9 cost-based reimbursement for 100 percent of the
10 reasonable costs for the provision of services to
11 recipients of medical assistance.
- 12 h. For the fiscal year beginning July 1, 2015, the
13 reimbursement rates for dental services shall remain at
14 the rates in effect on June 30, 2015.
- 15 i. (1) For the fiscal year beginning July 1, 2015,
16 for the nonstate-owned psychiatric medical institutions
17 for children, reimbursement rates shall be based on the
18 reimbursement methodology developed by the department
19 as required for federal compliance.
- 20 (2) As a condition of participation in the medical
21 assistance program, enrolled providers shall accept the
22 medical assistance reimbursement rate for any covered
23 goods or services provided to recipients of medical
24 assistance who are children under the custody of a
25 psychiatric medical institution for children.
- 26 j. For the fiscal year beginning July 1,
27 2015, unless otherwise specified in this Act,
28 all noninstitutional medical assistance provider
29 reimbursement rates shall remain at the rates in effect
30 on June 30, 2015, except for area education agencies,
31 local education agencies, infant and toddler services
32 providers, home and community-based services providers
33 including consumer-directed attendant care providers
34 under a section 1915(c) or 1915(i) waiver, targeted
35 case management providers, and those providers whose
36 rates are required to be determined pursuant to section
37 249A.20.
- 38 k. Notwithstanding any provision to the contrary,
39 for the fiscal year beginning July 1, 2015, the
40 reimbursement rate for anesthesiologists shall remain
41 at the rate in effect on June 30, 2015.
- 42 l. Notwithstanding section 249A.20, for the fiscal
43 year beginning July 1, 2015, the average reimbursement
44 rate for health care providers eligible for use of the
45 federal Medicare resource-based relative value scale
46 reimbursement methodology under section 249A.20 shall
47 remain at the rate in effect on June 30, 2015; however,
48 this rate shall not exceed the maximum level authorized
49 by the federal government.
- 50 m. For the fiscal year beginning July 1, 2015, the

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- 1 reimbursement rate for residential care facilities
2 shall not be less than the minimum payment level as
3 established by the federal government to meet the
4 federally mandated maintenance of effort requirement.
5 The flat reimbursement rate for facilities electing not
6 to file annual cost reports shall not be less than the
7 minimum payment level as established by the federal
8 government to meet the federally mandated maintenance
9 of effort requirement.
- 10 n. For the fiscal year beginning July 1, 2015,
11 the reimbursement rates for inpatient mental health
12 services provided at hospitals shall be rebased
13 effective October 1, 2015, subject to Medicaid program
14 upper payment limit rules, and adjusted as necessary to
15 maintain expenditures within the amount appropriated to
16 the department for this purpose for the fiscal year;
17 and psychiatrists shall be reimbursed at the medical
18 assistance program fee-for-service rate in effect on
19 June 30, 2015.
- 20 o. For the fiscal year beginning July 1, 2015,
21 community mental health centers may choose to be
22 reimbursed for the services provided to recipients of
23 medical assistance through either of the following
24 options:
- 25 (1) For 100 percent of the reasonable costs of the
26 services.
- 27 (2) In accordance with the alternative
28 reimbursement rate methodology established by the
29 medical assistance program's managed care contractor
30 for mental health services and approved by the
31 department of human services.
- 32 p. For the fiscal year beginning July 1, 2015,
33 the upper limits on reimbursement rates for providers
34 of home and community-based services waiver services
35 shall be the same as the limits in effect on June 30,
36 2015, except that the department shall implement cost
37 containment strategies related to modified payment
38 limits for waiver services as recommended by the
39 governor for the fiscal year.
- 40 q. For the fiscal year beginning July 1, 2015,
41 the reimbursement rates for emergency medical service
42 providers shall remain at the rates in effect on June
43 30, 2015.
- 44 r. Beginning January 1, 2016, reimbursement rates
45 for supported employment services provided under a
46 Medicaid home and community-based services waiver shall
47 be increased by 20 percent over the rates in effect on
48 June 30, 2015.
- 49 s. For the fiscal year beginning July 1, 2015,
50 reimbursement rates for substance-related disorder

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1 treatment programs licensed under section 125.13 shall
2 be increased by 3 percent over the rates in effect on
3 June 30, 2015.

4 2. For the fiscal year beginning July 1, 2015, the
5 reimbursement rate for providers reimbursed under the
6 in-home-related care program shall not be less than the
7 minimum payment level as established by the federal
8 government to meet the federally mandated maintenance
9 of effort requirement.

10 3. Unless otherwise directed in this section, when
11 the department's reimbursement methodology for any
12 provider reimbursed in accordance with this section
13 includes an inflation factor, this factor shall not
14 exceed the amount by which the consumer price index for
15 all urban consumers increased during the calendar year
16 ending December 31, 2002.

17 4. For the fiscal year beginning July 1, 2015,
18 the foster family basic daily maintenance rate and
19 the maximum adoption subsidy rate for children ages 0
20 through 5 years shall be \$16.78, the rate for children
21 ages 6 through 11 years shall be \$17.45, the rate for
22 children ages 12 through 15 years shall be \$19.10,
23 and the rate for children and young adults ages 16
24 and older shall be \$19.35. For youth ages 18 to
25 21 who have exited foster care, the preparation for
26 adult living program maintenance rate shall be \$602.70
27 per month. The maximum payment for adoption subsidy
28 nonrecurring expenses shall be limited to \$500 and the
29 disallowance of additional amounts for court costs and
30 other related legal expenses implemented pursuant to
31 2010 Iowa Acts, chapter 1031, section 408, shall be
32 continued.

33 5. For the fiscal year beginning July 1, 2015,
34 the maximum reimbursement rates under the supervised
35 apartment living program and for social services
36 providers under contract shall remain at the rates
37 in effect on June 30, 2015, or the provider's actual
38 and allowable cost plus inflation for each service,
39 whichever is less. However, if a new service or
40 service provider is added after June 30, 2015, the
41 initial reimbursement rate for the service or provider
42 shall be based upon a weighted average of provider
43 rates for similar services.

44 6. The reimbursement rates for family-centered
45 service providers, family foster care service
46 providers, and the resource family recruitment and
47 retention contractor for the fiscal year beginning July
48 1, 2015, shall remain at the rates in effect on June
49 30, 2015.

50 7. a. For the purposes of this subsection,

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1 "combined reimbursement rate" means the combined
2 service and maintenance reimbursement rate for a
3 service level under the department's reimbursement
4 methodology. Effective July 1, 2015, the combined
5 reimbursement rate for a group foster care service
6 level shall be the amount designated in this
7 subsection. However, if a group foster care provider's
8 reimbursement rate for a service level as of June
9 30, 2015, is more than the rate designated in this
10 subsection, the provider's reimbursement shall remain
11 at the higher rate.

12 b. Unless a group foster care provider is subject
13 to the exception provided in paragraph "a", effective
14 July 1, 2015, the combined reimbursement rates for the
15 service levels under the department's reimbursement
16 methodology shall be as follows:

17 (1) For service level, community - D1, the daily
18 rate shall be at least \$84.17.

19 (2) For service level, comprehensive - D2, the
20 daily rate shall be at least \$119.09.

21 (3) For service level, enhanced - D3, the daily
22 rate shall be at least \$131.09.

23 8. The group foster care reimbursement rates
24 paid for placement of children out of state shall
25 be calculated according to the same rate-setting
26 principles as those used for in-state providers,
27 unless the director of human services or the director's
28 designee determines that appropriate care cannot be
29 provided within the state. The payment of the daily
30 rate shall be based on the number of days in the
31 calendar month in which service is provided.

32 9. a. For the fiscal year beginning July 1, 2015,
33 the reimbursement rate paid for shelter care and
34 the child welfare emergency services implemented to
35 provide or prevent the need for shelter care shall be
36 established by contract.

37 b. For the fiscal year beginning July 1, 2015,
38 the combined service and maintenance components of
39 the reimbursement rate paid for shelter care services
40 shall be based on the financial and statistical report
41 submitted to the department. The maximum reimbursement
42 rate shall be \$96.98 per day. The department shall
43 reimburse a shelter care provider at the provider's
44 actual and allowable unit cost, plus inflation, not to
45 exceed the maximum reimbursement rate.

46 c. Notwithstanding section 232.141, subsection 8,
47 for the fiscal year beginning July 1, 2015, the amount
48 of the statewide average of the actual and allowable
49 rates for reimbursement of juvenile shelter care homes
50 that is utilized for the limitation on recovery of

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1 unpaid costs is \$143.63.

2 10. For the fiscal year beginning July 1, 2015,
3 the department shall calculate reimbursement rates
4 for intermediate care facilities for persons with
5 an intellectual disability at the 80th percentile.
6 Beginning July 1, 2015, the rate calculation
7 methodology shall utilize the consumer price index
8 inflation factor applicable to the fiscal year
9 beginning July 1, 2015.

10 11. For the fiscal year beginning July 1, 2015,
11 for child care providers reimbursed under the state
12 child care assistance program, the department shall
13 set provider reimbursement rates based on the rate
14 reimbursement survey completed in December 2004.
15 Effective July 1, 2015, the child care provider
16 reimbursement rates shall remain at the rates in effect
17 on June 30, 2015. The department shall set rates in a
18 manner so as to provide incentives for a nonregistered
19 provider to become registered by applying the increase
20 only to registered and licensed providers.

21 12. The department may adopt emergency rules to
22 implement this section.

23 Sec. 30. EMERGENCY RULES.

24 1. If specifically authorized by a provision
25 of this division of this Act, the department of
26 human services or the mental health and disability
27 services commission may adopt administrative rules
28 under section 17A.4, subsection 3, and section
29 17A.5, subsection 2, paragraph "b", to implement
30 the provisions of this division of this Act and the
31 rules shall become effective immediately upon filing
32 or on a later effective date specified in the rules,
33 unless the effective date of the rules is delayed or
34 the applicability of the rules is suspended by the
35 administrative rules review committee. Any rules
36 adopted in accordance with this section shall not
37 take effect before the rules are reviewed by the
38 administrative rules review committee. The delay
39 authority provided to the administrative rules review
40 committee under section 17A.4, subsection 7, and
41 section 17A.8, subsection 9, shall be applicable to a
42 delay imposed under this section, notwithstanding a
43 provision in those sections making them inapplicable
44 to section 17A.5, subsection 2, paragraph "b". Any
45 rules adopted in accordance with the provisions of this
46 section shall also be published as a notice of intended
47 action as provided in section 17A.4.

48 2. If during a fiscal year, the department of
49 human services is adopting rules in accordance with
50 this section or as otherwise directed or authorized

1 by state law, and the rules will result in an
 2 expenditure increase beyond the amount anticipated
 3 in the budget process or if the expenditure was not
 4 addressed in the budget process for the fiscal year,
 5 the department shall notify the persons designated by
 6 this division of this Act for submission of reports,
 7 the chairpersons and ranking members of the committees
 8 on appropriations, and the department of management
 9 concerning the rules and the expenditure increase. The
 10 notification shall be provided at least 30 calendar
 11 days prior to the date notice of the rules is submitted
 12 to the administrative rules coordinator and the
 13 administrative code editor.

14 Sec. 31. REPORTS. Any reports or other information
 15 required to be compiled and submitted under this Act
 16 during the fiscal year beginning July 1, 2015, shall
 17 be submitted to the chairpersons and ranking members
 18 of the joint appropriations subcommittee on health and
 19 human services, the legislative services agency, and
 20 the legislative caucus staffs on or before the dates
 21 specified for submission of the reports or information.

22 Sec. 32. EFFECTIVE UPON ENACTMENT. The following
 23 provisions of this division of this Act, being deemed
 24 of immediate importance, take effect upon enactment:

25 1. The provision relating to section 232.141
 26 and directing the state court administrator and the
 27 division administrator of the department of human
 28 services division of child and family services to
 29 make the determination, by June 15, 2015, of the
 30 distribution of funds allocated for the payment of
 31 the expenses of court-ordered services provided to
 32 juveniles which are a charge upon the state.

33 DIVISION VI

34 HEALTH CARE ACCOUNTS AND FUNDS — FY 2015–2016

35 Sec. 33. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
 36 is appropriated from the pharmaceutical settlement
 37 account created in section 249A.33 to the department of
 38 human services for the fiscal year beginning July 1,
 39 2015, and ending June 30, 2016, the following amount,
 40 or so much thereof as is necessary, to be used for the
 41 purpose designated:

42 Notwithstanding any provision of law to the
 43 contrary, to supplement the appropriations made in this
 44 Act for medical contracts under the medical assistance
 45 program for the fiscal year beginning July 1, 2015, and
 46 ending June 30, 2016:

47 \$ 2,002,176

48 Sec. 34. QUALITY ASSURANCE TRUST FUND — DEPARTMENT
 49 OF HUMAN SERVICES. Notwithstanding any provision to
 50 the contrary and subject to the availability of funds,

1 there is appropriated from the quality assurance trust
 2 fund created in section 249L.4 to the department of
 3 human services for the fiscal year beginning July 1,
 4 2015, and ending June 30, 2016, the following amounts,
 5 or so much thereof as is necessary, for the purposes
 6 designated:

7 To supplement the appropriation made in this Act
 8 from the general fund of the state to the department
 9 of human services for medical assistance for the same
 10 fiscal year:

11 \$ 36,705,208

12 Sec. 35. HOSPITAL HEALTH CARE ACCESS TRUST FUND
 13 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding
 14 any provision to the contrary and subject to the
 15 availability of funds, there is appropriated from
 16 the hospital health care access trust fund created in
 17 section 249M.4 to the department of human services for
 18 the fiscal year beginning July 1, 2015, and ending June
 19 30, 2016, the following amounts, or so much thereof as
 20 is necessary, for the purposes designated:

21 To supplement the appropriation made in this Act
 22 from the general fund of the state to the department
 23 of human services for medical assistance for the same
 24 fiscal year:

25 \$ 34,700,000

26 Sec. 36. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
 27 FOR FY 2015–2016. Notwithstanding section 8.33,
 28 if moneys appropriated for purposes of the medical
 29 assistance program for the fiscal year beginning
 30 July 1, 2015, and ending June 30, 2016, from the
 31 general fund of the state, the quality assurance
 32 trust fund and the hospital health care access trust
 33 fund, are in excess of actual expenditures for the
 34 medical assistance program and remain unencumbered or
 35 unobligated at the close of the fiscal year, the excess
 36 moneys shall not revert but shall remain available for
 37 expenditure for the purposes of the medical assistance
 38 program until the close of the succeeding fiscal year.

39 DIVISION VII

40 PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS
 41 MEDICAID OFFSET PAID BY COUNTIES IN FY 2014–2015

42 Sec. 37. Section 426B.3, subsection 5, paragraph
 43 e, subparagraph (1), Code 2015, is amended to read as
 44 follows:

45 (1) (a) If the county receives an equalization
 46 payment in the fiscal year following the calculation
 47 year, the county shall repay the Medicaid offset
 48 amount to the state from that equalization payment. A
 49 county's repayment pursuant to this subparagraph shall
 50 be remitted on or before January 1 of the fiscal year

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1 in which the equalization payment is received and the
 2 repayment shall be credited to the property tax relief
 3 fund. Moneys credited to the property tax relief
 4 fund in accordance with this subparagraph are subject
 5 to appropriation by the general assembly to support
 6 mental health and disability services administered
 7 by the regional system. The department of human
 8 services' annual budget shall include recommendations
 9 for reinvestment of the amounts credited to the fund to
 10 address core and additional core services administered
 11 by the regional system.

12 (b) Notwithstanding any provision to the contrary
 13 in subparagraph division (a), during the fiscal year
 14 beginning July 1, 2014, any repayment received pursuant
 15 to subparagraph division (a) shall not be subject to
 16 appropriation by the general assembly to support mental
 17 health and disabilities services administered by the
 18 regional system, but instead shall be transferred to
 19 the department of human services to supplement the
 20 medical assistance program appropriations for the same
 21 fiscal year.

22 DECATEGORIZATION

23 Sec. 38. DECATEGORIZATION CARRYOVER FUNDING —
 24 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section
 25 232.188, subsection 5, paragraph “b”, any state
 26 appropriated moneys in the funding pool that remained
 27 unencumbered or unobligated at the close of the fiscal
 28 year beginning July 1, 2012, and were deemed carryover
 29 funding to remain available for the two succeeding
 30 fiscal years that still remain unencumbered or
 31 unobligated at the close of the fiscal year beginning
 32 July 1, 2014, shall not revert but shall be transferred
 33 to the medical assistance program for the fiscal year
 34 beginning July 1, 2014.

35 COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION

36 Sec. 39. 2013 Iowa Acts, chapter 136, section
 37 2, subsection 1, paragraph c, is amended to read as
 38 follows:

39 c. The department shall allocate not less than
 40 95 percent of the amount of the block grant each
 41 federal fiscal year to eligible community mental health
 42 services providers for carrying out the plan submitted
 43 to and approved by the federal substance abuse and
 44 mental health services administration for the fiscal
 45 year involved, except that for federal fiscal year
 46 2014-2015, \$1,643,467 of such federal block grant funds
 47 shall be used for child and family services pursuant to
 48 2013 Iowa Acts, chapter 138, section 148, as amended
 49 by 2014 Iowa Acts, chapter 1140, section 25, for the
 50 purposes of 2014 Iowa Acts, chapter 1140, section 25,

1 subsection 20, relating to the community circle of
 2 care collaboration for children and youth in northeast
 3 Iowa, subsection 24 relating to the central Iowa system
 4 of care program grant, subsection 25 relating to the
 5 system of care grant implemented in Cerro Gordo and
 6 Linn counties, and subsection 27 relating to a system
 7 of care approach for children with a serious emotional
 8 disturbance and their families through a nonprofit
 9 provider of child welfare services licensed as a
 10 psychiatric medical institution for children.

11 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES

12 Sec. 40. 2013 Iowa Acts, chapter 138, section 136,
 13 subsections 1, 2, 6, and 13, as amended by 2014 Iowa
 14 Acts, chapter 1140, section 9, are amended to read as
 15 follows:

16 1. To be credited to the family investment program
 17 account and used for assistance under the family
 18 investment program under chapter 239B:
 19 \$ 9,870,488
 20 6,281,222

21 2. To be credited to the family investment program
 22 account and used for the job opportunities and
 23 basic skills (JOBS) program and implementing family
 24 investment agreements in accordance with chapter 239B:
 25 \$ 11,001,911
 26 10,232,340

27 6. For state child care assistance:
 28 \$ 35,047,110
 29 41,210,239

30 a. Of the funds appropriated in this subsection,
 31 ~~\$26,347,110~~ \$26,332,712 is transferred to the child
 32 care and development block grant appropriation made by
 33 the Eighty-fifth General Assembly, 2013 Session, in
 34 2013 Iowa Acts, chapter 136, section 14 for the federal
 35 fiscal year beginning October 1, 2014, and ending
 36 September 30, 2015. Of this amount, \$200,000 shall
 37 be used for provision of educational opportunities
 38 to registered child care home providers in order to
 39 improve services and programs offered by this category
 40 of providers and to increase the number of providers.
 41 The department may contract with institutions of higher
 42 education or child care resource and referral centers
 43 to provide the educational opportunities. Allowable
 44 administrative costs under the contracts shall not
 45 exceed 5 percent. The application for a grant shall
 46 not exceed two pages in length.

47 b. Any funds appropriated in this subsection
 48 remaining unallocated shall be used for state child
 49 care assistance payments for families who are employed,
 50 including but not limited to individuals enrolled in

1 the family investment program ~~who are employed.~~
2 13. a. Notwithstanding any provision to the
3 contrary, including but not limited to requirements
4 in section 8.41 or provisions in 2013 or 2014 Iowa
5 Acts regarding the receipt and appropriation of
6 federal block grants, federal funds from the temporary
7 assistance for needy families block grant received by
8 the state not otherwise appropriated in this section
9 and remaining available for the fiscal year beginning
10 July 1, 2014, are appropriated to the department of
11 human services to the extent as may be necessary to
12 be used in the following priority order: the family
13 investment program, for state child care assistance
14 program payments for ~~individuals enrolled in the~~
15 ~~family investment program~~ families who are employed
16 including but not limited to individuals enrolled
17 in the family investment program, and for the family
18 investment program share of costs to develop and
19 maintain a new, integrated eligibility determination
20 system. The federal funds appropriated in this
21 paragraph “a” shall be expended only after all other
22 funds appropriated in subsection 1 for the assistance
23 under the family investment program, in subsection 6
24 for child care assistance, or in subsection 12 for
25 the family investment program share of the costs to
26 continue to develop and maintain a new, integrated
27 eligibility determination system, as applicable, have
28 been expended. For the purposes of this subsection,
29 the funds appropriated in subsection 6, paragraph “a”
30 for transfer to the child care and development block
31 grant are considered fully expended when the full
32 amount has been transferred.

33 b. The department shall, on a quarterly basis,
34 advise the legislative services agency and department
35 of management of the amount of funds appropriated in
36 this subsection that was expended in the prior quarter.

37 CHILD SUPPORT RECOVERY UNIT

38 Sec. 41. 2013 Iowa Acts, chapter 138, section
39 139, unnumbered paragraph 2, as amended by 2014 Iowa
40 Acts, chapter 1140, section 12, is amended to read as
41 follows:

42 For child support recovery, including salaries,
43 support, maintenance, and miscellaneous purposes, and
44 for not more than the following full-time equivalent
45 positions:

46	\$	14,911,230
47		14,771,230
48	FTEs	464.00
49 MEDICAL ASSISTANCE		
50 Sec. 42. 2013 Iowa Acts, chapter 139, section		

1 142, unnumbered paragraph 2, as amended by 2014 Iowa
2 Acts, chapter 1140, section 14, is amended to read as
3 follows:

4 For medical assistance program reimbursement and
5 associated costs as specifically provided in the
6 reimbursement methodologies in effect on June 30,
7 2014, except as otherwise expressly authorized by
8 law, consistent with options under federal law and
9 regulations, and contingent upon receipt of approval
10 from the office of the governor of reimbursement for
11 each abortion performed under the program:

12 \$ 1,250,658,393
13 1,279,927,030

14 DISPROPORTIONATE SHARE HOSPITAL

15 Sec. 43. 2013 Iowa Acts, chapter 138, section 142,
16 subsection 11, paragraph a, unnumbered paragraph 1, as
17 amended by 2014 Iowa Acts, chapter 1140, section 15, is
18 amended to read as follows:

19 Of the funds appropriated in this section,
20 ~~\$8,301,922~~ \$5,591,922 is allocated for the state
21 match for a disproportionate share hospital payment of
22 ~~\$19,133,430~~ \$12,749,481 to hospitals that meet both of
23 the conditions specified in subparagraphs (1) and (2).
24 In addition, the hospitals that meet the conditions
25 specified shall either certify public expenditures
26 or transfer to the medical assistance program an
27 amount equal to provide the nonfederal share for a
28 disproportionate share hospital payment of ~~\$7,500,000~~
29 \$13,883,949. The hospitals that meet the conditions
30 specified shall receive and retain 100 percent of
31 the total disproportionate share hospital payment of
32 \$26,633,430.

33 MEDICAL CONTRACTS

34 Sec. 44. 2013 Iowa Acts, chapter 138, section 143,
35 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa
36 Acts, chapter 1140, section 19, are amended to read as
37 follows:

38 There is appropriated from the general fund of the
39 state to the department of human services for the
40 fiscal year beginning July 1, 2014, and ending June 30,
41 2015, the following amount, or so much thereof as is
42 necessary, to be used for the purpose designated:

43 For medical contracts:
44 \$ 17,148,576
45 16,398,576

46 STATE SUPPLEMENTARY ASSISTANCE

47 Sec. 45. 2013 Iowa Acts, chapter 138, section 144,
48 as amended by 2014 Iowa Acts, chapter 1140, section 20,
49 is amended by adding the following new subsection:

50 NEW SUBSECTION. 4. Notwithstanding section

1 8.33, moneys appropriated in this section that remain
 2 unencumbered or unobligated at the close of the fiscal
 3 year shall not revert but shall remain available for
 4 expenditure for the purposes designated until the close
 5 of the succeeding fiscal year.

6 CHILDREN'S HEALTH INSURANCE PROGRAM/
 7 HEALTHY AND WELL KIDS IN IOWA PROGRAM

8 Sec. 46. 2013 Iowa Acts, chapter 138, section 145,
 9 subsection 1, as amended by 2014 Iowa Acts, chapter
 10 1140, section 21, is amended to read as follows:

11 1. There is appropriated from the general fund of
 12 the state to the department of human services for the
 13 fiscal year beginning July 1, 2014, and ending June 30,
 14 2015, the following amount, or so much thereof as is
 15 necessary, to be used for the purpose designated:

16 For maintenance of the healthy and well kids in Iowa
 17 (hawk-i) program pursuant to chapter 514I, including
 18 supplemental dental services, for receipt of federal
 19 financial participation under Tit. XXI of the federal
 20 Social Security Act, which creates the children's
 21 health insurance program:

22 \$ 45,877,998
 23 45,097,085

24 CHILD CARE ASSISTANCE

25 Sec. 47. 2013 Iowa Acts, chapter 138, section 146,
 26 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa
 27 Acts, chapter 1140, section 22, are amended to read as
 28 follows:

29 There is appropriated from the general fund of the
 30 state to the department of human services for the
 31 fiscal year beginning July 1, 2014, and ending June 30,
 32 2015, the following amount, or so much thereof as is
 33 necessary, to be used for the purpose designated:

34 For child care programs:
 35 \$ 47,132,080
 36 36,303,944

37 CHILDREN ADJUDICATED AS DELINQUENT AND CHILD IN NEED OF
 38 ASSISTANCE PLACEMENTS

39 Sec. 48. 2013 Iowa Acts, chapter 138, unnumbered
 40 paragraphs 1 and 2, as amended by 2014 Iowa Acts,
 41 chapter 1140, section 24, are amended to read as
 42 follows:

43 There is appropriated from the general fund of the
 44 state to the department of human services for the
 45 fiscal year beginning July 1, 2014, and ending June 30,
 46 2015, the following amount, or so much thereof as is
 47 necessary, to be used for the purposes designated:

48 For the placement costs of female children
 49 adjudicated as delinquent and male and female children
 50 adjudicated as a child in need of assistance:

1	.....	\$	<u>2,000,000</u>
2			<u>1,400,000</u>
3	CHILD AND FAMILY SERVICES		
4	Sec. 49. 2013 Iowa Acts, chapter 138, section 148,		
5	subsection 1, as amended by 2014 Iowa Acts, chapter		
6	1140, section 25, is amended to read as follows:		
7	1. There is appropriated from the general fund of		
8	the state to the department of human services for the		
9	fiscal year beginning July 1, 2014, and ending June 30,		
10	2015, the following amount, or so much thereof as is		
11	necessary, to be used for the purpose designated:		
12	For child and family services:		
13	.....	\$	<u>94,857,554</u>
14			<u>86,564,087</u>
15	ADOPTION SUBSIDY		
16	Sec. 50. 2013 Iowa Acts, chapter 138, section 149,		
17	subsection 1, as amended by 2014 Iowa Acts, chapter		
18	1140, section 26, is amended to read as follows:		
19	1. There is appropriated from the general fund of		
20	the state to the department of human services for the		
21	fiscal year beginning July 1, 2014, and ending June 30,		
22	2015, the following amount, or so much thereof as is		
23	necessary, to be used for the purpose designated:		
24	For adoption subsidy payments and services:		
25	.....	\$	<u>42,580,749</u>
26			<u>41,744,149</u>
27	FAMILY SUPPORT SUBSIDY		
28	Sec. 51. 2013 Iowa Acts, chapter 138, section 151,		
29	subsection 1, as amended by 2014 Iowa Acts, chapter		
30	1140, section 27, is amended to read as follows:		
31	1. There is appropriated from the general fund of		
32	the state to the department of human services for the		
33	fiscal year beginning July 1, 2014, and ending June 30,		
34	2015, the following amount, or so much thereof as is		
35	necessary, to be used for the purpose designated:		
36	For the family support subsidy program subject		
37	to the enrollment restrictions in section 225C.37,		
38	subsection 3:		
39	.....	\$	<u>1,070,739</u>
40			<u>579,739</u>
41	CLARINDA AND INDEPENDENCE MENTAL HEALTH INSTITUTES		
42	Sec. 52. 2013 Iowa Acts, chapter 138, section		
43	153, subsections 2 and 3, as amended by 2014 Iowa		
44	Acts, chapter 1140, section 29, are amended to read as		
45	follows:		
46	2. For the state mental health institute at		
47	Clarinda for salaries, support, maintenance, and		
48	miscellaneous purposes, and for not more than the		
49	following full-time equivalent positions:		
50	.....	\$	<u>6,787,309</u>

1	.....	<u>6,239,309</u>
2	..... FTEs	86.10
3	3. For the state mental health institute at	
4	Independence for salaries, support, maintenance, and	
5	miscellaneous purposes, and for not more than the	
6	following full-time equivalent positions:	
7	..... \$	<u>10,484,386</u>
8	.....	<u>10,342,865</u>
9	..... FTEs	233.00
10	GLENWOOD AND WOODWARD STATE RESOURCE CENTERS	
11	Sec. 53. 2013 Iowa Acts, chapter 138, section 154,	
12	subsection 1, as amended by 2014 Iowa Acts, chapter	
13	1140, section 30, is amended to read as follows:	
14	1. There is appropriated from the general fund of	
15	the state to the department of human services for the	
16	fiscal year beginning July 1, 2014, and ending June 30,	
17	2015, the following amounts, or so much thereof as is	
18	necessary, to be used for the purposes designated:	
19	a. For the state resource center at Glenwood for	
20	salaries, support, maintenance, and miscellaneous	
21	purposes:	
22	..... \$	<u>21,695,266</u>
23	.....	<u>21,195,266</u>
24	b. For the state resource center at Woodward for	
25	salaries, support, maintenance, and miscellaneous	
26	purposes:	
27	..... \$	<u>14,855,693</u>
28	.....	<u>14,505,693</u>
29	FIELD OPERATIONS	
30	Sec. 54. 2013 Iowa Acts, chapter 138, section 156,	
31	unnumbered paragraphs 1 and 2, as amended by 2014 Iowa	
32	Acts, chapter 1140, section 32, are amended to read as	
33	follows:	
34	There is appropriated from the general fund of the	
35	state to the department of human services for the	
36	fiscal year beginning July 1, 2014, and ending June 30,	
37	2015, the following amount, or so much thereof as is	
38	necessary, to be used for the purposes designated:	
39	For field operations, including salaries, support,	
40	maintenance, and miscellaneous purposes, and for not	
41	more than the following full-time equivalent positions:	
42	..... \$	<u>65,170,976</u>
43	.....	<u>61,170,976</u>
44	..... FTEs	1,837.00
45	GENERAL ADMINISTRATION	
46	Sec. 55. 2013 Iowa Acts, chapter 138, section 157,	
47	unnumbered paragraphs 1 and 2, as amended by 2014 Iowa	
48	Acts, chapter 1140, section 33, are amended to read as	
49	follows:	
50	There is appropriated from the general fund of the	

1 state to the department of human services for the
2 fiscal year beginning July 1, 2014, and ending June 30,
3 2015, the following amount, or so much thereof as is
4 necessary, to be used for the purpose designated:

5 For general administration, including salaries,
6 support, maintenance, and miscellaneous purposes, and
7 for not more than the following full-time equivalent
8 positions:

9	\$	<u>16,072,302</u>
10		<u>15,072,302</u>
11	FTEs	309.00

12 QUALITY ASSURANCE TRUST FUND

13 Sec. 56. 2013 Iowa Acts, chapter 138, section 163,
14 as amended by 2014 Iowa Acts, chapter 1140, section 48,
15 is amended to read as follows:

16 SEC. 163. QUALITY ASSURANCE TRUST FUND —
17 DEPARTMENT OF HUMAN SERVICES. Notwithstanding
18 any provision to the contrary and subject to the
19 availability of funds, there is appropriated from the
20 quality assurance trust fund created in section 249L.4
21 to the department of human services for the fiscal year
22 beginning July 1, 2014, and ending June 30, 2015, the
23 following amounts, or so much thereof as is necessary,
24 for the purposes designated:

25 To supplement the appropriation made in this Act
26 from the general fund of the state to the department
27 of human services for medical assistance for the same
28 fiscal year:

29	\$	<u>29,195,653</u>
30		<u>29,695,653</u>

31 Sec. 57. EFFECTIVE UPON ENACTMENT. This division
32 of this Act, being deemed of immediate importance,
33 takes effect upon enactment.

34 Sec. 58. RETROACTIVE APPLICABILITY. This division
35 of this Act is retroactively applicable to July 1,
36 2014.

37 DIVISION VIII

38 QUALITY ASSURANCE ASSESSMENT

39 Sec. 59. Section 249L.3, subsection 1, paragraph d,
40 Code 2015, is amended to read as follows:

41 d. The aggregate quality assurance assessments
42 imposed under this chapter shall ~~not exceed the lower~~
43 ~~of be established at~~ three percent of the aggregate
44 non-Medicare revenues of a nursing facility ~~or the~~
45 ~~maximum amount that may be assessed~~ pursuant to the
46 indirect guarantee threshold as established pursuant to
47 42 C.F.R. §433.68(f)(3)(i), and shall be stated on a
48 per-patient-day basis.

49 DIVISION IX

50 AUTISM

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1 Sec. 60. NEW SECTION. **135.181 Behavior analyst**
2 **and board certified assistant behavior analyst grants**
3 **program — fund.**
4 1. The department shall establish a board-certified
5 behavior analyst and board-certified assistant behavior
6 analyst grants program to provide grants to Iowa
7 resident and nonresident applicants who have been
8 accepted for admission or are attending a board of
9 regents university, community college, or an accredited
10 private institution, are enrolled in a program to
11 be eligible for board certification as a behavior
12 analyst or assistant behavior analyst, and demonstrate
13 financial need. Priority in the awarding of a grant
14 shall be given to applicants who are residents of Iowa.
15 2. The department, in cooperation with the
16 department of education, shall adopt rules pursuant
17 to chapter 17A to establish minimum standards for
18 applicants to be eligible for a grant that address all
19 of the following:
20 a. Eligibility requirements for and qualifications
21 of an applicant to receive a grant.
22 b. The application process for the grant.
23 c. Criteria for preference in awarding of the
24 grants.
25 d. Determination of the amount of a grant.
26 e. Use of the funds awarded.
27 3. a. A board-certified behavior analyst and
28 board-certified assistant behavior analyst grants
29 program fund is created in the state treasury as a
30 separate fund under the control of the department. The
31 fund shall consist of moneys appropriated from the
32 general fund of the state for the purposes of the fund
33 and moneys from any other public or private source
34 available.
35 b. The department may receive contributions,
36 grants, and in-kind contributions to support the
37 purposes of the fund. Not more than five percent
38 of the moneys in the fund may be used annually for
39 administrative costs.
40 c. The fund shall be separate from the general
41 fund of the state and shall not be considered part
42 of the general fund of the state. The moneys in the
43 fund shall not be considered revenue of the state, but
44 rather shall be moneys of the fund. Moneys within
45 the fund are not subject to section 8.33 and shall
46 not be transferred, used, obligated, appropriated,
47 or otherwise encumbered, except to provide for the
48 purposes of this section. Notwithstanding section
49 12C.7, subsection 2, interest or earnings on moneys
50 deposited in the fund shall be credited to the fund.

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1 d. The moneys in the fund are appropriated to the
2 department and shall be used to provide grants to
3 individuals who meet the criteria established under
4 this section.

5 Sec. 61. Section 225D.1, subsection 3, Code 2015,
6 is amended to read as follows:

7 3. "Autism service provider" means a person
8 providing applied behavioral analysis, who meets all
9 of the following criteria:

10 a. Is any of the following:

11 (1) Is certified as a behavior analyst by the
12 behavior analyst certification board or is a health
13 professional licensed under chapter 147
14 psychologist licensed under chapter 154B, or is a
15 psychiatrist licensed under chapter 148.

16 (2) Is a board-certified assistant behavior analyst
17 who performs duties, identified by and based on the
18 standards of the behavior analyst certification board,
19 under the supervision of a board-certified behavior
20 analyst.

21 b. Is approved as a member of the provider network
22 by the department.

23 Sec. 62. Section 225D.2, subsection 2, Code 2015,
24 is amended by adding the following new paragraph:
25 **NEW PARAGRAPH. l.** Proof of eligibility for the
26 autism support program that includes a written denial
27 for coverage or a benefits summary indicating that
28 applied behavioral analysis treatment is not a covered
29 benefit for which the applicant is eligible, under the
30 Medicaid program, section 514C.28, or private insurance
31 coverage.

DIVISION X

OFFICE OF SUBSTITUTE DECISION MAKER

34 Sec. 63. Section 231E.4, subsection 3, paragraph a,
35 Code 2015, is amended to read as follows:

36 a. Select persons through a request for proposals
37 process to establish local offices of substitute
38 decision maker in each of the planning and service
39 areas. Local offices shall be established statewide on
40 or before July 1, ~~2015~~ 2017.

DIVISION XI

PHARMACEUTICAL COLLECTION AND DISPOSAL PROGRAM

43 Sec. 64. Section 155A.43, Code 2015, is amended to
44 read as follows:

45 **155A.43 Pharmaceutical collection and disposal**
46 **program — annual allocation.**

47 Of the fees collected pursuant to sections 124.301
48 and 147.80 and chapter 155A by the board of pharmacy,
49 and retained by the board pursuant to section 147.82,
50 not more than one hundred ~~twenty five~~ seventy-five

Page 64

1 thousand dollars may be allocated annually by the board
2 for administering the pharmaceutical collection and
3 disposal program originally established pursuant to
4 2009 Iowa Acts, ch. 175, §9. The program shall provide
5 for the management and disposal of unused, excess,
6 and expired pharmaceuticals. The board of pharmacy
7 may cooperate with the Iowa pharmacy association and
8 may consult with the department and sanitary landfill
9 operators in administering the program.

10

DIVISION XII

11

COUNTY MENTAL HEALTH AND DISABILITIES SERVICES FUNDING

12

— EQUALIZATION AND MEDICAID OFFSET

13

14

Sec. 65. Section 331.424A, subsection 8, unnumbered
paragraph 1, Code 2015, is amended to read as follows:

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Notwithstanding subsection 6, for the fiscal years
beginning July 1, 2013, July 1, 2014, ~~and~~ July 1, 2015,
and July 1, 2016, county revenues from taxes levied by
the county and credited to the county services fund
shall not exceed the lower of the following amounts:

Sec. 66. Section 426B.3, subsection 1, Code 2015,
is amended to read as follows:

1. For the fiscal years beginning July 1, 2013,
July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016,
the state and county funding for the mental health
and disability services administered or paid for by
counties shall be provided based on a statewide per
capita expenditure target amount computed in accordance
with this section and section 331.424A.

Sec. 67. Section 426B.3, subsection 4, paragraph a,
Code 2015, is amended to read as follows:

a. For the fiscal years beginning July 1, 2013,
July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016, a
county with a county population expenditure target
amount that exceeds the amount of the county's base
year expenditures for mental health and disabilities
services shall receive an equalization payment for the
difference.

Sec. 68. Section 426B.3, subsection 5, Code 2015,
is amended by striking the subsection.

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DIVISION XIII

41

PROPERTY TAX RELIEF FUND — BLOCK GRANT MONEYS —

42

APPROPRIATIONS FY 2015–2016

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Sec. 69. PROPERTY TAX RELIEF FUND — BLOCK GRANT
MONEYS — APPROPRIATIONS. The moneys transferred
to the property tax relief fund for the fiscal year
beginning July 1, 2015, from the federal social
services block grant pursuant to 2015 Iowa Acts, House
File 630, if enacted, and from the federal temporary
assistance for needy families block grant, totaling at
least \$11,774,275, are appropriated to the department

1 of human services for the fiscal year beginning July
2 1, 2015, and ending June 30, 2016, to be used for the
3 purposes designated:
4 1. To be transferred to the appropriation in this
5 Act for child and family services for the fiscal year
6 beginning July 1, 2015, to be used for the purposes of
7 that appropriation:
8 \$ 8,711,805
9 2. For family planning activities in accordance
10 with the provisions of this Act creating a state family
11 planning services program:
12 \$ 3,062,470

13 DIVISION XIV

14 HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE —
15 PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY RULES

16 Sec. 70. HOSPITAL AND LONG-TERM CARE PHARMACY

17 PRACTICE — PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY
18 RULES. The board of pharmacy shall adopt rules
19 pursuant to chapter 17A relating to hospital and
20 long-term care pharmacy practices that allow, as
21 authorized by federal law, in addition to influenza and
22 pneumococcal polysaccharide vaccines, that a written
23 or verbal patient-specific medication administration
24 order shall not be required prior to administration
25 to an adult patient of pneumococcal conjugate vaccine
26 pursuant to physician-approved hospital or facility
27 policy and after the patient has been assessed for
28 contraindications.

29 DIVISION XV

30 HEALTHY AND WELL KIDS IN IOWA PROGRAM — CONTINUED
31 ENROLLMENT

32 Sec. 71. Section 514I.8, subsection 3, Code 2015,
33 is amended to read as follows:

34 3. In accordance with the rules adopted by the
35 board, a child may be determined to be presumptively
36 eligible for the program pending a final eligibility
37 determination. Following final determination
38 of eligibility, a child shall be eligible for a
39 twelve-month period. At the end of the twelve-month
40 period, a review of the circumstances of the child's
41 family shall be conducted to establish eligibility and
42 cost sharing for the subsequent twelve-month period.
43 Pending such review of the circumstances of the child's
44 family, the child shall continue to be eligible for
45 and remain enrolled in the same plan if the family
46 complies with requirements to provide information
47 and verification of income, otherwise cooperates in
48 the annual review process, and submits the completed
49 review form and any information necessary to establish
50 continued eligibility in a timely manner in accordance

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1 with administrative rules.

2 DIVISION XVI

3 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

4 Sec. 72. PERSONNEL SETTLEMENT AGREEMENT

5 PAYMENTS. As a condition of the appropriations in this
6 2015 Act, the moneys appropriated and any other moneys
7 available shall not be used for payment of a personnel
8 settlement agreement that contains a confidentiality
9 provision intended to prevent public disclosure of the
10 agreement or any terms of the agreement.

11 DIVISION XVII

12 MEDICAID PROGRAM ELIGIBILITY VERIFICATION

13 Sec. 73. MEDICAID PROGRAM — ASSET, INCOME, AND

14 IDENTITY VERIFICATION. The department of human
15 services shall issue a request for proposals to
16 contract with a third-party vendor to establish an
17 electronic asset, income, and identity eligibility
18 verification system for the purposes of compliance
19 with 42 U.S.C. §1396w requiring determination or
20 redetermination of the eligibility of an individual who
21 is an applicant for or recipient of medical assistance
22 under the Medicaid state plan on the basis of being
23 aged, blind, or disabled in accordance with 42 U.S.C.
24 §1396w. The third-party vendor selected shall be able
25 to demonstrate in writing its current relationships or
26 contracts with financial institutions in the state and
27 nationally. Participation by financial institutions in
28 providing account balances for asset verification shall
29 remain voluntary.

30 Sec. 74. EFFECTIVE UPON ENACTMENT. This division
31 of this Act, being deemed of immediate importance,
32 takes effect upon enactment.

33 DIVISION XVIII

34 CODE CHANGES — CLARINDA AND MOUNT PLEASANT MENTAL
35 HEALTH INSTITUTES AND IOWA JUVENILE HOME

36 Sec. 75. Section 137F.1, subsection 7, unnumbered
37 paragraph 1, Code 2015, is amended to read as follows:

38 “*Food establishment*” means an operation that stores,
39 prepares, packages, serves, vends, or otherwise
40 provides food for human consumption and includes a
41 food service operation in a salvage or distressed food
42 operation, school, summer camp, residential service
43 substance abuse treatment facility, halfway house
44 substance abuse treatment facility, correctional
45 facility operated by the department of corrections, or
46 ~~the state training school, or the Iowa juvenile home.~~

47 “*Food establishment*” does not include the following:

48 Sec. 76. Section 218.1, subsections 4, 6, and 8,
49 Code 2015, are amended by striking the subsections.

50 Sec. 77. Section 226.1, Code 2015, is amended to

Page 67

1 read as follows:

2 **226.1 Official designation.**

3 1. The state hospitals for persons with mental
4 illness shall be designated as follows:

5 ~~a. Mental Health Institute, Mount Pleasant, Iowa.~~

6 ~~b. a.~~ Mental Health Institute, Independence, Iowa.

7 ~~c. Mental Health Institute, Clarinda, Iowa.~~

8 ~~d. b.~~ Mental Health Institute, Cherokee, Iowa.

9 2. ~~a.~~ The purpose of the mental health institutes
10 is to operate as regional resource centers providing
11 one or more of the following:

12 (1) ~~a.~~ Treatment, training, care, habilitation,
13 and support of persons with mental illness ~~or a~~
14 ~~substance abuse problem.~~

15 (2) ~~b.~~ Facilities, services, and other support
16 to the communities located in the region being served
17 by a mental health institute so as to maximize the
18 usefulness of the mental health institutes while
19 minimizing overall costs.

20 (3) ~~c.~~ A unit for the civil commitment of sexually
21 violent predators committed to the custody of the
22 director of human services pursuant to chapter 229A.

23 ~~b. 3.~~ In addition, the mental health institutes
24 are encouraged to act as a training resource for
25 community-based program staff, medical students, and
26 other participants in professional education programs.

27 ~~3. 4.~~ A mental health institute may request the
28 approval of the council on human services to change
29 the name of the institution for use in communication
30 with the public, in signage, and in other forms of
31 communication.

32 Sec. 78. Section 230.1, subsection 1, paragraph a,
33 subparagraph (3), Code 2015, is amended by striking the
34 subparagraph.

35 Sec. 79. Section 232.102, subsection 3, Code 2015,
36 is amended to read as follows:

37 3. After a dispositional hearing and upon written
38 findings of fact based upon evidence in the record that
39 an alternative placement set forth in subsection 1,
40 paragraph "a", subparagraph (1), has previously been
41 made and is not appropriate, the court may enter an
42 order transferring the guardianship of the child for the
43 purposes of subsection 9, to the director of human
44 services for the purposes of placement ~~in the Iowa~~
45 ~~juvenile home at Toledo.~~

46 Sec. 80. Section 232.102, subsection 4, Code 2015,
47 is amended by striking the subsection.

48 Sec. 81. Section 232.103, subsection 7, Code 2015,
49 is amended by striking the subsection.

50 Sec. 82. Section 233A.1, Code 2015, is amended to

Page 68

1 read as follows:

2 **233A.1 State training school — Eldora ~~and Toledo.~~**

3 1. Effective January 1, 1992, a diagnosis and
4 evaluation center and other units are established at
5 Eldora to provide to juvenile delinquents a program
6 which focuses upon appropriate developmental skills,
7 treatment, placements, and rehabilitation.

8 2. The diagnosis and evaluation center which is
9 used to identify appropriate treatment and placement
10 alternatives for juveniles and any other units for
11 juvenile delinquents ~~which are located at Eldora and~~
12 ~~the unit for juvenile delinquents at Toledo shall~~
13 ~~together~~ be known as the “state training school”.
14 For the purposes of this chapter “director” means the
15 director of human services and “superintendent” means
16 the administrator in charge of the diagnosis and
17 evaluation center for juvenile delinquents and other
18 units at Eldora ~~and the unit for juvenile delinquents~~
19 ~~at Toledo.~~

20 3. The number of children present at any one time
21 at the state training school at Eldora shall not exceed
22 the population guidelines established under 1990 Iowa
23 Acts, ch. 1239, §21, as adjusted for subsequent changes
24 in the capacity at the training school.

25 Sec. 83. Section 259A.6, Code 2015, is amended to
26 read as follows:

27 **259A.6 Residents of juvenile institutions**
28 **institution and juvenile probationers.**

29 Notwithstanding the provisions of section 259A.2 a
30 minor who is a resident of a state training school ~~or~~
31 ~~the Iowa juvenile home~~ or a minor who is placed under
32 the supervision of a juvenile probation office may make
33 application for a high school equivalency diploma and
34 upon successful completion of the program receive a
35 high school equivalency diploma.

36 Sec. 84. Section 261.6, subsection 2, paragraph b,
37 Code 2015, is amended to read as follows:

38 b. Is age seventeen and has been placed in the
39 state training school ~~or the Iowa juvenile home~~
40 pursuant to a court order entered under chapter 232
41 under the care and custody of the department of human
42 services.

43 Sec. 85. Section 261.6, subsection 2, paragraph
44 c, subparagraph (4), Code 2015, is amended to read as
45 follows:

46 (4) On the date the person reached age eighteen or
47 during the thirty calendar days preceding or succeeding
48 that date, the person was placed in the state training
49 school ~~or the Iowa juvenile home~~ pursuant to a court
50 order entered under chapter 232 under the care and

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1 custody of the department of human services.
2 Sec. 86. Section 282.33, subsection 1, Code 2015,
3 is amended to read as follows:
4 1. A child who resides in an institution for
5 children under the jurisdiction of the director of
6 human services referred to in section 218.1, subsection
7 3, 5, or 7, ~~or 8~~, and who is not enrolled in the
8 educational program of the district of residence of
9 the child, shall receive appropriate educational
10 services. The institution in which the child resides
11 shall submit a proposed program and budget based on
12 the average daily attendance of the children residing
13 in the institution to the department of education
14 and the department of human services by January 1
15 for the next succeeding school year. The department
16 of education shall review and approve or modify the
17 proposed program and budget and shall notify the
18 department of administrative services of its action by
19 February 1. The department of administrative services
20 shall pay the approved budget amount to the department
21 of human services in monthly installments beginning
22 September 15 and ending June 15 of the next succeeding
23 school year. The installments shall be as nearly
24 equal as possible as determined by the department of
25 administrative services, taking into consideration
26 the relative budget and cash position of the state's
27 resources. The department of administrative services
28 shall pay the approved budget amount for the department
29 of human services from the moneys appropriated under
30 section 257.16 and the department of human services
31 shall distribute the payment to the institution. The
32 institution shall submit an accounting for the actual
33 cost of the program to the department of education by
34 August 1 of the following school year. The department
35 shall review and approve or modify all expenditures
36 incurred in compliance with the guidelines adopted
37 pursuant to section 256.7, subsection 10, and shall
38 notify the department of administrative services of the
39 approved accounting amount. The approved accounting
40 amount shall be compared with any amounts paid by
41 the department of administrative services to the
42 department of human services and any differences added
43 to or subtracted from the October payment made under
44 this subsection for the next school year. Any amount
45 paid by the department of administrative services
46 shall be deducted monthly from the state foundation
47 aid paid under section 257.16 to all school districts
48 in the state during the subsequent fiscal year. The
49 portion of the total amount of the approved budget
50 that shall be deducted from the state aid of a school

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1 district shall be the same as the ratio that the budget
2 enrollment for the budget year of the school district
3 bears to the total budget enrollment in the state for
4 that budget year in which the deduction is made.

5 Sec. 87. Section 331.424, subsection 1, paragraph
6 a, subparagraph (1), subparagraph division (b), Code
7 2015, is amended by striking the subparagraph division.

8 Sec. 88. Section 331.756, subsection 51, Code 2015,
9 is amended by striking the subsection.

10 Sec. 89. Section 331.802, subsection 3, paragraph
11 k, Code 2015, is amended to read as follows:

12 *k.* Death of a person committed or admitted to a
13 state mental health institute, a state resource center,
14 ~~or the state training school, or the Iowa juvenile~~
15 ~~home.~~

16 Sec. 90. Section 915.29, subsection 1, unnumbered
17 paragraph 1, Code 2015, is amended to read as follows:

18 The department of human services shall notify a
19 registered victim regarding a juvenile adjudicated
20 delinquent for a violent crime, committed to the
21 custody of the department of human services, and placed
22 at the state training school at Eldora ~~or Toledo~~, of
23 the following:

24 Sec. 91. REPEAL. Section 226.9C, Code 2015, is
25 repealed.

26 Sec. 92. REPEAL. Chapter 233B, Code 2015, is
27 repealed.

28 Sec. 93. EFFECTIVE DATE. This division of this Act
29 takes effect December 16, 2015.

30 DIVISION XIX

31 DISCONTINUATION OF MEDICAID FAMILY PLANNING NETWORK 32 WAIVER — ESTABLISHMENT OF STATE FAMILY PLANNING 33 SERVICES PROGRAM

34 Sec. 94. DISCONTINUATION OF MEDICAID FAMILY 35 PLANNING NETWORK WAIVER — ESTABLISHMENT OF STATE 36 PROGRAM.

37 1. The department of human services shall
38 discontinue the Medicaid family planning network waiver
39 effective July 1, 2015, and shall instead establish
40 a state family planning services program. The state
41 program shall replicate the eligibility requirements
42 and other provisions included in the Medicaid family
43 planning network waiver as approved by the centers for
44 Medicare and Medicaid of the United States department
45 of health and human services in effect on June 30,
46 2015, but shall provide for distribution of family
47 planning services program funds in accordance with this
48 section.

49 2. Distribution of family planning services program
50 funds shall be made to eligible applicants in the

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1 following order of priority:

2 a. Public entities that provide family planning
3 services including state, county, or local community
4 health clinics and federally qualified health centers.

5 b. Nonpublic entities that, in addition to family
6 planning services, provide required primary health
7 services as described in 42 U.S.C. §254b(b)(1)(A).

8 c. Nonpublic entities that provide family planning
9 services but do not provide required primary health
10 services as described in 42 U.S.C. §254b(b)(1)(A).

11 3. Distribution of family planning services program
12 funds under this section shall be made in a manner that
13 continues access to family planning services.

14 4. Distribution of family planning services program
15 funds shall not be made under this section to any
16 entity that performs abortions or that maintains or
17 operates a facility where abortions are performed.
18 For the purposes of this section, "abortion" does not
19 include any of the following:

20 a. The treatment of a woman for a physical
21 disorder, physical injury, or physical illness,
22 including a life-endangering physical condition caused
23 by or arising from the pregnancy itself, that would,
24 as certified by a physician, place the woman in danger
25 of death.

26 b. The treatment of a woman for a spontaneous
27 abortion, commonly known as a miscarriage, when not all
28 of the products of conception are expelled.

29 5. Family planning services program funds
30 distributed in accordance with this section shall
31 not be used for direct or indirect costs, including
32 overhead, employee salaries, rent, and telephone and
33 other utility costs, related to providing abortions as
34 specified in subsection 4.

35 6. The department of human services shall submit
36 a report to the governor and the general assembly,
37 annually by January 1, listing any entities that
38 received funds pursuant to subsection 2, paragraph
39 "c", and the amount and type of funds received by such
40 entities during the preceding calendar year. The
41 report shall provide a detailed explanation of how
42 the department determined that distribution of family
43 planning funds to such an entity, instead of to an
44 entity described in subsection 2, paragraph "a" or
45 "b", was necessary to prevent severe limitation or
46 elimination of access to family planning services in
47 the region of the state in which the entity is located.

48 Sec. 95. EFFECTIVE UPON ENACTMENT. This division
49 of this Act, being deemed of immediate importance,
50

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1 takes effect upon enactment.

2 DIVISION XX

3 BOARD OF RESPIRATORY CARE AND POLYSOMNOGRAPHY

4 Sec. 96. BOARD OF RESPIRATORY CARE AND
5 POLYSOMNOGRAPHY. If funding is appropriated from the
6 general fund of the state for a fee-supported board
7 of respiratory care and polysomnography to administer
8 chapter 148G, as enacted in 2015 Iowa Acts, House
9 File 203, the fee-supported model shall provide for
10 repayment of the funds appropriated to the general fund
11 of the state by June 30, 2017.

12 DIVISION XXI

13 PHYSICIAN ASSISTANT SUPERVISION

14 Sec. 97. Section 148.13, Code 2015, is amended by
15 adding the following new subsection:

16 NEW SUBSECTION. 2A. The board of medicine
17 shall establish by rule specific minimum standards
18 for appropriate physician supervision of physician
19 assistants. The board of medicine shall consult
20 with the board of physician assistants regarding all
21 proposed rules pertaining to physician supervision of
22 physician assistants.

23 DIVISION XXII

24 FOOD ASSISTANCE PROGRAM BONUS — GENERAL ADMINISTRATION

25 Sec. 98. FOOD ASSISTANCE PROGRAM BONUS — GENERAL

26 ADMINISTRATION. Any funds available to the department
27 of human services during the fiscal year beginning July
28 1, 2015, received from the United States department of
29 agriculture's food and nutrition service for achieving
30 a low case and procedural error rate and for ranking
31 third in the nation on certain case-related measures
32 under the supplemental nutrition assistance program,
33 shall be used by the department for the purposes of the
34 appropriation in this Act for the same fiscal year for
35 general administration.

36 DIVISION XXIII

37 CONSUMER-DIRECTED ATTENDANT CARE OPTION

38 Sec. 99. 2014 Iowa Acts, chapter 1068, section 1,
39 subsection 1, paragraph a, subparagraph (2), is amended
40 to read as follows:

41 (2) Beginning July 1, ~~2016~~ 2015, the department
42 may require services through the consumer-directed
43 attendant care option to be provided through an agency
44 but shall retain the consumer choices option for those
45 individuals able and desiring to self-direct services.
46 If the department does require services through the
47 consumer-directed attendant care option to be provided
48 through an agency beginning July 1, ~~2016~~ 2015, an
49 individual providing services to a member under a
50 home and community-based services consumer-directed

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1 attendant care agreement in effect on June 30, ~~2016~~
2 2015, may continue to act as an individual provider
3 under the agreement and payment to such provider is not
4 considered funds incorrectly paid under the medical
5 assistance program.

DIVISION XXIV

MEDICAID REIMBURSEMENT — PSYCHOLOGISTS

8 Sec. 100. Section 249A.15, Code 2015, is amended to
9 read as follows:

10 **249A.15 Licensed psychologists eligible for payment.**

11 The department shall adopt rules pursuant to chapter
12 17A entitling psychologists who are licensed pursuant
13 to ~~chapter 154B and psychologists who are licensed in~~
14 the state where the services are provided and have a
15 doctorate degree in psychology, have had at least two
16 years of clinical experience in a recognized health
17 setting, or have met the standards of a national
18 register of health service providers in psychology, to
19 payment for services provided to recipients of medical
20 assistance, subject to limitations and exclusions the
21 department finds necessary on the basis of federal laws
22 and regulations and of funds available for the medical
23 assistance program.

DIVISION XXV

COVERAGE OF SERVICES PROVIDED BY A PHYSICAL THERAPIST,
26 OCCUPATIONAL THERAPIST, OR SPEECH PATHOLOGIST

27 Sec. 101. NEW SECTION. **514C.30 Services provided**
28 **by a physical therapist, occupational therapist, or**
29 **speech pathologist.**

30 1. Notwithstanding the uniformity of treatment
31 requirements of section 514C.6, a policy, contract, or
32 plan providing for third-party payment or prepayment
33 of health or medical expenses shall not impose a
34 copayment or coinsurance amount on an insured for
35 services provided by a physical therapist licensed
36 pursuant to chapter 148A, by an occupational therapist
37 licensed pursuant to chapter 148B, or by a speech
38 pathologist licensed pursuant to 154F that is greater
39 than the copayment or coinsurance amount imposed on
40 the insured for services provided by a person engaged
41 in the practice of medicine and surgery or osteopathic
42 medicine and surgery under chapter 148 for the same
43 or a similar diagnosed condition even if a different
44 nomenclature is used to describe the condition for
45 which the services are provided.

46 2. This section applies to the following classes
47 of third-party payment provider policies, contracts,
48 or plans delivered, issued for delivery, continued, or
49 renewed in this state on or after May 1, 2015:

50 a. Individual or group accident and sickness

1 insurance providing coverage on an expense-incurred
2 basis.

3 b. An individual or group hospital or medical
4 service contract issued pursuant to chapter 509, 514,
5 or 514A.

6 c. An individual or group health maintenance
7 organization contract regulated under chapter 514B.

8 d. A plan established pursuant to chapter 509A for
9 public employees.

10 e. An organized delivery system licensed by the
11 director of public health.

12 3. This section shall not apply to accident-only,
13 specified disease, short-term hospital or medical,
14 hospital confinement indemnity, credit, dental, vision,
15 Medicare supplement, long-term care, basic hospital
16 and medical-surgical expense coverage as defined
17 by the commissioner, disability income insurance
18 coverage, coverage issued as a supplement to liability
19 insurance, workers' compensation or similar insurance,
20 or automobile medical payment insurance.

21 Sec. 102. EFFECTIVE UPON ENACTMENT. This division
22 of this Act, being deemed of immediate importance,
23 takes effect upon enactment.

24 DIVISION XXVI

25 DEPARTMENT ON AGING — FY 2016–2017

26 Sec. 103. DEPARTMENT ON AGING. There is
27 appropriated from the general fund of the state to
28 the department on aging for the fiscal year beginning
29 July 1, 2016, and ending June 30, 2017, the following
30 amount, or so much thereof as is necessary, to be used
31 for the purposes designated:

32 For aging programs for the department on aging and
33 area agencies on aging to provide citizens of Iowa who
34 are 60 years of age and older with case management for
35 frail elders, Iowa's aging and disabilities resource
36 center, and other services which may include but are
37 not limited to adult day services, respite care, chore
38 services, information and assistance, and material aid,
39 for information and options counseling for persons with
40 disabilities who are 18 years of age or older, and
41 for salaries, support, administration, maintenance,
42 and miscellaneous purposes, and for not more than the
43 following full-time equivalent positions:

44	\$	5,555,533
45	FTEs	31.00

46 1. Funds appropriated in this section may be used
47 to supplement federal funds under federal regulations.
48 To receive funds appropriated in this section, a local
49 area agency on aging shall match the funds with moneys
50 from other sources according to rules adopted by the

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1 department. Funds appropriated in this section may be
2 used for elderly services not specifically enumerated
3 in this section only if approved by an area agency on
4 aging for provision of the service within the area.

5 2. Of the funds appropriated in this section,
6 \$139,973 is transferred to the economic development
7 authority for the Iowa commission on volunteer services
8 to be used for the retired and senior volunteer
9 program.

10 3. a. The department on aging shall establish and
11 enforce procedures relating to expenditure of state and
12 federal funds by area agencies on aging that require
13 compliance with both state and federal laws, rules, and
14 regulations, including but not limited to all of the
15 following:

16 (1) Requiring that expenditures are incurred only
17 for goods or services received or performed prior to
18 the end of the fiscal period designated for use of the
19 funds.

20 (2) Prohibiting prepayment for goods or services
21 not received or performed prior to the end of the
22 fiscal period designated for use of the funds.

23 (3) Prohibiting the prepayment for goods or
24 services not defined specifically by good or service,
25 time period, or recipient.

26 (4) Prohibiting the establishment of accounts from
27 which future goods or services which are not defined
28 specifically by good or service, time period, or
29 recipient, may be purchased.

30 b. The procedures shall provide that if any funds
31 are expended in a manner that is not in compliance with
32 the procedures and applicable federal and state laws,
33 rules, and regulations, and are subsequently subject
34 to repayment, the area agency on aging expending such
35 funds in contravention of such procedures, laws, rules
36 and regulations, not the state, shall be liable for
37 such repayment.

38 4. Of the funds appropriated in this section, at
39 least \$125,000 shall be used to fund the unmet needs
40 identified through Iowa's aging and disability resource
41 center network.

42 5. Of the funds appropriated in this section,
43 at least \$300,000 shall be used to fund home and
44 community-based services through the area agencies
45 on aging that enable older individuals to avoid more
46 costly utilization of residential or institutional
47 services and remain in their own homes.

48 6. Of the funds appropriated in this section,
49 \$262,500 shall be used for the purposes of section
50 231.56A, and shall be distributed equally to the area

1 agencies on aging to administer the prevention of elder
 2 abuse, neglect, and exploitation program pursuant to
 3 section 231.56A, in accordance with the requirements
 4 of the federal Older Americans Act of 1965, 42 U.S.C.
 5 §3001 et seq., as amended.

6 DIVISION XXVII

7 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2016–2017

8 Sec. 104. OFFICE OF LONG-TERM CARE
 9 OMBUDSMAN. There is appropriated from the general
 10 fund of the state to the office of long-term care
 11 ombudsman for the fiscal year beginning July 1, 2016,
 12 and ending June 30, 2017, the following amount, or
 13 so much thereof as is necessary, to be used for the
 14 purposes designated:

15 For salaries, support, administration, maintenance,
 16 and miscellaneous purposes, and for not more than the
 17 following full-time equivalent positions:

18	\$	464,658
19	FTEs	13.00

20 DIVISION XXVIII

21 DEPARTMENT OF PUBLIC HEALTH — FY 2016–2017

22 Sec. 105. DEPARTMENT OF PUBLIC HEALTH. There is
 23 appropriated from the general fund of the state to
 24 the department of public health for the fiscal year
 25 beginning July 1, 2016, and ending June 30, 2017, the
 26 following amounts, or so much thereof as is necessary,
 27 to be used for the purposes designated:

28 1. ADDICTIVE DISORDERS

29 For reducing the prevalence of the use of tobacco,
 30 alcohol, and other drugs, and treating individuals
 31 affected by addictive behaviors, including gambling,
 32 and for not more than the following full-time
 33 equivalent positions:

34	\$	13,294,345
35	FTEs	10.00

36 a. (1) Of the funds appropriated in this
 37 subsection, \$2,286,680 shall be used for the tobacco
 38 use prevention and control initiative, including
 39 efforts at the state and local levels, as provided
 40 in chapter 142A. The commission on tobacco use
 41 prevention and control established pursuant to section
 42 142A.3 shall advise the director of public health
 43 in prioritizing funding needs and the allocation of
 44 moneys appropriated for the programs and initiatives.
 45 Activities of the programs and initiatives shall be in
 46 alignment with the United States centers for disease
 47 control and prevention best practices for comprehensive
 48 tobacco control programs that include the goals of
 49 preventing youth initiation of tobacco usage, reducing
 50 exposure to secondhand smoke, and promotion of tobacco

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1 cessation.

2 (2) (a) Of the funds allocated in this paragraph
3 "a", \$226,533 is transferred to the alcoholic beverages
4 division of the department of commerce for enforcement
5 of tobacco laws, regulations, and ordinances and to
6 engage in tobacco control activities approved by the
7 division of tobacco use prevention and control of
8 the department of public health as specified in the
9 memorandum of understanding entered into between the
10 divisions.

11 (b) For the fiscal year beginning July 1, 2016, and
12 ending June 30, 2017, the terms of the memorandum of
13 understanding, entered into between the division of
14 tobacco use prevention and control of the department
15 of public health and the alcoholic beverages division
16 of the department of commerce, governing compliance
17 checks conducted to ensure licensed retail tobacco
18 outlet conformity with tobacco laws, regulations,
19 and ordinances relating to persons under eighteen
20 years of age, shall continue to restrict the number of
21 such checks to one check per retail outlet, and one
22 additional check for any retail outlet found to be in
23 violation during the first check.

24 b. Of the funds appropriated in this subsection,
25 \$11,007,664 shall be used for problem gambling and
26 substance-related disorder prevention, treatment, and
27 recovery services, including a 24-hour helpline, public
28 information resources, professional training, and
29 program evaluation.

30 (1) Of the funds allocated in this paragraph "b",
31 \$9,451,857 shall be used for substance-related disorder
32 prevention and treatment.

33 (a) Of the funds allocated in this subparagraph
34 (1), \$449,650 shall be used for the public purpose of
35 a grant program to provide substance-related disorder
36 prevention programming for children.

37 (i) Of the funds allocated in this subparagraph
38 division (a), \$213,769 shall be used for grant funding
39 for organizations that provide programming for
40 children by utilizing mentors. Programs approved for
41 such grants shall be certified or must be certified
42 within six months of receiving the grant award by the
43 Iowa commission on volunteer services as utilizing
44 the standards for effective practice for mentoring
45 programs.

46 (ii) Of the funds allocated in this subparagraph
47 division (a), \$213,419 shall be used for grant funding
48 for organizations providing programming that includes
49 youth development and leadership services. The
50 programs shall also be recognized as being programs

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1 that are scientifically based with evidence of their
2 effectiveness in reducing substance-related disorders
3 in children.

4 (iii) The department of public health shall utilize
5 a request for proposals process to implement the grant
6 program.

7 (iv) All grant recipients shall participate in a
8 program evaluation as a requirement for receiving grant
9 funds.

10 (v) Of the funds allocated in this subparagraph
11 division (a), up to \$22,461 may be used to administer
12 substance-related disorder prevention grants and for
13 program evaluations.

14 (b) Of the funds allocated in this subparagraph
15 (1), \$136,301 shall be used for culturally competent
16 substance-related disorder treatment pilot projects.

17 (i) The department shall utilize the amount
18 allocated in this subparagraph division (b) for at
19 least three pilot projects to provide culturally
20 competent substance-related disorder treatment in
21 various areas of the state. Each pilot project shall
22 target a particular ethnic minority population. The
23 populations targeted shall include but are not limited
24 to African American, Asian, and Latino.

25 (ii) The pilot project requirements shall provide
26 for documentation or other means to ensure access
27 to the cultural competence approach used by a pilot
28 project so that such approach can be replicated and
29 improved upon in successor programs.

30 (2) Of the funds allocated in this paragraph "b",
31 up to \$1,555,807 may be used for problem gambling
32 prevention, treatment, and recovery services.

33 (a) Of the funds allocated in this subparagraph
34 (2), \$1,286,881 shall be used for problem gambling
35 prevention and treatment.

36 (b) Of the funds allocated in this subparagraph
37 (2), up to \$218,926 may be used for a 24-hour helpline,
38 public information resources, professional training,
39 and program evaluation.

40 (c) Of the funds allocated in this subparagraph
41 (2), up to \$50,000 may be used for the licensing of
42 problem gambling treatment programs.

43 (3) It is the intent of the general assembly that
44 from the moneys allocated in this paragraph "b",
45 persons with a dual diagnosis of substance-related
46 disorder and gambling addiction shall be given priority
47 in treatment services.

48 c. Notwithstanding any provision of law to the
49 contrary, to standardize the availability, delivery,
50 cost of delivery, and accountability of problem

1 gambling and substance-related disorder treatment
 2 services statewide, the department shall continue
 3 implementation of a process to create a system for
 4 delivery of treatment services in accordance with the
 5 requirements specified in 2008 Iowa Acts, chapter
 6 1187, section 3, subsection 4. To ensure the system
 7 provides a continuum of treatment services that best
 8 meets the needs of Iowans, the problem gambling and
 9 substance-related disorder treatment services in any
 10 area may be provided either by a single agency or by
 11 separate agencies submitting a joint proposal.

12 (1) The system for delivery of substance-related
 13 disorder and problem gambling treatment shall include
 14 problem gambling prevention.

15 (2) The system for delivery of substance-related
 16 disorder and problem gambling treatment shall include
 17 substance-related disorder prevention by July 1, 2017.

18 (3) Of the funds allocated in paragraph “b”, the
 19 department may use up to \$50,000 for administrative
 20 costs to continue developing and implementing the
 21 process in accordance with this paragraph “c”.

22 d. The requirement of section 123.53, subsection
 23 5, is met by the appropriations and allocations
 24 made in this division of this Act for purposes of
 25 substance-related disorder treatment and addictive
 26 disorders for the fiscal year beginning July 1, 2016.

27 e. The department of public health shall work with
 28 all other departments that fund substance-related
 29 disorder prevention and treatment services and all
 30 such departments shall, to the extent necessary,
 31 collectively meet the state maintenance of effort
 32 requirements for expenditures for substance-related
 33 disorder services as required under the federal
 34 substance-related disorder prevention and treatment
 35 block grant.

36 2. HEALTHY CHILDREN AND FAMILIES

37 For promoting the optimum health status for
 38 children, adolescents from birth through 21 years of
 39 age, and families, and for not more than the following
 40 full-time equivalent positions:

41	\$	2,023,301
42	FTEs	12.00

43 a. Of the funds appropriated in this subsection,
 44 not more than \$367,420 shall be used for the healthy
 45 opportunities for parents to experience success
 46 (HOPES)-healthy families Iowa (HFI) program established
 47 pursuant to section 135.106. The funding shall be
 48 distributed to renew the grants that were provided
 49 to the grantees that operated the program during the
 50 fiscal year ending June 30, 2016.

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1 b. In order to implement the legislative intent
2 stated in sections 135.106 and 256I.9, that priority
3 for home visitation program funding be given to
4 programs using evidence-based or promising models
5 for home visitation, it is the intent of the general
6 assembly to phase in the funding priority in accordance
7 with 2012 Iowa Acts, chapter 1133, section 2,
8 subsection 2, paragraph 0b.

9 c. Of the funds appropriated in this subsection,
10 \$813,943 shall be used for the department's initiative
11 to provide for adequate developmental surveillance
12 and screening during a child's first five years. The
13 funds shall be used first to fully fund the current
14 sites to ensure that the sites are fully operational,
15 with the remaining funds to be used for expansion
16 to additional sites. The full implementation and
17 expansion shall include enhancing the scope of
18 the program through collaboration with the child
19 health specialty clinics to promote healthy child
20 development through early identification and response
21 to both biomedical and social determinants of healthy
22 development; by monitoring child health metrics to
23 inform practice, document long-term health impacts
24 and savings, and provide for continuous improvement
25 through training, education, and evaluation; and by
26 providing for practitioner consultation particularly
27 for children with behavioral conditions and needs. The
28 department of public health shall also collaborate
29 with the Iowa Medicaid enterprise and the child health
30 specialty clinics to integrate the activities of
31 the first five initiative into the establishment of
32 patient-centered medical homes, community utilities,
33 accountable care organizations, and other integrated
34 care models developed to improve health quality and
35 population health while reducing health care costs.
36 To the maximum extent possible, funding allocated in
37 this paragraph shall be utilized as matching funds for
38 medical assistance program reimbursement.

39 d. Of the funds appropriated in this subsection,
40 \$37,320 shall be distributed to a statewide dental
41 carrier to provide funds to continue the donated
42 dental services program patterned after the projects
43 developed by the lifeline network to provide dental
44 services to indigent individuals who are elderly or
45 with disabilities.

46 e. Of the funds appropriated in this subsection,
47 \$55,997 shall be used for childhood obesity prevention.

48 f. Of the funds appropriated in this subsection,
49 \$81,384 shall be used to provide audiological services
50 and hearing aids for children. The department may

1 enter into a contract to administer this paragraph.
 2 g. Of the funds appropriated in this subsection,
 3 \$12,500 is transferred to the university of Iowa
 4 college of dentistry for provision of primary dental
 5 services to children. State funds shall be matched
 6 on a dollar-for-dollar basis. The university of Iowa
 7 college of dentistry shall coordinate efforts with the
 8 department of public health, bureau of oral and health
 9 delivery systems, to provide dental care to underserved
 10 populations throughout the state.

11 h. Of the funds appropriated in this subsection,
 12 \$25,000 shall be used to address youth suicide
 13 prevention.

14 i. Of the funds appropriated in this subsection,
 15 \$25,000 shall be used to support the Iowa effort to
 16 address the survey of children who experience adverse
 17 childhood experiences known as ACEs.

18 j. The department of public health shall continue
 19 to administer the program to assist parents in this
 20 state with costs resulting from the death of a child
 21 in accordance with the provisions of 2014 Iowa Acts,
 22 chapter 1140, section 22, subsection 12.

23 3. CHRONIC CONDITIONS

24 For serving individuals identified as having chronic
 25 conditions or special health care needs, and for not
 26 more than the following full-time equivalent positions:

27	\$	2,370,215
28	FTEs	5.00

29 a. Of the funds appropriated in this subsection,
 30 \$79,966 shall be used for grants to individual patients
 31 who have an inherited metabolic disorder to assist with
 32 the costs of medically necessary foods and formula.

33 b. Of the funds appropriated in this subsection,
 34 \$445,822 shall be used for the brain injury services
 35 program pursuant to section 135.22B, including for
 36 continuation of the contracts for resource facilitator
 37 services in accordance with section 135.22B, subsection
 38 9, and to enhance brain injury training and recruitment
 39 of service providers on a statewide basis. Of the
 40 amount allocated in this paragraph, \$47,500 shall be
 41 used to fund one full-time equivalent position to serve
 42 as the state brain injury services program manager.

43 c. Of the funds appropriated in this subsection,
 44 \$273,991 shall be used as additional funding to
 45 leverage federal funding through the federal Ryan
 46 White Care Act, Tit. II, AIDS drug assistance program
 47 supplemental drug treatment grants.

48 d. Of the funds appropriated in this subsection,
 49 \$74,911 shall be used for the public purpose
 50 of continuing to contract with an existing

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1 national-affiliated organization to provide education,
2 client-centered programs, and client and family support
3 for people living with epilepsy and their families.
4 The amount allocated in this paragraph in excess of
5 \$50,000 shall be matched dollar-for-dollar by the
6 organization specified.

7 e. Of the funds appropriated in this subsection,
8 \$392,557 shall be used for child health specialty
9 clinics.

10 f. Of the funds appropriated in this subsection,
11 \$200,000 shall be used by the regional autism
12 assistance program established pursuant to section
13 256.35, and administered by the child health specialty
14 clinic located at the university of Iowa hospitals
15 and clinics. The funds shall be used to enhance
16 interagency collaboration and coordination of
17 educational, medical, and other human services for
18 persons with autism, their families, and providers of
19 services, including delivering regionalized services of
20 care coordination, family navigation, and integration
21 of services through the statewide system of regional
22 child health specialty clinics and fulfilling other
23 requirements as specified in chapter 225D. The
24 university of Iowa shall not receive funds allocated
25 under this paragraph for indirect costs associated with
26 the regional autism assistance program.

27 g. Of the funds appropriated in this subsection,
28 \$285,496 shall be used for the comprehensive cancer
29 control program to reduce the burden of cancer in
30 Iowa through prevention, early detection, effective
31 treatment, and ensuring quality of life. Of the funds
32 allocated in this paragraph "g", \$75,000 shall be used
33 to support a melanoma research symposium, a melanoma
34 biorepository and registry, basic and translational
35 melanoma research, and clinical trials.

36 h. Of the funds appropriated in this subsection,
37 \$63,225 shall be used for cervical and colon cancer
38 screening, and \$150,000 shall be used to enhance the
39 capacity of the cervical cancer screening program to
40 include provision of recommended prevention and early
41 detection measures to a broader range of low-income
42 women.

43 i. Of the funds appropriated in this subsection,
44 \$263,347 shall be used for the center for congenital
45 and inherited disorders.

46 j. Of the funds appropriated in this subsection,
47 \$64,705 shall be used for the prescription drug
48 donation repository program created in chapter 135M.

49 4. COMMUNITY CAPACITY

50 For strengthening the health care delivery system at

1 the local level, and for not more than the following
2 full-time equivalent positions:
3 \$ 3,085,383
4 FTEs 11.00

5 a. Of the funds appropriated in this subsection,
6 \$49,707 is allocated for continuation of the child
7 vision screening program implemented through
8 the university of Iowa hospitals and clinics in
9 collaboration with early childhood Iowa areas. The
10 program shall submit a report to the individuals
11 identified in this Act for submission of reports
12 regarding the use of funds allocated under this
13 paragraph "a". The report shall include the objectives
14 and results for the program year including the target
15 population and how the funds allocated assisted the
16 program in meeting the objectives; the number, age, and
17 location within the state of individuals served; the
18 type of services provided to the individuals served;
19 the distribution of funds based on service provided;
20 and the continuing needs of the program.

21 b. Of the funds appropriated in this subsection,
22 \$55,328 is allocated for continuation of an initiative
23 implemented at the university of Iowa and \$49,952 is
24 allocated for continuation of an initiative at the
25 state mental health institute at Cherokee to expand
26 and improve the workforce engaged in mental health
27 treatment and services. The initiatives shall receive
28 input from the university of Iowa, the department of
29 human services, the department of public health, and
30 the mental health and disability services commission to
31 address the focus of the initiatives.

32 c. Of the funds appropriated in this subsection,
33 \$582,314 shall be used for essential public health
34 services that promote healthy aging throughout one's
35 lifespan, contracted through a formula for local boards
36 of health, to enhance health promotion and disease
37 prevention services.

38 d. Of the funds appropriated in this section,
39 \$49,643 shall be deposited in the governmental public
40 health system fund created in section 135A.8 to be used
41 for the purposes of the fund.

42 e. Of the funds appropriated in this subsection,
43 \$52,724 shall be used to continue to address the
44 shortage of mental health professionals in the state.

45 f. Of the funds appropriated in this subsection,
46 \$25,000 shall be used for a grant to a statewide
47 association of psychologists that is affiliated
48 with the American psychological association to be
49 used for continuation of a program to rotate intern
50 psychologists in placements in urban and rural mental

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1 health professional shortage areas, as defined in
2 section 135.180.

3 g. Of the funds appropriated in this subsection,
4 \$512,742 shall be allocated as a grant to the Iowa
5 primary care association to be used pursuant to
6 section 135.153 for the statewide coordination of
7 the Iowa collaborative safety net provider network.
8 Coordination of the network shall focus on increasing
9 access by underserved populations to health care
10 services, increasing integration of the health system
11 and collaboration across the continuum of care with
12 a focus on safety net services, and enhancing the
13 Iowa collaborative safety net provider network's
14 communication and education efforts. The amount
15 allocated as a grant under this paragraph "g" shall be
16 used for distribution to safety net partners in the
17 state that work to increase access of the underserved
18 population to health services.

19 (1) Of the amount allocated in this paragraph
20 "g", up to \$206,707 shall be distributed to the Iowa
21 prescription drug corporation for continuation of the
22 pharmaceutical infrastructure for safety net providers
23 as described in 2007 Iowa Acts, chapter 218, section
24 108.

25 (2) Of the amount allocated in this paragraph "g",
26 up to \$174,161 shall be distributed to free clinics
27 and free clinics of Iowa for necessary infrastructure,
28 statewide coordination, provider recruitment, service
29 delivery, and provision of assistance to patients in
30 securing a medical home inclusive of oral health care.

31 (3) Of the amount allocated in this paragraph
32 "g", up to \$25,000 shall be distributed to the Iowa
33 coalition against sexual assault to continue a training
34 program for sexual assault response team (SART)
35 members, including representatives of law enforcement,
36 victim advocates, prosecutors, and certified medical
37 personnel.

38 (4) Of the amount allocated in this paragraph
39 "g", up to \$106,874 shall be distributed to the Polk
40 county medical society for continuation of the safety
41 net provider patient access to a specialty health care
42 initiative as described in 2007 Iowa Acts, chapter 218,
43 section 109.

44 h. Of the funds appropriated in this subsection,
45 the department may use up to \$29,087 for up to one
46 full-time equivalent position to administer the
47 volunteer health care provider program pursuant to
48 section 135.24.

49 i. Of the funds appropriated in this subsection,
50 \$25,000 shall be used for a matching dental education

1 loan repayment program to be allocated to a dental
 2 nonprofit health service corporation to continue to
 3 develop the criteria and implement the loan repayment
 4 program.

5 j. Of the funds appropriated in this subsection,
 6 \$52,911 is transferred to the college student aid
 7 commission for deposit in the rural Iowa primary care
 8 trust fund created in section 261.113 to be used for
 9 the purposes of the fund.

10 k. Of the funds appropriated in this subsection,
 11 \$75,000 shall be used for the purposes of the Iowa
 12 donor registry as specified in section 142C.18.

13 l. Of the funds appropriated in this subsection,
 14 \$1,000,000 shall be deposited in the medical residency
 15 training account created in section 135.175, subsection
 16 5, paragraph "a", and is appropriated from the account
 17 to the department of public health to be used for
 18 the purposes of the medical residency training state
 19 matching grants program as specified in section
 20 135.176. However, notwithstanding any provision
 21 to the contrary in section 135.176, priority in the
 22 awarding of grants shall be given to sponsors that
 23 propose preference in the use of the grant funds for
 24 psychiatric residency positions and family practice
 25 residency positions.

26 5. HEALTHY AGING

27 To provide public health services that reduce risks
 28 and invest in promoting and protecting good health over
 29 the course of a lifetime with a priority given to older
 30 Iowans and vulnerable populations:

31	\$	3,648,571
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32 6. INFECTIOUS DISEASES

33 For reducing the incidence and prevalence of
 34 communicable diseases, and for not more than the
 35 following full-time equivalent positions:

36	\$	667,578
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37	FTEs	4.00
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38 7. PUBLIC PROTECTION

39 For protecting the health and safety of the
 40 public through establishing standards and enforcing
 41 regulations, and for not more than the following
 42 full-time equivalent positions:

43	\$	2,169,596
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44	FTEs	135.50
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45 a. Of the funds appropriated in this subsection,
 46 not more than \$227,350 shall be credited to the
 47 emergency medical services fund created in section
 48 135.25. Moneys in the emergency medical services fund
 49 are appropriated to the department to be used for the
 50 purposes of the fund.

1 b. Of the funds appropriated in this subsection,
 2 \$101,516 shall be used for sexual violence prevention
 3 programming through a statewide organization
 4 representing programs serving victims of sexual
 5 violence through the department’s sexual violence
 6 prevention program. The amount allocated in this
 7 paragraph “b” shall not be used to supplant funding
 8 administered for other sexual violence prevention or
 9 victims assistance programs.

10 c. Of the funds appropriated in this subsection,
 11 \$299,375 shall be used for the state poison control
 12 center. Pursuant to the directive under 2014 Iowa
 13 Acts, chapter 1140, section 102, the federal matching
 14 funds available to the state poison control center from
 15 the department of human services under the federal
 16 Children’s Health Insurance Program Reauthorization
 17 Act allotment shall be subject to the federal
 18 administrative cap rule of 10 percent applicable to
 19 funding provided under Tit. XXI of the federal Social
 20 Security Act and included within the department’s
 21 calculations of the cap.

22 d. Of the funds appropriated in this subsection,
 23 \$268,875 shall be used for childhood lead poisoning
 24 provisions.

25 8. RESOURCE MANAGEMENT

26 For establishing and sustaining the overall
 27 ability of the department to deliver services to the
 28 public, and for not more than the following full-time
 29 equivalent positions:

30	\$	427,536
31	FTEs	4.00

32 The university of Iowa hospitals and clinics under
 33 the control of the state board of regents shall not
 34 receive indirect costs from the funds appropriated in
 35 this section. The university of Iowa hospitals and
 36 clinics billings to the department shall be on at least
 37 a quarterly basis.

38 DIVISION XXIX

39 DEPARTMENT OF VETERANS AFFAIRS — FY 2016–2017

40 Sec. 106. DEPARTMENT OF VETERANS AFFAIRS. There
 41 is appropriated from the general fund of the state to
 42 the department of veterans affairs for the fiscal year
 43 beginning July 1, 2016, and ending June 30, 2017, the
 44 following amounts, or so much thereof as is necessary,
 45 to be used for the purposes designated:

46 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

47 For salaries, support, maintenance, and
 48 miscellaneous purposes, and for not more than the
 49 following full-time equivalent positions:

50	\$	600,273
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1	FTEs	15.00
2	2. IOWA VETERANS HOME		
3	For salaries, support, maintenance, and		
4	miscellaneous purposes:		
5	.....	\$	3,797,498
6	a. The Iowa veterans home billings involving the		
7	department of human services shall be submitted to the		
8	department on at least a monthly basis.		
9	b. Within available resources and in conformance		
10	with associated state and federal program eligibility		
11	requirements, the Iowa veterans home may implement		
12	measures to provide financial assistance to or		
13	on behalf of veterans or their spouses who are		
14	participating in the community reentry program.		
15	3. HOME OWNERSHIP ASSISTANCE PROGRAM		
16	For transfer to the Iowa finance authority for the		
17	continuation of the home ownership assistance program		
18	for persons who are or were eligible members of the		
19	armed forces of the United States, pursuant to section		
20	16.54:		
21	.....	\$	1,250,000
22	Sec. 107. LIMITATION OF COUNTY		
23	COMMISSIONS OF VETERAN AFFAIRS FUND STANDING		
24	APPROPRIATIONS. Notwithstanding the standing		
25	appropriation in section 35A.16 for the fiscal year		
26	beginning July 1, 2016, and ending June 30, 2017, the		
27	amount appropriated from the general fund of the state		
28	pursuant to that section for the following designated		
29	purposes shall not exceed the following amount:		
30	For the county commissions of veteran affairs fund		
31	under section 35A.16:		
32	.....	\$	495,000
33	DIVISION XXX		
34	DEPARTMENT OF HUMAN SERVICES — FY 2016–2017		
35	Sec. 108. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES		
36	BLOCK GRANT. There is appropriated from the fund		
37	created in section 8.41 to the department of human		
38	services for the fiscal year beginning July 1, 2016,		
39	and ending June 30, 2017, from moneys received under		
40	the federal temporary assistance for needy families		
41	(TANF) block grant pursuant to the federal Personal		
42	Responsibility and Work Opportunity Reconciliation		
43	Act of 1996, Pub. L. No. 104-193, and successor		
44	legislation, the following amounts, or so much		
45	thereof as is necessary, to be used for the purposes		
46	designated:		
47	1. To be credited to the family investment program		
48	account and used for assistance under the family		
49	investment program under chapter 239B:		
50	.....	\$	2,568,497

1	2. To be credited to the family investment program	
2	account and used for the job opportunities and	
3	basic skills (JOBS) program and implementing family	
4	investment agreements in accordance with chapter 239B:	
5	.....	\$ 5,069,089
6	3. To be used for the family development and	
7	self-sufficiency grant program in accordance with	
8	section 216A.107:	
9	.....	\$ 1,449,490
10	Notwithstanding section 8.33, moneys appropriated in	
11	this subsection that remain unencumbered or unobligated	
12	at the close of the fiscal year shall not revert but	
13	shall remain available for expenditure for the purposes	
14	designated until the close of the succeeding fiscal	
15	year. However, unless such moneys are encumbered or	
16	obligated on or before September 30, 2016, the moneys	
17	shall revert.	
18	4. For field operations:	
19	.....	\$ 15,648,116
20	5. For general administration:	
21	.....	\$ 1,872,000
22	6. For state child care assistance:	
23	.....	\$ 17,523,555
24	a. Of the funds appropriated in this subsection,	
25	\$13,164,048 is transferred to the child care and	
26	development block grant appropriation made by the	
27	Eighty-sixth General Assembly, 2016 Session, for	
28	the federal fiscal year beginning October 1, 2016,	
29	and ending September 30, 2017. Of this amount,	
30	\$100,000 shall be used for provision of educational	
31	opportunities to registered child care home providers	
32	in order to improve services and programs offered	
33	by this category of providers and to increase the	
34	number of providers. The department may contract	
35	with institutions of higher education or child	
36	care resource and referral centers to provide the	
37	educational opportunities. Allowable administrative	
38	costs under the contracts shall not exceed 5 percent.	
39	The application for a grant shall not exceed two pages	
40	in length.	
41	b. Any funds appropriated in this subsection	
42	remaining unallocated shall be used for state child	
43	care assistance payments for families who are employed	
44	including but not limited to individuals enrolled in	
45	the family investment program.	
46	7. For distribution to counties and regions through	
47	the property tax relief fund for mental health and	
48	disability services as provided in an appropriation	
49	made for this purpose:	
50	.....	\$ 2,447,026

1	8. For child and family services:		
2	.....	\$	16,042,215
3	9. For child abuse prevention grants:		
4	.....	\$	62,500
5	10. For pregnancy prevention grants on the		
6	condition that family planning services are funded:		
7	.....	\$	965,033
8	Pregnancy prevention grants shall be awarded to		
9	programs in existence on or before July 1, 2016, if the		
10	programs have demonstrated positive outcomes. Grants		
11	shall be awarded to pregnancy prevention programs		
12	which are developed after July 1, 2016, if the programs		
13	are based on existing models that have demonstrated		
14	positive outcomes. Grants shall comply with the		
15	requirements provided in 1997 Iowa Acts, chapter		
16	208, section 14, subsections 1 and 2, including the		
17	requirement that grant programs must emphasize sexual		
18	abstinence. Priority in the awarding of grants shall		
19	be given to programs that serve areas of the state		
20	which demonstrate the highest percentage of unplanned		
21	pregnancies of females of childbearing age within the		
22	geographic area to be served by the grant.		
23	11. For technology needs and other resources		
24	necessary to meet federal welfare reform reporting,		
25	tracking, and case management requirements:		
26	.....	\$	518,593
27	12. For the family investment program share of		
28	the costs to continue to develop and maintain a new,		
29	integrated eligibility determination system:		
30	.....	\$	3,327,440
31	13. a. Notwithstanding any provision to the		
32	contrary, including but not limited to requirements		
33	in section 8.41 or provisions in 2015 or 2016 Iowa		
34	Acts regarding the receipt and appropriation of		
35	federal block grants, federal funds from the temporary		
36	assistance for needy families block grant received		
37	by the state and not otherwise appropriated in this		
38	section and remaining available for the fiscal year		
39	beginning July 1, 2016, are appropriated to the		
40	department of human services to the extent as may		
41	be necessary to be used in the following priority		
42	order: the family investment program, for state child		
43	care assistance program payments for families who are		
44	employed including but not limited to individuals		
45	enrolled in the family investment program, and for the		
46	family investment program share of costs to develop and		
47	maintain a new, integrated eligibility determination		
48	system. The federal funds appropriated in this		
49	paragraph "a" shall be expended only after all other		
50	funds appropriated in subsection 1 for the assistance		

1 under the family investment program, in subsection 6
 2 for child care assistance, or in subsection 12 for
 3 the family investment program share of the costs to
 4 continue to develop and maintain a new, integrated
 5 eligibility determination system, as applicable, have
 6 been expended. For the purposes of this subsection,
 7 the funds appropriated in subsection 6, paragraph “a”,
 8 for transfer to the child care and development block
 9 grant appropriation are considered fully expended when
 10 the full amount has been transferred.

11 b. The department shall, on a quarterly basis,
 12 advise the legislative services agency and department
 13 of management of the amount of funds appropriated in
 14 this subsection that was expended in the prior quarter.

15 14. Of the amounts appropriated in this section,
 16 \$6,481,004 for the fiscal year beginning July 1, 2016,
 17 is transferred to the appropriation of the federal
 18 social services block grant made to the department of
 19 human services for that fiscal year.

20 15. For continuation of the program providing
 21 categorical eligibility for the food assistance program
 22 as specified for the program in the section of this
 23 division of this 2016 Act relating to the family
 24 investment program account:

25 \$ 12,500

26 16. The department may transfer funds allocated
 27 in this section to the appropriations made in this
 28 division of this Act for the same fiscal year for
 29 general administration and field operations for
 30 resources necessary to implement and operate the
 31 services referred to in this section and those funded
 32 in the appropriation made in this division of this Act
 33 for the same fiscal year for the family investment
 34 program from the general fund of the state.

35 **Sec. 109. FAMILY INVESTMENT PROGRAM ACCOUNT.**

36 1. Moneys credited to the family investment program
 37 (FIP) account for the fiscal year beginning July
 38 1, 2016, and ending June 30, 2017, shall be used to
 39 provide assistance in accordance with chapter 239B.

40 2. The department may use a portion of the moneys
 41 credited to the FIP account under this section as
 42 necessary for salaries, support, maintenance, and
 43 miscellaneous purposes.

44 3. The department may transfer funds allocated
 45 in subsection 4 to the appropriations made in this
 46 division of this Act for the same fiscal year for
 47 general administration and field operations for
 48 resources necessary to implement and operate the family
 49 investment program services referred to in this section
 50 and those funded in the appropriation made in this

1 division of this Act for the same fiscal year for the
2 family investment program from the general fund of the
3 state.

4 4. Moneys appropriated in this division of this Act
5 and credited to the FIP account for the fiscal year
6 beginning July 1, 2016, and ending June 30, 2017, are
7 allocated as follows:

8 a. To be retained by the department of human
9 services to be used for coordinating with the
10 department of human rights to more effectively serve
11 participants in FIP and other shared clients and to
12 meet federal reporting requirements under the federal
13 temporary assistance for needy families block grant:

14 \$ 10,000

15 b. To the department of human rights for staffing,
16 administration, and implementation of the family
17 development and self-sufficiency grant program in
18 accordance with section 216A.107:

19 \$ 3,096,417

20 (1) Of the funds allocated for the family
21 development and self-sufficiency grant program in this
22 paragraph "b", not more than 5 percent of the funds
23 shall be used for the administration of the grant
24 program.

25 (2) The department of human rights may continue to
26 implement the family development and self-sufficiency
27 grant program statewide during fiscal year 2016-2017.

28 (3) The department of human rights may engage in
29 activities to strengthen and improve family outcomes
30 measures and data collection systems under the family
31 development and self-sufficiency grant program.

32 c. For the diversion subaccount of the FIP account:

33 \$ 407,500

34 A portion of the moneys allocated for the subaccount
35 may be used for field operations, salaries, data
36 management system development, and implementation
37 costs and support deemed necessary by the director of
38 human services in order to administer the FIP diversion
39 program. To the extent moneys allocated in this
40 paragraph "c" are not deemed by the department to be
41 necessary to support diversion activities, such moneys
42 may be used for other efforts intended to increase
43 engagement by family investment program participants in
44 work, education, or training activities.

45 d. For the food assistance employment and training
46 program:

47 \$ 33,294

48 (1) The department shall apply the federal
49 supplemental nutrition assistance program (SNAP)
50 employment and training state plan in order to maximize

1 to the fullest extent permitted by federal law the use
 2 of the 50 percent federal reimbursement provisions
 3 for the claiming of allowable federal reimbursement
 4 funds from the United States department of agriculture
 5 pursuant to the federal SNAP employment and training
 6 program for providing education, employment, and
 7 training services for eligible food assistance program
 8 participants, including but not limited to related
 9 dependent care and transportation expenses.

10 (2) The department shall continue the categorical
 11 federal food assistance program eligibility at 160
 12 percent of the federal poverty level and continue to
 13 eliminate the asset test from eligibility requirements,
 14 consistent with federal food assistance program
 15 requirements. The department shall include as many
 16 food assistance households as is allowed by federal
 17 law. The eligibility provisions shall conform to all
 18 federal requirements including requirements addressing
 19 individuals who are incarcerated or otherwise
 20 ineligible.

21 e. For the JOBS program:

22 \$ 8,770,199

23 5. Of the child support collections assigned under
 24 FIP, an amount equal to the federal share of support
 25 collections shall be credited to the child support
 26 recovery appropriation made in this division of this
 27 Act. Of the remainder of the assigned child support
 28 collections received by the child support recovery
 29 unit, a portion shall be credited to the FIP account,
 30 a portion may be used to increase recoveries, and a
 31 portion may be used to sustain cash flow in the child
 32 support payments account. If as a consequence of the
 33 appropriations and allocations made in this section
 34 the resulting amounts are insufficient to sustain
 35 cash assistance payments and meet federal maintenance
 36 of effort requirements, the department shall seek
 37 supplemental funding. If child support collections
 38 assigned under FIP are greater than estimated or are
 39 otherwise determined not to be required for maintenance
 40 of effort, the state share of either amount may
 41 be transferred to or retained in the child support
 42 payments account.

43 6. The department may adopt emergency rules for the
 44 family investment, JOBS, food assistance, and medical
 45 assistance programs if necessary to comply with federal
 46 requirements.

47 Sec. 110. FAMILY INVESTMENT PROGRAM GENERAL
 48 FUND. There is appropriated from the general fund of
 49 the state to the department of human services for the
 50 fiscal year beginning July 1, 2016, and ending June 30,

1 2017, the following amount, or so much thereof as is
2 necessary, to be used for the purpose designated:

3 To be credited to the family investment program
4 (FIP) account and used for family investment program
5 assistance under chapter 239B:

6 \$ 24,209,099

7 1. Of the funds appropriated in this section,
8 \$3,701,110 is allocated for the JOBS program.

9 2. Of the funds appropriated in this section,
10 \$1,656,927 is allocated for the family development and
11 self-sufficiency grant program.

12 3. Notwithstanding section 8.39, for the fiscal
13 year beginning July 1, 2016, if necessary to meet
14 federal maintenance of effort requirements or to
15 transfer federal temporary assistance for needy
16 families block grant funding to be used for purposes
17 of the federal social services block grant or to meet
18 cash flow needs resulting from delays in receiving
19 federal funding or to implement, in accordance with
20 this division of this Act, activities currently funded
21 with juvenile court services, county, or community
22 moneys and state moneys used in combination with such
23 moneys, the department of human services may transfer
24 funds within or between any of the appropriations made
25 in this division of this Act and appropriations in law
26 for the federal social services block grant to the
27 department for the following purposes, provided that
28 the combined amount of state and federal temporary
29 assistance for needy families block grant funding for
30 each appropriation remains the same before and after
31 the transfer:

- 32 a. For the family investment program.
- 33 b. For child care assistance.
- 34 c. For child and family services.
- 35 d. For field operations.
- 36 e. For general administration.
- 37 f. For distribution to counties or regions through
38 the property tax relief fund for mental health and
39 disability services as provided in an appropriation for
40 this purpose.

41 This subsection shall not be construed to prohibit
42 the use of existing state transfer authority for other
43 purposes. The department shall report any transfers
44 made pursuant to this subsection to the legislative
45 services agency.

46 4. The department may transfer funds appropriated
47 in this section to the appropriations made in this
48 division of this Act for general administration and
49 field operations as necessary to administer this
50 section and the overall family investment program.

1 Sec. 111. CHILD SUPPORT RECOVERY. There is
 2 appropriated from the general fund of the state to
 3 the department of human services for the fiscal year
 4 beginning July 1, 2016, and ending June 30, 2017, the
 5 following amount, or so much thereof as is necessary,
 6 to be used for the purposes designated:

7 For child support recovery, including salaries,
 8 support, maintenance, and miscellaneous purposes, and
 9 for not more than the following full-time equivalent
 10 positions:

11	\$	7,308,560
12	FTEs	464.00

13 1. The department shall expend up to \$12,164,
 14 including federal financial participation, for the
 15 fiscal year beginning July 1, 2016, for a child support
 16 public awareness campaign. The department and the
 17 office of the attorney general shall cooperate in
 18 continuation of the campaign. The public awareness
 19 campaign shall emphasize, through a variety of media
 20 activities, the importance of maximum involvement of
 21 both parents in the lives of their children as well as
 22 the importance of payment of child support obligations.

23 2. Federal access and visitation grant moneys shall
 24 be issued directly to private not-for-profit agencies
 25 that provide services designed to increase compliance
 26 with the child access provisions of court orders,
 27 including but not limited to neutral visitation sites
 28 and mediation services.

29 3. The appropriation made to the department for
 30 child support recovery may be used throughout the
 31 fiscal year in the manner necessary for purposes of
 32 cash flow management, and for cash flow management
 33 purposes the department may temporarily draw more
 34 than the amount appropriated, provided the amount
 35 appropriated is not exceeded at the close of the fiscal
 36 year.

37 4. With the exception of the funding amount
 38 specified, the requirements established under 2001
 39 Iowa Acts, chapter 191, section 3, subsection 5,
 40 paragraph "c", subparagraph (3), shall be applicable
 41 to parental obligation pilot projects for the fiscal
 42 year beginning July 1, 2016, and ending June 30,
 43 2017. Notwithstanding 441 IAC 100.8, providing for
 44 termination of rules relating to the pilot projects,
 45 the rules shall remain in effect until June 30, 2017.

46 Sec. 112. HEALTH CARE TRUST FUND — MEDICAL
 47 ASSISTANCE — FY 2016–2017. Any funds remaining in the
 48 health care trust fund created in section 453A.35A for
 49 the fiscal year beginning July 1, 2016, and ending June
 50 30, 2017, are appropriated to the department of human

1 services to supplement the medical assistance program
2 appropriations made in this division of this Act, for
3 medical assistance reimbursement and associated costs,
4 including program administration and costs associated
5 with program implementation.

6 Sec. 113. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE

7 — FY 2016–2017. Any funds remaining in the Medicaid
8 fraud fund created in section 249A.50 for the fiscal
9 year beginning July 1, 2016, and ending June 30, 2017,
10 are appropriated to the department of human services to
11 supplement the medical assistance appropriations made
12 in this division of this Act, for medical assistance
13 reimbursement and associated costs, including program
14 administration and costs associated with program
15 implementation.

16 Sec. 114. MEDICAL ASSISTANCE.

17 1. There is appropriated from the general fund of
18 the state to the department of human services for the
19 fiscal year beginning July 1, 2016, and ending June 30,
20 2017, the following amount, or so much thereof as is
21 necessary, to be used for the purpose designated:

22 For medical assistance program reimbursement and
23 associated costs as specifically provided in the
24 reimbursement methodologies in effect on June 30,
25 2016, except as otherwise expressly authorized by
26 law, consistent with options under federal law and
27 regulations, and contingent upon receipt of approval
28 from the office of the governor of reimbursement for
29 each abortion performed under the program:

30 \$ 660,405,499

31 2. Iowans support reducing the number of abortions
32 performed in our state. For an abortion covered under
33 the program, except in the case of a medical emergency,
34 as defined in section 135L.1, for any woman, the
35 physician shall certify both of the following:

36 a. That the woman has been given the opportunity to
37 view an ultrasound image of the fetus as part of the
38 standard of care before an abortion is performed.

39 b. That the woman has been provided information
40 regarding the options relative to a pregnancy,
41 including continuing the pregnancy to term and
42 retaining parental rights following the child's birth,
43 continuing the pregnancy to term and placing the child
44 for adoption, and terminating the pregnancy.

45 3. The provisions of this section relating to
46 abortions shall also apply to the Iowa health and
47 wellness plan created pursuant to chapter 249N.

48 4. The department shall utilize not more than
49 \$30,000 of the funds appropriated in this section
50 to continue the AIDS/HIV health insurance premium

1 payment program as established in 1992 Iowa Acts,
2 Second Extraordinary Session, chapter 1001, section
3 409, subsection 6. Of the funds allocated in this
4 subsection, not more than \$2,500 may be expended for
5 administrative purposes.

6 5. Of the funds appropriated in this Act to the
7 department of public health for addictive disorders,
8 \$475,000 for the fiscal year beginning July 1, 2016,
9 is transferred to the department of human services for
10 an integrated substance-related disorder managed care
11 system. The department shall not assume management
12 of the substance-related disorder system in place
13 of the managed care contractor unless such a change
14 in approach is specifically authorized in law. The
15 departments of human services and public health shall
16 work together to maintain the level of mental health
17 and substance-related disorder treatment services
18 provided by the managed care contractor through the
19 Iowa plan for behavioral health. Each department
20 shall take the steps necessary to continue the federal
21 waivers as necessary to maintain the level of services.

22 6. a. The department shall aggressively pursue
23 options for providing medical assistance or other
24 assistance to individuals with special needs who become
25 ineligible to continue receiving services under the
26 early and periodic screening, diagnostic, and treatment
27 program under the medical assistance program due
28 to becoming 21 years of age who have been approved
29 for additional assistance through the department's
30 exception to policy provisions, but who have health
31 care needs in excess of the funding available through
32 the exception to policy provisions.

33 b. Of the funds appropriated in this section,
34 \$50,000 shall be used for participation in one or more
35 pilot projects operated by a private provider to allow
36 the individual or individuals to receive service in the
37 community in accordance with principles established in
38 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
39 of providing medical assistance or other assistance to
40 individuals with special needs who become ineligible
41 to continue receiving services under the early and
42 periodic screening, diagnostic, and treatment program
43 under the medical assistance program due to becoming
44 21 years of age who have been approved for additional
45 assistance through the department's exception to policy
46 provisions, but who have health care needs in excess
47 of the funding available through the exception to the
48 policy provisions.

49 7. Of the funds appropriated in this section, up to
50 \$1,525,041 may be transferred to the field operations

1 or general administration appropriations in this
 2 division of this Act for operational costs associated
 3 with Part D of the federal Medicare Prescription Drug
 4 Improvement and Modernization Act of 2003, Pub. L. No.
 5 108-173.

6 8. Of the funds appropriated in this section, up
 7 to \$221,050 may be transferred to the appropriation
 8 in this division of this Act for medical contracts
 9 to be used for clinical assessment services and prior
 10 authorization of services.

11 9. A portion of the funds appropriated in this
 12 section may be transferred to the appropriations in
 13 this division of this Act for general administration,
 14 medical contracts, the children's health insurance
 15 program, or field operations to be used for the
 16 state match cost to comply with the payment error
 17 rate measurement (PERM) program for both the medical
 18 assistance and children's health insurance programs
 19 as developed by the centers for Medicare and Medicaid
 20 services of the United States department of health and
 21 human services to comply with the federal Improper
 22 Payments Information Act of 2002, Pub. L. No. 107-300.

23 10. The department shall continue to implement the
 24 recommendations of the assuring better child health
 25 and development initiative II (ABCDII) clinical panel
 26 to the Iowa early and periodic screening, diagnostic,
 27 and treatment services healthy mental development
 28 collaborative board regarding changes to billing
 29 procedures, codes, and eligible service providers.

30 11. Of the funds appropriated in this section,
 31 a sufficient amount is allocated to supplement
 32 the incomes of residents of nursing facilities,
 33 intermediate care facilities for persons with mental
 34 illness, and intermediate care facilities for persons
 35 with an intellectual disability, with incomes of less
 36 than \$50 in the amount necessary for the residents to
 37 receive a personal needs allowance of \$50 per month
 38 pursuant to section 249A.30A.

39 12. Of the funds appropriated in this section, the
 40 following amounts are transferred to the appropriations
 41 made in this division of this Act for the state mental
 42 health institutes:

43 a. Cherokee mental health		
44 institute	\$	4,549,212
45 b. Independence mental health		
46 institute	\$	4,522,947

47 13. a. Of the funds appropriated in this section,
 48 \$2,041,939 is allocated for the state match for a
 49 disproportionate share hospital payment of \$4,544,712
 50 to hospitals that meet both of the conditions specified

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1 in subparagraphs (1) and (2). In addition, the
2 hospitals that meet the conditions specified shall
3 either certify public expenditures or transfer to
4 the medical assistance program an amount equal to
5 provide the nonfederal share for a disproportionate
6 share hospital payment of \$8,772,003. The hospitals
7 that meet the conditions specified shall receive and
8 retain 100 percent of the total disproportionate share
9 hospital payment of \$13,316,715.

10 (1) The hospital qualifies for disproportionate
11 share and graduate medical education payments.
12 (2) The hospital is an Iowa state-owned hospital
13 with more than 500 beds and eight or more distinct
14 residency specialty or subspecialty programs recognized
15 by the American college of graduate medical education.

16 b. Distribution of the disproportionate share
17 payments shall be made on a monthly basis. The total
18 amount of disproportionate share payments including
19 graduate medical education, enhanced disproportionate
20 share, and Iowa state-owned teaching hospital payments
21 shall not exceed the amount of the state's allotment
22 under Pub. L. No. 102-234. In addition, the total
23 amount of all disproportionate share payments shall not
24 exceed the hospital-specific disproportionate share
25 limits under Pub. L. No. 103-66.

26 c. The university of Iowa hospitals and clinics
27 shall either certify public expenditures or transfer
28 to the appropriations made in this division of this
29 Act for medical assistance an amount equal to provide
30 the nonfederal share for increased medical assistance
31 payments for inpatient and outpatient hospital services
32 of \$4,950,000. The university of Iowa hospitals and
33 clinics shall receive and retain 100 percent of the
34 total increase in medical assistance payments.

35 14. One hundred percent of the nonfederal share of
36 payments to area education agencies that are medical
37 assistance providers for medical assistance-covered
38 services provided to medical assistance-covered
39 children, shall be made from the appropriation made in
40 this section.

41 15. Any new or renewed contract entered into by the
42 department with a third party to administer behavioral
43 health services under the medical assistance program
44 shall provide that any interest earned on payments
45 from the state during the state fiscal year shall be
46 remitted to the department and treated as recoveries to
47 offset the costs of the medical assistance program.

48 16. A portion of the funds appropriated in this
49 section may be transferred to the appropriation in this
50 division of this Act for medical contracts to be used

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1 for administrative activities associated with the money
2 follows the person demonstration project.

3 17. Of the funds appropriated in this section,
4 \$174,505 shall be used for the administration of the
5 health insurance premium payment program, including
6 salaries, support, maintenance, and miscellaneous
7 purposes.

8 18. a. The department may increase the amounts
9 allocated for salaries, support, maintenance, and
10 miscellaneous purposes associated with the medical
11 assistance program, as necessary, to implement cost
12 containment strategies. The department shall report
13 any such increase to the legislative services agency
14 and the department of management.

15 b. If the savings to the medical assistance program
16 from cost containment efforts exceed the cost for the
17 fiscal year beginning July 1, 2016, the department may
18 transfer any savings generated for the fiscal year due
19 to medical assistance program cost containment efforts
20 to the appropriation made in this division of this Act
21 for medical contracts or general administration to
22 defray the increased contract costs associated with
23 implementing such efforts.

24 c. The department shall report the implementation
25 of any cost containment strategies under this
26 subsection to the individuals specified in this
27 division of this Act for submission of reports on a
28 quarterly basis.

29 19. For the fiscal year beginning July 1, 2016,
30 and ending June 30, 2017, the replacement generation
31 tax revenues required to be deposited in the property
32 tax relief fund pursuant to section 437A.8, subsection
33 4, paragraph "d", and section 437A.15, subsection
34 3, paragraph "f", shall instead be credited to and
35 supplement the appropriation made in this section and
36 used for the allocations made in this section.

37 20. The department shall continue to administer the
38 state balancing incentive payments program as specified
39 in 2012 Iowa Acts, chapter 1133, section 14.

40 21. a. Of the funds appropriated in this section,
41 \$450,000 shall be used for continued implementation
42 of the children's mental health home project proposed
43 by the department of human services and reported to
44 the general assembly's mental health and disability
45 services study committee in December 2011. Of this
46 amount, up to \$25,000 may be transferred by the
47 department to the appropriation made in this division
48 of this Act to the department for the same fiscal year
49 for general administration to be used for associated
50 administrative expenses and for not more than one

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1 full-time equivalent position, in addition to those
2 authorized for the same fiscal year, to be assigned to
3 implementing the project.

4 b. Of the funds appropriated in this section, up to
5 \$200,000 may be transferred by the department to the
6 appropriation made to the department in this division
7 of this Act for the same fiscal year for Medicaid
8 program-related general administration planning and
9 implementation activities. The funds may be used for
10 contracts or for personnel in addition to the amounts
11 appropriated for and the positions authorized for
12 general administration for the fiscal year.

13 c. Of the funds appropriated in this section, up
14 to \$1,500,000 may be transferred by the department to
15 the appropriations made in this division of this Act
16 for the same fiscal year for general administration or
17 medical contracts to be used to support the development
18 and implementation of standardized assessment tools
19 for persons with mental illness, an intellectual
20 disability, a developmental disability, or a brain
21 injury.

22 22. Of the funds appropriated in this section,
23 \$125,000 shall be used for lodging expenses associated
24 with care provided at the university of Iowa hospitals
25 and clinics for patients with cancer whose travel
26 distance is 30 miles or more and whose income is at
27 or below 200 percent of the federal poverty level as
28 defined by the most recently revised poverty income
29 guidelines published by the United States department
30 of health and human services. The department of
31 human services shall establish the maximum number
32 of overnight stays and the maximum rate reimbursed
33 for overnight lodging, which may be based on the
34 state employee rate established by the department
35 of administrative services. The funds allocated in
36 this subsection shall not be used as nonfederal share
37 matching funds.

38 23. a. For inpatient and outpatient services
39 provided by hospitals on or after July 1, 2016,
40 the department of human services shall continue
41 to recalculate and prospectively apply an updated
42 cost-to-charge ratio upon the request of a hospital to
43 implement price or charge reductions, if all of the
44 following criteria are met:

45 (1) The recalculation of an updated cost-to-charge
46 ratio is budget neutral to the state funding amount
47 appropriated for the respective fiscal year and
48 maintains budget neutral payments or revenue to all
49 hospitals.

50 (2) The hospital requesting the price or charge

1 reduction submits a proforma cost report and charge
2 master that reflects the anticipated cost-to-charge
3 reduction.

4 b. Based upon the proforma cost report submitted
5 by the requesting hospital, the department of human
6 services shall prospectively apply the recalculated
7 cost-to-charge ratio as appropriate to submitted claims
8 for health care services.

9 24. The department of human services may adopt
10 emergency rules as necessary for the governor's
11 Medicaid modernization initiative to be implemented
12 beginning January 1, 2016.

13 Sec. 115. MEDICAL CONTRACTS. There is appropriated
14 from the general fund of the state to the department of
15 human services for the fiscal year beginning July 1,
16 2016, and ending June 30, 2017, the following amount,
17 or so much thereof as is necessary, to be used for the
18 purpose designated:

19 For medical contracts:

20 \$ 10,306,982

21 1. The department of inspections and appeals
22 shall provide all state matching funds for survey and
23 certification activities performed by the department
24 of inspections and appeals. The department of human
25 services is solely responsible for distributing the
26 federal matching funds for such activities.

27 2. Of the funds appropriated in this section,
28 \$25,000 shall be used for continuation of home and
29 community-based services waiver quality assurance
30 programs, including the review and streamlining of
31 processes and policies related to oversight and quality
32 management to meet state and federal requirements.

33 3. Of the amount appropriated in this section, up
34 to \$100,000 may be transferred to the appropriation for
35 general administration in this division of this Act to
36 be used for additional full-time equivalent positions
37 in the development of key health initiatives such as
38 cost containment, development and oversight of managed
39 care programs, and development of health strategies
40 targeted toward improved quality and reduced costs in
41 the Medicaid program.

42 4. Of the funds appropriated in this section,
43 \$500,000 shall be used for planning and development,
44 in cooperation with the department of public health,
45 of a phased-in program to provide a dental home for
46 children.

47 5. Of the funds appropriated in this section,
48 \$1,500,000 shall be used for the autism support program
49 created in chapter 225D, with the exception of the
50 following amounts of the allocation which shall be used

1 as follows:

2 a. Of the funds allocated in this subsection,
3 \$500,000 shall be deposited in the board-certified
4 behavior analyst and board-certified assistant behavior
5 analyst grants program fund created in section 135.181,
6 as enacted in this Act, to be used for the purposes of
7 the fund.

8 b. Of the funds allocated in this subsection,
9 \$12,500 shall be used for the public purpose of
10 continuation of a grant to a child welfare services
11 provider headquartered in a county with a population
12 between 205,000 and 215,000 in the latest certified
13 federal census that provides multiple services
14 including but not limited to a psychiatric medical
15 institution for children, shelter, residential
16 treatment, after school programs, school-based
17 programming, and an Asperger's syndrome program, to
18 be used for support services for children with autism
19 spectrum disorder and their families.

20 c. Of the funds allocated in this subsection,
21 \$12,500 shall be used for the public purpose of
22 continuing a grant to a hospital-based provider
23 headquartered in a county with a population between
24 90,000 and 95,000 in the latest certified federal
25 census that provides multiple services including but
26 not limited to diagnostic, therapeutic, and behavioral
27 services to individuals with autism spectrum disorder
28 across one's lifespan. The grant recipient shall
29 utilize the funds to continue the pilot project to
30 determine the necessary support services for children
31 with autism spectrum disorder and their families to
32 be included in the children's disabilities services
33 system. The grant recipient shall submit findings and
34 recommendations based upon the results of the pilot
35 project to the individuals specified in this division
36 of this Act for submission of reports by December 31,
37 2016.

38 Sec. 116. STATE SUPPLEMENTARY ASSISTANCE.

39 1. There is appropriated from the general fund of
40 the state to the department of human services for the
41 fiscal year beginning July 1, 2016, and ending June 30,
42 2017, the following amount, or so much thereof as is
43 necessary, to be used for the purpose designated:

44 For the state supplementary assistance program:
45 \$ 5,920,676

46 2. The department shall increase the personal needs
47 allowance for residents of residential care facilities
48 by the same percentage and at the same time as federal
49 supplemental security income and federal social
50 security benefits are increased due to a recognized

1 increase in the cost of living. The department may
 2 adopt emergency rules to implement this subsection.
 3 3. If during the fiscal year beginning July 1,
 4 2016, the department projects that state supplementary
 5 assistance expenditures for a calendar year will not
 6 meet the federal pass-through requirement specified
 7 in Tit. XVI of the federal Social Security Act,
 8 section 1618, as codified in 42 U.S.C. §1382g,
 9 the department may take actions including but not
 10 limited to increasing the personal needs allowance
 11 for residential care facility residents and making
 12 programmatic adjustments or upward adjustments of the
 13 residential care facility or in-home health-related
 14 care reimbursement rates prescribed in this division of
 15 this Act to ensure that federal requirements are met.
 16 In addition, the department may make other programmatic
 17 and rate adjustments necessary to remain within the
 18 amount appropriated in this section while ensuring
 19 compliance with federal requirements. The department
 20 may adopt emergency rules to implement the provisions
 21 of this subsection.

22 Sec. 117. CHILDREN'S HEALTH INSURANCE
 23 PROGRAM. There is appropriated from the general
 24 fund of the state to the department of human services
 25 for the fiscal year beginning July 1, 2016, and ending
 26 June 30, 2017, the following amount, or so much thereof
 27 as is necessary, to be used for the purpose designated:

28 For maintenance of the healthy and well kids in Iowa
 29 (hawk-i) program pursuant to chapter 514I, including
 30 supplemental dental services, for receipt of federal
 31 financial participation under Tit. XXI of the federal
 32 Social Security Act, which creates the children's
 33 health insurance program:
 34 \$ 10,005,172

35 Sec. 118. CHILD CARE ASSISTANCE. There is
 36 appropriated from the general fund of the state to
 37 the department of human services for the fiscal year
 38 beginning July 1, 2016, and ending June 30, 2017, the
 39 following amount, or so much thereof as is necessary,
 40 to be used for the purpose designated:

41 For child care programs:
 42 \$ 24,304,334

43 1. Of the funds appropriated in this section,
 44 \$20,444,620 shall be used for state child care
 45 assistance in accordance with section 237A.13.

46 2. Nothing in this section shall be construed or
 47 is intended as or shall imply a grant of entitlement
 48 for services to persons who are eligible for assistance
 49 due to an income level consistent with the waiting
 50 list requirements of section 237A.13. Any state

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1 obligation to provide services pursuant to this section
2 is limited to the extent of the funds appropriated in
3 this section.

4 3. Of the funds appropriated in this section,
5 \$216,226 is allocated for the statewide grant program
6 for child care resource and referral services under
7 section 237A.26. A list of the registered and licensed
8 child care facilities operating in the area served by a
9 child care resource and referral service shall be made
10 available to the families receiving state child care
11 assistance in that area.

12 4. Of the funds appropriated in this section,
13 \$468,487 is allocated for child care quality
14 improvement initiatives including but not limited to
15 the voluntary quality rating system in accordance with
16 section 237A.30.

17 5. Of the funds appropriated in this section,
18 \$3,175,000 shall be credited to the early childhood
19 programs grants account in the early childhood Iowa
20 fund created in section 256I.11. The moneys shall
21 be distributed for funding of community-based early
22 childhood programs targeted to children from birth
23 through five years of age developed by early childhood
24 Iowa areas in accordance with approved community plans
25 as provided in section 256I.8.

26 6. The department may use any of the funds
27 appropriated in this section as a match to obtain
28 federal funds for use in expanding child care
29 assistance and related programs. For the purpose of
30 expenditures of state and federal child care funding,
31 funds shall be considered obligated at the time
32 expenditures are projected or are allocated to the
33 department's service areas. Projections shall be based
34 on current and projected caseload growth, current and
35 projected provider rates, staffing requirements for
36 eligibility determination and management of program
37 requirements including data systems management,
38 staffing requirements for administration of the
39 program, contractual and grant obligations and any
40 transfers to other state agencies, and obligations for
41 decategorization or innovation projects.

42 7. A portion of the state match for the federal
43 child care and development block grant shall be
44 provided as necessary to meet federal matching
45 funds requirements through the state general fund
46 appropriation made for child development grants and
47 other programs for at-risk children in section 279.51.

48 8. If a uniform reduction ordered by the governor
49 under section 8.31 or other operation of law,
50 transfer, or federal funding reduction reduces the

1 appropriation made in this section for the fiscal year,
 2 the percentage reduction in the amount paid out to or
 3 on behalf of the families participating in the state
 4 child care assistance program shall be equal to or
 5 less than the percentage reduction made for any other
 6 purpose payable from the appropriation made in this
 7 section and the federal funding relating to it. The
 8 percentage reduction to the other allocations made in
 9 this section shall be the same as the uniform reduction
 10 ordered by the governor or the percentage change of the
 11 federal funding reduction, as applicable. If there is
 12 an unanticipated increase in federal funding provided
 13 for state child care assistance, the entire amount
 14 of the increase shall be used for state child care
 15 assistance payments. If the appropriations made for
 16 purposes of the state child care assistance program for
 17 the fiscal year are determined to be insufficient, it
 18 is the intent of the general assembly to appropriate
 19 sufficient funding for the fiscal year in order to
 20 avoid establishment of waiting list requirements.

21 9. Notwithstanding section 8.33, moneys advanced
 22 for purposes of the programs developed by early
 23 childhood Iowa areas, advanced for purposes of
 24 wraparound child care, or received from the federal
 25 appropriations made for the purposes of this section
 26 that remain unencumbered or unobligated at the close
 27 of the fiscal year shall not revert to any fund but
 28 shall remain available for expenditure for the purposes
 29 designated until the close of the succeeding fiscal
 30 year.

31 Sec. 119. JUVENILE INSTITUTIONS. There is
 32 appropriated from the general fund of the state to
 33 the department of human services for the fiscal year
 34 beginning July 1, 2016, and ending June 30, 2017, the
 35 following amounts, or so much thereof as is necessary,
 36 to be used for the purposes designated:

37 1. For the costs of security, building and grounds
 38 maintenance, utilities, salary, and support for
 39 the facilities located at the Iowa juvenile home at
 40 Toledo and for salaries, support, maintenance, and
 41 miscellaneous purposes, and for not more than the
 42 following full-time equivalent positions:
 43 \$ 186,383
 44 FTEs 2.00

45 2. For operation of the state training school at
 46 Eldora and for salaries, support, maintenance, and
 47 miscellaneous purposes, and for not more than the
 48 following full-time equivalent positions:
 49 \$ 5,970,665
 50 FTEs 169.30

1 Of the funds appropriated in this subsection,
 2 \$45,575 shall be used for distribution to licensed
 3 classroom teachers at this and other institutions under
 4 the control of the department of human services based
 5 upon the average student yearly enrollment at each
 6 institution as determined by the department.

7 Sec. 120. CHILD AND FAMILY SERVICES.

8 1. There is appropriated from the general fund of
 9 the state to the department of human services for the
 10 fiscal year beginning July 1, 2016, and ending June 30,
 11 2017, the following amount, or so much thereof as is
 12 necessary, to be used for the purpose designated:

13 For child and family services:
 14 \$ 43,064,363

15 2. Up to \$2,600,000 of the amount of federal
 16 temporary assistance for needy families block grant
 17 funding appropriated in this division of this Act for
 18 child and family services shall be made available for
 19 purposes of juvenile delinquent graduated sanction
 20 services.

21 3. The department may transfer funds appropriated
 22 in this section as necessary to pay the nonfederal
 23 costs of services reimbursed under the medical
 24 assistance program, state child care assistance
 25 program, or the family investment program which are
 26 provided to children who would otherwise receive
 27 services paid under the appropriation in this section.
 28 The department may transfer funds appropriated in this
 29 section to the appropriations made in this division
 30 of this Act for general administration and for field
 31 operations for resources necessary to implement and
 32 operate the services funded in this section.

33 4. a. Of the funds appropriated in this section,
 34 up to \$17,910,893 is allocated as the statewide
 35 expenditure target under section 232.143 for group
 36 foster care maintenance and services. If the
 37 department projects that such expenditures for the
 38 fiscal year will be less than the target amount
 39 allocated in this paragraph "a", the department may
 40 reallocate the excess to provide additional funding for
 41 shelter care or the child welfare emergency services
 42 addressed with the allocation for shelter care.

43 b. If at any time after September 30, 2016,
 44 annualization of a service area's current expenditures
 45 indicates a service area is at risk of exceeding its
 46 group foster care expenditure target under section
 47 232.143 by more than 5 percent, the department and
 48 juvenile court services shall examine all group
 49 foster care placements in that service area in order
 50 to identify those which might be appropriate for

1 termination. In addition, any aftercare services
2 believed to be needed for the children whose
3 placements may be terminated shall be identified. The
4 department and juvenile court services shall initiate
5 action to set dispositional review hearings for the
6 placements identified. In such a dispositional review
7 hearing, the juvenile court shall determine whether
8 needed aftercare services are available and whether
9 termination of the placement is in the best interest of
10 the child and the community.

11 5. In accordance with the provisions of section
12 232.188, the department shall continue the child
13 welfare and juvenile justice funding initiative during
14 fiscal year 2016-2017. Of the funds appropriated in
15 this section, \$858,876 is allocated specifically for
16 expenditure for fiscal year 2016-2017 through the
17 decategorization services funding pools and governance
18 boards established pursuant to section 232.188.

19 6. A portion of the funds appropriated in this
20 section may be used for emergency family assistance
21 to provide other resources required for a family
22 participating in a family preservation or reunification
23 project or successor project to stay together or to be
24 reunified.

25 7. Notwithstanding section 234.35 or any other
26 provision of law to the contrary, state funding for
27 shelter care and the child welfare emergency services
28 contracting implemented to provide for or prevent the
29 need for shelter care shall be limited to \$3,842,130.

30 8. Federal funds received by the state during
31 the fiscal year beginning July 1, 2016, as the
32 result of the expenditure of state funds appropriated
33 during a previous state fiscal year for a service or
34 activity funded under this section are appropriated
35 to the department to be used as additional funding
36 for services and purposes provided for under this
37 section. Notwithstanding section 8.33, moneys
38 received in accordance with this subsection that remain
39 unencumbered or unobligated at the close of the fiscal
40 year shall not revert to any fund but shall remain
41 available for the purposes designated until the close
42 of the succeeding fiscal year.

43 9. a. Of the funds appropriated in this section,
44 up to \$1,645,000 is allocated for the payment of
45 the expenses of court-ordered services provided to
46 juveniles who are under the supervision of juvenile
47 court services, which expenses are a charge upon
48 the state pursuant to section 232.141, subsection
49 4. Of the amount allocated in this paragraph "a",
50 up to \$778,143 shall be made available to provide

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1 school-based supervision of children adjudicated under
2 chapter 232, of which not more than \$7,500 may be used
3 for the purpose of training. A portion of the cost of
4 each school-based liaison officer shall be paid by the
5 school district or other funding source as approved by
6 the chief juvenile court officer.

7 b. Of the funds appropriated in this section, up to
8 \$374,492 is allocated for the payment of the expenses
9 of court-ordered services provided to children who are
10 under the supervision of the department, which expenses
11 are a charge upon the state pursuant to section
12 232.141, subsection 4.

13 c. Notwithstanding section 232.141 or any other
14 provision of law to the contrary, the amounts allocated
15 in this subsection shall be distributed to the
16 judicial districts as determined by the state court
17 administrator and to the department's service areas
18 as determined by the administrator of the department
19 of human services' division of child and family
20 services. The state court administrator and the
21 division administrator shall make the determination of
22 the distribution amounts on or before June 15, 2016.

23 d. Notwithstanding chapter 232 or any other
24 provision of law to the contrary, a district or
25 juvenile court shall not order any service which is
26 a charge upon the state pursuant to section 232.141
27 if there are insufficient court-ordered services
28 funds available in the district court or departmental
29 service area distribution amounts to pay for the
30 service. The chief juvenile court officer and the
31 departmental service area manager shall encourage use
32 of the funds allocated in this subsection such that
33 there are sufficient funds to pay for all court-related
34 services during the entire year. The chief juvenile
35 court officers and departmental service area managers
36 shall attempt to anticipate potential surpluses and
37 shortfalls in the distribution amounts and shall
38 cooperatively request the state court administrator
39 or division administrator to transfer funds between
40 the judicial districts' or departmental service areas'
41 distribution amounts as prudent.

42 e. Notwithstanding any provision of law to the
43 contrary, a district or juvenile court shall not order
44 a county to pay for any service provided to a juvenile
45 pursuant to an order entered under chapter 232 which
46 is a charge upon the state under section 232.141,
47 subsection 4.

48 f. Of the funds allocated in this subsection, not
49 more than \$41,500 may be used by the judicial branch
50 for administration of the requirements under this

1 subsection.

2 g. Of the funds allocated in this subsection,
3 \$8,500 shall be used by the department of human
4 services to support the interstate commission for
5 juveniles in accordance with the interstate compact for
6 juveniles as provided in section 232.173.

7 10. Of the funds appropriated in this section,
8 \$4,026,613 is allocated for juvenile delinquent
9 graduated sanctions services. Any state funds saved as
10 a result of efforts by juvenile court services to earn
11 a federal Tit. IV-E match for juvenile court services
12 administration may be used for the juvenile delinquent
13 graduated sanctions services.

14 11. Of the funds appropriated in this section,
15 \$804,142 is transferred to the department of public
16 health to be used for the child protection center grant
17 program for child protection centers located in Iowa
18 in accordance with section 135.118. The grant amounts
19 under the program shall be equalized so that each
20 center receives a uniform base amount of \$122,500, and
21 the remaining funds shall be awarded through a funding
22 formula based upon the volume of children served.

23 12. If the department receives federal approval
24 to implement a waiver under Tit. IV-E of the federal
25 Social Security Act to enable providers to serve
26 children who remain in the children’s families and
27 communities, for purposes of eligibility under the
28 medical assistance program through 25 years of age,
29 children who participate in the waiver shall be
30 considered to be placed in foster care.

31 13. Of the funds appropriated in this section,
32 \$2,012,583 is allocated for the preparation for adult
33 living program pursuant to section 234.46.

34 14. Of the funds appropriated in this section,
35 \$260,075 shall be used for juvenile drug courts.
36 The amount allocated in this subsection shall be
37 distributed as follows:

38 To the judicial branch for salaries to assist with
39 the operation of juvenile drug court programs operated
40 in the following jurisdictions:

41 a. Marshall county:		
42	\$	31,354
43 b. Woodbury county:		
44	\$	62,841
45 c. Polk county:		
46	\$	97,946
47 d. The third judicial district:		
48	\$	33,967
49 e. The eighth judicial district:		
50	\$	33,967

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- 1 15. Of the funds appropriated in this section,
2 \$113,668 shall be used for the public purpose of
3 continuing a grant to a nonprofit human services
4 organization providing services to individuals and
5 families in multiple locations in southwest Iowa and
6 Nebraska for support of a project providing immediate,
7 sensitive support and forensic interviews, medical
8 exams, needs assessments, and referrals for victims of
9 child abuse and their nonoffending family members.
- 10 16. Of the funds appropriated in this section,
11 \$150,310 is allocated for the foster care youth council
12 approach of providing a support network to children
13 placed in foster care.
- 14 17. Of the funds appropriated in this section,
15 \$101,000 is allocated for use pursuant to section
16 235A.1 for continuation of the initiative to address
17 child sexual abuse implemented pursuant to 2007 Iowa
18 Acts, chapter 218, section 18, subsection 21.
- 19 18. Of the funds appropriated in this section,
20 \$315,120 is allocated for the community partnership for
21 child protection sites.
- 22 19. Of the funds appropriated in this section,
23 \$185,625 is allocated for the department's minority
24 youth and family projects under the redesign of the
25 child welfare system.
- 26 20. Of the funds appropriated in this section,
27 \$554,973 is allocated for funding of the community
28 circle of care collaboration for children and youth in
29 northeast Iowa.
- 30 21. Of the funds appropriated in this section,
31 at least \$73,579 shall be used for the continuation
32 of the child welfare provider training academy, a
33 collaboration between the coalition for family and
34 children's services in Iowa and the department.
- 35 22. Of the funds appropriated in this section,
36 \$105,936 shall be used for continuation of the central
37 Iowa system of care program grant through June 30,
38 2017.
- 39 23. Of the funds appropriated in this section,
40 \$67,500 shall be used for the public purpose of the
41 continuation and expansion of a system of care program
42 grant implemented in Cerro Gordo and Linn counties
43 to utilize a comprehensive and long-term approach
44 for helping children and families by addressing the
45 key areas in a child's life of childhood basic needs,
46 education and work, family, and community.
- 47 24. Of the funds appropriated in this section,
48 at least \$12,500 shall be used to continue and to
49 expand the foster care respite pilot program in which
50 postsecondary students in social work and other human

1 services-related programs receive experience by
2 assisting family foster care providers with respite and
3 other support.

4 25. Of the funds appropriated in this section,
5 \$55,000 shall be used for the public purpose of funding
6 community-based services and other supports with a
7 system of care approach for children with a serious
8 emotional disturbance and their families through a
9 nonprofit provider of child welfare services that has
10 been in existence for more than 115 years, is located
11 in a county with a population of more than 200,000
12 but less than 220,000 according to the latest census
13 information issued by the United States census bureau,
14 is licensed as a psychiatric medical institution for
15 children, and was a system of care grantee prior to
16 July 1, 2016.

17 Sec. 121. ADOPTION SUBSIDY.

18 1. There is appropriated from the general fund of
19 the state to the department of human services for the
20 fiscal year beginning July 1, 2016, and ending June 30,
21 2017, the following amount, or so much thereof as is
22 necessary, to be used for the purpose designated:

23 For adoption subsidy payments and services:
24 \$ 21,499,143

25 2. The department may transfer funds appropriated
26 in this section to the appropriation made in this
27 division of this Act for general administration for
28 costs paid from the appropriation relating to adoption
29 subsidy.

30 3. Federal funds received by the state during the
31 fiscal year beginning July 1, 2016, as the result of
32 the expenditure of state funds during a previous state
33 fiscal year for a service or activity funded under
34 this section are appropriated to the department to
35 be used as additional funding for the services and
36 activities funded under this section. Notwithstanding
37 section 8.33, moneys received in accordance with this
38 subsection that remain unencumbered or unobligated at
39 the close of the fiscal year shall not revert to any
40 fund but shall remain available for expenditure for the
41 purposes designated until the close of the succeeding
42 fiscal year.

43 Sec. 122. JUVENILE DETENTION HOME FUND. Moneys
44 deposited in the juvenile detention home fund
45 created in section 232.142 during the fiscal year
46 beginning July 1, 2016, and ending June 30, 2017, are
47 appropriated to the department of human services for
48 the fiscal year beginning July 1, 2016, and ending
49 June 30, 2017, for distribution of an amount equal
50 to a percentage of the costs of the establishment,

1 improvement, operation, and maintenance of county or
 2 multicounty juvenile detention homes in the fiscal
 3 year beginning July 1, 2015. Moneys appropriated for
 4 distribution in accordance with this section shall be
 5 allocated among eligible detention homes, prorated on
 6 the basis of an eligible detention home's proportion
 7 of the costs of all eligible detention homes in the
 8 fiscal year beginning July 1, 2015. The percentage
 9 figure shall be determined by the department based on
 10 the amount available for distribution for the fund.
 11 Notwithstanding section 232.142, subsection 3, the
 12 financial aid payable by the state under that provision
 13 for the fiscal year beginning July 1, 2016, shall be
 14 limited to the amount appropriated for the purposes of
 15 this section.

16 Sec. 123. FAMILY SUPPORT SUBSIDY PROGRAM.

17 1. There is appropriated from the general fund of
 18 the state to the department of human services for the
 19 fiscal year beginning July 1, 2016, and ending June 30,
 20 2017, the following amount, or so much thereof as is
 21 necessary, to be used for the purpose designated:

22 For the family support subsidy program subject
 23 to the enrollment restrictions in section 225C.37,
 24 subsection 3:

25 \$ 536,966

26 2. The department shall use at least \$320,750 of
 27 the moneys appropriated in this section for the family
 28 support center component of the comprehensive family
 29 support program under section 225C.47. Not more than
 30 \$12,500 of the amount allocated in this subsection
 31 shall be used for administrative costs.

32 3. If at any time during the fiscal year, the
 33 amount of funding available for the family support
 34 subsidy program is reduced from the amount initially
 35 used to establish the figure for the number of family
 36 members for whom a subsidy is to be provided at any one
 37 time during the fiscal year, notwithstanding section
 38 225C.38, subsection 2, the department shall revise the
 39 figure as necessary to conform to the amount of funding
 40 available.

41 Sec. 124. CONNER DECREE. There is appropriated
 42 from the general fund of the state to the department of
 43 human services for the fiscal year beginning July 1,
 44 2016, and ending June 30, 2017, the following amount,
 45 or so much thereof as is necessary, to be used for the
 46 purpose designated:

47 For building community capacity through the
 48 coordination and provision of training opportunities
 49 in accordance with the consent decree of Conner v.
 50 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):

1	.....	\$	16,816
2	Sec. 125. MENTAL HEALTH INSTITUTES. There is		
3	appropriated from the general fund of the state to		
4	the department of human services for the fiscal year		
5	beginning July 1, 2016, and ending June 30, 2017, the		
6	following amounts, or so much thereof as is necessary,		
7	to be used for the purposes designated:		
8	1. For the state mental health institute at		
9	Cherokee for salaries, support, maintenance, and		
10	miscellaneous purposes, and for not more than the		
11	following full-time equivalent positions:		
12	.....	\$	2,772,808
13	.....	FTEs	169.20
14	2. For the state mental health institute at		
15	Independence for salaries, support, maintenance, and		
16	miscellaneous purposes, and for not more than the		
17	following full-time equivalent positions:		
18	.....	\$	5,162,105
19	.....	FTEs	233.00
20	Sec. 126. STATE RESOURCE CENTERS.		
21	1. There is appropriated from the general fund of		
22	the state to the department of human services for the		
23	fiscal year beginning July 1, 2016, and ending June 30,		
24	2017, the following amounts, or so much thereof as is		
25	necessary, to be used for the purposes designated:		
26	a. For the state resource center at Glenwood for		
27	salaries, support, maintenance, and miscellaneous		
28	purposes:		
29	.....	\$	10,762,241
30	b. For the state resource center at Woodward for		
31	salaries, support, maintenance, and miscellaneous		
32	purposes:		
33	.....	\$	7,291,903
34	2. The department may continue to bill for state		
35	resource center services utilizing a scope of services		
36	approach used for private providers of intermediate		
37	care facilities for persons with an intellectual		
38	disability services, in a manner which does not shift		
39	costs between the medical assistance program, counties,		
40	or other sources of funding for the state resource		
41	centers.		
42	3. The state resource centers may expand the		
43	time-limited assessment and respite services during the		
44	fiscal year.		
45	4. If the department's administration and the		
46	department of management concur with a finding by a		
47	state resource center's superintendent that projected		
48	revenues can reasonably be expected to pay the salary		
49	and support costs for a new employee position, or		
50	that such costs for adding a particular number of new		

1 positions for the fiscal year would be less than the
 2 overtime costs if new positions would not be added, the
 3 superintendent may add the new position or positions.
 4 If the vacant positions available to a resource center
 5 do not include the position classification desired to
 6 be filled, the state resource center's superintendent
 7 may reclassify any vacant position as necessary to
 8 fill the desired position. The superintendents of the
 9 state resource centers may, by mutual agreement, pool
 10 vacant positions and position classifications during
 11 the course of the fiscal year in order to assist one
 12 another in filling necessary positions.

13 5. If existing capacity limitations are reached
 14 in operating units, a waiting list is in effect
 15 for a service or a special need for which a payment
 16 source or other funding is available for the service
 17 or to address the special need, and facilities for
 18 the service or to address the special need can be
 19 provided within the available payment source or other
 20 funding, the superintendent of a state resource center
 21 may authorize opening not more than two units or
 22 other facilities and begin implementing the service
 23 or addressing the special need during fiscal year
 24 2016-2017.

25 Sec. 127. SEXUALLY VIOLENT PREDATORS.

26 1. There is appropriated from the general fund of
 27 the state to the department of human services for the
 28 fiscal year beginning July 1, 2016, and ending June 30,
 29 2017, the following amount, or so much thereof as is
 30 necessary, to be used for the purpose designated:

31 For costs associated with the commitment and
 32 treatment of sexually violent predators in the unit
 33 located at the state mental health institute at
 34 Cherokee, including costs of legal services and
 35 other associated costs, including salaries, support,
 36 maintenance, and miscellaneous purposes, and for not
 37 more than the following full-time equivalent positions:

38	\$	4,946,540
39	FTEs	132.50

40 2. Unless specifically prohibited by law, if the
 41 amount charged provides for recoupment of at least
 42 the entire amount of direct and indirect costs, the
 43 department of human services may contract with other
 44 states to provide care and treatment of persons placed
 45 by the other states at the unit for sexually violent
 46 predators at Cherokee. The moneys received under such
 47 a contract shall be considered to be repayment receipts
 48 and used for the purposes of the appropriation made in
 49 this section.

50 Sec. 128. FIELD OPERATIONS. There is appropriated

1 from the general fund of the state to the department of
 2 human services for the fiscal year beginning July 1,
 3 2016, and ending June 30, 2017, the following amount,
 4 or so much thereof as is necessary, to be used for the
 5 purposes designated:

6 For field operations, including salaries, support,
 7 maintenance, and miscellaneous purposes, and for not
 8 more than the following full-time equivalent positions:
 9 \$ 29,460,488
 10 FTEs 1,837.00

11 1. As a condition of this appropriation, the
 12 department shall make every possible effort to fill
 13 the entire number of positions authorized by this
 14 section and, unless specifically provided otherwise
 15 by an applicable collective bargaining agreement, the
 16 department is not subject to any approval requirement
 17 external to the department to fill a field operations
 18 vacancy within the number of full-time equivalent
 19 positions authorized by this section. The department
 20 shall report on the first of each month to the
 21 chairpersons and ranking members of the appropriations
 22 committees of the senate and house of representatives,
 23 and the persons designated by this Act for submission
 24 of reports concerning the status of filling the
 25 positions.

26 2. Priority in filling full-time equivalent
 27 positions shall be given to those positions related to
 28 child protection services and eligibility determination
 29 for low-income families.

30 Sec. 129. GENERAL ADMINISTRATION. There is
 31 appropriated from the general fund of the state to
 32 the department of human services for the fiscal year
 33 beginning July 1, 2016, and ending June 30, 2017, the
 34 following amount, or so much thereof as is necessary,
 35 to be used for the purpose designated:

36 For general administration, including salaries,
 37 support, maintenance, and miscellaneous purposes, and
 38 for not more than the following full-time equivalent
 39 positions:
 40 \$ 6,424,099
 41 FTEs 309.00

42 1. The department shall report at least monthly
 43 to the legislative services agency concerning the
 44 department's operational and program expenditures.

45 2. Of the funds appropriated in this section,
 46 \$75,000 shall be used to continue the contract for the
 47 provision of a program to provide technical assistance,
 48 support, and consultation to providers of habilitation
 49 services and home and community-based services waiver
 50 services for adults with disabilities under the medical

1 assistance program.

2 3. Of the funds appropriated in this section,
3 \$12,500 is transferred to the Iowa finance authority
4 to be used for administrative support of the council
5 on homelessness established in section 16.2D and for
6 the council to fulfill its duties in addressing and
7 reducing homelessness in the state.

8 4. Of the funds appropriated in this section,
9 \$125,000 is allocated to an Iowa food bank association
10 selected by the department for the purchase of food on
11 behalf of an Iowa emergency feeding organization or
12 for the distribution of moneys to the Iowa emergency
13 feeding organization for the purchase of food. The
14 moneys allocated in this subsection shall be allocated
15 only to the extent that the allocated moneys are
16 matched on a dollar-for-dollar basis. Notwithstanding
17 section 8.33, moneys allocated in this subsection that
18 remain unencumbered or unobligated at the close of the
19 fiscal year shall not revert but shall remain available
20 for expenditure for the purposes designated until the
21 close of the following fiscal year.

22 Sec. 130. VOLUNTEERS. There is appropriated from
23 the general fund of the state to the department of
24 human services for the fiscal year beginning July 1,
25 2016, and ending June 30, 2017, the following amount,
26 or so much thereof as is necessary, to be used for the
27 purpose designated:

28 For development and coordination of volunteer
29 services:

30 \$ 42,343

31 Sec. 131. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
32 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
33 UNDER THE DEPARTMENT OF HUMAN SERVICES.

34 1. a. (1) For the fiscal year beginning July
35 1, 2016, nursing facilities shall be reimbursed in
36 accordance with the methodology in effect on June 30,
37 2016.

38 (2) For the fiscal year beginning July 1, 2016,
39 special population nursing facilities shall be
40 reimbursed in accordance with the methodology in effect
41 on June 30, 2016.

42 b. (1) For the fiscal year beginning July 1, 2016,
43 the department shall establish the pharmacy dispensing
44 fee reimbursement at \$11.73 per prescription, until a
45 cost of dispensing survey is completed. The actual
46 dispensing fee shall be determined by a cost of
47 dispensing survey performed by the department and
48 required to be completed by all medical assistance
49 program participating pharmacies every two years,
50 adjusted as necessary to maintain expenditures within

1 the amount appropriated to the department for this
2 purpose for the fiscal year.

3 (2) The department shall utilize an average
4 acquisition cost reimbursement methodology for all
5 drugs covered under the medical assistance program in
6 accordance with 2012 Iowa Acts, chapter 1133, section
7 33.

8 (3) Notwithstanding subparagraph (2), if the
9 centers for Medicare and Medicaid services of the
10 United States department of health and human services
11 (CMS) requires, as a condition of federal Medicaid
12 funding, that the department implement an aggregate
13 federal upper limit (FUL) for drug reimbursement
14 based on the average manufacturer's price (AMP), the
15 department may utilize a reimbursement methodology for
16 all drugs covered under the Medicaid program based on
17 the national average drug acquisition cost (NADAC)
18 methodology published by CMS, in order to assure
19 compliance with the aggregate FUL, minimize outcomes
20 of drug reimbursements below pharmacy acquisition
21 costs, limit administrative costs, and minimize any
22 change in the aggregate reimbursement for drugs. The
23 department may adopt emergency rules to implement this
24 subparagraph.

25 c. (1) For fee-for-service claims for the fiscal
26 year beginning July 1, 2016, reimbursement rates for
27 outpatient hospital services shall remain at the rates
28 in effect on June 30, 2016, subject to Medicaid program
29 upper payment limit rules.

30 (2) For fee-for-service claims for the fiscal
31 year beginning July 1, 2016, reimbursement rates for
32 inpatient hospital services shall remain at the rates
33 in effect on June 30, 2016, subject to Medicaid program
34 upper payment limit rules.

35 (3) For the fiscal year beginning July 1, 2016,
36 the graduate medical education and disproportionate
37 share hospital fund amount shall remain at the amount
38 in effect on June 30, 2016, except that the portion of
39 the fund attributable to graduate medical education
40 shall be reduced in an amount that reflects the
41 elimination of graduate medical education payments made
42 to out-of-state hospitals.

43 (4) In order to ensure the efficient use of limited
44 state funds in procuring health care services for
45 low-income Iowans, funds appropriated in this Act for
46 hospital services shall not be used for activities
47 which would be excluded from a determination of
48 reasonable costs under the federal Medicare program
49 pursuant to 42 U.S.C. §1395x(v)(1)(N).

50 d. For fee-for-service claims for the fiscal year

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1 beginning July 1, 2016, reimbursement rates for rural
2 health clinics, hospices, and acute mental hospitals
3 shall be increased in accordance with increases under
4 the federal Medicare program or as supported by their
5 Medicare audited costs.

6 e. For fee-for-service claims for the fiscal year
7 beginning July 1, 2016, independent laboratories and
8 rehabilitation agencies shall be reimbursed based on
9 the same methodology in effect on June 30, 2016.

10 f. (1) For fee-for-service claims for the fiscal
11 year beginning July 1, 2016, reimbursement rates for
12 home health agencies shall continue to be based on the
13 Medicare low utilization payment adjustment (LUPA)
14 methodology with state geographic wage adjustments, and
15 shall remain at the rates in effect on June 30, 2016.

16 (2) For fee-for-service claims for the fiscal year
17 beginning July 1, 2016, rates for private duty nursing
18 and personal care services under the early and periodic
19 screening, diagnostic, and treatment program benefit
20 shall be calculated based on the methodology in effect
21 on June 30, 2016.

22 g. For fee-for-service claims for the fiscal year
23 beginning July 1, 2016, federally qualified health
24 centers shall receive cost-based reimbursement for 100
25 percent of the reasonable costs for the provision of
26 services to recipients of medical assistance.

27 h. For fee-for-service claims for the fiscal year
28 beginning July 1, 2016, the reimbursement rates for
29 dental services shall remain at the rates in effect on
30 June 30, 2016.

31 i. (1) For the fiscal year beginning July 1, 2016,
32 the nonstate-owned psychiatric medical institutions for
33 children, reimbursement rates shall be based on the
34 reimbursement methodology developed by the department
35 as required for federal compliance.

36 (2) As a condition of participation in the medical
37 assistance program, enrolled providers shall accept the
38 medical assistance reimbursement rate for any covered
39 goods or services provided to recipients of medical
40 assistance who are children under the custody of a
41 psychiatric medical institution for children.

42 j. For fee-for-service claims for the fiscal year
43 beginning July 1, 2016, unless otherwise specified
44 in this Act, all noninstitutional medical assistance
45 provider reimbursement rates shall remain at the rates
46 in effect on June 30, 2016, except for area education
47 agencies, local education agencies, infant and toddler
48 services providers, home and community-based services
49 providers including consumer-directed attendant care
50 providers under a section 1915(c) or 1915(i) waiver,

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1 targeted case management providers, and those providers
2 whose rates are required to be determined pursuant to
3 section 249A.20.

4 k. Notwithstanding any provision to the contrary,
5 for fee-for-service claims for the fiscal year
6 beginning July 1, 2016, the reimbursement rate for
7 anesthesiologists shall remain at the rate in effect
8 on June 30, 2016.

9 l. Notwithstanding section 249A.20, for
10 fee-for-service claims for the fiscal year beginning
11 July 1, 2016, the average reimbursement rate for health
12 care providers eligible for use of the federal Medicare
13 resource-based relative value scale reimbursement
14 methodology under section 249A.20 shall remain at the
15 rate in effect on June 30, 2016; however, this rate
16 shall not exceed the maximum level authorized by the
17 federal government.

18 m. For the fiscal year beginning July 1, 2016, the
19 reimbursement rate for residential care facilities
20 shall not be less than the minimum payment level as
21 established by the federal government to meet the
22 federally mandated maintenance of effort requirement.
23 The flat reimbursement rate for facilities electing not
24 to file annual cost reports shall not be less than the
25 minimum payment level as established by the federal
26 government to meet the federally mandated maintenance
27 of effort requirement.

28 n. For fee-for-service claims for the fiscal
29 year beginning July 1, 2016, the reimbursement rates
30 for inpatient mental health services provided at
31 hospitals shall remain at the rates in effect on June
32 30, 2016, subject to Medicaid program upper payment
33 limit rules; and for fee-for-service claims for the
34 fiscal year beginning July 1, 2016, psychiatrists
35 shall be reimbursed at the medical assistance program
36 fee-for-service rate in effect on June 30, 2016.

37 o. For the fiscal year beginning July 1, 2016,
38 community mental health centers may choose to be
39 reimbursed for the services provided to recipients of
40 medical assistance through either of the following
41 options:

42 (1) For 100 percent of the reasonable costs of the
43 services.

44 (2) In accordance with the alternative
45 reimbursement rate methodology established by the
46 medical assistance program's managed care contractor
47 for mental health services and approved by the
48 department of human services.

49 p. For the fiscal year beginning July 1, 2016, the
50 upper limits on reimbursement rates for providers of

1 home and community-based services waiver services shall
2 remain at the limits in effect on June 30, 2016, except
3 that the department shall implement cost containment
4 strategies related to modified payment limits for
5 waiver services as recommended by the governor for the
6 fiscal year.

7 q. For fee-for-service claims for the fiscal year
8 beginning July 1, 2016, the reimbursement rates for
9 emergency medical service providers shall remain at the
10 rates in effect on June 30, 2016.

11 2. For the fiscal year beginning July 1, 2016, the
12 reimbursement rate for providers reimbursed under the
13 in-home-related care program shall not be less than the
14 minimum payment level as established by the federal
15 government to meet the federally mandated maintenance
16 of effort requirement.

17 3. Unless otherwise directed in this section, when
18 the department's reimbursement methodology for any
19 provider reimbursed in accordance with this section
20 includes an inflation factor, this factor shall not
21 exceed the amount by which the consumer price index for
22 all urban consumers increased during the calendar year
23 ending December 31, 2002.

24 4. For the fiscal year beginning July 1, 2016,
25 the foster family basic daily maintenance rate and
26 the maximum adoption subsidy rate for children ages 0
27 through 5 years shall be \$16.78, the rate for children
28 ages 6 through 11 years shall be \$17.45, the rate for
29 children ages 12 through 15 years shall be \$19.10,
30 and the rate for children and young adults ages 16
31 and older shall be \$19.35. For youth ages 18 to
32 21 who have exited foster care, the preparation for
33 adult living program maintenance rate shall be \$602.70
34 per month. The maximum payment for adoption subsidy
35 nonrecurring expenses shall be limited to \$500 and the
36 disallowance of additional amounts for court costs and
37 other related legal expenses implemented pursuant to
38 2010 Iowa Acts, chapter 1031, section 408, shall be
39 continued.

40 5. For the fiscal year beginning July 1, 2016,
41 the maximum reimbursement rates under the supervised
42 apartment living program and for social services
43 providers under contract shall remain at the rates
44 in effect on June 30, 2016, or the provider's actual
45 and allowable cost plus inflation for each service,
46 whichever is less. However, if a new service or
47 service provider is added after June 30, 2016, the
48 initial reimbursement rate for the service or provider
49 shall be based upon a weighted average of provider
50 rates for similar services.

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1 6. For the fiscal year beginning July 1, 2016,
2 the reimbursement rates for family-centered service
3 providers, family foster care service providers,
4 and the resource family recruitment and retention
5 contractor shall remain at the rates in effect on June
6 30, 2016.

7 7. a. For the purposes of this subsection,
8 “combined reimbursement rate” means the combined
9 service and maintenance reimbursement rate for a
10 service level under the department’s reimbursement
11 methodology. Effective July 1, 2016, the combined
12 reimbursement rate for a group foster care service
13 level shall be the amount designated in this
14 subsection. However, if a group foster care provider’s
15 reimbursement rate for a service level as of June
16 30, 2016, is more than the rate designated in this
17 subsection, the provider’s reimbursement shall remain
18 at the higher rate.

19 b. Unless a group foster care provider is subject
20 to the exception provided in paragraph “a”, effective
21 July 1, 2016, the combined reimbursement rates for the
22 service levels under the department’s reimbursement
23 methodology shall be as follows:

24 (1) For service level, community - D1, the daily
25 rate shall be at least \$84.17.

26 (2) For service level, comprehensive - D2, the
27 daily rate shall be at least \$119.09.

28 (3) For service level, enhanced - D3, the daily
29 rate shall be at least \$131.09.

30 8. The group foster care reimbursement rates
31 paid for placement of children out of state shall
32 be calculated according to the same rate-setting
33 principles as those used for in-state providers,
34 unless the director of human services or the director’s
35 designee determines that appropriate care cannot be
36 provided within the state. The payment of the daily
37 rate shall be based on the number of days in the
38 calendar month in which service is provided.

39 9. a. For the fiscal year beginning July 1, 2016,
40 the reimbursement rate paid for shelter care and
41 the child welfare emergency services implemented to
42 provide or prevent the need for shelter care shall be
43 established by contract.

44 b. For the fiscal year beginning July 1, 2016,
45 the combined service and maintenance components of
46 the reimbursement rate paid for shelter care services
47 shall be based on the financial and statistical report
48 submitted to the department. The maximum reimbursement
49 rate shall be \$96.98 per day. The department shall
50 reimburse a shelter care provider at the provider’s

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1 actual and allowable unit cost, plus inflation, not to
2 exceed the maximum reimbursement rate.
3 c. Notwithstanding section 232.141, subsection 8,
4 for the fiscal year beginning July 1, 2016, the amount
5 of the statewide average of the actual and allowable
6 rates for reimbursement of juvenile shelter care homes
7 that is utilized for the limitation on recovery of
8 unpaid costs is \$143.63.

9 10. For the fiscal year beginning July 1, 2016,
10 the department shall calculate reimbursement rates
11 for intermediate care facilities for persons with
12 an intellectual disability at the 80th percentile.
13 Beginning July 1, 2016, the rate calculation
14 methodology shall utilize the consumer price index
15 inflation factor applicable to the fiscal year
16 beginning July 1, 2016.

17 11. For the fiscal year beginning July 1, 2016,
18 for child care providers reimbursed under the state
19 child care assistance program, the department shall
20 set provider reimbursement rates based on the rate
21 reimbursement survey completed in December 2004.
22 Effective July 1, 2016, the child care provider
23 reimbursement rates shall remain at the rates in effect
24 on June 30, 2016. The department shall set rates in a
25 manner so as to provide incentives for a nonregistered
26 provider to become registered by applying the increase
27 only to registered and licensed providers.

28 12. The department may adopt emergency rules to
29 implement this section.

30 Sec. 132. EMERGENCY RULES.

31 1. If specifically authorized by a provision
32 of this division of this Act, the department of
33 human services or the mental health and disability
34 services commission may adopt administrative rules
35 under section 17A.4, subsection 3, and section
36 17A.5, subsection 2, paragraph "b", to implement
37 the provisions of this division of this Act and the
38 rules shall become effective immediately upon filing
39 or on a later effective date specified in the rules,
40 unless the effective date of the rules is delayed or
41 the applicability of the rules is suspended by the
42 administrative rules review committee. Any rules
43 adopted in accordance with this section shall not
44 take effect before the rules are reviewed by the
45 administrative rules review committee. The delay
46 authority provided to the administrative rules review
47 committee under section 17A.4, subsection 7, and
48 section 17A.8, subsection 9, shall be applicable to a
49 delay imposed under this section, notwithstanding a
50 provision in those sections making them inapplicable

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1 to section 17A.5, subsection 2, paragraph “b”. Any
2 rules adopted in accordance with the provisions of this
3 section shall also be published as a notice of intended
4 action as provided in section 17A.4.

5 2. If during a fiscal year, the department of
6 human services is adopting rules in accordance with
7 this section or as otherwise directed or authorized
8 by state law, and the rules will result in an
9 expenditure increase beyond the amount anticipated
10 in the budget process or if the expenditure was not
11 addressed in the budget process for the fiscal year,
12 the department shall notify the persons designated by
13 this division of this Act for submission of reports,
14 the chairpersons and ranking members of the committees
15 on appropriations, and the department of management
16 concerning the rules and the expenditure increase. The
17 notification shall be provided at least 30 calendar
18 days prior to the date notice of the rules is submitted
19 to the administrative rules coordinator and the
20 administrative code editor.

21 Sec. 133. REPORTS. Any reports or other
22 information required to be compiled and submitted under
23 this Act during the fiscal year beginning July 1, 2016,
24 shall be submitted to the chairpersons and ranking
25 members of the joint appropriations subcommittee on
26 health and human services, the legislative services
27 agency, and the legislative caucus staffs on or before
28 the dates specified for submission of the reports or
29 information.

30 Sec. 134. EFFECTIVE UPON ENACTMENT. The following
31 provisions of this division of this Act, being deemed
32 of immediate importance, take effect upon enactment:

33 1. The provision relating to section 232.141
34 and directing the state court administrator and the
35 division administrator of the department of human
36 services division of child and family services to
37 make the determination, by June 15, 2016, of the
38 distribution of funds allocated for the payment of
39 the expenses of court-ordered services provided to
40 juveniles which are a charge upon the state.

41 DIVISION XXXI

42 HEALTH CARE ACCOUNTS AND FUNDS — FY 2016–2017

43 Sec. 135. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
44 is appropriated from the pharmaceutical settlement
45 account created in section 249A.33 to the department of
46 human services for the fiscal year beginning July 1,
47 2016, and ending June 30, 2017, the following amount,
48 or so much thereof as is necessary, to be used for the
49 purpose designated:

50 Notwithstanding any provision of law to the

1 contrary, to supplement the appropriations made in this
 2 Act for medical contracts under the medical assistance
 3 program for the fiscal year beginning July 1, 2016, and
 4 ending June 30, 2017:
 5 \$ 1,001,088
 6 Sec. 136. QUALITY ASSURANCE TRUST FUND —
 7 DEPARTMENT OF HUMAN SERVICES. Notwithstanding
 8 any provision to the contrary and subject to the
 9 availability of funds, there is appropriated from the
 10 quality assurance trust fund created in section 249L.4
 11 to the department of human services for the fiscal year
 12 beginning July 1, 2016, and ending June 30, 2017, the
 13 following amounts, or so much thereof as is necessary,
 14 for the purposes designated:
 15 To supplement the appropriation made in this Act
 16 from the general fund of the state to the department
 17 of human services for medical assistance for the same
 18 fiscal year:
 19 \$ 18,352,604
 20 Sec. 137. HOSPITAL HEALTH CARE ACCESS TRUST FUND
 21 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding
 22 any provision to the contrary and subject to the
 23 availability of funds, there is appropriated from
 24 the hospital health care access trust fund created in
 25 section 249M.4 to the department of human services for
 26 the fiscal year beginning July 1, 2016, and ending June
 27 30, 2017, the following amounts, or so much thereof as
 28 is necessary, for the purposes designated:
 29 To supplement the appropriation made in this Act
 30 from the general fund of the state to the department
 31 of human services for medical assistance for the same
 32 fiscal year:
 33 \$ 17,350,000
 34 Sec. 138. MEDICAL ASSISTANCE PROGRAM —
 35 NONREVERSION FOR FY 2016-2017. Notwithstanding
 36 section 8.33, if moneys appropriated for purposes of
 37 the medical assistance program for the fiscal year
 38 beginning July 1, 2016, and ending June 30, 2017, from
 39 the general fund of the state, the quality assurance
 40 trust fund and the hospital health care access trust
 41 fund, are in excess of actual expenditures for the
 42 medical assistance program and remain unencumbered or
 43 unobligated at the close of the fiscal year, the excess
 44 moneys shall not revert but shall remain available for
 45 expenditure for the purposes of the medical assistance
 46 program until the close of the succeeding fiscal year.
 47 DIVISION XXXII
 48 PROPERTY TAX RELIEF FUND — BLOCK GRANT MONEYS —
 49 APPROPRIATION FY 2016–2017
 50 Sec. 139. PROPERTY TAX RELIEF FUND — BLOCK GRANT

1 MONEYS — APPROPRIATIONS. The moneys transferred
2 to the property tax relief fund for the fiscal year
3 beginning July 1, 2016, from the federal social
4 services block grant pursuant to 2015 Iowa Acts, House
5 File 630, if enacted, and from the federal temporary
6 assistance for needy families block grant, totaling at
7 least \$11,774,275, are appropriated to the department
8 of human services for the fiscal year beginning July
9 1, 2016, and ending June 30, 2017, to be used for the
10 purposes designated:

11 1. To be transferred to the appropriation in this
12 Act for child and family services for the fiscal year
13 beginning July 1, 2016, to be used for the purposes of
14 that appropriation:

15	\$	4,355,902
16 2. For family planning activities in accordance		
17 with the provisions of this Act creating a state family		
18 planning services program:		
19	\$	1,531,235

20 DIVISION XXXIII

21 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

22 Sec. 140. PERSONNEL SETTLEMENT AGREEMENT
23 PAYMENTS. As a condition of the appropriations in this
24 2016 Act, the moneys appropriated and any other moneys
25 available shall not be used for payment of a personnel
26 settlement agreement that contains a confidentiality
27 provision intended to prevent public disclosure of the
28 agreement or any terms of the agreement.>

S-3188

1 Amend Senate File 510 as follows:
2 1. Page 9, after line 1 by inserting:
3 <Sec. __. Section 256.9, Code 2015, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 66. Dedicate at least one-half of
6 one of the department’s authorized full-time equivalent
7 positions to maintain a fine arts consultant to provide
8 guidance and assistance, including but not limited to
9 professional development, strategies, and materials,
10 to the department, school districts, and accredited
11 nonpublic schools relating to music, visual art, drama
12 and theater, and other fine and applied arts programs
13 and coursework.>

14 2. Page 9, after line 8 by inserting:
15 <Sec. __. Section 418.9, subsection 8, Code 2015,
16 is amended to read as follows:
17 8. If, following approval of a project application
18 under the program, it is determined that the amount
19 of federal financial assistance exceeds the amount

20 of federal financial assistance specified in the
 21 application, the board shall reduce the award of
 22 financial assistance from the flood mitigation fund or
 23 reduce the amount of sales tax revenue to be received
 24 for the project by a corresponding amount. However,
 25 a reduction in the amount of sales tax revenue to be
 26 received for the project shall not be reduced if the
 27 additional federal financial assistance does not reduce
 28 the need for sales tax revenue due to an increase in
 29 project costs incurred following the approval of the
 30 project application under the program.>

31 3. Page 9, after line 16 by inserting:

32 <Sec. ____ Section 441.37A, subsection 1, paragraph
 33 a, Code 2015, is amended to read as follows:

34 a. For the assessment year beginning January 1,
 35 2007, and all subsequent assessment years beginning
 36 before January 1, ~~2018~~ 2021, appeals may be taken from
 37 the action of the board of review with reference to
 38 protests of assessment, valuation, or application of an
 39 equalization order to the property assessment appeal
 40 board created in section 421.1A. However, a property
 41 owner or aggrieved taxpayer or an appellant described
 42 in section 441.42 may bypass the property assessment
 43 appeal board and appeal the decision of the local board
 44 of review to the district court pursuant to section
 45 441.38.>

46 4. Page 12, after line 8 by inserting:

47 <Sec. ____ Section 715A.9A, subsection 1, paragraph
 48 a, Code 2015, is amended to read as follows:

49 a. Is a victim of identity theft in this state ~~as~~
 50 ~~described in section 715A.8~~ or resides in this state at

Page 2

1 the time the person is a victim of identity theft.>

2 5. Page 27, line 7, by striking <September 2015>
 3 and inserting <the month following the date eligible
 4 employees shall be required to agree to separate from
 5 employment with the state as provided in subsection 2,
 6 paragraph “e”>

7 6. Page 28, by striking lines 5 and 6 and inserting
 8 <equal to, for eligible employees with at least>

9 7. Page 28, line 14, by striking <July 31, 2015>
 10 and inserting <the eligible enrollment date>

11 8. Page 28, line 16, after <program.> by inserting
 12 <For purposes of this paragraph, “eligible enrollment
 13 date” shall be the date, established by the department
 14 that is not a weekend or holiday, that is at least
 15 forty-five days after the effective date of this
 16 division of this Act.>

17 9. Page 28, line 30, by striking <August 27,
 18 2015> and inserting <thirty days after the eligible

19 enrollment date as established in this subsection>
 20 10. Page 29, line 2, by striking <August 27, 2015>
 21 and inserting <the date as determined in subsection 2,
 22 paragraph “e”>
 23 11. Page 29, by striking lines 8 through 11 and
 24 inserting <participant.>
 25 12. Page 40, by striking lines 27 and 28 and
 26 inserting <the department shall include an opioid
 27 antagonist as preferred on the preferred>
 28 13. Page 40, line 29, after <list> by inserting
 29 <and provide for reimbursement of any device integral
 30 to its administration>
 31 14. Page 40, by striking lines 31 through 34.
 32 15. By striking page 45, line 8, through page 47,
 33 line 29, and inserting:
 34 <Sec. ___. Section 456.1, Code 2015, is amended by
 35 striking the section and inserting in lieu thereof the
 36 following:
 37 **456.1 Geological survey created.**
 38 A geological survey of the state is created within
 39 the university of Iowa.
 40 Sec. ___. Section 456.2, Code 2015, is amended to
 41 read as follows:
 42 **456.2 State geologist — qualifications.**
 43 The ~~director~~ board of regents shall appoint the
 44 state geologist. The state geologist must, at a
 45 minimum, have a masters degree in geology from an
 46 accredited college or university and must have at least
 47 five years of geological experience. The annual salary
 48 of the state geologist shall be determined by the
 49 ~~director~~ board of regents.
 50 Sec. ___. Section 456.4, Code 2015, is amended to

Page 3

1 read as follows:
 2 **456.4 Investigations — collection — renting space.**
 3 The state geologist shall investigate the
 4 characters of the various soils and their capacities
 5 for agricultural purposes, the streams, and other
 6 scientific and natural resource matters that may be of
 7 practical importance and interest. ~~For the purpose of~~
 8 ~~preserving well drilling samples, rock cores, fossils,~~
 9 ~~and other materials as may be necessary to carry on~~
 10 ~~investigations, the state geologist shall have the~~
 11 ~~authority to lease or rent sufficient space for storage~~
 12 ~~of these materials with the approval of the director of~~
 13 ~~the department of administrative services.~~ A complete
 14 cabinet collection ~~may~~ shall be made to illustrate the
 15 natural products of the state, and the state geologist
 16 may also furnish suites of materials, rocks, and
 17 fossils for colleges and public museums within the

18 state, if it can be done without impairing the general
19 state collection.

20 Sec. ____ Section 456.7, Code 2015, is amended to
21 read as follows:

22 **456.7 Annual report.**

23 The state geologist shall, annually, at the time
24 provided by law, make to the governor and the general
25 assembly a full report of the work in the preceding
26 year, which report shall be accompanied by such other
27 reports and papers as may be considered desirable for
28 publication.

29 Sec. ____ Section 456.10, Code 2015, is amended to
30 read as follows:

31 **456.10 Distribution and sale of reports.**

32 All publications of the geological survey shall
33 ~~be distributed by the state as are other published~~
34 ~~reports of state officers when no special provision is~~
35 ~~made. When such distribution has been made the state~~
36 ~~geologist shall retain a sufficient number of copies~~
37 ~~to supply probable future demands and any copies in~~
38 ~~excess of such number shall be sold to persons making~~
39 ~~application therefor at the cost price of publication,~~
40 ~~the money thus accruing to be turned into the treasury~~
41 ~~of the state made available electronically via an~~
42 ~~internet site maintained by the university of Iowa.>~~

43 16. By striking page 48, line 18, through page 49,
44 line 8, and inserting:

45 <Sec. ____ ENVIRONMENT FIRST FUND — FY 2015–2016.

46 1. There is appropriated from the environment first
47 fund created in section 8.57A to the university of
48 Iowa for the fiscal year beginning July 1, 2015, and
49 ending June 30, 2016, the following amount, or so much
50 thereof as is necessary, to be used for the purposes

Page 4

1 designated:

2 For the state geological survey, including salaries,
3 support, maintenance, and miscellaneous purposes:

4 \$ 695,000

5 2. Moneys appropriated to the department of natural
6 resources in 2015 Iowa Acts, Senate File 494, if
7 enacted, for the fiscal year beginning July 1, 2015,
8 for purposes of regulating water quantity from surface
9 and subsurface sources are reduced by \$495,000.

10 3. Moneys appropriated to the department of natural
11 resources in 2015 Iowa Acts, Senate File 494, if
12 enacted, for the fiscal year beginning July 1, 2015,
13 for purposes of continuing the operations of the
14 department's geological and water survey are reduced
15 by \$200,000.

16 Sec. ____ ENVIRONMENT FIRST FUND — FY 2016–2017.

17 1. There is appropriated from the environment first
 18 fund created in section 8.57A to the university of
 19 Iowa for the fiscal year beginning July 1, 2016, and
 20 ending June 30, 2017, the following amount, or so much
 21 thereof as is necessary, to be used for the purposes
 22 designated:

23 For the state geological survey, including salaries,
 24 support, maintenance, and miscellaneous purposes:
 25 \$ 347,500

26 2. Moneys appropriated to the department of natural
 27 resources in 2015 Iowa Acts, Senate File 494, if
 28 enacted, for the fiscal year beginning July 1, 2016,
 29 for purposes of regulating water quantity from surface
 30 and subsurface sources are reduced by \$247,500.

31 3. Moneys appropriated to the department of natural
 32 resources in 2015 Iowa Acts, Senate File 494, if
 33 enacted, for the fiscal year beginning July 1, 2016,
 34 for purposes of continuing the operations of the
 35 department's geological and water survey are reduced
 36 by \$100,000.

37 Sec. ____ GENERAL FUND — FY 2015–2016.

38 1. There is appropriated from the general fund of
 39 the state to the university of Iowa for the fiscal year
 40 beginning July 1, 2015, and ending June 30, 2016, the
 41 following amount, or so much thereof as is necessary,
 42 to be used for the purposes designated:

43 For the state geological survey, including salaries,
 44 support, maintenance, and miscellaneous purposes:
 45 \$ 132,000

46 2. Moneys appropriated to the department of natural
 47 resources in 2015 Iowa Acts, Senate File 494, if
 48 enacted, for the fiscal year beginning July 1, 2015,
 49 for purposes of supporting the department, including
 50 its divisions, for administration, regulation, and

1 programs are reduced by \$132,000.

2 Sec. ____ GENERAL FUND — FY 2016–2017.

3 1. There is appropriated from the general fund of
 4 the state to the university of Iowa for the fiscal year
 5 beginning July 1, 2016, and ending June 30, 2017, the
 6 following amount, or so much thereof as is necessary,
 7 to be used for the purposes designated:

8 For the state geological survey, including salaries,
 9 support, maintenance, and miscellaneous purposes:
 10 \$ 66,000

11 2. Moneys appropriated to the department of natural
 12 resources in 2015 Iowa Acts, Senate File 494, if
 13 enacted, for the fiscal year beginning July 1, 2016,
 14 for purposes of supporting the department, including
 15 its divisions, for administration, regulation, and

16 programs are reduced by \$66,000.

17 Sec. ___. REBUILD IOWA INFRASTRUCTURE FUND. There
 18 is appropriated from the rebuild Iowa infrastructure
 19 fund to the university of Iowa for the fiscal year
 20 beginning July 1, 2015, and ending June 30, 2016, the
 21 following amount, or so much thereof as is necessary,
 22 to be used for the purposes designated:

23 For the state geological survey, including salaries,
 24 support, maintenance, and miscellaneous purposes,
 25 notwithstanding section 8.57, subsection 5, paragraph
 26 “c”:

27 \$ 300,000>

28 17. Page 50, line 30, by striking <in a
 29 declaration>

30 18. Page 68, line 22, after <date> by inserting <of
 31 this division>

32 19. Page 92, after line 28 by inserting:

33 <DIVISION __

34 RESIDENTIAL SWIMMING POOLS

35 Sec. ___. RESIDENTIAL SWIMMING POOLS — PRIVATE
 36 SWIMMING LESSONS. Notwithstanding any provision of
 37 law to the contrary, the department of public health
 38 shall require that a residential swimming pool used
 39 for private swimming lessons for up to two hundred
 40 seven hours in a calendar month, or the number of
 41 hours prescribed by local ordinance applicable to
 42 such use of a residential swimming pool, whichever is
 43 greater, be regulated as a residential swimming pool
 44 used for commercial purposes pursuant to chapter 135I.
 45 The department of public health may adopt rules to
 46 implement this section.

47 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
 48 of this Act, being deemed of immediate importance,
 49 takes effect upon enactment.>

50 20. By renumbering, redesignating, and correcting

Page 6

1 internal references as necessary.

ROBERT E. DVORSKY

S-3189

1 Amend House File 550, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 1, line 10, by striking <shall> and
 4 inserting <may>

5 2. Page 1, line 15, by striking <and> and inserting
 6 <or>

JEFF DANIELSON

S-3190

- 1 Amend Senate File 510 as follows:
- 2 1. Page 9, after line 1 by inserting:
- 3 <Sec. ____ Section 249M.5, Code 2015, is amended to
- 4 read as follows:
- 5 **249M.5 Future repeal.**
- 6 This chapter is repealed ~~June 30, 2016~~ December 31,
- 7 2015.>
- 8 2. By renumbering as necessary.

ROBERT E. DVORSKY

S-3191

- 1 Amend the amendment, S-3188, to Senate File 510 as
- 2 follows:
- 3 1. Page 2, by striking lines 47 through 49 and
- 4 inserting <five years of geological experience.
- 5 ~~The annual salary of the state geologist shall be~~
- 6 ~~determined by the director.~~>

ROBERT E. DVORSKY

S-3192

- 1 Amend Senate File 510 as follows:
- 2 1. Page 3, after line 12 by inserting:
- 3 <Sec. ____ SILOS AND SMOKESTACKS. There is
- 4 appropriated from the state bond repayment fund created
- 5 in section 8.57F to the department of agriculture and
- 6 land stewardship for the fiscal year beginning July 1,
- 7 2015, and ending June 30, 2016, the following amount,
- 8 or so much thereof as is necessary, to be used for the
- 9 purposes designated:
- 10 For support of the silos and smokestacks national
- 11 heritage area to provide continued agricultural-related
- 12 education and preservation:
- 13 \$ 250,000>
- 14 2. By renumbering as necessary.

TIM L. KAPUCIAN

S-3193

- 1 Amend Senate File 510 as follows:
- 2 1. Page 92, before line 29 by inserting:
- 3 <DIVISION ____
- 4 AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEMS
- 5 Sec. ____ Section 321.1, Code 2015, is amended by
- 6 adding the following new subsection:

7 NEW SUBSECTION. 06A. “Automated traffic law
8 enforcement system” means a system that operates in
9 conjunction with an official traffic-control signal,
10 as described in section 321.257, or a speed measuring
11 device to produce recorded images of motor vehicles
12 being operated in violation of traffic or speed laws.

13 Sec. __. NEW SECTION. **321.5A Automated traffic**
14 **law enforcement systems prohibited.**

15 The department or a local authority shall not place,
16 cause to be placed, maintain, or employ the use of an
17 automated traffic law enforcement system on or adjacent
18 to a highway of this state for the enforcement of
19 any provision of this chapter or any local ordinance
20 relating to the operation of motor vehicles.

21 Sec. __. **REMOVAL OF AUTOMATED TRAFFIC LAW**
22 **ENFORCEMENT SYSTEMS — VALIDITY OF PRIOR NOTICES**
23 **AND CITATIONS.** On or before July 1, 2015, a local
24 authority using an automated traffic law enforcement
25 system shall discontinue using the system and remove
26 the system equipment. Effective July 1, 2015, all
27 local ordinances authorizing the use of an automated
28 traffic law enforcement system are void. However,
29 notices of violations mailed or citations issued
30 pursuant to such an ordinance prior to July 1, 2015,
31 shall not be invalidated by the enactment of this
32 division of this Act and shall be processed according
33 to the provisions of the law under which they were
34 authorized.

35 Sec. __. **EFFECTIVE UPON ENACTMENT.** This division
36 of this Act, being deemed of immediate importance,
37 takes effect upon enactment.>

38 2. By renumbering as necessary.

MARK CHELGREN
JASON SCHULTZ
TOM SHIPLEY
JERRY BEHN
JACK WHITVER

S-3194

1 Amend Senate File 510 as follows:

2 1. Page 92, after line 28 by inserting:

3 <DIVISION __

4 IOWA EDUCATION SAVINGS PLAN TRUST

5 Sec. __. Section 422.7, subsection 32, paragraph
6 a, Code 2015, is amended to read as follows:

7 a. Subtract the maximum contribution that may be
8 deducted for Iowa income tax purposes as a participant
9 in the Iowa educational savings plan trust pursuant
10 to section 12D.3, subsection 1, paragraph “a”. For
11 purposes of this paragraph, a participant who makes

12 a contribution on or before the date prescribed in
 13 section 422.21 for making and filing an individual
 14 income tax return, excluding extensions, may elect to
 15 be deemed to have made the contribution on the last
 16 day of the preceding calendar year. The director,
 17 after consultation with the treasurer of state, shall
 18 prescribe by rule the manner and method by which a
 19 participant may make an election authorized by the
 20 preceding sentence.

21 Sec. __. RETROACTIVE APPLICABILITY. This division
 22 of this Act applies retroactively to January 1, 2015,
 23 for tax years beginning on or after that date.>

24 2. By renumbering as necessary.

ROBY SMITH

S-3195

1 Amend Senate File 510 as follows:
 2 1. Page 42, line 22, by striking <\$40,000> and
 3 inserting <\$10,000>

ROBERT E. DVORSKY

S-3196

1 Amend Senate File 510 as follows:
 2 1. Page 92, before line 29 by inserting:
 3 <DIVISION __
 4 BUSINESS-TRADE TRUCKS
 5 Sec. __. Section 321.120, Code 2015, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 6. If a law or rule of another
 8 state or a foreign country imposes a tax or fee
 9 on a business-trade truck which is registered in
 10 Iowa and operated in that other state or foreign
 11 country, the department shall impose a tax or fee
 12 on a business-trade truck which is registered in
 13 that state or foreign country and operated in Iowa
 14 in the same amount as the tax or fee imposed by the
 15 state or country in which the business-trade truck is
 16 registered.>
 17 2. By renumbering as necessary.

RICK BERTRAND

S-3197

1 Amend Senate File 510 as follows:
 2 1. Page 92, after line 28 by inserting:
 3 <DIVISION __
 4 EXPERIMENTAL MEDICAL TREATMENTS

5 Sec. ____ NEW SECTION. **144E.1 Title.**

6 This chapter shall be known and may be cited as the
7 "*Right to Try Act*".

8 Sec. ____ NEW SECTION. **144E.2 Definitions.**

9 As used in this chapter:

10 1. "*Eligible patient*" means an individual who meets
11 all of the following conditions:

12 a. Has a terminal illness, attested to by the
13 patient's treating physician.

14 b. Has considered all other treatment options
15 approved by the United States food and drug
16 administration.

17 c. Has received a recommendation from the
18 individual's physician for an investigational drug,
19 biological product, or device.

20 d. Has given written informed consent for the use
21 of the investigational drug, biological product, or
22 device.

23 e. Has documentation from the individual's
24 physician that the individual meets the requirements
25 of this subsection.

26 2. "*Investigational drug, biological product, or*
27 *device*" means a drug, biological product, or device
28 that has successfully completed phase 1 of a United
29 States food and drug administration-approved clinical
30 trial but has not yet been approved for general use
31 by the United States food and drug administration and
32 remains under investigation in a United States food and
33 drug administration-approved clinical trial.

34 3. "*Terminal illness*" means a progressive disease
35 or medical or surgical condition that entails
36 significant functional impairment, that is not
37 considered by a treating physician to be reversible
38 even with administration of treatments approved by the
39 United States food and drug administration, and that,
40 without life-sustaining procedures, will soon result
41 in death.

42 4. "*Written informed consent*" means a written
43 document that is signed by the patient, a parent of
44 a minor patient, or a legal guardian or other legal
45 representative of the patient and attested to by the
46 patient's treating physician and a witness and that
47 includes all of the following:

48 a. An explanation of the products and treatments
49 approved by the United States food and drug
50 administration for the disease or condition from which

Page 2

1 the patient suffers.

2 b. An attestation that the patient concurs with
3 the patient's treating physician in believing that all

4 products and treatments approved by the United States
5 food and drug administration are unlikely to prolong
6 the patient's life.

7 c. Clear identification of the specific proposed
8 investigational drug, biological product, or device
9 that the patient is seeking to use.

10 d. A description of the best and worst potential
11 outcomes of using the investigational drug, biological
12 product, or device and a realistic description of the
13 most likely outcome. The description shall include
14 the possibility that new, unanticipated, different, or
15 worse symptoms might result and that death could be
16 hastened by use of the proposed investigational drug,
17 biological product, or device. The description shall
18 be based on the treating physician's knowledge of the
19 proposed investigational drug, biological product,
20 or device in conjunction with an awareness of the
21 patient's condition.

22 e. A statement that the patient's health plan
23 or third-party administrator and provider are not
24 obligated to pay for any care or treatments consequent
25 to the use of the investigational drug, biological
26 product, or device, unless they are specifically
27 required to do so by law or contract.

28 f. A statement that the patient's eligibility for
29 hospice care may be withdrawn if the patient begins
30 curative treatment with the investigational drug,
31 biological product, or device and that care may be
32 reinstated if this treatment ends and the patient meets
33 hospice eligibility requirements.

34 g. A statement that the patient understands that
35 the patient is liable for all expenses consequent
36 to the use of the investigational drug, biological
37 product, or device and that this liability extends to
38 the patient's estate unless a contract between the
39 patient and the manufacturer of the investigational
40 drug, biological product, or device states otherwise.

41 Sec. ____ NEW SECTION. **144E.3 Manufacturer rights.**

42 1. A manufacturer of an investigational drug,
43 biological product, or device may make available and
44 an eligible patient may request the manufacturer's
45 investigational drug, biological product, or device
46 under this chapter. This chapter does not require a
47 manufacturer of an investigational drug, biological
48 product, or device to provide or otherwise make
49 available the investigational drug, biological product,
50 or device to an eligible patient.

Page 3

1 2. A manufacturer described in subsection 1 may do
2 any of the following:

3 a. Provide an investigational drug, biological
4 product, or device to an eligible patient without
5 receiving compensation.

6 b. Require an eligible patient to pay the costs of,
7 or the costs associated with, the manufacture of the
8 investigational drug, biological product, or device.

9 Sec. __. NEW SECTION. 144E.4 Treatment coverage.

10 1. This chapter does not expand the coverage
11 required of an insurer under Title XIII, subtitle 1.

12 2. A health plan, third-party administrator, or
13 governmental agency may provide coverage for the cost
14 of an investigational drug, biological product, or
15 device, or the cost of services related to the use of
16 an investigational drug, biological product, or device
17 under this chapter.

18 3. This chapter does not require any governmental
19 agency to pay costs associated with the use, care, or
20 treatment of a patient with an investigational drug,
21 biological product, or device.

22 4. This chapter does not require a hospital
23 licensed under chapter 135B or other health care
24 facility to provide new or additional services.

25 Sec. __. NEW SECTION. 144E.5 Heirs not liable for
26 **treatment debts.**

27 If a patient dies while being treated by an
28 investigational drug, biological product, or device,
29 the patient's heirs are not liable for any outstanding
30 debt related to the treatment or lack of insurance due
31 to the treatment, unless otherwise required by law.

32 Sec. __. NEW SECTION. 144E.6 Provider recourse.

33 1. The board of medicine created under chapter
34 147 shall not revoke, fail to renew, suspend, or take
35 any action against a physician's license based solely
36 on the physician's recommendations to an eligible
37 patient regarding access to or treatment with an
38 investigational drug, biological product, or device.

39 2. To the extent consistent with federal law,
40 an entity responsible for Medicare certification
41 shall not take action against a physician's Medicare
42 certification based solely on the physician's
43 recommendation that a patient have access to an
44 investigational drug, biological product, or device.

45 Sec. __. NEW SECTION. 144E.7 State interference.

46 An official, employee, or agent of this state shall
47 not block or attempt to block an eligible patient's
48 access to an investigational drug, biological product,
49 or device. Counseling, advice, or a recommendation
50 consistent with medical standards of care from a

Page 4

- 1 licensed physician is not a violation of this section.
 2 Sec. ____ NEW SECTION. **144E.8 Private cause of**
 3 **action.**
 4 1. This chapter shall not create a private cause
 5 of action against a manufacturer of an investigational
 6 drug, biological product, or device or against
 7 any other person or entity involved in the care
 8 of an eligible patient using the investigational
 9 drug, biological product, or device for any harm
 10 done to the eligible patient resulting from the
 11 investigational drug, biological product, or device, if
 12 the manufacturer or other person or entity is complying
 13 in good faith with the terms of this chapter and has
 14 exercised reasonable care.
 15 2. This chapter shall not affect any mandatory
 16 health care coverage for participation in clinical
 17 trials under Title XIII, subtitle 1.>
 18 2. By renumbering as necessary.

RICK BERTRAND

S-3198

- 1 Amend Senate File 510 as follows:
 2 1. Page 92, after line 28 by inserting:
 3 <DIVISION ____
 4 **INDIVIDUAL INCOME TAX EXEMPTION**
 5 Sec. ____ NEW SECTION. **422.5A Exempt individuals.**
 6 1. Notwithstanding any other provision of law to
 7 the contrary, an individual who is at least sixty-five
 8 years old on December 31 of the tax year shall be
 9 exempt from the taxes imposed under this division.
 10 2. Notwithstanding any other provision of law
 11 to the contrary, an individual exempt from the taxes
 12 imposed under this division pursuant to subsection
 13 1 shall not be required to make and file a return
 14 pursuant to section 422.13.
 15 3. Notwithstanding any other provision of law to
 16 the contrary, a withholding agent, employer, or other
 17 person shall not be required to deduct and withhold any
 18 amounts as required in section 422.16 for or from an
 19 individual who is exempt from the taxes imposed under
 20 this division pursuant to subsection 1.
 21 Sec. ____ Section 422.12, subsection 2, paragraph
 22 a, subparagraph (4), Code 2015, is amended by striking
 23 the subparagraph.
 24 Sec. ____ **EFFECTIVE UPON ENACTMENT.** This division
 25 of this Act, being deemed of immediate importance,
 26 takes effect upon enactment.
 27 Sec. ____ **RETROACTIVE APPLICABILITY.** This division

28 of this Act applies retroactively to January 1, 2015,
 29 for tax years beginning on or after that date.>
 30 2. By renumbering as necessary.

MARK CHELGREN
 JASON SCHULTZ
 MARK SEGEBART
 JACK WHITVER

S-3199

1 Amend Senate File 510 as follows:

2 1. Page 92, after line 28 by inserting:

3 <DIVISION ____
 4 HATE CRIMES

5 Sec. ____ **NEW SECTION. 718A.1B Intimidation**
 6 **by desecration of flag or insignia in violation of**
 7 **individual rights.**

8 For the purposes of this section, “*intimidation*
 9 *by desecration of flag or insignia in violation of*
 10 *individual rights*” means a violation of section 718A.1A
 11 with intent to intimidate a person on the basis of that
 12 person’s veteran status or on the basis of a person’s
 13 association with a veteran, and shall be classified as
 14 a hate crime as defined in section 729A.2. A person
 15 who commits intimidation by desecration of flag or
 16 insignia in violation of individual rights is guilty of
 17 a simple misdemeanor.

18 Sec. ____ Section 729A.1, Code 2015, is amended to
 19 read as follows:

20 **729A.1 Violations of an individual’s rights**
 21 **prohibited.**

22 1. Persons within the state of Iowa have the right
 23 to be free from any violence, or intimidation by
 24 threat of violence, committed against their persons
 25 or property because of their race, color, religion,
 26 ancestry, national origin, political affiliation, sex,
 27 sexual orientation, age, or disability.

28 2. Persons within the state of Iowa have the
 29 right to be free from any violence or intimidation
 30 committed against their persons or property because
 31 of their veteran status or on the basis of a person’s
 32 association with a veteran.

33 Sec. ____ Section 729A.2, unnumbered paragraph 1,
 34 Code 2015, is amended to read as follows:

35 “*Hate crime*” means one of the following public
 36 offenses when committed against a person or a person’s
 37 property because of the person’s race, color, religion,
 38 ancestry, national origin, political affiliation, sex,
 39 sexual orientation, age, veteran status, or disability,
 40 or the person’s association with a person of a certain
 41 race, color, religion, ancestry, national origin,

42 political affiliation, sex, sexual orientation, age,
 43 veteran status, or disability:
 44 Sec. ____ Section 729A.2, Code 2015, is amended by
 45 adding the following new subsection:
 46 NEW SUBSECTION. 5. Intimidation by desecration
 47 of flag or insignia in violation of individual rights
 48 under section 718A.1B.>
 49 2. By renumbering as necessary.

MARK CHELGREN
 MICHAEL BREITBACH
 KEN ROZENBOOM
 AMY SINCLAIR
 MARK COSTELLO
 TIM L. KAPUCIAN
 JACK WHITVER
 TIM KRAAYENBRINK
 BILL ANDERSON
 DENNIS GUTH

S-3200

1 Amend House File 654, as passed by the House, as
 2 follows:
 3 1. Page 8, after line 6 by inserting:
 4 <DIVISION ____
 5 REINVESTMENT DISTRICTS AND FLOOD MITIGATION
 6 Sec. ____ Section 15J.4, subsection 3, paragraph a,
 7 Code 2015, is amended to read as follows:
 8 a. The municipality shall submit a copy of the
 9 resolution, the proposed district plan, and all
 10 accompanying materials adopted pursuant to this section
 11 to the board for evaluation. The board shall not
 12 approve a proposed district plan ~~or an amendment to an~~
 13 ~~existing district's plan~~ on or after July 1, 2018.
 14 Sec. ____ Section 28F.12, Code 2015, is amended to
 15 read as follows:
 16 **28F.12 Additional powers of the entity.**
 17 1. If the entity is comprised solely of cities,
 18 counties, and sanitary districts established under
 19 chapter 358, or any combination thereof, the entity
 20 shall have in addition to all the powers enumerated in
 21 this chapter, the powers ~~which that~~ a county has with
 22 respect to solid waste disposal projects.
 23 2. If the entity is comprised solely of cities,
 24 counties, and sanitary districts established under
 25 chapter 358, or any combination thereof, it is a
 26 governmental entity with respect to projects undertaken
 27 pursuant to chapter 418 and may exercise all of the
 28 powers of a governmental entity under that chapter in
 29 connection with the flood mitigation project. Unless
 30 otherwise provided in chapter 418, if undertaking a

31 flood mitigation project as a governmental entity
 32 under chapter 418, the provisions of chapter 418 shall
 33 prevail over any conflicting provision in this chapter.
 34 Sec. ____ Section 418.1, subsection 4, paragraph c,
 35 unnumbered paragraph 1, Code 2015, is amended to read
 36 as follows:

37 A joint board or other legal or administrative
 38 entity established or designated in an agreement
 39 pursuant to chapter 28E or 28F between any of the
 40 following:

41 Sec. ____ Section 418.1, subsection 4, paragraph
 42 c, Code 2015, is amended by adding the following new
 43 subparagraph:

44 NEW SUBPARAGRAPH. (4) One or more counties, one or
 45 more cities that are located in whole or in part within
 46 those counties, and one or more sanitary districts
 47 established under chapter 358 or a combined water and
 48 sanitary district as provided for in sections 357.1B
 49 and 358.1B, located in whole or in part within those
 50 counties.

Page 2

1 Sec. ____ Section 418.4, subsection 1, paragraph b,
 2 Code 2015, is amended to read as follows:
 3 b. A governmental entity as defined in section
 4 418.1, subsection 4, paragraph "c", shall have the
 5 power to construct, acquire, own, repair, improve,
 6 operate, and maintain a project, may sue and be sued,
 7 contract, and acquire and hold real and personal
 8 property, subject to the limitation in paragraph
 9 "c", and shall have such other powers as may be
 10 included in the chapter 28E or 28F agreement. Such a
 11 governmental entity may contract with a city or the
 12 county participating in the ~~chapter 28E~~ agreement
 13 to perform any governmental service, activity, or
 14 undertaking that the city or county is authorized by
 15 law to perform, including but not limited to contracts
 16 for administrative services.

17 Sec. ____ Section 418.11, subsection 3, paragraph
 18 c, Code 2015, is amended to read as follows:

19 c. For projects approved for a governmental
 20 entity as defined in section 418.1, subsection 4,
 21 paragraph "c", the area used to determine the sales
 22 tax increment shall include the incorporated areas
 23 of each participating city that is participating in
 24 ~~the chapter 28E agreement~~, the unincorporated areas
 25 of ~~the each~~ participating county, ~~and~~ the area of any
 26 participating drainage district not otherwise included
 27 in the areas of the participating cities or county, and
 28 the area served by any sanitary district or combined
 29 water and sanitary district and not otherwise included

30 in the areas of the participating cities or counties,

31 as applicable.

32 Sec. ____ Section 418.11, subsection 3, Code 2015,
33 is amended by adding the following new paragraph:

34 NEW PARAGRAPH. *d.* For all projects, the area used
35 to determine the sales tax increment shall not include
36 any parcels of real property that are included in a
37 reinvestment district designated pursuant to chapter
38 15J.

39 Sec. ____ Section 418.14, subsection 3, paragraph
40 a, Code 2015, is amended to read as follows:

41 *a.* Except as otherwise provided in this section,
42 bonds issued pursuant to this section shall not be
43 subject to the provisions of any other law or charter
44 relating to the authorization, issuance, or sale of
45 bonds. Bonds issued under this section shall not limit
46 or restrict the authority of a governmental entity as
47 defined in section 418.1, subsection 4, paragraphs
48 "*a*" and "*b*", or a city, county, ~~or~~ drainage district,
49 sanitary district, or combined water and sanitary
50 district participating in a governmental entity as

Page 3

1 defined in section 418.1, subsection 4, paragraph "*c*",
2 to issue bonds for the project under other provisions
3 of the Code.

4 Sec. ____ Section 418.14, subsection 4, paragraph
5 b, Code 2015, is amended to read as follows:

6 *b.* If the moneys in the governmental entity's
7 flood project fund are insufficient to pay the
8 governmental entity's costs related to bonds, notes,
9 or other obligations issued under this chapter, the
10 amounts necessary to pay such costs may be levied and
11 transferred for deposit in the governmental entity's
12 flood project fund from the debt service fund of
13 the governmental entity or, if applicable, the debt
14 service fund of a participating city or county for
15 a governmental entity as defined in section 418.1,
16 subsection 4, paragraph "*c*", but only if and to the
17 extent provided in the resolution authorizing the
18 issuance of bonds and, if applicable, the chapter 28E
19 or 28F agreement.

20 Sec. ____ Section 418.15, subsection 4, Code 2015,
21 is amended to read as follows:

22 4. All property and improvements acquired by
23 a governmental entity as defined in section 418.1,
24 subsection 4, paragraph "*c*", relating to a project
25 shall be transferred to the county, city, ~~or~~ drainage
26 district, sanitary district, or combined water and
27 sanitary district designated in the chapter 28E or 28F
28 agreement to receive such property and improvements.

29 The county, city, ~~or~~ drainage district, sanitary
30 district, or combined water and sanitary district to
31 which such property or improvements are transferred
32 shall, unless otherwise provided in the chapter
33 28E or 28F agreement, be solely responsible for the
34 ongoing maintenance and support of such property and
35 improvements.
36 Sec. ____ Section 423.2, subsection 11, paragraph
37 b, Code 2015, is amended by adding the following new
38 subparagraph:
39 NEW SUBPARAGRAPH. (05) Beginning the first day
40 of the calendar quarter beginning on the reinvestment
41 district's commencement date, subject to remittance
42 limitations established by the economic development
43 authority board pursuant to section 15J.4, subsection
44 3, transfer to a district account created in the state
45 reinvestment district fund for each reinvestment
46 district established under chapter 15J, the amount of
47 new state sales tax revenue, determined in section
48 15J.5, subsection 1, paragraph "b", in the district,
49 that remains after the prior transfers required
50 under this paragraph "b". Such transfers shall cease

Page 4

1 pursuant to section 15J.8.
2 Sec. ____ Section 423.2, subsection 11, paragraph
3 b, subparagraph (6), Code 2015, is amended by striking
4 the subparagraph.
5 Sec. ____ Section 423.2, Code 2015, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 11A. Of the amount of sales tax
8 revenue actually transferred per quarter pursuant to
9 subsection 11, paragraph "b", subparagraphs (05) and
10 (5), the department shall retain an amount equal to
11 the actual cost of administering the transfers under
12 subsection 11, paragraph "b", subparagraphs (05) and
13 (5), or twenty-five thousand dollars, whichever is
14 less. The amount retained by the department pursuant
15 to this subsection shall be divided pro rata each
16 quarter between the amounts that would have been
17 transferred pursuant to subsection 11, paragraph "b",
18 subparagraphs (05) and (5), without the deduction made
19 by operation of this subsection. Revenues retained by
20 the department pursuant to this subsection shall be
21 considered repayment receipts as defined in section
22 8.2.
23 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
24 of this Act, being deemed of immediate importance,
25 takes effect upon enactment.
26 Sec. ____ RETROACTIVE AND OTHER APPLICABILITY.
27 1. Except as provided in subsection 3, this

28 division of this Act applies retroactively to
 29 reinvestment districts designated under chapter 15J in
 30 existence on or after July 1, 2014.

31 2. Except as provided in subsection 3, this
 32 division of this Act applies to flood mitigation
 33 project plan applications received under chapter
 34 418 before, on, or after the effective date of this
 35 division of this Act.

36 3. The sections of this division of this Act
 37 amending section 423.2, subsection 11, and enacting
 38 section 423.2, subsection 11A, apply to transfers of
 39 sales tax revenues made on or after July 1, 2015.

40 DIVISION ____

41 NUISANCE PROPERTIES AND ABANDONED BUILDINGS

42 Sec. ____ Section 15.335B, subsection 2, paragraph
 43 a, Code 2015, is amended by adding the following new
 44 subparagraph:

45 NEW SUBPARAGRAPH. (8) For deposit in the nuisance
 46 property remediation fund created pursuant to section
 47 15.338.

48 Sec. ____ NEW SECTION. **15.338 Nuisance property**
 49 **remediation assistance — fund.**

50 1. *a.* The economic development authority shall

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1 establish a nuisance property remediation fund pursuant
 2 to section 15.106A, subsection 1, paragraph “o”,
 3 for purposes of providing financial assistance to
 4 cities for the remediation of nuisance properties
 5 and abandoned buildings and other structures. The
 6 authority shall administer the fund in a manner
 7 designed to make funds annually available to cities for
 8 purposes of this section.

9 *b.* The authority may administer a fund established
 10 for purposes of this section as a revolving fund. The
 11 fund may consist of any moneys appropriated by the
 12 general assembly for purposes of this section and
 13 any other moneys that are lawfully available to the
 14 authority, including moneys transferred or deposited
 15 from other funds created pursuant to section 15.106A,
 16 subsection 1, paragraph “o”.

17 *c.* The authority shall use any moneys specifically
 18 appropriated for purposes of this section only for the
 19 purposes of this section. The authority may use all
 20 other moneys in the fund, including interest, earnings,
 21 recaptures, and repayments for purposes of this section
 22 or the authority may transfer the other moneys to other
 23 funds created pursuant to section 15.106A, subsection
 24 1, paragraph “o”.

25 *d.* Notwithstanding section 8.33, moneys in the
 26 nuisance property remediation fund at the end of each

27 fiscal year shall not revert to any other fund but
 28 shall remain in the fund for expenditure for subsequent
 29 fiscal years.

30 e. The authority may use not more than five percent
 31 of the moneys in the fund at the beginning of the
 32 fiscal year for purposes of administrative costs,
 33 finance, compliance, marketing, and program support.

34 2. The authority shall use moneys in the fund
 35 to provide financial assistance to cities for the
 36 remediation of nuisance properties and abandoned
 37 buildings and other structures. Such financial
 38 assistance may include grants, loans, forgivable loans,
 39 or other forms of financial assistance as necessary to
 40 effectuate the purposes of this section. The authority
 41 may provide financial assistance under this section
 42 using a competitive scoring process.

43 3. In providing financial assistance under this
 44 section, the authority may give priority to cities
 45 with severe blighted areas, widespread dilapidated
 46 housing stock, or high rates of low or moderate income
 47 residents.

48 4. The authority shall enter into an agreement with
 49 each city for the receipt of financial assistance under
 50 this section. The authority may negotiate the terms

Page 6

1 of the agreement.

2 5. In providing financial assistance under this
 3 section, the authority shall coordinate with a city to
 4 develop a plan for the use of funds that is consistent
 5 with the community development, housing, and economic
 6 development goals of the city. The terms of the
 7 agreement entered into pursuant to subsection 3 and the
 8 use of financial assistance provided under this section
 9 shall reflect the plan developed based on a city's
 10 goals.

11 6. If a city receives financial assistance under
 12 this section, the amount of any lien created for
 13 costs related to remediation of the property shall not
 14 include any moneys that the city received pursuant to
 15 this section to remediate the property.

16 7. The authority shall submit a report to the
 17 general assembly and the governor's office on or
 18 before January 31, 2019, describing the results of the
 19 program implemented pursuant to this section and making
 20 recommendations for additional program changes.

21 Sec. ____ Section 657A.1, subsections 1 and 3, Code
 22 2015, are amended to read as follows:

23 1. "Abandoned" or "abandonment" means that a
 24 building has remained vacant and has been in violation
 25 of the housing code or building code of the city in

26 which the property is located or the housing code or
 27 building code applicable in the county in which the
 28 property is located if outside the limits of a city for
 29 a period of six consecutive months.

30 3. *“Building”* means a building or structure located
 31 in a city or outside the limits of a city in a county,
 32 which is used or intended to be used for commercial
 33 or industrial purposes or which is used or intended
 34 to be used for residential purposes; and includes a
 35 building or structure in which some floors may be used
 36 for retail stores, shops, salesrooms, markets, or
 37 similar commercial uses, or for offices, banks, civic
 38 administration activities, professional services, or
 39 similar business or civic uses, and other floors are
 40 used, designed, or intended to be used for residential
 41 purposes.

42 Sec. ____ Section 657A.10A, subsection 1, paragraph
 43 b, Code 2015, is amended to read as follows:

44 b. The petition shall be filed in the district
 45 court of the county in which the property is located.
 46 Service on the owner and any other named respondents
 47 shall be by personal service or certified mail and or,
 48 if service cannot be made by either method, by posting
 49 the notice in a conspicuous place on the building and
 50 by publication in a newspaper of general circulation in

Page 7

1 the city. The action shall be in equity.

2 Sec. ____ Section 657A.10A, subsection 3,
 3 paragraphs d, f, and j, Code 2015, are amended to read
 4 as follows:

5 d. Whether the building meets the city’s housing
 6 code ~~for~~ as being fit for human habitation, occupancy,
 7 or use.

8 f. Whether the building is boarded up or otherwise
 9 secured from unauthorized entry.

10 j. Past and current compliance with orders of the
 11 local housing or building code official.

12 Sec. ____ Section 657A.10A, subsection 3,
 13 Code 2015, is amended by adding the following new
 14 paragraphs:

15 NEW PARAGRAPH. *0e.* Whether the building meets the
 16 city’s building code as being fit for occupancy or use.

17 NEW PARAGRAPH. *0h.* Whether those claiming an
 18 interest in the property have, prior to the filing
 19 of the petition, demonstrated a good-faith effort to
 20 restore the property to productive use.

21 Sec. ____ Section 657A.10A, subsections 4 and 5,
 22 Code 2015, are amended to read as follows:

23 4. In lieu of the considerations in subsection 3,
 24 if the city can establish to the court’s satisfaction

25 that all parties with an interest in the property have
 26 received proper notice and either consented to the
 27 entry of an order awarding title to the property to the
 28 city or did not make a ~~good faith~~ good-faith effort to
 29 comply with the order of the local housing or building
 30 code official within sixty days after the filing of the
 31 petition, the court shall enter judgment against the
 32 respondents granting the city title to the property.

33 5. If the court determines that the property has
 34 been abandoned or that subsection 4 applies, the court
 35 shall enter judgment and order awarding title to the
 36 city. The title awarded to the city shall be free and
 37 clear of any claims, liens, or encumbrances held by the
 38 respondents.>

39 2. Title page, line 3, after <retroactive> by
 40 inserting <and other>

41 3. By renumbering, redesignating, and correcting
 42 internal references as necessary.

COMMITTEE ON WAYS AND MEANS
 JOE BOLKCOM, Chair

S-3201

1 Amend Senate File 510 as follows:

2 1. Page 9, after line 1 by inserting:

3 <Sec. ___. Section 155A.27, Code 2015, is amended
 4 to read as follows:

5 **155A.27 Requirements for prescription.**

6 To be valid, each prescription drug order issued
 7 or dispensed in this state must be based on a valid
 8 patient-practitioner relationship, and shall comply
 9 with all of the following:

10 1. If written, ~~electronic~~, or facsimile, shall
 11 contain:

12 a. The date of issue.

13 b. The name and address of the patient for whom,
 14 or the owner of the animal for which, the drug is
 15 dispensed.

16 c. The name, strength, and quantity of the drug,
 17 medicine, or device prescribed.

18 d. The directions for use of the drug, medicine, or
 19 device prescribed.

20 e. The name, address, and written or electronic
 21 signature of the practitioner issuing the prescription.

22 f. The federal drug enforcement administration
 23 number, if required under chapter 124.

24 2. If electronic, the practitioner issuing the
 25 prescription shall furnish the same information
 26 required for a written prescription under subsection 1.
 27 except for the written or electronic signature of the
 28 practitioner unless otherwise required by federal law

29 or chapter 124, and shall:

30 ~~a. The practitioner shall ensure~~ Ensure that the
31 electronic system used to transmit the electronic
32 prescription has adequate security and system
33 safeguards designed to prevent and detect unauthorized
34 access, modification, or manipulation of the
35 prescription.

36 ~~b. The practitioner shall provide~~ Provide verbal
37 verification of the electronic prescription upon the
38 request of the pharmacy.

39 3. a. If facsimile, in addition to the
40 requirements of subsection 1, shall contain all of the
41 following:

42 (1) The identification number of the facsimile
43 machine which is used to transmit the prescription.

44 (2) The time and date of transmission of the
45 prescription.

46 (3) The name, address, telephone number, and
47 facsimile number of the pharmacy to which the
48 prescription is being transmitted.

49 b. A practitioner shall provide verbal verification
50 of the facsimile prescription upon the request of the

Page 2

1 pharmacy.

2 4. If oral, the practitioner issuing the
3 prescription shall furnish the same information
4 required for a written prescription under subsection
5 1, except for the written signature and address of the
6 practitioner. Upon receipt of an oral prescription,
7 the pharmacist shall promptly reduce the oral
8 prescription to a written format by recording the
9 information required in a written prescription.

10 <Sec. __. Section 256.9, Code 2015, is amended by
11 adding the following new subsection:

12 NEW SUBSECTION. 66. Dedicate at least one-half of
13 one of the department's authorized full-time equivalent
14 positions to maintain a fine arts consultant to provide
15 guidance and assistance, including but not limited to
16 professional development, strategies, and materials,
17 to the department, school districts, and accredited
18 nonpublic schools relating to music, visual art, drama
19 and theater, and other fine and applied arts programs
20 and coursework.>

21 2. Page 9, after line 8 by inserting:

22 <Sec. __. Section 418.9, subsection 8, Code 2015,
23 is amended to read as follows:

24 8. If, following approval of a project application
25 under the program, it is determined that the amount
26 of federal financial assistance exceeds the amount
27 of federal financial assistance specified in the

28 application, the board shall reduce the award of
29 financial assistance from the flood mitigation fund or
30 reduce the amount of sales tax revenue to be received,
31 for the project by a corresponding amount. However,
32 a reduction in the amount of sales tax revenue to be
33 received for the project shall not be reduced if the
34 additional federal financial assistance does not reduce
35 the need for sales tax revenue due to an increase in
36 project costs incurred following the approval of the
37 project application under the program.>

38 3. Page 9, after line 16 by inserting:

39 <Sec. _____. Section 441.37A, subsection 1, paragraph
40 a, Code 2015, is amended to read as follows:

41 a. For the assessment year beginning January 1,
42 2007, and all subsequent assessment years beginning
43 before January 1, ~~2018~~ 2021, appeals may be taken from
44 the action of the board of review with reference to
45 protests of assessment, valuation, or application of an
46 equalization order to the property assessment appeal
47 board created in section 421.1A. However, a property
48 owner or aggrieved taxpayer or an appellant described
49 in section 441.42 may bypass the property assessment
50 appeal board and appeal the decision of the local board

Page 3

1 of review to the district court pursuant to section
2 441.38.>

3 4. Page 12, after line 8 by inserting:

4 <Sec. _____. Section 715A.9A, subsection 1, paragraph
5 a, Code 2015, is amended to read as follows:

6 a. Is a victim of identity theft in this state ~~as~~
7 ~~described in section 715A.8 or resides in this state at~~
8 ~~the time the person is a victim of identity theft.>~~

9 5. Page 27, line 7, by striking <September 2015>
10 and inserting <the month following the date eligible
11 employees shall be required to agree to separate from
12 employment with the state as provided in subsection 2,
13 paragraph “e”>

14 6. Page 28, by striking lines 5 and 6 and inserting
15 <equal to, for eligible employees with at least>

16 7. Page 28, line 14, by striking <July 31, 2015>
17 and inserting <the eligible enrollment date>

18 8. Page 28, line 16, after <program.> by inserting
19 <For purposes of this paragraph, “eligible enrollment
20 date” shall be the date, established by the department
21 that is not a weekend or holiday, that is at least
22 forty-five days after the effective date of this
23 division of this Act.>

24 9. Page 28, line 30, by striking <August 27,
25 2015> and inserting <thirty days after the eligible
26 enrollment date as established in this subsection>

27 10. Page 29, line 2, by striking <August 27, 2015>
 28 and inserting <the date as determined in subsection 2,
 29 paragraph "e">
 30 11. Page 29, by striking lines 8 through 11 and
 31 inserting <participant.>
 32 12. Page 40, by striking lines 27 and 28 and
 33 inserting <the department shall include an opioid
 34 antagonist as preferred on the preferred>
 35 13. Page 40, line 29, after <list> by inserting
 36 <and provide for reimbursement of any device integral
 37 to its administration>
 38 14. Page 40, by striking lines 31 through 34.
 39 15. By striking page 45, line 8, through page 47,
 40 line 29, and inserting:
 41 <Sec. ___. Section 456.1, Code 2015, is amended by
 42 striking the section and inserting in lieu thereof the
 43 following:
 44 **456.1 Geological survey created.**
 45 A geological survey of the state is created within
 46 the university of Iowa.
 47 Sec. ___. Section 456.2, Code 2015, is amended to
 48 read as follows:
 49 **456.2 State geologist — qualifications.**
 50 The ~~director~~ board of regents shall appoint the

Page 4

1 state geologist. The state geologist must, at a
 2 minimum, have a masters degree in geology from an
 3 accredited college or university and must have at
 4 least five years of geological experience. ~~The annual~~
 5 ~~salary of the state geologist shall be determined by~~
 6 ~~the director.~~
 7 Sec. ___. Section 456.4, Code 2015, is amended to
 8 read as follows:
 9 **456.4 Investigations — collection — renting space.**
 10 The state geologist shall investigate the
 11 characters of the various soils and their capacities
 12 for agricultural purposes, the streams, and other
 13 scientific and natural resource matters that may be of
 14 practical importance and interest. ~~For the purpose of~~
 15 ~~preserving well drilling samples, rock cores, fossils,~~
 16 ~~and other materials as may be necessary to carry on~~
 17 ~~investigations, the state geologist shall have the~~
 18 ~~authority to lease or rent sufficient space for storage~~
 19 ~~of these materials with the approval of the director of~~
 20 ~~the department of administrative services.~~ A complete
 21 cabinet collection ~~may shall~~ be made to illustrate the
 22 natural products of the state, and the state geologist
 23 may also furnish suites of materials, rocks, and
 24 fossils for colleges and public museums within the
 25 state, if it can be done without impairing the general

26 state collection.

27 Sec. ____ Section 456.7, Code 2015, is amended to
28 read as follows:

29 **456.7 Annual report.**

30 The state geologist shall, annually, at the time
31 provided by law, make to the governor and the general
32 assembly a full report of the work in the preceding
33 year, which report shall be accompanied by such other
34 reports and papers as may be considered desirable for
35 publication.

36 Sec. ____ Section 456.10, Code 2015, is amended to
37 read as follows:

38 **456.10 Distribution and sale of reports.**

39 All publications of the geological survey shall
40 ~~be distributed by the state as are other published~~
41 ~~reports of state officers when no special provision is~~
42 ~~made. When such distribution has been made the state~~
43 ~~geologist shall retain a sufficient number of copies~~
44 ~~to supply probable future demands and any copies in~~
45 ~~excess of such number shall be sold to persons making~~
46 ~~application therefor at the cost price of publication,~~
47 ~~the money thus accruing to be turned into the treasury~~
48 ~~of the state made available electronically via an~~
49 ~~internet site maintained by the university of Iowa.>~~

50 16. By striking page 48, line 18, through page 49,

Page 5

1 line 8, and inserting:

2 <Sec. ____ ENVIRONMENT FIRST FUND — FY 2015–2016.

3 1. There is appropriated from the environment first
4 fund created in section 8.57A to the university of
5 Iowa for the fiscal year beginning July 1, 2015, and
6 ending June 30, 2016, the following amount, or so much
7 thereof as is necessary, to be used for the purposes
8 designated:

9 For the state geological survey, including salaries,
10 support, maintenance, and miscellaneous purposes:

11 \$ 695,000

12 2. Moneys appropriated to the department of natural
13 resources in 2015 Iowa Acts, Senate File 494, if
14 enacted, for the fiscal year beginning July 1, 2015,
15 for purposes of regulating water quantity from surface
16 and subsurface sources are reduced by \$495,000.

17 3. Moneys appropriated to the department of natural
18 resources in 2015 Iowa Acts, Senate File 494, if
19 enacted, for the fiscal year beginning July 1, 2015,
20 for purposes of continuing the operations of the
21 department's geological and water survey are reduced
22 by \$200,000.

23 Sec. ____ ENVIRONMENT FIRST FUND — FY 2016–2017.

24 1. There is appropriated from the environment first

25 fund created in section 8.57A to the university of
 26 Iowa for the fiscal year beginning July 1, 2016, and
 27 ending June 30, 2017, the following amount, or so much
 28 thereof as is necessary, to be used for the purposes
 29 designated:

30 For the state geological survey, including salaries,
 31 support, maintenance, and miscellaneous purposes:
 32 \$ 347,500

33 2. Moneys appropriated to the department of natural
 34 resources in 2015 Iowa Acts, Senate File 494, if
 35 enacted, for the fiscal year beginning July 1, 2016,
 36 for purposes of regulating water quantity from surface
 37 and subsurface sources are reduced by \$247,500.

38 3. Moneys appropriated to the department of natural
 39 resources in 2015 Iowa Acts, Senate File 494, if
 40 enacted, for the fiscal year beginning July 1, 2016,
 41 for purposes of continuing the operations of the
 42 department's geological and water survey are reduced
 43 by \$100,000.

44 Sec. ____ GENERAL FUND — FY 2015–2016.

45 1. There is appropriated from the general fund of
 46 the state to the university of Iowa for the fiscal year
 47 beginning July 1, 2015, and ending June 30, 2016, the
 48 following amount, or so much thereof as is necessary,
 49 to be used for the purposes designated:

50 For the state geological survey, including salaries,

Page 6

1 support, maintenance, and miscellaneous purposes:
 2 \$ 132,000

3 2. Moneys appropriated to the department of natural
 4 resources in 2015 Iowa Acts, Senate File 494, if
 5 enacted, for the fiscal year beginning July 1, 2015,
 6 for purposes of supporting the department, including
 7 its divisions, for administration, regulation, and
 8 programs are reduced by \$132,000.

9 Sec. ____ GENERAL FUND — FY 2016–2017.

10 1. There is appropriated from the general fund of
 11 the state to the university of Iowa for the fiscal year
 12 beginning July 1, 2016, and ending June 30, 2017, the
 13 following amount, or so much thereof as is necessary,
 14 to be used for the purposes designated:

15 For the state geological survey, including salaries,
 16 support, maintenance, and miscellaneous purposes:
 17 \$ 66,000

18 2. Moneys appropriated to the department of natural
 19 resources in 2015 Iowa Acts, Senate File 494, if
 20 enacted, for the fiscal year beginning July 1, 2016,
 21 for purposes of supporting the department, including
 22 its divisions, for administration, regulation, and
 23 programs are reduced by \$66,000.

24 Sec. ____ REBUILD IOWA INFRASTRUCTURE FUND. There
 25 is appropriated from the rebuild Iowa infrastructure
 26 fund to the university of Iowa for the fiscal year
 27 beginning July 1, 2015, and ending June 30, 2016, the
 28 following amount, or so much thereof as is necessary,
 29 to be used for the purposes designated:

30 For the state geological survey, including salaries,
 31 support, maintenance, and miscellaneous purposes,
 32 notwithstanding section 8.57, subsection 5, paragraph
 33 "c":

34 \$ 300,000>

35 17. Page 50, line 30, by striking <in a
 36 declaration>

37 18. Page 68, line 22, after <date> by inserting <of
 38 this division>

39 19. Page 92, after line 28 by inserting:

40 <DIVISION ____

41 RESIDENTIAL SWIMMING POOLS

42 Sec. ____ RESIDENTIAL SWIMMING POOLS — PRIVATE
 43 SWIMMING LESSONS. Notwithstanding any provision of
 44 law to the contrary, the department of public health
 45 shall require that a residential swimming pool used
 46 for private swimming lessons for up to two hundred
 47 seven hours in a calendar month, or the number of
 48 hours prescribed by local ordinance applicable to
 49 such use of a residential swimming pool, whichever is
 50 greater, be regulated as a residential swimming pool

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1 used for commercial purposes pursuant to chapter 135I.
 2 The department of public health may adopt rules to
 3 implement this section.

4 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 5 of this Act, being deemed of immediate importance,
 6 takes effect upon enactment.>

7 20. By renumbering, redesignating, and correcting
 8 internal references as necessary.

ROBERT E. DVORSKY

S-3202

HOUSE AMENDMENT TO
 SENATE FILE 510

1 Amend Senate File 510, as amended, passed, and
 2 reprinted by the Senate, as follows:

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

5 <DIVISION I

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1. BUDGET PROCESS FOR FISCAL YEAR 2016–2017
8 AND FISCAL YEAR 2017–2018.

9 1. For the budget process applicable to the fiscal
10 year beginning July 1, 2016, on or before October 1,
11 2015, in lieu of the information specified in section
12 8.23, subsection 1, unnumbered paragraph 1, and
13 paragraph “a”, all departments and establishments of
14 the government shall transmit to the director of the
15 department of management, on blanks to be furnished
16 by the director, estimates of their expenditure
17 requirements, including every proposed expenditure, for
18 the ensuing fiscal year, together with supporting data
19 and explanations as called for by the director of the
20 department of management after consultation with the
21 legislative services agency.

22 2. The estimates of expenditure requirements
23 shall be in a form specified by the director of
24 the department of management, and the expenditure
25 requirements shall include all proposed expenditures
26 and shall be prioritized by program or the results to
27 be achieved. The estimates shall be accompanied by
28 performance measures for evaluating the effectiveness
29 of the programs or results.

30 Sec. 2. LIMITATIONS OF STANDING APPROPRIATIONS
31 — FY 2015–2016. Notwithstanding the standing
32 appropriations in the following designated sections for
33 the fiscal year beginning July 1, 2015, and ending June
34 30, 2016, the amounts appropriated from the general
35 fund of the state pursuant to these sections for the
36 following designated purposes shall not exceed the
37 following amounts:

38 1. For operational support grants and community	
39 cultural grants under section 99F.11, subsection 3,	
40 paragraph “d”, subparagraph (1):	
41	\$ 416,702
42 2. For payment for nonpublic school transportation	
43 under section 285.2:	
44	\$ 8,560,931

45 If total approved claims for reimbursement for
46 nonpublic school pupil transportation exceed the amount
47 appropriated in accordance with this subsection, the
48 department of education shall prorate the amount of
49 each approved claim.

50 3. For the enforcement of chapter 453D relating to

Page 2

1 tobacco product manufacturers under section 453D.8:	
2	\$ 18,416

3 Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS
4 — FY 2016–2017. Notwithstanding the standing
5 appropriations in the following designated sections for

6 the fiscal year beginning July 1, 2016, and ending June
 7 30, 2017, the amounts appropriated from the general
 8 fund of the state pursuant to these sections for the
 9 following designated purposes shall not exceed the
 10 following amounts:

11 1. For operational support grants and community
 12 cultural grants under section 99F.11, subsection 3,
 13 paragraph “d”, subparagraph (1):

14 \$ 208,351

15 2. For payment for nonpublic school transportation
 16 under section 285.2:
 17 \$ 8,560,931

18 If total approved claims for reimbursement for
 19 nonpublic school pupil transportation exceed the amount
 20 appropriated in accordance with this subsection, the
 21 department of education shall prorate the amount of
 22 each approved claim.

23 3. For the enforcement of chapter 453D relating to
 24 tobacco product manufacturers under section 453D.8:
 25 \$ 9,208

26 Sec. 4. INSTRUCTIONAL SUPPORT STATE AID —
 27 FY 2015–2016 — FY 2016–2017. In lieu of the
 28 appropriation provided in section 257.20, subsection 2,
 29 the appropriation for the fiscal years beginning July
 30 1, 2015, and July 1, 2016, for paying instructional
 31 support state aid under section 257.20 for such fiscal
 32 years is zero.

33 Sec. 5. GENERAL ASSEMBLY.

34 1. The appropriations made pursuant to section
 35 2.12 for the expenses of the general assembly and
 36 legislative agencies for the fiscal year beginning July
 37 1, 2015, and ending June 30, 2016, are reduced by the
 38 following amount:
 39 \$ 5,750,000

40 2. The budgeted amounts for the general assembly
 41 and legislative agencies for the fiscal year beginning
 42 July 1, 2015, may be adjusted to reflect the unexpended
 43 budgeted amounts from the previous fiscal year.

44 3. Annual membership dues for organizations,
 45 associations, and conferences shall not be paid from
 46 moneys appropriated pursuant to section 2.12.

47 4. Costs for out-of-state travel and per diems
 48 for out-of-state travel shall not be paid from moneys
 49 appropriated pursuant to section 2.12.

50 Sec. 6. TECHNOLOGY REINVESTMENT FUND APPROPRIATION

1 — LIMITATION. Notwithstanding the standing
 2 appropriation in section 8.57C, subsection 3, paragraph
 3 “a”, for the fiscal year beginning July 1, 2015,
 4 and ending June 30, 2016, the amount appropriated

5 from the general fund of the state to the technology
 6 reinvestment fund shall not exceed the following
 7 amount:
 8 \$ 9,000,000

9 Sec. 7. Section 142C.15, subsection 4, paragraph c,
 10 unnumbered paragraph 1, Code 2015, is amended to read
 11 as follows:

12 ~~Not more than fifty percent of the~~ Any unobligated
 13 moneys in the fund annually may be expended in
 14 the form of grants to transplant recipients,
 15 transplant candidates, living organ donors, or
 16 to legal representatives on behalf of transplant
 17 recipients, transplant candidates, or living organ
 18 donors. Transplant recipients, transplant candidates,
 19 living organ donors, or the legal representatives
 20 of transplant recipients, transplant candidates, or
 21 living organ donors shall submit grant applications
 22 with supporting documentation provided by a hospital
 23 that performs transplants, verifying that the person
 24 by or for whom the application is submitted requires a
 25 transplant or is a living organ donor and specifying
 26 the amount of the costs associated with the following,
 27 if funds are not available from any other third-party
 28 payor:

29 Sec. 8. Section 257.35, Code 2015, is amended by
 30 adding the following new subsection:

31 NEW SUBSECTION. 9A. Notwithstanding subsection 1,
 32 and in addition to the reduction applicable pursuant
 33 to subsection 2, the state aid for area education
 34 agencies and the portion of the combined district cost
 35 calculated for these agencies for the fiscal year
 36 beginning July 1, 2015, and ending June 30, 2016, shall
 37 be reduced by the department of management by fifteen
 38 million dollars. The reduction for each area education
 39 agency shall be prorated based on the reduction that
 40 the agency received in the fiscal year beginning July
 41 1, 2003.

42 DIVISION II

43 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

44 Sec. 9. EXECUTIVE COUNCIL — APPROPRIATION —
 45 ORGANIZATIONAL MEMBERSHIP DUES.

46 1. There is appropriated from the general fund of
 47 the state to the executive council for the fiscal year
 48 beginning July 1, 2015, and ending June 30, 2016, the
 49 following amount, or so much thereof as is necessary,
 50 to be used for the purposes designated:

1 For annual membership dues for organizations,
 2 associations, and conferences paid by an executive
 3 branch department or agency:

4 \$ 500,000

5 2. An executive branch department or agency must
6 apply to the executive council for approval prior to
7 beginning a new membership or renewing a membership
8 in an organization, association, or conference.
9 Upon approval of a new membership or renewal of a
10 membership, the executive council may transfer moneys
11 appropriated pursuant to this section to the applicant
12 executive branch department or agency for purposes of
13 paying membership dues. This subsection shall not
14 apply to institutions of higher learning under the
15 control of the state board of regents or to the state
16 board of regents.

17 Sec. 10. IOWA NEW JOBS TRAINING AGREEMENTS. An
18 Iowa community college that entered into a new jobs
19 training agreement pursuant to chapter 260E, which was
20 effective in April 2012, with an Iowa employer may
21 enter into a new agreement with such employer pursuant
22 to chapter 260E, which will be effective September
23 2015, and may use the base employment determined in
24 April 2012 as the base employment for determining
25 the new jobs eligible under the new agreement if the
26 base employment determined in April 2012 was 2,125
27 employees. The new agreement under chapter 260E shall
28 be limited to seven years from the effective date of
29 the agreement.

30 Sec. 11. Section 8.55, subsection 2, paragraph a,
31 Code 2015, is amended to read as follows:

32 a. The first ~~sixty~~ ninety million dollars of the
33 difference between the actual net revenue for the
34 general fund of the state for the fiscal year and the
35 adjusted revenue estimate for the fiscal year shall be
36 transferred to the taxpayers trust fund.

37 Sec. 12. Section 8A.311, Code 2015, is amended by
38 adding the following new subsection:

39 NEW SUBSECTION. 23. Notwithstanding sections
40 904.807 and 904.808, the director of the department of
41 administrative services shall furnish state parks with
42 equipment deemed necessary by the department of natural
43 resources and the director of the department of natural
44 resources under a competitive bid process as described
45 in this chapter.

46 Sec. 13. Section 8D.4, Code 2015, is amended to
47 read as follows:

48 **8D.4 Executive director appointed.**

49 The commission, in consultation with the director
50 of the department of administrative services and the

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1 chief information officer, shall appoint an executive
2 director of the commission, subject to confirmation
3 by the senate. Such individual shall not serve as
4 a member of the commission. The executive director
5 shall serve at the pleasure of the commission. The
6 executive director shall be selected primarily for
7 administrative ability and knowledge in the field,
8 without regard to political affiliation. The governor
9 shall establish the salary of the executive director
10 within the applicable salary range ~~nine as~~ established
11 by the general assembly. The salary and support of the
12 executive director shall be paid from funds deposited
13 in the Iowa communications network fund.

14 Sec. 14. NEW SECTION. 70A.40 Elective public
15 **officer contact information.**

16 1. Within thirty days of an elective public officer
17 swearing to an oath of office, the governmental entity
18 the officer serves shall provide the officer with
19 designated contact information with the governmental
20 entity. A governmental entity that maintains an
21 internet site shall cause to be published the contact
22 information for each of the entity's elective public
23 officers on the internet site maintained by the entity.
24 An elective public officer shall provide additional
25 contact information that would normally be used to make
26 contact with the officer to the governmental entity to
27 be published as provided in this section for designated
28 contact information.

29 2. a. For the purposes of this section, "*contact*
30 *information*" means a telephone number and an electronic
31 mail address.

32 b. For the purposes of this section, "*elective*
33 *public officer*" or "*officer*" means all of the following:

- 34 (1) Members of the general assembly.
- 35 (2) Members of a county board of supervisors.
- 36 (3) Members of a city council.
- 37 (4) Members of a board of directors of a school
38 district.

39 Sec. 15. Section 123.132, subsection 3, as enacted
40 by 2015 Iowa Acts, Senate File 456, section 1, is
41 amended to read as follows:

42 3. A container of beer other than the original
43 container that is sold and sealed in compliance with
44 the requirements of subsection 2 and the division's
45 rules shall not be deemed an open container subject to
46 the requirements of sections 321.284 and 321.284A if
47 the sealed container is unopened and the seal has not
48 been tampered with, and the contents of the container
49 have not been partially removed.

50 Sec. 16. Section 256.7, subsection 32, paragraph c,

Page 6

1 Code 2015, is amended to read as follows:

2 c. Adopt rules that limit the statewide enrollment
3 of pupils in educational instruction and course content
4 that are delivered primarily over the internet to
5 not more than eighteen one-hundredths of one percent
6 of the statewide enrollment of all pupils, and that
7 limit the number of pupils participating in open
8 enrollment for purposes of receiving educational
9 instruction and course content that are delivered
10 primarily over the internet to no more than one percent
11 of a sending district's enrollment. ~~Until June 30,~~
12 ~~2015, students~~ Such limitations shall not apply if
13 the limitations would prevent siblings from enrolling
14 in the same school district or if a sending district
15 determines that the educational needs of a physically
16 or emotionally fragile student would be best served
17 by educational instruction and course content that
18 are delivered primarily over the internet. Students
19 who meet the requirements of section 282.18 may
20 participate in open enrollment under this paragraph "c"
21 for purposes of enrolling only in the CAM community
22 school district or the Clayton Ridge community school
23 district.

24 (01) The department, in collaboration with the
25 international association for K-12 online learning,
26 shall annually collect data on student performance in
27 educational instruction and course content that are
28 delivered primarily over the internet pursuant to this
29 paragraph "c". The department shall include such data
30 in its annual report to the general assembly pursuant
31 to subparagraph (3) and shall post the data on the
32 department's internet site.

33 (1) School districts providing educational
34 instruction and course content that are delivered
35 primarily over the internet pursuant to this paragraph
36 "c" shall annually submit to the department, in the
37 manner prescribed by the department, data that includes
38 but is not limited to ~~student~~ the following:

39 (a) Student achievement and demographic
40 characteristics, ~~retention,~~

41 (b) Retention rates, ~~and the~~

42 (c) The percentage of enrolled students' active
43 participation in extracurricular activities.

44 (d) Academic proficiency levels, consistent with
45 requirements applicable to all school districts and
46 accredited nonpublic schools in this state.

47 (e) Academic growth measures, which shall include
48 either of the following:

49 (i) Entry and exit assessments in, at a minimum,
50 math and English for elementary and middle school

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1 students, and additional subjects, including science,
2 for high school students.
3 (ii) State-required assessments that track
4 year-over-year improvements in academic proficiency.
5 (f) Academic mobility. To facilitate the tracking
6 of academic mobility, school districts shall request
7 the following information from the parent or guardian
8 of a student enrolled in educational instruction and
9 course content that are delivered primarily over the
10 internet pursuant to this paragraph “c”.
11 (i) For a student newly enrolling, the reasons for
12 choosing such enrollment.
13 (ii) For a student terminating enrollment, the
14 reasons for terminating such enrollment.
15 (g) Student progress toward graduation.
16 Measurement of such progress shall account for specific
17 characteristics of each enrolled student, including
18 but not limited to age and course credit accrued prior
19 to enrollment in educational instruction and course
20 content that are delivered primarily over the internet
21 pursuant to this paragraph “c”, and shall be consistent
22 with evidence-based best practices.
23 (2) The department shall conduct annually a survey
24 of not less than ten percent of the total number of
25 students enrolled as authorized under this paragraph
26 “c” and section 282.18, ~~and not less than one hundred~~
27 ~~percent of the students in those districts who are~~
28 ~~enrolled as authorized under this paragraph “c” and~~
29 ~~section 282.18 and who are eligible for free or reduced~~
30 ~~price meals under the federal National School Lunch~~
31 ~~Act and the federal Child Nutrition Act of 1966, 42~~
32 ~~U.S.C. §§1751-1785, to determine whether students are~~
33 enrolled under this paragraph “c” and section 282.18
34 to receive educational instruction and course content
35 primarily over the internet or are students who are
36 receiving competent private instruction from a licensed
37 practitioner provided through a school district
38 pursuant to chapter 299A.
39 (3) The department shall compile and review the
40 data collected pursuant to this paragraph “c” and
41 shall submit its findings and recommendations for the
42 continued delivery of instruction and course content by
43 school districts pursuant to this paragraph “c”, in a
44 report to the general assembly by January 15 annually.
45 (4) ~~This paragraph “c” is repealed July 1, 2015.~~
46 School districts providing educational instruction
47 and course content that are delivered primarily over
48 the internet pursuant to this paragraph “c” shall
49 comply with the following requirements relating to such
50 instruction and content:

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- 1 (a) Monitoring and verifying full-time student
 2 enrollment, timely completion of graduation
 3 requirements, course credit accrual, and course
 4 completion.
- 5 (b) Monitoring and verifying student progress and
 6 performance in each course through a school-based
 7 assessment plan that includes submission of coursework
 8 and security and validity of testing.
- 9 (c) Conducting parent-teacher conferences.
- 10 (d) Administering assessments required by the state
 11 to all students in a proctored setting and pursuant to
 12 state law.
- 13 Sec. 17. NEW SECTION. 274.3 Exercise of powers —
 14 **construction.**
- 15 1. The board of directors of a school district
 16 shall operate, control, and supervise all public
 17 schools located within its district boundaries and may
 18 exercise any broad and implied power, not inconsistent
 19 with the laws of the general assembly, related to the
 20 operation, control, and supervision of those public
 21 schools.
- 22 2. Notwithstanding subsection 1, the board of
 23 directors of a school district shall not have power to
 24 levy any tax unless expressly authorized by the general
 25 assembly.
- 26 3. This chapter, chapter 257 and chapters 275
 27 through 301, and other statutes relating to the
 28 boards of directors of school districts and to school
 29 districts shall be liberally construed to effectuate
 30 the purposes of subsection 1.
- 31 Sec. 18. Section 279.50, subsections 3 and 5, Code
 32 2015, are amended to read as follows:
- 33 3. Each school board shall annually provide to
 34 a parent or guardian of any pupil enrolled in the
 35 school district, information about the human growth and
 36 development curriculum used in the pupil's grade level,
 37 as well as information on human growth and development
 38 that is provided to the pupil at any educational
 39 conference or seminar for which the school district
 40 facilitates pupil participation, and the procedure for
 41 inspecting the instructional materials prior to their
 42 use in the classroom or at the educational conference
 43 or seminar.
- 44 5. ~~A~~ Except with the written consent of a pupil's
 45 parent or guardian, which shall be filed with the
 46 appropriate school principal, a pupil shall not neither
 47 be required to take enrolled in a course of instruction
 48 in human growth and development if the pupil's parent
 49 or guardian files with the appropriate principal a
 50 written request that the pupil be excused from the

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1 ~~instruction nor attend an educational conference or~~
 2 ~~seminar for which the school district facilitates pupil~~
 3 ~~participation if the educational conference or seminar~~
 4 ~~includes information on human growth and development.~~
 5 Notification that ~~the written request may be made~~
 6 consent is required prior to a pupil's enrollment or
 7 attendance as provided in this subsection shall be
 8 included in the information provided by the school
 9 district under subsection 3.

10 Sec. 19. Section 284.13, subsection 1, paragraph e,
 11 subparagraph (2), subparagraph division (a), Code 2015,
 12 is amended to read as follows:

13 (a) For the initial school year for which a
 14 school district receives department approval for
 15 and implements a framework or comparable system in
 16 accordance with section 284.15, teacher leadership
 17 supplement foundation aid payable to that school
 18 district shall be paid from the allocation made in
 19 subparagraph (1) for that school year. For that school
 20 year beginning July 1, 2014, the teacher leadership
 21 supplement foundation aid payable to the school
 22 district is the product of the teacher leadership
 23 district cost per pupil for the school year multiplied
 24 by the school district's budget enrollment. For that
 25 school year beginning July 1, 2015, or beginning July
 26 1, 2016, the teacher leadership supplement foundation
 27 aid payable to the school district is the product
 28 of three hundred eight dollars and eighty-two cents
 29 multiplied by the school district's budget enrollment.

30 The board of directors of the district of residence
 31 shall pay to the receiving district any moneys received
 32 for a pupil under subparagraph (1) if the pupil is
 33 participating in open enrollment under section 282.18
 34 and both the district of residence and the receiving
 35 district are receiving an allocation under subparagraph
 36 (1).

37 Sec. 20. Section 730.5, subsection 9, paragraph e,
 38 Code 2015, is amended to read as follows:

39 e. If the written policy provides for alcohol
 40 testing, the employer shall establish in the written
 41 policy a standard for alcohol concentration which shall
 42 be deemed to violate the policy. The standard for
 43 alcohol concentration shall not be less than ~~04 .02~~,
 44 expressed in terms of grams of alcohol per two hundred
 45 ten liters of breath, or its equivalent.

46 DIVISION III

47 SALARIES, COMPENSATION, AND RELATED MATTERS

48 Sec. 21. SALARY MODEL ADMINISTRATOR. The salary
 49 model administrator shall work in conjunction with
 50 the legislative services agency to maintain the

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1 state's salary model used for analyzing, comparing,
2 and projecting state employee salary and benefit
3 information, including information relating to
4 employees of the state board of regents. The
5 department of revenue, the department of administrative
6 services, the five institutions under the jurisdiction
7 of the state board of regents, the judicial district
8 departments of correctional services, and the state
9 department of transportation shall provide salary data
10 to the department of management and the legislative
11 services agency to operate the state's salary
12 model. The format and frequency of provision of the
13 salary data shall be determined by the department of
14 management and the legislative services agency. The
15 information shall be used in collective bargaining
16 processes under chapter 20 and in calculating the
17 funding needs contained within the annual salary
18 adjustment legislation. A state employee organization
19 as defined in section 20.3, subsection 4, may request
20 information produced by the model, but the information
21 provided shall not contain information attributable to
22 individual employees.

23 DIVISION IV
24 CORRECTIVE PROVISIONS

25 Sec. 22. Section 123.122, Code 2015, as amended by
26 2015 Iowa Acts, House File 536, section 48, is amended
27 to read as follows:

28 **123.122 Permit or license required.**

29 A person shall not manufacture for sale or sell
30 beer at wholesale or retail unless a permit is first
31 obtained as provided in this subchapter or, a liquor
32 control license authorizing the retail sale of beer is
33 first obtained as provided in ~~division~~ subchapter I of
34 this chapter. A liquor control license holder is not
35 required to hold a separate class "B" beer permit.

36 Sec. 23. Section 227.10, Code 2015, as amended by
37 2015 Iowa Acts, Senate File 463, section 53, is amended
38 to read as follows:

39 **227.10 Transfers from county or private**
40 **institutions.**

41 Patients who have been admitted at public expense
42 to any institution to which this chapter is applicable
43 may be involuntarily transferred to the proper
44 state hospital for persons with mental illness in
45 the manner prescribed by sections 229.6 to 229.13.
46 The application required by section 229.6 may be
47 filed by the administrator of the division or the
48 administrator's designee, or by the administrator
49 of the institution where the patient is then being
50 maintained or treated. If the patient was admitted to

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1 that institution involuntarily, the administrator of
 2 the division may arrange and complete the transfer, and
 3 shall report it as required of a chief medical officer
 4 under section 229.15, subsection 5. The transfer
 5 shall be made at the mental health and ~~disabilities~~
 6 disability services region's expense, and the expense
 7 recovered, as provided in section 227.7. However,
 8 transfer under this section of a patient whose expenses
 9 are payable in whole or in part by a the mental health
 10 and ~~disabilities~~ disability services region is subject
 11 to an authorization for the transfer through the
 12 regional administrator for the patient's county of
 13 residence.

14 Sec. 24. Section 227.14, Code 2015, as amended by
 15 2015 Iowa Acts, Senate File 463, section 56, is amended
 16 to read as follows:

17 **227.14 Caring for persons with mental illness from**
 18 **other counties.**

19 The regional administrator for a county that does
 20 not have proper facilities for caring for persons
 21 with mental illness may, with the consent of the
 22 administrator of the division, provide for such care
 23 at the expense of the mental health and ~~disabilities~~
 24 disability services region in any convenient and proper
 25 county or private institution for persons with mental
 26 illness which is willing to receive the persons.

27 Sec. 25. Section 229.1B, Code 2015, as amended by
 28 2015 Iowa Acts, Senate File 463, section 59, is amended
 29 to read as follows:

30 **229.1B Regional administrator.**

31 Notwithstanding any provision of this chapter to the
 32 contrary, any person whose hospitalization expenses
 33 are payable in whole or in part by a mental health
 34 and ~~disabilities~~ disability services region shall be
 35 subject to all administrative requirements of the
 36 regional administrator for the county.

37 Sec. 26. Section 229.2, subsection 1, paragraph b,
 38 subparagraph (3), Code 2015, as amended by 2015 Iowa
 39 Acts, Senate File 463, section 60, is amended to read
 40 as follows:

41 (3) As soon as is practicable after the filing of a
 42 petition for juvenile court approval of the admission
 43 of the minor, the juvenile court shall determine
 44 whether the minor has an attorney to represent the
 45 minor in the hospitalization proceeding, and if not,
 46 the court shall assign to the minor an attorney. If
 47 the minor is financially unable to pay for an attorney,
 48 the attorney shall be compensated by the mental
 49 health and ~~disabilities~~ disability services region
 50 at an hourly rate to be established by the regional

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1 administrator for the county in which the proceeding
2 is held in substantially the same manner as provided
3 in section 815.7.

4 Sec. 27. Section 229.8, subsection 1, Code 2015, as
5 amended by 2015 Iowa Acts, Senate File 463, section 61,
6 is amended to read as follows:

7 1. Determine whether the respondent has an attorney
8 who is able and willing to represent the respondent in
9 the hospitalization proceeding, and if not, whether the
10 respondent is financially able to employ an attorney
11 and capable of meaningfully assisting in selecting one.
12 In accordance with those determinations, the court
13 shall if necessary allow the respondent to select, or
14 shall assign to the respondent, an attorney. If the
15 respondent is financially unable to pay an attorney,
16 the attorney shall be compensated by the mental
17 health and ~~disabilities~~ disability services region
18 at an hourly rate to be established by the regional
19 administrator for the county in which the proceeding
20 is held in substantially the same manner as provided
21 in section 815.7.

22 Sec. 28. Section 229.10, subsection 1, paragraph a,
23 Code 2015, as amended by 2015 Iowa Acts, Senate File
24 463, section 62, is amended to read as follows:

25 a. An examination of the respondent shall be
26 conducted by one or more licensed physicians, as
27 required by the court's order, within a reasonable
28 time. If the respondent is detained pursuant to
29 section 229.11, subsection 1, paragraph "b", the
30 examination shall be conducted within twenty-four
31 hours. If the respondent is detained pursuant to
32 section 229.11, subsection 1, paragraph "a" or "c",
33 the examination shall be conducted within forty-eight
34 hours. If the respondent so desires, the respondent
35 shall be entitled to a separate examination by a
36 licensed physician of the respondent's own choice.
37 The reasonable cost of the examinations shall, if the
38 respondent lacks sufficient funds to pay the cost, be
39 paid by the regional administrator from mental health
40 and ~~disabilities~~ disability services region funds upon
41 order of the court.

42 Sec. 29. Section 229.11, subsection 1, unnumbered
43 paragraph 1, Code 2015, as amended by 2015 Iowa Acts,
44 Senate File 463, section 63, is amended to read as
45 follows:

46 If the applicant requests that the respondent
47 be taken into immediate custody and the judge,
48 upon reviewing the application and accompanying
49 documentation, finds probable cause to believe that
50 the respondent has a serious mental impairment and is

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1 likely to injure the respondent or other persons if
2 allowed to remain at liberty, the judge may enter a
3 written order directing that the respondent be taken
4 into immediate custody by the sheriff or the sheriff's
5 deputy and be detained until the hospitalization
6 hearing. The hospitalization hearing shall be held no
7 more than five days after the date of the order, except
8 that if the fifth day after the date of the order is a
9 Saturday, Sunday, or a holiday, the hearing may be held
10 on the next succeeding business day. If the expenses
11 of a respondent are payable in whole or in part by
12 a mental health and ~~disabilities~~ disability services
13 region, for a placement in accordance with paragraph
14 "a", the judge shall give notice of the placement to
15 the regional administrator for the county in which the
16 court is located, and for a placement in accordance
17 with paragraph "b" or "c", the judge shall order the
18 placement in a hospital or facility designated through
19 the regional administrator. The judge may order
20 the respondent detained for the period of time until
21 the hearing is held, and no longer, in accordance
22 with paragraph "a", if possible, and if not then in
23 accordance with paragraph "b", or, only if neither of
24 these alternatives is available, in accordance with
25 paragraph "c". Detention may be:

26 Sec. 30. Section 229.13, subsection 1, paragraph a,
27 Code 2015, as amended by 2015 Iowa Acts, Senate File
28 463, section 64, is amended to read as follows:

29 a. The court shall order a respondent whose
30 expenses are payable in whole or in part by a mental
31 health and ~~disabilities~~ disability services region
32 placed under the care of an appropriate hospital or
33 facility designated through the county's regional
34 administrator on an inpatient or outpatient basis.

35 Sec. 31. Section 229.14, subsection 2, paragraph a,
36 Code 2015, as amended by 2015 Iowa Acts, Senate File
37 463, section 65, is amended to read as follows:

38 a. For a respondent whose expenses are payable in
39 whole or in part by a mental health and ~~disabilities~~
40 disability services region, placement as designated
41 through the county's regional administrator in the care
42 of an appropriate hospital or facility on an inpatient
43 or outpatient basis, or other appropriate treatment, or
44 in an appropriate alternative placement.

45 Sec. 32. Section 229.14A, subsection 7, Code 2015,
46 as amended by 2015 Iowa Acts, Senate File 463, section
47 66, is amended to read as follows:

48 7. If a respondent's expenses are payable in
49 whole or in part by a mental health and ~~disabilities~~
50 disability services region through the county's

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1 regional administrator, notice of a placement hearing
2 shall be provided to the county attorney and the
3 regional administrator. At the hearing, the county may
4 present evidence regarding appropriate placement.

5 Sec. 33. Section 229.42, subsection 1, Code 2015,
6 as amended by 2015 Iowa Acts, Senate File 463, section
7 68, is amended to read as follows:

8 1. If a person wishing to make application for
9 voluntary admission to a mental hospital established
10 by chapter 226 is unable to pay the costs of
11 hospitalization or those responsible for the person are
12 unable to pay the costs, application for authorization
13 of voluntary admission must be made through a regional
14 administrator before application for admission
15 is made to the hospital. The person's county of
16 residence shall be determined through the regional
17 administrator and if the admission is approved through
18 the regional administrator, the person's admission
19 to a mental health hospital shall be authorized as a
20 voluntary case. The authorization shall be issued on
21 forms provided by the department of human services'
22 administrator. The costs of the hospitalization shall
23 be paid by the county of residence through the regional
24 administrator to the department of human services and
25 credited to the general fund of the state, provided
26 that the mental health hospital rendering the services
27 has certified to the county auditor of the county of
28 residence and the regional administrator the amount
29 chargeable to the mental health and ~~disabilities~~
30 disability services region and has sent a duplicate
31 statement of the charges to the department of human
32 services. A mental health and ~~disabilities~~ disability
33 services region shall not be billed for the cost of a
34 patient unless the patient's admission is authorized
35 through the regional administrator. The mental health
36 institute and the regional administrator shall work
37 together to locate appropriate alternative placements
38 and services, and to educate patients and family
39 members of patients regarding such alternatives.

40 Sec. 34. Section 230.1, subsection 3, Code 2015, as
41 amended by 2015 Iowa Acts, Senate File 463, section 69,
42 is amended to read as follows:

43 3. A mental health and ~~disabilities~~ disability
44 services region or county of residence is not liable
45 for costs and expenses associated with a person with
46 mental illness unless the costs and expenses are for
47 services and other support authorized for the person
48 through the county's regional administrator. For the
49 purposes of this chapter, "*regional administrator*" means
50 the same as defined in section 331.388.

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1 Sec. 35. Section 230.20, subsection 2, paragraph b,
2 Code 2015, as amended by 2015 Iowa Acts, Senate File
3 463, section 71, is amended to read as follows:

4 b. The per diem costs billed to each mental health
5 and ~~disabilities~~ disability services region shall
6 not exceed the per diem costs billed to the county
7 in the fiscal year beginning July 1, 1996. However,
8 the per diem costs billed to a mental health and
9 ~~disabilities~~ disability services region may be adjusted
10 annually to reflect increased costs, to the extent of
11 the percentage increase in the statewide per capita
12 expenditure target amount, if any per capita growth
13 amount is authorized by the general assembly for the
14 fiscal year in accordance with section 426B.3.

15 Sec. 36. Section 279.10, subsection 1, Code 2015,
16 as amended by 2015 Iowa Acts, Senate File 227, section
17 2, is amended to read as follows:

18 1. The school year for each school district and
19 accredited nonpublic school shall begin on July 1 and
20 the school calendar shall begin no sooner than August
21 23 and no later than the first Monday in December.
22 The school calendar shall include not less than one
23 hundred eighty days, ~~except as provided in subsection~~
24 ~~3,~~ or one thousand eighty hours of instruction during
25 the calendar year. The board of directors of a school
26 district and the authorities in charge of an accredited
27 nonpublic school shall determine the school start
28 date for the school calendar in accordance with this
29 subsection and shall set the number of days or hours of
30 required attendance for the school year as provided in
31 section 299.1, subsection 2, but the board of directors
32 of a school district shall hold a public hearing on
33 any proposed school calendar prior to adopting the
34 school calendar. If the board of directors of a
35 district or the authorities in charge of an accredited
36 nonpublic school extends the school calendar because
37 inclement weather caused the school district or
38 accredited nonpublic school to temporarily close during
39 the regular school calendar, the school district or
40 accredited nonpublic school may excuse a graduating
41 senior who has met district or school requirements for
42 graduation from attendance during the extended school
43 calendar. A school corporation may begin employment
44 of personnel for in-service training and development
45 purposes before the date to begin elementary and
46 secondary school.

47 Sec. 37. Section 426B.5, subsection 2, paragraph c,
48 Code 2015, as amended by 2015 Iowa Acts, Senate File
49 463, section 78, is amended to read as follows:

50 c. A risk pool board is created. The board

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1 shall consist of two county supervisors, two county
2 auditors, a member of the mental health and disability
3 services commission who is not a member of a county
4 board of supervisors, a member of the county finance
5 committee created in chapter 333A who is not an elected
6 official, a representative of a provider of mental
7 health or developmental disabilities services selected
8 from nominees submitted by the Iowa association of
9 community providers, and two staff members of regional
10 administrators of county mental health and disability
11 services regions, all appointed by the governor, and
12 one member appointed by the director of human services.
13 All members appointed by the governor shall be subject
14 to confirmation by the senate. Members shall serve for
15 three-year terms. A vacancy shall be filled in the
16 same manner as the original appointment. Expenses and
17 other costs of the risk pool board members representing
18 counties shall be paid by the county of origin.
19 Expenses and other costs of risk pool board members
20 who do not represent counties shall be paid from a
21 source determined by the governor. Staff assistance
22 to the board shall be provided by the department of
23 human services and counties. Actuarial expenses and
24 other direct administrative costs shall be charged to
25 the pool.

26 Sec. 38. Section 459A.404, subsection 3, paragraphs
27 b and c, if enacted by 2015 Iowa Acts, House File 583,
28 section 41, are amended to read as follows:

29 b. For purposes of section 459.310, subsection 4,
30 the provisions relating to an unformed manure storage
31 structure shall apply to an unformed animal truck wash
32 effluent structure and the provisions relating to a
33 formed manure storage structure shall apply to a formed
34 animal truck wash effluent structure. However, the
35 ~~e. Notwithstanding section 459.310, subsection~~
36 ~~4, a requirement in section 459.310, subsection 4,~~
37 paragraph "a", relating to animal weight capacity or
38 animal unit capacity shall not apply to the replacement
39 of an unformed animal truck wash effluent structure
40 with a formed animal truck wash effluent structure. In
41 addition, the capacity of a replacement animal truck
42 wash effluent structure shall not exceed the amount
43 required to store animal truck wash effluent for any
44 eighteen-month period.

45 Sec. 39. Section 459A.411, Code 2015, as amended by
46 2015 Iowa Acts, House File 583, section 43, if enacted,
47 is amended to read as follows:

48 **459A.411 Discontinuance of operations.**

49 The owner of an open feedlot operation or animal
50 truck wash facility who discontinues its operation

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1 shall remove all effluent from related open feedlot
2 operation structures or animal truck wash effluent
3 structures used to store effluent, as soon as practical
4 but not later than six months following the date the
5 operations of the open feedlot operation or animal
6 truck wash facility ~~is~~ are discontinued.

7 Sec. 40. Section 476.53, subsection 3, paragraph a,
8 subparagraph (1), Code 2015, as amended by 2015 Iowa
9 Acts, House File 535, section 61, is amended to read
10 as follows:

11 (1) (a) Files an application pursuant to section
12 476A.3 to construct in Iowa a baseload electric
13 power generating facility with a nameplate generating
14 capacity equal to or greater than three hundred
15 megawatts or a combined-cycle electric power generating
16 facility, or an alternate energy production facility as
17 defined in section 476.42, or to significantly alter
18 an existing generating facility. For purposes of this
19 subparagraph, a significant alteration of an existing
20 generating facility must, in order to qualify for
21 establishment of ratemaking principles, fall into one
22 of the following categories:

23 (i) Conversion of a coal fueled facility into a gas
24 fueled facility.

25 (ii) Addition of carbon capture and storage
26 facilities at a coal fueled facility.

27 (iii) Addition of gas fueled capability to a coal
28 fueled facility, in order to convert the facility
29 to one that will rely primarily on gas for future
30 generation.

31 (iv) Addition of a biomass fueled capability to a
32 coal fueled facility.

33 (b) With respect to a significant alteration of
34 an existing generating facility, an original facility
35 shall not be required to be either a baseload or
36 a combined-cycle facility. Only the incremental
37 investment undertaken by a utility under subparagraph
38 division (a), subparagraph subdivision (i), (ii),
39 (iii), or (iv) shall be eligible to apply the
40 ratemaking principles established by the order issued
41 pursuant to paragraph "e". Facilities for which
42 advanced ratemaking principles are obtained pursuant
43 to this section shall not be subject to a subsequent
44 board review pursuant to section 476.6, subsection 20,
45 to the extent that the investment has been considered
46 by the board under this section. To the extent an
47 eligible utility has been authorized to make capital
48 investments subject to section 476.6, subsection 20,
49 such investments shall not be eligible for ratemaking
50 principles pursuant to this section.

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1 Sec. 41. Section 602.3205, subsection 3, paragraph
2 b, if enacted by 2015 Iowa Acts, Senate File 404,
3 section 5, is amended to read as follows:

4 b. The audio recordings provided ~~in~~ to the board
5 pursuant to this subsection shall be kept confidential
6 by the board in a manner as provided in section 272C.6,
7 subsection 4.

8 Sec. 42. Section 602.11113, Code 2015, as amended
9 by 2015 Iowa Acts, House File 536, section 177, is
10 amended to read as follows:

11 **602.11113 Bailiffs employed as court attendants.**

12 Persons who were employed as bailiffs and who
13 were performing services for the court, other than
14 law enforcement services, immediately prior to July
15 1, 1983, shall be employed by the district court
16 administrators as court attendants under section
17 602.6601 on July 1, 1983.

18 Sec. 43. Section 714.23, subsection 4A, paragraph
19 a, if enacted by 2015 Iowa Acts, Senate File 501,
20 section 2, or 2015 Iowa Acts, House File 663, section
21 2, is amended to read as follows:

22 a. A student who does not receive a tuition refund
23 up to the full refund of tuition charges due to the
24 effect of an interstate reciprocity agreement under
25 section 261G.4, subsection 1, may apply to the attorney
26 general for a refund in a sum that represents the
27 difference between any tuition refund received from the
28 school and the full refund of tuition charges. For
29 purposes of this subsection, “full refund of tuition
30 charges” means the monetary sum of the refund for
31 which the student would be eligible pursuant to the
32 application of this section.

33 Sec. 44. Section 902.1, subsection 2, paragraph
34 a, unnumbered paragraph 1, as enacted by 2015 Iowa
35 Acts, Senate File 448, section 1, is amended to read
36 as follows:

37 Notwithstanding subsection 1, a defendant convicted
38 of murder in the first degree in violation of section
39 707.2, and who was under the age of eighteen at the
40 time the offense was committed shall receive one of the
41 following sentences:

42 Sec. 45. Section 916.1, subsection 1, as enacted by
43 2015 Iowa Acts, House File 496, section 1, is amended
44 to read as follows:

45 1. “*Confidential communication*” means confidential
46 information shared between a victim and a military
47 victim advocate within the advocacy relationship, and
48 includes all information received by the advocate
49 and any advice, report, or working paper given to
50 or prepared by the advocate in the course of the

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1 advocacy relationship with the victim. “*Confidential*
 2 *information*” is ~~confidential~~ information which, so
 3 far as the victim is aware, is not disclosed to a
 4 third party with the exception of a person present
 5 in the consultation for the purpose of furthering the
 6 interest of the victim, a person to whom disclosure
 7 is reasonably necessary for the transmission of the
 8 information, or a person with whom disclosure is
 9 necessary for accomplishment of the purpose for which
 10 the advocate is consulted by the victim.

11 Sec. 46. APPLICABILITY. The section of this
 12 division of this Act amending section 279.10,
 13 subsection 1, applies retroactively to April 10, 2015.

14 Sec. 47. APPLICABILITY. The section of this
 15 division of this Act amending section 902.1, subsection
 16 2, paragraph “a”, unnumbered paragraph 1, applies
 17 retroactively to the effective date of 2015 Iowa Acts,
 18 Senate File 448.

19 DIVISION V

20 CONTROLLED SUBSTANCES

21 Sec. 48. Section 124.101, Code 2015, is amended by
 22 adding the following new subsection:

23 **NEW SUBSECTION.** 15A. “*Imitation controlled*
 24 *substance*” means a substance which is not a controlled
 25 substance but which by color, shape, size, markings,
 26 and other aspects of dosage unit appearance, and
 27 packaging or other factors, appears to be or resembles
 28 a controlled substance. The board of pharmacy may
 29 designate a substance as an imitation controlled
 30 substance pursuant to the board’s rulemaking authority
 31 and in accordance with chapter 17A. “*Imitation*
 32 *controlled substance*” also means any substance
 33 determined to be an imitation controlled substance
 34 pursuant to section 124.101B.

35 Sec. 49. **NEW SECTION. 124.101B Factors indicating**
 36 **an imitation controlled substance.**

37 If a substance has not been designated as an
 38 imitation controlled substance by the board of pharmacy
 39 and if dosage unit appearance alone does not establish
 40 that a substance is an imitation controlled substance,
 41 the following factors may be considered in determining
 42 whether the substance is an imitation controlled
 43 substance:

44 1. The person in control of the substance expressly
 45 or impliedly represents that the substance has the
 46 effect of a controlled substance.

47 2. The person in control of the substance expressly
 48 or impliedly represents that the substance because
 49 of its nature or appearance can be sold or delivered
 50 as a controlled substance or as a substitute for a

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1 controlled substance.

2 3. The person in control of the substance either
3 demands or receives money or other property having a
4 value substantially greater than the actual value of
5 the substance as consideration for delivery of the
6 substance.

7 Sec. 50. Section 124.201, subsection 4, Code 2015,
8 is amended to read as follows:

9 4. If any new substance is designated as a
10 controlled substance under federal law and notice of
11 the designation is given to the board, the board shall
12 similarly designate as controlled the new substance
13 under this chapter after the expiration of thirty days
14 from publication in the federal register of a final
15 order designating a new substance as a controlled
16 substance, unless within that thirty-day period the
17 board objects to the new designation. In that case
18 the board shall publish the reasons for objection and
19 afford all interested parties an opportunity to be
20 heard. At the conclusion of the hearing the board
21 shall announce its decision. Upon publication of
22 objection to a new substance being designated as a
23 controlled substance under this chapter by the board,
24 control under this chapter is stayed until the board
25 publishes its decision. If a substance is designated
26 as controlled by the board under this subsection the
27 control shall be considered a temporary and if, within
28 ~~sixty days after the next regular session of the~~
29 ~~general assembly convenes, the general assembly has not~~
30 ~~made the corresponding changes in this chapter, the~~
31 ~~temporary designation of control of the substance by~~
32 ~~the board shall be nullified~~ amendment to the schedules
33 of controlled substances in this chapter. If the
34 board so designates a substance as controlled, which
35 is considered a temporary amendment to the schedules
36 of controlled substances in this chapter, and if
37 the general assembly does not amend this chapter to
38 enact the temporary amendment and make the enactment
39 effective within two years from the date the temporary
40 amendment first became effective, the temporary
41 amendment is repealed by operation of law two years
42 from the effective date of the temporary amendment. A
43 temporary amendment repealed by operation of law is
44 subject to section 4.13 relating to the construction
45 of statutes and the application of a general savings
46 provision.

47 Sec. 51. Section 124.204, subsection 4, paragraph
48 ai, subparagraphs (3), (4), and (5), Code 2015, are
49 amended by striking the subparagraphs.

50 Sec. 52. Section 124.204, subsection 4, paragraph

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- 1 aj, Code 2015, is amended by striking the paragraph and
2 inserting in lieu thereof the following:
3 *aj.* 5-methoxy-N,N-dimethyltryptamine.
4 Some trade or other names:
5 5-methoxy-3-[2-(dimethylamino)ethyl]indole; 5-MeO-DMT.
6 Sec. 53. Section 124.204, subsection 4, paragraph
7 ak, Code 2015, is amended by striking the paragraph and
8 inserting in lieu thereof the following:
9 *ak.* 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine
10 (2C-E).
11 Sec. 54. Section 124.204, subsection 4, Code 2015,
12 is amended by adding the following new paragraphs:
13 NEW PARAGRAPH. *al.* 2-(2,5-Dimethoxy-4-
14 methylphenyl)ethanamine (2C-D).
15 NEW PARAGRAPH. *am.* 2-(4-Chloro-2,5-
16 dimethoxyphenyl)ethanamine (2C-C).
17 NEW PARAGRAPH. *an.* 2-(4-Iodo-2,5-
18 dimethoxyphenyl)ethanamine (2C-I).
19 NEW PARAGRAPH. *ao.* 2-[4-(Ethylthio)-2,5-
20 dimethoxyphenyl]ethanamine (2C-T-2).
21 NEW PARAGRAPH. *ap.* 2-[4-(Isopropylthio)-2,5-
22 dimethoxyphenyl]ethanamine (2C-T-4).
23 NEW PARAGRAPH. *aq.* 2-(2,5-Dimethoxyphenyl)
24 ethanamine (2C-H).
25 NEW PARAGRAPH. *ar.* 2-(2,5-Dimethoxy-4-
26 nitrophenyl)ethanamine (2C-N).
27 NEW PARAGRAPH. *as.* 2-(2,5-Dimethoxy-4-(n)-
28 propylphenyl)ethanamine (2C-P).
29 Sec. 55. Section 124.204, subsection 6, paragraph
30 i, subparagraph (3), Code 2015, is amended by striking
31 the subparagraph and inserting in lieu thereof the
32 following:
33 (3) 3,4-Methylenedioxy-N-methylcathinone
34 (methylone).
35 Sec. 56. Section 124.204, subsection 6, paragraph
36 i, subparagraphs (18), (19), (20), (21), and (22), Code
37 2015, are amended by striking the subparagraphs and
38 inserting in lieu thereof the following:
39 (18) 4-methyl-N-ethylcathinone. Other names:
40 4-MEC, 2-(ethylamino)-1-(4-methylphenyl)propan-1-one.
41 (19) 4-methyl-alpha6 pyrrolidinopropiophenone.
42 Other names: 4-MePPP, MePPP,
43 4-methyl-[alpha]-pyrrolidinopropiophenone, 8
44 1-(4-methylphenyl)-2-(pyrrolidin-1-yl)-propan-1-one.
45 (20) Pentadrone. Other names:
46 [alpha]-methylaminovalerophenone,
47 2-(methylamino)-1-phenylpentan-1-one.
48 (21) Pentylone. Other names: bk-MBDP,
49 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one.
50 (22) Alpha-pyrrolidinobutiophenone. Other names:

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1 [alpha]-PBP, 1-phenyl-2-(pyrrolidin-1-yl)butan-1-one.
2 Sec. 57. Section 124.204, subsection 6, paragraph
3 i, subparagraphs (23), (24), (25), and (26), Code 2015,
4 are amended by striking the subparagraphs.
5 Sec. 58. Section 124.204, subsection 9, Code 2015,
6 is amended by adding the following new paragraphs:
7 NEW PARAGRAPH. 0a. HU-210.
8 [(6aR,10aR)-9-(hydroxymethyl)-
9 6,6-dimethyl-3-(2-methyloctan-2-yl) 6a,7,10,10a-
10 tetrahydrobenzo[c] chromen-1-ol].
11 NEW PARAGRAPH. 00a. HU-211(dexanabinol,
12 (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-
13 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]
14 chromen-1-ol).
15 NEW PARAGRAPH. 000a. Unless specifically exempted
16 or unless listed in another schedule, any material,
17 compound, mixture, or preparation which contains any
18 quantity of cannabimimetic agents, or which contains
19 their salts, isomers, and salts of isomers whenever the
20 existence of such salts, isomers, and salts of isomers
21 is possible within the specific chemical designation.
22 (1) The term “*cannabimimetic agents*” means any
23 substance that is a cannabinoid receptor type 1 (CB1
24 receptor) agonist as demonstrated by binding studies
25 and functional assays within any of the following
26 structural classes:
27 (a) 2-(3-hydroxycyclohexyl)phenol with substitution
28 at the 5-position of the phenolic ring by alkyl or
29 alkenyl, whether or not substituted on the cyclohexyl
30 ring to any extent.
31 (b) 3-(1-naphthoyl)indole or
32 3-(1-naphthylmethane)indole by substitution at the
33 nitrogen atom of the indole ring, whether or not
34 further substituted on the indole ring to any extent,
35 whether or not substituted on the naphthoyl or naphthyl
36 ring to any extent.
37 (c) 3-(1-naphthoyl)pyrrole by substitution at the
38 nitrogen atom of the pyrrole ring, whether or not
39 further substituted in the pyrrole ring to any extent,
40 whether or not substituted on the naphthoyl ring to any
41 extent.
42 (d) 1-(1-naphthylmethylene)indene by substitution
43 of the 3-position of the indene ring, whether or not
44 further substituted in the indene ring to any extent,
45 whether or not substituted on the naphthyl ring to any
46 extent.
47 (e) 3-phenylacetylindole or 3-benzoylindole by
48 substitution at the nitrogen atom of the indole ring,
49 whether or not further substituted in the indole ring
50 to any extent, whether or not substituted on the phenyl

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- 1 ring to any extent.
- 2 (2) Such terms include:
- 3 (a) CP 47,497 and homologues
- 4 5-(1,1-dimethylheptyl)-2-
- 5 [(1R,3S)-3-hydroxycyclohexyl]phenol.
- 6 (b) JWH-018 and AM678
- 7 1-Pentyl-3-(1-naphthoyl)indole.
- 8 (c) JWH-073 1-Butyl-3-(1-naphthoyl)indole.
- 9 (d) JWH-200[1-[2-(4-morpholinyl)ethyl]-1H-
- 10 indol-3-yl]-1-naphthalenyl-methanone.
- 11 (e) JWH-19 1-hexyl-3-(1-naphthoyl)indole.
- 12 (f) JWH-81
- 13 1-pentyl-3-[1-(4-methoxynaphthoyl)]indole.
- 14 (g) JWH-122
- 15 1-pentyl-3-(4-methyl-1-naphthoyl)indole.
- 16 (h) JWH-250
- 17 1-pentyl-3-(2-methoxyphenylacetyl)indole.
- 18 (i) RCS-4 and SR-19
- 19 1-pentyl-3-[(4methoxy)-benzoyl]indole.
- 20 (j) RCS-8 and SR 18 1-cyclohexylethyl-3-
- 21 (2-methoxyphenylacetyl)indole.
- 22 (k) AM2201
- 23 1-(5-fluoropentyl)-3-(1-naphthoyl)indole.
- 24 (l) JWH-203
- 25 1-pentyl-3-(2-chlorophenylacetyl)indole.
- 26 (m) JWH-398
- 27 1-pentyl-3-(4-chloro-1-naphthoyl)indole.
- 28 (n) AM694
- 29 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole.
- 30 (o) Cannabicyclohexanol or CP-47,497 C8-homolog 5-
- 31 (1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol.
- 32 NEW
- 33 PARAGRAPH. *0d.* N-(1-amino-3-methyl-1-oxobutan-2-
- 34 yl)-1-(4- fluorobenzyl)-1H-indazole-3-carboxamide.
- 35 Other names: AB-FUBINACA.
- 36 NEW PARAGRAPH. *00d.* N-(1-amino-
- 37 3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-
- 38 1 H-indazole-3-carboxamide. Other names: ADB-PINACA.
- 39 NEW PARAGRAPH. *000d.* Quinolin-8-yl
- 40 1-pentyl-1H-indole-3-carboxylate.
- 41 Other names: PB-22, QUPIC.
- 42 NEW PARAGRAPH. *0000d.* Quinolin-8-yl
- 43 1-(5-fluoropentyl)-1H-indole-3-carboxylate. Other
- 44 names: 5-fluoro-PB-22, 5F-PB-22.
- 45 NEW
- 46 PARAGRAPH. *00000d.* N-(1-amino-3-methyl-1-oxobutan-
- 47 2-yl)-1-pentyl-1H-indazole-3-carboxamide. Other names:
- 48 AB-PINACA.
- 49 NEW
- 50 PARAGRAPH. *000000d.* N-(1-amino-3-methyl-1-oxobutan-

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1 2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide.
2 Other names: AB-CHMINACA.

3 NEW

4 PARAGRAPH. 000000d. [1-(5-fluoropentyl)-1H-indazol-
5 3-yl](naphthalen-1-yl)methanone. Other names:
6 THJ-2201.

7 Sec. 59. Section 124.208, subsection 5, paragraph
8 a, subparagraphs (3) and (4), Code 2015, are amended by
9 striking the subparagraphs.

10 Sec. 60. Section 124.210, subsection 2, Code 2015,
11 is amended by adding the following new paragraph:

12 NEW PARAGRAPH. c. 2-[(dimethylamino)methyl]-1-
13 (3-methoxyphenyl)cyclohexanol, its salts, optical
14 and geometric isomers, and salts of these isomers
15 (including tramadol).

16 Sec. 61. Section 124.210, subsection 3, Code 2015,
17 is amended by adding the following new paragraphs:

18 NEW PARAGRAPH. bb. Alfaxalone.

19 NEW PARAGRAPH. bc. Suvorexant.

20 Sec. 62. Section 124.401, subsection 1, unnumbered
21 paragraph 1, Code 2015, is amended to read as follows:

22 Except as authorized by this chapter, it is unlawful
23 for any person to manufacture, deliver, or possess with
24 the intent to manufacture or deliver, a controlled
25 substance, a counterfeit substance, ~~or~~ a simulated
26 controlled substance, or an imitation controlled
27 substance, or to act with, enter into a common scheme
28 or design with, or conspire with one or more other
29 persons to manufacture, deliver, or possess with
30 the intent to manufacture or deliver a controlled
31 substance, a counterfeit substance, ~~or~~ a simulated
32 controlled substance, or an imitation controlled
33 substance.

34 Sec. 63. Section 124.401, subsection 1, paragraph
35 a, unnumbered paragraph 1, Code 2015, is amended to
36 read as follows:

37 Violation of this subsection, with respect to
38 the following controlled substances, counterfeit
39 substances, ~~or~~ simulated controlled substances, or
40 imitation controlled substances, is a class "B" felony,
41 and notwithstanding section 902.9, subsection 1,
42 paragraph "b", shall be punished by confinement for no
43 more than fifty years and a fine of not more than one
44 million dollars:

45 Sec. 64. Section 124.401, subsection 1, paragraph
46 a, Code 2015, is amended by adding the following new
47 subparagraph:

48 NEW SUBPARAGRAPH. (8) More than ten kilograms of a
49 mixture or substance containing any detectable amount
50 of those substances identified in section 124.204,

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1 subsection 9.

2 Sec. 65. Section 124.401, subsection 1, paragraph
3 b, unnumbered paragraph 1, Code 2015, is amended to
4 read as follows:

5 Violation of this subsection with respect to
6 the following controlled substances, counterfeit
7 substances, ~~or~~ simulated controlled substances, or
8 imitation controlled substances is a class "B" felony,
9 and in addition to the provisions of section 902.9,
10 subsection 1, paragraph "b", shall be punished by a
11 fine of not less than five thousand dollars nor more
12 than one hundred thousand dollars:

13 Sec. 66. Section 124.401, subsection 1, paragraph
14 b, Code 2015, is amended by adding the following new
15 subparagraph:

16 NEW SUBPARAGRAPH. (9) More than five kilograms but
17 not more than ten kilograms of a mixture or substance
18 containing any detectable amount of those substances
19 identified in section 124.204, subsection 9.

20 Sec. 67. Section 124.401, subsection 1, paragraph
21 c, unnumbered paragraph 1, Code 2015, is amended to
22 read as follows:

23 Violation of this subsection with respect to
24 the following controlled substances, counterfeit
25 substances, ~~or~~ simulated controlled substances, or
26 imitation controlled substances is a class "C" felony,
27 and in addition to the provisions of section 902.9,
28 subsection 1, paragraph "d", shall be punished by a
29 fine of not less than one thousand dollars nor more
30 than fifty thousand dollars:

31 Sec. 68. Section 124.401, subsection 1, paragraph
32 c, Code 2015, is amended by adding the following new
33 subparagraph:

34 NEW SUBPARAGRAPH. (8) Five kilograms or less of a
35 mixture or substance containing any detectable amount
36 of those substances identified in section 124.204,
37 subsection 9.

38 Sec. 69. Section 124.401, subsection 1, paragraph
39 c, subparagraph (8), Code 2015, is amended to read as
40 follows:

41 ~~(8)~~ (9) Any other controlled substance,
42 counterfeit substance, ~~or~~ simulated controlled
43 substance, or imitation substance classified in
44 schedule I, II, or III, except as provided in paragraph
45 "d".

46 Sec. 70. Section 124.401, subsection 1, paragraph
47 d, Code 2015, is amended to read as follows:

48 d. Violation of this subsection, with respect
49 to any other controlled substances, counterfeit
50 substances, ~~or~~ simulated controlled substances

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1 ~~classified in section 124.204, subsection 4, paragraph~~
2 ~~“a,” or section 124.204, subsection 6, paragraph “i,”~~
3 ~~or, or imitation controlled substances~~ classified
4 in schedule IV or V is an aggravated misdemeanor.
5 However, violation of this subsection involving
6 fifty kilograms or less of marijuana or involving
7 flunitrazepam is a class “D” felony.

8 Sec. 71. Section 124.401, subsection 2, Code 2015,
9 is amended to read as follows:

10 2. If the same person commits two or more acts
11 which are in violation of subsection 1 and the acts
12 occur in approximately the same location or time
13 period so that the acts can be attributed to a single
14 scheme, plan, or conspiracy, the acts may be considered
15 a single violation and the weight of the controlled
16 substances, counterfeit substances, ~~or~~ simulated
17 controlled substances, or imitation controlled
18 substances involved may be combined for purposes of
19 charging the offender.

20 Sec. 72. Section 124.401, subsection 5, unnumbered
21 paragraph 1, Code 2015, is amended to read as follows:

22 It is unlawful for any person knowingly or
23 intentionally to possess a controlled substance unless
24 such substance was obtained directly from, or pursuant
25 to, a valid prescription or order of a practitioner
26 while acting in the course of the practitioner’s
27 professional practice, or except as otherwise
28 authorized by this chapter. Any person who violates
29 this subsection is guilty of a serious misdemeanor for
30 a first offense. A person who commits a violation of
31 this subsection and who has previously been convicted
32 of violating this chapter or chapter ~~124A,124B,~~ or
33 ~~453B,~~ or chapter 124A as it existed prior to July
34 1, 2015, is guilty of an aggravated misdemeanor. A
35 person who commits a violation of this subsection and
36 has previously been convicted two or more times of
37 violating this chapter or chapter ~~124A,124B,~~ or 453B is
38 guilty of a class “D” felony.

39 Sec. 73. Section 124.401A, Code 2015, is amended to
40 read as follows:

41 **124.401A Enhanced penalty for manufacture or**
42 **distribution to persons on certain real property.**

43 In addition to any other penalties provided in
44 this chapter, a person who is eighteen years of age
45 or older who unlawfully manufactures with intent to
46 distribute, distributes, or possesses with intent to
47 distribute a substance or counterfeit substance listed
48 in schedule I, II, or III, in a simulated or imitation
49 controlled substance represented to be a controlled
50 substance classified in schedule I, II, or III, to

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1 another person who is eighteen years of age or older in
2 or on, or within one thousand feet of the real property
3 comprising a public or private elementary or secondary
4 school, public park, public swimming pool, public
5 recreation center, or on a marked school bus, may be
6 sentenced up to an additional term of confinement of
7 five years.

8 Sec. 74. Section 124.401B, Code 2015, is amended to
9 read as follows:

10 **124.401B Possession of controlled substances on**
11 **certain real property — additional penalty.**

12 In addition to any other penalties provided in this
13 chapter or another chapter, a person who unlawfully
14 possesses a substance listed in schedule I, II, or
15 III, or a simulated or imitation controlled substance
16 represented to be a controlled substance classified
17 in schedule I, II, or III, in or on, or within one
18 thousand feet of the real property comprising a public
19 or private elementary or secondary school, public park,
20 public swimming pool, public recreation center, or on
21 a marked school bus, may be sentenced to one hundred
22 hours of community service work for a public agency
23 or a nonprofit charitable organization. The court
24 shall provide the offender with a written statement of
25 the terms and monitoring provisions of the community
26 service.

27 Sec. 75. Section 124.406, subsection 2, Code 2015,
28 is amended to read as follows:

29 2. A person who is eighteen years of age or older
30 who:

31 a. Unlawfully distributes or possesses with the
32 intent to distribute a counterfeit substance listed
33 in schedule I or II, or a simulated or imitation
34 controlled substance represented to be a substance
35 classified in schedule I or II, to a person under
36 eighteen years of age commits a class “B” felony.
37 However, if the substance was distributed in or on,
38 or within one thousand feet of, the real property
39 comprising a public or private elementary or secondary
40 school, public park, public swimming pool, public
41 recreation center, or on a marked school bus, the
42 person shall serve a minimum term of confinement of ten
43 years.

44 b. Unlawfully distributes or possesses with intent
45 to distribute a counterfeit substance listed in
46 schedule III, or a simulated or imitation controlled
47 substance represented to be any substance listed in
48 schedule III, to a person under eighteen years of age
49 who is at least three years younger than the violator
50 commits a class “C” felony.

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1 c. Unlawfully distributes a counterfeit substance
2 listed in schedule IV or V, or a simulated or imitation
3 controlled substance represented to be a substance
4 listed in schedule IV or V, to a person under eighteen
5 years of age who is at least three years younger than
6 the violator commits an aggravated misdemeanor.

7 Sec. 76. Section 124.415, Code 2015, is amended to
8 read as follows:

9 **124.415 Parental and school notification — persons**
10 **under eighteen years of age.**

11 A peace officer shall make a reasonable effort to
12 identify a person under the age of eighteen discovered
13 to be in possession of a controlled substance,
14 counterfeit substance, ~~or~~ simulated controlled
15 substance, or imitation controlled substance in
16 violation of this chapter, and if the person is not
17 referred to juvenile court, the law enforcement agency
18 of which the peace officer is an employee shall make
19 a reasonable attempt to notify the person's custodial
20 parent or legal guardian of such possession, whether
21 or not the person is arrested, unless the officer has
22 reasonable grounds to believe that such notification
23 is not in the best interests of the person or will
24 endanger that person. If the person is taken into
25 custody, the peace officer shall notify a juvenile
26 court officer who shall make a reasonable effort to
27 identify the elementary or secondary school the person
28 attends, if any, and to notify the superintendent of
29 the school district, the superintendent's designee,
30 or the authorities in charge of the nonpublic school
31 of the taking into custody. A reasonable attempt to
32 notify the person includes but is not limited to a
33 telephone call or notice by first-class mail.

34 Sec. 77. NEW SECTION. **124.417 Imitation controlled**
35 **substances — exceptions.**

36 It is not unlawful under this chapter for a person
37 registered under section 124.302, to manufacture,
38 deliver, or possess with the intent to manufacture or
39 deliver, or to act with, one or more other persons
40 to manufacture, deliver, or possess with the intent
41 to manufacture or deliver an imitation controlled
42 substance for use as a placebo by a registered
43 practitioner in the course of professional practice or
44 research.

45 Sec. 78. Section 124.502, subsection 1, paragraph
46 a, Code 2015, is amended to read as follows:

47 a. A district judge or district associate judge,
48 within the court's jurisdiction, and upon proper
49 oath or affirmation showing probable cause, may issue
50 warrants for the purpose of conducting administrative

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1 inspections under this chapter or a related rule
2 ~~or under chapter 124A~~. The warrant may also permit
3 seizures of property appropriate to the inspections.
4 For purposes of the issuance of administrative
5 inspection warrants, probable cause exists upon showing
6 a valid public interest in the effective enforcement
7 of the statute or related rules, sufficient to justify
8 administrative inspection of the area, premises,
9 building, or conveyance in the circumstances specified
10 in the application for the warrant.

11 Sec. 79. Section 155A.6, subsection 3, Code 2015,
12 is amended to read as follows:

13 3. The board shall establish standards for
14 pharmacist-intern registration and may deny, suspend,
15 or revoke a pharmacist-intern registration for failure
16 to meet the standards or for any violation of the laws
17 of this state, another state, or the United States
18 relating to prescription drugs, controlled substances,
19 or nonprescription drugs, or for any violation of this
20 chapter or chapter 124, ~~124A~~, 124B, 126, 147, or 205,
21 or any rule of the board.

22 Sec. 80. Section 155A.6A, subsection 5, Code 2015,
23 is amended to read as follows:

24 5. The board may deny, suspend, or revoke the
25 registration of, or otherwise discipline, a registered
26 pharmacy technician for any violation of the laws
27 of this state, another state, or the United States
28 relating to prescription drugs, controlled substances,
29 or nonprescription drugs, or for any violation of this
30 chapter or chapter 124, ~~124A~~, 124B, 126, 147, 205, or
31 272C, or any rule of the board.

32 Sec. 81. Section 155A.6B, subsection 5, Code 2015,
33 is amended to read as follows:

34 5. The board may deny, suspend, or revoke the
35 registration of a pharmacy support person or otherwise
36 discipline the pharmacy support person for any
37 violation of the laws of this state, another state,
38 or the United States relating to prescription drugs,
39 controlled substances, or nonprescription drugs, or
40 for any violation of this chapter or chapter 124,
41 ~~124A~~, 124B, 126, 147, 205, or 272C, or any rule of the
42 board.

43 Sec. 82. Section 155A.13A, subsection 3, Code 2015,
44 is amended to read as follows:

45 3. *Discipline.* The board may deny, suspend, or
46 revoke a nonresident pharmacy license for any violation
47 of this section, section 155A.15, subsection 2,
48 paragraph "a", "b", "d", "e", "f", "g", "h", or "i",
49 chapter 124, ~~124A~~, 124B, 126, or 205, or a rule of the
50 board.

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1 Sec. 83. Section 155A.17, subsection 2, Code 2015,
2 is amended to read as follows:

3 2. The board shall establish standards for drug
4 wholesaler licensure and may define specific types of
5 wholesaler licenses. The board may deny, suspend, or
6 revoke a drug wholesale license for failure to meet the
7 applicable standards or for a violation of the laws
8 of this state, another state, or the United States
9 relating to prescription drugs, devices, or controlled
10 substances, or for a violation of this chapter, chapter
11 124, ~~124A~~, 124B, 126, or 205, or a rule of the board.

12 Sec. 84. Section 155A.42, subsection 4, Code 2015,
13 is amended to read as follows:

14 4. The board may deny, suspend, or revoke a limited
15 drug and device distributor's license for failure to
16 meet the applicable standards or for a violation of
17 the laws of this state, another state, or the United
18 States relating to prescription drugs or controlled
19 substances, or for a violation of this chapter, chapter
20 124, ~~124A~~, 124B, 126, 205, or 272C, or a rule of the
21 board.

22 Sec. 85. REPEAL. Chapter 124A, Code 2015, is
23 repealed.

24 DIVISION VI

25 ASSET VERIFICATION SYSTEM — MEDICAID

26 Sec. 86. MEDICAID PROGRAM — ASSET, INCOME, AND
27 IDENTITY VERIFICATION. The department of human
28 services shall issue a request for proposals to
29 contract with a third-party vendor to establish an
30 electronic asset, income, and identity eligibility
31 verification system for the purposes of compliance
32 with 42 U.S.C. §1396w requiring determination or
33 redetermination of the eligibility of an individual who
34 is an applicant for or recipient of medical assistance
35 under the Medicaid state plan on the basis of being
36 aged, blind, or disabled in accordance with 42 U.S.C.
37 §1396w. The third-party vendor selected shall be able
38 to demonstrate in writing its current relationships or
39 contracts with financial institutions in the state and
40 nationally. Participation by financial institutions in
41 providing account balances for asset verification shall
42 remain voluntary.

43 Sec. 87. EFFECTIVE UPON ENACTMENT. This division
44 of this Act, being deemed of immediate importance,
45 takes effect upon enactment.

46 DIVISION VII

47 DEPARTMENT OF MANAGEMENT — DUTIES

48 Sec. 88. Section 8.6, subsections 12 and 13, Code
49 2015, are amended by striking the subsections.

50 Sec. 89. Section 8A.111, Code 2015, is amended by

1 adding the following new subsection:

2 NEW SUBSECTION. 11. An annual report on the
3 administration and promotion of equal opportunity in
4 state contracts and services under section 19B.7.

5 Sec. 90. Section 19B.6, Code 2015, is amended to
6 read as follows:

7 **19B.6 Responsibilities of department of**
8 **administrative services ~~and department of management~~ —**
9 **affirmative action.**

10 The department of administrative services shall
11 oversee the implementation of sections 19B.1 through
12 19B.5 and shall work with the governor to ensure
13 compliance with those sections, including the
14 attainment of affirmative action goals and timetables,
15 by all state agencies, excluding the state board
16 of regents and its institutions. ~~The department of~~
17 ~~management shall oversee the implementation of sections~~
18 ~~19B.1 through 19B.5 and shall work with the governor to~~
19 ~~ensure compliance with those sections, including the~~
20 ~~attainment of affirmative action goals and timetables,~~
21 ~~by the state board of regents and its institutions.~~

22 Sec. 91. Section 19B.7, subsection 1, unnumbered
23 paragraph 1, Code 2015, is amended to read as follows:

24 Except as otherwise provided in subsection 2, the
25 department of ~~management~~ administrative services is
26 responsible for the administration and promotion of
27 equal opportunity in all state contracts and services
28 and the prohibition of discriminatory and unfair
29 practices within any program receiving or benefiting
30 from state financial assistance in whole or in part.
31 In carrying out these responsibilities the department
32 of ~~management~~ administrative services shall:

33 Sec. 92. Section 19B.8, Code 2015, is amended to
34 read as follows:

35 **19B.8 Sanctions.**

36 The department of ~~management~~ administrative services
37 may impose appropriate sanctions on individual state
38 agencies, including the state board of regents and
39 its institutions, and upon a community college, area
40 education agency, or school district, in order to
41 ensure compliance with state programs emphasizing
42 equal opportunity through affirmative action, contract
43 compliance policies, and requirements for procurement
44 goals for targeted small businesses.

45 DIVISION VIII

46 ANIMAL TRUCK WASH FACILITIES

47 Sec. 93. Section 459A.105, subsection 2, paragraph
48 b, as enacted by 2015 Iowa Acts, House File 583,
49 section 10, is amended to read as follows:

50 b. (1) The requirements of section 459A.205,

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1 including rules adopted by the commission pursuant
2 to that section shall apply to a small animal truck
3 wash facility only to the extent required by section
4 459A.205, subsection 4A.

5 ~~(2) The requirements of sections~~
6 section 459A.404, and including rules adopted by the
7 commission pursuant to that section, shall apply to a
8 small animal truck wash facility. However, 459A.404,
9 subsection 1, shall only apply to a small animal truck
10 wash facility as provided in that subsection.

11 ~~(3) The requirements of section 459A.410, including~~
12 ~~rules adopted by the commission under those provisions~~
13 that section, shall apply to a small animal truck wash
14 facility.

15 Sec. 94. Section 459A.206, subsection 1, Code 2015,
16 as amended by 2015 Iowa Acts, House File 583, section
17 25, is amended to read as follows:

18 1. A settled open feedlot effluent basin or an
19 unformed animal truck wash effluent structure required
20 to be constructed pursuant to a construction permit
21 issued pursuant to section 459A.205 shall meet design
22 standards as required by a soils and hydrogeologic
23 report.

24 Sec. 95. Section 459A.206, subsection 2, paragraph
25 c, Code 2015, is amended to read as follows:

26 c. The results of at least three soil corings
27 reflecting the continuous soil profile taken for
28 each settled open feed lot effluent basin or unformed
29 animal truck wash effluent structure. The soil corings
30 shall be taken and used in determining subsurface soil
31 characteristics and groundwater elevation and direction
32 of flow of the proposed site for construction. The
33 soil corings shall be taken as follows:

34 (1) By a qualified person ordinarily engaged in the
35 practice of taking soil cores and in performing soil
36 testing.

37 (2) At locations that reflect the continuous
38 soil profile conditions existing within the area of
39 the proposed basin or unformed structure, including
40 conditions found near the corners and the deepest point
41 of the proposed basin. The soil corings shall be
42 taken to a minimum depth of ten feet below the bottom
43 elevation of the basin.

44 (3) By a method such as hollow stem auger or other
45 method that identifies the continuous soil profile and
46 does not result in the mixing of soil layers.

47 Sec. 96. Section 459A.207, subsection 1, paragraph
48 a, Code 2015, is amended to read as follows:

49 a. The basin or structure was constructed in
50 accordance with the design plans submitted to the

1 department as part of an application for a construction
2 permit pursuant to section 459A.205. If the actual
3 construction deviates from the approved design plans,
4 the construction certification shall identify all
5 changes and certify that the changes were consistent
6 with all applicable standards of this section.

7 Sec. 97. Section 459A.302, unnumbered paragraph 1,
8 Code 2015, as amended by 2015 Iowa Acts, House File
9 583, section 32, is amended to read as follows:

10 A settled open feedlot effluent basin or an unformed
11 animal truck wash effluent structure required to be
12 constructed pursuant to a construction permit issued
13 pursuant to section 459A.205 shall meet all of the
14 following requirements:

15 Sec. 98. Section 459A.302, subsection 1, paragraph
16 a, unnumbered paragraph 1, Code 2015, as amended by
17 2015 Iowa Acts, House File 583, section 33, is amended
18 to read as follows:

19 Prior to constructing a settled open feedlot
20 effluent basin or an unformed animal truck wash
21 effluent structure, the site for the basin shall be
22 investigated for a drainage tile line by the owner
23 of the open feedlot operation or animal truck wash
24 facility. The investigation shall be made by digging
25 a core trench to a depth of at least six feet deep from
26 ground level at the projected center of the berm of the
27 basin or unformed structure. If a drainage tile line
28 is discovered, one of the following solutions shall be
29 implemented:

30 Sec. 99. Section 459A.302, subsection 1, paragraph
31 a, subparagraphs (1) and (2), Code 2015, are amended
32 to read as follows:

33 (1) The drainage tile line shall be rerouted
34 around the perimeter of the basin or unformed animal
35 truck wash effluent structure at a distance of at
36 least twenty-five feet horizontally separated from
37 the outside edge of the berm of the basin or unformed
38 structure. For an area of the basin or unformed
39 structure where there is not a berm, the drainage tile
40 line shall be rerouted at least fifty feet horizontally
41 separated from the edge of the basin or unformed
42 structure.

43 (2) The drainage tile line shall be replaced with a
44 nonperforated tile line under the ~~basin~~ floor of the
45 basin or unformed animal truck wash effluent structure.
46 The nonperforated tile line shall be continuous and
47 without connecting joints. There must be a minimum of
48 three feet between the nonperforated tile line and the
49 ~~basin~~ floor of the basin or unformed structure.

50 Sec. 100. Section 459A.302, subsections 2, 3, 4,

1 and 5 Code 2015, as amended by 2015 Iowa Acts, House
2 File 583, section 34, is amended to read as follows:

3 2. *a.* The settled open feedlot effluent basin or
4 an unformed animal truck wash effluent structure shall
5 be constructed with a minimum separation of two feet
6 between the top of the liner of the basin or unformed
7 structure and the seasonal high-water table.

8 *b.* If a drainage tile line around the perimeter of
9 the settled open feedlot effluent basin or unformed
10 animal truck wash effluent structure is installed
11 a minimum of two feet below the top of the basin's
12 or unformed structure's liner to artificially lower
13 the seasonal high-water table, the top of the liner
14 may be a maximum of four feet below the seasonal
15 high-water table. The seasonal high-water table may
16 be artificially lowered by gravity flow tile lines or
17 other similar system. However, the following shall
18 apply:

19 (1) Except as provided in subparagraph (2), an
20 open feedlot operation or animal truck wash facility
21 shall not use a nongravity mechanical system that uses
22 pumping equipment.

23 (2) If the open feedlot operation was constructed
24 before July 1, 2005, the operation may continue to use
25 its existing nongravity mechanical system that uses
26 pumping equipment or it may construct a new nongravity
27 mechanical system that uses pumping equipment.
28 However, an open feedlot operation that expands the
29 area of its open feedlot on or after April 1, 2011,
30 shall not use a nongravity mechanical system that uses
31 pumping equipment.

32 3. Drainage tile lines may be installed to
33 artificially lower the seasonal high-water table at
34 a settled open feedlot effluent basin or an unformed
35 animal truck wash effluent structure, if all of the
36 following conditions are satisfied:

37 *a.* A device to allow monitoring of the water in the
38 drainage tile lines and a device to allow shutoff of
39 the flow in the drainage tile lines are installed, if
40 the drainage tile lines do not have a surface outlet
41 accessible on the property where the basin or unformed
42 structure is located.

43 *b.* Drainage tile lines are installed horizontally
44 at least twenty-five feet away from the basin or
45 unformed structure. Drainage tile lines shall be
46 placed in a vertical trench and encased in granular
47 material which extends upward to the level of the
48 seasonal high-water table.

49 4. A settled open feedlot effluent basin or an
50 unformed animal truck wash effluent structure shall

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1 be constructed with at least four feet between the
 2 bottom of the basin or unformed structure and a bedrock
 3 formation.

4 5. A settled open feedlot effluent basin or
 5 an unformed animal truck wash effluent structure
 6 constructed on a floodplain or within a floodway of a
 7 river or stream shall comply with rules adopted by the
 8 commission.

9 Sec. 101. Section 459A.302, subsection 6,
 10 unnumbered paragraph 1, Code 2015, as amended by 2015
 11 Iowa Acts, House File 583, section 35, is amended to
 12 read as follows:

13 The liner of a settled open feedlot effluent basin
 14 or unformed animal truck wash effluent structure shall
 15 comply with all of the following:

16 Sec. 102. Section 459A.302, subsection 7, Code
 17 2015, as amended by 2015 Iowa Acts, House File 583,
 18 section 36, is amended to read as follows:

19 7. The owner of an open feedlot operation using
 20 a settled open feedlot effluent basin or animal truck
 21 wash facility using an unformed animal truck wash
 22 effluent structure shall inspect the berms of the
 23 basin or unformed structure at least semiannually for
 24 evidence of erosion. If the inspection reveals erosion
 25 which may impact the basin's or unformed structure's
 26 structural stability or the integrity of the basin's
 27 or unformed structure's liner, the owner shall repair
 28 the berms.

29 Sec. 103. Section 459A.404, subsection 1, as
 30 enacted by 2015 Iowa Acts, House File 583, section 41,
 31 is amended by adding the following new paragraph:
 32 NEW PARAGRAPH. *Oe.* Paragraph "a" or "b" does not
 33 apply to a small animal truck wash facility.

34 DIVISION IX

35 COUNTY COURTHOUSES

36 Sec. 104. Section 602.6105, subsection 2, Code
 37 2015, is amended to read as follows:

38 2. In any county having two county seats,
 39 court shall be held at each, ~~and, in the county of~~
 40 ~~Pottawattamie, court shall be held at Avoca, as well as~~
 41 ~~at the county seat.~~

42 Sec. 105. REPEAL. 1884 Iowa Acts, chapter 198, is
 43 repealed.

44 DIVISION X

45 IOWA EDUCATION SAVINGS PLAN TRUST

46 Sec. 106. Section 422.7, subsection 32, paragraph
 47 a, Code 2015, is amended to read as follows:

48 a. Subtract the maximum contribution that may be
 49 deducted for Iowa income tax purposes as a participant
 50 in the Iowa educational savings plan trust pursuant

1 to section 12D.3, subsection 1, paragraph “a”. For
 2 purposes of this paragraph, a participant who makes
 3 a contribution on or before the date prescribed in
 4 section 422.21 for making and filing an individual
 5 income tax return, excluding extensions, may elect to
 6 be deemed to have made the contribution on the last
 7 day of the preceding calendar year. The director,
 8 after consultation with the treasurer of state, shall
 9 prescribe by rule the manner and method by which a
 10 participant may make an election authorized by the
 11 preceding sentence.

12 Sec. 107. RETROACTIVE APPLICABILITY. This division
 13 of this Act applies retroactively to January 1, 2015,
 14 for tax years beginning on or after that date.

15 DIVISION XI

16 TECHNOLOGY REINVESTMENT FUND

17 Sec. 108. TECHNOLOGY REINVESTMENT FUND —
 18 APPROPRIATIONS. There is appropriated from the
 19 technology reinvestment fund created in section 8.57C
 20 to the following entities for the fiscal year beginning
 21 July 1, 2015, and ending June 30, 2016, the following
 22 amounts, or so much thereof as is necessary, to be used
 23 for the purposes designated:

24 1. SECRETARY OF STATE

25 a. For the updating and upgrading capabilities of
 26 aging voter registration systems and business services
 27 data systems to meet current and future expectations of
 28 open and transparent elections:

29 \$ 450,000

30 b. For data processing services to support voter
 31 registration file maintenance and storage:

32 \$ 234,000

33 2. DEPARTMENT OF EDUCATION

34 a. For the continued development and implementation
 35 of an educational data warehouse that will be utilized
 36 by teachers, parents, school district administrators,
 37 area education agency staff, department of education
 38 staff, and policymakers:

39 \$ 600,000

40 The department may use a portion of the moneys
 41 appropriated in this lettered paragraph for an
 42 e-transcript data system capable of tracking students
 43 throughout their education via interconnectivity with
 44 multiple schools.

45 b. For maintenance and lease costs associated with
 46 connections for part III of the Iowa communications
 47 network:

48 \$ 2,727,000

49 3. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
 50 COMMISSION

1	For replacement of equipment for the Iowa		
2	communications network:		
3	.....	\$	2,248,653
4	The commission may continue to enter into contracts		
5	pursuant to section 8D.13 for the replacement of		
6	equipment and for operations and maintenance costs of		
7	the network.		
8	In addition to moneys appropriated in this		
9	subsection, the commission may use a financing		
10	agreement entered into by the treasurer of state in		
11	accordance with section 12.28 for the replacement		
12	of equipment for the network. For purposes of this		
13	subsection, the treasurer of state is not subject to		
14	the maximum principal limitation contained in section		
15	12.28, subsection 6. Repayment of any amounts financed		
16	shall be made from receipts associated with fees		
17	charged for use of the network.		
18	4. DEPARTMENT OF HUMAN RIGHTS		
19	For the costs associated with the justice enterprise		
20	data warehouse:		
21	.....	\$	159,474
22	5. DEPARTMENT OF MANAGEMENT		
23	a. For the continued development and implementation		
24	of a searchable database that can be placed on the		
25	internet for budget and financial information:		
26	.....	\$	45,000
27	b. For completion of the comprehensive electronic		
28	grant management system:		
29	.....	\$	50,000
30	6. DEPARTMENT OF PUBLIC HEALTH		
31	a. For the costs associated with the review of all		
32	department of public health databases applications and		
33	systems in use to identify efficiencies:		
34	.....	\$	400,000
35	b. For acquisition of software relating to		
36	the licensure and regulation of the practice of		
37	polysomnography:		
38	.....	\$	36,000
39	7. DEPARTMENT OF PUBLIC SAFETY		
40	For the provision of the purchase of compatible		
41	radio communications equipment with the goal of		
42	achieving compliance with the federal communications		
43	commission's narrowband mandate deadline:		
44	.....	\$	1,874,000
45	8. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY		
46	MANAGEMENT		
47	For the implementation of a statewide mass		
48	notification and emergency messaging system:		
49	\$	400,000
50	Sec. 109. REVERSION. For purposes of section 8.33,		

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1 unless specifically provided otherwise, unencumbered
 2 or unobligated moneys made from an appropriation in
 3 this division of this Act shall not revert but shall
 4 remain available for expenditure for the purposes
 5 designated until the close of the fiscal year that ends
 6 three years after the end of the fiscal year for which
 7 the appropriation is made. However, if the project
 8 or projects for which such appropriation was made are
 9 completed in an earlier fiscal year, unencumbered or
 10 unobligated moneys shall revert at the close of that
 11 same fiscal year.

12 DIVISION XII

13 RADIO COMMUNICATIONS UPGRADE

14 Sec. 110. MORTGAGE SERVICING SETTLEMENT FUND —
 15 DEPARTMENT OF PUBLIC SAFETY.

16 1. There is transferred from the mortgage servicing
 17 settlement fund created in 2012 Iowa Acts, chapter
 18 1138, section 7, subsection 1, to the department of
 19 public safety for the fiscal year beginning July 1,
 20 2014, and ending June 30, 2015, the amount of \$626,000
 21 for the provision of the purchase of compatible radio
 22 communications equipment with the goal of achieving
 23 compliance with the federal communications commission's
 24 narrowband mandate deadline.

25 2. Notwithstanding section 8.33, moneys
 26 appropriated in this section that remain unencumbered
 27 or unobligated at the close of the fiscal year shall
 28 not revert but shall remain available for expenditure
 29 for the purposes designated until the close of the
 30 succeeding fiscal year.

31 Sec. 111. EFFECTIVE UPON ENACTMENT. This division
 32 of this Act, being deemed of immediate importance,
 33 takes effect upon enactment.

34 DIVISION XIII

35 FIREARMS

36 Sec. 112. Section 724.1, subsection 1, paragraph h,
 37 Code 2015, is amended by striking the paragraph.

38 Sec. 113. NEW SECTION. **724.1A Firearm suppressors**
 39 **— certification.**

40 1. As used in this section, unless the context
 41 otherwise requires:

42 a. "*Certification*" means the participation and
 43 assent of the chief law enforcement officer of the
 44 jurisdiction where the applicant resides or maintains
 45 an address of record, that is necessary under federal
 46 law for the approval of an application to make or
 47 transfer a firearm suppressor.

48 b. "*Chief law enforcement officer*" means the county
 49 sheriff, chief of police, or the designee of such
 50 official, that the federal bureau of alcohol, tobacco,

1 firearms and explosives, or any successor agency, has
2 identified by regulation or has determined is otherwise
3 eligible to provide any required certification for
4 making or transferring a firearm suppressor.

5 *c. "Firearm suppressor"* means a mechanical device
6 specifically constructed and designed so that when
7 attached to a firearm silences, muffles, or suppresses
8 the sound when fired that is considered a "*firearm*
9 *silencer*" or "*firearm muffler*" as defined in 18 U.S.C.
10 §921.

11 2. *a.* A chief law enforcement officer is not
12 required to make any certification under this section
13 the chief law enforcement officer knows to be false,
14 but the chief law enforcement officer shall not
15 refuse, based on a generalized objection, to issue a
16 certification to make or transfer a firearm suppressor.

17 *b.* When the certification of the chief law
18 enforcement officer is required by federal law or
19 regulation for making or transferring a firearm
20 suppressor, the chief law enforcement officer
21 shall, within thirty days of receipt of a request
22 for certification, issue such certification if the
23 applicant is not prohibited by law from making or
24 transferring a firearm suppressor or is not the subject
25 of a proceeding that could result in the applicant
26 being prohibited by law from making or transferring
27 the firearm suppressor. If the chief law enforcement
28 officer does not issue a certification as required by
29 this section, the chief law enforcement officer shall
30 provide the applicant with a written notification of
31 the denial and the reason for the denial.

32 *c.* A certification that has been approved under
33 this section grants the person the authority to make
34 or transfer a firearm suppressor as provided by state
35 and federal law.

36 3. An applicant whose request for certification
37 is denied may appeal the decision of the chief law
38 enforcement officer to the district court for the
39 county in which the applicant resides or maintains
40 an address of record. The court shall review the
41 decision of the chief law enforcement officer to deny
42 the certification de novo. If the court finds that
43 the applicant is not prohibited by law from making
44 or transferring the firearm suppressor, or is not the
45 subject of a proceeding that could result in such
46 prohibition, or that no substantial evidence supports
47 the decision of the chief law enforcement officer, the
48 court shall order the chief law enforcement officer
49 to issue the certification and award court costs and
50 reasonable attorney fees to the applicant. If the

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1 court determines the applicant is not eligible to be
2 issued a certification, the court shall award court
3 costs and reasonable attorney fees to the political
4 subdivision of the state representing the chief law
5 enforcement officer.

6 4. In making a determination about whether to
7 issue a certification under subsection 2, a chief law
8 enforcement officer may conduct a criminal background
9 check, including an inquiry of the national instant
10 criminal background check system maintained by the
11 federal bureau of investigation or any successor
12 agency, but shall only require the applicant provide
13 as much information as is necessary to identify
14 the applicant for this purpose or to determine the
15 disposition of an arrest or proceeding relevant to the
16 eligibility of the applicant to lawfully possess or
17 receive a firearm suppressor. A chief law enforcement
18 officer shall not require access to or consent
19 to inspect any private premises as a condition of
20 providing a certification under this section.

21 5. A chief law enforcement officer and employees
22 of the chief law enforcement officer who act in good
23 faith are immune from liability arising from any act or
24 omission in making a certification as required by this
25 section.

26 Sec. 114. NEW SECTION. 724.1B Firearm suppressors
27 — penalty.

28 1. A person shall not possess a firearm suppressor
29 in this state if such possession is knowingly in
30 violation of federal law.

31 2. A person who possesses a firearm suppressor in
32 violation of subsection 1 commits a class “D” felony.

33 Sec. 115. Section 724.4, subsection 4, paragraph i,
34 Code 2015, is amended to read as follows:

35 i. (1) A person who has in the person’s immediate
36 possession and who displays to a peace officer on
37 demand a valid permit to carry weapons which has been
38 issued to the person, and whose conduct is within the
39 limits of that permit. A peace officer shall verify
40 through electronic means, if possible, the validity of
41 the person’s permit to carry weapons.

42 (2) A person commits a simple misdemeanor
43 punishable as a scheduled violation pursuant to section
44 805.8C, subsection 11, if the person does not have in
45 the person’s immediate possession a valid permit to
46 carry weapons which has been issued to the person.

47 (3) A Except as provided subparagraph (2), a
48 person shall not be convicted of a violation of this
49 section if the person produces at the person’s trial a
50 permit to carry weapons which was valid at the time of

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1 the alleged offense and which would have brought the
2 person's conduct within this exception if the permit
3 had been produced at the time of the alleged offense.

4 Sec. 116. Section 724.4B, subsection 2, paragraph
5 a, Code 2015, is amended to read as follows:

6 *a.* A person listed under section 724.4, subsection
7 4, paragraphs "b" through "j" or a certified
8 peace officer as specified in section 724.6, subsection
9 1.

10 Sec. 117. Section 724.5, Code 2015, is amended to
11 read as follows:

12 **724.5 Duty to carry or verify permit to carry**
13 **weapons.**

14 1. A person armed with a revolver, pistol, or
15 pocket billy concealed upon the person shall have in
16 the person's immediate possession the permit provided
17 for in section 724.4, subsection 4, paragraph "i", and
18 shall produce the permit for inspection at the request
19 of a peace officer.

20 2. A peace officer shall verify through electronic
21 means, if possible, the validity of the person's permit
22 to carry weapons.

23 3. Failure to so produce a permit is a simple
24 misdemeanor, punishable as a scheduled violation
25 pursuant to section 805.8C, subsection 12.

26 Sec. 118. Section 724.6, subsection 1, Code 2015,
27 is amended to read as follows:

28 1. A person may be issued a permit to carry weapons
29 when the person's employment in a private investigation
30 business or private security business licensed under
31 chapter 80A, or a person's employment as a peace
32 officer, correctional officer, security guard, bank
33 messenger or other person transporting property of a
34 value requiring security, or in police work, reasonably
35 justifies that person going armed. The permit shall be
36 on a form prescribed and published by the commissioner
37 of public safety, shall identify the holder, and
38 shall state the nature of the employment requiring the
39 holder to go armed. A permit so issued, other than to
40 a peace officer, shall authorize the person to whom
41 it is issued to go armed anywhere in the state, only
42 while engaged in the employment, and while going to and
43 from the place of the employment. A permit issued to
44 a certified peace officer shall authorize that peace
45 officer to go armed anywhere in the state, including
46 a school as provided in section 724.4B, at all times.

47 Permits shall expire twelve months after the date when
48 issued except that permits issued to peace officers and
49 correctional officers are valid through the officer's
50 period of employment unless otherwise canceled. When

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1 the employment is terminated, the holder of the
2 permit shall surrender it to the issuing officer for
3 cancellation.

4 Sec. 119. Section 724.7, subsection 1, Code 2015,
5 is amended to read as follows:

6 1. Any person who is not disqualified under
7 section 724.8, who satisfies the training requirements
8 of section 724.9, if applicable, and who files an
9 application in accordance with section 724.10 shall be
10 issued a nonprofessional permit to carry weapons. Such
11 permits shall be on a form prescribed and published
12 by the commissioner of public safety, which shall be
13 readily distinguishable from the professional permit,
14 and shall identify the holder of the permit. Such
15 permits shall not be issued for a particular weapon
16 and shall not contain information about a particular
17 weapon including the make, model, or serial number of
18 the weapon or any ammunition used in that weapon. All
19 permits so issued shall be for a period of five years
20 and shall be valid throughout the state except where
21 the possession or carrying of a firearm is prohibited
22 by state or federal law.

23 Sec. 120. Section 724.9, Code 2015, is amended by
24 adding the following new subsection:

25 NEW SUBSECTION. 1A. The handgun safety training
26 course required in subsection 1 may be conducted
27 over the internet in a live or web-based format, if
28 completion of the course is verified by the instructor
29 or provider of the course.

30 Sec. 121. Section 724.11, subsections 1 and 3, Code
31 2015, are amended to read as follows:

32 1. a. Applications for permits to carry weapons
33 shall be made to the sheriff of the county in which
34 the applicant resides. Applications for professional
35 permits to carry weapons for persons who are
36 nonresidents of the state, or whose need to go armed
37 arises out of employment by the state, shall be made
38 to the commissioner of public safety. In either case,
39 the sheriff or commissioner, before issuing the permit,
40 shall determine that the requirements of sections 724.6
41 to 724.10 have been satisfied. However, for renewal of
42 a permit the training program requirements in section
43 724.9, subsection 1, do not apply to an applicant
44 who is able to demonstrate completion of small arms
45 training as specified in section 724.9, subsection 1,
46 paragraph "d". For all other applicants the training
47 program requirements of section 724.9, subsection 1,
48 must be satisfied within the twenty-four-month period
49 prior to the date of the application for the issuance
50 of a permit.

1 b. (1) Prior to issuing a renewal, the sheriff
2 or commissioner shall determine the requirements of
3 sections 724.6, 724.7, 724.8, and 724.10 and either of
4 the following, as applicable, have been satisfied:
5 (a) Beginning with the first renewal of a permit
6 issued after the calendar year 2010, and alternating
7 renewals thereafter, if a renewal applicant applies
8 within thirty days prior to the expiration of the
9 permit or within thirty days after expiration of the
10 permit, the training program requirements of section
11 724.9, subsection 1, do not apply.
12 (b) Beginning with the second renewal of a permit
13 issued after the calendar year 2010, and alternating
14 renewals thereafter, if a renewal applicant applies
15 within thirty days prior to the expiration of the
16 permit or within thirty days after expiration of the
17 permit, a renewal applicant shall qualify for renewal
18 by taking an online training course certified by the
19 national rifle association or the Iowa law enforcement
20 academy, and the training program requirements of
21 section 724.9, subsection 1, do not apply.
22 (2) If any renewal applicant applies more than
23 thirty days after the expiration of the permit, the
24 permit requirements of paragraph "a" apply to the
25 applicant, and any subsequent renewal of this permit
26 shall be considered a first renewal for purposes
27 of subparagraph (1). However, the training program
28 requirements of section 724.9, subsection 1, do not
29 apply to an applicant who is able to demonstrate
30 completion of small arms training as specified in
31 section 724.9, subsection 1, paragraph "d". For all
32 other applicants, in lieu of the training program
33 requirements of section 724.9, subsection 1, the
34 renewal applicant may choose to qualify on a firing
35 range under the supervision of an instructor certified
36 by the national rifle association or the department of
37 public safety or another state's department of public
38 safety, state police department, or similar certifying
39 body.
40 (3) As an alternative to subparagraph (1), and if
41 the requirements of sections 724.6, 724.7, 724.8, and
42 724.10 have been satisfied, a renewal applicant may
43 choose to qualify, at any renewal, under the training
44 program requirements in section 724.9, subsection 1,
45 shall apply or the renewal applicant may choose to
46 qualify on a firing range under the supervision of an
47 instructor certified by the national rifle association
48 or the department of public safety or another
49 state's department of public safety, state police
50 department, or similar certifying body. Such training

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1 or qualification must occur within the ~~twelve month~~
2 twenty-four-month period prior to the expiration
3 of the applicant's current permit, ~~except that the~~
4 twenty-four-month time period limitation for training
5 or qualification does not apply to an applicant who is
6 able to demonstrate completion of small arms training
7 as specified in section 724.9, subsection 1, paragraph
8 "d".

9 3. The issuing officer shall collect a fee of fifty
10 dollars, except from a duly appointed peace officer or
11 correctional officer, for each permit issued. Renewal
12 permits or duplicate permits shall be issued for a fee
13 of twenty-five dollars, provided the application for
14 such renewal permit is received by the issuing officer
15 ~~at least within~~ thirty days prior to the expiration
16 of the applicant's current permit ~~or within thirty~~
17 days after such expiration. The issuing officer
18 shall notify the commissioner of public safety of the
19 issuance of any permit at least monthly and forward to
20 the commissioner an amount equal to ten dollars for
21 each permit issued and five dollars for each renewal
22 or duplicate permit issued. All such fees received
23 by the commissioner shall be paid to the treasurer
24 of state and deposited in the operating account of
25 the department of public safety to offset the cost of
26 administering this chapter. Notwithstanding section
27 8.33, any unspent balance as of June 30 of each year
28 shall not revert to the general fund of the state.

29 Sec. 122. Section 724.11, Code 2015, is amended by
30 adding the following new subsection:

31 NEW SUBSECTION. 5. The initial or renewal permit
32 shall have a uniform appearance, size, and content
33 prescribed and published by the commissioner of public
34 safety. The permit shall contain the name of the
35 permittee and the effective date of the permit, but
36 shall not contain the permittee's social security
37 number. Such a permit shall not be issued for a
38 particular weapon and shall not contain information
39 about a particular weapon including the make, model,
40 or serial number of the weapon, or any ammunition used
41 in that weapon.

42 Sec. 123. Section 724.11A, Code 2015, is amended to
43 read as follows:

44 **724.11A Recognition.**

45 A valid permit or license issued by another state to
46 any nonresident of this state shall be considered to
47 be a valid permit or license to carry weapons issued
48 pursuant to this chapter, except that such permit or
49 license shall not be considered to be a substitute for
50 ~~an annual~~ a permit to acquire ~~pistols or revolvers~~

1 issued pursuant to ~~section 724.15~~ this chapter.
2 Sec. 124. Section 724.15, subsections 1, 2, and 3,
3 Code 2015, are amended to read as follows:
4 1. Any person who desires to acquire ownership of
5 any pistol or revolver shall first obtain ~~an annual~~
6 a permit. ~~An annual~~ A permit shall be issued upon
7 request to any resident of this state unless the person
8 is subject to any of the following:
9 a. Is less than twenty-one years of age.
10 b. Is subject to the provisions of section 724.26.
11 c. Is prohibited by federal law from shipping,
12 transporting, possessing, or receiving a firearm.
13 2. Any person who acquires ownership of a pistol or
14 revolver shall not be required to obtain ~~an annual~~ a
15 permit if any of the following apply:
16 a. The person transferring the pistol or revolver
17 and the person acquiring the pistol or revolver are
18 licensed firearms dealers under federal law.
19 b. The pistol or revolver acquired is an antique
20 firearm, a collector's item, a device which is not
21 designed or redesigned for use as a weapon, a device
22 which is designed solely for use as a signaling,
23 pyrotechnic, line-throwing, safety, or similar device,
24 or a firearm which is unserviceable by reason of being
25 unable to discharge a shot by means of an explosive
26 and is incapable of being readily restored to a firing
27 condition.
28 c. The person acquiring the pistol or revolver is
29 authorized to do so on behalf of a law enforcement
30 agency.
31 d. The person has obtained a valid permit to carry
32 weapons, as provided in section 724.11.
33 e. The person transferring the pistol or revolver
34 and the person acquiring the pistol or revolver
35 are related to one another within the second degree
36 of consanguinity or affinity unless the person
37 transferring the pistol or revolver knows that the
38 person acquiring the pistol or revolver would be
39 disqualified from obtaining a permit.
40 3. The ~~annual~~ permit to acquire pistols or
41 revolvers shall authorize the permit holder to acquire
42 one or more pistols or revolvers during the period
43 that the permit remains valid. If the issuing officer
44 determines that the applicant has become disqualified
45 under the provisions of subsection 1, the issuing
46 officer may immediately revoke the permit and shall
47 provide a written statement of the reasons for
48 revocation, and the applicant shall have the right to
49 appeal the revocation as provided in section 724.21A.
50 Sec. 125. Section 724.16, Code 2015, is amended to

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1 read as follows:

2 **724.16 ~~Annual permit~~ Permit to acquire required —**
3 **transfer prohibited.**

4 1. Except as otherwise provided in section 724.15,
5 subsection 2, a person who acquires ownership of a
6 pistol or revolver without a valid ~~annual~~ permit to
7 acquire pistols or revolvers or a person who transfers
8 ownership of a pistol or revolver to a person who does
9 not have in the person's possession a valid ~~annual~~
10 permit to acquire pistols or revolvers is guilty of an
11 aggravated misdemeanor.

12 2. A person who transfers ownership of a pistol
13 or revolver to a person that the transferor knows is
14 prohibited by section 724.15 from acquiring ownership
15 of a pistol or revolver commits a class "D" felony.

16 Sec. 126. Section 724.17, Code 2015, is amended to
17 read as follows:

18 **724.17 Application for ~~annual~~ permit to acquire —**
19 **criminal history check required.**

20 1. The application for ~~an annual~~ a permit to
21 acquire pistols or revolvers may be made to the sheriff
22 of the county of the applicant's residence and shall be
23 on a form prescribed and published by the commissioner
24 of public safety.

25 a. ~~The~~ If an applicant is a United States citizen,
26 the application shall require only the full name of
27 the applicant, the driver's license or nonoperator's
28 identification card number of the applicant, the
29 residence of the applicant, and the date and place of
30 birth of the applicant.

31 b. If the applicant is not a United States citizen,
32 the application shall, in addition to the information
33 specified in paragraph "a", require the applicant's
34 country of citizenship, any alien or admission
35 number issued by the United States immigration and
36 customs enforcement or any successor agency, and,
37 if applicable, the basis for any exception claimed
38 pursuant to 18 U.S.C. §922(v).

39 c. The applicant shall also display an
40 identification card that bears a distinguishing number
41 assigned to the cardholder, the full name, date of
42 birth, sex, residence address, and brief description
43 and ~~colored~~ photograph of the cardholder, or other
44 identification as specified by rule of the department
45 of public safety.

46 2. The sheriff shall conduct a criminal history
47 check concerning each applicant by obtaining criminal
48 history data from the department of public safety
49 which shall include an inquiry of the national instant
50 criminal background check system maintained by the

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1 federal bureau of investigation or any successor agency
 2 and an immigration alien query through a database
 3 maintained by the United States immigration and customs
 4 enforcement or any successor agency if the applicant is
 5 not a United States citizen.

6 3. A person who makes what the person knows to be
 7 a false statement of material fact on an application
 8 submitted under this section or who submits what the
 9 person knows to be any materially falsified or forged
 10 documentation in connection with such an application
 11 commits a class "D" felony.

12 Sec. 127. Section 724.18, Code 2015, is amended to
 13 read as follows:

14 **724.18 Procedure for making application for ~~annual~~**
 15 **permit to acquire.**

16 A person may personally request the sheriff to
 17 mail an application for ~~an annual~~ a permit to acquire
 18 pistols or revolvers, and the sheriff shall immediately
 19 forward to such person an application for ~~an annual~~
 20 a permit to acquire pistols or revolvers. A person
 21 shall upon completion of the application ~~personally~~
 22 ~~deliver file~~ such application ~~to~~ with the sheriff who
 23 shall note the period of validity on the application
 24 and shall immediately issue the ~~annual~~ permit to
 25 acquire pistols or revolvers to the applicant. For the
 26 purposes of this section the date of application shall
 27 be the date on which the sheriff received the completed
 28 application.

29 Sec. 128. Section 724.19, Code 2015, is amended to
 30 read as follows:

31 **724.19 Issuance of ~~annual~~ permit to acquire.**

32 The ~~annual~~ permit to acquire pistols or revolvers
 33 shall be issued to the applicant immediately upon
 34 completion of the application unless the applicant is
 35 disqualified under the provisions of section 724.15 ~~and~~
 36 ~~or 724.17. The permit shall be on a form have a~~
 37 uniform appearance, size, and content prescribed and
 38 published by the commissioner of public safety. The
 39 permit shall contain the name of the permittee, ~~the~~
 40 ~~residence of the permittee,~~ and the effective date
 41 of the permit, but shall not contain the permittee's
 42 social security number. Such a permit shall not be
 43 issued for a particular pistol or revolver and shall
 44 not contain information about a particular pistol or
 45 revolver including the make, model, or serial number of
 46 the pistol or revolver, or any ammunition used in such
 47 a pistol or revolver.

48 Sec. 129. Section 724.20, Code 2015, is amended to
 49 read as follows:

50 **724.20 Validity of ~~annual~~ permit to acquire pistols**

1 **or revolvers.**

2 The permit shall be valid throughout the state and
3 shall be valid three days after the date of application
4 and shall be invalid ~~one year~~ five years after the date
5 of application.

6 Sec. 130. Section 724.21A, subsections 1 and 7,
7 Code 2015, are amended to read as follows:

8 1. In any case where the sheriff or the
9 commissioner of public safety denies an application
10 for or suspends or revokes a permit to carry weapons
11 or ~~an annual~~ a permit to acquire pistols or revolvers,
12 the sheriff or commissioner shall provide a written
13 statement of the reasons for the denial, suspension,
14 or revocation and the applicant or permit holder
15 shall have the right to appeal the denial, suspension,
16 or revocation to an administrative law judge in the
17 department of inspections and appeals within thirty
18 days of receiving written notice of the denial,
19 suspension, or revocation.

20 7. In any case where the issuing officer denies an
21 application for, or suspends or revokes a permit to
22 carry weapons or ~~an annual~~ a permit to acquire pistols
23 or revolvers solely because of an adverse determination
24 by the national instant criminal background check
25 system, the applicant or permit holder shall not seek
26 relief under this section but may pursue relief of
27 the national instant criminal background check system
28 determination pursuant to Pub. L. No. 103-159, sections
29 103(f) and (g) and 104 and 28 C.F.R. §25.10, or other
30 applicable law. The outcome of such proceedings shall
31 be binding on the issuing officer.

32 Sec. 131. Section 724.21A, Code 2015, is amended by
33 adding the following new subsection:

34 NEW SUBSECTION. 8. If an applicant appeals the
35 decision by the sheriff or commissioner to deny an
36 application, or suspend or revoke a permit to carry
37 weapons or a permit to acquire, and it is later
38 determined the applicant is eligible to be issued or
39 possess such a permit, the applicant shall be awarded
40 court costs and reasonable attorney fees. If the
41 decision of the sheriff or commission to deny the
42 application, or suspend or revoke the permit is upheld
43 on appeal, the political subdivision of the state
44 representing the sheriff or the commissioner shall be
45 awarded court costs and reasonable attorney fees.

46 Sec. 132. Section 724.22, subsection 5, Code 2015,
47 is amended to read as follows:

48 5. A parent or guardian or spouse who is twenty-one
49 years of age or older, of a person ~~fourteen years of~~
50 ~~age but less than~~ below the age of twenty-one may

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1 allow the person to possess a pistol or revolver or
2 the ammunition therefor for any lawful purpose while
3 under the direct supervision of the parent or guardian
4 or spouse who is twenty-one years of age or older, or
5 while the person receives instruction in the proper use
6 thereof from an instructor twenty-one years of age or
7 older, with the consent of such parent, guardian or
8 spouse.

9 Sec. 133. Section 724.23, Code 2015, is amended to
10 read as follows:

11 **724.23 Records kept by commissioner and issuing**
12 **officers.**

13 1. a. The commissioner of public safety shall
14 maintain a permanent record of all valid permits to
15 carry weapons and of current permit revocations.

16 b. The permanent record shall be kept in a
17 searchable database that is accessible on a statewide
18 basis for the circumstances described in subsection 2,
19 paragraph "b", "c", "d", or "e".

20 2. a. Notwithstanding any other law or rule to
21 the contrary, the commissioner of public safety and
22 any issuing officer shall keep confidential personally
23 identifiable information of holders of permits to
24 carry weapons and permits to acquire, including but not
25 limited to the name, social security number, date of
26 birth, residential or business address, and driver's
27 license or other identification number of the applicant
28 or permit holder.

29 b. This subsection shall not prohibit the
30 release of statistical information relating to the
31 issuance, denial, revocation, or administration of
32 nonprofessional permits to carry weapons and permits to
33 acquire, provided that the release of such information
34 does not reveal the identity of any individual permit
35 holder.

36 c. This subsection shall not prohibit the release
37 of information to any law enforcement agency or any
38 employee or agent thereof when necessary for the
39 purpose of investigating a possible violation of law
40 and when probable cause exists, or to determine the
41 validity of a permit, or for conducting a lawfully
42 authorized background investigation.

43 d. This subsection shall not prohibit the
44 release of information relating to the validity of a
45 professional permit to carry weapons to an employer who
46 requires an employee or an agent of the employer to
47 possess a professional permit to carry weapons as part
48 of the duties of the employee or agent.

49 e. (1) This subsection shall not prohibit the
50 release of the information described in subparagraph

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1 (3) to a member of the public if the person, in writing
2 or in person, requests whether another person has a
3 professional or nonprofessional permit to carry weapons
4 or a permit to acquire. The request must include
5 the name of the other person and at least one of the
6 following identifiers pertaining to the other person:

7 (a) The date of birth of the person.

8 (b) The address of the person.

9 (c) The telephone number of the person, including
10 any landline or wireless numbers.

11 (2) Prior to the release of information under this
12 paragraph "e", the member of the public requesting the
13 information shall provide the department of public
14 safety or issuing officer with the name of the person
15 requesting the information and the reason for the
16 request in writing even if the person appears in person
17 to request such information. The department or issuing
18 officer shall keep a record of the person making the
19 request and the reason for such a request.

20 (3) The information released by the department
21 of public safety or issuing officer shall be limited
22 to an acknowledgment as to whether or not the person
23 currently possesses a valid permit to carry weapons or
24 a permit to acquire, the date such permit was issued,
25 and whether the person has ever possessed such a permit
26 that has been revoked or has expired and the date the
27 permit was revoked or expired. No other information
28 shall be released under this paragraph "e".

29 f. Except as provided in paragraphs "b", "c", "d",
30 or "e", the release of any confidential information
31 under this section shall require a court order or the
32 consent of the person whose personally identifiable
33 information is the subject of the information request.

34 Sec. 134. Section 724.27, subsection 1, unnumbered
35 paragraph 1, Code 2015, is amended to read as follows:

36 The provisions of section 724.8, section 724.15,
37 subsection ~~1~~ 2, and section 724.26 shall not apply to
38 a person who is eligible to have the person's civil
39 rights regarding firearms restored under section 914.7
40 if any of the following occur:

41 Sec. 135. **NEW SECTION. 724.29A Fraudulent purchase**
42 **of firearms or ammunition.**

43 1. For purposes of this section:

44 a. "Ammunition" means any cartridge, shell, or
45 projectile designed for use in a firearm.

46 b. "Licensed firearms dealer" means a person who is
47 licensed pursuant to 18 U.S.C. §923 to engage in the
48 business of dealing in firearms.

49 c. "Materially false information" means information
50 that portrays an illegal transaction as legal or a

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1 legal transaction as illegal.

2 *d. "Private seller"* means a person who sells or
3 offers for sale any firearm or ammunition.

4 2. A person who knowingly solicits, persuades,
5 encourages, or entices a licensed firearms dealer or
6 private seller of firearms or ammunition to transfer
7 a firearm or ammunition under circumstances that the
8 person knows would violate the laws of this state or of
9 the United States commits a class "D" felony.

10 3. A person who knowingly provides materially
11 false information to a licensed firearms dealer or
12 private seller of firearms or ammunition with the
13 intent to deceive the firearms dealer or seller about
14 the legality of a transfer of a firearm or ammunition
15 commits a class "D" felony.

16 4. Any person who willfully procures another to
17 engage in conduct prohibited by this section shall be
18 held accountable as a principal.

19 5. This section does not apply to a law enforcement
20 officer acting in the officer's official capacity
21 or to a person acting at the direction of such law
22 enforcement officer.

23 Sec. 136. **NEW SECTION. 724.32 Rules.**

24 The department of public safety shall adopt rules
25 pursuant to chapter 17A to administer this chapter.

26 Sec. 137. Section 805.8C, Code 2015, is amended by
27 adding the following new subsections:

28 **NEW SUBSECTION. 11. Duty to possess permit to carry**
29 *weapons.* For violations of section 724.4, subsection
30 4, paragraph "i", subparagraph (2), the scheduled fine
31 is ten dollars.

32 **NEW SUBSECTION. 12. Failure to produce permit to**
33 *carry.* For violations of section 724.5, the scheduled
34 fine is ten dollars.

35 Sec. 138. **EFFECTIVE UPON ENACTMENT.** The following
36 provision or provisions of this division of this Act,
37 being deemed of immediate importance, take effect upon
38 enactment:

39 1. The section of this division amending section
40 724.1, subsection 1, paragraph "h".

41 2. The section of this division enacting new
42 section 724.1A.

43 3. The section of this division amending section
44 724.22.

45 4. The section of this division amending section
46 724.23, subsection 2.

47 5. The section of this division amending section
48 724.29A.

49 6. The applicability section of this division.

50 Sec. 139. **APPLICABILITY.** The section of this

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1 division of this Act amending section 724.23 applies
 2 to holders of nonprofessional permits to carry weapons
 3 and permits to acquire firearms and to applicants for
 4 nonprofessional permits to carry weapons and permits to
 5 acquire firearms on or after the effective date of that
 6 section of this division of this Act.

DIVISION XIV

STATUTE-OF-REPOSE

9 Sec. 140. Section 614.1, subsection 11, Code 2015,
 10 is amended to read as follows:

11 11. *Improvements to real property.*

12 a. Residential construction. In addition to
 13 limitations contained elsewhere in this section, an
 14 action arising out of the unsafe or defective condition
 15 of an improvement to ~~real property~~ residential
 16 construction based on tort and implied warranty and
 17 for contribution and indemnity, and founded on injury
 18 to property, real or personal, or injury to the person
 19 or wrongful death, shall not be brought more than
 20 fifteen years after the date on which occurred the act
 21 or omission of the defendant alleged in the action to
 22 have been the cause of the injury or death. However,
 23 this ~~subsection paragraph~~ does not bar an action
 24 against a person solely in the person's capacity as an
 25 owner, occupant, or operator of an improvement to real
 26 property.

27 b. Nonresidential construction. In addition to
 28 limitations contained elsewhere in this section, an
 29 action arising out of the unsafe or defective condition
 30 of an improvement to nonresidential construction based
 31 on tort and implied warranty and for contribution and
 32 indemnity, and founded on injury to property, real or
 33 personal, or injury to the person or wrongful death,
 34 shall not be brought more than ten years after the date
 35 on which occurred the act or omission of the defendant
 36 alleged in the action to have been the cause of the
 37 injury or death. However, this paragraph does not
 38 bar an action against a person solely in the person's
 39 capacity as an owner, occupant, or operator of an
 40 improvement to real property.

41 c. Definitions. For purposes of this subsection,
 42 "residential construction" means the same as defined
 43 in section 572.1. "Nonresidential construction"
 44 means all other construction that is not residential
 45 construction.

46 Sec. 141. APPLICABILITY. This division of this
 47 Act does not apply to residential-construction or
 48 nonresidential-construction projects in existence prior
 49 to the effective date of this division of this Act.

50

DIVISION XV

1 EDUCATION BUDGETING MATTERS

2 Sec. 142. Section 8.22A, subsection 2, Code 2015,
3 is amended to read as follows:

4 2. The conference shall meet as often as deemed
5 necessary, but shall meet at least three times per year
6 with at least one meeting taking place each year in
7 March. The conference may use sources of information
8 deemed appropriate. At each meeting, the conference
9 shall agree to estimates for the current fiscal year
10 and the following fiscal year for the general fund
11 of the state, lottery revenues to be available for
12 disbursement, and from gambling revenues and from
13 interest earned on the cash reserve fund and the
14 economic emergency fund to be deposited in the rebuild
15 Iowa infrastructure fund. At the meeting taking
16 place each year in March, in addition to agreeing to
17 estimates for the current fiscal year and the following
18 fiscal year, the conference shall agree to estimates
19 for the fiscal year beginning July 1 of the following
20 calendar year. Only an estimate for the following
21 fiscal year agreed to by the conference pursuant to
22 subsection 3, 4, or 5, shall be used for purposes
23 of calculating the state general fund expenditure
24 limitation under section 8.54, and any other estimate
25 agreed to shall be considered a preliminary estimate
26 that shall not be used for purposes of calculating the
27 state general fund expenditure limitation.

28 Sec. 143. Section 257.8, subsections 1 and 2, Code
29 2015, are amended to read as follows:

30 1. *State percent of growth.*

31 a. The state percent of growth for the budget year
32 beginning July 1, 2012, is two percent. The state
33 percent of growth for the budget year beginning July
34 1, 2013, is two percent. The state percent of growth
35 for the budget year beginning July 1, 2014, is four
36 percent.

37 b. (1) The state percent of growth for each
38 subsequent budget year beginning before July 1, 2017,
39 shall be established by statute which shall be enacted
40 within thirty days of the submission in the year
41 preceding the base year of the governor's budget under
42 section 8.21.

43 (2) The state percent of growth for each subsequent
44 budget year beginning on or after July 1, 2017, shall
45 be established by statute which shall be enacted during
46 the regular legislative session beginning in the same
47 calendar year during which the base year begins.

48 c. The establishment of the state percent of growth
49 for a budget year shall be the only subject matter of
50 the bill which enacts the state percent of growth for a

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1 budget year.

2 2. *Categorical state percent of growth.*

3 a. The categorical state percent of growth for the
4 budget year beginning July 1, 2012, is two percent.

5 The categorical state percent of growth for the budget
6 year beginning July 1, 2013, is two percent. The
7 categorical state percent of growth for the budget year
8 beginning July 1, 2014, is four percent.

9 b. (1) The categorical state percent of growth
10 for each subsequent budget year beginning before July
11 1, 2017, shall be established by statute which shall
12 be enacted within thirty days of the submission in the
13 year preceding the base year of the governor's budget
14 under section 8.21.

15 (2) The categorical state percent of growth for
16 each subsequent budget year beginning on or after July
17 1, 2017, shall be established by statute which shall
18 be enacted during the regular legislative session
19 beginning in the same calendar year during which the
20 base year begins.

21 c. The establishment of the categorical state
22 percent of growth for a budget year shall be the only
23 subject matter of the bill which enacts the categorical
24 state percent of growth for a budget year.

25 d. The categorical state percent of growth may
26 include state percents of growth for the teacher salary
27 supplement, the professional development supplement,
28 the early intervention supplement, and the teacher
29 leadership supplement.

30 DIVISION XVI

31 HEALTH CARRIER DISCLOSURES

32 Sec. 144. **NEW SECTION. 514K.2 Health carrier**
33 **disclosures — public internet sites.**

34 1. A carrier that provides small group health
35 coverage pursuant to chapter 513B or individual health
36 coverage pursuant to chapter 513C and that offers
37 for sale a policy, contract, or plan that covers the
38 essential health benefits required pursuant to section
39 1302 of the federal Patient Protection and Affordable
40 Care Act, Pub. L. No. 111-148, and its implementing
41 regulations, shall provide to each of its enrollees
42 at the time of enrollment, and shall make available
43 to prospective enrollees and enrollees, insurance
44 producers licensed under chapter 522B, and the general
45 public, on the carrier's internet site, all of the
46 following information in a clear and understandable
47 form for use in comparing policies, contracts, and
48 plans, and coverage and premiums:

49 a. Any exclusions from coverage and any
50 restrictions on the use or quantity of covered items

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1 and services in each category of benefits, including
2 prescription drugs and drugs administered by a
3 physician or clinic.

4 *b.* Any items or services, including prescription
5 drugs, that have a coinsurance requirement where the
6 cost-sharing required depends on the cost of the item
7 or service.

8 *c.* The specific prescription drugs available on
9 the carrier's formulary, the specific prescription
10 drugs covered when furnished by a physician or clinic,
11 and any clinical prerequisites or prior authorization
12 requirements for coverage of the drugs.

13 *d.* The specific types of specialists available
14 in the carrier's network and the specific physicians
15 included in the carrier's network.

16 *e.* The process for an enrollee to appeal a
17 carrier's denial of coverage of an item or service
18 prescribed or ordered by the enrollee's treating
19 physician.

20 *f.* How medications will specifically be included
21 in or excluded from the deductible, including a
22 description of all out-of-pocket costs that may not
23 apply to the deductible for a prescription drug.

24 2. The commissioner may adopt rules pursuant to
25 chapter 17A to administer this section.

26 3. The commissioner may impose any of the sanctions
27 provided under chapter 507B for a violation of this
28 section.

29 **Sec. 145. NEW SECTION. 514K.3 Health care plan**
30 **internal appeals process — disclosure requirements.**

31 1. A carrier that provides small group health
32 coverage pursuant to chapter 513B or individual
33 health coverage pursuant to chapter 513C through the
34 issuance of nongrandfathered health plans as defined
35 in section 1251 of the federal Patient Protection
36 and Affordable Care Act, Pub. L. No. 111-148, and
37 in 45 C.F.R. §147.140, shall implement and maintain
38 procedures for carrying out an effective internal
39 claims and appeals process that meets the requirements
40 established pursuant to section 2719 of the federal
41 Public Health Service Act, 42 U.S.C. §300gg-19, and 45
42 C.F.R. §147.136. The procedures shall include but are
43 not limited to all of the following:

44 *a.* Expedited notification to enrollees of benefit
45 determinations involving urgent care.

46 *b.* Full and fair internal review of claims and
47 appeals.

48 *c.* Avoidance of conflicts of interest.

49 *d.* Sufficient notice to enrollees, including a
50 description of available internal claims and appeals

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1 procedures, as well as information about how to
2 initiate an appeal of a denial of coverage.

3 2. a. A carrier that provides health coverage
4 as described in subsection 1 shall maintain written
5 records of all requests for internal claims and appeals
6 that are received and for which internal review was
7 performed during each calendar year. Such records
8 shall be maintained for at least three years.

9 b. A carrier that provides health coverage
10 as described in subsection 1 shall submit to the
11 commissioner, upon request, a report that includes all
12 of the following:

13 (1) The total number of requests for internal
14 review of claims and appeals that are received by the
15 carrier each year.

16 (2) The average length of time for resolution of
17 each request for internal review of a claim or appeal.

18 (3) A summary of the types of coverage or cases
19 for which internal review of a claim or appeal was
20 requested.

21 (4) Any other information required by the
22 commissioner in a format specified by rule.

23 3. A carrier that provides health coverage as
24 described in subsection 1 shall make available to
25 consumers written notice of the carrier's internal
26 claims and appeals and internal review procedures
27 and shall maintain a toll-free consumer-assistance
28 telephone helpline that offers consumers assistance
29 with the carrier's internal claims and appeals and
30 internal review procedures, including how to initiate,
31 complete, or submit a claim or appeal.

32 4. The commissioner may adopt rules pursuant to
33 chapter 17A to administer this section.

34 Sec. 146. APPLICABILITY. This division of this Act
35 is applicable to health insurance policies, contracts,
36 or plans that are delivered, issued for delivery,
37 continued, or renewed on or after January 1, 2016.

38 DIVISION XVII

39 PUBLIC IMPROVEMENT LOCATION AND UNUSED PORTION OF 40 CONDEMNED PROPERTY

41 Sec. 147. Section 6B.2C, Code 2015, is amended to
42 read as follows:

43 **6B.2C Approval of the public improvement.**

44 The authority to condemn is not conferred, and the
45 condemnation proceedings shall not commence, unless
46 the governing body for the acquiring agency approves
47 a preliminary or final route or site location of
48 the proposed public improvement, approves the use of
49 condemnation, and finds that there is a reasonable
50 expectation the applicant will be able to achieve its

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1 public purpose, comply with all applicable standards,
2 and obtain the necessary permits.

3 Sec. 148. Section 6B.56, subsection 1, Code 2015,
4 is amended to read as follows:

5 1. If all or a portion of real property condemned
6 pursuant to this chapter is not used for the purpose
7 stated in the application filed pursuant to section
8 6B.3 and the acquiring agency seeks to dispose of
9 the unused real property, the acquiring agency shall
10 first offer the unused real property for sale to the
11 prior owner of the condemned property as provided in
12 this section. If real property condemned pursuant to
13 this chapter is used for the purpose stated in the
14 application filed pursuant to section 6B.3 and the
15 acquiring agency seeks to dispose of the real property
16 by sale to a private person or entity within five years
17 after acquisition of the property, the acquiring agency
18 shall first offer the property for sale to the prior
19 owner of the condemned property as provided in this
20 section. For purposes of this section, the prior owner
21 of the real property includes the successor in interest
22 of the real property.

23 Sec. 149. Section 6B.56, subsection 2, paragraph a,
24 Code 2015, is amended to read as follows:

25 a. Before the real property described in subsection
26 1 may be offered for sale to the general public,
27 the acquiring agency shall notify the prior owner
28 of ~~the such~~ real property ~~condemned~~ in writing of
29 the acquiring agency's intent to dispose of the real
30 property, of the current appraised value of the real
31 property to be offered for sale, and of the prior
32 owner's right to purchase the real property to be
33 offered for sale within sixty days from the date
34 the notice is served at a price equal to the current
35 appraised value of the real property to be offered for
36 sale or the fair market value of the property to be
37 offered for sale at the time it was acquired by the
38 acquiring agency from the prior owner plus cleanup
39 costs incurred by the acquiring agency for the property
40 to be offered for sale, whichever is less. However,
41 the current appraised value of the real property to be
42 offered for sale shall be the purchase price to be paid
43 by the previous owner if any other amount would result
44 in a loss of federal funding for projects funded in
45 whole or in part with federal funds. The notice sent
46 by the acquiring agency as provided in this subsection
47 shall be filed with the office of the recorder in the
48 county in which the real property is located.

49 Sec. 150. Section 6B.56A, subsection 1, Code 2015,
50 is amended to read as follows:

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1 1. When five years have elapsed since property was
2 condemned and all or a portion of the property has not
3 been used for the purpose stated in the application
4 filed pursuant to section 6B.3, and the acquiring
5 agency has not taken action to dispose of the unused
6 property pursuant to section 6B.56, the acquiring
7 agency shall, within sixty days, adopt a resolution
8 reaffirming the purpose for which the property will be
9 used or offering the property for sale to the prior
10 owner at a price as provided in section 6B.56. If the
11 resolution adopted approves an offer of sale to the
12 prior owner, the offer shall be made in writing and
13 mailed by certified mail to the prior owner. The prior
14 owner has one hundred eighty days after the offer is
15 mailed to purchase the property from the acquiring
16 agency.

17 Sec. 151. APPLICABILITY. The section of this
18 division of this Act amending section 6B.2C applies to
19 public improvement projects for which an application
20 under section 6B.3 is filed on or after July 1, 2015.

21 Sec. 152. APPLICABILITY. The sections of this
22 division of this Act amending sections 6B.56 and 6B.56A
23 apply to public improvement projects for which an
24 application under section 6B.3 is filed before, on, or
25 after July 1, 2015.

26 DIVISION XVIII

27 CONDEMNATION FOR CREATION OF A LAKE — NUMBER OF ACRES

28 Sec. 153. Section 6A.22, subsection 2, paragraph c,
29 subparagraph (1), subparagraph division (b), Code 2015,
30 is amended to read as follows:

31 (b) (i) For purposes of this subparagraph (1),
32 “*number of acres justified as necessary for a surface*
33 *drinking water source*” means according to guidelines of
34 the United States natural resource conservation service
35 and according to analyses of surface drinking water
36 capacity needs conducted by one or more registered
37 professional engineers.

38 (ii) For condemnation proceedings for which the
39 application pursuant to section 6B.3 was filed after
40 January 1, 2013, for condemnation of property located
41 in a county with a population of greater than nine
42 thousand two hundred fifty but less than nine thousand
43 three hundred, according to the 2010 federal decennial
44 census, which property was in whole or in part subject
45 to an action under section 6A.24 for which the petition
46 under section 6A.24 was filed after January 1, 2013,
47 but before January 1, 2014, “number of acres justified
48 as necessary for a surface drinking water source”, as
49 determined under subparagraph subdivision (i) shall
50 not exceed the number of acres that would be necessary

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1 to provide the amount of drinking water to meet the
 2 needs of a population equal to the population of the
 3 county where the lake is to be developed or created,
 4 according to the most recent federal decennial census.
 5 However, if the population of the county where the
 6 lake is to be developed or created increased from the
 7 federal decennial census immediately preceding the
 8 most recent federal decennial census, the “number of
 9 acres justified as necessary for a surface drinking
 10 water source” shall not exceed the number of acres that
 11 would be necessary to provide the amount of drinking
 12 water to meet the needs of a population equal to the
 13 product of one plus the percentage increase in the
 14 population of the county between the two most recent
 15 federal decennial censuses multiplied by the county’s
 16 population according to the most recent federal
 17 decennial census.

18 Sec. 154. EFFECTIVE UPON ENACTMENT. This division
 19 of this Act, being deemed of immediate importance,
 20 takes effect upon enactment.

21 DIVISION XIX

22 CONDEMNATION FOR CREATION OF A LAKE — EXISTING SOURCES

23 Sec. 155. Section 6A.22, subsection 2, paragraph c,
 24 subparagraph (1), Code 2015, is amended by adding the
 25 following new subparagraph division:
 26 NEW SUBPARAGRAPH DIVISION. (Ob) For condemnation
 27 of property located in a county with a population
 28 of greater than nine thousand two hundred fifty but
 29 less than nine thousand three hundred, according to
 30 the 2010 federal decennial census, prior to making
 31 a determination that development or creation of a
 32 lake as a surface drinking water source is reasonable
 33 and necessary, the acquiring agency shall conduct a
 34 review of feasible alternatives to development or
 35 creation of a lake as a surface drinking water source.
 36 An acquiring agency shall not have the authority
 37 to condemn private property for the development or
 38 creation of a lake as a surface drinking water source
 39 if one or more feasible alternatives to provision of
 40 a drinking water source exist. An alternative that
 41 results in the physical expansion of an existing
 42 drinking water source is presumed to be a feasible
 43 alternative to development or creation of a lake as
 44 a surface drinking water source. An alternative that
 45 supplies drinking water by pipeline or other method of
 46 transportation or transmission from an existing source
 47 located within or outside this state at a reasonable
 48 cost is a feasible alternative to development or
 49 creation of a lake as a surface drinking water source.
 50 If private property is to be condemned for development

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1 or creation of a lake, only that number of acres
2 justified as necessary for a surface drinking water
3 source, and not otherwise acquired, may be condemned.
4 Development or creation of a lake as a surface drinking
5 water source includes all of the following:

- 6 (i) Construction of the dam, including sites for
7 suitable borrow material and the auxiliary spillway.
8 (ii) The water supply pool.
9 (iii) The sediment pool.
10 (iv) The flood control pool.
11 (v) The floodwater retarding pool.
12 (vi) The surrounding area upstream of the dam
13 no higher in elevation than the top of the dam's
14 elevation.
15 (vii) The appropriate setback distance required
16 by state or federal laws and regulations to protect
17 drinking water supply.

18 Sec. 156. Section 6A.24, subsection 3, Code 2015,
19 is amended to read as follows:

20 3. For any action brought under this section,
21 the burden of proof shall be on the acquiring agency
22 to prove by a preponderance of the evidence that
23 the finding of public use, public purpose, or public
24 improvement meets the definition of those terms.
25 However, for any action brought under this section
26 that involves property described in section 6A.22,
27 subsection 2, paragraph "c", subparagraph (1),
28 subparagraph division (0b), the burden of proof shall
29 be on the acquiring agency to prove by clear and
30 convincing evidence that no feasible alternatives
31 to provision of a drinking water source exist. If a
32 property owner or a contract purchaser of record or a
33 tenant occupying the property under a recorded lease
34 prevails in an action brought under this section, the
35 acquiring agency shall be required to pay the costs,
36 including reasonable attorney fees, of the adverse
37 party.

38 Sec. 157. EFFECTIVE UPON ENACTMENT. This division
39 of this Act, being deemed of immediate importance,
40 takes effect upon enactment.

41 Sec. 158. APPLICABILITY. This division of this Act
42 applies to projects or condemnation proceedings pending
43 or commenced on or after the effective date of this
44 division of this Act.

45 DIVISION XX

46 DISPOSITION OF CONDEMNED PROPERTY

47 Sec. 159. Section 6B.56A, subsection 4, Code 2015,
48 is amended to read as follows:

49 4. This section does not apply to property acquired
50 for street and highway projects undertaken by the

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1 state, a county, or a city or to property that is
 2 subject to the disposition of property requirements
 3 under section 6B.56B.

4 Sec. 160. NEW SECTION. 6B.56B Disposition of
 5 condemned property — lake creation.

6 1. When two years have elapsed since property was
 7 condemned for the creation of a lake according to the
 8 requirements of section 6A.22, subsection 2, paragraph
 9 “c”, subparagraph (1), subparagraph division (Ob), and
 10 the property has not been used for the purpose stated
 11 in the application filed pursuant to section 6B.3, and
 12 the acquiring agency has not taken action to dispose of
 13 the property pursuant to section 6B.56, the acquiring
 14 agency shall, within sixty days, adopt a resolution
 15 offering the property for sale to the prior owner at a
 16 price as provided in section 6B.56. If the resolution
 17 adopted approves an offer of sale to the prior owner,
 18 the offer shall be made in writing and mailed by
 19 certified mail to the prior owner. The prior owner has
 20 one hundred eighty days after the offer is mailed to
 21 purchase the property from the acquiring agency.

22 2. If the acquiring agency has not adopted a
 23 resolution described in subsection 1 within the
 24 sixty-day time period, the prior owner may, in writing,
 25 petition the acquiring agency to offer the property
 26 for sale to the prior owner at a price as provided in
 27 section 6B.56. Within sixty days after receipt of
 28 such a petition, the acquiring agency shall adopt a
 29 resolution described in subsection 1. If the acquiring
 30 agency does not adopt such a resolution within sixty
 31 days after receipt of the petition, the acquiring
 32 agency is deemed to have offered the property for sale
 33 to the prior owner.

34 3. The acquiring agency shall give written notice
 35 to the owner of the right to purchase the property
 36 under this section at the time damages are paid to the
 37 owner.

38 Sec. 161. EFFECTIVE UPON ENACTMENT. This division
 39 of this Act, being deemed of immediate importance,
 40 takes effect upon enactment.

41 Sec. 162. APPLICABILITY. This division of this Act
 42 applies to projects or condemnation proceedings pending
 43 or commenced on or after the effective date of this
 44 division of this Act.

45 DIVISION XXI
 46 RENEWABLE CHEMICAL PRODUCTION TAX CREDIT

47 Sec. 163. Section 15.119, subsection 2, Code 2015,
 48 is amended by adding the following new paragraph:
 49 NEW PARAGRAPH. h. The renewable chemical
 50 production tax credit program administered pursuant

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1 to sections 15.315 through 15.320. In allocating tax
2 credits pursuant to this subsection, the authority
3 shall not allocate more than fifteen million dollars
4 for purposes of this paragraph.

5 Sec. 164. NEW SECTION. 15.315 Short title.

6 This part shall be known and may be cited as the
7 “Renewable Chemical Production Tax Credit Program”.

8 Sec. 165. NEW SECTION. 15.316 Definitions.

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

11 1. “*Biobased content percentage*” means, with respect
12 to any renewable chemical, the amount, expressed as a
13 percentage, of renewable organic material present as
14 determined by testing representative samples using the
15 American society for testing and materials standard
16 D6866.

17 2. “*Biomass feedstock*” means sugar, polysaccharide,
18 glycerin, lignin, fat, grease, or oil derived from
19 a plant or animal, or a protein capable of being
20 converted to a building block chemical by means of a
21 biological or chemical conversion process.

22 3. “*Building block chemical*” means a molecule
23 converted from biomass feedstock as a first product
24 or a secondarily derived product that can be further
25 refined into a higher-value chemical, material, or
26 consumer product. “*Building block chemical*” includes
27 but is not limited to glycerol, methanoic or formic
28 acid, arabonic acid, erythronic acid, glyceric acid,
29 glycolic acid, lactic acid, 3-hydroxypropionate,
30 propionic acid, malonic acid, serine, succinic
31 acid, fumaric acid, malic acid, aspartic acid,
32 3-hydroxybutyrolactone, acetoin, threonine, itaconic
33 acid, furfural, levulinic acid, glutamic acid, xylonic
34 acid, xylaric acid, xylitol, arabitol, citric acid,
35 aconitic acid, 5-hydroxymethylfurfural, lysine,
36 gluconic acid, glucaric acid, sorbitol, gallic acid,
37 ferulic acid, nonfuel butanol, nonfuel ethanol, a
38 polymer or gum that can be produced directly from a
39 protein-based biomass feedstock, or such additional
40 molecules as may be included by the authority by rule.

41 4. “*Eligible business*” means a business meeting the
42 requirements of section 15.317.

43 5. “*Food additive*” means a building block chemical
44 that is not primarily consumed as food but which, when
45 combined with other components, improves the taste,
46 appearance, odor, texture, or nutritional content
47 of food. The authority, in its discretion, shall
48 determine whether or not a building block chemical is
49 primarily consumed as food.

50 6. “*Program*” means the renewable chemical

1 production tax credit program administered pursuant to
2 this part.

3 7. *“Renewable chemical”* means a building block
4 chemical with a biobased content percentage of at least
5 fifty percent. *“Renewable chemical”* does not include a
6 chemical sold or used for the production of food, feed,
7 or fuel. *“Renewable chemical”* includes cellulosic
8 ethanol, starch ethanol, or other ethanol derived
9 from biomass feedstock, fatty acid methyl esters, or
10 butanol, but only to the extent that such molecules
11 are produced and sold for uses other than food,
12 feed, or fuel. *“Renewable chemical”* also includes a
13 building block chemical that can be a food additive as
14 long as the building block chemical is not primarily
15 consumed as food and is also sold for uses other than
16 food. *“Renewable chemical”* also includes supplements,
17 vitamins, nutraceuticals, and pharmaceuticals, but
18 only to the extent that such molecules do not provide
19 caloric value so as to be considered sustenance as food
20 or feed.

21 8. *“Sugar”* means the organic compound glucose,
22 fructose, xylose, arabinose, lactose, sucrose, starch,
23 cellulose, or hemicellulose.

24 Sec. 166. **NEW SECTION. 15.317 Eligibility**
25 **requirements.**

26 To be eligible to receive the renewable chemical
27 production tax credit pursuant to the program, a
28 business shall meet all of the following requirements:

29 1. The business is physically located in this
30 state.

31 2. The business is operated for profit and under
32 single management.

33 3. The business is not an entity providing
34 professional services, health care services, or medical
35 treatments or an entity engaged primarily in retail
36 operations.

37 4. The business organized, expanded, or located
38 in the state on or after the effective date of this
39 division of this Act.

40 5. The business shall not be relocating or
41 reducing operations as described in section 15.329,
42 subsection 1, paragraph “b”, and as determined under
43 the discretion of the authority.

44 6. The business is in compliance with all
45 agreements entered into under this program or other
46 programs administered by the authority.

47 Sec. 167. **NEW SECTION. 15.318 Eligible business**
48 **application and agreement — maximum tax credits.**

49 1. *Application.*

50 a. An eligible business that produces a renewable

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- 1 chemical in this state from biomass feedstock during
2 a calendar year may apply to the authority for the
3 renewable chemical production tax credit provided in
4 section 15.319.
- 5 *b.* The application shall be made to the authority
6 in the manner prescribed by the authority.
- 7 *c.* The application shall be made during the
8 calendar year following the calendar year in which the
9 renewable chemicals are produced.
- 10 *d.* The authority may accept applications on a
11 continuous basis or may establish, by rule, an annual
12 application deadline.
- 13 *e.* The application shall include all of the
14 following information:
- 15 (1) The amount of renewable chemicals produced
16 in the state from biomass feedstock by the eligible
17 business during the calendar year, measured in pounds.
- 18 (2) Any other information reasonably required
19 by the authority in order to establish and verify
20 eligibility under the program.
- 21 *2. Agreement and fees.*
- 22 *a.* Before being issued a tax credit under section
23 15.319, an eligible business shall enter into an
24 agreement with the authority for the successful
25 completion of all requirements of the program.
- 26 *b.* The compliance cost fees authorized in section
27 15.330, subsection 12, shall apply to all agreements
28 entered into under this program and shall be collected
29 by the authority in the same manner and to the same
30 extent as described in that subsection.
- 31 *c.* An eligible business shall fulfill all the
32 requirements of the program and the agreement before
33 receiving a tax credit or entering into a subsequent
34 agreement under this section. The authority may
35 decline to enter into a subsequent agreement under this
36 section or issue a tax credit if an agreement is not
37 successfully fulfilled.
- 38 *d.* Upon establishing that all requirements of the
39 program and the agreement have been fulfilled, the
40 authority shall issue a tax credit and related tax
41 credit certificate to the eligible business stating
42 the amount of renewable chemical production tax credit
43 under section 15.319 the eligible business may claim.
- 44 *3. Maximum tax credit amount.*
- 45 *a.* The maximum amount of tax credit that may be
46 issued under section 15.319 to an eligible business for
47 the production of renewable chemicals in a calendar
48 year shall not exceed the following:
- 49 (1) In the case of an eligible business that has
50 been in operation in the state for five years or less

1 at the time of the application, one million dollars.

2 (2) In the case of an eligible business that has
3 been in operation in the state for more than five years
4 at the time of the application, five hundred thousand
5 dollars.

6 *b.* An eligible business shall not receive a tax
7 credit for renewable chemicals produced before the date
8 the business first qualified as an eligible business
9 pursuant to section 15.317.

10 *c.* An eligible business shall not receive more than
11 five tax credits under the program.

12 *d.* The authority shall issue tax credits under
13 the program on a first-come, first-served basis until
14 the maximum amount of tax credits allocated pursuant
15 to section 15.119, subsection 2, paragraph "h", is
16 reached. The authority shall maintain a list of
17 successful applicants under the program, so that if
18 the maximum aggregate amount of tax credits is reached
19 in a given fiscal year, eligible businesses that
20 successfully applied but for which tax credits were not
21 issued shall be placed on a wait list in the order the
22 eligible businesses applied and shall be given priority
23 for receiving tax credits in succeeding fiscal years.
24 Placement on a wait list pursuant to this paragraph
25 shall not constitute a promise binding the state. The
26 availability of a tax credit and issuance of a tax
27 credit certificate pursuant to this subsection in a
28 future fiscal year is contingent upon the availability
29 of tax credits in that particular fiscal year.

30 4. *Termination and repayment.* The failure by an
31 eligible business in fulfilling any requirement of
32 the program or any of the terms and obligations of an
33 agreement entered into pursuant to this section may
34 result in the reduction, termination, or rescission of
35 the tax credits under section 15.319 and may subject
36 the eligible business to the repayment or recapture
37 of tax credits claimed. The repayment or recapture
38 of tax credits pursuant to this subsection shall be
39 accomplished in the same manner as provided in section
40 15.330, subsection 2.

41 5. *Confidentiality.*

42 *a.* Except as provided in paragraph "b", any
43 information or record in the possession of the
44 authority with respect to the program shall be presumed
45 by the authority to be a trade secret protected
46 under chapter 550 or common law and shall be kept
47 confidential by the authority unless otherwise ordered
48 by a court.

49 *b.* The identity of a tax credit recipient and the
50 amount of the tax credit shall be considered public

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1 information under chapter 22.

2 Sec. 168. NEW SECTION. **15.319 Renewable chemical**
3 **production tax credit.**

4 1. An eligible business that has entered into an
5 agreement pursuant to section 15.318 may claim a tax
6 credit equal to the product of five cents multiplied by
7 the number of pounds of renewable chemicals produced
8 in this state from biomass feedstock by the eligible
9 business during the calendar year. However, an
10 eligible business shall not receive a tax credit for
11 the production of a secondarily derived building block
12 chemical if that chemical is also the subject of a
13 credit at the time of production as a first product.
14 The renewable chemical production tax credit shall not
15 be available for any renewable chemical produced before
16 the 2016 calendar year, or after the 2026 calendar
17 year.

18 2. The tax credit shall be allowed against taxes
19 imposed under chapter 422, division II or III.

20 3. The tax credit shall be claimed for the tax year
21 during which the eligible business was issued the tax
22 credit.

23 4. An individual may claim a tax credit under this
24 section of a partnership, limited liability company, S
25 corporation, cooperative organized under chapter 501
26 and filing as a partnership for federal tax purposes,
27 estate, or trust electing to have income taxed
28 directly to the individual. The amount claimed by the
29 individual shall be based upon the pro rata share of
30 the individual's earnings from the partnership, limited
31 liability company, S corporation, cooperative, estate,
32 or trust.

33 5. Any tax credit in excess of the tax liability
34 is refundable. In lieu of claiming a refund, the
35 taxpayer may elect to have the overpayment shown on the
36 taxpayer's final, completed return credited to the tax
37 liability for the following tax year.

38 6. *a.* To claim a tax credit under this section,
39 a taxpayer shall include one or more tax credit
40 certificates with the taxpayer's tax return.

41 *b.* The tax credit certificate shall contain the
42 taxpayer's name, address, tax identification number,
43 the amount of the credit, the name of the eligible
44 business, and any other information required by the
45 department of revenue.

46 *c.* The tax credit certificate, unless rescinded
47 by the authority, shall be accepted by the department
48 of revenue as payment for taxes imposed pursuant to
49 chapter 422, divisions II and III, subject to any
50 conditions or restrictions placed by the authority upon

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1 the face of the tax credit certificate and subject to
2 the limitations of the program.

3 *d.* Tax credit certificates issued pursuant to this
4 section shall not be transferred to any other person.

5 Sec. 169. **NEW SECTION. 15.320 Rules.**

6 The authority and the department of revenue shall
7 each adopt rules as necessary for the implementation
8 and administration of this part.

9 Sec. 170. **NEW SECTION. 422.10A Renewable chemical**
10 **production tax credit.**

11 The taxes imposed under this division, less the
12 credits allowed under section 422.12, shall be reduced
13 by a renewable chemical production tax credit allowed
14 under section 15.319.

15 Sec. 171. Section 422.33, Code 2015, is amended by
16 adding the following new subsection:

17 **NEW SUBSECTION. 22.** The taxes imposed under this
18 division shall be reduced by a renewable chemical
19 production tax credit allowed under section 15.319.

20 Sec. 172. **TAX CREDIT CLAIMS.** Renewable chemical
21 production tax credits issued pursuant to the renewable
22 chemical production tax credit program enacted in
23 this division of this Act shall not be issued by
24 the economic development authority prior to July 1,
25 2017, and shall not be claimed by a taxpayer prior to
26 September 1, 2017.

27 Sec. 173. **EFFECTIVE UPON ENACTMENT.** This division
28 of this Act, being deemed of immediate importance,
29 takes effect upon enactment.

30 Sec. 174. **APPLICABILITY.** This division of this Act
31 applies to renewable chemicals produced in the state
32 from biomass feedstock on or after January 1, 2016.

33 DIVISION XXII

34 ANGEL INVESTOR TAX CREDITS

35 Sec. 175. Section 2.48, subsection 3, paragraph
36 d, subparagraph (1), Code 2015, is amended to read as
37 follows:

38 (1) Tax credits for investments in qualifying
39 businesses ~~and community-based seed capital funds~~ under
40 chapter 15E, division V.

41 Sec. 176. Section 15.119, subsection 2, paragraph
42 d, Code 2015, is amended to read as follows:

43 *d.* The tax credits for investments in qualifying
44 businesses ~~and community-based seed capital funds~~
45 issued pursuant to section 15E.43. In allocating tax
46 credits pursuant to this subsection, the authority
47 shall allocate two million dollars for purposes of this
48 paragraph, unless the authority determines that the tax
49 credits awarded will be less than that amount.

50 Sec. 177. Section 15E.41, Code 2015, is amended by

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1 striking the section and inserting in lieu thereof the
2 following:

3 **15E.41 Purpose.**

4 The purpose of this division is to stimulate job
5 growth, create wealth, and accelerate the creation
6 of new ventures by using investment tax credits to
7 incentivize the transfer of capital from investors to
8 entrepreneurs, particularly during early-stage growth.

9 Sec. 178. Section 15E.42, Code 2015, is amended by
10 adding the following new subsection:

11 NEW SUBSECTION. 2A. *“Entrepreneurial assistance*
12 *program”* includes the entrepreneur investment awards
13 program administered under section 15E.362, the receipt
14 of services from a service provider engaged pursuant
15 to section 15.411, subsection 1, or the program
16 administered under section 15.411, subsection 2.

17 Sec. 179. Section 15E.42, subsection 3, Code 2015,
18 is amended to read as follows:

19 3. *“Investor”* means a person making a cash
20 investment in a qualifying business ~~or in a~~
21 ~~community-based seed capital fund.~~ *“Investor”* does not
22 include a person that holds at least a seventy percent
23 ownership interest as an owner, member, or shareholder
24 in a qualifying business.

25 Sec. 180. Section 15E.42, subsection 4, Code 2015,
26 is amended by striking the subsection.

27 Sec. 181. Section 15E.43, subsections 1 and 2, Code
28 2015, are amended to read as follows:

29 1. *a.* For tax years beginning on or after January
30 1, ~~2002~~ 2015, a tax credit shall be allowed against the
31 taxes imposed in chapter 422, divisions II, III, and V,
32 and in chapter 432, and against the moneys and credits
33 tax imposed in section 533.329, for a portion of a
34 taxpayer’s equity investment, as provided in subsection
35 2, in a qualifying business ~~or a community-based seed~~
36 ~~capital fund.~~

37 *b.* An individual may claim a tax credit under this
38 ~~paragraph~~ section of a partnership, limited liability
39 company, S corporation, estate, or trust electing
40 to have income taxed directly to the individual.
41 The amount claimed by the individual shall be based
42 upon the pro rata share of the individual’s earnings
43 from the partnership, limited liability company, S
44 corporation, estate, or trust.

45 ~~b.~~ *c.* A tax credit shall be allowed only for an
46 investment made in the form of cash to purchase equity
47 in a qualifying business ~~or in a community-based seed~~
48 ~~capital fund.~~ A taxpayer that has received a tax
49 credit for an investment in a community-based seed
50 capital fund shall not claim the tax credit prior to

1 ~~the third tax year following the tax year in which the~~
2 ~~investment is made. Any tax credit in excess of the~~
3 ~~taxpayer's liability for the tax year may be credited~~
4 ~~to the tax liability for the following five years or~~
5 ~~until depleted, whichever is earlier. A tax credit~~
6 ~~shall not be carried back to a tax year prior to the~~
7 ~~tax year in which the taxpayer redeems the tax credit.~~

8 ~~e. In the case of a tax credit allowed against the~~
9 ~~taxes imposed in chapter 422, division II, where the~~
10 ~~taxpayer died prior to redeeming the entire tax credit,~~
11 ~~the remaining credit can be redeemed on the decedent's~~
12 ~~final income tax return.~~

13 ~~d. For a tax credit claimed against the taxes~~
14 ~~imposed in chapter 422, division II, any tax credit in~~
15 ~~excess of the tax liability is refundable. In lieu of~~
16 ~~claiming a refund, the taxpayer may elect to have the~~
17 ~~overpayment shown on the taxpayer's final, completed~~
18 ~~return credited to the tax liability for the following~~
19 ~~tax year. For a tax credit claimed against the taxes~~
20 ~~imposed in chapter 422, divisions III and V, and in~~
21 ~~chapter 432, and against the moneys and credits tax~~
22 ~~imposed in section 533.329, any tax credit in excess~~
23 ~~of the taxpayer's liability for the tax year may be~~
24 ~~credited to the tax liability for the following three~~
25 ~~years or until depleted, whichever is earlier. A tax~~
26 ~~credit shall not be carried back to a tax year prior~~
27 ~~to the tax year in which the taxpayer redeems the tax~~
28 ~~credit.~~

29 ~~2. a. The amount of the tax credit shall equal~~
30 ~~twenty twenty-five percent of the taxpayer's equity~~
31 ~~investment.~~

32 ~~b. The maximum amount of a tax credit for an~~
33 ~~investment by an investor in any one qualifying~~
34 ~~business shall be fifty thousand dollars. Each year,~~
35 ~~an investor and all affiliates of the investor shall~~
36 ~~not claim tax credits under this section for more~~
37 ~~than five different investments in five different~~
38 ~~qualifying businesses that may be issued per calendar~~
39 ~~year to a natural person and the person's spouse or~~
40 ~~dependent shall not exceed one hundred thousand dollars~~
41 ~~combined. For purposes of this paragraph, a tax credit~~
42 ~~issued to a partnership, limited liability company, S~~
43 ~~corporation, estate, or trust electing to have income~~
44 ~~taxed directly to the individual shall be deemed to be~~
45 ~~issued to the individual owners based upon the pro rata~~
46 ~~share of the individual's earnings from the entity.~~
47 ~~For purposes of this paragraph, "dependent" has the~~
48 ~~same meaning as provided by the Internal Revenue Code.~~

49 ~~c. The maximum amount of tax credits that may be~~
50 ~~issued per calendar year for equity investments in any~~

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1 one qualifying business shall not exceed five hundred
2 thousand dollars.

3 Sec. 182. Section 15E.43, subsections 5 and 7, Code
4 2015, are amended to read as follows:

5 5. A tax credit shall not be ~~transferable~~
6 transferred to any other ~~taxpayer person.~~

7 7. The authority shall develop a system for
8 registration and ~~authorization~~ issuance of tax credits
9 authorized pursuant to this division and shall control
10 distribution of all tax ~~credits distributed credit~~
11 certificates to investors pursuant to this division.
12 The authority shall develop rules for the qualification
13 and administration of qualifying businesses ~~and~~
14 ~~community based seed capital funds.~~ The department of
15 revenue shall adopt ~~these criteria as administrative~~
16 ~~rules and any other~~ rules pursuant to chapter 17A as
17 necessary for the administration of this division.

18 Sec. 183. Section 15E.43, subsections 6 and 8, Code
19 2015, are amended by striking the subsections.

20 Sec. 184. Section 15E.44, subsection 2, paragraph
21 c, Code 2015, is amended by striking the paragraph and
22 inserting in lieu thereof the following:

23 c. The business is participating in an
24 entrepreneurial assistance program. The authority may
25 waive this requirement if a business establishes that
26 its owners, directors, officers, and employees have an
27 appropriate level of experience such that participation
28 in an entrepreneurial assistance program would not
29 materially change the prospects of the business. The
30 authority may consult with outside service providers in
31 consideration of such a waiver.

32 Sec. 185. Section 15E.44, subsection 2, paragraphs
33 e and f, Code 2015, are amended to read as follows:

34 e. The business shall not have a net worth that
35 exceeds ~~five ten~~ million dollars.

36 f. The business shall have secured all of the
37 following at the time of application for tax credits:

38 (1) At least two investors.

39 (2) ~~total~~ Total equity financing, ~~near equity~~
40 financing, binding investment commitments, or some
41 combination thereof, equal to at least ~~two hundred~~
42 ~~fifty~~ five hundred thousand dollars, from investors.
43 For purposes of this subparagraph, "investor" includes
44 a person who executes a binding investment commitment
45 to a business.

46 Sec. 186. Section 15E.46, Code 2015, is amended to
47 read as follows:

48 **15E.46 Reports Confidentiality — reports.**

49 **1. Except as provided in subsection 2, all**
50 **information or records in the possession of the**

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1 authority with respect to this division shall be
 2 presumed by the authority to be a trade secret
 3 protected under chapter 550 or common law and shall be
 4 kept confidential by the authority unless otherwise
 5 ordered by a court.

6 2. All of the following shall be considered public
 7 information under chapter 22:

8 a. The identity of a qualifying business.

9 b. The identity of an investor and the qualifying
 10 business in which the investor made an equity
 11 investment.

12 c. The number of tax credit certificates issued by
 13 the authority.

14 d. The total dollar amount of tax credits issued by
 15 the authority.

16 3. The authority shall publish an annual report
 17 of the activities conducted pursuant to this division
 18 and shall submit the report to the governor and the
 19 general assembly. The report shall include a listing
 20 of eligible qualifying businesses and the number of
 21 tax credit certificates and the amount of tax credits
 22 issued by the authority.

23 Sec. 187. Section 15E.52, subsection 4, Code 2015,
 24 is amended to read as follows:

25 4. A taxpayer shall not claim a tax credit under
 26 this section if the taxpayer is a venture capital
 27 investment fund allocation manager for the Iowa fund
 28 of funds created in section 15E.65 or an investor that
 29 receives a tax credit for the same investment in a
 30 qualifying business as described in section 15E.44 or
 31 in a community-based seed capital fund as described in
 32 section 15E.45, Code 2015.

33 Sec. 188. Section 422.11F, subsection 1, Code 2015,
 34 is amended to read as follows:

35 1. The taxes imposed under this division, less
 36 the credits allowed under section 422.12, shall be
 37 reduced by an investment tax credit authorized pursuant
 38 to section 15E.43 for an investment in a qualifying
 39 business ~~or a community-based seed capital fund.~~

40 Sec. 189. Section 422.33, subsection 12, paragraph
 41 a, Code 2015, is amended to read as follows:

42 a. The taxes imposed under this division shall be
 43 reduced by an investment tax credit authorized pursuant
 44 to section 15E.43 for an investment in a qualifying
 45 business ~~or a community-based seed capital fund.~~

46 Sec. 190. Section 422.60, subsection 5, paragraph
 47 a, Code 2015, is amended to read as follows:

48 a. The taxes imposed under this division shall be
 49 reduced by an investment tax credit authorized pursuant
 50 to section 15E.43 for an investment in a qualifying

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1 ~~business or a community-based seed capital fund.~~

2 Sec. 191. Section 432.12C, subsection 1, Code 2015,
3 is amended to read as follows:

4 1. The tax imposed under this chapter shall be
5 reduced by an investment tax credit authorized pursuant
6 to section 15E.43 for an investment in a qualifying
7 ~~business or a community-based seed capital fund.~~

8 Sec. 192. REPEAL. Section 15E.45, Code 2015, is
9 repealed.

10 Sec. 193. TAX CREDIT CLAIMS. Tax credits for
11 equity investments in qualifying businesses made on
12 or after the effective date of this division of this
13 Act shall not be issued by the economic development
14 authority prior to July 1, 2016, and shall not be
15 claimed by a taxpayer prior to September 1, 2016.

16 Sec. 194. EFFECTIVE UPON ENACTMENT. This division
17 of this Act, being deemed of immediate importance,
18 takes effect upon enactment.

19 Sec. 195. APPLICABILITY. Unless otherwise provided
20 in this division of this Act, this division of this Act
21 applies to equity investments in a qualifying business
22 made on or after the effective date of this division of
23 this Act, and equity investments made in a qualifying
24 business or community-based seed capital fund prior to
25 the effective date of this division of this Act shall
26 be governed by sections 15E.41 through 15E.46, 422.11F,
27 422.33, 422.60, 432.12C, and 533.329, Code 2015.

28 Sec. 196. APPLICABILITY. The sections of this
29 division of this Act amending section 15E.44,
30 subsection 2, apply to businesses that submit an
31 application to the economic development authority to
32 be registered as a qualifying business on or after
33 the effective date of this division of this Act, and
34 businesses that submit an application to the economic
35 development authority to be registered as a qualifying
36 business before the effective date of this division
37 of this Act shall be governed by section 15E.44,
38 subsection 2, Code 2015.

39 DIVISION XXIII

40 ENTREPRENEUR INVESTMENT AWARDS PROGRAM

41 Sec. 197. Section 15E.362, Code 2015, is amended by
42 striking the section and inserting in lieu thereof the
43 following:

44 **15E.362 Entrepreneur investment awards program.**

45 1. For purposes of this division, unless the
46 context otherwise requires:

47 a. “*Business development services*” includes but
48 is not limited to corporate development services,
49 business model development services, business planning
50 services, marketing services, financial strategies and

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1 management services, mentoring and management coaching,
2 and networking services.

3 *b. "Eligible entrepreneurial assistance provider"*
4 means a person meeting the requirements of subsection
5 3.

6 *c. "Financial assistance"* means the same as defined
7 in section 15.327.

8 *d. "Program"* means the entrepreneur investment
9 awards program administered pursuant to this division.

10 2. The authority shall establish and administer
11 an entrepreneur investment awards program for
12 purposes of providing financial assistance to eligible
13 entrepreneurial assistance providers that provide
14 technical and financial assistance to entrepreneurs and
15 start-up companies seeking to create, locate, or expand
16 a business in the state. Financial assistance under
17 the program shall be provided from the entrepreneur
18 investment awards program fund created in section
19 15E.363.

20 3. In order to be eligible for financial assistance
21 under the program an entrepreneurial assistance
22 provider must meet all of the following requirements:

23 *a.* The provider must have its principal place of
24 operations located in this state.

25 *b.* The provider must offer a comprehensive set
26 of business development services to emerging and
27 early-stage innovation companies to assist in the
28 creation, location, growth, and long-term success of
29 the company in this state.

30 *c.* The business development services may be
31 performed at the physical location of the provider or
32 the company.

33 *d.* The business development services may be
34 provided in consideration of equity participation in
35 the company, a fee for services, a membership agreement
36 with the company, or any combination thereof.

37 4. Entrepreneurial assistance providers may apply
38 for financial assistance under the program in the
39 manner and form prescribed by the authority.

40 5. The economic development authority board in its
41 discretion may approve, deny, or defer each application
42 for financial assistance under the program from
43 persons it determines to be an eligible entrepreneurial
44 assistance provider.

45 6. Subject to subsection 7, the amount of financial
46 assistance awarded to an eligible entrepreneurial
47 assistance provider shall be within the discretion of
48 the authority.

49 7. *a.* The maximum amount of financial assistance
50 awarded to an eligible entrepreneurial assistance

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1 provider shall not exceed two hundred thousand dollars.
2 *b.* The maximum amount of financial assistance
3 provided under the program shall not exceed one million
4 dollars in a fiscal year.
5 8. The authority shall award financial assistance
6 on a competitive basis. In making awards of financial
7 assistance, the authority may develop scoring criteria
8 and establish minimum requirements for the receipt of
9 financial assistance under the program. In making
10 awards of financial assistance, the authority may
11 consider all of the following:
12 *a.* The business experience of the professional
13 staff employed or retained by the eligible
14 entrepreneurial assistance provider.
15 *b.* The business plan review capacity of the
16 professional staff of the eligible entrepreneurial
17 assistance provider.
18 *c.* The expertise in all aspects of business
19 disciplines of the professional staff of the eligible
20 entrepreneurial assistance provider.
21 *d.* The access of the eligible entrepreneurial
22 assistance provider to external service providers,
23 including legal, accounting, marketing, and financial
24 services.
25 *e.* The service model and likelihood of success of
26 the eligible entrepreneurial assistance provider and
27 its similarity to other successful entrepreneurial
28 assistance providers in the country.
29 *f.* The financial need of the eligible
30 entrepreneurial assistance provider.
31 9. Financial assistance awarded to an eligible
32 entrepreneurial assistance provider shall only be
33 used for the purpose of operating costs incurred by
34 the eligible entrepreneurial assistance provider in
35 providing business development services to emerging
36 and early-stage innovation companies in this state.
37 Such financial assistance shall not be distributed to
38 owners or investors of the company to which business
39 development services are provided and shall not
40 be distributed to other persons assisting with the
41 provision of business development services to the
42 company.
43 10. The authority may contract with outside service
44 providers for assistance with the program or may
45 delegate the administration of the program to the Iowa
46 innovation corporation pursuant to section 15.106B.
47 11. The authority may make client referrals to
48 eligible entrepreneurial assistance providers.
49 Sec. 198. Section 15E.363, subsection 3, Code 2015,
50 is amended to read as follows:

1 3. The Moneys credited to the fund are appropriated
2 to the authority and shall be used to provide grants
3 under the entrepreneur investment awards program
4 established in section 15E.362 financial assistance
5 under the program.

6 DIVISION XXIV

7 WORKFORCE HOUSING TAX INCENTIVES PROGRAM

8 Sec. 199. Section 15.354, subsection 3, paragraph
9 e, Code 2015, is amended to read as follows:

10 e. (1) Upon review of the examination and
11 verification of the amount of the qualifying new
12 investment, the authority may issue a tax credit
13 certificate to the housing business stating the amount
14 of workforce housing investment tax credits under
15 section 15.355 the eligible housing business may claim.

16 (2) If upon review of the examination in
17 subparagraph (1) the authority determines that a
18 housing project has incurred project costs in excess of
19 the amount submitted in the application made pursuant
20 to subsection 1, the authority shall do one of the
21 following:

22 (a) If the project costs do not cause the housing
23 project's average dwelling unit cost to exceed the
24 applicable maximum amount authorized in section 15.353,
25 subsection 3, the authority may consider the agreement
26 fulfilled and may issue a tax credit certificate.

27 (b) If the project costs cause the housing
28 project's average dwelling unit cost to exceed the
29 applicable maximum amount authorized in section
30 15.353, subsection 3, but does not cause the average
31 dwelling unit cost to exceed one hundred ten percent
32 of such applicable maximum amount, the authority
33 may consider the agreement fulfilled and may issue a
34 tax credit certificate. In such case, the authority
35 shall reduce the amount of tax incentives the eligible
36 housing project may claim under section 15.355,
37 subsections 2 and 3, by the same percentage that the
38 housing project's average dwelling unit cost exceeds
39 the applicable maximum amount under section 15.353,
40 subsection 3, and such tax incentive reduction shall
41 be reflected on the tax credit certificate. If
42 the authority issues a certificate pursuant to this
43 subparagraph division, the department of revenue shall
44 accept the certificate notwithstanding that the housing
45 project's average dwelling unit costs exceeds the
46 maximum amount specified in section 15.353, subsection
47 3.

48 (c) If the project costs cause the housing
49 project's average dwelling unit cost to exceed one
50 hundred ten percent of the applicable maximum amount

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1 authorized in 15.353, subsection 3, the authority
2 shall determine the eligible housing business to be in
3 default under the agreement and shall not issue a tax
4 credit certificate.

5 Sec. 200. Section 15.355, subsection 2, Code 2015,
6 is amended to read as follows:

7 2. A housing business may claim a refund of the
8 sales and use taxes paid under chapter 423 that are
9 directly related to a housing project. The refund
10 available pursuant to this subsection shall be as
11 provided in section 15.331A to the extent applicable
12 for purposes of this program, excluding subsection
13 2, paragraph "c", of that section. For purposes of
14 the program, the term "project completion", as used
15 in section 15.331A, shall mean the date on which the
16 authority notifies the department of revenue that all
17 applicable requirements of an agreement entered into
18 pursuant to section 15.354 are satisfied.

19 Sec. 201. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.

22 Sec. 202. RETROACTIVE APPLICABILITY. This division
23 of this Act applies retroactively to May 30, 2014, for
24 all agreements entered into pursuant to Code section
25 15.354 on or after that date.

26 DIVISION XXV

27 MISCELLANEOUS CHANGES TO ECONOMIC DEVELOPMENT AUTHORITY 28 PROGRAMS

29 Sec. 203. Section 15.293B, subsection 4, Code 2015,
30 is amended to read as follows:

31 4. A registered project shall be completed within
32 thirty months of the date the project was registered
33 unless the authority, upon recommendation of the
34 council and approval of the board, provides additional
35 time to complete the project. ~~A project shall not be~~
36 ~~provided more than twelve months of additional time.~~
37 If the registered project is not completed within the
38 time required, the project is not eligible to claim a
39 tax credit provided in section 15.293A.

40 Sec. 204. SPECIAL PROJECT EXTENSION.

41 Notwithstanding any other provision of law to the
42 contrary, the economic development authority may extend
43 the project completion date for a project awarded tax
44 incentives under both the redevelopment tax credit
45 program in sections 15.293A and 15.293B and the housing
46 enterprise zone tax incentives program in section
47 15E.193B, Code 2014, if the property that is the
48 subject of the project suffered a catastrophic fire
49 during the 2014 calendar year.

50 Sec. 205. EFFECTIVE UPON ENACTMENT. This division

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1 of this Act, being deemed of immediate importance,
2 takes effect upon enactment.

3 Sec. 206. RETROACTIVE APPLICABILITY. The
4 section of this division of this Act amending Code
5 section 15.293B applies retroactively to qualifying
6 redevelopment project agreements entered into on or
7 after July 1, 2010, for which a request for a project
8 extension is submitted to the economic development
9 authority on or after January 1, 2015.

10

DIVISION XXVI

11

HOUSING ENTERPRISE TAX CREDIT

12

13 Sec. 207. 2014 Iowa Acts, chapter 1130, is amended

14

by adding the following new section:

15

16 NEW SECTION. SEC. 41A. Notwithstanding the section
17 of this Act repealing section 15E.193B, the economic
18 development authority may enter into an agreement

19

20 and issue housing enterprise tax credits to a housing
21 business if all the following conditions are met:
22 1. The city or county in which the enterprise
23 zone is located mailed, or caused to be mailed, the
24 necessary program application forms on or after June 1,
25 2014, and prior to July 1, 2014, but the applications
26 were not received by the economic development
27 authority. The economic development authority may
28 accept an affidavit by a city to confirm timely mailing
29 of the application forms, notwithstanding section
30 622.105.

31

32 2. The application forms submitted pursuant to
33 subsection 1 were approved by all necessary governing
34 bodies and commissions of the city or county as
35 required by chapter 15E, division XVIII, Code 2014.

36

37 3. The economic development authority determines
38 the housing business would otherwise be eligible under
39 section 15E.193B, Code 2014.

40

41 4. The city or county and the eligible housing
42 business meet all other requirements of the housing
43 enterprise tax credit program under chapter 15E,
44 division XVIII, Code 2014, and the agreement to be
45 entered into pursuant to this section.

46

47 Sec. 208. 2014 Iowa Acts, chapter 1130, section 43,

48

subsection 1, is amended to read as follows:

49

50 1. On or after the effective date of this division
51 of this Act, a city or county shall not create an
52 enterprise zone under chapter 15E, division XVIII,
53 or enter into a new agreement or amend an existing
54 agreement under chapter 15E, division XVIII, unless
55 otherwise authorized in this Act.

56

57 Sec. 209. EFFECTIVE UPON ENACTMENT. This division
58 of this Act, being deemed of immediate importance,
59 takes effect upon enactment.

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1 Sec. 210. RETROACTIVE APPLICABILITY. This division
2 of this Act applies retroactively to July 1, 2014.

3 DIVISION XXVII

4 ELIGIBILITY VERIFICATION — UNEMPLOYMENT INSURANCE

5 Sec. 211. NEW SECTION. 96.55 Eligibility
6 **verification procedures.**

7 1. The department shall establish procedures to
8 accurately verify the eligibility to receive benefits
9 of each individual filing a claim for benefits in order
10 to prevent payment of fraudulent or erroneous benefits.
11 The procedures shall include but not be limited to the
12 following components:

13 a. A requirement that each individual filing
14 a claim for benefits provide correct answers to
15 randomized questions relating to the individual's
16 identity.

17 b. A process to prevent an individual who is
18 ineligible for benefits due to the individual's
19 incarceration in a jail, prison, or other correctional
20 institution or facility from filing a claim for
21 benefits or receiving benefits. The department shall
22 coordinate the administration of this process with
23 the department of corrections and federal, state,
24 and local law enforcement agencies. The department
25 of corrections and state and local law enforcement
26 agencies shall cooperate with the department in the
27 administration of this process.

28 2. The department may utilize one or more requests
29 for proposals to administer this section. The
30 department may enter into agreements pursuant to
31 chapter 28E to administer this section. The department
32 shall utilize existing information technology resources
33 of state and local government to administer this
34 section where practicable.

35 Sec. 212. IMPLEMENTATION — REPORT. The department
36 of workforce development shall implement the procedures
37 required by this division of this Act no later than
38 June 30, 2016. The department shall submit a report
39 on the department's progress in implementing the
40 procedures required by this division of this Act to
41 the general assembly by December 15, 2015. The report
42 shall include any statutory changes necessary to
43 facilitate the implementation of this division of this
44 Act.

45 DIVISION XXVIII

46 REFUND FRAUD — INCOME TAXES

47 Sec. 213. Section 421.17, subsection 23, Code 2015,
48 is amended to read as follows:

49 23. To develop, modify, or contract with vendors to
50 create or administer systems or programs which identify

1 nonfilers of returns or nonpayers of taxes administered
 2 by the department and to identify and prevent the
 3 issuance of fraudulent or erroneous refunds. Fees
 4 for services, reimbursements, costs incurred by the
 5 department, or other remuneration may be funded from
 6 the amount of tax, penalty, or interest actually
 7 collected and shall be paid only after the amount is
 8 collected. An amount is appropriated from the amount
 9 of tax, penalty, and interest actually collected, not
 10 to exceed the amount collected, which is sufficient
 11 to pay for services, reimbursement, costs incurred by
 12 the department, or other remuneration pursuant to this
 13 subsection. Vendors entering into a contract with the
 14 department pursuant to this subsection are subject to
 15 the requirements and penalties of the confidentiality
 16 laws of this state regarding tax information. The
 17 director shall report annually to the legislative
 18 services agency and the chairpersons and ranking
 19 members of the ways and means committees on the amount
 20 of costs incurred and paid during the previous fiscal
 21 year pursuant to this subsection and the incidence
 22 of refund fraud and the costs incurred and amounts
 23 prevented from issuance during the previous fiscal year
 24 pursuant to this subsection.

25 Sec. 214. IMPLEMENTATION — REPORT. The director
 26 of revenue shall implement the procedures required
 27 by this division of this Act no later than January
 28 1, 2016. The director shall submit a report on the
 29 director's progress in implementing the procedures
 30 required by this division of this Act to the general
 31 assembly by October 3, 2016. The report shall include
 32 any statutory changes necessary to facilitate the
 33 implementation of this division of this Act.

34 DIVISION XXIX

35 ELIGIBILITY VERIFICATION — MEDICAID

36 Sec. 215. MEDICAID PROGRAM — ELIGIBILITY
 37 VERIFICATION SYSTEM. The department of human services
 38 shall ensure during the fiscal year beginning July
 39 1, 2015, that the department's Medicaid program
 40 eligibility system, the eligibility integrated
 41 application solution (ELIAS), is capable of accurately
 42 verifying the identity of individuals for the purposes
 43 of initial eligibility and redetermination of
 44 eligibility for the Medicaid program. The department
 45 shall submit a report on the department's progress
 46 in implementing this section to the general assembly
 47 by December 15, 2015. The report shall include
 48 any statutory changes necessary to facilitate the
 49 implementation of this section.

50

DIVISION XXX

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1 EXEMPTION FROM FRANCHISE FEES — STATE AGENCIES

2 Sec. 216. Section 364.2, subsection 4, paragraph
3 f, subparagraph (2), Code 2015, is amended to read as
4 follows:

5 (2) Franchise fees collected pursuant to an
6 ordinance in effect on May 26, 2009, shall be deposited
7 in the city's general fund and such fees collected in
8 excess of the amounts necessary to inspect, supervise,
9 and otherwise regulate the franchise may be used by
10 the city for any other purpose authorized by law.
11 Franchise fees collected pursuant to an ordinance
12 that is adopted or amended on or after May 26, 2009,
13 to increase the percentage rate at which franchise
14 fees are assessed shall be credited to the franchise
15 fee account within the city's general fund and used
16 pursuant to section 384.3A. ~~If a city franchise fee is~~
17 ~~assessed to customers of a franchise, the fee shall~~
18 ~~not be assessed to the city as a customer.~~ Before a
19 city adopts or amends a franchise fee rate ordinance
20 or franchise ordinance to increase the percentage
21 rate at which franchise fees are assessed, a revenue
22 purpose statement shall be prepared specifying the
23 purpose or purposes for which the revenue collected
24 from the increased rate will be expended. If property
25 tax relief is listed as a purpose, the revenue purpose
26 statement shall also include information regarding the
27 amount of the property tax relief to be provided with
28 revenue collected from the increased rate. The revenue
29 purpose statement shall be published as provided in
30 section 362.3.

31 Sec. 217. Section 364.2, subsection 4, paragraph
32 f, Code 2015, is amended by adding the following new
33 subparagraph:

34 NEW SUBPARAGRAPH. (4) (a) If a city franchise
35 fee is assessed to customers of a franchise or if a
36 franchise fee or substantially similar fee is assessed
37 by the franchisee to customers of the franchise for the
38 payment of a franchise fee assessed by the city to the
39 franchisee, the fee shall not be assessed to the city
40 or to a state agency as a customer.

41 (b) For purposes of this subparagraph, "*state*
42 *agency*" means any executive, judicial, or legislative
43 department, commission, board, institution, division,
44 bureau, office, agency, or other entity of state
45 government.

46 Sec. 218. APPLICABILITY. This division of this
47 Act applies to franchise fees assessed by a city to
48 a customer on or after July 1, 2015, pursuant to an
49 ordinance adopted before, on, or after that date.
50 This division of this Act also applies to franchise

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1 fees or other substantially similar fees assessed
 2 by a franchisee to a customer on or after July 1,
 3 2015, to pay a franchise fee assessed by the city to
 4 the franchisee pursuant to an ordinance or franchise
 5 agreement adopted before, on, or after July 1, 2015.

6 DIVISION XXXI

7 PAYMENTS IN LIEU OF TAXES AGREEMENTS

8 Sec. 219. NEW SECTION. **262.9D Agreements for**
 9 **payments in lieu of taxes.**

10 1. For purposes of this section:

11 *a. "Payments in lieu of taxes"* are payments made
 12 as a substitute for property taxes not levied on real
 13 property as a result of a property tax exemption, which
 14 payments are made by an institution under the control
 15 of the board to a political subdivision in which the
 16 institution is located pursuant to an agreement entered
 17 into by the board or an institution under the control
 18 of the board and the political subdivision. Payments
 19 in lieu of taxes are not payments made in accordance
 20 with a contract for services under section 364.19 or
 21 other service agreements authorized in statute.

22 *b. "Political subdivision"* means a city, county,
 23 school district, or any other public body or
 24 corporation of this state that has power to levy
 25 or certify a tax or sum of money to be collected by
 26 taxation or otherwise derives funds from a property tax
 27 levied against taxable property situated within the
 28 political subdivision.

29 2. Any agreement providing for payments in lieu of
 30 taxes between the board or an institution under the
 31 control of the board and a political subdivision shall
 32 be approved by the board at a regular meeting in open
 33 session prior to the execution of such an agreement.
 34 A request for board approval of an agreement for
 35 payments in lieu of taxes shall include a detailed
 36 explanation of the need for the agreement, the manner
 37 in which payments are calculated, and concurrence from
 38 the appropriate local assessor as to the assessment
 39 calculation for establishing the amount of each payment
 40 under the agreement. The agreement shall also include
 41 a termination date for the agreement and shall ensure,
 42 to the extent permitted by law, that the payments made
 43 under the agreement are apportioned in the same manner
 44 as property taxes are apportioned among the political
 45 subdivisions in which the property is located.

46 Sec. 220. APPLICABILITY. This division of this Act
 47 applies to any agreement for payments in lieu of taxes
 48 entered into on or after July 1, 2015.>

49 2. By renumbering as necessary.

S-3203

1 Amend the amendment, S-3177, to House File 616, as
2 passed by the House, as follows:
3 1. Page 1, after line 2 by inserting:
4 <__. Page 1, before line 1 by inserting:
5 Section 1. Section 426C.1, subsection 4, Code
6 2015, is amended by striking the subsection and
7 inserting in lieu thereof the following:
8 4. a. "Parcel" means as defined in section 445.1.
9 b. (1) For purposes of business property tax
10 credits claimed for the fiscal year beginning July
11 1, 2016, "parcel" also means that portion of a parcel
12 assigned a classification of commercial property,
13 industrial property, or railway property under
14 chapter 434 pursuant to section 441.21, subsection 13,
15 paragraph "c".
16 (2) For purposes of business property tax credits
17 claimed for fiscal years beginning on or after July
18 1, 2017, "parcel" also means that portion of a parcel
19 assigned a classification of commercial property
20 or industrial property pursuant to section 441.21,
21 subsection 13, paragraph "c".>>
22 2. Page 1, by striking lines 8 through 26 and
23 inserting:
24 <Sec. __. Section 441.21, subsection 13,
25 paragraphs a and c, Code 2015, are amended to read as
26 follows:
27 a. (1) Beginning with valuations established on or
28 or after For the assessment year beginning January 1,
29 2015, mobile home parks, manufactured home communities,
30 land-leased communities, assisted living facilities,
31 property primarily used or intended for human
32 habitation containing three or more separate dwelling
33 units, and that portion of a building that is used
34 or intended for human habitation and a proportionate
35 share of the land upon which the building is situated,
36 regardless of the number of dwelling units located in
37 the building, if the use for human habitation is not
38 the primary use of the building and such building is
39 not otherwise classified as residential property, shall
40 be valued as a separate class of property known as
41 multiresidential property and, excluding properties
42 referred to in section 427A.1, subsection 8, shall
43 be assessed at a percentage of its actual value, as
44 determined in this subsection.
45 (2) Beginning with valuations established on or
46 after January 1, 2016, all of the following shall
47 be valued as a separate class of property known as
48 multiresidential property and, excluding properties
49 referred to in section 427A.1, subsection 8, shall
50 be assessed at a percentage of its actual value, as

Page 2

1 determined in this subsection:

2 (a) Mobile home parks.

3 (b) Manufactured home communities.

4 (c) Land-leased communities.

5 (d) Assisted living facilities.

6 (e) A parcel primarily used or intended for

7 human habitation containing three or more separate

8 dwelling units. If a portion of such a parcel is

9 used or intended for a purpose that, if the primary

10 use, would be classified as commercial property or

11 industrial property, each such portion, including a

12 proportionate share of the land included in the parcel,

13 if applicable, shall be assigned the appropriate

14 classification pursuant to paragraph "c".

15 (f) For a parcel that is primarily used or intended

16 for use as commercial property or industrial property,

17 that portion of the parcel that is used or intended

18 for human habitation, regardless of the number of

19 dwelling units contained on the parcel, including a

20 proportionate share of the land included in the parcel,

21 if applicable. The portion of such a parcel used or

22 intended for use as commercial property or industrial

23 property, including a proportionate share of the

24 land included in the parcel, if applicable, shall be

25 assigned the appropriate classification pursuant to

26 paragraph "c".

27 c. (1) Accordingly For the assessment year

28 beginning January 1, 2015, for parcels that, in

29 part, satisfy the requirements for classification as

30 multiresidential property, the assessor shall assign

31 to that portion of the parcel the classification of

32 multiresidential property and to such other portions of

33 the parcel the property classification for which such

34 other portions qualify.

35 (2) Beginning with valuations established on

36 or after January 1, 2016, for parcels for which a

37 portion of the parcel satisfies the requirements for

38 classification as multiresidential property pursuant to

39 paragraph "a", subparagraph (2), subparagraph division

40 (e) or (f), the assessor shall assign to that portion

41 of the parcel the classification of multiresidential

42 property and to such other portions of the parcel the

43 property classification for which such other portions

44 qualify.>

45 3. Page 1, after line 28 by inserting:

46 <_. Page 7, lines 3 and 4, by striking <section

47 of this Act amending section> and inserting <sections

48 of this Act amending sections 426C.1 and>>

S-3204

1 Amend Senate File 236 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:
4 Section 1. Section 476.27, subsection 1, Code
5 2015, is amended by adding the following new paragraph:
6 NEW PARAGRAPH. *Od. "Electric transmission*
7 *owner"* means an individual or entity who owns and
8 maintains electric transmission facilities including
9 transmission lines, wires, or cables that are capable
10 of operating at an electric voltage of thirty-four and
11 one-half kilovolts or greater that are required for
12 rate-regulated electric utilities, municipal electric
13 utilities, and rural electric cooperatives in this
14 state to provide electric service to the public for
15 compensation.

16 Sec. 2. Section 476.27, subsection 1, paragraph e,
17 Code 2015, is amended to read as follows:
18 *e. "Public utility"* means a public utility as
19 defined in section 476.1, except that, for purposes
20 of this section, "*public utility*" also includes
21 all mutual telephone companies, municipally owned
22 facilities, unincorporated villages, waterworks,
23 municipally owned waterworks, joint water utilities,
24 rural water districts incorporated under chapter 357A
25 or 504, cooperative water associations, franchise
26 cable television operators, ~~and~~ persons furnishing
27 electricity to five or fewer persons, and electric
28 transmission owners primarily providing service to
29 public utilities as defined in section 476.1.

30 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
31 deemed of immediate importance, takes effect upon
32 enactment.>

33 2. Title page, lines 3 and 4, by striking <and
34 retroactive applicability>

35 3. By renumbering as necessary.

MATT McCOY

S-3205

1 Amend Senate File 509 as follows:

2 1. Page 1, by striking lines 17 through 21.
3 2. Page 5, after line 5 by inserting:
4 <_. An individual may claim the tax credit
5 allowed a partnership, limited liability company, S
6 corporation, estate, or trust electing to have the
7 income taxed directly to the individual. The amount
8 claimed by the individual shall be based upon the
9 pro rata share of the individual's earnings of the
10 partnership, limited liability company, S corporation,

11 estate, or trust.>
 12 3. Page 5, by striking lines 21 and 22 and
 13 inserting:
 14 <1. Except as provided in subsection 2, this Act,
 15 being deemed of immediate importance, takes effect upon
 16 enactment.>
 17 4. By renumbering, redesignating, and correcting
 18 internal references as necessary.

RITA HART

S-3206

1 Amend Senate File 443 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 Section 1. **NEW SECTION. 70A.40 Elective public**
 5 **officer contact information.**
 6 1. Within thirty days of an elective public officer
 7 swearing to an oath of office, the governmental entity
 8 the officer serves shall provide the officer with
 9 designated contact information with the governmental
 10 entity. A governmental entity that maintains an
 11 internet site shall cause to be published the contact
 12 information for each of the entity's elective public
 13 officers on the internet site maintained by the entity.
 14 An elective public officer shall provide additional
 15 contact information that would normally be used to make
 16 contact with the officer to the governmental entity to
 17 be published as provided in this section for designated
 18 contact information.
 19 2. a. For the purposes of this section, "*contact*
 20 *information*" means a telephone number and an electronic
 21 mail address.
 22 b. For the purposes of this section, "*elective*
 23 *public officer*" or "*officer*" means all of the following:
 24 (1) Members of the general assembly.
 25 (2) Members of a county board of supervisors.
 26 (3) Members of a city council.
 27 (4) Members of a board of directors of a school
 28 district.>
 29 2. By renumbering as necessary.

JEFF DANIELSON

S-3207

1 Amend House File 632, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 5, line 1, by striking <subsections 2 and
 4 3, Code 2015, are> and inserting <subsection 2, Code
 5 2015, is>

- 6 2. Page 5, by striking lines 16 through 27.
- 7 3. Page 6, by striking lines 3 through 24 and
8 inserting:
- 9 <NEW SUBSECTION. 7. The commissioner shall
10 adopt rules pursuant to chapter 17A that provide
11 requirements, including minimum time periods as
12 the commissioner determines are appropriate under
13 the circumstances, for a health carrier or pharmacy
14 benefits manager to respond to a health care provider's
15 request for prior authorization of prescription drug
16 benefits or to request additional information from a
17 health care provider concerning such a request.>
- 18 4. Page 25, after line 25 by inserting:
19 <Sec. __. EFFECTIVE UPON ENACTMENT. Unless
20 otherwise provided, this Act, if approved by the
21 governor on or after July 1, 2015, takes effect upon
22 enactment.
- 23 Sec. __. RETROACTIVE APPLICABILITY. Unless
24 otherwise provided, this Act, with the exception of the
25 section of this Act adding section 502.202, subsection
26 24, if approved by the governor on or after July 1,
27 2015, applies retroactively to July 1, 2015.>
- 28 5. Title page, line 3, after <date> by inserting
29 <and retroactive applicability>
- 30 6. By renumbering as necessary.

MATT McCOY

S-3208

- 1 Amend Senate File 508 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <DIVISION I
4 FIREWORKS REGULATION>
- 5 2. By striking page 1, line 34, through page 2,
6 line 1, and inserting:
7 <d. "Retailer" means as defined in section 423.1.>
- 8 3. Page 3, lines 4 and 5, by striking <one hundred>
9 and inserting <twenty-five>
- 10 4. Page 4, line 20, by striking <or>
- 11 5. Page 4, line 26, by striking <seller license>
- 12 6. Page 4, line 29, by striking <seller license>
- 13 7. Page 4, line 30, by striking <seller license>
- 14 8. Page 4, line 34, after <section> by inserting
15 <and section 100.19A>
- 16 9. Page 5, line 2, after <3> by inserting <and the
17 fees collected by the state fire marshal under section
18 100.19A for wholesaler registration>
- 19 10. Page 5, line 29, after <to> by inserting
20 <annually>
- 21 11. Page 5, line 33, by striking <a> and inserting
22 <an annual>

- 23 12. Page 5, line 35, after <state.> by inserting
 24 <Registration fees collected pursuant to this section
 25 shall be deposited in the consumer fireworks fee fund
 26 created in section 100.19, subsection 6.>
 27 13. Page 6, line 31, by striking <resolution
 28 suspend the use of display> and inserting <ordinance
 29 or resolution limit or restrict the use of consumer
 30 fireworks or display>
 31 14. Page 6, line 33, after <safety> by inserting
 32 <or private property, or if the board determines that
 33 the use of such devices would constitute a nuisance to
 34 neighboring landowners>
 35 15. Page 7, after line 2 by inserting:
 36 <Sec. ___. Section 364.2, Code 2015, is amended by
 37 adding the following new subsection:
 38 NEW SUBSECTION. 6. A city council may by ordinance
 39 or resolution prohibit or limit the use of consumer
 40 fireworks, display fireworks, or novelties, as
 41 described in section 727.2.>
 42 16. Page 7, lines 5 and 6, by striking <consumer
 43 fireworks, display fireworks, and novelties.> and
 44 inserting <consumer fireworks or display fireworks,>
 45 17. Page 8, line 25, by striking <suspended by a
 46 resolution> and inserting <prohibited or limited by an
 47 ordinance>
 48 18. Page 8, line 26, after <county> by inserting
 49 <or city>
 50 19. Page 9, line 9, by striking <c. A> and

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- 1 inserting:
 2 <c. (1) A person who uses or explodes consumer
 3 fireworks or novelties while the use of such devices is
 4 prohibited or limited by an ordinance adopted by the
 5 county or city in which the fireworks are used commits
 6 a simple misdemeanor, punishable by a fine of not less
 7 than two hundred fifty dollars.
 8 (2) A>
 9 20. Page 9, by striking lines 33 and 34 and
 10 inserting <misdemeanor. A court shall not order
 11 imprisonment for violation of this subsection.>
 12 21. Page 10, by striking lines 14 and 15 and
 13 inserting:
 14 <Sec. ___. EFFECTIVE DATE. This division of this
 15 Act takes effect December 1, 2015.
 16 DIVISION ___
 17 RULEMAKING
 18 Sec. ___. EMERGENCY RULES. The state fire
 19 marshal shall adopt emergency rules under section
 20 17A.4, subsection 3, and section 17A.5, subsection 2,
 21 paragraph "b", to implement the provisions of this

22 Act and the rules shall be effective immediately upon
 23 filing unless a later date is specified in the rules.
 24 Any rules adopted in accordance with this section shall
 25 also be published as a notice of intended action as
 26 provided in section 17A.4.
 27 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 28 of this Act, being deemed of immediate importance,
 29 takes effect upon enactment.>
 30 22. Title page, line 2, by striking <and providing
 31 penalties> and inserting <, providing fees and
 32 penalties, and including effective date provisions>
 33 23. By renumbering as necessary.

JEFF DANIELSON

S-3209

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 3, after line 16 by inserting:
 4 <*Ob.* Require that any retailer or community group
 5 offering for sale at retail any consumer fireworks or
 6 novelties, as described in APA 87-1, chapter 3, provide
 7 a consumer fireworks brochure to each purchaser with
 8 every sale. The state fire marshal shall annually
 9 develop and approve the consumer fireworks brochure,
 10 which must include information on the following:
 11 (1) Risks inherent to the handling, use, and
 12 explosion of consumer fireworks and novelties.
 13 (2) Legal duties and responsibilities assumed by a
 14 purchaser of consumer fireworks or novelties.
 15 (3) Legal duties and responsibilities assumed by
 16 a person who uses or explodes consumer fireworks or
 17 novelties.
 18 (4) Annual statistics on personal injuries
 19 resulting from the use or explosion of consumer
 20 fireworks or novelties.
 21 (5) Detailed procedures for reporting personal
 22 injuries resulting from the use or explosion of
 23 consumer fireworks or novelties.
 24 (6) Detailed procedures for filing a complaint
 25 against a licensee or against an individual for the
 26 improper use or explosion of consumer fireworks or
 27 novelties.>
 28 2. By renumbering as necessary.

DAVID JOHNSON

S-3210

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:

- 3 1. Page 6, by striking line 33 and inserting
4 <following new subsections:
5 NEW SUBSECTION. 16A. The board of supervisors
6 may by ordinance allow for the use and explosion of
7 consumer fireworks within the county. If the board
8 of supervisors adopts an ordinance pursuant to this
9 subsection, a petition meeting the requirements
10 specified in section 331.306 may be filed with the
11 board of supervisors within thirty days following the
12 effective date of the ordinance requesting that
13 the question of whether to continue to allow for the
14 use and explosion of fireworks be submitted to the
15 registered voters of the county. Upon receipt of a
16 valid petition requesting an election, the board of
17 supervisors shall direct the county commissioner of
18 elections to put the proposal on the ballot for the
19 next general election. If the ballot proposal is
20 rejected, the use and explosion of fireworks shall be
21 prohibited in the county.>
- 22 2. Page 7, by striking line 11 and inserting
23 <following new subsections:
24 NEW SUBSECTION. 5A. The city council may by
25 ordinance allow for the use and explosion of consumer
26 fireworks as described in section 727.2 within the
27 city. If the council adopts an ordinance pursuant to
28 this subsection, a petition meeting the requirements
29 specified in section 362.4 for petitions authorized by
30 city code may be filed with the clerk within thirty
31 days following the effective date of the ordinance,
32 requesting that the question of whether to continue
33 to allow for the use and explosion of fireworks be
34 submitted to the registered voters of the city. Upon
35 receipt of a valid petition requesting an election,
36 the council shall direct the county commissioner of
37 elections to put the proposal on the ballot for the
38 next regular city election. If the ballot proposal is
39 rejected, the use and explosion of fireworks shall be
40 prohibited in the city.>
- 41 3. Page 7, line 12, after <council> by inserting
42 <that allows for the use and explosion of consumer
43 fireworks, pursuant to subsection 5A>
- 44 4. Page 7, line 13, by striking <prohibit or limit
45 the use of consumer fireworks,> and inserting <limit
46 the use of such consumer fireworks, and any city
47 council may by ordinance or resolution prohibit or
48 limit the use of>
- 49 5. Page 9, before line 14 by inserting:
50 <0b. (1) A person may use or explode consumer

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1 fireworks in a county, outside of the boundaries of all
 2 cities in the county, only if the county has adopted an
 3 ordinance to permit such use in accordance with section
 4 331.301, subsection 16A, provided that such use is not
 5 prohibited following a vote of eligible electors under
 6 that subsection.

7 (2) A person may use or explode consumer fireworks
 8 in a city only if the city and the county in which the
 9 person is located have adopted ordinances to permit
 10 such use in accordance with section 331.301, subsection
 11 16A, and section 364.2, subsection 6, provided that
 12 such use is not prohibited following a vote of eligible
 13 electors under that subsection.

14 (3) A person who uses or explodes consumer
 15 fireworks in a location where such use is not permitted
 16 by the necessary ordinances under this paragraph "0b"
 17 commits a simple misdemeanor, punishable by a fine of
 18 not less than two hundred fifty dollars.>

19 6. By renumbering as necessary.

DAVID JOHNSON

S-3211

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 4, line 34, after <100.19A> by inserting <,
 4 for the annual transfer required pursuant to paragraph
 5 "0b";>

6 2. Page 5, before line 4 by inserting:
 7 <0b. The state fire marshal shall provide for
 8 an annual transfer from the fund created in this
 9 subsection to the department of public health in the
 10 amount necessary to pay for the full cost of producing
 11 the annual fireworks injuries report required pursuant
 12 to section 135.11, subsection 32.>

13 3. Page 6, after line 7 by inserting:
 14 <Sec. __. **NEW SECTION. 100.19B Consumer fireworks**
 15 **report.**

16 By March 1 of each year the state fire marshal
 17 shall deliver a consumer fireworks report to the
 18 governor and the legislative services agency. The
 19 report shall compile information, by type of firework
 20 if identifiable, on the number of consumer fireworks
 21 sold in this state, fines and property damage resulting
 22 from the use or explosion of consumer fireworks, and
 23 injuries and deaths detailed in the department of
 24 public health's fireworks injuries report, issued
 25 pursuant to section 135.11, subsection 32.>

26 4. Page 6, before line 32 by inserting:

27 <Sec. ____ Section 135.11, Code 2015, is amended by
 28 adding the following new subsection:
 29 NEW SUBSECTION. 32. By February 15 of each year,
 30 issue a fireworks injuries report to the state fire
 31 marshal that includes a compilation of information from
 32 all hospitals and other health care facilities in this
 33 state on all fireworks-related injuries and deaths that
 34 occurred in this state during the prior calendar year.>
 35 5. By renumbering as necessary.

DAVID JOHNSON

S-3212

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 10, line 32, by striking <December 1, 2015>
 4 and inserting <June 1, 2016>

DAVID JOHNSON

S-3213

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 3, by striking lines 24 through 29 and
 4 inserting <described in APA 87-1, chapter 3, at a
 5 permanent building that meets the requirements of
 6 paragraph "a".>

DAVID JOHNSON

S-3214

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, line 28, by striking <eight hundred> and
 4 inserting <five thousand>
 5 2. Page 2, line 32, by striking <four> and
 6 inserting <two thousand five>
 7 3. Page 3, line 1, by striking <four hundred> and
 8 inserting <one thousand>
 9 4. Page 3, line 5, by striking <twenty-five> and
 10 inserting <five hundred>

DAVID JOHNSON

S-3215

1 Amend House File 645, as passed by the House, as
2 follows:

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

5 Section 1. NEW SECTION. 422.11K Wind energy
6 **system tax credits.**

7 1. The taxes imposed under this division, less the
8 credits allowed under section 422.12, shall be reduced
9 by a wind energy system tax credit equal to the sum of
10 the following:

11 a. Fifty percent of the federal residential energy
12 efficient property credit related to small wind energy
13 provided in section 25D(a)(4) of the Internal Revenue
14 Code, not to exceed five thousand dollars.

15 b. Fifty percent of the federal energy credit
16 related to small wind energy provided in section
17 48(a)(2)(A)(i)(IV) of the Internal Revenue Code, not to
18 exceed five thousand dollars.

19 2. Any credit in excess of the tax liability is
20 not refundable but the excess for the tax year may be
21 credited to the tax liability for the following ten
22 years or until depleted, whichever is earlier. The
23 director of revenue shall adopt rules to implement this
24 section.

25 3. a. An individual may claim the tax credit
26 allowed a partnership, limited liability company, S
27 corporation, estate, or trust electing to have the
28 income taxed directly to the individual. The amount
29 claimed by the individual shall be based upon the
30 pro rata share of the individual's earnings of the
31 partnership, limited liability company, S corporation,
32 estate, or trust.

33 b. A taxpayer who is eligible to claim a tax credit
34 under this section shall not be eligible to claim a
35 wind energy production tax credit under chapter 476B or
36 a renewable energy tax credit under chapter 476C.

37 c. A taxpayer may claim more than one credit
38 under this section, but may claim only one credit
39 per separate and distinct small wind energy system
40 installation. The department shall establish criteria,
41 by rule, for determining what constitutes a separate
42 and distinct installation.

43 d. A taxpayer must submit an application to the
44 department for each separate and distinct small wind
45 energy installation. The application must be approved
46 by the department in order to claim the tax credit.
47 The application must be filed by May 1 following the
48 year of the installation of the small wind energy
49 system.

50 4. a. The cumulative value of tax credits claimed

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1 annually by applicants pursuant to this section shall
2 not exceed one hundred fifty thousand dollars.

3 *b.* If an amount of tax credits available for a
4 tax year pursuant to paragraph “*a*” goes unclaimed,
5 the amount of the unclaimed tax credits shall be made
6 available for the following tax year in addition to,
7 and cumulated with, the amount available pursuant to
8 paragraph “*a*” for the following tax year.

9 5. On or before January 1, annually, the department
10 shall submit a written report to the governor and
11 the general assembly regarding the number and value
12 of tax credits claimed under this section, and any
13 other information the department may deem relevant and
14 appropriate.

15 Sec. 2. Section 422.11L, subsection 1, Code 2015,
16 is amended by adding the following new paragraph:
17 NEW PARAGRAPH. *c.* Notwithstanding paragraphs “*a*”
18 and “*b*” of this subsection, for installations occurring
19 on or after January 1, 2016, the applicable percentages
20 of the federal residential energy efficiency property
21 tax credit related to solar energy and the federal
22 energy credit related to solar energy systems shall be
23 fifty percent.

24 Sec. 3. Section 422.11L, subsection 4, paragraph a,
25 Code 2015, is amended to read as follows:

26 *a.* The cumulative value of tax credits claimed
27 annually by applicants pursuant to this section shall
28 not exceed ~~four five million five hundred thousand~~
29 dollars. Of this amount, at least one million
30 dollars shall be reserved for claims associated with
31 or resulting from residential solar energy system
32 installations. In the event that the total amount of
33 claims submitted for residential solar energy system
34 installations in a tax year is an amount less than
35 one million dollars, the remaining unclaimed reserved
36 amount shall be made available for claims associated
37 with or resulting from nonresidential solar energy
38 system installations received for the tax year.

39 Sec. 4. Section 422.33, subsection 29, paragraph a,
40 Code 2015, is amended to read as follows:

41 *a.* The taxes imposed under this division shall
42 be reduced by a solar energy system tax credit
43 equal to sixty percent of the federal energy credit
44 related to solar energy systems provided in section
45 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
46 of the Internal Revenue Code, not to exceed twenty
47 thousand dollars. For installations occurring on or
48 after January 1, 2016, the applicable percentage of the
49 federal energy credit related to solar energy systems
50 shall be fifty percent.

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1 Sec. 5. Section 422.33, Code 2015, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 31. *a.* The taxes imposed under
4 this division shall be reduced by a wind energy system
5 tax credit equal to fifty percent of the federal energy
6 credit related to small wind energy systems provided
7 in section 48(a)(2)(A)(i)(IV) of the Internal Revenue
8 Code, not to exceed five thousand dollars.

9 *b.* The taxpayer may claim the credit pursuant to
10 this subsection according to the same requirements,
11 conditions, and limitations as provided in section
12 422.11K.

13 Sec. 6. Section 422.60, subsection 12, paragraph a,
14 Code 2015, is amended to read as follows:

15 *a.* The taxes imposed under this division shall
16 be reduced by a solar energy system tax credit
17 equal to sixty percent of the federal energy credit
18 related to solar energy systems provided in section
19 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
20 of the Internal Revenue Code, not to exceed twenty
21 thousand dollars. For installations occurring on or
22 after January 1, 2016, the applicable percentage of the
23 federal energy credit related to solar energy systems
24 shall be fifty percent.

25 Sec. 7. Section 422.60, Code 2015, is amended by
26 adding the following new subsection:

27 NEW SUBSECTION. 14. *a.* The taxes imposed under
28 this division shall be reduced by a wind energy system
29 tax credit equal to fifty percent of the federal energy
30 credit related to small wind energy systems provided
31 in section 48(a)(2)(A)(i)(IV) of the Internal Revenue
32 Code, not to exceed five thousand dollars.

33 *b.* The taxpayer may claim the credit pursuant to
34 this subsection according to the same requirements,
35 conditions, and limitations as provided in section
36 422.11K.

37 Sec. 8. Section 476C.1, subsection 6, paragraph
38 b, subparagraph (5), Code 2015, is amended to read as
39 follows:

40 (5) An electric cooperative association that has
41 one or more members organized pursuant to chapter 499
42 or a municipally owned city utility as defined in
43 section 362.2.

44 Sec. 9. Section 476C.3, subsection 4, paragraph b,
45 Code 2015, is amended to read as follows:

46 *b.* The maximum annual amount of energy production
47 capacity equivalent of all other facilities the board
48 may find eligible under this chapter shall not exceed
49 a combined output of ~~fifty-three~~ sixty-three megawatts
50 of nameplate generating capacity and one hundred

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1 sixty-seven billion British thermal units of heat for a
2 commercial purpose.

3 (1) Of the maximum annual amount of energy
4 production capacity equivalent of all other facilities
5 found eligible under this chapter, no more than ten
6 megawatts of nameplate generating capacity or energy
7 production capacity equivalent shall be allocated
8 annually to any one facility.

9 (2) Of the maximum annual amount of energy
10 production capacity equivalent of all other facilities
11 found eligible under this chapter, fifty-five billion
12 British thermal units of heat for a commercial purpose
13 shall be reserved annually for an eligible facility
14 that is a refuse conversion facility for processed,
15 engineered fuel from a multicounty solid waste
16 management planning area. The maximum amount of annual
17 energy production capacity the board may find eligible
18 for a single refuse conversion facility is fifty-five
19 billion British thermal units of heat for a commercial
20 purpose.

21 (3) Of the maximum annual amount of energy
22 production capacity equivalent of all other facilities
23 found eligible under this chapter, ten megawatts of
24 nameplate generating capacity or energy production
25 equivalent shall be reserved annually for solar
26 facilities owned or contracted for by utilities
27 described in section 476C.1, subsection 6, paragraph
28 "b", subparagraph (5).

29 Sec. 10. Section 476C.5, Code 2015, is amended to
30 read as follows:

31 **476C.5 Certificate issuance period.**

32 A producer or purchaser of renewable energy ~~may~~
33 shall receive renewable energy tax credit certificates
34 for a ten-year period for each eligible renewable
35 energy facility under this chapter. The ten-year
36 period for issuance of the tax credit certificates
37 begins with the date the purchaser of renewable energy
38 first purchases electricity, hydrogen fuel, methane gas
39 or other biogas used to generate electricity, or heat
40 for commercial purposes from the eligible renewable
41 energy facility for which a tax credit is issued under
42 this chapter, or the date the producer of the renewable
43 energy first uses the energy produced by the eligible
44 renewable energy facility for on-site consumption.
45 Renewable energy tax credit certificates shall not be
46 issued for renewable energy purchased or produced for
47 on-site consumption after December 31, 2026.

48 Sec. 11. EFFECTIVE UPON ENACTMENT. This Act, being
49 deemed of immediate importance, takes effect upon
50 enactment.

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1 Sec. 12. RETROACTIVE APPLICABILITY.

2 1. Except as provided in subsection 2, the sections
3 of this Act amending section 476C.3, subsection 4,
4 paragraph “b”, and section 476C.5, apply retroactively
5 to January 1, 2014, for tax years beginning on or after
6 that date.

7 2. The section of this Act amending section
8 476C.1, subsection 6, and section 476C.3, subsection
9 4, paragraph “b”, unnumbered paragraph 1, and
10 enacting section 476C.3, subsection 4, paragraph “b”,
11 subparagraph (3), applies retroactively to January 1,
12 2015, for tax years beginning on or after that date.

13 3. The section of this Act amending section
14 422.11L, subsection 4, paragraph “a”, applies
15 retroactively to January 1, 2015, for tax years
16 beginning on or after that date.

17 4. The sections of this Act enacting section
18 422.11K, section 422.33, subsection 31, and section
19 422.60, subsection 14, apply retroactively to January
20 1, 2015, for tax years beginning on or after that
21 date.>

22 2. Title page, by striking lines 1 through 3 and
23 inserting <An Act modifying and enacting provisions
24 relating to specified renewable energy tax credits, and
25 including effective date and retroactive applicability
26 provisions.>

COMMITTEE ON WAYS AND MEANS
JOE BOLKCOM, Chair

S-3216

1 Amend House File 614, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 3, by striking line 30 and inserting:
4 <d. Require that a retailer or community group not
5 transfer consumer>

6 2. Page 3, after line 32 by inserting:
7 <e. Require that a retailer or community group not
8 sell consumer fireworks within five hundred feet of a
9 retail dealer, as defined in section 214A.1.>

10 3. Page 7, line 27, after <Fireworks> by inserting <
11 sales and use — penalties>

12 4. Page 9, after line 30 by inserting:
13 <d. A person who uses or explodes consumer
14 fireworks within one thousand feet of a public or
15 nonpublic elementary or secondary school, nursing
16 home, hospital, or a building that is primarily used

17 as a place of worship commits a simple misdemeanor,
 18 punishable by a fine of not less than two hundred fifty
 19 dollars.>

TONY BISIGNANO

S-3217

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 3, line 17, after <b.> by inserting <(1)>
 4 2. Page 3, after line 21 by inserting:
 5 <(2) Any person who is injured in person or
 6 property or means of support by a person using or
 7 exploding consumer fireworks has a right of action for
 8 all damages actually sustained, severally or jointly,
 9 against that retailer or community group that sold
 10 the consumer fireworks that caused the injury if the
 11 retailer or community group was not covered by public
 12 liability insurance and product liability insurance as
 13 required by this paragraph "b" at the time of selling
 14 the consumer fireworks.>
 15 3. Page 7, line 27, after <Fireworks> by inserting <
 16 sales and use — penalties>
 17 4. Page 10, by striking line 17 and inserting:
 18 ~~<3. 5. Liability. A person who purchases a~~
 19 consumer firework or novelty shall be jointly and
 20 severally liable for damages, including emotional
 21 distress, caused by the ignition, explosion, operation,
 22 or use of the consumer firework or novelty and shall be
 23 jointly and severally liable for court costs, expenses,
 24 and reasonable attorney fees incurred by the party
 25 bringing the action. This subsection shall not impose
 26 any liability on a purchaser for damages that result
 27 from the ignition, explosion, operation, or use of a
 28 consumer firework or novelty if the consumer firework
 29 or novelty was acquired by another person without the
 30 knowledge or consent of the purchaser. A person liable
 31 for damages to property under this subsection is liable
 32 to pay three times the actual damages to the property
 33 that resulted from the ignition, explosion, operation,
 34 or use of the consumer firework or novelty.
 35 6. Applicability.>

TONY BISIGNANO

S-3218

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 7, line 27, after <Fireworks> by inserting <
 4 sales and use — penalties>

5 2. Page 9, line 11, after <person> by inserting
6 <who is eighteen years of age or older>
7 3. Page 9, line 14, after <b.> by inserting <(1)>
8 4. Page 9, lines 16 and 17, by striking <a simple
9 misdemeanor, punishable by a fine of not less than two
10 hundred fifty dollars.> and inserting <an aggravated
11 misdemeanor.>
12 5. Page 9, after line 20 by inserting:
13 <(2) (a) A person, firm, partnership, or
14 corporation who provides consumer fireworks to a person
15 who is under eighteen years of age or who uses or
16 explodes consumer fireworks within fifty feet of a
17 person who is under eighteen years of age commits child
18 endangerment involving fireworks.
19 (b) A person who commits child endangerment
20 involving fireworks under this subparagraph (2)
21 resulting in the death of a person who is under
22 eighteen years of age is guilty of a class "B" felony.
23 Notwithstanding section 902.9, subsection 1, paragraph
24 "b", a person convicted of a violation of this
25 subparagraph division (b) shall be confined for no more
26 than fifty years.
27 (c) A person who commits child endangerment
28 involving fireworks under this subparagraph (2)
29 resulting in serious injury to a person who is under
30 eighteen years of age is guilty of a class "C" felony.
31 (d) A person who commits child endangerment
32 involving fireworks under this subparagraph (2)
33 resulting in bodily injury to a person who is under
34 eighteen years of age that does not result in a serious
35 injury is guilty of a class "D" felony.
36 (e) A person who commits child endangerment
37 involving fireworks under this subparagraph (2) who is
38 not subject to penalty under subparagraph division (b),
39 (c), or (d) is guilty of an aggravated misdemeanor.>

TONY BISIGNANO

S-3219

1 Amend House File 614, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 7, after line 24 by inserting:
4 <Sec. ____. Section 602.8108, Code 2015, is amended
5 by adding the following new subsections:
6 **NEW SUBSECTION.** 7A. The clerk of the district
7 court shall remit all moneys from the fireworks
8 enforcement surcharge collected pursuant to section
9 911.5 to each citing county for deposit in the county
10 general fund no later than the fifteenth day of each
11 month.
12 **NEW SUBSECTION.** 7B. The clerk of the district

13 court shall remit all moneys from the fireworks
 14 enforcement surcharge collected pursuant to section
 15 911.5 to each citing city for deposit in the city
 16 general fund no later than the fifteenth day of each
 17 month.>

18 2. Page 10, after line 30 by inserting:

19 Sec. __. <NEW SECTION. 911.5 Fireworks
 20 **enforcement surcharge.**

21 1. If a court imposes a fine or forfeiture for
 22 a simple misdemeanor punishable pursuant to section
 23 100.19, 100.19A, or 727.2, based upon a citation issued
 24 by a peace officer of a county or city, the court
 25 or the clerk of the district court shall assess and
 26 collect a surcharge in an amount equal to twenty-five
 27 percent of the fine or forfeiture in addition to any
 28 fine, forfeiture, or other surcharge.

29 2. A surcharge that is assessed and collected
 30 pursuant to this section and remitted to a county
 31 pursuant to section 602.8108, subsection 7A, based upon
 32 a citation issued by a peace officer of a county shall
 33 be deposited in the general fund of the citing county.

34 3. A surcharge that is assessed and collected
 35 pursuant to this section and remitted to a city
 36 pursuant to section 602.8108, subsection 7B, based upon
 37 a citation issued by a peace officer of a city shall be
 38 deposited in the general fund of the citing city.

39 4. The surcharge under this section is subject to
 40 the provisions of chapter 909 governing the payment and
 41 collection of fines, as provided in section 909.8.>

42 3. By renumbering as necessary.

TONY BISIGNANO

S-3220

1 Amend the amendment, S-3215, to House File 645, as
 2 passed by the House, as follows:

3 1. Page 3, before line 44 by inserting:

4 <Sec. __. Section 476C.1, subsection 8, Code 2015,
 5 is amended to read as follows:

6 8. *“Heat for a commercial purpose”* means the heat in
 7 British thermal unit equivalents from refuse-derived
 8 fuel, methane, or other biogas produced in this state
 9 either for commercial use by a producer for on-site
 10 consumption or sold to a purchaser of renewable energy
 11 for use for a commercial purpose in this state or for
 12 use by an institution in this state. For purposes of
 13 this chapter, “heat for a commercial purpose” includes
 14 heat captured during the generation of electricity
 15 using methane gas or other biogas produced by a
 16 biogas recovery facility when such heat is used for a
 17 commercial purpose for which fuel or electricity would

18 otherwise be consumed.

19 Sec. ____ Section 476C.2, subsection 1, Code 2015,
20 is amended to read as follows:

21 1. A producer or purchaser of renewable energy may
22 receive renewable energy tax credits under this chapter
23 in an amount equal to the sum of the following:

24 a. ~~one~~ One and one-half cents per kilowatt-hour of
25 electricity, ~~or~~

26 b. ~~four~~ Four dollars and fifty cents per million
27 British thermal units of heat for a commercial purpose,
28 ~~or~~

29 c. ~~four~~ Four dollars and fifty cents per million
30 British thermal units of methane gas or other biogas
31 used to generate electricity, ~~or unless renewable~~
32 energy tax credits are claimed for such electricity
33 under paragraph "a".

34 d. ~~one~~ One dollar and forty-four cents per one
35 thousand standard cubic feet of hydrogen fuel generated
36 by and purchased from an eligible renewable energy
37 facility or used for on-site consumption by the
38 producer.>

39 2. Page 5, after line 21 by inserting:

40 <5. The sections of this Act amending section
41 476C.1, subsection 8, and section 476C.2, subsection 1,
42 apply retroactively to January 1, 2014, for tax years
43 beginning on or after that date.>

44 3. By renumbering as necessary.

RANDY FEENSTRA

S-3221

1 Amend the amendment, S-3215, to House File 645, as
2 passed by the House, as follows:

3 1. Page 3, by striking lines 37 through 43 and
4 inserting:

5 <Sec. ____ Section 476C.1, subsection 6, paragraph
6 b, subparagraph (4), Code 2015, is amended to read as
7 follows:

8 (4) An electric cooperative association organized
9 pursuant to chapter 499 that sells electricity to
10 end users located in this state, a municipally owned
11 city utility as defined in section 362.2, or a public
12 utility subject to rate regulation pursuant to chapter
13 476.>

14 2. Page 3, line 46, by striking <annual>

15 3. Page 3, line 50, after <and> by inserting <
16 annually>

17 4. Page 4, line 3, by striking <annual>

18 5. Page 4, line 8, by striking <annually>

19 6. Page 4, line 9, by striking <annual>

20 7. Page 4, line 16, by striking <annual>

- 21 8. Page 4, line 18, after <is> by inserting <
 22 annually>
 23 9. Page 4, line 21, by striking <annual>
 24 10. Page 4, line 25, by striking <annually>
 25 11. Page 4, line 26, after <~~facilities~~> by
 26 inserting <with a generating capacity of one and
 27 one-half megawatts or less>
 28 12. Page 4, line 28, by striking <subparagraph> and
 29 inserting <subparagraphs (4) and>
 30 13. Page 4, after line 47 by inserting:
 31 <Sec. ____ Section 533.329, subsection 2,
 32 Code 2015, is amended by adding the following new
 33 paragraphs:
 34 NEW PARAGRAPH. l. The moneys and credits tax
 35 imposed under this section shall be reduced by a wind
 36 energy system tax credit allowed under section 422.11K.
 37 NEW PARAGRAPH. m. The moneys and credits tax
 38 imposed under this section shall be reduced by a
 39 solar energy system tax credit allowed under section
 40 422.11L.>
 41 14. Page 5, before line 22 by inserting:
 42 <5. The section of this Act enacting section
 43 533.329, subsection 2, paragraphs “l” and “m”, applies
 44 retroactively to January 1, 2015, for tax years
 45 beginning on or after that date.>
 46 15. By renumbering as necessary.

ROBERT M. HOGG

S-3222

- 1 Amend House File 655, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 6, by striking line 4 and inserting <or
 4 site, but may require propagation maps solely for the
 5 purpose of identifying the location of the coverage or
 6 capacity gap or need for applications for new towers in
 7 an area zoned residential.>
 8 2. Page 6, by striking lines 13 through 19 and
 9 inserting:
 10 <c. Notwithstanding paragraph “b”, an authority
 11 shall require an applicant applying for the
 12 construction of a new tower to provide an explanation
 13 regarding the reason for choosing the proposed
 14 location and the reason the applicant did not choose
 15 collocation. The explanation shall include a sworn
 16 statement from an individual who has responsibility
 17 over placement of the tower attesting that collocation
 18 within the area determined by the applicant to meet the
 19 applicant’s radio frequency engineering requirements
 20 for the placement of a site would not result in the
 21 same mobile service functionality, coverage, and

22 capacity, is technically infeasible, or is economically
 23 burdensome to the applicant.>
 24 3. Page 7, by striking lines 9 and 10 and inserting
 25 <of an application, unless the fee charged is in
 26 compliance with this section.>
 27 4. Page 7, by striking lines 26 through 28 and
 28 inserting <application for more than one trip to the
 29 authority's jurisdiction, and an applicant shall
 30 not be required to pay or reimburse an authority
 31 for consultant or other third-party fees based on a
 32 contingency-based or result-based arrangement.>
 33 5. Page 7, by striking lines 32 through 35 and
 34 inserting <towers or transmission equipment can be
 35 removed, unless requirements are>
 36 6. By striking page 8, line 32, through page 9,
 37 line 1, and inserting:
 38 <3. All records, documents, and electronic data
 39 in the possession or custody of authority personnel
 40 are subject to chapter 22. Disclosure of such records
 41 shall be consistent with applicable state law.>
 42 7. Page 10, by striking lines 31 and 32 and
 43 inserting <personnel are subject to chapter 22.
 44 Disclosure of such records shall be consistent with
 45 applicable state law.>
 46 8. Page 12, by striking line 12 and inserting
 47 <least twenty years, but all or a portion of the land
 48 may be subject to release for public purposes after
 49 fifteen years.>
 50 9. Page 13, line 19, by striking <airport or

Page 2

1 authority> and inserting <airport, aviation authority,
 2 or municipality>
 3 10. Page 13, after line 29 by inserting:
 4 <Sec. __. **NEW SECTION. 8C.9 Repeal.**
 5 This chapter is repealed July 1, 2020.>
 6 11. Page 13, after line 29 by inserting:
 7 <Sec. __. **APPLICABILITY.** This division of this
 8 Act applies to applications submitted on or after the
 9 effective date of this division of this Act.>
 10 12. Page 18, after line 16 by inserting:
 11 <DIVISION __
 12 STATEWIDE BROADBAND COORDINATION
 13 Sec. __. Section 8B.1, Code 2015, is amended by
 14 adding the following new subsections:
 15 **NEW SUBSECTION.** 01. "*Broadband*" means a
 16 high-speed, high-capacity electronic transmission
 17 medium, including fixed wireless and mobile wireless
 18 mediums, that can carry data signals from independent
 19 network sources by establishing different bandwidth
 20 channels and that is commonly used to deliver internet

21 services to the public.

22 NEW SUBSECTION. 001. *“Broadband infrastructure”*
 23 means the physical infrastructure used for the
 24 transmission of data that provides broadband services.
 25 *“Broadband infrastructure”* does not include land,
 26 buildings, structures, improvements, or equipment
 27 not directly used in the transmission of data via
 28 broadband.

29 NEW SUBSECTION. 0001. *“Communications service*
 30 *provider”* means a service provider that provides
 31 broadband service.

32 NEW SUBSECTION. 00001. *“Crop operation”* means the
 33 same as defined in section 717A.1.

34 NEW SUBSECTION. 7A. *“Targeted service area”* means
 35 a United States census bureau census block located
 36 in this state, including any crop operation located
 37 within the census block, within which no communications
 38 service provider offers or facilitates broadband
 39 service at or above twenty-five megabits per second of
 40 download speed and three megabits per second of upload
 41 speed as of the effective date of this Act.

42 Sec. ____ Section 8B.1, subsection 1, Code 2015, is
 43 amended to read as follows:

44 1. *“Information technology”* means computing and
 45 electronics applications used to process and distribute
 46 information in digital and other forms and includes
 47 information technology devices, information technology
 48 services, infrastructure services, broadband and
 49 broadband infrastructure, and value-added services.

50 Sec. ____ Section 8B.3, subsection 1, Code 2015, is

Page 3

1 amended to read as follows:

2 1. The office is created for the purpose of
 3 leading, directing, managing, coordinating, and
 4 providing accountability for the information technology
 5 resources of state government and for coordinating
 6 statewide broadband availability and access.

7 Sec. ____ Section 8B.4, Code 2015, is amended by
 8 adding the following new subsections:

9 NEW SUBSECTION. 14A. Streamline, consolidate,
 10 and coordinate the access to and availability of
 11 broadband and broadband infrastructure throughout the
 12 state, including but not limited to the facilitation
 13 of public-private partnerships, ensuring that all
 14 state agencies’ broadband and broadband infrastructure
 15 policies and procedures are aligned, resolving issues
 16 which arise with regard to implementation efforts, and
 17 collecting data and developing metrics or standards
 18 against which the data may be measured and evaluated
 19 regarding broadband infrastructure installation and

20 deployment.

21 NEW SUBSECTION. 14B. Administer the broadband
22 grant program pursuant to section 8B.11.

23 NEW SUBSECTION. 14C. Coordinate the fiberoptic
24 network conduit installation program established in
25 section 8B.25.

26 Sec. ____ Section 8B.9, Code 2015, is amended by
27 adding the following new subsection:

28 NEW SUBSECTION. 5. An annual report regarding
29 the status of broadband expansion and coordination,
30 the connecting Iowa farms, schools, and communities
31 broadband grant program established under section
32 8B.11, and the adequacy of the speed set in the
33 definition of targeted service area in section 8B.1.

34 Sec. ____ NEW SECTION. **8B.10 Targeted service**
35 **areas — determination — criteria.**

36 1. The determination of whether a communications
37 service provider offers or facilitates broadband
38 service meeting the download or upload speeds specified
39 in the definition of targeted service area in section
40 8B.1 shall be determined or ascertained by reference
41 to broadband availability maps or data sources that
42 are widely accepted for accuracy and available for
43 public review and comment and that are identified by
44 the office by rule.

45 2. The office shall establish procedures to allow
46 challenges to the office's finding on whether an area
47 meets the definition of targeted service area.

48 Sec. ____ NEW SECTION. **8B.11 Connecting Iowa**
49 **farms, schools, and communities — broadband grants —**
50 **fund.**

Page 4

1 1. The office shall administer a broadband grant
2 program to award grants to communication service
3 providers that reduce or eliminate targeted service
4 areas by installing broadband infrastructure in
5 targeted service areas in accordance with this section.

6 2. *a.* A connecting Iowa farms, schools, and
7 communities broadband grant fund is established in the
8 state treasury under the authority of the office. The
9 fund shall consist of moneys available to and obtained
10 or accepted by the office. Moneys in the fund are
11 appropriated to the office to be used for the grant
12 program.

13 *b.* The office shall use moneys in the fund to
14 provide grants to communication service providers
15 pursuant to this section. The office shall use moneys
16 in the fund to leverage available federal moneys if
17 possible.

18 *c.* Notwithstanding section 8.33, moneys in the fund

19 that remain unencumbered or unobligated at the close
 20 of the fiscal year shall not revert but shall remain
 21 available for expenditure for the purposes designated
 22 until the close of the succeeding fiscal year.

23 3. Communication service providers may apply to
 24 the office for a grant pursuant to this section for
 25 the installation of broadband infrastructure that
 26 facilitates broadband service at or above twenty-five
 27 megabits per second of download speed and three
 28 megabits per second of upload speed in targeted service
 29 areas. The office shall include representatives from
 30 schools, communities, agriculture, industry, and other
 31 areas as appropriate to review and recommend grant
 32 awards. The office shall conduct an open application
 33 review process and include a public internet site for
 34 applications, results, and performance.

35 4. a. The office shall award grants on a
 36 competitive basis after considering the following:

37 (1) The relative need for broadband infrastructure
 38 in the area and the existing broadband service speeds.

39 (2) The percentage of the homes, farms, schools,
 40 and businesses in the targeted service area that will
 41 be provided access to broadband service.

42 (3) The geographic diversity of the project areas
 43 of all the applicants.

44 (4) The economic impact of the project to the area.

45 (5) The applicant's total proposed budget for the
 46 project, including the amount or percentage of local
 47 match, if any.

48 (6) Other factors the office deems relevant.

49 b. Except as otherwise provided in this section,
 50 the office shall not evaluate applications based on

Page 5

1 the office's knowledge of the applicant except for the
 2 information provided in the application.

3 5. The office shall not award a grant pursuant
 4 to this section that exceeds fifteen percent of the
 5 communication service provider's project cost.

6 6. The office shall provide public notice regarding
 7 the application process and receipt of funding.

8 7. The office shall not award a grant pursuant to
 9 this section on or after July 1, 2020.

10 8. The office shall adopt rules pursuant to chapter
 11 17A, including but not limited to the broadband grant
 12 program process, management, and measurements as deemed
 13 necessary by the office.

14 Sec. ____ **NEW SECTION. 8B.25 Fiberoptic network**
 15 **conduit installation program.**

16 1. For purposes of this section:

17 a. "*Fiberoptic network conduit*" means a pipe, vault,

18 or duct used to enclose fiberoptic cable facilities
19 buried alongside a roadway or surface mounted on a
20 bridge, overpass, or other facility where placement
21 below ground is impossible or impractical. *"Fiberoptic*
22 *network conduit"* does not include electronics or cable.
23 *b. "Public funding"* does not include a tax exemption
24 authorized under section 427.1, subsection 40.
25 *c. "Where such conduit does not exist"* means that
26 private or publicly owned fiberoptic cable is not
27 currently within a linear range of five hundred feet or
28 less in any one direction.
29 2. The office shall lead and coordinate a program
30 to provide for the installation of fiberoptic network
31 conduit where such conduit does not exist. The chief
32 information officer shall consult and coordinate
33 with applicable agencies and entities as determined
34 appropriate to ensure that the opportunity is provided
35 to lay or install fiberoptic network conduit wherever a
36 state-funded construction project involves trenching,
37 boring, a bridge, a roadway, or opening of the ground,
38 or alongside any state-owned infrastructure.
39 3. Contingent upon the provision of funding for
40 such purposes by the general assembly, the office may
41 contract with a nongovernmental third party to manage,
42 lease, install, or otherwise provide fiberoptic network
43 conduit access for projects described in this section.
44 This section does not require coordination with or
45 approval from the office pursuant to this program or
46 installation of fiberoptic conduit as required by this
47 section for construction projects not using public
48 funding.
49 Sec. _____. NEW SECTION. 8B.26 Broadband permitting
50 process — expeditious response.

Page 6

1 Notwithstanding any other provision to the
2 contrary and in compliance with applicable federal
3 laws and regulations, a political subdivision vested
4 with permitting authority shall approve, approve
5 with modification, or disapprove nonwireless,
6 broadband-related permits within sixty business days
7 following the submission of the necessary application
8 requirements. In the event that no action is taken
9 during the sixty-day period, the application shall be
10 deemed approved.
11 Sec. _____. Section 8D.3, subsection 2, paragraph a,
12 Code 2015, is amended to read as follows:
13 *a. The commission is composed of five voting*
14 *members appointed by the governor and subject to*
15 *confirmation by the senate. Members Voting members*
16 *of the commission shall not serve in any manner or be*

17 employed by an authorized user of the network or by
 18 an entity seeking to do or doing business with the
 19 network.

20 (1) The governor shall appoint a voting member
 21 as the chairperson of the commission from the five
 22 voting members ~~appointed by the governor~~, subject to
 23 confirmation by the senate.

24 (2) ~~Members~~ Voting members of the commission shall
 25 serve six-year staggered terms as designated by the
 26 governor and appointments to the commission are subject
 27 to the requirements of sections 69.16, 69.16A, and
 28 69.19. Vacancies shall be filled by the governor for
 29 the duration of the unexpired term.

30 (3) The salary of the voting members of the
 31 commission shall be twelve thousand dollars per year,
 32 except that the salary of the chairperson shall be
 33 seventeen thousand dollars per year. ~~Members~~ Voting
 34 members of the commission shall also be reimbursed
 35 for all actual and necessary expenses incurred in the
 36 performance of duties as members. The benefits and
 37 salary paid to the voting members of the commission
 38 shall be adjusted annually equal to the average of the
 39 annual pay adjustments, expense reimbursements, and
 40 related benefits provided under collective bargaining
 41 agreements negotiated pursuant to chapter 20.

42 Sec. ____ Section 8D.3, subsection 2, paragraph b,
 43 Code 2015, is amended to read as follows:

44 ~~b. In addition to the members appointed by the~~
 45 ~~governor, the~~ The auditor of state or the auditor's
 46 designee and the chief information officer appointed
 47 pursuant to section 8B.2 or the chief information
 48 officer's designee shall serve as ~~a~~ nonvoting, ex
 49 officio ~~member~~ members of the commission.

50 Sec. ____ Section 8D.4, Code 2015, is amended to

Page 7

1 read as follows:

2 **8D.4 Executive director appointed.**

3 The commission, ~~in consultation with the director~~
 4 ~~of the department of administrative services and the~~
 5 ~~chief information officer~~, shall appoint an executive
 6 director of the commission, subject to confirmation
 7 by the senate. Such individual shall not serve as a
 8 member of the commission. The executive director shall
 9 serve at the pleasure of the commission. The executive
 10 director shall be selected primarily for administrative
 11 ability and knowledge in the field, without regard to
 12 political affiliation. The governor shall establish
 13 the salary of the executive director within range nine
 14 as established by the general assembly. The salary
 15 and support of the executive director shall be paid

16 from funds deposited in the Iowa communications network
17 fund.

18 Sec. ____ Section 80.28, subsection 2, Code 2015,
19 is amended to read as follows:

20 2. The board shall consist of ~~fifteen~~ nineteen
21 voting members, as follows:

22 a. The following members representing state
23 agencies:

24 (1) One member representing the department of
25 public safety.

26 (2) One member representing the state department of
27 transportation.

28 (3) One member representing the department of
29 homeland security and emergency management.

30 (4) One member representing the department of
31 corrections.

32 (5) One member representing the department of
33 natural resources.

34 (6) One member representing the Iowa department of
35 public health.

36 (7) One member representing the office of the chief
37 information officer created in section 8B.2.

38 (8) One member representing the Iowa law
39 enforcement academy created in section 80B.4.

40 b. The governor shall solicit and consider
41 recommendations from professional or volunteer
42 organizations in appointing the following members:

43 (1) Two members who are representatives from
44 municipal police departments.

45 (2) Two members who are representatives of
46 sheriff's offices.

47 (3) Two members who are representatives from fire
48 departments. One of the members shall be a volunteer
49 fire fighter and the other member shall be a paid fire
50 fighter.

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1 (4) Two members who are law communication center
2 managers employed by state or local government
3 agencies.

4 (05) One member representing local emergency
5 management coordinators.

6 (005) One member representing emergency medical
7 service providers.

8 (5) One at-large member.

9 DIVISION ____

10 PROPERTY TAX INCENTIVES AND ASSESSMENT

11 Sec. ____ Section 421.1A, subsection 3, Code 2015,
12 is amended to read as follows:

13 3. At the election of a property owner or aggrieved
14 taxpayer or an appellant described in section 441.42,

15 the property assessment appeal board shall review any
 16 final decision, finding, ruling, determination, or
 17 order of a local board of review relating to protests
 18 of an assessment, valuation, or application of an
 19 equalization order, or any final decision of the
 20 county board of supervisors relating to denial of an
 21 application for, or the revocation of, a property tax
 22 exemption pursuant to section 427.1, subsection 40.
 23 Sec. _____. Section 421.1A, subsection 4, Code 2015,
 24 is amended by adding the following new paragraph:
 25 NEW PARAGRAPH. *Ob.* Affirm or reverse a final
 26 decision of a county board of supervisors relating to
 27 denial of an application for, or the revocation of, a
 28 property tax exemption under section 427.1, subsection
 29 40.

30 Sec. _____. Section 427.1, Code 2015, is amended by
 31 adding the following new subsection:
 32 NEW SUBSECTION. 40. *Broadband infrastructure.*
 33 *a.* The owner of broadband infrastructure shall be
 34 entitled to an exemption from taxation to the extent
 35 provided in this subsection. For the purposes of this
 36 subsection, “*broadband infrastructure*” and “*targeted*
 37 *service area*” mean the same as defined in section 8B.1.
 38 *b.* The exemption shall apply to the installation
 39 of broadband infrastructure that facilitates broadband
 40 service at or above twenty-five megabits per second
 41 of download speed and three megabits per second of
 42 upload speed commenced and completed on or after July
 43 1, 2015, and before July 1, 2020, in a targeted service
 44 area, and used to deliver internet services to the
 45 public. A person claiming an exemption under this
 46 subsection shall certify to the local assessor prior
 47 to commencement of the installation that the broadband
 48 installation will take place within a targeted service
 49 area and shall specify the current number of homes,
 50 farms, schools, and businesses in the targeted service

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1 area that were offered broadband service and the
 2 download and upload speeds available prior to the
 3 broadband infrastructure installation for which the
 4 exemption is claimed and the number of homes, farms,
 5 schools, and businesses in the targeted service area
 6 that will be offered broadband service and the download
 7 and upload speeds that will be available as a result of
 8 installation of the broadband infrastructure for which
 9 the exemption is claimed.
 10 *c.* The tax exemption shall be a one hundred percent
 11 exemption from taxation for a period of ten years in an
 12 amount equal to the actual value added by installation
 13 of the broadband infrastructure.

14 *d.* For companies assessed by the department of
15 revenue pursuant to chapter 433, the exemption shall be
16 limited to an amount equal to the actual value added
17 by installation of the broadband infrastructure as of
18 the assessment date as determined by the department and
19 the exemption shall be applied to the unit value prior
20 to any other exemption applicable to the unit value, as
21 determined under that chapter.

22 *e.* (1) An application for an exemption shall be
23 filed by the owner of the property with the department
24 of revenue by February 1 of the year in which the
25 broadband infrastructure is first assessed for
26 taxation, or the following two assessment years, and
27 in each case the exemption is allowed for ten years.
28 Applications from applicants whose property is subject
29 to assessment by the department pursuant to chapter
30 433 shall be reviewed by the department. All other
31 applications shall be reviewed by the applicable county
32 board of supervisors. The department shall forward
33 those applications for exemption that are subject
34 to review by the county board of supervisors to the
35 county board of supervisors of each county in which the
36 property is located.

37 (2) In lieu of subparagraph (1), and
38 notwithstanding any provision in this subsection
39 to the contrary, an owner may at any time before
40 completion of the project submit a proposal to the
41 department requesting that the department or the board
42 of supervisors, as applicable, allow the owner to file
43 an application for exemption by February 1 of any other
44 assessment year following completion of the project,
45 which year shall be selected by the department or the
46 board, as applicable. If the department approves or if
47 the board, by resolution, approves the proposal, the
48 exemption is allowed for ten years.

49 *f.* (1) The application shall be made on forms
50 prescribed by the department. The application

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- 1 shall contain but not be limited to the following
- 2 information:
- 3 (a) The nature of the broadband infrastructure
- 4 installation.
- 5 (b) The percentage of the homes, farms, schools,
- 6 and businesses in the targeted service area that will
- 7 be provided access to broadband service.
- 8 (c) The actual cost of installing the broadband
- 9 infrastructure under the project, if available.
- 10 The application shall contain supporting documents
- 11 demonstrating the actual cost.
- 12 (d) Certification from the office of the chief

13 information officer pursuant to section 8B.10 that
14 the installation is being performed or was completed
15 in a targeted service area. Certification from the
16 office of the chief information officer that broadband
17 infrastructure installed in a targeted service area
18 facilitates broadband service at or above twenty-five
19 megabits per second of download speed and three
20 megabits per second of upload speed.

21 (e) Certification of the date of commencement and
22 actual or estimated date of completion.

23 (f) A copy of any nonwireless broadband-related
24 permit issued by a political subdivision.

25 (g) If applying pursuant to paragraph "e",
26 subparagraph (2), the actual cost already incurred
27 for installation of broadband infrastructure, if any,
28 the estimated costs for project completion, and the
29 estimated date of project completion. The application
30 shall contain supporting documents demonstrating the
31 actual cost.

32 (2) The department and the board of supervisors
33 shall not approve applications that are missing
34 any of the information or documentation required in
35 subparagraph (1). The department or the board of
36 supervisors may consult with the office of the chief
37 information officer to access additional information
38 needed to review an application.

39 (3) The department or the board of supervisors, as
40 applicable, shall, by March 1, notify an applicant of
41 approval or denial of an application for an exemption
42 under this subsection and shall also notify the
43 applicant of the applicant's right to an appeal.

44 (4) The board of supervisors shall forward all
45 approved applications and any necessary information
46 regarding the applications to the appropriate local
47 assessor by March 1 annually. After the tax exemption
48 is granted, the department or the local assessor, as
49 applicable, shall continue to grant the tax exemption
50 for ten years, and applications for exemption for

Page 11

1 succeeding years shall not be required.

2 (5) An applicant for a property tax exemption whose
3 application was reviewed by the board of supervisors
4 may appeal denial of the application to the property
5 assessment appeal board within thirty days of the
6 issuance of the denial.

7 (6) An applicant for a property tax exemption whose
8 application was reviewed by the department may appeal
9 denial of the application to the director of revenue

10 within thirty days of the issuance of the denial.

11 (7) At any time after the exemption is granted
12 and the broadband service is available in a targeted
13 service area, the department or the board of
14 supervisors, as applicable, under the direction of
15 the office of the chief information officer, may
16 require the property owner receiving the exemption
17 to substantiate that the owner continues to provide
18 the service described in paragraph "b". If the
19 department or the board of supervisors determines
20 that the property owner no longer provides the service
21 described in paragraph "b", the department or the board
22 of supervisors shall revoke the exemption. An owner
23 may appeal the decision to revoke the exemption in the
24 same manner as provided in subparagraphs (5) and (6),
25 as applicable.

26 g. (1) If a company whose property in the
27 county is not assessed by the department of revenue
28 is approved to receive a property tax exemption
29 pursuant to this subsection, the actual value added by
30 installation of the broadband infrastructure shall be
31 determined by the local assessor who shall certify the
32 amount of exemption determined to the county auditor at
33 the time of transmitting the assessment rolls.

34 (2) Notwithstanding any other provision of law to
35 the contrary, if a company in which all or a portion of
36 the company's property in the county is assessed by the
37 department pursuant to chapter 433 and the company's
38 property in the county is approved to receive a
39 property tax exemption pursuant to this subsection, the
40 department shall assess all the company's property in
41 the county used for operating telegraph and telephone
42 lines, broadband, or cable systems for each assessment
43 year the company receives the exemption, for purposes
44 of determining the actual value added by installation
45 of the broadband infrastructure.

46 h. The director of revenue shall adopt rules
47 pursuant to chapter 17A for the interpretation and
48 proper administration of the exemption provided in this
49 subsection.

50 Sec. ____ Section 433.8, Code 2015, is amended to

Page 12

1 read as follows:

2 **433.8 Assessment in each county — how certified.**

3 The director of revenue shall, for the purpose
4 of determining what amount shall be assessed to each
5 company in each county of the state into which the line
6 of the said company extends, certify to the several
7 county auditors of the respective counties into,

8 over, or through which said line extends the number
 9 of miles of line in the county for that company, the
 10 actual value per mile of line for that company, and
 11 the exemption value per mile of line for that company
 12 for exemptions received pursuant to section 427.1,
 13 subsection 40, section 433.4, or any other exemptions.
 14 In no case, however, shall the taxable value of the
 15 property be reduced below zero.

16 Sec. ___. RULES. The office of the chief
 17 information officer shall adopt rules pursuant to
 18 chapter 17A to certify that the installation of
 19 broadband infrastructure meets the requirements under
 20 section 427.1, subsection 40, as enacted in this
 21 division of this Act, for purposes of receiving a
 22 property tax exemption.

23 Sec. ___. IMPLEMENTATION. Section 25B.7 shall not
 24 apply to this division of this Act.

25 Sec. ___. APPLICABILITY. This division of this
 26 Act applies to assessment years beginning on or after
 27 January 1, 2016.

28 DIVISION __

29 INFORMATION TECHNOLOGY INFRASTRUCTURE FOR EDUCATION

30 Sec. ___. Section 423F.3, subsection 6, Code 2015,
 31 is amended by adding the following new paragraph:
 32 NEW PARAGRAPH. *0c.* Additionally, “*school*
 33 *infrastructure*” includes the acquisition or
 34 installation of information technology infrastructure.
 35 For purposes of this paragraph, “*information technology*
 36 *infrastructure*” means the basic, underlying physical
 37 framework or system necessary to deliver technology
 38 connectivity to a school district and to network school
 39 buildings within a school district.

40 DIVISION __

41 CONDITIONAL EFFECTIVE DATE AND RETROACTIVE 42 APPLICABILITY PROVISIONS

43 Sec. ___. EFFECTIVE UPON ENACTMENT. Unless
 44 otherwise provided, this Act, if approved by the
 45 governor on or after July 1, 2015, takes effect upon
 46 enactment.

47 Sec. ___. RETROACTIVE APPLICABILITY. Unless
 48 otherwise provided, this Act, if approved by
 49 the governor on or after July 1, 2015, applies
 50 retroactively to July 1, 2015.>

1 13. Title page, line 3, by striking <infrastructure
 2 and> and inserting <infrastructure, by>

3 14. Title page, line 5, after <projects,> by
 4 inserting <and by providing for the coordination and
 5 facilitation of broadband access in targeted areas of

6 the state, including property tax incentives,>
7 15. By renumbering, redesignating, and correcting
8 internal references as necessary.

COMMITTEE ON WAYS AND MEANS
JOE BOLKCOM, Chair

S-3223

1 Amend House File 661, as passed by the House, as
2 follows:
3 1. Page 5, by striking line 17 and inserting
4 <EFFECTIVE DATE AND APPLICABILITY PROVISIONS>
5 2. Page 5, by striking lines 18 through 27 and
6 inserting:
7 <Sec. ____ EFFECTIVE DATE. The section of this Act
8 amending section 450.9 takes effect July 1, 2016.
9 Sec. ____ APPLICABILITY. The section of this Act
10 amending section 450.9 applies to estates of decedents
11 dying on or after July 1, 2016.
12 Sec. ____ RETROACTIVE APPLICABILITY.
13 1. The section of this Act amending section 422.7
14 applies to Iowa fiduciary income tax returns filed for
15 tax years ending on or after July 1, 2015, and applies
16 retroactively to July 1, 2015, if approved by the
17 governor on or after July 1, 2015.
18 2. The section of this Act amending section 633.78
19 applies to written requests presented by a fiduciary
20 on or after July 1, 2015, and applies retroactively to
21 July 1, 2015, if approved by the governor on or after
22 July 1, 2015.
23 3. The section of this Act amending section 633.238
24 applies to estates of decedents dying on or after July
25 1, 2015, and applies retroactively to July 1, 2015, if
26 approved by the governor on or after July 1, 2015.>
27 3. Title page, line 6, before <applicability> by
28 inserting <retroactive and other>
29 4. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS
JOE BOLKCOM, Chair

S-3224

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 632

1 Amend the Senate amendment, H-1381, to House File
2 632, as amended, passed, and reprinted by the House, as
3 follows:

- 4 1. Page 1, by striking lines 11 through 13 and
 5 inserting <requirements, not to exceed seventy-two
 6 hours for urgent claims and five calendar days for
 7 non-urgent claims, for a health carrier or pharmacy>

S-3225

- 1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking page 9, line 32, through page 10,
 4 line 1, and inserting:
 5 <a. A person shall not use or explode consumer
 6 fireworks except between the hours provided on the
 7 following days:>
 8 2. Page 10, line 3, after <day> by inserting <,
 9 between the hours of 9:00 a.m. and 10:30 p.m.>
 10 3. Page 10, after line 3 by inserting:
 11 <(02) The days including and between June 13 and
 12 July 11, except as otherwise provided in subparagraph
 13 (2) of this paragraph, between the hours of 9:00 a.m.
 14 and 10:30 p.m.>
 15 4. Page 10, line 5, after <4> by inserting <,
 16 between the hours of 9:00 a.m. and 12:30 a.m. on the
 17 immediately following day>
 18 5. Page 10, line 7, after <day> by inserting <,
 19 between the hours of 9:00 a.m. and 10:30 p.m.>
 20 6. Page 10, line 9, after <31> by inserting <,
 21 between the hours of 9:00 a.m. and 12:30 a.m. on the
 22 immediately following day>
 23 7. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-3226

- 1 Amend House File 651, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 12 through 15 and
 4 inserting:
 5 <2. Prior to establishing, leasing, or operating
 6 the statewide land mobile radio communications
 7 platform, the department of public safety, chief
 8 information officer, and the department of
 9 transportation shall maximize use of existing private,
 10 local, and state infrastructure and equipment,
 11 including but not limited to trunked land mobile
 12 radio network systems, located anywhere and meeting
 13 the standards for project 25 or association of public
 14 safety communication officials 25, as defined by the
 15 federal communications commission, phase one or phase

16 two interoperable two-way wireless communications
17 systems, if the legislative services agency analyzes
18 such use to be more cost effective.>

19 2. Page 1, line 32, by striking <fifty-three> and
20 inserting <fifty-eight>

21 3. Page 4, after line 5 by inserting:

22 <Sec. ___. EMERGENCY COMMUNICATIONS SERVICE
23 SURCHARGE FUND APPROPRIATION.

24 1. Conditioned upon the enactment of section
25 29C.23, as enacted in this Act, there is appropriated
26 from the carryover operating surplus described in
27 section 34A.7A, subsection 2, paragraph “f”, of the
28 E911 emergency communications fund to the department
29 of homeland security and emergency management for the
30 fiscal year beginning July 1, 2015, and ending June 30,
31 2016, the following amount, or so much thereof as is
32 necessary, to be used for the purposes designated:

33 For reimbursement of the provider for actual
34 annual lease costs associated with the operation of a
35 statewide land mobile radio communications platform
36 pursuant to section 29C.23:

37 \$ 4,000,000

38 2. Notwithstanding section 8.33, moneys
39 appropriated in this section that remain unencumbered
40 or unobligated at the close of the fiscal year shall
41 not revert but shall remain available for expenditure
42 for the purposes designated until the close of the
43 fiscal year that begins July 1, 2016.

44 Sec. ___. EFFECTIVE UPON ENACTMENT —
45 CONDITION. Unless otherwise provided, this Act,
46 if approved by the governor on or after July 1, 2015,
47 takes effect upon enactment.

48 Sec. ___. RETROACTIVE APPLICABILITY —
49 CONDITION. Unless otherwise provided, this Act, if
50 approved by the governor on or after July 1, 2015,

Page 2

1 applies retroactively to July 1, 2015.>

2 4. Title page, line 4, after <atters> by inserting
3 <, making an appropriation, and including effective
4 date and retroactive applicability provisions>

5 5. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS
ROBERT E. DVORSKY, Chair

S-3227

- 1 Amend Senate File 514 as follows:
 2 1. Page 5, line 15, by striking <adjusted> and
 3 inserting <adjustment authorized under section 257.14>
 4 2. Page 5, line 22, by striking <sections> and
 5 inserting <section>

ROBERT E. DVORSKY

S-3228

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 652

- 1 Amend the Senate amendment, H-1384, to House File
 2 652, as passed by the House, as follows:
 3 1. Page 1, by striking lines 3 and 4.
 4 2. Page 1, before line 5 by inserting:
 5 <__. Page 3, line 1, after <dollars.> by inserting
 6 <If an applicant has previously been awarded a grant
 7 under this section, the applicant may be awarded
 8 subsequent grants worth up to fifty percent of the cost
 9 to replace infrastructure, with a maximum grant of
 10 fifty thousand dollars.>>
 11 3. Page 1, by striking lines 15 through 28.
 12 4. Page 1, before line 29 by inserting:
 13 <__. Obstacles and impediments to cleanup and
 14 redevelopment of leaking underground storage tank
 15 sites, including but not limited to restrictions
 16 on land use, abandoned properties, landowner
 17 participation, economic feasibility, and regulatory
 18 rulemaking.>
 19 5. Page 1, line 32, by striking <2020> and
 20 inserting <2018>
 21 6. By renumbering as necessary.

S-3229

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 616

- 1 Amend the Senate amendment, H-1382, to House File
 2 616, as passed by the House, as follows:
 3 1. Page 1, by striking line 4 and inserting:
 4 <DIVISION ____
 5 PROPERTY TAX ASSESSMENTS AND
 6 BUSINESS PROPERTY TAX CREDIT
 7 Sec. ____. Section 426C.1, subsection 4, Code>

8 2. Page 2, before line 47 by inserting:
 9 <__. Page 6, line 33, after <this> by inserting
 10 <division of this>>
 11 3. By striking page 2, line 50, through page 3,
 12 line 1, and inserting <this Act amending section 426.3,
 13 this Act> and inserting <sections of this division of
 14 this Act amending sections 426C.1 and 426C.3, this
 15 division of this Act>>
 16 4. Page 3, by striking lines 2 through 5 and
 17 inserting:
 18 <__. Page 7, after line 5 by inserting:
 19 <DIVISION __
 20 SALES AND USE TAXES
 21 Sec. __. Section 423.1, subsection 25, Code 2015,
 22 is amended to read as follows:
 23 25. “*Livestock*” includes but is not limited to an
 24 animal classified as an ostrich, rhea, emu, bison, ~~or~~
 25 farm deer, or preserve whitetail as defined in section
 26 484C.1.
 27 Sec. __. Section 423.3, Code 2015, is amended by
 28 adding the following new subsection:
 29 NEW SUBSECTION. 3A. The sale of preserve whitetail
 30 as defined in section 484C.1 if the sale occurred
 31 between July 1, 2005, and December 31, 2015.
 32 Sec. __. Section 423.3, subsection 8, paragraph d,
 33 Code 2015, is amended to read as follows:
 34 d. (1) For purposes of this subsection, the
 35 following items are exempt under paragraph “a” when
 36 used primarily in agricultural production:
 37 (a) A diesel fuel trailer, regardless of the
 38 vehicle to which it is to be attached.
 39 (b) A seed tender, regardless of the vehicle to
 40 which it is to be attached.
 41 (c) An all-terrain vehicle.
 42 (d) An off-road utility vehicle.
 43 (2) For purposes of this paragraph:
 44 (a) “All-terrain vehicle” means the same as defined
 45 in section 321I.1.
 46 ~~(b)~~ (b) “Fuel trailer” means a trailer that
 47 holds dyed diesel fuel or diesel exhaust fluid and
 48 that is used to transport such fuel or fluid to a
 49 self-propelled implement of husbandry.
 50 (c) “Off-road utility vehicle” means the same as

Page 2

1 defined in section 321I.1.
 2 ~~(b)~~ (d) “Seed tender” means a trailer that holds
 3 seed and that is used to transport seed to an implement
 4 of husbandry and load seed into an implement of
 5 husbandry.

6 Sec. ____ REFUNDS. Refunds of taxes, interest, or
 7 penalties that arise from claims resulting from the
 8 amendment to section 423.1, subsection 25, in this
 9 division of this Act, for sales occurring between July
 10 1, 2005, and the effective date of the section amending
 11 section 423.1, subsection 25, in this division of this
 12 Act, shall not be allowed, notwithstanding any other
 13 provision of law to the contrary.

14 Sec. ____ REFUNDS. Refunds of taxes, interest, or
 15 penalties that arise from claims resulting from the
 16 enactment of section 423.3, subsection 3A, in this
 17 division of this Act, for sales occurring between July
 18 1, 2005, and December 31, 2015, shall not be allowed,
 19 notwithstanding any other provision of law to the
 20 contrary.

21 Sec. ____ EFFECTIVE UPON ENACTMENT. The following
 22 provision or provisions of this division of this Act,
 23 being deemed of immediate importance, take effect upon
 24 enactment:

25 1. The section of this division of this Act
 26 amending section 423.1, subsection 25.

27 2. The section of this division of this Act
 28 enacting section 423.3, subsection 3A.

29 Sec. ____ RETROACTIVE APPLICABILITY. The following
 30 provision or provisions of this division of this Act
 31 apply retroactively to July 1, 2005:

32 1. The section of this division of this Act
 33 amending section 423.1, subsection 25.

34 2. The section of this division of this Act
 35 enacting section 423.3, subsection 3A.

36 DIVISION ____

37 DISABLED VETERAN HOMESTEAD
 38 PROPERTY TAX CREDIT APPLICATION

39 Sec. ____ 2015 Iowa Acts, House File 166, is
 40 amended by adding the following new section:

41 NEW SECTION. SEC. 6. EXCEPTION TO APPLICATION
 42 FILING DEADLINE. Notwithstanding the filing deadline
 43 under section 425.2, claims for the homestead credit
 44 authorized under section 425.15, as amended in this
 45 Act, filed after July 1, 2014, but before July 1, 2015,
 46 shall be considered to be a claim properly filed for
 47 taxes due and payable in the fiscal year beginning July
 48 1, 2015.

49 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 50 of this Act, being deemed of immediate importance,

1 takes effect upon enactment.

2 Sec. ____ RETROACTIVE APPLICABILITY. This division
 3 of this Act applies retroactively to March 5, 2015.

4 DIVISION ____
5 PROPERTY TAX EXEMPTION FOR
6 CERTAIN INSTITUTIONS AND SOCIETIES
7 Sec. ____ Section 427.1, subsections 6 and 8, Code
8 2015, are amended to read as follows:
9 6. *Property of cemetery associations.*
10 a. Burial grounds, mausoleums, buildings, and
11 equipment owned and operated by cemetery associations
12 and used exclusively for the maintenance and care of
13 the cemeteries devoted to interment of human bodies
14 and human remains. The exemption granted by this
15 subsection shall not apply to any property used for the
16 practice of mortuary science.
17 b. Agricultural land owned by a cemetery
18 association and leased to another person for
19 agricultural use if the revenues resulting from the
20 lease are used by the cemetery association exclusively
21 for the maintenance and care of cemeteries owned by the
22 cemetery association and devoted to interment of human
23 bodies and human remains.
24 8. *Property of religious, literary, and charitable*
25 *societies.*
26 a. All grounds and buildings used or under
27 construction by literary, scientific, charitable,
28 benevolent, agricultural, and religious institutions
29 and societies solely for their appropriate objects, not
30 exceeding three hundred twenty acres in extent and not
31 leased or otherwise used or under construction with a
32 view to pecuniary profit. However, an organization
33 mentioned in this subsection whose primary objective is
34 to preserve land in its natural state may own or lease
35 land not exceeding three hundred twenty acres in each
36 county for its appropriate objects. For assessment
37 years beginning on or after January 1, 2016, the
38 exemption granted by this subsection shall also apply
39 to grounds owned by a religious institution or society,
40 not exceeding a total of fifty acres, if all monetary
41 and in-kind profits of the religious institution or
42 society resulting from use or lease of the grounds
43 are used exclusively by the religious institution or
44 society for the appropriate objects of the institution
45 or society.
46 b. All deeds or leases by which such property is
47 held shall be filed for record before the property
48 herein described shall be omitted from the assessment.
49 All such property shall be listed upon the tax rolls
50 of the district or districts in which it is located

Page 4

1 and shall have ascribed to it an actual fair market
 2 value and an assessed or taxable value, as contemplated
 3 by section 441.21, whether such property be subject
 4 to a levy or be exempted as herein provided and such
 5 information shall be open to public inspection.
 6 Sec. ____ IMPLEMENTATION. Section 25B.7 shall not
 7 apply to this division of this Act.

8 DIVISION ____

9 FLOOD MITIGATION PROGRAM

10 Sec. ____ Section 418.5, subsections 1 and 6, Code
 11 2015, are amended to read as follows:

12 1. The flood mitigation board is established
 13 consisting of nine voting members and ~~four~~ five
 14 ex officio, nonvoting members, and is located for
 15 administrative purposes within the department. The
 16 director of the department shall provide office space,
 17 staff assistance, and necessary supplies and equipment
 18 for the board. The director shall budget funds to pay
 19 the necessary expenses of the board. In performing its
 20 functions, the board is performing a public function
 21 on behalf of the state and is a public instrumentality
 22 of the state.

23 6. The board's ex officio membership shall ~~include~~
 24 be comprised of the following:

25 a. ~~four~~ Four members of the general assembly with
 26 one each appointed by the majority leader of the
 27 senate, the minority leader of the senate, the speaker
 28 of the house of representatives, and the minority
 29 leader of the house of representatives. A legislative
 30 member serves for a term as provided in section 69.16B
 31 in an ex officio, nonvoting capacity and is eligible
 32 for per diem and expenses as provided in section 2.10.

33 b. The director of revenue or the director's
 34 designee.

35 DIVISION ____

36 INDIVIDUAL INCOME TAX EXEMPTION FOR CERTAIN PAYMENTS

37 MADE TO NONRESIDENT ELECTRIC UTILITY WORKERS

38 Sec. ____ Section 422.7, Code 2015, is amended by
 39 adding the following new subsection:

40 NEW SUBSECTION. 57. a. Subtract, to the extent
 41 included, payments received by an individual from an
 42 electric utility for the following:

43 (1) Emergency response work performed in this
 44 state for the electric utility pursuant to a mutual
 45 aid agreement between this state and any other state
 46 if such emergency response work is performed while the
 47 individual is a nonresident.

48 (2) Training received in this state from the
 49 electric utility if such training is received while the
 50 individual is a nonresident.

Page 5

1 *b.* For purposes of this subsection, “*electric*
2 *utility*” means the same as defined in section 476.22.
3 Sec. ____ Section 422.16, subsection 1, Code 2015,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. *f.* Nonresidents engaged in
6 emergency response work or training meeting the
7 requirements of section 422.7, subsection 57, are not
8 subject to withholding by the applicable electric
9 utility for which such emergency response work or
10 training is being performed if the electric utility
11 has applied to the department for exemption from
12 the withholding requirement and the department
13 has determined that the payments received by the
14 nonresidents would be exempt from taxation pursuant to
15 section 422.7, subsection 57.
16 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
17 of this Act, being deemed of immediate importance,
18 takes effect upon enactment.
19 Sec. ____ RETROACTIVE APPLICABILITY. This division
20 of this Act applies retroactively to January 1, 2015,
21 for tax years beginning on or after that date.
22 ____ Title page, by striking lines 1 through 5 and
23 inserting <An Act relating to state revenue and finance
24 laws including property tax credits, assessments,
25 and exemptions, the sales and use tax, the individual
26 income tax, the flood mitigation program, and>
27 ____ Title page, line 6, after <and> by inserting
28 <retroactive and other>
29 5. By renumbering as necessary.

S-3230

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 645

1 Amend the Senate amendment, H-1387, to House File
2 645, as passed by the House, as follows:
3 1. By striking page 1, line 5, through page 2, line
4 14.
5 2. Page 3, by striking lines 1 through 12.
6 3. Page 3, by striking lines 25 through 36.
7 4. Page 5, by striking lines 1 through 7 and
8 inserting <is amended by adding the following new
9 paragraph:
10 NEW PARAGRAPH. *l.* The moneys and credits tax
11 imposed under this section shall be reduced by a
12 solar energy system tax credit allowed under section
13 422.11L.>
14 5. Page 5, by striking lines 27 through 34 and

15 inserting:

16 <4. The section of this Act enacting section
17 533.329, subsection 2, paragraph “1”, applies
18 retroactively to January 1, 2015, for tax years
19 beginning on or after that date.>
20 6. By renumbering as necessary.

REPORTS OF CONFERENCE COMMITTEES

Senate Files

SENATE FILE 171

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 171, a bill for an Act establishing the state percent of growth and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3014.

2. That Senate File 171, as passed by the Senate, is amended to read as follows:

1. Page 1, line 9, by striking ~~<four>~~ and inserting <one and twenty-five hundredths>

2. Page 1, after line 23 by inserting:

<Sec. ___. RETROACTIVE APPLICABILITY. This Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

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

4. By renumbering as necessary.

ON THE PART OF THE SENATE:

HERMAN C. QUIRMBACH, CHAIR
BILL DIX
MICHAEL E. GRONSTAL
AMY SINCLAIR

ON THE PART OF THE HOUSE:

CHUCK SODERBERG, CHAIR
KRAIG PAULSEN
LINDA UPMEYER

SENATE FILE 172

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 172, a bill for an Act establishing the categorical state percent of growth and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3015.

2. That Senate File 172, as passed by the Senate, is amended to read as follows:

1. Page 1, line 10, by striking ~~<four>~~ and inserting <one and twenty-five hundredths>

2. Page 1, after line 28 by inserting:

<Sec. ___. RETROACTIVE APPLICABILITY. This Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

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

4. By renumbering as necessary.

ON THE PART OF THE SENATE:

HERMAN C. QUIRMBACH, CHAIR
BILL DIX
MICHAEL E. GRONSTAL
AMY SINCLAIR

ON THE PART OF THE HOUSE:

CHUCK SODERBERG, CHAIR
KRAIG PAULSEN
LINDA UPMEYER

SENATE FILE 494

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 494, a bill for an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, respectfully make the following report:

1. That the House recedes from its amendment, S-3157.

2. That Senate File 494, as passed by the Senate, is amended to read as follows:

1. Page 5, line 13, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

2. Page 5, by striking lines 15 and 16 and inserting <maintenance, and miscellaneous purposes:>

3. Page 5, by striking line 18.

4. Page 7, line 16, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

5. Page 8, line 3, after <ranger> by inserting <or park manager>

6. Page 10, line 16, by striking <2,000,000> and inserting <1,950,000>

7. Page 10, line 35, by striking <450,000> and inserting <500,000>

8. Page 15, line 24, by striking <For> and inserting <a. For>

9. Page 15, line 26, by striking <2,550,000> and inserting <2,700,000>

10. Page 15, after line 26 by inserting:

<b. Of the moneys appropriated in paragraph "a", the department shall support field staff providing technical assistance by allocating one hundred percent of the amount that the department allocated to support field staff under 2013 Iowa Acts, chapter 132, section 47, subsection 4, as amended by 2014 Iowa Acts, chapter 1139, section 18. In addition, of the moneys appropriated in paragraph "a", the department shall allocate an additional \$150,000 to support such field staff.>

11. Page 17, line 3, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

12. Page 17, by striking lines 29 through 32.

13. Page 19, by striking lines 8 through 11.

14. Page 24, line 35, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

15. Page 25, by striking lines 2 and 3 and inserting <maintenance, and miscellaneous purposes:>

16. Page 25, by striking line 5.

17. Page 27, line 3, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

18. Page 27, line 25, after <ranger> by inserting <or park manager>

19. Page 30, line 3, by striking <1,000,000> and inserting <975,000>

20. Page 30, line 22, by striking <225,000> and inserting <250,000>

21. Page 33, line 18, by striking <For> and inserting <a. For>

22. Page 33, line 20, by striking <1,275,000> and inserting <1,350,000>

23. Page 33, after line 20 by inserting:

<b. Of the moneys appropriated in paragraph "a", the department shall support field staff providing technical assistance by allocating fifty percent of the amount that the department allocated to support field staff under section 19, subsection 4, of this Act. In addition, of the moneys appropriated in paragraph "a", the department shall allocate an additional \$75,000 to support such field staff.>

24. Page 34, line 32, by striking <soil conservation division> and inserting <division of soil conservation and water quality>

25. Page 35, by striking lines 22 through 25.

26. Page 37, by striking lines 1 through 4.

27. Page 38, by striking lines 5 through 21 and inserting:

<Sec. ____ NEW SECTION. **161A.80A Blufflands protection program and revolving fund.**

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

a. For purposes of this section only, “*bluffland*” means a cliff, headland, or hill with a broad, steep face along the channel or floodplain of the Missouri or Mississippi river and their tributaries.

b. “*Conservation organization*” means a nonprofit corporation incorporated in Iowa or an entity organized and operated primarily to enhance and protect natural resources in this state.

2. A blufflands protection revolving fund is created in the state treasury. All proceeds shall be divided into two equal accounts. One account shall be used for the purchase of blufflands along the Mississippi river and its tributaries and the other account shall be used for the purchase of blufflands along the Missouri river and its tributaries. The proceeds of the revolving fund are appropriated to make loans to conservation organizations which agree to purchase bluffland properties adjacent to state public lands. The department of agriculture and land stewardship, in conjunction with the department of natural resources, shall adopt rules pursuant to chapter 17A to administer the disbursement of funds. Notwithstanding section 12C.7, interest or earnings on investments made pursuant to this section or as provided in section 12B.10 shall be credited to the blufflands protection revolving fund. Notwithstanding section 8.33, unobligated or unencumbered funds credited to the blufflands protection revolving fund shall not revert at the close of a fiscal year. However, the maximum balance in the blufflands protection revolving fund shall not exceed two million five hundred thousand dollars. Any funds in excess of two million five hundred thousand dollars shall be credited to the rebuild Iowa infrastructure fund. No loan shall be made under this section on or after July 1, 2025.

3. This section is repealed on July 1, 2030.

Sec. ____ NEW SECTION. **161A.80B Outstanding bluffland protection loans.**

1. The principal and interest from any loan made pursuant to section 161A.80A, as enacted in this Act, remaining outstanding on July 1, 2025, that would have been payable to the blufflands protection revolving fund created in section 161A.80A, shall instead be paid to the division on or after July 1, 2025, pursuant to the terms of the loan agreement. The moneys paid to the division shall be credited to the rebuild Iowa infrastructure fund created in section 8.57.

2. This section is repealed on July 1, 2030.

Sec. ____ **MONEYS IN THE BLUFFLANDS PROTECTION REVOLVING FUND.**

1. This section applies to any moneys existing in the blufflands protection revolving fund, including its accounts, as that fund and accounts exist under section 161A.80, Code 2015, on June 30, 2015, including any remaining appropriations made to that fund and accounts pursuant to 1998 Iowa Acts, chapter 1219, section 10, subsection 3, any moneys paid into the fund and accounts, and any moneys required to be credited to the rebuild Iowa infrastructure fund upon the repeal of section 161A.80, Code 2015, pursuant to section 161A.80, subsection 2, of that section.

2. The moneys described in subsection 1 shall be transferred to the blufflands protection revolving fund created in section 161A.80A, as enacted in this division of this Act. The moneys described in subsection 1 in an account of the blufflands protection revolving fund existing under section 161A.80, Code 2015, on June 30, 2015,

shall be credited to the account with the same purpose created in the blufflands protection revolving fund under section 161A.80A, as enacted in this division of this Act.

DIVISION ____

CONTROL OF ANIMAL DISEASES — DISPOSAL

Sec. ____ Section 670.1, subsection 2, Code 2015, is amended to read as follows:

2. *"Municipality"* means city, county, township, school district, a chapter 28E entity as provided in section 670.4, subsection 1, paragraph "p", and any other unit of local government except soil and water conservation districts as defined in section 161A.3, subsection 6.

Sec. ____ Section 670.4, subsection 1, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. *p.* Any claim against a chapter 28E entity or an officer or employee of the entity in any way arising out of, or related to, the acts or omissions, operations, or acceptance of waste by the entity, at the request of federal or state agencies, or any political subdivision of this state, in response to a disaster emergency declared by the governor pursuant to section 29C.6, subsection 1, in any way related to an infectious or contagious disease as defined in section 163.2, subsection 5, unless the department of natural resources determines the entity materially deviated from the entity's direct responsibilities and duties under the special waste authorization issued by the department. A chapter 28E entity receiving waste under this paragraph shall not be responsible for actions or inactions of any other parties and shall have no duty to assess, challenge, or evaluate the efficacy or safety of the means of disposal pursuant to any governmental rule, order, special waste authorization, or directive.

Sec. ____ WASTE DISPOSAL REPORT. A chapter 28E entity which accepts avian flu waste for landfill disposal and which receives reimbursement of costs from the United States department of agriculture shall report to the general assembly by January 1, 2016, a summary of total costs and revenues related to the disposal of avian flu wastes.

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

DIVISION ____

CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY PROVISIONS

Sec. ____ EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. ____ RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

28. Title page, line 3, after <protection> by inserting <, and including effective date and retroactive applicability provisions>

29. By renumbering as necessary.

ON THE PART OF THE SENATE:

MARY JO WILHELM, CHAIR
DICK L. DEARDEN
KEVIN KINNEY
KEN ROZENBOOM

ON THE PART OF THE HOUSE:

JACK DRAKE, CHAIR
NANCY DUNKEL
PAT GRASSLEY
NORLIN MOMMSEN
SCOTT OURTH

SENATE FILE 496

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 496, a bill for an Act relating to appropriations to the judicial branch, respectfully make the following report:

1. That the House recedes from its amendment, S-3156.
2. That Senate File 496, as passed by the Senate, is amended to read as follows:
 1. Page 1, line 22, by striking <176,986,612> and inserting <171,486,612>
 2. Page 4, line 35, by striking <88,493,306> and inserting <85,743,306>
 3. Page 7, after line 26 by inserting:

<DIVISION ____
 CONDITIONAL EFFECTIVE DATE AND
 RETROACTIVE APPLICABILITY PROVISIONS

Sec. ____ EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. ____ RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

4. Title page, line 1, after <branch> by inserting <and including effective date and retroactive applicability provisions>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

THOMAS G. COURTNEY, CHAIR
 ROBERT M. HOGG
 RICH TAYLOR

GARY WORTHAN, CHAIR
 DARREL BRANHAGEN
 CHRIS HAGENOW

SENATE FILE 497

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 497, a bill for an Act relating to appropriations to the justice system, and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3158.
2. That Senate File 497, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I
 FY 2015-2016
 APPROPRIATIONS

Section 1. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- a. for the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance

grants, office of drug control policy prosecuting attorney program, and odometer fraud enforcement, and for not more than the following full-time equivalent positions:

.....	\$	7,989,905
.....	FTEs	214.00

It is the intent of the general assembly that as a condition of receiving the appropriation provided in this lettered paragraph, the department of justice shall maintain a record of the estimated time incurred representing each agency or department.

b. For victim assistance grants:

.....	\$	6,734,400
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The moneys appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24 FTEs and to provide maintenance for the victim compensation functions of the department of justice.

The department of justice shall transfer at least \$150,000 from the victim compensation fund established in section 915.94 to the victim assistance grant program.

Notwithstanding section 8.33, moneys appropriated in this paragraph "b" that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

c. For legal services for persons in poverty grants as provided in section 13.34:

.....	\$	2,400,000
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2. a. The department of justice, in submitting budget estimates for the fiscal year commencing July 1, 2016, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of justice shall also report actual reimbursements for the fiscal year commencing July 1, 2014, and actual and expected reimbursements for the fiscal year commencing July 1, 2015.

b. The department of justice shall include the report required under paragraph "a", as well as information regarding any revisions occurring as a result of reimbursements actually received or expected at a later date, in a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency. The department of justice shall submit the report on or before January 15, 2016.

Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate of the department of justice for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,137,588
.....	FTEs	22.00

Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the

following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 43,771,602

b. For the operation of the Anamosa correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 33,668,253

It is the intent of the general assembly that the department of corrections maintain and operate the Luster Heights prison camp.

c. For the operation of the Oakdale correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 60,158,092

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 27,572,108

e. For the operation of the Mount Pleasant correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 25,360,135

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 9,836,353

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 25,933,430

Moneys received by the department of corrections as reimbursement for services provided to the Clarinda youth corporation are appropriated to the department and shall be used for the purpose of operating the Clarinda correctional facility.

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 22,645,970

i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 30,097,648

j. For reimbursement of counties for temporary confinement of work release and parole violators, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:

..... \$ 1,075,092

k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:

..... \$ 484,411

2. The department of corrections shall use moneys appropriated in subsection 1 to continue to contract for the services of a Muslim imam and a Native American spiritual leader.

Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For general administration, including salaries, support, maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes:

..... \$ 5,270,010

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

c. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not, except as otherwise provided in paragraph "b", enter into a new contract, unless the contract is a renewal of an existing contract, for the expenditure of moneys in excess of \$100,000 during the fiscal year beginning July 1, 2015, for the privatization of services performed by the department using state employees as of July 1, 2015, or for the privatization of new services by the department without prior consultation with any applicable state employee organization affected by the proposed new contract and prior notification of the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system.

d. It is the intent of the general assembly that the department of corrections shall add additional correctional officer positions to the current number of correctional officer positions as of July 1, 2015.

2. For educational programs for inmates at state penal institutions:

..... \$ 2,608,109

a. To maximize the funding for educational programs, the department shall establish guidelines and procedures to prioritize the availability of educational and vocational training for inmates based upon the goal of facilitating an inmate's successful release from the correctional institution.

b. The director of the department of corrections may transfer moneys from Iowa prison industries and the canteen operating funds established pursuant to section 904.310, for use in educational programs for inmates.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available to be used only for the purposes designated in this subsection until the close of the succeeding fiscal year.

3. For the development of the Iowa corrections offender network (ICON) data system:

..... \$ 2,000,000

4. For offender mental health and substance abuse treatment:

..... \$ 22,319

5. It is the intent of the general assembly that for the fiscal year addressed by this section the department of corrections shall continue to operate the correctional farms under the control of the department at the same or greater level of participation and involvement as existed as of January 1, 2011; shall not enter into any rental agreement or contract concerning any farmland under the control of the department that is not subject to a rental agreement or contract as of January 1, 2011, without prior legislative approval; and shall further attempt to provide job opportunities at the farms for inmates. The department shall attempt to provide job opportunities at the farms for

inmates by encouraging labor-intensive farming or gardening where appropriate; using inmates to grow produce and meat for institutional consumption; researching the possibility of instituting food canning and cook-and-chill operations; and exploring opportunities for organic farming and gardening, livestock ventures, horticulture, and specialized crops.

Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2015, and ending June 30, 2016, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the first judicial district department of correctional services:
 \$ 14,787,977

It is the intent of the general assembly that the first judicial district department of correctional services maintain the drug courts operated by the district department.

b. For the second judicial district department of correctional services:
 \$ 11,500,661

It is the intent of the general assembly that the second judicial district department of correctional services establish and maintain two drug courts to be operated by the district department.

c. For the third judicial district department of correctional services:
 \$ 7,241,257

d. For the fourth judicial district department of correctional services:
 \$ 5,638,005

e. For the fifth judicial district department of correctional services, including funding for electronic monitoring devices for use on a statewide basis:
 \$ 21,078,393

It is the intent of the general assembly that the fifth judicial district department of correctional services maintain the drug court operated by the district department.

f. For the sixth judicial district department of correctional services:
 \$ 14,863,623

It is the intent of the general assembly that the sixth judicial district department of correctional services maintain the drug court operated by the district department.

g. For the seventh judicial district department of correctional services:
 \$ 7,856,873

It is the intent of the general assembly that the seventh judicial district department of correctional services maintain the drug court operated by the district department.

h. For the eighth judicial district department of correctional services:
 \$ 8,167,194

2. Each judicial district department of correctional services, within the funding available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal sanctions.

3. Each judicial district department of correctional services shall provide alternatives to prison consistent with chapter 901B. The alternatives to prison shall ensure public safety while providing maximum rehabilitation to the offender. A judicial district department of correctional services may also establish a day program.

4. The governor's office of drug control policy shall consider federal grants made to the department of corrections for the benefit of each of the eight judicial district departments of correctional services as local government grants, as defined pursuant to federal regulations.

5. The department of corrections shall continue to contract with a judicial district

department of correctional services to provide for the rental of electronic monitoring equipment which shall be available statewide.

Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF APPROPRIATIONS. Notwithstanding section 8.39, within the moneys appropriated in this division of this Act to the department of corrections, the department may reallocate the moneys appropriated and allocated as necessary to best fulfill the needs of the correctional institutions, administration of the department, and the judicial district departments of correctional services. However, in addition to complying with the requirements of sections 904.116 and 905.8 and providing notice to the legislative services agency, the department of corrections shall also provide notice to the department of management, prior to the effective date of the revision or reallocation of an appropriation made pursuant to this section. The department of corrections shall not reallocate an appropriation or allocation for the purpose of eliminating any program.

Sec. 7. INTENT — REPORTS.

1. The department of corrections in cooperation with townships, the Iowa cemetery associations, and other nonprofit or governmental entities may use inmate labor during the fiscal year beginning July 1, 2015, to restore or preserve rural cemeteries and historical landmarks. The department in cooperation with the counties may also use inmate labor to clean up roads, major water sources, and other water sources around the state.

2. On a quarterly basis the department shall provide a status report regarding private-sector employment to the legislative services agency beginning on July 1, 2015. The report shall include the number of offenders employed in the private sector, the combined number of hours worked by the offenders, the total amount of allowances, and the distribution of allowances pursuant to section 904.702, including any moneys deposited in the general fund of the state.

Sec. 8. ELECTRONIC MONITORING REPORT. The department of corrections shall submit a report on electronic monitoring to the general assembly, to the co-chairpersons and the ranking members of the joint appropriations subcommittee on the justice system, and to the legislative services agency by January 15, 2016. The report shall specifically address the number of persons being electronically monitored and break down the number of persons being electronically monitored by offense committed. The report shall also include a comparison of any data from the prior fiscal year with the current year.

Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

1. As used in this section, unless the context otherwise requires, “state agency” means the government of the state of Iowa, including but not limited to all executive branch departments, agencies, boards, bureaus, and commissions, the judicial branch, the general assembly and all legislative agencies, institutions within the purview of the state board of regents, and any corporation whose primary function is to act as an instrumentality of the state.

2. State agencies are encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. State agencies shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2015, exceeding \$5,000 or in accordance with applicable administrative rules related to purchases for the agency.

Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

1. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the

purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, including jailer training and technical assistance, and for not more than the following full-time equivalent positions:

.....	\$	1,003,214
.....	FTEs	24.00

It is the intent of the general assembly that the Iowa law enforcement academy may provide training of state and local law enforcement personnel concerning the recognition of and response to persons with Alzheimer’s disease.

The Iowa law enforcement academy may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. The Iowa law enforcement academy may select at least five automobiles of the department of public safety, division of state patrol, prior to turning over the automobiles to the department of administrative services to be disposed of by public auction, and the Iowa law enforcement academy may exchange any automobile owned by the academy for each automobile selected if the selected automobile is used in training law enforcement officers at the academy. However, any automobile exchanged by the academy shall be substituted for the selected vehicle of the department of public safety and sold by public auction with the receipts being deposited in the depreciation fund to the credit of the department of public safety, division of state patrol.

Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from the general fund of the state to the office of the state public defender of the department of inspections and appeals for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	26,032,243
.....	FTEs	223.00

2. For payments on behalf of eligible adults and juveniles from the indigent defense fund, in accordance with section 815.11:

.....	\$	29,751,929
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Sec. 12. BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,204,583
.....	FTEs	10.75

Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

1. There is appropriated from the general fund of the state to the department of public defense, for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	6,554,478
.....	FTEs	277.50

2. The department of public defense may temporarily exceed and draw more than the

amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

Sec. 14. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

1. There is appropriated from the general fund of the state to the department of homeland security and emergency management for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,229,623
.....	FTEs	35.95

2. The department of homeland security and emergency management may temporarily exceed and draw more than the amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

3. It is the intent of the general assembly that the department of homeland security and emergency management work in conjunction with the department of public safety, to the extent possible, when gathering and analyzing information related to potential domestic or foreign security threats, and when monitoring such threats.

Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the department's administrative functions, including the criminal justice information system, and for not more than the following full-time equivalent positions:

.....	\$	4,226,131
.....	FTEs	38.00

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$	13,796,544
.....	FTEs	159.00

3. For the criminalistics laboratory fund created in section 691.9:

.....	\$	302,345
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4. a. For the division of narcotics enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$	7,391,039
.....	FTEs	65.50

b. For the division of narcotics enforcement for undercover purchases:

.....	\$	109,042
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5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the

department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	4,651,010
.....	FTEs	53.00

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs, and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	61,501,575
.....	FTEs	512.00

It is the intent of the general assembly that the division of state patrol implement the endangered persons advisory alert system.

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.

7. For deposit in the sick leave benefits fund established under section 80.42 for all departmental employees eligible to receive benefits for accrued sick leave under the collective bargaining agreement:

.....	\$	279,517
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8. For costs associated with the training and equipment needs of volunteer fire fighters:

.....	\$	825,520
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a. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure only for the purpose designated in this subsection until the close of the succeeding fiscal year.

b. Notwithstanding section 8.39, the department of public safety may reallocate moneys appropriated in this section as necessary to best fulfill the needs provided for in the appropriation. However, the department shall not reallocate moneys appropriated to the department in this section unless notice of the reallocation is given to the legislative services agency and the department of management prior to the effective date of the reallocation. The notice shall include information regarding the rationale for reallocating the moneys. The department shall not reallocate moneys appropriated in this section for the purpose of eliminating any program.

9. For the public safety interoperable and broadband communications fund established in section 80.44:

.....	\$	154,661
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Sec. 16. GAMING ENFORCEMENT.

1. There is appropriated from the gaming enforcement revolving fund created in section 80.43 to the department of public safety for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For any direct support costs for agents and officers of the division of criminal investigation's excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	10,898,008
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.....	FTEs	102.00
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2. For each additional license to conduct gambling games on an excursion gambling boat, gambling structure, or racetrack enclosure issued during the fiscal year beginning July 1, 2015, there is appropriated from the gaming enforcement fund to the department of public safety for the fiscal year beginning July 1, 2015, and ending June 30, 2016, an additional amount of not more than \$300,000 to be used for not more than 3 additional full-time equivalent positions.

3. The department of public safety, with the approval of the department of management, may employ no more than three special agents for each additional riverboat or gambling structure regulated after July 1, 2015, and three special agents for each racing facility which becomes operational during the fiscal year which begins July 1, 2015. Positions authorized in this subsection are in addition to the full-time equivalent positions otherwise authorized in this section.

Sec. 17. CIVIL RIGHTS COMMISSION.

1. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,169,540
.....	FTEs	28.00

2. The Iowa state civil rights commission may enter into a contract with a nonprofit organization to provide legal assistance to resolve civil rights complaints.

Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

1. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,260,105
.....	FTEs	12.15

2. The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is appropriated from the E911 emergency communications fund created in section 34A.7A to the department of homeland security and emergency management for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform an annual audit of the E911 emergency communications fund:

.....	\$	250,000
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Sec. 20. Section 915.80, Code 2015, is amended by adding the following new subsections:

NEW SUBSECTION. 4A. "Emergency relocation" means a relocation that takes place within thirty days of the date of a crime or the discovery of a crime, or within thirty days after a crime could reasonably be reported. "Emergency relocation" also includes a relocation that takes place within the thirty days before or after an offender

related to the crime is released from incarceration.

NEW SUBSECTION. 4B. “Housing assistance” means living expenses associated with owning or renting housing, including essential utilities, intended to maintain or reestablish the living arrangement, health, and safety of a victim impacted by a crime.

Sec. 21. Section 915.84, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. The department may waive, for good cause shown, the requirement that an emergency relocation must take place within thirty days of the date or discovery of a crime or within thirty days before or after the offender is released from incarceration.

Sec. 22. Section 915.86, Code 2015, is amended by adding the following new subsections:

NEW SUBSECTION. 16. Reasonable charges incurred by a victim, a secondary victim, the survivor of a homicide victim as described in subsection 9, or by a victim service program on behalf of a victim, for emergency relocation expenses, not to exceed one thousand dollars per person per lifetime.

NEW SUBSECTION. 17. Reasonable expenses incurred by a victim, or by a victim service program on behalf of a victim, for up to three months of housing assistance, not to exceed two thousand dollars per person per lifetime.

DIVISION II

FY 2016–2017

APPROPRIATIONS

Sec. 23. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, office of drug control policy prosecuting attorney program, and odometer fraud enforcement, and for not more than the following full-time equivalent positions:

.....	\$	3,994,953
.....	FTEs	214.00

As a condition of receiving the appropriation provided in this lettered paragraph, the department of justice shall maintain a record of the estimated time incurred representing each agency or department.

b. For victim assistance grants:

.....	\$	3,367,200
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The moneys appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24 FTEs and to provide maintenance for the victim compensation functions of the department of justice.

The department of justice shall transfer at least \$150,000 from the victim compensation fund established in section 915.94 to the victim assistance grant program.

Notwithstanding section 8.33, moneys appropriated in this paragraph “b” that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

c. For legal services for persons in poverty grants as provided in section 13.34:

..... \$ 1,200,000

2. a. The department of justice, in submitting budget estimates for the fiscal year commencing July 1, 2017, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of justice shall also report actual reimbursements for the fiscal year commencing July 1, 2015, and actual and expected reimbursements for the fiscal year commencing July 1, 2016.

b. The department of justice shall include the report required under paragraph "a", as well as information regarding any revisions occurring as a result of reimbursements actually received or expected at a later date, in a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency. The department of justice shall submit the report on or before January 15, 2017.

Sec. 24. OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate of the department of justice for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,568,794
..... FTEs 22.00

Sec. 25. DEPARTMENT OF CORRECTIONS — FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 21,885,801

b. For the operation of the Anamosa correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 16,834,127

It is the intent of the general assembly that the department of corrections maintain and operate the Luster Heights prison camp.

c. For the operation of the Oakdale correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 30,079,046

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 13,786,054

e. For the operation of the Mount Pleasant correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 12,680,067

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 4,918,177

g. For the operation of the Clarinda correctional facility, including salaries, support,

maintenance, and miscellaneous purposes:

..... \$ 12,966,715

Moneys received by the department of corrections as reimbursement for services provided to the Clarinda youth corporation are appropriated to the department and shall be used for the purpose of operating the Clarinda correctional facility.

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 11,322,985

i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 15,048,824

j. For reimbursement of counties for temporary confinement of work release and parole violators, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:

..... \$ 537,546

k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:

..... \$ 242,205

2. The department of corrections shall use moneys appropriated in subsection 1 to continue to contract for the services of a Muslim imam and a Native American spiritual leader.

Sec. 26. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For general administration, including salaries, support, maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes:

..... \$ 2,635,005

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

c. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not, except as otherwise provided in paragraph “b”, enter into a new contract, unless the contract is a renewal of an existing contract, for the expenditure of moneys in excess of \$100,000 during the fiscal year beginning July 1, 2016, for the privatization of services performed by the department using state employees as of July 1, 2016, or for the privatization of new services by the department without prior consultation with any applicable state employee organization affected by the proposed new contract and prior notification of the co-chairpersons and ranking members of the joint appropriations

subcommittee on the justice system.

d. It is the intent of the general assembly that the department of corrections shall add additional correctional officer positions to the current number of correctional officer positions as of July 1, 2016.

2. For educational programs for inmates at state penal institutions:

..... \$ 1,304,055

a. To maximize the funding for educational programs, the department shall establish guidelines and procedures to prioritize the availability of educational and vocational training for inmates based upon the goal of facilitating an inmate’s successful release from the correctional institution.

b. The director of the department of corrections may transfer moneys from Iowa prison industries and the canteen operating funds established pursuant to section 904.310, for use in educational programs for inmates.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available to be used only for the purposes designated in this subsection until the close of the succeeding fiscal year.

3. For the development of the Iowa corrections offender network (ICON) data system:

..... \$ 1,000,000

4. For offender mental health and substance abuse treatment:

..... \$ 11,159

5. It is the intent of the general assembly that for the fiscal year addressed by this section the department of corrections shall continue to operate the correctional farms under the control of the department at the same or greater level of participation and involvement as existed as of January 1, 2011; shall not enter into any rental agreement or contract concerning any farmland under the control of the department that is not subject to a rental agreement or contract as of January 1, 2011, without prior legislative approval; and shall further attempt to provide job opportunities at the farms for inmates. The department shall attempt to provide job opportunities at the farms for inmates by encouraging labor-intensive farming or gardening where appropriate; using inmates to grow produce and meat for institutional consumption; researching the possibility of instituting food canning and cook-and-chill operations; and exploring opportunities for organic farming and gardening, livestock ventures, horticulture, and specialized crops.

Sec. 27. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2016, and ending June 30, 2017, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the first judicial district department of correctional services:

..... \$ 7,393,988

It is the intent of the general assembly that the first judicial district department of correctional services maintain the drug courts operated by the district department.

b. For the second judicial district department of correctional services:

..... \$ 5,750,331

It is the intent of the general assembly that the second judicial district department of correctional services establish and maintain two drug courts to be operated by the district department.

c. For the third judicial district department of correctional services:

..... \$ 3,620,628

d. For the fourth judicial district department of correctional services:

..... \$ 2,819,003

e. For the fifth judicial district department of correctional services, including funding for electronic monitoring devices for use on a statewide basis:

..... \$ 10,539,196

It is the intent of the general assembly that the fifth judicial district department of correctional services maintain the drug court operated by the district department.

f. For the sixth judicial district department of correctional services:

..... \$ 7,431,812

It is the intent of the general assembly that the sixth judicial district department of correctional services maintain the drug court operated by the district department.

g. For the seventh judicial district department of correctional services:

..... \$ 3,928,436

It is the intent of the general assembly that the seventh judicial district department of correctional services maintain the drug court operated by the district department.

h. For the eighth judicial district department of correctional services:

..... \$ 4,083,597

2. Each judicial district department of correctional services, within the funding available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal sanctions.

3. Each judicial district department of correctional services shall provide alternatives to prison consistent with chapter 901B. The alternatives to prison shall ensure public safety while providing maximum rehabilitation to the offender. A judicial district department of correctional services may also establish a day program.

4. The governor's office of drug control policy shall consider federal grants made to the department of corrections for the benefit of each of the eight judicial district departments of correctional services as local government grants, as defined pursuant to federal regulations.

5. The department of corrections shall continue to contract with a judicial district department of correctional services to provide for the rental of electronic monitoring equipment which shall be available statewide.

Sec. 28. DEPARTMENT OF CORRECTIONS — REALLOCATION OF APPROPRIATIONS. Notwithstanding section 8.39, within the moneys appropriated in this division of this Act to the department of corrections, the department may reallocate the moneys appropriated and allocated as necessary to best fulfill the needs of the correctional institutions, administration of the department, and the judicial district departments of correctional services. However, in addition to complying with the requirements of sections 904.116 and 905.8 and providing notice to the legislative services agency, the department of corrections shall also provide notice to the department of management, prior to the effective date of the revision or reallocation of an appropriation made pursuant to this section. The department of corrections shall not reallocate an appropriation or allocation for the purpose of eliminating any program.

Sec. 29. INTENT — REPORTS.

1. The department of corrections in cooperation with townships, the Iowa cemetery associations, and other nonprofit or governmental entities may use inmate labor during the fiscal year beginning July 1, 2016, to restore or preserve rural cemeteries and historical landmarks. The department in cooperation with the counties may also use inmate labor to clean up roads, major water sources, and other water sources around the state.

2. On a quarterly basis the department shall provide a status report regarding private-sector employment to the legislative services agency beginning on July 1, 2016.

The report shall include the number of offenders employed in the private sector, the combined number of hours worked by the offenders, the total amount of allowances, and the distribution of allowances pursuant to section 904.702, including any moneys deposited in the general fund of the state.

Sec. 30. ELECTRONIC MONITORING REPORT. The department of corrections shall submit a report on electronic monitoring to the general assembly, to the co-chairpersons and the ranking members of the joint appropriations subcommittee on the justice system, and to the legislative services agency by January 15, 2017. The report shall specifically address the number of persons being electronically monitored and break down the number of persons being electronically monitored by offense committed. The report shall also include a comparison of any data from the prior fiscal year with the current year.

Sec. 31. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

1. As used in this section, unless the context otherwise requires, "state agency" means the government of the state of Iowa, including but not limited to all executive branch departments, agencies, boards, bureaus, and commissions, the judicial branch, the general assembly and all legislative agencies, institutions within the purview of the state board of regents, and any corporation whose primary function is to act as an instrumentality of the state.

2. State agencies are encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. State agencies shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2016, exceeding \$5,000 or in accordance with applicable administrative rules related to purchases for the agency.

Sec. 32. IOWA LAW ENFORCEMENT ACADEMY.

1. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, including jailer training and technical assistance, and for not more than the following full-time equivalent positions:

.....	\$	501,607
.....	FTEs	24.00

It is the intent of the general assembly that the Iowa law enforcement academy may provide training of state and local law enforcement personnel concerning the recognition of and response to persons with Alzheimer's disease.

The Iowa law enforcement academy may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. The Iowa law enforcement academy may select at least five automobiles of the department of public safety, division of state patrol, prior to turning over the automobiles to the department of administrative services to be disposed of by public auction, and the Iowa law enforcement academy may exchange any automobile owned by the academy for each automobile selected if the selected automobile is used in training law enforcement officers at the academy. However, any automobile exchanged by the academy shall be substituted for the selected vehicle of the department of public safety and sold by public auction with the receipts being deposited in the depreciation fund to the credit of the department of public safety, division of state patrol.

Sec. 33. STATE PUBLIC DEFENDER. There is appropriated from the general fund

of the state to the office of the state public defender of the department of inspections and appeals for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	13,016,121
.....	FTEs	223.00

2. For payments on behalf of eligible adults and juveniles from the indigent defense fund, in accordance with section 815.11:

.....	\$	14,875,965
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Sec. 34. BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	602,291
.....	FTEs	10.75

Sec. 35. DEPARTMENT OF PUBLIC DEFENSE.

1. There is appropriated from the general fund of the state to the department of public defense, for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,277,239
.....	FTEs	277.50

2. The department of public defense may temporarily exceed and draw more than the amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

Sec. 36. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

1. There is appropriated from the general fund of the state to the department of homeland security and emergency management for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,114,812
.....	FTEs	35.95

2. The department of homeland security and emergency management may temporarily exceed and draw more than the amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

3. It is the intent of the general assembly that the department of homeland security and emergency management work in conjunction with the department of public safety, to the extent possible, when gathering and analyzing information related to potential domestic or foreign security threats, and when monitoring such threats.

Sec. 37. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the

general fund of the state to the department of public safety for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the department's administrative functions, including the criminal justice information system, and for not more than the following full-time equivalent positions:

.....	\$	2,113,065
.....	FTEs	38.00

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$	6,898,272
.....	FTEs	159.00

3. For the criminalistics laboratory fund created in section 691.9:

.....	\$	151,173
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4. a. For the division of narcotics enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$	3,695,519
.....	FTEs	65.50

b. For the division of narcotics enforcement for undercover purchases:

.....	\$	54,521
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5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	2,325,505
.....	FTEs	53.00

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs, and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	30,750,788
.....	FTEs	512.00

It is the intent of the general assembly that the division of state patrol implement the endangered persons advisory alert system.

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.

7. For deposit in the sick leave benefits fund established under section 80.42 for all departmental employees eligible to receive benefits for accrued sick leave under the collective bargaining agreement:

..... \$ 139,759
 8. For costs associated with the training and equipment needs of volunteer fire fighters:

..... \$ 412,760
 a. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure only for the purpose designated in this subsection until the close of the succeeding fiscal year.

b. Notwithstanding section 8.39, the department of public safety may reallocate moneys appropriated in this section as necessary to best fulfill the needs provided for in the appropriation. However, the department shall not reallocate moneys appropriated to the department in this section unless notice of the reallocation is given to the legislative services agency and the department of management prior to the effective date of the reallocation. The notice shall include information regarding the rationale for reallocating the moneys. The department shall not reallocate moneys appropriated in this section for the purpose of eliminating any program.

9. For the public safety interoperable and broadband communications fund established in section 80.44:
 \$ 77,330

Sec. 38. GAMING ENFORCEMENT.

1. There is appropriated from the gaming enforcement revolving fund created in section 80.43 to the department of public safety for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For any direct support costs for agents and officers of the division of criminal investigation's excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,449,004
 FTEs 102.00

2. For each additional license to conduct gambling games on an excursion gambling boat, gambling structure, or racetrack enclosure issued during the fiscal year beginning July 1, 2016, there is appropriated from the gaming enforcement fund to the department of public safety for the fiscal year beginning July 1, 2016, and ending June 30, 2017, an additional amount of not more than \$300,000 to be used for not more than 3 additional full-time equivalent positions.

3. The department of public safety, with the approval of the department of management, may employ no more than three special agents for each additional riverboat or gambling structure regulated after July 1, 2016, and three special agents for each racing facility which becomes operational during the fiscal year which begins July 1, 2016. Positions authorized in this subsection are in addition to the full-time equivalent positions otherwise authorized in this section.

Sec. 39. CIVIL RIGHTS COMMISSION.

1. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:
 \$ 584,770
 FTEs 28.00

2. The Iowa state civil rights commission may enter into a contract with a nonprofit

organization to provide legal assistance to resolve civil rights complaints.

Sec. 40. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

1. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	630,053
.....	FTEs	12.15

2. The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. 41. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is appropriated from the E911 emergency communications fund created in section 34A.7A to the department of homeland security and emergency management for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform an annual audit of the E911 emergency communications fund:

.....	\$	125,000
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DIVISION III
CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY PROVISIONS

Sec. 42. EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. 43. RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

____. Title page, by striking line 2 and inserting <including effective date and retroactive applicability provisions.>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

THOMAS G. COURTNEY, CHAIR
ROBERT M. HOGG
RICH TAYLOR

GARY WORTHAN, CHAIR
DARREL BRANHAGEN
CHRIS HAGENOW

SENATE FILE 499

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 499, 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, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions, respectfully make the

following report:

1. That the House recedes from its amendment, S-3159.
2. That Senate File 499, as passed by the Senate, is amended to read as follows:

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

<DIVISION I
FY 2015-2016

Section 1. DEPARTMENT OF CULTURAL AFFAIRS.

1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions for the department:

.....	\$	176,882
.....	FTEs	74.50

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at this state's historic sites.

Full-time equivalent positions authorized under this paragraph are funded, in full or in part, using moneys appropriated under this paragraph, paragraphs "c" through "g", and paragraph "i".

b. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

.....	\$	172,090
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c. HISTORICAL DIVISION

For the support of the historical division:

.....	\$	3,167,701
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d. HISTORIC SITES

For the administration and support of historic sites:

.....	\$	426,398
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e. ARTS DIVISION

For the support of the arts division:

.....	\$	1,233,764
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Of the moneys appropriated in this paragraph, the department shall allocate \$300,000 for purposes of the film office.

f. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

.....	\$	150,000
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g. ARCHIVE IOWA GOVERNORS' RECORDS

For archiving the records of Iowa governors:

.....	\$	65,933
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h. RECORDS CENTER RENT

For payment of rent for the state records center:

.....	\$	227,243
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i. BATTLE FLAGS

For continuation of the project recommended by the Iowa battle flag advisory committee to stabilize the condition of the battle flag collection:

.....	\$	94,000
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2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall

remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2015, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2015:

a. Concentrate its efforts on programs and activities that result in commercially viable products and services.

b. Adopt practices and services consistent with free market, private sector philosophies.

c. Ensure economic growth and development throughout the state.

d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.

e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.

f. Establish a strong and aggressive marketing image to showcase Iowa’s workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.

g. Encourage the development of communities and quality of life to foster economic growth.

h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.

i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.

j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection, and for not more than the following full-time equivalent positions:

.....	\$	15,516,372
.....	FTEs	149.00

b. (1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.

(2) The full-time equivalent positions authorized under this section are funded, in whole or in part, by the moneys appropriated under this subsection or by other moneys received by the authority, including certain federal moneys.

(3) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.

(4) For transfer to a fund created pursuant to section 15.313 for purposes of financing strategic infrastructure projects.

(5) For community economic development programs, tourism operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.

(6) For achieving the goals and accountability, and fulfilling the requirements and duties required under this Act.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in this subsection until the close of the succeeding fiscal year.

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by individuals who are citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount for the world food prize and in lieu of the standing appropriation in section 15.368, subsection 1:

..... \$ 712,500

5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development

authority for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, the Iowa’s promise and Iowa mentoring partnership programs, and for not more than the following full-time equivalent positions:

.....	\$	178,133
.....	FTEs	7.00

Of the moneys appropriated in this subsection, the authority shall allocate \$75,000 for purposes of the Iowa state commission grant program and \$103,133 for purposes of the Iowa’s promise and Iowa mentoring partnership programs.

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

6. COUNCILS OF GOVERNMENTS — ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount to be used for the purposes of providing financial assistance to Iowa’s councils of governments:

.....	\$	200,000
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Sec. 4. VISION IOWA PROGRAM — FTE AUTHORIZATION. For purposes of administrative duties associated with the vision Iowa program for the fiscal year beginning July 1, 2015, the economic development authority is authorized an additional 2.25 FTEs above those otherwise authorized in this division of this Act.

Sec. 5. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the division of insurance in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2015, \$100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 6. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance authority for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the rent subsidy program:

.....	\$	658,000
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2. Participation in the rent subsidy program shall be limited to only those persons who meet the requirements for the nursing facility level of care for home and community-based services waiver services as in effect on July 1, 2015, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program. Of the moneys appropriated in this section, not more than \$35,000 may be used for administrative costs.

Sec. 7. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

Sec. 8. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,342,452
.....	FTEs	10.00

2. Of the moneys appropriated in this section, the board shall allocate \$15,000 for maintaining an internet site that allows searchable access to a database of collective bargaining information.

Sec. 9. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,579,916
.....	FTEs	67.00

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

c. Of the moneys appropriated under this subsection, the department shall allocate \$87,500 for the purpose of employing an additional investigator and support staff to investigate wage enforcement.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,259,044
.....	FTEs	30.00

b. The division of workers' compensation shall charge a \$100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

a. For the operation of field offices, the workforce development board, and for not more than the following full-time equivalent positions:

.....	\$	9,179,413
.....	FTEs	130.00

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate \$150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

c. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate at least \$1,130,602 for the operation of the three satellite field offices projected by the department to serve the most people from the offices located in Decorah, Fort Madison, Iowa City, or Webster City.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills, and for not more than the following full-time equivalent positions:

.....	\$	358,464
.....	FTEs	4.00

b. The department of workforce development shall partner with the department of

corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 10. GENERAL FUND — EMPLOYEE MISCLASSIFICATION PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers and for not more than the following full-time equivalent positions:

.....	\$	451,458
.....	FTEs	8.10

Sec. 11. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for field offices:

.....	\$	1,766,084
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2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2015, and ending June 30, 2016, to accomplish the mission of the department.

Sec. 12. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD OFFICES. Notwithstanding section 96.9, subsection 8, paragraph “e”, there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, for the purposes designated:

For the operation of satellite field offices:

.....	\$	400,000
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Sec. 13. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 14. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph “a”, moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2015.

Sec. 15. SMALL BUSINESS DEVELOPMENT CENTERS. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes of funding small business development centers:

.....	\$	101,000
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Sec. 16. IOWA SKILLED WORKER AND JOB CREATION FUND.

1. There is appropriated from the Iowa skilled worker and job creation fund created

in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ECONOMIC DEVELOPMENT AUTHORITY

(1) For the purposes of providing assistance under the high quality jobs program as described in section 15.335B:

..... \$ 16,900,000

(2) From the moneys appropriated in this lettered paragraph “a”, the economic development authority may use not more than \$1,000,000 for purposes of providing infrastructure grants to mainstreet communities under the main street Iowa program.

(3) As a condition of receiving moneys appropriated in this lettered paragraph “a”, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

(1) STATE BOARD OF REGENTS. For capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 3,000,000

Of the moneys appropriated pursuant to this subparagraph (1), 35 percent shall be allocated for Iowa state university of science and technology, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(a) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this subparagraph (1).

(b) The state board of regents shall annually submit a report by January 15 to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys appropriated under this subparagraph (1). The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor’s office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

(2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For small business development centers, the science and technology research park, and the center for industrial research and service, and for not more than the following full-time equivalent positions:

..... \$ 2,424,302
 FTEs 56.63

(a) Of the moneys appropriated in this subparagraph (2), Iowa state university of science and technology shall allocate at least \$735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate the appropriated moneys to the various small business development centers in any manner necessary to achieve the purposes of this subparagraph.

(b) Iowa state university of science and technology shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(c) It is the intent of the general assembly that the industrial incentive program

focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the center for industrial research and service industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 8, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

(3) STATE UNIVERSITY OF IOWA. For the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	209,279
.....	FTEs	6.00

The state university of Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(4) STATE UNIVERSITY OF IOWA. For the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

.....	\$	2,000,000
.....	FTEs	8.00

(5) UNIVERSITY OF NORTHERN IOWA. For the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,066,419
.....	FTEs	9.75

(a) Of the moneys appropriated pursuant to this subparagraph (5), the university of northern Iowa shall allocate at least \$617,639 for purposes of support of entrepreneurs through the university's regional business center and economic gardening program.

(b) The university of northern Iowa shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(6) As a condition of receiving moneys appropriated in this lettered paragraph "b", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

c. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

.....	\$	100,000
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(1) The department of workforce development shall begin a request for proposals process, issued for purposes of this lettered paragraph "c", no later than September 1,

2015.

(2) As a condition of receiving moneys appropriated under this lettered paragraph “c”, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

2. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

DIVISION II
FY 2016–2017

Sec. 17. DEPARTMENT OF CULTURAL AFFAIRS.

1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions for the department:

.....	\$	88,441
.....	FTEs	74.50

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at this state’s historic sites.

Full-time equivalent positions authorized under this paragraph are funded, in full or in part, using moneys appropriated under this paragraph, paragraphs “c” through “g”, and paragraph “i”.

b. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

.....	\$	86,045
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c. HISTORICAL DIVISION

For the support of the historical division:

.....	\$	1,583,851
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d. HISTORIC SITES

For the administration and support of historic sites:

.....	\$	213,199
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e. ARTS DIVISION

For the support of the arts division:

.....	\$	616,882
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Of the moneys appropriated in this paragraph, the department shall allocate \$300,000 for purposes of the film office.

f. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

.....	\$	75,000
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g. ARCHIVE IOWA GOVERNORS’ RECORDS

For archiving the records of Iowa governors:

.....	\$	32,967
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h. RECORDS CENTER RENT

For payment of rent for the state records center:

.....	\$	113,622
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i. BATTLE FLAGS

For continuation of the project recommended by the Iowa battle flag advisory

committee to stabilize the condition of the battle flag collection:

..... \$ 47,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 18. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2016, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2016:

a. Concentrate its efforts on programs and activities that result in commercially viable products and services.

b. Adopt practices and services consistent with free market, private sector philosophies.

c. Ensure economic growth and development throughout the state.

d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.

e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.

f. Establish a strong and aggressive marketing image to showcase Iowa’s workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.

g. Encourage the development of communities and quality of life to foster economic growth.

h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.

i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.

j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 19. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection, and for not more than the following full-time equivalent positions:

..... \$ 7,758,186

..... FTEs 149.00

b. (1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.

(2) The full-time equivalent positions authorized under this section are funded, in whole or in part, by the moneys appropriated under this subsection or by other moneys received by the authority, including certain federal moneys.

(3) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.

(4) For transfer to a fund created pursuant to section 15.313 for purposes of financing strategic infrastructure projects.

(5) For community economic development programs, tourism operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.

(6) For achieving the goals and accountability, and fulfilling the requirements and duties required under this Act.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in this subsection until the close of the succeeding fiscal year.

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by individuals who are citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount for the world food prize and in lieu of the standing appropriation in

section 15.368, subsection 1:

.....	\$	356,250
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5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, the Iowa’s promise and Iowa mentoring partnership programs, and for not more than the following full-time equivalent positions:

.....	\$	89,067
.....	FTEs	7.00

Of the moneys appropriated in this subsection, the authority shall allocate \$37,500 for purposes of the Iowa state commission grant program and \$51,567 for purposes of the Iowa’s promise and Iowa mentoring partnership programs.

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

6. COUNCILS OF GOVERNMENTS — ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount to be used for the purposes of providing financial assistance to Iowa’s councils of governments:

.....	\$	100,000
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7. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS INTERNSHIPS

a. There is appropriated from the general fund of the state to the Iowa economic development authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, for the purposes designated:

For the funding of internships for students studying in the fields of science, technology, engineering, and mathematics with eligible Iowa employers as provided in section 15.411, subsection 3, paragraph “c”:

.....	\$	500,000
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b. No more than 3 percent of the moneys appropriated in this subsection may be used by the authority for costs associated with administration of the internship program.

c. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in subsequent fiscal years.

Sec. 20. VISION IOWA PROGRAM — FTE AUTHORIZATION. For purposes of administrative duties associated with the vision Iowa program for the fiscal year beginning July 1, 2016, the economic development authority is authorized an additional 2.25 FTEs above those otherwise authorized in this division of this Act.

Sec. 21. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the division of insurance in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2016, \$100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 22. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance

authority for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the rent subsidy program:

..... \$ 329,000

2. Participation in the rent subsidy program shall be limited to only those persons who meet the requirements for the nursing facility level of care for home and community-based services waiver services as in effect on July 1, 2016, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program. Of the moneys appropriated in this section, not more than \$35,000 may be used for administrative costs.

Sec. 23. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

Sec. 24. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 671,226
 FTEs 10.00

2. Of the moneys appropriated in this section, the board shall allocate \$15,000 for maintaining an internet site that allows searchable access to a database of collective bargaining information.

Sec. 25. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,289,958
 FTEs 67.00

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,629,522
 FTEs 30.00

b. The division of workers' compensation shall charge a \$100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

a. For the operation of field offices, the workforce development board, and for not

more than the following full-time equivalent positions:

.....	\$	4,589,707
.....	FTEs	130.00

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate \$150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

c. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate at least \$1,130,602 for the operation of the three satellite field offices projected by the department to serve the most people from the offices located in Decorah, Fort Madison, Iowa City, or Webster City.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills, and for not more than the following full-time equivalent positions:

.....	\$	179,232
.....	FTEs	4.00

b. The department of workforce development shall partner with the department of corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 26. GENERAL FUND — EMPLOYEE MISCLASSIFICATION PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers and for not more than the following full-time equivalent positions:

.....	\$	225,729
.....	FTEs	8.10

Sec. 27. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for field offices:

.....	\$	883,042
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2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2016, and ending June 30, 2017, to accomplish the mission of the department.

Sec. 28. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD OFFICES. Notwithstanding section 96.9, subsection 8, paragraph "e", there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, for the purposes designated:

For the operation of satellite field offices:

.....	\$	200,000
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Sec. 29. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 30. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph "a", moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2016.

Sec. 31. SMALL BUSINESS DEVELOPMENT CENTERS. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes of funding small business development centers:

..... \$ 50,500
Sec. 32. IOWA SKILLED WORKER AND JOB CREATION FUND.

1. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ECONOMIC DEVELOPMENT AUTHORITY

(1) For the purposes of providing assistance under the high quality jobs program as described in section 15.335B:

..... \$ 8,450,000

(2) From the moneys appropriated in this lettered paragraph "a", the economic development authority may use not more than \$1,000,000 for purposes of providing infrastructure grants to mainstreet communities under the main street Iowa program.

(3) As a condition of receiving moneys appropriated in this lettered paragraph "a", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

(1) STATE BOARD OF REGENTS. For capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 1,500,000

Of the moneys appropriated pursuant to this subparagraph (1), 35 percent shall be allocated for Iowa state university of science and technology, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(a) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this subparagraph (1).

(b) The state board of regents shall annually submit a report by January 15 to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys appropriated under this subparagraph (1). The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs

in the areas of technology commercialization, entrepreneurship, regional development, and market research.

(2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For small business development centers, the science and technology research park, and the center for industrial research and service, and for not more than the following full-time equivalent positions:

.....	\$	1,212,151
.....	FTEs	56.63

(a) Of the moneys appropriated in this subparagraph (2), Iowa state university of science and technology shall allocate at least \$735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate the appropriated moneys to the various small business development centers in any manner necessary to achieve the purposes of this subparagraph.

(b) Iowa state university of science and technology shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(c) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the center for industrial research and service industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 8, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

(3) STATE UNIVERSITY OF IOWA. For the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	104,640
.....	FTEs	6.00

The state university of Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(4) STATE UNIVERSITY OF IOWA. For the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

.....	\$	1,000,000
.....	FTEs	8.00

(5) UNIVERSITY OF NORTHERN IOWA. For the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	533,210
.....	FTEs	9.75

(a) Of the moneys appropriated pursuant to this subparagraph (5), the university of northern Iowa shall allocate at least \$533,210 for purposes of support of entrepreneurs through the university’s regional business center and economic gardening program.

(b) The university of northern Iowa shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(6) As a condition of receiving moneys appropriated in this lettered paragraph “b”, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

c. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

.....	\$	50,000
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(1) The department of workforce development shall begin a request for proposals process, issued for purposes of this lettered paragraph “c”, no later than September 1, 2016.

(2) As a condition of receiving moneys appropriated under this lettered paragraph “c”, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

2. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

DIVISION III

MISCELLANEOUS PROVISIONS — VETERAN-OWNED BUSINESSES

Sec. 33. Section 15.102, subsection 10, paragraph a, unnumbered paragraph 1, Code 2015, is amended to read as follows:

“Targeted small business” means a small business which is fifty-one percent or more owned, operated, and actively managed by one or more women, minority persons, service-disabled veterans, or persons with a disability provided the business meets all of the following requirements:

Sec. 34. Section 15.102, subsection 10, paragraph b, Code 2015, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) “Service-disabled veteran” means the same as defined in 15 U.S.C. §632.

Sec. 35. Section 73.14, subsection 1, Code 2015, is amended to read as follows:

1. The state, board of regents institutions, counties, townships, school districts, community colleges, cities, and other public entities, and every person acting as contracting agent for any such entity, shall, when issuing bonds or other obligations, make a good-faith effort to utilize minority-owned, service-disabled veteran-owned, and female-owned businesses for attorneys, accountants, financial advisors, banks, underwriters, insurers, and other occupations necessary to carry out the issuance of bonds or other obligations by the entity.

Sec. 36. Section 73.14, subsection 2, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. “Service-disabled veteran-owned business” means a business that is fifty-one percent or more owned, operated, and actively managed by one or more service-disabled veterans, as defined in 15 U.S.C. §632.

Sec. 37. Section 73.16, subsection 2, Code 2015, is amended to read as

follows:

d. Of the total value of anticipated procurements of goods and services under this subsection, an additional goal shall be established to procure at least forty percent from minority-owned businesses, and forty percent from female-owned businesses and forty percent from service-disabled veteran-owned businesses, as defined in section 73.14, that are targeted small businesses.

DIVISION IV
MISCELLANEOUS PROVISIONS —
MERIT SYSTEM STATUS AND APPEALS

Sec. 38. Section 8A.412, subsection 11, Code 2015, is amended to read as follows:

11. Professional employees under the supervision of the attorney general, the state public defender, the secretary of state, the auditor of state, the treasurer of state, and the public employment relations board. However, employees of the consumer advocate division of the department of justice, other than the consumer advocate, and administrative law judges appointed or employed by the public employment relations board, are subject to the merit system.

Sec. 39. Section 8A.415, subsection 1, paragraph b, Code 2015, is amended to read as follows:

b. If not satisfied, the employee may, within thirty calendar days following the director's response, file an appeal with the public employment relations board. The hearing shall be conducted in accordance with the rules of the public employment relations board and the Iowa administrative procedure Act, chapter 17A. Decisions rendered shall be based upon a standard of substantial compliance with this subchapter and the rules of the department. Decisions by the public employment relations board constitute final agency action. However, if the employee is an administrative law judge appointed or employed by the public employment relations board, the employee's appeal shall be heard by an administrative law judge employed by the administrative hearings division of the department of inspections and appeals in accordance with the provisions of section 10A.801, whose decision shall constitute final agency action.

Sec. 40. Section 8A.415, subsection 2, paragraph b, Code 2015, is amended to read as follows:

b. If not satisfied, the employee may, within thirty calendar days following the director's response, file an appeal with the public employment relations board. The employee has the right to a hearing closed to the public, unless a public hearing is requested by the employee. The hearing shall otherwise be conducted in accordance with the rules of the public employment relations board and the Iowa administrative procedure Act, chapter 17A. If the public employment relations board finds that the action taken by the appointing authority was for political, religious, racial, national origin, sex, age, or other reasons not constituting just cause, the employee may be reinstated without loss of pay or benefits for the elapsed period, or the public employment relations board may provide other appropriate remedies. Decisions by the public employment relations board constitute final agency action. However, if the employee is an administrative law judge appointed or employed by the public employment relations board, the employee's appeal shall be heard by an administrative law judge employed by the administrative hearings division of the department of inspections and appeals in accordance with the provisions of section 10A.801, whose decision shall constitute final agency action.

Sec. 41. Section 10A.801, subsection 3, paragraph a, Code 2015, is amended to read as follows:

a. The department shall employ a sufficient number of administrative law judges to conduct proceedings for which agencies are required, by section 17A.11 or any other

provision of law, to use an administrative law judge employed by the division. An administrative law judge employed by the division shall not perform duties inconsistent with the judge's duties and responsibilities as an administrative law judge and shall be located in an office that is separated from the offices of the agencies for which that person acts as a presiding officer. ~~Administrative~~ The administrator and all administrative law judges shall be covered by the merit system provisions of chapter 8A, subchapter IV.

Sec. 42. Section 86.2, subsection 1, paragraph b, Code 2015, is amended to read as follows:

b. Deputy workers' compensation commissioners for whose acts the commissioner is responsible and who shall ~~serve at the pleasure of the commissioner~~ be appointed and serve pursuant to the merit system provisions of chapter 8A, subchapter IV, unless the commissioners are otherwise covered by a collective bargaining agreement.

Sec. 43. Section 96.6, subsection 3, paragraph b, Code 2015, is amended to read as follows:

b. Appeals from the initial determination shall be heard by an administrative law judge employed by the department ~~who shall be covered by the merit system provisions of chapter 8A, subchapter IV, unless the administrative law judge is otherwise covered by a collective bargaining agreement.~~ An administrative law judge's decision may be appealed by any party to the employment appeal board created in section 10A.601. The decision of the appeal board is final agency action and an appeal of the decision shall be made directly to the district court.

DIVISION V

MISCELLANEOUS PROVISIONS — ECONOMIC DEVELOPMENT AUTHORITY REDEVELOPMENT TAX CREDITS

Sec. 44. Section 15.293B, subsection 4, Code 2015, is amended to read as follows:

4. A registered project shall be completed within thirty months of the date the project was registered unless the authority, upon recommendation of the council and approval of the board, provides additional time to complete the project. ~~A project shall not be provided more than twelve months of additional time.~~ If the registered project is not completed within the time required, the project is not eligible to claim a tax credit provided in section 15.293A.

Sec. 45. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 46. RETROACTIVE APPLICABILITY. The section of this division of this Act amending Code section 15.293B applies retroactively to qualifying redevelopment project agreements entered into on or after July 1, 2010, for which a request for a project extension is submitted to the economic development authority on or after January 1, 2015.

DIVISION VI

MISCELLANEOUS PROVISIONS — NUISANCE PROPERTIES AND ABANDONED BUILDINGS

Sec. 47. Section 15.335B, subsection 2, paragraph a, Code 2015, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (8) For deposit in the nuisance property remediation fund created pursuant to section 15.338.

Sec. 48. NEW SECTION. 15.338 Nuisance property remediation assistance—fund.

1. a. The economic development authority shall establish a nuisance property remediation fund pursuant to section 15.106A, subsection 1, paragraph "o", for purposes of providing financial assistance to cities for the remediation of nuisance properties and abandoned buildings and other structures. The authority shall

administer the fund in a manner designed to make funds annually available to cities for purposes of this section.

b. The authority may administer a fund established for purposes of this section as a revolving fund. The fund may consist of any moneys appropriated by the general assembly for purposes of this section and any other moneys that are lawfully available to the authority, including moneys transferred or deposited from other funds created pursuant to section 15.106A, subsection 1, paragraph "o".

c. The authority shall use any moneys specifically appropriated for purposes of this section only for the purposes of this section. The authority may use all other moneys in the fund, including interest, earnings, recaptures, and repayments for purposes of this section or the authority may transfer the other moneys to other funds created pursuant to section 15.106A, subsection 1, paragraph "o".

d. Notwithstanding section 8.33, moneys in the nuisance property remediation fund at the end of each fiscal year shall not revert to any other fund but shall remain in the fund for expenditure for subsequent fiscal years.

e. The authority may use not more than five percent of the moneys in the fund at the beginning of the fiscal year for purposes of administrative costs, finance, compliance, marketing, and program support.

2. The authority shall use moneys in the fund to provide financial assistance to cities for the remediation of nuisance properties and abandoned buildings and other structures. Such financial assistance may include loans or forgivable loans. The authority may provide financial assistance under this section using a competitive scoring process.

3. In providing financial assistance under this section, the authority may give priority to cities with severe blighted areas, widespread dilapidated housing stock, or high rates of low or moderate income residents.

4. The authority shall enter into an agreement with each city for the receipt of financial assistance under this section. The authority may negotiate the terms of the agreement.

5. In providing financial assistance under this section, the authority shall coordinate with a city to develop a plan for the use of funds that is consistent with the community development, housing, and economic development goals of the city. The terms of the agreement entered into pursuant to subsection 3 and the use of financial assistance provided under this section shall reflect the plan developed based on a city's goals.

6. If a city receives financial assistance under this section, the amount of any lien created for costs related to remediation of the property, shall not include any moneys that the city received pursuant to this section to remediate the property.

7. The authority shall submit a report to the general assembly and the governor's office on or before January 31, 2019, describing the results of the program implemented pursuant to this section and making recommendations for additional program changes.

Sec. 49. Section 657A.1, subsections 1 and 3, Code 2015, are amended to read as follows:

1. "Abandoned" or "abandonment" means that a building has remained vacant and has been in violation of the housing code or building code of the city in which the property is located or the housing code or building code applicable in the county in which the property is located if outside the limits of a city for a period of six consecutive months.

3. "Building" means a building or structure located in a city or outside the limits of a city in a county, which is used or intended to be used for commercial or industrial purposes or which is used or intended to be used for residential purposes, and includes a building or structure in which some floors may be used for retail stores, shops, salesrooms, markets, or similar commercial uses, or for offices, banks, civic

administration activities, professional services, or similar business or civic uses, and other floors are used, designed, or intended to be used for residential purposes.

Sec. 50. Section 657A.10A, subsection 1, paragraph b, Code 2015, is amended to read as follows:

b. The petition shall be filed in the district court of the county in which the property is located. Service on the owner and any other named respondents shall be by personal service or certified mail ~~and or, if service cannot be made by either method,~~ by posting the notice in a conspicuous place on the building and by publication in a newspaper of general circulation in the city. The action shall be in equity.

Sec. 51. Section 657A.10A, subsection 3, paragraphs d, f, and j, Code 2015, are amended to read as follows:

d. Whether the building meets the city's housing code ~~for~~ as being fit for human habitation, occupancy, or use.

f. Whether the building is boarded up or otherwise secured from unauthorized entry.

j. Past and current compliance with orders of the local housing or building code official.

Sec. 52. Section 657A.10A, subsection 3, Code 2015, is amended by adding the following new paragraphs:

NEW PARAGRAPH. 0e. Whether the building meets the city's building code as being fit for occupancy or use.

NEW PARAGRAPH. 0h. Whether those claiming an interest in the property have, prior to the filing of the petition, demonstrated a good-faith effort to restore the property to productive use.

Sec. 53. Section 657A.10A, subsections 4 and 5, Code 2015, are amended to read as follows:

4. In lieu of the considerations in subsection 3, if the city can establish to the court's satisfaction that all parties with an interest in the property have received proper notice and either consented to the entry of an order awarding title to the property to the city or did not make a ~~good-faith~~ good-faith effort to comply with the order of the local housing or building code official within sixty days after the filing of the petition, the court shall enter judgment against the respondents granting the city title to the property.

5. If the court determines that the property has been abandoned or that subsection 4 applies, the court shall enter judgment and order awarding title to the city. The title awarded to the city shall be free and clear of any claims, liens, or encumbrances held by the respondents.

DIVISION VII
CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY
PROVISIONS

Sec. 54. EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. 55. RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

2. Title page, line 8, by striking <and other>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

WILLIAM A. DOTZLER, JR., CHAIR
TONY BISIGNANO
RITA HART

DAVE DEYOE, CHAIR
TERRY BAXTER
MARY ANN HANUSA

SENATE FILE 505

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 505, a bill for an Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3187.

2. That Senate File 505, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I

DEPARTMENT ON AGING — FY 2015–2016

Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa’s aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	11,399,732
.....	FTEs	31.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, \$279,946 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting the prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, at least \$250,000 shall be used to fund the unmet needs identified through Iowa's aging and disability resource center network.

5. Of the funds appropriated in this section, at least \$600,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes

6. Of the funds appropriated in this section, \$813,666 shall be used for the purposes of chapter 231E and section 231.56A, of which \$288,666 shall be used for the office of substitute decision maker pursuant to chapter 231E, and the remainder shall be distributed equally to the area agencies on aging to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

DIVISION II

OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2015–2016

Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN.

1. There is appropriated from the general fund of the state to the office of long-term care ombudsman for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,276,783
.....	FTEs	17.00

2. Of the funds appropriated in this section, \$220,000 shall be used to provide additional local long-term care ombudsmen.

3. The office of long-term care ombudsman and the department of human services shall collaborate to develop a cost allocation plan requesting Medicaid administrative funding to provide for the claiming of federal financial participation for office of long-term care ombudsman activities that are performed to assist with administration of the Medicaid program. The cost allocation plan shall document the costs that directly benefit the Medicaid program and are consistent with federal requirements. The cost allocation plan shall be developed in a timely manner to allow for such claiming to begin by January 1, 2016.

DIVISION III

DEPARTMENT OF PUBLIC HEALTH — FY 2015–2016

Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of the use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling, and for not more than the following full-time equivalent positions:

.....	\$	27,263,690
.....	FTEs	10.00

a. (1) Of the funds appropriated in this subsection, \$5,248,361 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and initiatives. Activities of the programs and initiatives shall be in alignment with the United States centers for disease control and prevention best practices for comprehensive tobacco control programs that include the goals of preventing youth initiation of tobacco usage, reducing exposure to secondhand smoke, and promotion of tobacco cessation. To maximize resources, the department shall determine if third-party sources are available to instead provide nicotine replacement products to an applicant prior to provision of such products to an applicant under the initiative. The department shall track and report to the individuals specified in this Act, any reduction in the provision of nicotine replacement products realized by the initiative through implementation of the prerequisite screening.

(2) (a) Of the funds allocated in this paragraph "a", \$453,067 is transferred to the alcoholic beverages division of the department of commerce for enforcement of tobacco laws, regulations, and ordinances and to engage in tobacco control activities approved by the division of tobacco use prevention and control of the department of public health as specified in the memorandum of understanding entered into between the divisions.

(b) For the fiscal year beginning July 1, 2015, and ending June 30, 2016, the terms of the memorandum of understanding, entered into between the division of tobacco use prevention and control of the department of public health and the alcoholic beverages division of the department of commerce, governing compliance checks conducted to ensure licensed retail tobacco outlet conformity with tobacco laws, regulations, and ordinances relating to persons under eighteen years of age, shall continue to restrict the number of such checks to one check per retail outlet, and one additional check for any retail outlet found to be in violation during the first check.

b. Of the funds appropriated in this subsection, \$22,015,329 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, and program evaluation.

(1) Of the funds allocated in this paragraph "b", \$18,903,715 shall be used for substance-related disorder prevention and treatment.

(a) Of the funds allocated in this subparagraph (1), \$899,300 shall be used for the public purpose of a grant program to provide substance-related disorder prevention programming for children.

(i) Of the funds allocated in this subparagraph division (a), \$427,539 shall be used for grant funding for organizations that provide programming for children by utilizing mentors. Programs approved for such grants shall be certified or must be certified within six months of receiving the grant award by the Iowa commission on volunteer services as utilizing the standards for effective practice for mentoring programs.

(ii) Of the funds allocated in this subparagraph division (a), \$426,839 shall be used for grant funding for organizations providing programming that includes youth development and leadership services. The programs shall also be recognized as being programs that are scientifically based with evidence of their effectiveness in reducing substance-related disorders in children.

(iii) The department of public health shall utilize a request for proposals process to implement the grant program.

(iv) All grant recipients shall participate in a program evaluation as a requirement for receiving grant funds.

(v) Of the funds allocated in this subparagraph division (a), up to \$44,922 may be

used to administer substance-related disorder prevention grants and for program evaluations.

(b) Of the funds allocated in this subparagraph (1), \$272,603 shall be used for culturally competent substance-related disorder treatment pilot projects.

(i) The department shall utilize the amount allocated in this subparagraph division (b) for at least three pilot projects to provide culturally competent substance-related disorder treatment in various areas of the state. Each pilot project shall target a particular ethnic minority population. The populations targeted shall include but are not limited to African American, Asian, and Latino.

(ii) The pilot project requirements shall provide for documentation or other means to ensure access to the cultural competence approach used by a pilot project so that such approach can be replicated and improved upon in successor programs.

(2) Of the funds allocated in this paragraph "b", up to \$3,111,614 may be used for problem gambling prevention, treatment, and recovery services.

(a) Of the funds allocated in this subparagraph (2), \$2,573,762 shall be used for problem gambling prevention and treatment.

(b) Of the funds allocated in this subparagraph (2), up to \$437,852 may be used for a 24-hour helpline, public information resources, professional training, and program evaluation.

(c) Of the funds allocated in this subparagraph (2), up to \$100,000 may be used for the licensing of problem gambling treatment programs.

(3) It is the intent of the general assembly that from the moneys allocated in this paragraph "b", persons with a dual diagnosis of substance-related disorder and gambling addiction shall be given priority in treatment services.

c. Notwithstanding any provision of law to the contrary, to standardize the availability, delivery, cost of delivery, and accountability of problem gambling and substance-related disorder treatment services statewide, the department shall continue implementation of a process to create a system for delivery of treatment services in accordance with the requirements specified in 2008 Iowa Acts, chapter 1187, section 3, subsection 4. To ensure the system provides a continuum of treatment services that best meets the needs of Iowans, the problem gambling and substance-related disorder treatment services in any area may be provided either by a single agency or by separate agencies submitting a joint proposal.

(1) The system for delivery of substance-related disorder and problem gambling treatment shall include problem gambling prevention.

(2) The system for delivery of substance-related disorder and problem gambling treatment shall include substance-related disorder prevention by July 1, 2016.

(3) Of the funds allocated in paragraph "b", the department may use up to \$100,000 for administrative costs to continue developing and implementing the process in accordance with this paragraph "c".

d. The requirement of section 123.53, subsection 5, is met by the appropriations and allocations made in this division of this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2015.

e. The department of public health shall work with all other departments that fund substance-related disorder prevention and treatment services and all such departments shall, to the extent necessary, collectively meet the state maintenance of effort requirements for expenditures for substance-related disorder services as required under the federal substance-related disorder prevention and treatment block grant.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children, adolescents from birth through 21 years of age, and families, and for not more than the following full-time equivalent positions:

.....	\$	4,617,543
.....	FTEs	12.00

a. Of the funds appropriated in this subsection, not more than \$734,841 shall be used for the healthy opportunities for parents to experience success (HOPES)-healthy families Iowa (HFI) program established pursuant to section 135.106. The funding shall be distributed to renew the grants that were provided to the grantees that operated the program during the fiscal year ending June 30, 2015.

b. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority in accordance with 2012 Iowa Acts, chapter 1133, section 2, subsection 2, paragraph 0b.

c. Of the funds appropriated in this subsection, \$2,198,828 shall be used for continuation of the department's initiative to provide for adequate developmental surveillance and screening during a child's first five years. The funds shall be used first to fully fund the current sites to ensure that the sites are fully operational, with the remaining funds to be used for expansion to additional sites. The full implementation and expansion shall include enhancing the scope of the program through collaboration with the child health specialty clinics to promote healthy child development through early identification and response to both biomedical and social determinants of healthy development; by monitoring child health metrics to inform practice, document long-term health impacts and savings, and provide for continuous improvement through training, education, and evaluation; and by providing for practitioner consultation particularly for children with behavioral conditions and needs. The department of public health shall also collaborate with the Iowa Medicaid enterprise and the child health specialty clinics to integrate the activities of the first five initiative into the establishment of patient-centered medical homes, community utilities, accountable care organizations, and other integrated care models developed to improve health quality and population health while reducing health care costs. To the maximum extent possible, funding allocated in this paragraph shall be utilized as matching funds for medical assistance program reimbursement.

d. Of the funds appropriated in this subsection, \$74,640 shall be distributed to a statewide dental carrier to provide funds to continue the donated dental services program patterned after the projects developed by the lifeline network to provide dental services to indigent individuals who are elderly or with disabilities.

e. Of the funds appropriated in this subsection, \$111,995 shall be used for childhood obesity prevention.

f. Of the funds appropriated in this subsection, \$162,768 shall be used to provide audiological services and hearing aids for children. The department may enter into a contract to administer this paragraph.

g. Of the funds appropriated in this subsection, \$25,000 is transferred to the university of Iowa college of dentistry for provision of primary dental services to children. State funds shall be matched on a dollar-for-dollar basis. The university of Iowa college of dentistry shall coordinate efforts with the department of public health, bureau of oral and health delivery systems, to provide dental care to underserved populations throughout the state.

h. Of the funds appropriated in this subsection, \$50,000 shall be used to address youth suicide prevention.

i. Of the funds appropriated in this subsection, \$50,000 shall be used to support the Iowa effort to address the survey of children who experience adverse childhood experiences known as ACEs.

j. The department of public health shall continue to administer the program to assist

parents in this state with costs resulting from the death of a child in accordance with the provisions of 2014 Iowa Acts, chapter 1140, section 22, subsection 12.

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs, and for not more than the following full-time equivalent positions:

.....	\$	4,955,692
.....	FTEs	5.00

a. Of the funds appropriated in this subsection, \$159,932 shall be used for grants to individual patients who have an inherited metabolic disorder to assist with the costs of medically necessary foods and formula.

b. Of the funds appropriated in this subsection, \$891,644 shall be used for the brain injury services program pursuant to section 135.22B, including for continuation of the contracts for resource facilitator services in accordance with section 135.22B, subsection 9, and to enhance brain injury training and recruitment of service providers on a statewide basis. Of the amount allocated in this paragraph, \$95,000 shall be used to fund one full-time equivalent position to serve as the state brain injury services program manager.

c. Of the funds appropriated in this subsection, \$547,982 shall be used as additional funding to leverage federal funding through the federal Ryan White Care Act, Tit. II, AIDS drug assistance program supplemental drug treatment grants.

d. Of the funds appropriated in this subsection, \$149,823 shall be used for the public purpose of continuing to contract with an existing national-affiliated organization to provide education, client-centered programs, and client and family support for people living with epilepsy and their families. The amount allocated in this paragraph in excess of \$100,000 shall be matched dollar-for-dollar by the organization specified.

e. Of the funds appropriated in this subsection, \$785,114 shall be used for child health specialty clinics.

f. Of the funds appropriated in this subsection, \$400,000 shall be used by the regional autism assistance program established pursuant to section 256.35, and administered by the child health specialty clinic located at the university of Iowa hospitals and clinics. The funds shall be used to enhance interagency collaboration and coordination of educational, medical, and other human services for persons with autism, their families, and providers of services, including delivering regionalized services of care coordination, family navigation, and integration of services through the statewide system of regional child health specialty clinics and fulfilling other requirements as specified in chapter 225D. The university of Iowa shall not receive funds allocated under this paragraph for indirect costs associated with the regional autism assistance program.

g. Of the funds appropriated in this subsection, \$570,993 shall be used for the comprehensive cancer control program to reduce the burden of cancer in Iowa through prevention, early detection, effective treatment, and ensuring quality of life. Of the funds allocated in this paragraph "g", \$150,000 shall be used to support a melanoma research symposium, a melanoma biorepository and registry, basic and translational melanoma research, and clinical trials.

h. Of the funds appropriated in this subsection, \$126,450 shall be used for cervical and colon cancer screening, and \$300,000 shall be used to enhance the capacity of the cervical cancer screening program to include provision of recommended prevention and early detection measures to a broader range of low-income women.

i. Of the funds appropriated in this subsection, \$526,695 shall be used for the center for congenital and inherited disorders.

j. Of the funds appropriated in this subsection, \$129,411 shall be used for the prescription drug donation repository program created in chapter 135M.

k. Of the funds appropriated in this subsection, \$215,263 shall be used by the department of public health for reform-related activities, including but not limited to facilitation of communication to stakeholders at the state and local level, administering the patient-centered health advisory council pursuant to section 135.159, and involvement in health care system innovation activities occurring across the state.

l. Of the funds appropriated in this subsection, \$25,000 shall be used for administration of chapter 124D, the medical cannabidiol Act.

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level, and for not more than the following full-time equivalent positions:

.....	\$	8,821,335
.....	FTEs	11.00

a. Of the funds appropriated in this subsection, \$99,414 is allocated for continuation of the child vision screening program implemented through the university of Iowa hospitals and clinics in collaboration with early childhood Iowa areas. The program shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "a". The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on service provided; and the continuing needs of the program.

b. Of the funds appropriated in this subsection, \$110,656 is allocated for continuation of an initiative implemented at the university of Iowa and \$99,904 is allocated for continuation of an initiative at the state mental health institute at Cherokee to expand and improve the workforce engaged in mental health treatment and services. The initiatives shall receive input from the university of Iowa, the department of human services, the department of public health, and the mental health and disability services commission to address the focus of the initiatives.

c. Of the funds appropriated in this subsection, \$1,164,628 shall be used for essential public health services that promote healthy aging throughout one's lifespan, contracted through a formula for local boards of health, to enhance health promotion and disease prevention services.

d. Of the funds appropriated in this section, \$99,286 shall be deposited in the governmental public health system fund created in section 135A.8 to be used for the purposes of the fund.

e. Of the funds appropriated in this subsection, \$105,448 shall be used to continue to address the shortage of mental health professionals in the state.

f. Of the funds appropriated in this subsection, \$50,000 shall be used for a grant to a statewide association of psychologists that is affiliated with the American psychological association to be used for continuation of a program to rotate intern psychologists in placements in urban and rural mental health professional shortage areas, as defined in section 135.180.

g. (1) Of the funds appropriated in this subsection, \$2,882,969 shall be allocated as a grant to the Iowa primary care association to be used pursuant to section 135.153 for the statewide coordination of the Iowa collaborative safety net provider network. Coordination of the network shall focus on increasing access by underserved populations to health care services, increasing integration of the health system and collaboration across the continuum of care with a focus on safety net services, and enhancing the Iowa collaborative safety net provider network's communication and education efforts. The amount allocated as a grant under this subparagraph (1) shall be used as follows to support the Iowa collaborative safety net provider network goals of

increased access, health system integration, and engagement:

(a) For distribution to safety net partners in the state that work to increase access of the underserved population to health services:

..... \$ 1,025,485

(i) Of the amount allocated in this subparagraph division (a), not less than \$413,415 shall be distributed to the Iowa prescription drug corporation for continuation of the pharmaceutical infrastructure for safety net providers as described in 2007 Iowa Acts, chapter 218, section 108.

(ii) Of the amount allocated in this subparagraph division (a), not less than \$348,322 shall be distributed to free clinics and free clinics of Iowa for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care.

(iii) Of the amount allocated in this subparagraph division (a), not less than \$50,000 shall be distributed to the Iowa coalition against sexual assault to continue a training program for sexual assault response team (SART) members, including representatives of law enforcement, victim advocates, prosecutors, and certified medical personnel.

(iv) Of the amount allocated in this subparagraph division (a), not less than \$213,748 shall be distributed to the Polk county medical society for continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109.

(b) For distribution to safety net partners in the state that work to increase health system integration, care coordination, and collaboration across the continuum of care with a focus on safety net services. Such efforts shall include but not be limited to community care coordination team development and integration of medical and behavioral health services. Efforts shall also include working, in conjunction with the department of human services and the department of public health, to support Medicaid managed care efforts inclusive of the state innovation model through the continued development and implementation of community care coordination teams. Implementation of the community care coordination teams shall be accomplished through a statewide regionally based network that provides an integrated approach to health care delivery through care coordination that supports primary care providers and links patients with community resources necessary to empower patients in addressing biomedical and social determinants of health to improve health outcomes:

..... \$ 1,672,199

(c) For distribution to safety net partners in the state that work to serve as a resource for credible, accurate information on health care-related needs and services for vulnerable populations in the state including the Iowa association of rural health clinics for necessary infrastructure and service delivery transformation and the Iowa primary care association to support partner engagement, program management, and statewide coordination of the network:

..... \$ 185,285

(2) The amount allocated under this paragraph "g" shall not be reduced for administrative or other costs prior to distribution. The Iowa collaborative safety net provider network may continue to distribute funds allocated pursuant to this paragraph "g" through existing contracts or renewal of existing contracts.

(3) For each goal of the Iowa collaborative safety net provider network, the Iowa primary care association shall submit a progress report to the individuals designated in this Act for submission of reports by December 15, 2015, including progress in developing and implementing the network, how the funds were distributed and used in developing and implementing the network, and the remaining needs identified to fully develop and implement the network.

h. Of the funds appropriated in this subsection, \$213,400 shall be used for

continuation of the work of the direct care worker advisory council established pursuant to 2008 Iowa Acts, chapter 1188, section 69, in implementing the recommendations in the final report submitted by the advisory council to the governor and the general assembly in March 2012, including by continuing to develop, promote, and make available on a statewide basis the prepare-to-care core curriculum and its associated modules and specialties through various formats including online access, community colleges, and other venues; exploring new and maintaining existing specialties including but not limited to oral health and dementia care; supporting instructor training; and assessing and making recommendations concerning the Iowa care book and information technology systems and infrastructure uses and needs.

i. (1) Of the funds appropriated in this subsection, \$216,375 shall be used for allocation to an independent statewide direct care worker organization selected through a request for proposals process. The contract shall include performance and outcomes measures, and shall allow the contractor to use a portion of the funds received under the contract to collect data to determine results based on the performance and outcomes measures.

(2) Of the funds appropriated in this subsection, \$75,000 shall be used to provide scholarships or other forms of subsidization for direct care worker educational conferences, training, or outreach activities.

j. Of the funds appropriated in this subsection, the department may use up to \$58,175 for up to one full-time equivalent position to administer the volunteer health care provider program pursuant to section 135.24.

k. Of the funds appropriated in this subsection, \$100,000 shall be used for a matching dental education loan repayment program to be allocated to a dental nonprofit health service corporation to continue to develop the criteria and implement the loan repayment program.

l. Of the funds appropriated in this subsection, \$105,823 is transferred to the college student aid commission for deposit in the rural Iowa primary care trust fund created in section 261.113 to be used for the purposes of the fund.

m. Of the funds appropriated in this subsection, \$250,000 shall be used for the purposes of the Iowa donor registry as specified in section 142C.18.

n. Of the funds appropriated in this subsection, \$100,000 shall be used for continuation of a grant to a nationally affiliated volunteer eye organization that has an established program for children and adults and that is solely dedicated to preserving sight and preventing blindness through education, nationally certified vision screening and training, and community and patient service programs. The organization shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "n". The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on services provided; and the continuing needs of the program.

o. Of the funds appropriated in this subsection, \$2,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph "a", and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176. However, notwithstanding any provision to the contrary in section 135.176, priority in the awarding of grants shall be given to sponsors that propose preference in the use of the grant funds for psychiatric residency positions and family practice residency positions.

p. Of the funds appropriated in this subsection, \$156,619 is allocated to the

university of Iowa hospitals and clinics to implement a systematic and evidence-based practice collaborative care model to improve outcomes of mental health treatment in primary care settings in the state. Funds shall be used to establish the collaborative care model in several primary care practices in rural and urban areas throughout the state, to provide staffing to administer the model, and to provide staff training and database management to track and manage patient outcomes.

5. HEALTHY AGING

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older lowans and vulnerable populations:

..... \$ 7,297,142

6. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases, and for not more than the following full-time equivalent positions:

..... \$ 1,335,155

..... FTEs 4.00

7. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations, and for not more than the following full-time equivalent positions:

..... \$ 4,339,191

..... FTEs 136.00

a. Of the funds appropriated in this subsection, not more than \$454,700 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

b. Of the funds appropriated in this subsection, \$203,032 shall be used for sexual violence prevention programming through a statewide organization representing programs serving victims of sexual violence through the department's sexual violence prevention program. The amount allocated in this paragraph "b" shall not be used to supplant funding administered for other sexual violence prevention or victims assistance programs.

c. Of the funds appropriated in this subsection, \$598,751 shall be used for the state poison control center. Pursuant to the directive under 2014 Iowa Acts, chapter 1140, section 102, the federal matching funds available to the state poison control center from the department of human services under the federal Children's Health Insurance Program Reauthorization Act allotment shall be subject to the federal administrative cap rule of 10 percent applicable to funding provided under Tit. XXI of the federal Social Security Act and included within the department's calculations of the cap.

d. Of the funds appropriated in this subsection, \$537,750 shall be used for childhood lead poisoning provisions.

8. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public, and for not more than the following full-time equivalent positions:

..... \$ 855,072

..... FTEs 4.00

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section. The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

DEPARTMENT OF VETERANS AFFAIRS — FY 2015–2016

Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,200,546
.....	FTEs	15.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	7,594,996
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a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. If there is a change in the employer of employees providing services at the Iowa veterans home under a collective bargaining agreement, such employees and the agreement shall be continued by the successor employer as though there had not been a change in employer.

c. Within available resources and in conformance with associated state and federal program eligibility requirements, the Iowa veterans home may implement measures to provide financial assistance to or on behalf of veterans or their spouses who are participating in the community reentry program.

d. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

.....	\$	2,500,000
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Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in section 35A.16 for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the amount appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

.....	\$	990,000
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DIVISION V

DEPARTMENT OF HUMAN SERVICES — FY 2015–2016

Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

.....	\$	5,136,995
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2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment

agreements in accordance with chapter 239B:

..... \$ 10,138,178

3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 2,898,980

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2016, the moneys shall revert.

4. For field operations:

..... \$ 31,296,232

5. For general administration:

..... \$ 3,744,000

6. For state child care assistance:

..... \$ 35,047,110

a. Of the funds appropriated in this subsection, \$26,328,097 is transferred to the child care and development block grant appropriation made by the Eighty-sixth General Assembly, 2015 Session, for the federal fiscal year beginning October 1, 2015, and ending September 30, 2016. Of this amount, \$200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

b. Any funds appropriated in this subsection remaining unallocated shall be used for state child care assistance payments for families who are employed including but not limited to individuals enrolled in the family investment program.

7. For distribution to counties and regions through the property tax relief fund for mental health and disability services as provided in an appropriation made for this purpose:

..... \$ 4,894,052

8. For child and family services:

..... \$ 32,084,430

9. For child abuse prevention grants:

..... \$ 125,000

10. For pregnancy prevention grants on the condition that family planning services are funded:

..... \$ 1,930,067

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2015, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2015, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

11. For technology needs and other resources necessary to meet federal welfare reform reporting, tracking, and case management requirements:

..... \$ 1,037,186

12. For the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system:

..... \$ 6,654,880

13. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2014 or 2015 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state and not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2015, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for families who are employed, and for the family investment program share of costs to develop and maintain a new, integrated eligibility determination system. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for the assistance under the family investment program, in subsection 6 for child care assistance, or in subsection 12 for the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph "a", for transfer to the child care and development block grant appropriation are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

14. Of the amounts appropriated in this section, \$12,962,008 for the fiscal year beginning July 1, 2015, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

15. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division of this 2015 Act relating to the family investment program account:

..... \$ 25,000

16. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2015, and ending June 30, 2016, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in subsection 4 to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the family investment program services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

4. Moneys appropriated in this division of this Act and credited to the FIP account

for the fiscal year beginning July 1, 2015, and ending June 30, 2016, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:

..... \$ 20,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 6,192,834

(1) Of the funds allocated for the family development and self-sufficiency grant program in this paragraph “b”, not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2015-2016.

(3) The department of human rights may engage in activities to strengthen and improve family outcomes measures and data collection systems under the family development and self-sufficiency grant program.

c. For the diversion subaccount of the FIP account:

..... \$ 815,000

A portion of the moneys allocated for the subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this paragraph “c” are not deemed by the department to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities.

d. For the food assistance employment and training program:

..... \$ 66,588

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program:

..... \$ 17,540,398

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child support recovery unit, a portion shall be

credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of either amount may be transferred to or retained in the child support payments account.

6. The department may adopt emergency rules for the family investment, JOBS, food assistance, and medical assistance programs if necessary to comply with federal requirements.

Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B:

..... \$ 48,673,875

1. Of the funds appropriated in this section, \$7,402,220 is allocated for the JOBS program.

2. Of the funds appropriated in this section, \$3,313,854 is allocated for the family development and self-sufficiency grant program.

3. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2015, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys, the department of human services may transfer funds within or between any of the appropriations made in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

- a. For the family investment program.
- b. For child care assistance.
- c. For child and family services.
- d. For field operations.
- e. For general administration.
- f. For distribution to counties or regions through the property tax relief fund for mental health and disability services as provided in an appropriation for this purpose.

This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the legislative services agency.

4. Of the funds appropriated in this section, \$195,678 shall be used for continuation of a grant to an Iowa-based nonprofit organization with a history of providing tax preparation assistance to low-income Iowans in order to expand the usage of the earned income tax credit. The purpose of the grant is to supply this assistance to underserved areas of the state.

5. Of the funds appropriated in this section, \$60,000 shall be used for the continuation of an unfunded pilot project, as defined in 441 IAC 100.1, relating to

parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility headquartered in a county with a population over 350,000. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based multi-county fatherhood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment.

6. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section and the overall family investment program.

Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	14,663,373
.....	FTEs	464.00

1. The department shall expend up to \$24,329, including federal financial participation, for the fiscal year beginning July 1, 2015, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

4. With the exception of the funding amount specified, the requirements established under 2001 Iowa Acts, chapter 191, section 3, subsection 5, paragraph “c”, subparagraph (3), shall be applicable to parental obligation pilot projects for the fiscal year beginning July 1, 2015, and ending June 30, 2016. Notwithstanding 441 IAC 100.8, providing for termination of rules relating to the pilot projects, the rules shall remain in effect until June 30, 2016.

Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE — FY 2015–2016. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2015, and ending June 30, 2016, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY 2015–2016. Any funds remaining in the Medicaid fraud fund created in section 249A.50 for

the fiscal year beginning July 1, 2015, and ending June 30, 2016, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2015, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... \$ 1,303,191,564

1. Iowans support reducing the number of abortions performed in our state. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

2. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N.

3. The department shall utilize not more than \$60,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 409, subsection 6. Of the funds allocated in this subsection, not more than \$5,000 may be expended for administrative purposes.

4. Of the funds appropriated in this Act to the department of public health for addictive disorders, \$950,000 for the fiscal year beginning July 1, 2015, is transferred to the department of human services for an integrated substance-related disorder managed care system. The department shall not assume management of the substance-related disorder system in place of the managed care contractor unless such a change in approach is specifically authorized in law. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractor through the Iowa plan for behavioral health. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

5. a. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

b. Of the funds appropriated in this section, \$100,000 shall be used for participation in one or more pilot projects operated by a private provider to allow the individual or individuals to receive service in the community in accordance with principles established in *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose of providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to the policy provisions.

6. Of the funds appropriated in this section, up to \$3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

7. Of the funds appropriated in this section, up to \$442,100 may be transferred to the appropriation in this division of this Act for medical contracts to be used for clinical assessment services and prior authorization of services.

8. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, medical contracts, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300.

9. The department shall continue to implement the recommendations of the assuring better child health and development initiative II (ABCДИ) clinical panel to the Iowa early and periodic screening, diagnostic, and treatment services healthy mental development collaborative board regarding changes to billing procedures, codes, and eligible service providers.

10. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than \$50 in the amount necessary for the residents to receive a personal needs allowance of \$50 per month pursuant to section 249A.30A.

11. Of the funds appropriated in this section, the following amounts are transferred to the appropriations made in this division of this Act for the state mental health institutes:

a. Cherokee mental health institute.....	\$	9,098,425
b. Independence mental health institute	\$	9,045,894

12. a. Of the funds appropriated in this section, \$4,083,878 is allocated for the state match for a disproportionate share hospital payment of \$9,089,424 to hospitals that meet both of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of \$17,544,006. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of \$26,633,430.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state's allotment under Pub. L. No. 102-234. In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

c. The university of Iowa hospitals and clinics shall either certify public expenditures or transfer to the appropriations made in this division of this Act for medical assistance

an amount equal to provide the nonfederal share for increased medical assistance payments for inpatient and outpatient hospital services of \$9,900,000. The university of Iowa hospitals and clinics shall receive and retain 100 percent of the total increase in medical assistance payments.

d. Payment methodologies utilized for disproportionate share hospitals and graduate medical education, and other supplemental payments under the Medicaid program may be adjusted or converted to other methodologies or payment types to provide these payments through Medicaid managed care implemented beginning January 1, 2016. The department of human services shall obtain approval from the centers for Medicare and Medicaid services of the United States department of health and human services prior to implementation of any such adjusted or converted methodologies or payment types.

13. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

14. Any new or renewed contract entered into by the department with a third party to administer services under the medical assistance program shall provide that any interest earned on payments from the state during the state fiscal year shall be remitted to the department and treated as recoveries to offset the costs of the medical assistance program.

15. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for medical contracts to be used for administrative activities associated with the money follows the person demonstration project.

16. Of the funds appropriated in this section, \$349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

17. a. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to implement cost containment strategies. The department shall report any such increase to the legislative services agency and the department of management.

b. If the savings to the medical assistance program from cost containment efforts exceed the cost for the fiscal year beginning July 1, 2015, the department may transfer any savings generated for the fiscal year due to medical assistance program cost containment efforts to the appropriation made in this division of this Act for medical contracts or general administration to defray the increased contract costs associated with implementing such efforts.

c. The department of human services shall not implement the following cost containment measures as recommended by the governor for the fiscal year beginning July 1, 2015:

(1) A measure to provide uniform rates of \$.575 per mile based on the 2015 Internal Revenue Service mileage rate and of \$9.29, the current statewide average, per one-way trip for Medicaid program home and community-based services waivers.

(2) A measure to accelerate implementation of the provision that beginning July 1, 2015, rather than July 1, 2016, the department of human services requires services through the consumer-directed attendant care option to be provided through an agency or consumer choices option.

d. The department shall report the implementation of any cost containment strategies under this subsection to the individuals specified in this Act for submission of reports on a quarterly basis.

18. For the fiscal year beginning July 1, 2015, and ending June 30, 2016, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph “d”, and section 437A.15, subsection 3, paragraph “f”, shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this section.

19. The department shall continue to administer the state balancing incentive payments program as specified in 2012 Iowa Acts, chapter 1133, section 14.

20. The department of human services shall execute the state innovation model phase II testing grant and shall submit a report to the individuals specified in this Act for submission of reports regarding the progress of the execution of the testing grant on or before September 1, 2015. The progress report shall include, at a minimum, dates by which contracts will be entered into with vendors, pre-implementation year and subsequent test year funds will be expended, and other activities will be completed.

21. a. Of the funds appropriated in this section, up to \$50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses and for not more than one full-time equivalent position, in addition to those authorized for the same fiscal year, to be assigned to implementing the project.

b. Of the funds appropriated in this section, up to \$400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for Medicaid program-related general administration planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for and the positions authorized for general administration for the fiscal year.

c. Of the funds appropriated in this section, up to \$3,000,000 may be transferred by the department to the appropriations made in this division of this Act for the same fiscal year for general administration or medical contracts to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

22. Of the funds appropriated in this section, \$250,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds.

23. The department of human services shall adopt rules to provide for coverage of telehealth under the Medicaid program. The rules shall provide that in-person contact between a health care professional and a patient is not required as a prerequisite for payment for services appropriately provided through telehealth in accordance with generally accepted health care practices and standards prevailing in the applicable professional community at the time the services are provided. Health care services provided through in-person consultations or through telehealth shall be treated as equivalent services for the purposes of reimbursement.

24. The department of human services may adopt emergency rules as necessary to implement the governor's Medicaid modernization initiative beginning January 1, 2016.

25. The number of home and community-based services waiver slots available during

the fiscal year beginning July 1, 2015, shall not be reduced below the number of such slots available on January 1, 2015.

26. The department of human services shall submit an application to the centers for Medicare and Medicaid services of the United States department of health and human services for a planning grant through the substance abuse and mental health services administration of the United States department of health and human services to participate in a two-year pilot project for certified community behavioral health clinics under the federal Protecting Access to Medicare Act of 2014, Pub. L. No. 113-93.

Sec. 13. MEDICAL CONTRACTS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical contracts:

..... \$ 19,613,964

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, \$50,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to \$200,000 may be transferred to the appropriation for general administration in this division of this Act to be used for additional full-time equivalent positions in the development of key health initiatives such as cost containment, development and oversight of managed care programs, and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, \$1,000,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

5. Of the funds appropriated in this section, \$2,000,000 shall be used for the autism support program created in chapter 225D, with the exception of the following amounts of this allocation which shall be used as follows:

a. Of the funds allocated in this subsection, \$250,000 shall be deposited in the board-certified behavior analyst and board-certified assistant behavior analyst grants program fund created in section 135.181, as enacted in this Act, to be used for the purposes of the fund.

b. Of the funds allocated in this subsection, \$25,000 shall be used for the public purpose of continuation of a grant to a child welfare services provider headquartered in a county with a population between 205,000 and 215,000 in the latest certified federal census that provides multiple services including but not limited to a psychiatric medical institution for children, shelter, residential treatment, after school programs, school-based programming, and an Asperger's syndrome program, to be used for support services for children with autism spectrum disorder and their families.

c. Of the funds allocated in this subsection, \$25,000 shall be used for the public purpose of continuing a grant to a hospital-based provider headquartered in a county with a population between 90,000 and 95,000 in the latest certified federal census that provides multiple services including but not limited to diagnostic, therapeutic, and behavioral services to individuals with autism spectrum disorder across one's lifespan. The grant recipient shall utilize the funds to continue the pilot project to determine the necessary support services for children with autism spectrum disorder and their

families to be included in the children’s disabilities services system. The grant recipient shall submit findings and recommendations based upon the results of the pilot project to the individuals specified in this division of this Act for submission of reports by December 31, 2015.

Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... \$ 12,997,187

2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.

3. If during the fiscal year beginning July 1, 2015, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act, section 1618, as codified in 42 U.S.C. §1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

Sec. 15. CHILDREN’S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the children’s health insurance program:

..... \$ 20,413,844

2. Of the funds appropriated in this section, \$42,800 is allocated for continuation of the contract for outreach with the department of public health.

Sec. 16. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... \$ 51,408,668

1. Of the funds appropriated in this section, \$43,689,241 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the

funds appropriated in this section.

3. Of the funds appropriated in this section, \$432,453 is allocated for the statewide grant program for child care resource and referral services under section 237A.26. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, \$936,974 is allocated for child care quality improvement initiatives including but not limited to the voluntary quality rating system in accordance with section 237A.30.

5. Of the funds appropriated in this section, \$6,350,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

6. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department's service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

7. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

8. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care assistance, the entire amount of the increase shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

9. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 17. JUVENILE INSTITUTION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is

necessary, to be used for the purposes designated:

1. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	12,233,420
.....	FTEs	169.30

a. Of the funds appropriated in this subsection, \$91,150 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

b. The department of human services shall work with the department of public health to identify substance abuse treatment programs and resources licensed under chapter 125 to provide appropriate treatment for juveniles with substance-related disorders at the state training school at Eldora.

2. A portion of the moneys appropriated in this section shall be used by the state training school at Eldora for grants for adolescent pregnancy prevention activities at the institution in the fiscal year beginning July 1, 2015.

Sec. 18. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

.....	\$	85,341,938
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2. Up to \$5,200,000 of the amount of federal temporary assistance for needy families block grant funding appropriated in this division of this Act for child and family services shall be made available for purposes of juvenile delinquent graduated sanction services.

3. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary to implement and operate the services funded in this section.

4. a. Of the funds appropriated in this section, up to \$35,821,786 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this paragraph "a", the department may reallocate the excess to provide additional funding for shelter care or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2015, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best

interest of the child and the community.

5. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2015–2016. Of the funds appropriated in this section, \$1,717,753 is allocated specifically for expenditure for fiscal year 2015–2016 through the decategorization services funding pools and governance boards established pursuant to section 232.188.

6. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

7. Notwithstanding section 234.35 or any other provision of law to the contrary, state funding for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care shall be limited to \$8,068,474.

8. Federal funds received by the state during the fiscal year beginning July 1, 2015, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

9. a. Of the funds appropriated in this section, up to \$3,290,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this paragraph “a”, up to \$1,556,287 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than \$15,000 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to \$748,985 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department’s service areas as determined by the administrator of the department of human services’ division of child and family services. The state court administrator and the division administrator shall make the determination of the distribution amounts on or before June 15, 2015.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts’ or departmental service areas’

distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than \$83,000 may be used by the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, \$17,000 shall be used by the department of human services to support the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

10. Of the funds appropriated in this section, \$8,053,227 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn a federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

11. Of the funds appropriated in this section, \$1,608,285 is transferred to the department of public health to be used for the child protection center grant program for child protection centers located in Iowa in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform base amount of \$245,000, and the remaining funds shall be awarded through a funding formula based upon the volume of children served.

12. If the department receives federal approval to implement a waiver under Tit. IV-E of the federal Social Security Act to enable providers to serve children who remain in the children's families and communities, for purposes of eligibility under the medical assistance program through 25 years of age, children who participate in the waiver shall be considered to be placed in foster care.

13. Of the funds appropriated in this section, \$4,025,167 is allocated for the preparation for adult living program pursuant to section 234.46.

14. Of the funds appropriated in this section, \$227,337 shall be used for the public purpose of continuing a grant to a nonprofit human services organization providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

15. Of the funds appropriated in this section, \$300,620 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

16. Of the funds appropriated in this section, \$202,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

17. Of the funds appropriated in this section, \$630,240 is allocated for the community partnership for child protection sites.

18. Of the funds appropriated in this section, \$371,250 is allocated for the department's minority youth and family projects under the redesign of the child welfare system.

19. Of the funds appropriated in this section, \$1,186,595 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

20. Of the funds appropriated in this section, at least \$147,158 shall be used for the continuation of the child welfare provider training academy, a collaboration between the coalition for family and children's services in Iowa and the department.

21. Of the funds appropriated in this section, \$211,872 shall be used for continuation of the central Iowa system of care program grant through June 30, 2016.

22. Of the funds appropriated in this section, \$235,000 shall be used for the public purpose of the continuation and expansion of a system of care program grant

implemented in Cerro Gordo and Linn counties to utilize a comprehensive and long-term approach for helping children and families by addressing the key areas in a child's life of childhood basic needs, education and work, family, and community.

23. Of the funds appropriated in this section, at least \$25,000 shall be used to continue and to expand the foster care respite pilot program in which postsecondary students in social work and other human services-related programs receive experience by assisting family foster care providers with respite and other support.

24. Of the funds appropriated in this section, \$110,000 shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population of more than 200,000 but less than 220,000 according to the latest census information issued by the United States census bureau, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2015.

Sec. 19. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For adoption subsidy payments and services:

..... \$ 42,998,286

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2015, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile detention home fund created in section 232.142 during the fiscal year beginning July 1, 2015, and ending June 30, 2016, are appropriated to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the fiscal year beginning July 1, 2014. Moneys appropriated for distribution in accordance with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July 1, 2014. The percentage figure shall be determined by the department based on the amount available for distribution for the fund. Notwithstanding section 232.142, subsection 3, the financial aid payable by the state under that provision for the fiscal year beginning July 1, 2015, shall be limited to the amount appropriated for the purposes of this section.

Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the family support subsidy program subject to the enrollment restrictions in section 225C.37, subsection 3:

..... \$ 1,073,932

2. The department shall use at least \$641,500 of the moneys appropriated in this section for the family support center component of the comprehensive family support program under section 225C.47. Not more than \$25,000 of the amount allocated in this subsection shall be used for administrative costs.

3. If at any time during the fiscal year, the amount of funding available for the family support subsidy program is reduced from the amount initially used to establish the figure for the number of family members for whom a subsidy is to be provided at any one time during the fiscal year, notwithstanding section 225C.38, subsection 2, the department shall revise the figure as necessary to conform to the amount of funding available.

Sec. 22. CONNER DECREE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For building community capacity through the coordination and provision of training opportunities in accordance with the consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):

..... \$ 33,632

Sec. 23. MENTAL HEALTH INSTITUTES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, which amounts shall not be transferred or expended for any purpose other than the purposes designated, notwithstanding section 218.6 to the contrary:

1. For operation of the state mental health institute at Cherokee as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,545,616
 FTEs 169.20

2. For operation of the state mental health institute at Independence as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 10,324,209
 FTEs 233.00

3. For operation of the state mental health institute at Mount Pleasant as required by chapters 218 and 226, for purposes of providing adult psychiatric services including inpatient acute care, inpatient substance abuse treatment, and inpatient dual diagnosis substance use disorder and mental illness treatment, at the same level of care and treatment as provided on July 1, 2014, for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 6,424,880
 FTEs 97.68

Sec. 24. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and

miscellaneous purposes:

..... \$ 21,524,482

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 14,583,806

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of intermediate care facilities for persons with an intellectual disability services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department’s administration and the department of management concur with a finding by a state resource center’s superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center’s superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2015–2016.

Sec. 25. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 9,893,079
..... FTEs 132.50

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

Sec. 26. FIELD OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	58,920,976
.....	FTEs	1,837.00

1. As a condition of this appropriation, the department shall make every possible effort to fill the entire number of positions authorized by this section and, unless specifically provided otherwise by an applicable collective bargaining agreement, the department is not subject to any approval requirement external to the department to fill a field operations vacancy within the number of full-time equivalent positions authorized by this section. The department shall report on the first of each month to the chairpersons and ranking members of the appropriations committees of the senate and house of representatives, and the persons designated by this Act for submission of reports concerning the status of filling the positions.

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 27. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	14,898,198
.....	FTEs	309.00

1. Of the funds appropriated in this section, \$25,000 is allocated for the prevention of disabilities policy council created in section 225B.3.

2. The department shall report at least monthly to the legislative services agency concerning the department's operational and program expenditures.

3. Of the funds appropriated in this section, \$150,000 shall be used to continue the contract for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

4. Of the funds appropriated in this section, \$50,000 is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.2D and for the council to fulfill its duties in addressing and reducing homelessness in the state.

5. Of the funds appropriated in this section, \$250,000 shall be transferred to and deposited in the administrative fund of the Iowa ABLE savings plan trust created in section 12I.4, if enacted in this Act, to be used for implementation and administration activities of the Iowa ABLE savings plan trust. Such activities may include the funding of a program manager position, the issuance of a request for proposals, and creation of an informational internet site, but shall not include funding for marketing. The appropriation made in this section is deemed to meet the requirement in the section of the division of this Act, if enacted, relating to contingent implementation of chapter 12I.

Sec. 28. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:

..... \$ 84,686

Sec. 29. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) For the fiscal year beginning July 1, 2015, the total state funding amount for the nursing facility budget shall not exceed \$151,421,158.

(2) For the fiscal year beginning July 1, 2015, the department shall rebase case-mix nursing facility rates effective July 1, 2015. However, total nursing facility budget expenditures, including both case-mix and noncase-mix, shall not exceed the amount specified in subparagraph (1). When calculating case-mix per diem cost and the patient-day-weighted medians used in rate-setting for nursing facilities effective July 1, 2015, the inflation factor applied from the midpoint of the cost report period to the first day of the state fiscal year rate period shall be adjusted to maintain state funding within the amount specified in subparagraph (1).

(3) The department, in cooperation with nursing facility representatives, shall review projections for state funding expenditures for reimbursement of nursing facilities on a quarterly basis and the department shall determine if an adjustment to the medical assistance reimbursement rate is necessary in order to provide reimbursement within the state funding amount for the fiscal year. Notwithstanding 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph "c", and subsection 3, paragraph "a", subparagraph (2), if the state funding expenditures for the nursing facility budget for the fiscal year are projected to exceed the amount specified in subparagraph (1), the department shall adjust the reimbursement for nursing facilities reimbursed under the case-mix reimbursement system to maintain expenditures of the nursing facility budget within the specified amount for the fiscal year.

(4) For the fiscal year beginning July 1, 2015, special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30, 2015.

(5) For any open or unsettled nursing facility cost report for a fiscal year prior to and including the fiscal year beginning July 1, 2014, including any cost report remanded on judicial review for inclusion of prescription drug, laboratory, or x-ray costs, the department shall offset all reported prescription drug, laboratory, and x-ray costs with any revenue received from Medicare or other revenue source for any purpose. For purposes of this subparagraph, a nursing facility cost report is not considered open or unsettled if the facility did not initiate an administrative appeal under chapter 17A or if any appeal rights initiated have been exhausted.

b. (1) For the fiscal year beginning July 1, 2015, the department shall establish the pharmacy dispensing fee reimbursement at \$11.73 per prescription as determined by the June 2014 cost of dispensing fee survey.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

(3) Notwithstanding subparagraph (2), if the centers for Medicare and Medicaid services of the United States department of health and human services (CMS) requires, as a condition of federal Medicaid funding, that the department implement an aggregate federal upper limit (FUL) for drug reimbursement based on the average manufacturer's price (AMP), the department may utilize a reimbursement methodology for all drugs covered under the Medicaid program based on the national average drug acquisition cost (NADAC) methodology published by CMS, in order to assure compliance with the aggregate FUL, minimize outcomes of drug reimbursements below pharmacy acquisition costs, limit administrative costs, and minimize any change in the aggregate reimbursement for drugs. The department may adopt emergency rules to implement this subparagraph.

c. (1) For the fiscal year beginning July 1, 2015, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2015, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) For the fiscal year beginning July 1, 2015, reimbursement rates for inpatient hospital services shall be rebased effective October 1, 2015, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(3) For the fiscal year beginning July 1, 2015, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2015, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(4) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. §1395x(v)(1)(N).

d. For the fiscal year beginning July 1, 2015, reimbursement rates for rural health clinics, hospices, and acute mental hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2015, independent laboratories and rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2015.

f. (1) For the fiscal year beginning July 1, 2015, reimbursement rates for home health agencies shall continue to be based on the Medicare low utilization payment adjustment (LUPA) methodology with state geographic wage adjustments, and updated to reflect the most recent Medicare LUPA rates.

(2) For the fiscal year beginning July 1, 2015, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2015.

g. For the fiscal year beginning July 1, 2015, federally qualified health centers shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2015, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2015.

i. (1) For the fiscal year beginning July 1, 2015, state-owned psychiatric medical institutions for children shall receive cost-based reimbursement for 100 percent of the actual and allowable costs for the provision of services to recipients of medical assistance.

(2) For the nonstate-owned psychiatric medical institutions for children, reimbursement rates shall be based on the reimbursement methodology developed by the Medicaid managed care contractor for behavioral health services as required for federal compliance.

(3) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2015, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2015, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2015, the reimbursement rate for anesthesiologists shall remain at the rate in effect on June 30, 2015.

l. Notwithstanding section 249A.20, for the fiscal year beginning July 1, 2015, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under section 249A.20 shall remain at the rate in effect on June 30, 2015; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2015, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2015, the reimbursement rates for inpatient mental health services provided at hospitals shall be rebased effective October 1, 2015, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year; and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate in effect on June 30, 2015.

o. For the fiscal year beginning July 1, 2015, community mental health centers may choose to be reimbursed for the services provided to recipients of medical assistance through either of the following options:

(1) For 100 percent of the reasonable costs of the services.

(2) In accordance with the alternative reimbursement rate methodology established by the medical assistance program's managed care contractor for mental health services and approved by the department of human services.

p. For the fiscal year beginning July 1, 2015, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2015.

q. For the fiscal year beginning July 1, 2015, the upper limits on reimbursement rates for providers of home and community-based services waiver services shall be increased to the extent possible within the \$1 million of state funding appropriated for this purpose.

r. For the fiscal year beginning July 1, 2015, the reimbursement rates for emergency medical service providers shall remain at the rates in effect on June 30, 2015.

s. For the fiscal year beginning July 1, 2015, reimbursement rates for substance-related disorder treatment programs licensed under section 125.13 shall be increased by 3 percent over the rates in effect on June 30, 2015.

2. For the fiscal year beginning July 1, 2015, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an

inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. For the fiscal year beginning July 1, 2015, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be \$16.78, the rate for children ages 6 through 11 years shall be \$17.45, the rate for children ages 12 through 15 years shall be \$19.10, and the rate for children and young adults ages 16 and older shall be \$19.35. For youth ages 18 to 21 who have exited foster care, the preparation for adult living program maintenance rate shall be \$602.70 per month. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to \$500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall be continued.

5. For the fiscal year beginning July 1, 2015, the maximum reimbursement rates for social services providers under contract shall remain at the rates in effect on June 30, 2015, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2015, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

6. For the fiscal year beginning July 1, 2015, the reimbursement rates for resource family recruitment and retention contractors, child welfare emergency services contractors, and supervised apartment living foster care providers shall be increased by 5 percent over the rates in effect on June 30, 2015.

7. a. For the purposes of this subsection, "combined reimbursement rate" means the combined service and maintenance reimbursement rate for a service level under the department's reimbursement methodology. Effective July 1, 2015, the combined reimbursement rate for a group foster care service level shall be the amount designated in this subsection. However, if a group foster care provider's reimbursement rate for a service level as of June 30, 2015, is more than the rate designated in this subsection, the provider's reimbursement shall remain at the higher rate.

b. Unless a group foster care provider is subject to the exception provided in paragraph "a", effective July 1, 2015, the combined reimbursement rates for the service levels under the department's reimbursement methodology shall be as follows:

(1) For service level, community - D1, the daily rate shall be at least \$84.17.

(2) For service level, comprehensive - D2, the daily rate shall be at least \$119.09.

(3) For service level, enhanced - D3, the daily rate shall be at least \$131.09.

8. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

9. a. For the fiscal year beginning July 1, 2015, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2015, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on the financial and statistical report submitted to the department. The maximum reimbursement rate shall be \$101.83 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July

1, 2015, the amount of the statewide average of the actual and allowable rates for reimbursement of juvenile shelter care homes that is utilized for the limitation on recovery of unpaid costs shall remain at the amount in effect for this purpose in the fiscal year beginning July 1, 2014.

10. For the fiscal year beginning July 1, 2015, the department shall calculate reimbursement rates for intermediate care facilities for persons with an intellectual disability at the 80th percentile. Beginning July 1, 2015, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2015.

11. For the fiscal year beginning July 1, 2015, for child care providers reimbursed under the state child care assistance program, the department shall set provider reimbursement rates based on the rate reimbursement survey completed in December 2004. Effective July 1, 2015, the child care provider reimbursement rates shall remain at the rates in effect on June 30, 2015. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying the increase only to registered and licensed providers.

12. For the fiscal year beginning July 1, 2015, if the centers for Medicare and Medicaid services of the United States department of health and human services approves the waivers necessary to implement medical assistance program managed care applicable to any providers or services subject to reimbursement under this section, notwithstanding any provision to the contrary under this section, affected providers or services shall instead be reimbursed as follows:

a. For fee-for-service claims, reimbursement shall be calculated based on the methodology otherwise specified in this section for the fiscal year beginning July 1, 2015, for the respective provider or service.

b. For claims subject to a managed care contract, reimbursement shall be based on the methodology established by the managed care organization contract. However, any reimbursement established under such contract shall not be lower than the reimbursement otherwise specified in this section for the fiscal year beginning July 1, 2015, for the respective provider or service.

13. The department may adopt emergency rules to implement this section.

Sec. 30. EMERGENCY RULES.

1. If specifically authorized by a provision of this division of this Act, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date of the rules is delayed or the applicability of the rules is suspended by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as a notice of intended action as provided in section 17A.4.

2. If during a fiscal year, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the persons designated by this division of this

Act for submission of reports, the chairpersons and ranking members of the committees on appropriations, and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 31. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2015, shall be submitted to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus staffs on or before the dates specified for submission of the reports or information.

Sec. 32. TRANSFER OF MEDICAID MODERNIZATION SAVINGS BETWEEN APPROPRIATIONS FY 2015–2016. Notwithstanding section 8.39, subsection 1, for the fiscal year beginning July 1, 2015, if savings resulting from the governor’s Medicaid modernization initiative accrue to the medical contracts or children’s health insurance program appropriation from the general fund of the state and not to the medical assistance appropriation from the general fund of the state under this division of this Act, such savings may be transferred to such medical assistance appropriation for the same fiscal year without prior written consent and approval of the governor and the director of the department of management. The department of human services shall report any transfers made pursuant to this section to the legislative services agency.

Sec. 33. EFFECTIVE UPON ENACTMENT. The following provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. The provision relating to section 232.141 and directing the state court administrator and the division administrator of the department of human services division of child and family services to make the determination, by June 15, 2015, of the distribution of funds allocated for the payment of the expenses of court-ordered services provided to juveniles which are a charge upon the state.

DIVISION VI

HEALTH CARE ACCOUNTS AND FUNDS — FY 2015–2016

Sec. 34. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for medical contracts under the medical assistance program for the fiscal year beginning July 1, 2015, and ending June 30, 2016:

..... \$ 2,002,176

Sec. 35. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 37,205,208

Sec. 36. HOSPITAL HEALTH CARE ACCESS TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access

trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 34,700,000

Sec. 37. MEDICAL ASSISTANCE PROGRAM — NONREVERSION FOR FY 2015–2016. Notwithstanding section 8.33, if moneys appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2015, and ending June 30, 2016, from the general fund of the state, the quality assurance trust fund and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION VII

PATIENT-CENTERED HEALTH ADVISORY COUNCIL

Sec. 38. Section 135.159, subsection 2, paragraph a, unnumbered paragraph 1, Code 2015, is amended to read as follows:

The department shall establish ~~an~~ a patient-centered health advisory council which shall include but is not limited to all of the following members, selected by their respective organizations, and any other members the department determines necessary to assist in the department's duties at various stages of development of the medical home system:

Sec. 39. Section 135.159, subsection 2, paragraph b, Code 2015, is amended to read as follows:

b. Public members of the patient-centered health advisory council shall receive reimbursement for actual expenses incurred while serving in their official capacity only if they are not eligible for reimbursement by the organization that they represent.

Sec. 40. Section 135.159, subsection 10, Code 2015, is amended to read as follows:

10. The department shall integrate the recommendations and policies developed pursuant to section 135.161, Code 2011, into the medical home system and shall incorporate the development and implementation of the state initiative for prevention and chronic care management as developed pursuant to section 135.161, Code 2011, into the duties of the ~~medical home system~~ patient-centered health advisory council beginning January 1, 2012.

Sec. 41. CODE EDITOR DIRECTIVE. The Code editor shall amend the headnote of section 135.159, Code 2015, to read **Medical home system — patient-centered health advisory council — development and implementation.**

DIVISION VIII

PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS

DECATEGORIZATION — FY 2014–2015

Sec. 42. DECATEGORIZATION CARRYOVER FUNDING — TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188, subsection 5, paragraph "b", any state appropriated moneys in the funding pool that remained unencumbered or unobligated at the close of the fiscal year beginning July 1, 2012, and were deemed carryover funding to remain available for the two succeeding fiscal years that still remain unencumbered or unobligated at the close of the fiscal year beginning July 1, 2014, shall not revert but shall be transferred to the medical assistance program for the fiscal year beginning July 1, 2014.

COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION — FY 2014–2015

Sec. 43. 2013 Iowa Acts, chapter 136, section 2, subsection 1, paragraph c, is

amended to read as follows:

c. The department shall allocate not less than 95 percent of the amount of the block grant each federal fiscal year to eligible community mental health services providers for carrying out the plan submitted to and approved by the federal substance abuse and mental health services administration for the fiscal year involved, except that for federal fiscal year 2014-2015, \$1,643,467 of such federal block grant funds shall be used for child and family services pursuant to 2013 Iowa Acts, chapter 138, section 148, as amended by 2014 Iowa Acts, chapter 1140, section 25, for the purposes of 2014 Iowa Acts, chapter 1140, section 25, subsection 20, relating to the community circle of care collaboration for children and youth in northeast Iowa, subsection 24 relating to the central Iowa system of care program grant, subsection 25 relating to the system of care grant implemented in Cerro Gordo and Linn counties, and subsection 27 relating to a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services licensed as a psychiatric medical institution for children.

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES — FY 2014–2015

Sec. 44. 2013 Iowa Acts, chapter 138, section 136, subsections 1, 2, 6, and 13, as amended by 2014 Iowa Acts, chapter 1140, section 9, are amended to read as follows:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

.....	\$	9,870,488
		<u>6,281,222</u>

2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment agreements in accordance with chapter 239B:

.....	\$	11,091,911
		<u>10,232,340</u>

6. For state child care assistance:

.....	\$	35,047,110
		<u>41,210,239</u>

a. Of the funds appropriated in this subsection, ~~\$26,347,110~~ \$26,332,712 is transferred to the child care and development block grant appropriation made by the Eighty-fifth General Assembly, 2013 Session, in 2013 Iowa Acts, chapter 136, section 14 for the federal fiscal year beginning October 1, 2014, and ending September 30, 2015. Of this amount, \$200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

b. Any funds appropriated in this subsection remaining unallocated shall be used for state child care assistance payments for families who are employed, including but not limited to individuals enrolled in the family investment program who are employed.

13. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2013 or 2014 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2014, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for ~~individuals enrolled in the family~~

~~investment program families~~ who are employed, and for the family investment program share of costs to develop and maintain a new, integrated eligibility determination system. The federal funds appropriated in this paragraph “a” shall be expended only after all other funds appropriated in subsection 1 for the assistance under the family investment program, in subsection 6 for child care assistance, or in subsection 12 for the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph “a”, for transfer to the child care and development block grant are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

CHILD SUPPORT RECOVERY UNIT — CARRYFORWARD FUNDING —
TRANSFER TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 45. 2013 Iowa Acts, chapter 138, section 139, as amended by 2014 Iowa Acts, chapter 1140, section 12, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year ending June 30, 2015, shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

MEDICAL ASSISTANCE — FY 2014–2015

Sec. 46. 2013 Iowa Acts, chapter 139, section 142, unnumbered paragraph 2, as amended by 2014 Iowa Acts, chapter 1140, section 14, is amended to read as follows:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2014, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... \$ ~~1,250,658,393~~
1,266,486,529

DISPROPORTIONATE SHARE HOSPITAL — FY 2014–2015

Sec. 47. 2013 Iowa Acts, chapter 138, section 142, subsection 11, paragraph a, unnumbered paragraph 1, as amended by 2014 Iowa Acts, chapter 1140, section 15, is amended to read as follows:

Of the funds appropriated in this section, ~~\$8,391,922~~ \$5,591,922 is allocated for the state match for a disproportionate share hospital payment of ~~\$10,133,430~~ \$12,749,481 to hospitals that meet both of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of ~~\$7,500,000~~ \$13,883,949. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of \$26,633,430.

MEDICAL CONTRACTS CARRYFORWARD FUNDING — TRANSFER TO
MEDICAID PROGRAM FOR FY 2015–2016

Sec. 48. 2013 Iowa Acts, chapter 138, section 143, as amended by 2014 Iowa Acts, chapter 1140, section 19, is amended by adding the following new subsection:

NEW SUBSECTION. 9. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that

fiscal year.

STATE SUPPLEMENTARY ASSISTANCE — CARRYFORWARD FUNDING —
TRANSFER TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 49. 2013 Iowa Acts, chapter 138, section 144, as amended by 2014 Iowa Acts, chapter 1140, section 20, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

CHILDREN'S HEALTH INSURANCE PROGRAM/HEALTHY AND WELL KIDS IN
IOWA PROGRAM CARRYFORWARD FUNDING — TRANSFER TO MEDICAID
PROGRAM FOR FY 2015–2016

Sec. 50. 2013 Iowa Acts, chapter 138, section 145, as amended by 2014 Iowa Acts, chapter 1140, section 21, is amended by adding the following new subsection:

NEW SUBSECTION. 3. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that same fiscal year.

CHILD CARE ASSISTANCE — FY 2014–2015

Sec. 51. 2013 Iowa Acts, chapter 138, section 146, unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts, chapter 1140, section 22, are amended to read as follows:

There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

.....	\$	<u>47,132,080</u>
		<u>36,303,944</u>

Sec. 52. 2013 Iowa Acts, chapter 138, section 146, subsection 1, as amended by 2014 Iowa Acts, chapter 1140, section 22, is amended to read as follows:

1. Of the funds appropriated in this section, ~~\$39,412,659~~ \$28,484,517 shall be used for state child care assistance in accordance with section 237A.13.

CHILD AND FAMILY SERVICES — CARRYFORWARD FUNDING — TRANSFER
TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 53. 2013 Iowa Acts, chapter 138, section 148, as amended by 2014 Iowa Acts, chapter 1140, section 25, is amended by adding the following new subsection:

NEW SUBSECTION. 29. Notwithstanding section 8.33, of the moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year, \$8,293,467 shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

ADOPTION SUBSIDY — CARRYFORWARD FUNDING — TRANSFER TO
MEDICAID PROGRAM FOR FY 2015–2016

Sec. 54. 2013 Iowa Acts, chapter 138, section 149, as amended by 2014 Iowa Acts, chapter 1140, section 26, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that

fiscal year.

FAMILY SUPPORT SUBSIDY — CARRYFORWARD FUNDING — TRANSFER TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 55. 2013 Iowa Acts, chapter 138, section 151, as amended by 2014 Iowa Acts, chapter 1140, section 27, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

CLARINDA AND INDEPENDENCE MENTAL HEALTH INSTITUTES
CARRYFORWARD FUNDING — TRANSFER TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 56. 2013 Iowa Acts, chapter 138, section 153, subsections 2 and 3, as amended by 2014 Iowa Acts, chapter 1140, section 29, are amended to read as follows:

2. a. For the state mental health institute at Clarinda for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	6,787,309
.....	FTEs	86.10

b. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

3. a. For the state mental health institute at Independence for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	10,484,386
.....	FTEs	233.00

b. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

GLENWOOD AND WOODWARD STATE RESOURCE CENTERS —
CARRYFORWARD FUNDING — TRANSFER TO MEDICAID PROGRAM FOR FY 2015–2016

Sec. 57. 2013 Iowa Acts, chapter 138, section 154, subsection 1, as amended by 2014 Iowa Acts, chapter 1140, section 30, is amended to read as follows:

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

.....	\$	21,695,266
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Notwithstanding section 8.33, moneys appropriated in this paragraph “a” that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 14,855,693
Notwithstanding section 8.33, moneys appropriated in this paragraph "b" that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

FIELD OPERATIONS — FY 2014–2015

Sec. 58. 2013 Iowa Acts, chapter 138, section 156, unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts, chapter 1140, section 32, are amended to read as follows:

There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	65,170,976
		<u>61,170,976</u>
.....	FTEs	1,837.00

GENERAL ADMINISTRATION — FY 2014–2015

Sec. 59. 2013 Iowa Acts, chapter 138, section 157, unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts, chapter 1140, section 33, are amended to read as follows:

There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	16,072,302
		<u>15,072,302</u>
.....	FTEs	309.00

CHILDREN ADJUDICATED AS DELINQUENT AND CHILD IN NEED OF ASSISTANCE PLACEMENTS — CARRYFORWARD FUNDING FY 2015–2016

Sec. 60. 2013 Iowa Acts, chapter 138, section 147A, as enacted by 2014 Iowa Acts, chapter 1140, section 24, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall be transferred to the medical assistance appropriation for the fiscal year beginning July 1, 2015, to be used for the medical assistance program for that fiscal year.

Sec. 61. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 62. RETROACTIVE APPLICABILITY. This division of this Act is retroactively applicable to July 1, 2014.

DIVISION IX
 HEALTH POLICY — OVERSIGHT

Sec. 63. HEALTH POLICY OVERSIGHT — MEDICAID MANAGED CARE.

1. The department of human services shall partner with appropriate stakeholders to convene monthly statewide public meetings to receive input and recommendations from stakeholders and members of the public regarding Medicaid managed care,

beginning in March 2016. The meetings shall be held in both rural and urban areas, in small communities and large population centers, and in a manner that is geographically balanced. The input and recommendations of the public meetings shall be compiled by the department of human services and submitted to the executive committee of the medical assistance advisory council created in section 249A.4B.

2. a. The executive committee of the medical assistance advisory council shall review the compilation of the input and recommendations of the public meetings convened pursuant to subsection 1, and shall submit recommendations based upon the compilation to the director of human services on a quarterly basis.

b. The director of human services shall submit the compilation and the recommendations made under paragraph “a” to the legislative health policy oversight committee created in section 2.45.

Sec. 64. Section 2.45, Code 2015, is amended by adding the following new subsection: NEW SUBSECTION. 6. The legislative health policy oversight committee, which shall be composed of members appointed by the legislative council. The legislative health policy oversight committee shall receive updates and review data, public input and concerns, and make recommendations for improvements to and changes in law or rule regarding Medicaid managed care.

Sec. 65. NEW SECTION. **231.44 Utilization of resources — assistance and advocacy related to long-term services and supports under the Medicaid program.**

1. The office of long-term care ombudsman may utilize its available resources to provide assistance and advocacy services to eligible recipients, or the families or legal representatives of such eligible recipients, of long-term services and supports provided through the Medicaid program. Such assistance and advocacy shall include but is not limited to all of the following:

a. Assisting recipients in understanding the services, coverage, and access provisions and their rights under Medicaid managed care.

b. Developing procedures for the tracking and reporting of the outcomes of individual requests for assistance, the obtaining of necessary services and supports, and other aspects of the services provided to eligible recipients.

c. Providing advice and assistance relating to the preparation and filing of complaints, grievances, and appeals of complaints or grievances, including through processes available under managed care plans and the state appeals process, relating to long-term services and supports under the Medicaid program.

2. A representative of the office of long-term care ombudsman providing assistance and advocacy services authorized under this section for an individual, shall be provided access to the individual, and shall be provided access to the individual’s medical and social records as authorized by the individual or the individual’s legal representative, as necessary to carry out the duties specified in this section.

3. A representative of the office of long-term care ombudsman providing assistance and advocacy services authorized under this section for an individual, shall be provided access to administrative records related to the provision of the long-term services and supports to the individual, as necessary to carry out the duties specified in this section.

4. For the purposes of this section:

a. “*Institutional setting*” includes a long-term care facility, an elder group home, or an assisted living program.

b. “*Long-term services and supports*” means the broad range of health, health-related, and personal care assistance services and supports, provided in both institutional settings and home and community-based settings, necessary for older individuals and persons with disabilities who experience limitations in their capacity for self-care due to a physical, cognitive, or mental disability or condition.

Sec. 66. PROPOSAL FOR A HEALTH CONSUMER OMBUDSMAN ALLIANCE. The office of long-term care ombudsman shall collaborate with the department on aging, the office of substitute decision maker, the department of veterans affairs, the department of human services, the department of public health, the department of inspections and appeals, the designated protection and advocacy agency as provided in section 135C.2, subsection 4, the civil rights commission, the senior health insurance information program, the Iowa insurance consumer advocate, Iowa legal aid, and other consumer advocates and consumer assistance programs, to develop a proposal for the establishment of a health consumer ombudsman alliance. The purpose of the alliance is to provide a permanent coordinated system of independent consumer supports to ensure that consumers, including consumers covered under Medicaid managed care, obtain and maintain essential health care, are provided unbiased information in understanding coverage models, and are assisted in resolving problems regarding health care services, coverage, access, and rights. The proposal developed shall include annual budget projections and shall be submitted to the governor and the general assembly no later than December 15, 2015.

Sec. 67. LEVEL OF CARE ASSESSMENTS AND REASSESSMENTS, OPTIONS COUNSELING, AND CASE MANAGEMENT.

1. a. The department of human services shall contract with a conflict free third party to conduct initial level of care assessments and reassessments for Medicaid program applicants or members who are not enrolled in a Medicaid managed care plan.

b. A Medicaid managed care contractor shall conduct initial level of care assessments and reassessments for Medicaid program members enrolled in the contractor's plan, and shall submit the results to the department.

c. All level of care assessments and reassessments shall be conducted using an assessment tool approved by the department and shall be conflict free.

d. The department shall determine the level of care of an applicant or member based upon the results of the assessments or reassessments conducted and submitted in accordance with this subsection.

e. Level of care reassessments shall be conducted annually or when the needs of a member change.

2. A Medicaid member's service plan shall reflect the member's needs and goals based upon the assessment or reassessment conducted pursuant to subsection 1. A member's service plan shall not be changed prior to the completion of a functional or needs reassessment, and any subsequent service plan shall be based on the reassessment.

3. The department shall provide for administration of nonbiased, community-based, in-person options counseling by a conflict free third party for applicants for a Medicaid managed care plan.

4. Case management under a Medicaid managed care contract shall be administered in a conflict free manner.

5. For the purposes of this section, "conflict free" means conflict free pursuant to specifications of the balancing incentive program requirements.

DIVISION X AUTISM

Sec. 68. NEW SECTION. 135.181 Behavior analyst and board certified assistant behavior analyst grants program — fund.

1. The department shall establish a board-certified behavior analyst and board-certified assistant behavior analyst grants program to provide grants to Iowa resident and nonresident applicants who have been accepted for admission or are attending a board of regents university, community college, or an accredited private institution, are enrolled in a program to be eligible for board certification as a behavior analyst or

assistant behavior analyst, and demonstrate financial need. Priority in the awarding of a grant shall be given to applicants who are residents of Iowa.

2. The department, in cooperation with the department of education, shall adopt rules pursuant to chapter 17A to establish minimum standards for applicants to be eligible for a grant that address all of the following:

- a. Eligibility requirements for and qualifications of an applicant to receive a grant.
- b. The application process for the grant.
- c. Criteria for preference in awarding of the grants.
- d. Determination of the amount of a grant.
- e. Use of the funds awarded.

3. a. A board-certified behavior analyst and board-certified assistant behavior analyst grants program fund is created in the state treasury as a separate fund under the control of the department. The fund shall consist of moneys appropriated from the general fund of the state for the purposes of the fund and moneys from any other public or private source available.

b. The department may receive contributions, grants, and in-kind contributions to support the purposes of the fund. Not more than five percent of the moneys in the fund may be used annually for administrative costs.

c. The fund shall be separate from the general fund of the state and shall not be considered part of the general fund of the state. The moneys in the fund shall not be considered revenue of the state, but rather shall be moneys of the fund. Moneys within the fund are not subject to section 8.33 and shall not be transferred, used, obligated, appropriated, or otherwise encumbered, except to provide for the purposes of this section. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys deposited in the fund shall be credited to the fund.

d. The moneys in the fund are appropriated to the department and shall be used to provide grants to individuals who meet the criteria established under this section.

Sec. 69. Section 225D.1, subsection 3, Code 2015, is amended to read as follows:

3. “*Autism service provider*” means a person providing applied behavioral analysis, who meets all of the following criteria:

a. Is any of the following:

(1) Is certified as a behavior analyst by the behavior analyst certification board or, is a health professional licensed under chapter 147 psychologist licensed under chapter 154B, or is a psychiatrist licensed under chapter 148.

(2) Is a board-certified assistant behavior analyst who performs duties, identified by and based on the standards of the behavior analyst certification board, under the supervision of a board-certified behavior analyst.

b. Is approved as a member of the provider network by the department.

Sec. 70. Section 225D.2, subsection 2, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. 1. Proof of eligibility for the autism support program that includes a written denial for coverage or a benefits summary indicating that applied behavioral analysis treatment is not a covered benefit for which the applicant is eligible, under the Medicaid program, section 514C.28, or private insurance coverage.

Sec. 71. Section 225D.2, subsection 5, paragraph a, Code 2015, is amended to read as follows:

a. An autism support fund is created in the state treasury under the authority of the department. Moneys appropriated to and all other moneys specified for deposit in the fund shall be deposited in the fund and used for the purposes of the program. Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund. Notwithstanding section 8.33, moneys credited to the fund that

remain unexpended or unobligated at the end of a fiscal year shall not revert to any other fund.

DIVISION XI
OFFICE OF SUBSTITUTE DECISION MAKER

Sec. 72. Section 231E.4, subsection 3, paragraph a, Code 2015, is amended to read as follows:

a. Select persons through a request for proposals process to establish local offices of substitute decision maker in each of the planning and service areas. Local offices shall be established statewide on or before July 1, ~~2015~~ 2017.

DIVISION XII
DEMENTIA WORKFORCE

Sec. 73. INTERAGENCY DEMENTIA PROFICIENT WORKFORCE TASK FORCE. The department on aging shall convene an interagency task force, in collaboration with the office of long-term care ombudsman, the office of substitute decision maker, the departments of public health, human services, and inspections and appeals, and the Alzheimer's association, to review the recommendations for a standard curriculum model for dementia education submitted by the Alzheimer's association dementia education task force to the department on aging in June 2010, in the Iowa dementia education project final report, and the curricula-related recommendations submitted by the direct care worker task force and the direct care worker advisory council; identify staff, in settings in which individuals with dementia may seek services and care, who should have some level of dementia proficiency and analyze gaps in existing training and educational requirements; and develop an implementation plan to transition toward competency-based dementia curricula and training that achieves dementia proficiency across a broader care continuum. To the greatest extent possible, the plan shall address training strategies for different settings, levels of skill, and licensure. The plan shall include a timeline for implementation, fiscal implications of recommendations, and identification of key decision points for the general assembly. The task force shall provide opportunities for stakeholder input from affected industry, education, professional, employee, and consumer organizations. The task force shall submit its recommendations to the governor and the general assembly no later than December 15, 2015.

DIVISION XIII
PHARMACEUTICAL COLLECTION AND DISPOSAL PROGRAM

Sec. 74. Section 155A.43, Code 2015, is amended to read as follows:

155A.43 Pharmaceutical collection and disposal program — annual allocation.

Of the fees collected pursuant to sections 124.301 and 147.80 and chapter 155A by the board of pharmacy, and retained by the board pursuant to section 147.82, not more than one hundred ~~twenty five~~ ~~seventy-five~~ thousand dollars may be allocated annually by the board for administering the pharmaceutical collection and disposal program originally established pursuant to 2009 Iowa Acts, ch. 175, §9. The program shall provide for the management and disposal of unused, excess, and expired pharmaceuticals. The board of pharmacy may cooperate with the Iowa pharmacy association and may consult with the department and sanitary landfill operators in administering the program.

DIVISION XIV
PREREQUISITES FOR AN ABORTION

Sec. 75. NEW SECTION. 146A.1 Prerequisites for an abortion.

Except in the case of a medical emergency, as defined in section 135L.1, for any woman, the physician shall certify both of the following before performing an abortion:

1. That the woman has been given the opportunity to view an ultrasound image of

the fetus as part of the standard of care.

2. That the woman has been provided information regarding the options relative to a pregnancy, including continuing the pregnancy to term and retaining parental rights following the child's birth, continuing the pregnancy to term and placing the child for adoption, and terminating the pregnancy.

DIVISION XV

IOWA ABLE SAVINGS PLAN TRUST

Sec. 76. NEW SECTION. **12I.1 Purpose and definitions.**

1. The general assembly finds that the general welfare and well-being of the state are directly related to the health, maintenance, independence, and quality of life of its disabled residents, and that a vital and valid public purpose is served by the creation and implementation of programs that encourage and make possible savings to secure funding for disability-related expenses on behalf of individuals with disabilities that will supplement, but not supplant, other benefits provided by various federal, state, and private sources. The creation of the means of encouragement for citizens to invest in such a program represents the carrying out of a vital and valid public purpose. In order to make available to the citizens of the state an opportunity to fund future disability-related expenses of individuals, it is necessary that a public trust be established in which moneys may be invested for payment of future disability-related expenses of an individual.

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

a. "*Account balance limit*" means the maximum allowable aggregate balance of an account established for a designated beneficiary. Account earnings, if any, are included in the account balance limit.

b. "*Account owner*" means an individual who enters into a participation agreement under this chapter for the payment of qualified disability expenses on behalf of a designated beneficiary.

c. "*Contracting state*" means the same as defined in section 529A of the Internal Revenue Code.

d. "*Designated beneficiary*" means an individual who is a resident of this state or a resident of a contracting state and who meets the definition of "*eligible individual*" in section 529A of the Internal Revenue Code.

e. "*Internal Revenue Code*" means the Internal Revenue Code of 1986, as amended, and regulations promulgated thereunder.

f. "*Iowa ABLE savings plan trust*" or "*trust*" means the trust created under section 12I.2.

g. "*Participation agreement*" means an agreement between the account owner and the trust entered into under this chapter.

h. "*Qualified ABLE program*" means the same as defined in section 529A of the Internal Revenue Code.

i. "*Qualified disability expenses*" means the same as defined in section 529A of the Internal Revenue Code.

j. "*Resident*" shall be defined by rules adopted by the treasurer of state. The rules shall determine residency in such manner as may be required or permitted under section 529A of the Internal Revenue Code, or, in the absence of any guidance under federal law, as the treasurer of state deems advisable for the purpose of satisfying the requirements of section 529A of the Internal Revenue Code.

Sec. 77. NEW SECTION. **12I.2 Creation of Iowa ABLE savings plan trust.**

An Iowa ABLE savings plan trust is created. The treasurer of state is the trustee of the trust, and has all powers necessary to carry out and effectuate the purposes, objectives, and provisions of this chapter pertaining to the trust, including the power to do all of the following:

1. Make and enter into contracts necessary for the administration of the trust created under this chapter.
2. Enter into agreements with this state or any other state, or any federal or other state agency, or other entity as required to implement this chapter.
3. Carry out the duties and obligations of the trust pursuant to this chapter.
4. Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government, or any other person, firm, partnership, or corporation which the treasurer of state shall deposit into the administrative fund or program fund.
5. Participate in any federal, state, or local governmental program for the benefit of the trust.
6. Procure insurance against any loss in connection with the property, assets, or activities of the trust.
7. Enter into participation agreements with account owners.
8. Make payments to designated beneficiaries pursuant to participation agreements.
9. Make refunds to account owners upon the termination of participation agreements, and partial nonqualified distributions to account owners, pursuant to this chapter and the limitations and restrictions set forth in this chapter.
10. Invest moneys from the program fund in any investments that are determined by the treasurer of state to be appropriate.
11. Engage investment advisors, if necessary, to assist in the investment of trust assets.
12. Contract for goods and services and engage personnel as necessary, including consultants, actuaries, managers, legal counsel, and auditors for the purpose of rendering professional, managerial, and technical assistance and advice to the treasurer of state regarding trust administration and operation.
13. Establish, impose, and collect administrative fees and charges in connection with transactions of the trust, and provide for reasonable service charges, including penalties for cancellations and late payments with respect to participation agreements.
14. Administer the funds of the trust.
15. Prepare and file reports and notices.
16. Enter into agreements with contracting states to permit residents of the contracting state to participate in the Iowa ABLE savings plan trust.
17. Adopt rules pursuant to chapter 17A for the administration of this chapter.

Sec. 78. **NEW SECTION. 12I.3 Participation agreements for trust.**

On or after July 1, 2016, the trust may enter into participation agreements with account owners pursuant to the following terms and agreements:

1. *a.* Unless otherwise permitted under section 529A of the Internal Revenue Code, the treasurer of state shall allow only one participation agreement per designated beneficiary.
- b.* Unless otherwise permitted under section 529A of the Internal Revenue Code, the account owner must also be the designated beneficiary of the account. However, a trustee or legal guardian may be designated as custodian of an account for a designated beneficiary who is a minor or who lacks capacity to enter into a participation agreement if such designation is not prohibited under section 529A of the Internal Revenue Code.
- c.* The treasurer of state shall set an annual contribution limit and account balance limit to maintain compliance with section 529A of the Internal Revenue Code. A contribution shall not be permitted to the extent it exceeds the annual contribution limit or causes the aggregate balance of the account established for the designated beneficiary to exceed the applicable account balance limit.
- d.* The maximum amount that may be deducted per year for Iowa income tax

purposes by an individual for contributions on behalf of any one designated beneficiary that is a resident of this state shall not exceed the maximum deductible amount determined for the year pursuant to section 12D.3, subsection 1, paragraph "a".

e. Participation agreements may be amended to provide for adjusted levels of contributions based upon changed circumstances or changes in disability-related expenses.

f. Any person may make contributions pursuant to a participation agreement on behalf of a designated beneficiary under rules adopted by the treasurer of state.

2. The execution of a participation agreement by the trust shall not guarantee in any way that future disability-related expenses will be equal to projections and estimates provided by the trust or that the account owner or designated beneficiary is guaranteed any of the following:

a. A return of principal.

b. A rate of interest or other return from the trust.

c. Payment of interest or other return from the trust.

3. a. A designated beneficiary under a participation agreement may be changed as permitted under rules adopted by the treasurer of state upon written request of the account owner as long as such change would be permitted by section 529A of the Internal Revenue Code.

b. Participation agreements may otherwise be freely amended throughout their terms in order to enable account owners to increase or decrease the level of participation, change the designated beneficiary, and carry out similar matters as authorized by rule.

4. Each participation agreement shall provide that the participation agreement may be canceled upon the terms and conditions, and upon payment of applicable fees and costs set forth and contained in the rules adopted by the treasurer of state.

Sec. 79. NEW SECTION. 12L.4 Program and administrative funds — investment and payment.

1. a. The treasurer of state shall segregate moneys received by the trust into two funds: the program fund and the administrative fund.

b. All moneys paid by account owners or other persons on behalf of a designated beneficiary in connection with participation agreements shall be deposited as received into separate accounts for each designated beneficiary within the program fund.

c. Contributions to the trust made on behalf of designated beneficiaries may only be made in the form of cash.

d. An account owner or designated beneficiary is not permitted to provide investment direction regarding contributions or earnings held by the trust.

2. Moneys accrued by account owners in the program fund of the trust may be used for payments of qualified disability expenses.

3. Moneys in the account of a designated beneficiary may be claimed by the Iowa Medicaid program as provided in section 529A(f) of the Internal Revenue Code and subject to limitations imposed by the treasurer of state.

4. The trust shall comply with Pub. L. No. 113-295, §103, regarding treatment of ABLE accounts under certain federal programs.

5. Moneys in the funds are not subject to section 8.33. Notwithstanding section 12C.7, interest or earnings on moneys in the funds shall be credited to the funds.

Sec. 80. NEW SECTION. 12L.5 Cancellation of agreements.

An account owner may cancel a participation agreement at will. Upon cancellation of a participation agreement, an account owner shall be entitled to the return of the account owner's account balance.

Sec. 81. NEW SECTION. 12L.6 Repayment and ownership of payments and investment income — transfer of ownership rights.

1. *a.* An account owner retains ownership of all contributions made on behalf of a designated beneficiary under a participation agreement up to the date of utilization for payment of qualified disability expenses of the designated beneficiary.

b. All income derived from the investment of the contributions made on behalf of a designated beneficiary shall be considered to be held in trust for the benefit of the designated beneficiary.

2. In the event the trust is terminated prior to payment of qualified disability expenses for the designated beneficiary, the account owner is entitled to a refund of the account owner's account balance.

3. Any amounts which may be paid to any person or persons pursuant to the Iowa ABLE savings plan trust but which are not listed in this section are owned by the trust.

4. An account owner may transfer ownership rights to another designated beneficiary, including a gift of the ownership rights to a designated beneficiary who is a minor, in accordance with rules adopted by the treasurer of state and the terms of the participation agreement, so long as the transfer would be permitted by section 529A of the Internal Revenue Code.

5. An account owner or designated beneficiary shall not be entitled to utilize any interest in the trust as security for a loan.

Sec. 82. NEW SECTION. 12I.7 Reports — annual audited financial report — reports under federal law.

1. *a.* The treasurer of state shall submit an annual audited financial report, prepared in accordance with generally accepted accounting principles, on the operations of the trust by November 1 to the governor and the general assembly.

b. The annual audit shall be made either by the auditor of state or by an independent certified public accountant designated by the auditor of state and shall include direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees.

2. The annual audit shall be supplemented by all of the following information prepared by the treasurer of state:

a. Any related studies or evaluations prepared in the preceding year.

b. A summary of the benefits provided by the trust, including the number of account owners and designated beneficiaries in the trust, or, if the trust has caused this state to become a contracting state pursuant to section 12I.10, a summary of the benefits provided to Iowa residents by the contracted qualified ABLE program, including the number of account owners and designated beneficiaries in the contracted qualified ABLE program who are Iowa residents.

c. Any other information deemed relevant by the treasurer of state in order to make a full, fair, and effective disclosure of the operations of the trust or the contracted qualified ABLE program if applicable.

3. The treasurer of state shall prepare and submit to the secretary of the United States treasury or other required party any reports, notices, or statements required under section 529A of the Internal Revenue Code.

Sec. 83. NEW SECTION. 12I.8 Tax considerations.

1. For federal income tax purposes, the Iowa ABLE savings plan trust shall be considered a qualified ABLE program exempt from taxation pursuant to section 529A of the Internal Revenue Code and shall be operated so that it meets the requirements of section 529A of the Internal Revenue Code.

2. State income tax treatment of the Iowa ABLE savings plan trust shall be as provided in section 422.7, subsections 34 and 34A.

3. State inheritance tax treatment of interests in Iowa ABLE savings plans shall be as provided in section 450.4, subsection 9.

Sec. 84. NEW SECTION. **12I.9 Property rights to assets in trust.**

1. The assets of the trust shall at all times be preserved, invested, and expended solely and only for the purposes of the trust and shall be held in trust for the account owners and designated beneficiaries.

2. Except as provided in section 12I.4, subsection 3, no property rights in the trust shall exist in favor of the state.

3. Except as provided in section 12I.4, subsection 3, the assets of the trust shall not be transferred or used by the state for any purposes other than the purposes of the trust.

Sec. 85. NEW SECTION. **12I.10 Implementation as a contracting state — tax considerations.**

1. The general assembly acknowledges that section 529A of the Internal Revenue Code permits access to qualified ABLE programs by residents of a state without such a program. The general assembly finds that becoming a contracting state may accomplish the public purpose set forth in section 12I.1, subsection 1, in the same manner as if the qualified ABLE program under the Iowa ABLE savings plan trust were to be implemented and administered by this state. To that end, the treasurer of state, as trustee of the trust, may defer implementation of the qualified ABLE program under the trust and alternatively cause this state to become a contracting state by entering into an agreement with another state with a qualified ABLE program to provide Iowa residents access to that state's qualified ABLE program. The trust shall not enter into an agreement pursuant to this section unless the treasurer, as trustee of the trust, determines that all of the following requirements are satisfied:

a. The program is a qualified ABLE program.

b. The qualified ABLE program provides comparable benefits and protections to Iowa residents as would be provided under the Iowa ABLE savings plan trust.

c. That entering into an agreement for access to the qualified ABLE program would not result in increased costs to the state or to account owners and designated beneficiaries as compared to the costs of implementing and administering the qualified ABLE program under the Iowa ABLE savings plan trust.

d. The qualified ABLE program will be audited annually by an independent certified public accountant or by the state auditor, or similar public official, of the state that has implemented the qualified ABLE program.

e. The qualified ABLE program will provide information to the treasurer of state as trustee of the trust so as to allow the trustee to fulfill the reporting requirements in section 12I.7.

2. *a.* The maximum amount that may be deducted per year for Iowa income tax purposes by an individual for contributions on behalf of any one designated beneficiary that is a resident of this state to the qualified ABLE program with which the state has contracted pursuant to this section shall not exceed the maximum deductible amount determined for the year pursuant to section 12D.3, subsection 1, paragraph "a".

b. State income tax treatment of the qualified ABLE program with which the state has contracted pursuant to this section shall be as provided in section 422.7, subsections 34 and 34A.

3. State inheritance tax treatment of interests in the qualified ABLE program with which the state has contracted pursuant to this section shall be as provided in section 450.4, subsection 9.

Sec. 86. NEW SECTION. **12I.11 Construction.**

This chapter shall be construed liberally in order to effectuate its purpose.

Sec. 87. Section 422.7, Code 2015, is amended by adding the following new subsections:

NEW SUBSECTION. 34. *a.* Subtract the amount contributed during the tax year

on behalf of a designated beneficiary that is a resident of this state to the Iowa ABLE savings plan trust or to the qualified ABLE program with which the state has contracted pursuant to section 12I.10, not to exceed the maximum contribution level established in section 12I.3, subsection 1, paragraph “d”, or section 12I.10, subsection 2, paragraph “a”, as applicable.

b. Add the amount resulting from the cancellation of a participation agreement refunded to the taxpayer as an account owner in the Iowa ABLE savings plan trust or the qualified ABLE program with which the state has contracted pursuant to section 12I.10 to the extent previously deducted pursuant to this subsection by the taxpayer or any other person as a contribution to the trust or qualified ABLE program.

c. Add the amount resulting from a withdrawal made by a taxpayer from the Iowa ABLE savings plan trust or the qualified ABLE program with which the state has contracted pursuant to section 12I.10 for purposes other than the payment of qualified disability expenses to the extent previously deducted pursuant to this subsection by the taxpayer or any other person as a contribution to the trust or qualified ABLE program.

NEW SUBSECTION. 34A. Subtract, to the extent included, income from interest and earnings received from the Iowa ABLE savings plan trust created in chapter 12I, or received by a resident account owner from a qualified ABLE program with which the state has contracted pursuant to section 12I.10.

Sec. 88. Section 450.4, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 9. On the value of any interest in the Iowa ABLE savings plan trust created in chapter 12I, or any interest held by a resident account owner in a qualified ABLE program with which the state has contracted pursuant to section 12I.10.

Sec. 89. CONTINGENT IMPLEMENTATION. The implementation of chapter 12I as enacted in this division of this Act is subject to an appropriation with the stated purpose of the Iowa ABLE Savings Plan Trust.

Sec. 90. APPLICABILITY. The section of this division of this Act amending section 450.4 applies to estates of decedents dying on or after January 1, 2016.

Sec. 91. APPLICABILITY. The section of this division of this Act amending section 422.7 applies to tax years beginning on or after January 1, 2016.

DIVISION XVI

STATE CHILD CARE ASSISTANCE — INCOME ELIGIBILITY

Sec. 92. Section 237A.13, subsection 7, paragraph c, Code 2015, is amended to read as follows:

c. Families with an income of more than one hundred percent but not more than one hundred ~~forty-five~~ fifty percent of the federal poverty level whose members, for at least twenty-eight hours per week in the aggregate, are employed or are participating at a satisfactory level in an approved training program or educational program.

Sec. 93. DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES ON CHILD CARE ASSISTANCE. The department of human services shall amend its administrative rules relating to income eligibility for state child care assistance, according to family size for children needing basic care, to families whose nonexempt gross monthly income does not exceed 150 percent of the federal poverty level.

DIVISION XVII

COUNTY MENTAL HEALTH AND DISABILITIES SERVICES FUNDING — EQUALIZATION AND MEDICAID OFFSET

Sec. 94. Section 331.424A, subsection 8, unnumbered paragraph 1, Code 2015, is amended to read as follows:

Notwithstanding subsection 6, for the fiscal years beginning July 1, 2013, July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016, county revenues from taxes levied by the

county and credited to the county services fund shall not exceed the lower of the following amounts:

Sec. 95. Section 426B.3, subsection 1, Code 2015, is amended to read as follows:

1. For the fiscal years beginning July 1, 2013, July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016, the state and county funding for the mental health and disability services administered or paid for by counties shall be provided based on a statewide per capita expenditure target amount computed in accordance with this section and section 331.424A.

Sec. 96. Section 426B.3, subsection 4, paragraph a, Code 2015, is amended to read as follows:

a. For the fiscal years beginning July 1, 2013, July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016, a county with a county population expenditure target amount that exceeds the amount of the county's base year expenditures for mental health and disabilities services shall receive an equalization payment for the difference.

Sec. 97. Section 426B.3, subsection 5, Code 2015, is amended by striking the subsection.

DIVISION XVIII
MEDICAID OFFSET PAYMENTS

Sec. 98. Section 426B.3, subsection 5, paragraph e, subparagraph (1), Code 2015, is amended to read as follows:

(1) (a) If the county receives an equalization payment in the fiscal year following the calculation year, the county shall repay the Medicaid offset amount to the state from that equalization payment. A county's repayment pursuant to this subparagraph shall be remitted on or before January 1 of the fiscal year in which the equalization payment is received and the repayment shall be credited to the property tax relief fund. Moneys credited to the property tax relief fund in accordance with this subparagraph are subject to appropriation by the general assembly to support mental health and disability services administered by the regional system. The department of human services' annual budget shall include recommendations for reinvestment of the amounts credited to the fund to address core and additional core services administered by the regional system.

(b) Notwithstanding any provision to the contrary in subparagraph division (a), during the fiscal year beginning July 1, 2014, any repayment received pursuant to subparagraph division (a) shall not be subject to appropriation by the general assembly to support mental health and disabilities services administered by the regional system, but instead shall be transferred to the department of human services to supplement the medical assistance program appropriations for the fiscal year beginning July 1, 2015.

DIVISION XIX
PROPERTY TAX RELIEF FUND — BLOCK GRANT MONEYS

Sec. 99. PROPERTY TAX RELIEF FUND BLOCK GRANT MONEY. The moneys transferred to the property tax relief fund for the fiscal year beginning July 1, 2015, from the federal social services block grant pursuant to 2015 Iowa Acts, House File 630, and from the federal temporary assistance for needy families block grant, totaling at least \$11,774,275, are appropriated to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, to be used for the purposes designated, notwithstanding any provision of law to the contrary:

1. For distribution to any mental health and disability services region where 25 percent of the region's projected expenditures exceeds the region's projected fund balance:

..... \$ 960,000

a. For purposes of this subsection:

(1) "Available funds" means a county mental health and services fund balance on June 30, 2015, plus the maximum amount a county was allowed to levy for the fiscal year beginning July 1, 2015.

(2) "Projected expenditures" means the actual expenditures of a mental health and disability services region as of June 30, 2015, multiplied by an annual inflation rate of 2 percent plus the projected costs for new core services administered by the region as provided in a region's regional service system management plan approved pursuant to section 331.393 for the fiscal year beginning July 1, 2015.

(3) "Projected fund balance" means the difference between a mental health and disability services region's available funds and projected expenditures.

b. If sufficient funds are not available to implement this subsection, the department of human services shall distribute funds to a region in proportion to the availability of funds.

c. A mental health and disability services region with a population of 35,000 or less, as determined by the latest federal decennial census, shall work with the department of human services to determine whether the region shall join another region approved by the department in accordance with section 331.389 to increase the availability of and access to needed mental health and disability services.

2. To be transferred to the appropriation in this Act for child and family services for the fiscal year beginning July 1, 2015, to be used for the purpose of that appropriation:

..... \$ 10,814,275

DIVISION XX

STUDY — CHILD WELFARE ADVISORY COMMITTEE

Sec. 100. STUDY — CHILD WELFARE ADVISORY COMMITTEE. The child welfare advisory committee of the council on human services established pursuant to section 217.3A shall study procedures in the department of human services for receiving complaints from families involved in guardianship, placement, and custody proceedings; and the specificity and clarity of court orders issued in foster care placements pursuant to the State of Iowa Primary Review of Tit. IV-E Foster Care Eligibility Report of Findings for October 1, 2012, through March 31, 2013. The committee shall submit a report with findings and recommendations to the governor and general assembly on or before December 15, 2015.

DIVISION XXI

COVERAGE OF SERVICES PROVIDED BY A PHYSICAL THERAPIST, OCCUPATIONAL THERAPIST, OR SPEECH PATHOLOGIST

Sec. 101. NEW SECTION. 514C.30 **Services provided by a physical therapist, occupational therapist, or speech pathologist.**

1. Notwithstanding the uniformity of treatment requirements of section 514C.6, a policy, contract, or plan providing for third-party payment or prepayment of health or medical expenses shall not impose a copayment or coinsurance amount on an insured for services provided by a physical therapist licensed pursuant to chapter 148A, by an occupational therapist licensed pursuant to chapter 148B, or by a speech pathologist licensed pursuant to 154F that is greater than the copayment or coinsurance amount imposed on the insured for services provided by a person engaged in the practice of medicine and surgery or osteopathic medicine and surgery under chapter 148 for the same or a similar diagnosed condition even if a different nomenclature is used to describe the condition for which the services are provided.

2. This section applies to the following classes of third-party payment provider policies, contracts, or plans delivered, issued for delivery, continued, or renewed in this state on or after July 1, 2015:

a. Individual or group accident and sickness insurance providing coverage on an expense-incurred basis.

b. An individual or group hospital or medical service contract issued pursuant to chapter 509, 514, or 514A.

c. An individual or group health maintenance organization contract regulated under chapter 514B.

d. A plan established pursuant to chapter 509A for public employees.

e. An organized delivery system licensed by the director of public health.

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

DIVISION XXII

CHILDREN'S MENTAL HEALTH AND WELL-BEING WORKGROUP

Sec. 102. CHILDREN'S MENTAL HEALTH WORKGROUP. The department of human services, in cooperation with the departments of education and public health, shall facilitate a study by a workgroup of stakeholders which shall make recommendations relating to children's mental health. The workgroup shall study incorporating a coordinated response in children's mental health services that emphasizes implementation of mental health issues across the various systems that serve children, taking into account the effects of mental health, child welfare, and child welfare systems and services, and that specifically addresses the effects of adverse childhood experiences and child poverty. The workgroup shall create interdepartmental awareness of issues relating to children's mental health. The workgroup shall develop interdepartmental strategies for helping improve children's mental health and shall develop strategies to promote community partnerships to help address issues of children's mental health. In carrying out its charge, the workgroup shall review a 2014 report by the children's defense fund on the state of America's children containing the most recent and reliable national and state-by-state data on many complex issues affecting children's health, including data on more than 7,000 homeless public school students in Iowa. The workgroup shall submit a report on the study with recommendations, including but not limited to recommendations relating to the creation and implementation of a children's mental health crisis response system to aid parents and other custodians in dealing with children experiencing a mental health crisis. The workgroup shall submit its report to the governor and the general assembly on or before December 15, 2015.

DIVISION XXIII

PREVENTION OF DISABILITIES POLICY COUNCIL

Sec. 103. Section 225B.8, Code 2015, is amended to read as follows:

225B.8 Repeal.

1. This chapter is repealed July 1, ~~2015~~ 2016.

2. Prior to June 30, 2016, the state mental health and disability services commission created in section 225C.5 and the Iowa developmental disabilities council appointed by the governor shall work with the prevention of disabilities policy council, the department of human services, and the Iowa department of public health to provide for the transfer of the duties of the prevention of disabilities policy council to the state mental health and disability services commission, the Iowa developmental disabilities council, or the Iowa department of public health.

DIVISION XXIV

HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE — PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY RULES

Sec. 104. HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE —

PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY RULES. The board of pharmacy shall adopt rules pursuant to chapter 17A relating to hospital and long-term care pharmacy practices that allow, as authorized by federal law, in addition to influenza and pneumococcal polysaccharide vaccines, that a written or verbal patient-specific medication administration order shall not be required prior to administration to an adult patient of pneumococcal conjugate vaccine pursuant to physician-approved hospital or facility policy and after the patient has been assessed for contraindications.

DIVISION XXV

HEALTHY AND WELL KIDS IN IOWA PROGRAM — CONTINUED ENROLLMENT

Sec. 105. Section 514I.8, subsection 3, Code 2015, is amended to read as follows:

3. In accordance with the rules adopted by the board, a child may be determined to be presumptively eligible for the program pending a final eligibility determination. Following final determination of eligibility, a child shall be eligible for a twelve-month period. At the end of the twelve-month period, a review of the circumstances of the child's family shall be conducted to establish eligibility and cost sharing for the subsequent twelve-month period. Pending such review of the circumstances of the child's family, the child shall continue to be eligible for and remain enrolled in the same plan if the family complies with requirements to provide information and verification of income, otherwise cooperates in the annual review process, and submits the completed review form and any information necessary to establish continued eligibility in a timely manner in accordance with administrative rules.

DIVISION XXVI

PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

Sec. 106. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this 2015 Act, the moneys appropriated and any other moneys available shall not be used for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

DIVISION XXVII

MEDICAID REIMBURSEMENT — PSYCHOLOGISTS

Sec. 107. Section 249A.15, Code 2015, is amended to read as follows:

249A.15 Licensed psychologists eligible for payment.

The department shall adopt rules pursuant to chapter 17A entitling psychologists who are licensed pursuant to chapter 154B and psychologists who are licensed in the state where the services are provided and have a doctorate degree in psychology, have had at least two years of clinical experience in a recognized health setting, or have met the standards of a national register of health service providers in psychology, to payment for services provided to recipients of medical assistance, subject to limitations and exclusions the department finds necessary on the basis of federal laws and regulations and of funds available for the medical assistance program.

DIVISION XXVIII

HOME MODIFICATION ASSISTANCE PROGRAM PLAN

Sec. 108. HOME MODIFICATION ASSISTANCE PROGRAM PLAN.

1. The aging and disability resource center and the mental health and disability services commission shall jointly develop a plan for a home modification assistance program to provide grants and individual income tax credits to assist with expenses related to the making of permanent home modifications that permit individuals with a disability in this state to remain in their homes and age in place. The plan shall include the following components:

a. The plan shall develop criteria and procedures for establishing eligibility of individuals with a disability under the program, and in doing so the plan shall utilize the definition of disability found in 42 U.S.C. §12102 and shall require appropriate

certifications from the primary health care providers of individuals with a disability.

b. The plan shall establish criteria for determining the type of home modification expenses that will be eligible for a grant or tax credit award under the program.

c. The plan shall develop criteria and procedures for receiving grants and tax credits under the program, and shall determine the maximum amount of grants and tax credits that may be provided to an individual with a disability under the program.

d. The plan shall provide that individuals with a disability shall utilize any funding for home modification under the Medicaid program to the fullest extent possible before becoming eligible to participate in the home modification assistance program to ensure that the program's grants and tax credits do not supplant available Medicaid program resources.

e. The plan shall provide that grants under the program shall be available to individuals with a disability with annual incomes that do not exceed 250 percent of the federal poverty level, and that individual income tax credits under the program shall be available to individuals with a disability with annual incomes exceeding 250 percent but not exceeding 450 percent of the federal poverty level.

f. The plan shall avoid placing unrealistic expectations and overly burdensome requirements on individuals with a disability and their families, particularly those living in rural areas.

2. In developing the plan for the home modification assistance program, the aging and disability resource center and the mental health and disability services commission shall seek input from and consult with the department on aging, the department of human services, the department of revenue, and other interested public and private stakeholders.

3. The aging and disability resource center and the mental health and disability services commission shall submit the plan on or before December 15, 2015, to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, to the chairpersons and ranking members of the senate and house standing committees on human resources, to the chairpersons and ranking members of the senate and house standing committees on ways and means, and to the governor.

DIVISION XXIX

MEDICAID PROGRAM ASSET VERIFICATION

Sec. 109. MEDICAID PROGRAM — ASSET VERIFICATION. The department of human services shall issue a request for proposals to contract with a third-party vendor to establish an electronic asset verification system for the purposes of compliance with 42 U.S.C. §1396w requiring determination or redetermination of the eligibility of an individual who is an applicant for or recipient of medical assistance under the Medicaid state plan on the basis of being aged, blind, or disabled in accordance with 42 U.S.C. §1396w. The third-party vendor selected shall be able to demonstrate in writing its current relationships or contracts with financial institutions in the state and nationally. Participation by financial institutions in providing account balances for asset verification shall remain voluntary.

Sec. 110. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XXX

REFUGEE FAMILY SUPPORT SERVICES — APPROPRIATION

Sec. 111. REFUGEE FAMILY SUPPORT SERVICES PILOT PROGRAM.

1. The bureau of refugee services within the department of human services shall establish, promote, and administer a refugee family support services pilot program for purposes of providing a grant to a state, local, or community organization working with refugee populations to contract with and train multiple refugees to act as refugee community navigators.

2. An organization awarded a grant pursuant to this section shall recruit and train multiple refugee community navigators to educate and provide direct assistance to their respective refugee communities so the refugee communities can successfully access and utilize existing community resources and services.

3. The refugee community navigators shall train other refugee community members and shall offer home-based, peer-group learning sessions about resources in the community.

4. A grant awarded pursuant to this section shall be used for employment costs of a program manager and community navigator coordinator, and contract and stipend costs for multiple refugee community navigators for each organization.

5. The bureau of refugee services shall award one grant to a state, local, or community organization through a competitive application process. The bureau shall provide moneys over a three-year period to an organization awarded a grant.

6. A state, local, or community organization awarded a grant pursuant to this section shall provide the bureau with annual progress reports. The bureau of refugee services shall present a report of the program goals and outcomes to the general assembly.

7. The bureau of refugee services shall conduct a comprehensive review of the refugee family support services pilot program and shall, by December 31, 2017, submit a report of its review, as well as any recommendations and cost projections of its recommendations to the governor and the general assembly.

8. The bureau of refugee services may expend program moneys for administrative expenses as provided by law.

Sec. 112. REFUGEE FAMILY SUPPORT SERVICES PILOT PROGRAM APPROPRIATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For a pilot project pursuant to the refugee family support services pilot project program created in this division of this Act in a county with a population over 350,000 as determined by the 2010 federal decennial census:

..... \$ 100,000

The amount appropriated under this section shall not be reduced for administrative or other costs prior to distribution.

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

DIVISION XXXI

PHYSICIAN ASSISTANT SUPERVISION

Sec. 113. ADMINISTRATIVE RULES — PHYSICIAN SUPERVISION OF PHYSICIAN ASSISTANTS. The boards of medicine and physician assistants shall jointly adopt rules pursuant to chapter 17A to establish specific minimum standards or a definition of supervision for appropriate supervision of physician assistants by physicians. The boards shall jointly file notices of intended action pursuant to section 17A.4, subsection 1, paragraph “a”, on or before February 1, 2016, for adoption of such rules.

DIVISION XXXII

QUALITY ASSURANCE ASSESSMENT

Sec. 114. Section 249L.3, subsection 1, paragraph d, Code 2015, is amended to read as follows:

d. The aggregate quality assurance assessments imposed under this chapter shall ~~not exceed the lower of~~ be established at three percent of the aggregate non-Medicare

revenues of a nursing facility ~~or the maximum amount that may be assessed~~ pursuant to the indirect guarantee threshold as established pursuant to 42 C.F.R. §433.68(f)(3)(i), and shall be stated on a per-patient-day basis. The aggregate quality assurance assessment shall be recalibrated only concurrently with any nursing facility rebasing.

DIVISION XXXIII
HOSPITAL ASSESSMENT

Sec. 115. HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM — TRANSITION TO MANAGED CARE.

1. The department of human services shall include in any Medicaid managed care contract entered into on or after July 1, 2015, a mechanism by which the capitated payment received by the managed care contractor reflects the amount necessary to continue reimbursement of participating hospitals by managed care contractors in accordance with the provisions of chapter 249M. Such reimbursement shall preferably be provided through lump sum payments to participating hospitals. Notwithstanding any provisions of chapter 249M to the contrary, the department may make administrative modifications to the hospital health care access assessment program to comply with this section. The department of human services shall work with participating providers, including health systems and the Iowa hospital association, to effectuate this section.

2. The department of human services shall submit recommendations for any changes in statute or rules regarding the hospital health care access assessment program necessitated by the transition to managed care to the individuals identified in this Act for submission of reports by December 15, 2015.

DIVISION XXXIV
BOARD OF RESPIRATORY CARE AND POLYSOMNOGRAPHY

Sec. 116. BOARD OF RESPIRATORY CARE AND POLYSOMNOGRAPHY. If funding is appropriated for a fee-supported board of respiratory care and polysomnography to administer chapter 148G, as enacted in 2015 Iowa Acts, House File 203, the fee-supported model shall provide for repayment of the funds appropriated to the state by June 30, 2018.

DIVISION XXXV
FOOD ASSISTANCE PROGRAM BONUS

Sec. 117. FOOD ASSISTANCE PROGRAM BONUS. Any funds available to the department of human services during the fiscal year beginning July 1, 2015, received from the United States department of agriculture's food and nutrition service for achieving a low case and procedural error rate and for ranking third in the nation on certain case-related measures under the supplemental nutrition assistance program, shall be used by the department for the purposes of the appropriation in this Act for the same fiscal year for the medical assistance program.

DIVISION XXXVI
MEDICAL ASSISTANCE SPECIAL NEEDS TRUST

Sec. 118. Section 633C.1, subsection 8, Code 2015, is amended by striking the subsection.

Sec. 119. Section 633C.2, Code 2015, is amended by striking the section and inserting in lieu thereof the following:

633C.2 Disposition of medical assistance special needs trusts.

Any income or assets added to or received by and any income or principal retained in a medical assistance special needs trust shall be used in accordance with a standard that is no more restrictive than specified under federal law. All distributions from a medical assistance special needs trust shall be for the sole benefit of the beneficiary to enhance the quality of life of the beneficiary, and the trustee shall have sole discretion

regarding such disbursements to ensure compliance with beneficiary eligibility requirements. Any distinct disbursement in excess of one thousand dollars shall be subject to review by the district court sitting in probate. The department shall adopt rules pursuant to chapter 17A for the establishment and disposition of medical assistance special needs trusts in accordance with this section.

Sec. 120. Section 633C.4, subsection 2, Code 2015, is amended to read as follows:

2. The trustee of a medical assistance income trust or a medical assistance special needs trust is a fiduciary for purposes of chapter 633A and, in the exercise of the trustee's fiduciary duties, the state shall be considered a beneficiary of the trust. Regardless of the terms of the trust, the trustee shall not take any action that is not prudent in light of the state's interest in the trust. Notwithstanding any provision of chapter 633A to the contrary, the trustee of a medical assistance special needs trust shall be subject to the jurisdiction of the district court sitting in probate and shall submit an accounting of the disposition of the trust to the district court sitting in probate on an annual basis.

DIVISION XXXVII
DEPARTMENT ON AGING — FY 2016–2017

Sec. 121. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,699,866
.....	FTEs	31.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, \$139,973 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

- (1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.
- (2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.
- (3) Prohibiting the prepayment for goods or services not defined specifically by good or service, time period, or recipient.
- (4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be

purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, at least \$125,000 shall be used to fund the unmet needs identified through Iowa’s aging and disability resource center network.

5. Of the funds appropriated in this section, at least \$300,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

6. Of the funds appropriated in this section, \$406,833 shall be used for the purposes of chapter 231E and section 231.56A, of which \$144,333 shall be used for the office of substitute decision maker pursuant to chapter 231E, and the remainder shall be distributed equally to the area agencies on aging to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

DIVISION XXXVIII

OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2016–2017

Sec. 122. OFFICE OF LONG-TERM CARE OMBUDSMAN.

1. There is appropriated from the general fund of the state to the office of long-term care ombudsman for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	638,391
.....	FTEs	17.00

2. Of the funds appropriated in this section, \$110,000 shall be used to continue to provide for additional local long-term care ombudsmen.

DIVISION XXXIX

DEPARTMENT OF PUBLIC HEALTH — FY 2016–2017

Sec. 123. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of the use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling, and for not more than the following full-time equivalent positions:

.....	\$	13,631,845
.....	FTEs	10.00

a. (1) Of the funds appropriated in this subsection, \$2,624,180 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and initiatives. Activities of the programs and initiatives shall be in alignment with the United States centers for disease control and prevention best

practices for comprehensive tobacco control programs that include the goals of preventing youth initiation of tobacco usage, reducing exposure to secondhand smoke, and promotion of tobacco cessation. To maximize resources, the department shall determine if third-party sources are available to instead provide nicotine replacement products to an applicant prior to provision of such products to an applicant under the initiative. The department shall track and report to the individuals specified in this Act, any reduction in the provision of nicotine replacement products realized by the initiative through implementation of the prerequisite screening.

(2) (a) Of the funds allocated in this paragraph “a”, \$226,533 is transferred to the alcoholic beverages division of the department of commerce for enforcement of tobacco laws, regulations, and ordinances and to engage in tobacco control activities approved by the division of tobacco use prevention and control of the department of public health as specified in the memorandum of understanding entered into between the divisions.

(b) For the fiscal year beginning July 1, 2016, and ending June 30, 2017, the terms of the memorandum of understanding, entered into between the division of tobacco use prevention and control of the department of public health and the alcoholic beverages division of the department of commerce, governing compliance checks conducted to ensure licensed retail tobacco outlet conformity with tobacco laws, regulations, and ordinances relating to persons under eighteen years of age, shall continue to restrict the number of such checks to one check per retail outlet, and one additional check for any retail outlet found to be in violation during the first check.

b. Of the funds appropriated in this subsection, \$11,007,664 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, and program evaluation.

(1) Of the funds allocated in this paragraph “b”, \$9,451,857 shall be used for substance-related disorder prevention and treatment.

(a) Of the funds allocated in this subparagraph (1), \$449,650 shall be used for the public purpose of a grant program to provide substance-related disorder prevention programming for children.

(i) Of the funds allocated in this subparagraph division (a), \$213,769 shall be used for grant funding for organizations that provide programming for children by utilizing mentors. Programs approved for such grants shall be certified or must be certified within six months of receiving the grant award by the Iowa commission on volunteer services as utilizing the standards for effective practice for mentoring programs.

(ii) Of the funds allocated in this subparagraph division (a), \$213,419 shall be used for grant funding for organizations providing programming that includes youth development and leadership services. The programs shall also be recognized as being programs that are scientifically based with evidence of their effectiveness in reducing substance-related disorders in children.

(iii) The department of public health shall utilize a request for proposals process to implement the grant program.

(iv) All grant recipients shall participate in a program evaluation as a requirement for receiving grant funds.

(v) Of the funds allocated in this subparagraph division (a), up to \$22,461 may be used to administer substance-related disorder prevention grants and for program evaluations.

(b) Of the funds allocated in this subparagraph (1), \$136,301 shall be used for culturally competent substance-related disorder treatment pilot projects.

(i) The department shall utilize the amount allocated in this subparagraph division (b) for at least three pilot projects to provide culturally competent substance-related disorder treatment in various areas of the state. Each pilot project shall target a

particular ethnic minority population. The populations targeted shall include but are not limited to African American, Asian, and Latino.

(ii) The pilot project requirements shall provide for documentation or other means to ensure access to the cultural competence approach used by a pilot project so that such approach can be replicated and improved upon in successor programs.

(2) Of the funds allocated in this paragraph "b", up to \$1,555,807 may be used for problem gambling prevention, treatment, and recovery services.

(a) Of the funds allocated in this subparagraph (2), \$1,286,881 shall be used for problem gambling prevention and treatment.

(b) Of the funds allocated in this subparagraph (2), up to \$218,926 may be used for a 24-hour helpline, public information resources, professional training, and program evaluation.

(c) Of the funds allocated in this subparagraph (2), up to \$50,000 may be used for the licensing of problem gambling treatment programs.

(3) It is the intent of the general assembly that from the moneys allocated in this paragraph "b", persons with a dual diagnosis of substance-related disorder and gambling addiction shall be given priority in treatment services.

c. Notwithstanding any provision of law to the contrary, to standardize the availability, delivery, cost of delivery, and accountability of problem gambling and substance-related disorder treatment services statewide, the department shall continue implementation of a process to create a system for delivery of treatment services in accordance with the requirements specified in 2008 Iowa Acts, chapter 1187, section 3, subsection 4. To ensure the system provides a continuum of treatment services that best meets the needs of Iowans, the problem gambling and substance-related disorder treatment services in any area may be provided either by a single agency or by separate agencies submitting a joint proposal.

(1) The system for delivery of substance-related disorder and problem gambling treatment shall include problem gambling prevention.

(2) The system for delivery of substance-related disorder and problem gambling treatment shall include substance-related disorder prevention by July 1, 2017.

(3) Of the funds allocated in paragraph "b", the department may use up to \$50,000 for administrative costs to continue developing and implementing the process in accordance with this paragraph "c".

d. The requirement of section 123.53, subsection 5, is met by the appropriations and allocations made in this division of this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2016.

e. The department of public health shall work with all other departments that fund substance-related disorder prevention and treatment services and all such departments shall, to the extent necessary, collectively meet the state maintenance of effort requirements for expenditures for substance-related disorder services as required under the federal substance-related disorder prevention and treatment block grant.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children, adolescents from birth through 21 years of age, and families, and for not more than the following full-time equivalent positions:

.....	\$	2,308,771
.....	FTEs	12.00

a. Of the funds appropriated in this subsection, not more than \$367,420 shall be used for the healthy opportunities for parents to experience success (HOPES)-healthy families Iowa (HFI) program established pursuant to section 135.106. The funding shall be distributed to renew the grants that were provided to the grantees that operated the program during the fiscal year ending June 30, 2016.

b. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority in accordance with 2012 Iowa Acts, chapter 1133, section 2, subsection 2, paragraph “0b”.

c. Of the funds appropriated in this subsection, \$1,099,414 shall be used for continuation of the department’s initiative to provide for adequate developmental surveillance and screening during a child’s first five years. The funds shall be used first to fully fund the current sites to ensure that the sites are fully operational, with the remaining funds to be used for expansion to additional sites. The full implementation and expansion shall include enhancing the scope of the program through collaboration with the child health specialty clinics to promote healthy child development through early identification and response to both biomedical and social determinants of healthy development; by monitoring child health metrics to inform practice, document long-term health impacts and savings, and provide for continuous improvement through training, education, and evaluation; and by providing for practitioner consultation particularly for children with behavioral conditions and needs. The department of public health shall also collaborate with the Iowa Medicaid enterprise and the child health specialty clinics to integrate the activities of the first five initiative into the establishment of patient-centered medical homes, community utilities, accountable care organizations, and other integrated care models developed to improve health quality and population health while reducing health care costs. To the maximum extent possible, funding allocated in this paragraph shall be utilized as matching funds for medical assistance program reimbursement.

d. Of the funds appropriated in this subsection, \$37,320 shall be distributed to a statewide dental carrier to provide funds to continue the donated dental services program patterned after the projects developed by the lifeline network to provide dental services to indigent individuals who are elderly or with disabilities.

e. Of the funds appropriated in this subsection, \$55,997 shall be used for childhood obesity prevention.

f. Of the funds appropriated in this subsection, \$81,384 shall be used to provide audiological services and hearing aids for children. The department may enter into a contract to administer this paragraph.

g. Of the funds appropriated in this subsection, \$12,500 is transferred to the university of Iowa college of dentistry for provision of primary dental services to children. State funds shall be matched on a dollar-for-dollar basis. The university of Iowa college of dentistry shall coordinate efforts with the department of public health, bureau of oral and health delivery systems, to provide dental care to underserved populations throughout the state.

h. Of the funds appropriated in this subsection, \$25,000 shall be used to address youth suicide prevention.

i. Of the funds appropriated in this subsection, \$25,000 shall be used to support the Iowa effort to address the survey of children who experience adverse childhood experiences known as ACEs.

j. The department of public health shall continue to administer the program to assist parents in this state with costs resulting from the death of a child in accordance with the provisions of 2014 Iowa Acts, chapter 1140, section 22, subsection 12.

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs, and for not more than the following full-time equivalent positions:

.....	\$	2,477,846
.....	FTEs	5.00

a. Of the funds appropriated in this subsection, \$79,966 shall be used for grants to individual patients who have an inherited metabolic disorder to assist with the costs of medically necessary foods and formula.

b. Of the funds appropriated in this subsection, \$445,822 shall be used for the brain injury services program pursuant to section 135.22B, including for continuation of the contracts for resource facilitator services in accordance with section 135.22B, subsection 9, and to enhance brain injury training and recruitment of service providers on a statewide basis. Of the amount allocated in this paragraph, \$47,500 shall be used to fund one full-time equivalent position to serve as the state brain injury services program manager.

c. Of the funds appropriated in this subsection, \$273,991 shall be used as additional funding to leverage federal funding through the federal Ryan White Care Act, Tit. II, AIDS drug assistance program supplemental drug treatment grants.

d. Of the funds appropriated in this subsection, \$74,911 shall be used for the public purpose of continuing to contract with an existing national-affiliated organization to provide education, client-centered programs, and client and family support for people living with epilepsy and their families. The amount allocated in this paragraph in excess of \$50,000 shall be matched dollar-for-dollar by the organization specified.

e. Of the funds appropriated in this subsection, \$392,557 shall be used for child health specialty clinics.

f. Of the funds appropriated in this subsection, \$200,000 shall be used by the regional autism assistance program established pursuant to section 256.35, and administered by the child health specialty clinic located at the university of Iowa hospitals and clinics. The funds shall be used to enhance interagency collaboration and coordination of educational, medical, and other human services for persons with autism, their families, and providers of services, including delivering regionalized services of care coordination, family navigation, and integration of services through the statewide system of regional child health specialty clinics and fulfilling other requirements as specified in chapter 225D. The university of Iowa shall not receive funds allocated under this paragraph for indirect costs associated with the regional autism assistance program.

g. Of the funds appropriated in this subsection, \$285,496 shall be used for the comprehensive cancer control program to reduce the burden of cancer in Iowa through prevention, early detection, effective treatment, and ensuring quality of life. Of the funds allocated in this paragraph "g", \$75,000 shall be used to support a melanoma research symposium, a melanoma biorepository and registry, basic and translational melanoma research, and clinical trials.

h. Of the funds appropriated in this subsection, \$63,225 shall be used for cervical and colon cancer screening, and \$150,000 shall be used to enhance the capacity of the cervical cancer screening program to include provision of recommended prevention and early detection measures to a broader range of low-income women.

i. Of the funds appropriated in this subsection, \$263,347 shall be used for the center for congenital and inherited disorders.

j. Of the funds appropriated in this subsection, \$64,705 shall be used for the prescription drug donation repository program created in chapter 135M.

k. Of the funds appropriated in this subsection, \$107,631 shall be used by the department of public health for reform-related activities, including but not limited to facilitation of communication to stakeholders at the state and local level, administering the patient-centered health advisory council pursuant to section 135.159, and involvement in health care system innovation activities occurring across the state.

l. Of the funds appropriated in this subsection, \$12,500 shall be used for administration of chapter 124D, the medical cannabidiol Act.

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level, and for not more than the following full-time equivalent positions:

.....	\$ 4,410,667
.....	FTEs 11.00

a. Of the funds appropriated in this subsection, \$49,707 is allocated for continuation of the child vision screening program implemented through the university of Iowa hospitals and clinics in collaboration with early childhood Iowa areas. The program shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "a". The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on service provided; and the continuing needs of the program.

b. Of the funds appropriated in this subsection, \$55,328 is allocated for continuation of an initiative implemented at the university of Iowa and \$49,952 is allocated for continuation of an initiative at the state mental health institute at Cherokee to expand and improve the workforce engaged in mental health treatment and services. The initiatives shall receive input from the university of Iowa, the department of human services, the department of public health, and the mental health and disability services commission to address the focus of the initiatives.

c. Of the funds appropriated in this subsection, \$582,314 shall be used for essential public health services that promote healthy aging throughout one's lifespan, contracted through a formula for local boards of health, to enhance health promotion and disease prevention services.

d. Of the funds appropriated in this section, \$49,643 shall be deposited in the governmental public health system fund created in section 135A.8 to be used for the purposes of the fund.

e. Of the funds appropriated in this subsection, \$52,724 shall be used to continue to address the shortage of mental health professionals in the state.

f. Of the funds appropriated in this subsection, \$25,000 shall be used for a grant to a statewide association of psychologists that is affiliated with the American psychological association to be used for continuation of a program to rotate intern psychologists in placements in urban and rural mental health professional shortage areas, as defined in section 135.180.

g. (1) Of the funds appropriated in this subsection, \$1,441,484 shall be allocated as a grant to the Iowa primary care association to be used pursuant to section 135.153 for the statewide coordination of the Iowa collaborative safety net provider network. Coordination of the network shall focus on increasing access by underserved populations to health care services, increasing integration of the health system and collaboration across the continuum of care with a focus on safety net services, and enhancing the Iowa collaborative safety net provider network's communication and education efforts. The amount allocated as a grant under this subparagraph (1) shall be used as follows to support the Iowa collaborative safety net provider network goals of increased access, health system integration, and engagement:

(a) For distribution to safety net partners in the state that work to increase access of the underserved population to health services:

.....	\$ 512,742
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(i) Of the amount allocated in this subparagraph division (a), up to \$206,707 shall be distributed to the Iowa prescription drug corporation for continuation of the pharmaceutical infrastructure for safety net providers as described in 2007 Iowa Acts,

chapter 218, section 108.

(ii) Of the amount allocated in this subparagraph division (a), up to \$174,161 shall be distributed to free clinics and free clinics of Iowa for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care.

(iii) Of the amount allocated in this subparagraph division (a), up to \$25,000 shall be distributed to the Iowa coalition against sexual assault to continue a training program for sexual assault response team (SART) members, including representatives of law enforcement, victim advocates, prosecutors, and certified medical personnel.

(iv) Of the amount allocated in this subparagraph division (a), up to \$106,874 shall be distributed to the Polk county medical society for continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109.

(b) For distribution to safety net partners in the state that work to increase health system integration, care coordination, and collaboration across the continuum of care with a focus on safety net services. Such efforts shall include but not be limited to community care coordination team development and integration of medical and behavioral health services. Efforts shall also include working, in conjunction with the department of human services and the department of public health, to support Medicaid managed care efforts inclusive of the state innovation model through the continued development and implementation of community care coordination teams. Implementation of the community care coordination teams shall be accomplished through a statewide regionally based network that provides an integrated approach to health care delivery through care coordination that supports primary care providers and links patients with community resources necessary to empower patients in addressing biomedical and social determinants of health to improve health outcomes:

..... \$ 836,099

(c) For distribution to safety net partners in the state that work to serve as a resource for credible, accurate information on health care-related needs and services for vulnerable populations in the state including the Iowa association of rural health clinics for necessary infrastructure and service delivery transformation and the Iowa primary care association to support partner engagement, program management, and statewide coordination of the network:

..... \$ 92,642

(2) The amount allocated under this paragraph “g” shall not be reduced for administrative or other costs prior to distribution. The Iowa collaborative safety net provider network may continue to distribute funds allocated pursuant to this paragraph “g” through existing contracts or renewal of existing contracts.

(3) For each goal of the Iowa collaborative safety net provider network, the Iowa primary care association shall submit a progress report to the individuals designated in this Act for submission of reports by December 15, 2016, including progress in developing and implementing the network, how the funds were distributed and used in developing and implementing the network, and the remaining needs identified to fully develop and implement the network.

h. Of the funds appropriated in this subsection, \$106,700 shall be used for continuation of the work of the direct care worker advisory council established pursuant to 2008 Iowa Acts, chapter 1188, section 69, in implementing the recommendations in the final report submitted by the advisory council to the governor and the general assembly in March 2012, including by continuing to develop, promote, and make available on a statewide basis the prepare-to-care core curriculum and its associated modules and specialties through various formats including online access, community colleges, and other venues; exploring new and maintaining existing

specialties including but not limited to oral health and dementia care; supporting instructor training; and assessing and making recommendations concerning the Iowa care book and information technology systems and infrastructure uses and needs.

i. (1) Of the funds appropriated in this subsection, \$108,187 shall be used for allocation to an independent statewide direct care worker organization selected through a request for proposals process. The contract shall include performance and outcomes measures, and shall allow the contractor to use a portion of the funds received under the contract to collect data to determine results based on the performance and outcomes measures.

(2) Of the funds appropriated in this subsection, \$37,500 shall be used to provide scholarships or other forms of subsidization for direct care worker educational conferences, training, or outreach activities.

j. Of the funds appropriated in this subsection, the department may use up to \$29,087 for up to one full-time equivalent position to administer the volunteer health care provider program pursuant to section 135.24.

k. Of the funds appropriated in this subsection, \$50,000 shall be used for a matching dental education loan repayment program to be allocated to a dental nonprofit health service corporation to continue to develop the criteria and implement the loan repayment program.

l. Of the funds appropriated in this subsection, \$52,911 is transferred to the college student aid commission for deposit in the rural Iowa primary care trust fund created in section 261.113 to be used for the purposes of the fund.

m. Of the funds appropriated in this subsection, \$125,000 shall be used for the purposes of the Iowa donor registry as specified in section 142C.18.

n. Of the funds appropriated in this subsection, \$50,000 shall be used for continuation of a grant to a nationally affiliated volunteer eye organization that has an established program for children and adults and that is solely dedicated to preserving sight and preventing blindness through education, nationally certified vision screening and training, and community and patient service programs. The organization shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "n". The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on services provided; and the continuing needs of the program.

o. Of the funds appropriated in this subsection, \$1,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph "a", and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176. However, notwithstanding any provision to the contrary in section 135.176, priority in the awarding of grants shall be given to sponsors that propose preference in the use of the grant funds for psychiatric residency positions and family practice residency positions.

p. Of the funds appropriated in this subsection, \$78,309 is allocated to the university of Iowa hospitals and clinics to continue a systematic and evidence-based practice collaborative care model to improve outcomes of mental health treatment in primary care settings in the state. Funds shall be used to establish the collaborative care model in several primary care practices in rural and urban areas throughout the state, to provide staffing to administer the model, and to provide staff training and database management to track and manage patient outcomes.

5. HEALTHY AGING

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older Iowans and vulnerable populations:

..... \$ 3,648,571

6. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases, and for not more than the following full-time equivalent positions:

..... \$ 667,577

..... FTEs 4.00

7. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations, and for not more than the following full-time equivalent positions:

..... \$ 2,169,595

..... FTEs 136.00

a. Of the funds appropriated in this subsection, not more than \$227,350 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

b. Of the funds appropriated in this subsection, \$101,516 shall be used for sexual violence prevention programming through a statewide organization representing programs serving victims of sexual violence through the department's sexual violence prevention program. The amount allocated in this paragraph "b" shall not be used to supplant funding administered for other sexual violence prevention or victims assistance programs.

c. Of the funds appropriated in this subsection, \$299,375 shall be used for the state poison control center. Pursuant to the directive under 2014 Iowa Acts, chapter 1140, section 102, the federal matching funds available to the state poison control center from the department of human services under the federal Children's Health Insurance Program Reauthorization Act allotment shall be subject to the federal administrative cap rule of 10 percent applicable to funding provided under Tit. XXI of the federal Social Security Act and included within the department's calculations of the cap.

d. Of the funds appropriated in this subsection, \$268,875 shall be used for childhood lead poisoning provisions.

8. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public, and for not more than the following full-time equivalent positions:

..... \$ 427,536

..... FTEs 4.00

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section. The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

DIVISION XL

DEPARTMENT OF VETERANS AFFAIRS — FY 2016–2017

Sec. 124. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more

than the following full-time equivalent positions:

.....	\$	600,273
.....	FTEs	15.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	3,797,498
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a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. If there is a change in the employer of employees providing services at the Iowa veterans home under a collective bargaining agreement, such employees and the agreement shall be continued by the successor employer as though there had not been a change in employer.

c. Within available resources and in conformance with associated state and federal program eligibility requirements, the Iowa veterans home may implement measures to provide financial assistance to or on behalf of veterans or their spouses who are participating in the community reentry program.

d. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

.....	\$	1,250,000
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Sec. 125. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in section 35A.16 for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the amount appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

.....	\$	495,000
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DIVISION XLI

DEPARTMENT OF HUMAN SERVICES — FY 2016–2017

Sec. 126. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

.....	\$	2,568,497
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2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment agreements in accordance with chapter 239B:

.....	\$	5,069,089
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3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

.....	\$	1,449,490
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Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall

remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2016, the moneys shall revert.

- 4. For field operations: \$ 15,648,116
- 5. For general administration: \$ 1,872,000
- 6. For state child care assistance: \$ 17,523,555

a. Of the funds appropriated in this subsection, \$13,164,048 is transferred to the child care and development block grant appropriation made by the Eighty-sixth General Assembly, 2016 Session, for the federal fiscal year beginning October 1, 2016, and ending September 30, 2017. Of this amount, \$100,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

b. Any funds appropriated in this subsection remaining unallocated shall be used for state child care assistance payments for families who are employed including but not limited to individuals enrolled in the family investment program.

7. For distribution to counties and regions through the property tax relief fund for mental health and disability services as provided in an appropriation made for this purpose:

- \$ 2,447,026
- 8. For child and family services: \$ 16,042,215
- 9. For child abuse prevention grants: \$ 62,500
- 10. For pregnancy prevention grants on the condition that family planning services are funded: \$ 965,033

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2016, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2016, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

11. For technology needs and other resources necessary to meet federal welfare reform reporting, tracking, and case management requirements:

- \$ 518,593
- 12. For the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system: \$ 3,327,440

13. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2015 or 2016 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary

assistance for needy families block grant received by the state and not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2016, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for families who are employed, and for the family investment program share of costs to develop and maintain a new, integrated eligibility determination system. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for the assistance under the family investment program, in subsection 6 for child care assistance, or in subsection 12 for the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph "a", for transfer to the child care and development block grant appropriation are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

14. Of the amounts appropriated in this section, \$6,481,004 for the fiscal year beginning July 1, 2016, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

15. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division of this 2016 Act relating to the family investment program account:

..... \$ 12,500

16. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

Sec. 127. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2016, and ending June 30, 2017, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in subsection 4 to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the family investment program services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

4. Moneys appropriated in this division of this Act and credited to the FIP account for the fiscal year beginning July 1, 2016, and ending June 30, 2017, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:

..... \$ 10,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 3,096,417

(1) Of the funds allocated for the family development and self-sufficiency grant program in this paragraph “b”, not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2016–2017.

(3) The department of human rights may engage in activities to strengthen and improve family outcomes measures and data collection systems under the family development and self-sufficiency grant program.

c. For the diversion subaccount of the FIP account:

..... \$ 407,500

A portion of the moneys allocated for the subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this paragraph “c” are not deemed by the department to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities.

d. For the food assistance employment and training program:

..... \$ 33,294

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program:

..... \$ 8,770,199

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child support recovery unit, a portion shall be credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of

either amount may be transferred to or retained in the child support payments account.

6. The department may adopt emergency rules for the family investment, JOBS, food assistance, and medical assistance programs if necessary to comply with federal requirements.

Sec. 128. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B:

..... \$ 24,336,937

1. Of the funds appropriated in this section, \$3,701,110 is allocated for the JOBS program.

2. Of the funds appropriated in this section, \$1,656,927 is allocated for the family development and self-sufficiency grant program.

3. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2016, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys, the department of human services may transfer funds within or between any of the appropriations made in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

- a. For the family investment program.
- b. For child care assistance.
- c. For child and family services.
- d. For field operations.
- e. For general administration.

f. For distribution to counties or regions through the property tax relief fund for mental health and disability services as provided in an appropriation for this purpose.

This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the legislative services agency.

4. Of the funds appropriated in this section, \$97,839 shall be used for continuation of a grant to an Iowa-based nonprofit organization with a history of providing tax preparation assistance to low-income Iowans in order to expand the usage of the earned income tax credit. The purpose of the grant is to supply this assistance to underserved areas of the state.

5. Of the funds appropriated in this section, \$30,000 shall be used for the continuation of an unfunded pilot project, as defined in 441 IAC 100.1, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility headquartered in a county with a population over 350,000. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based multi-county fatherhood initiative that promotes payment of child support obligations, improved family relationships, and

full-time employment.

6. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section and the overall family investment program.

Sec. 129. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	7,331,686
.....	FTEs	464.00

1. The department shall expend up to \$12,164, including federal financial participation, for the fiscal year beginning July 1, 2016, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

4. With the exception of the funding amount specified, the requirements established under 2001 Iowa Acts, chapter 191, section 3, subsection 5, paragraph "c", subparagraph (3), shall be applicable to parental obligation pilot projects for the fiscal year beginning July 1, 2016, and ending June 30, 2017. Notwithstanding 441 IAC 100.8, providing for termination of rules relating to the pilot projects, the rules shall remain in effect until June 30, 2017.

Sec. 130. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE — FY 2016–2017. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2016, and ending June 30, 2017, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 131. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY 2016–2017. Any funds remaining in the Medicaid fraud fund created in section 249A.50 for the fiscal year beginning July 1, 2016, and ending June 30, 2017, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 132. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1,

2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2016, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... \$ 651,595,782

1. Iowans support reducing the number of abortions performed in our state. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

2. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N.

3. The department shall utilize not more than \$30,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 409, subsection 6. Of the funds allocated in this subsection, not more than \$2,500 may be expended for administrative purposes.

4. Of the funds appropriated in this Act to the department of public health for addictive disorders, \$475,000 for the fiscal year beginning July 1, 2016, is transferred to the department of human services for an integrated substance-related disorder managed care system. The department shall not assume management of the substance-related disorder system in place of the managed care contractor unless such a change in approach is specifically authorized in law. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractor through the Iowa plan for behavioral health. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

5. a. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

b. Of the funds appropriated in this section, \$50,000 shall be used for participation in one or more pilot projects operated by a private provider to allow the individual or individuals to receive service in the community in accordance with principles established in *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose of providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to the policy provisions.

6. Of the funds appropriated in this section, up to \$1,525,041 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

7. Of the funds appropriated in this section, up to \$221,050 may be transferred to the appropriation in this division of this Act for medical contracts to be used for clinical assessment services and prior authorization of services.

8. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, medical contracts, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300.

9. The department shall continue to implement the recommendations of the assuring better child health and development initiative II (ABCDII) clinical panel to the Iowa early and periodic screening, diagnostic, and treatment services healthy mental development collaborative board regarding changes to billing procedures, codes, and eligible service providers.

10. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than \$50 in the amount necessary for the residents to receive a personal needs allowance of \$50 per month pursuant to section 249A.30A.

11. Of the funds appropriated in this section, the following amounts are transferred to the appropriations made in this division of this Act for the state mental health institutes:

a. Cherokee mental health institute.....	\$	4,549,212
b. Independence mental health institute	\$	4,522,947

12. a. Of the funds appropriated in this section, \$2,041,939 is allocated for the state match for a disproportionate share hospital payment of \$4,544,712 to hospitals that meet both of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of \$8,772,003. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of \$13,316,715.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state's allotment under Pub. L. No. 102-234. In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

c. The university of Iowa hospitals and clinics shall either certify public expenditures or transfer to the appropriations made in this division of this Act for medical assistance an amount equal to provide the nonfederal share for increased medical assistance payments for inpatient and outpatient hospital services of \$4,950,000. The university of Iowa hospitals and clinics shall receive and retain 100 percent of the total increase in medical assistance payments.

d. Payment methodologies utilized for disproportionate share hospitals and graduate medical education, and other supplemental payments under the Medicaid program may be adjusted or converted to other methodologies or payment types to provide these

payments through Medicaid managed care. The department of human services shall obtain approval from the centers for Medicare and Medicaid services of the United States department of health and human services prior to implementation of any such adjusted or converted methodologies or payment types.

13. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

14. Any new or renewed contract entered into by the department with a third party to administer services under the medical assistance program shall provide that any interest earned on payments from the state during the state fiscal year shall be remitted to the department and treated as recoveries to offset the costs of the medical assistance program.

15. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for medical contracts to be used for administrative activities associated with the money follows the person demonstration project.

16. Of the funds appropriated in this section, \$174,505 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

17. a. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to implement cost containment strategies. The department shall report any such increase to the legislative services agency and the department of management.

b. If the savings to the medical assistance program from cost containment efforts exceed the cost for the fiscal year beginning July 1, 2016, the department may transfer any savings generated for the fiscal year due to medical assistance program cost containment efforts to the appropriation made in this division of this Act for medical contracts or general administration to defray the increased contract costs associated with implementing such efforts.

c. The department of human services shall not implement the cost containment measures to provide uniform rates of \$.575 per mile based on the 2015 Internal Revenue Service mileage rate and of \$9.29, the current statewide average, per one-way trip for Medicaid program home and community-based services waivers as recommended by the governor for the fiscal year beginning July 1, 2016.

d. The department shall report the implementation of any cost containment strategies under this subsection to the individuals specified in this Act for submission of reports on a quarterly basis.

18. For the fiscal year beginning July 1, 2016, and ending June 30, 2017, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph "d", and section 437A.15, subsection 3, paragraph "f", shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this section.

19. The department shall continue to administer the state balancing incentive payments program as specified in 2012 Iowa Acts, chapter 1133, section 14.

20. a. Of the funds appropriated in this section, up to \$25,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses and for not more than one full-time equivalent position, in addition to those authorized for the same fiscal year, to be assigned to implementing the project.

b. Of the funds appropriated in this section, up to \$200,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for Medicaid program-related general administration planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for and the positions authorized for general administration for the fiscal year.

c. Of the funds appropriated in this section, up to \$1,500,000 may be transferred by the department to the appropriations made in this division of this Act for the same fiscal year for general administration or medical contracts to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

21. Of the funds appropriated in this section, \$125,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds.

22. The number of home and community-based services waiver slots available during the fiscal year beginning July 1, 2016, shall not be reduced below the number of such slots available on January 1, 2015.

Sec. 133. MEDICAL CONTRACTS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical contracts:

..... \$ 9,806,982

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, \$25,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to \$100,000 may be transferred to the appropriation for general administration in this division of this Act to be used for additional full-time equivalent positions in the development of key health initiatives such as cost containment, development and oversight of managed care programs, and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, \$500,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

5. Of the funds appropriated in this section, \$1,000,000 shall be used for the autism support program created in chapter 225D, with the exception of the following amounts of this allocation which shall be used as follows:

a. Of the funds allocated in this subsection, \$125,000 shall be deposited in the board-certified behavior analyst and board-certified assistant behavior analyst grants

program fund created in section 135.181, as enacted in this Act, to be used for the purposes of the fund.

b. Of the funds allocated in this subsection, \$12,500 shall be used for the public purpose of continuation of a grant to a child welfare services provider headquartered in a county with a population between 205,000 and 215,000 in the latest certified federal census that provides multiple services including but not limited to a psychiatric medical institution for children, shelter, residential treatment, after school programs, school-based programming, and an Asperger's syndrome program, to be used for support services for children with autism spectrum disorder and their families.

c. Of the funds allocated in this subsection, \$12,500 shall be used for the public purpose of continuing a grant to a hospital-based provider headquartered in a county with a population between 90,000 and 95,000 in the latest certified federal census that provides multiple services including but not limited to diagnostic, therapeutic, and behavioral services to individuals with autism spectrum disorder across one's lifespan. The grant recipient shall utilize the funds to continue the pilot project to determine the necessary support services for children with autism spectrum disorder and their families to be included in the children's disabilities services system. The grant recipient shall submit findings and recommendations based upon the results of the pilot project to the individuals specified in this division of this Act for submission of reports by December 31, 2015.

Sec. 134. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... \$ 6,498,593

2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.

3. If during the fiscal year beginning July 1, 2016, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act, section 1618, as codified in 42 U.S.C. §1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

Sec. 135. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the

children’s health insurance program:

..... \$ 10,206,922

2. Of the funds appropriated in this section, \$21,400 is allocated for continuation of the contract for outreach with the department of public health.

Sec. 136. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... \$ 25,704,334

1. Of the funds appropriated in this section, \$21,844,620 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated in this section.

3. Of the funds appropriated in this section, \$216,226 is allocated for the statewide grant program for child care resource and referral services under section 237A.26. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, \$468,487 is allocated for child care quality improvement initiatives including but not limited to the voluntary quality rating system in accordance with section 237A.30.

5. Of the funds appropriated in this section, \$3,175,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

6. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department’s service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

7. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

8. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as

the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care assistance, the entire amount of the increase shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

9. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 137. JUVENILE INSTITUTION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	6,116,710
.....	FTEs	169.30

Of the funds appropriated in this subsection, \$45,575 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

2. A portion of the moneys appropriated in this section shall be used by the state training school at Eldora for grants for adolescent pregnancy prevention activities at the institution in the fiscal year beginning July 1, 2016.

Sec. 138. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

.....	\$	42,670,969
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2. Up to \$2,600,000 of the amount of federal temporary assistance for needy families block grant funding appropriated in this division of this Act for child and family services shall be made available for purposes of juvenile delinquent graduated sanction services.

3. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary to implement and operate the services funded in this section.

4. a. Of the funds appropriated in this section, up to \$17,910,893 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this paragraph "a", the department may

reallocate the excess to provide additional funding for shelter care or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2016, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best interest of the child and the community.

5. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2016-2017. Of the funds appropriated in this section, \$858,876 is allocated specifically for expenditure for fiscal year 2016-2017 through the decategorization services funding pools and governance boards established pursuant to section 232.188.

6. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

7. Notwithstanding section 234.35 or any other provision of law to the contrary, state funding for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care shall be limited to \$4,034,237.

8. Federal funds received by the state during the fiscal year beginning July 1, 2016, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

9. a. Of the funds appropriated in this section, up to \$1,645,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this paragraph "a", up to \$778,143 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than \$7,500 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to \$374,492 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department's service areas as determined by the administrator of the department of human services' division of child and family services. The state court administrator and the division administrator shall

make the determination of the distribution amounts on or before June 15, 2016.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts' or departmental service areas' distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than \$41,500 may be used by the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, \$8,500 shall be used by the department of human services to support the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

10. Of the funds appropriated in this section, \$4,026,613 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn a federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

11. Of the funds appropriated in this section, \$804,142 is transferred to the department of public health to be used for the child protection center grant program for child protection centers located in Iowa in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform base amount of \$122,500, and the remaining funds shall be awarded through a funding formula based upon the volume of children served.

12. If the department receives federal approval to implement a waiver under Tit. IV-E of the federal Social Security Act to enable providers to serve children who remain in the children's families and communities, for purposes of eligibility under the medical assistance program through 25 years of age, children who participate in the waiver shall be considered to be placed in foster care.

13. Of the funds appropriated in this section, \$2,012,583 is allocated for the preparation for adult living program pursuant to section 234.46.

14. Of the funds appropriated in this section, \$113,668 shall be used for the public purpose of continuing a grant to a nonprofit human services organization providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

15. Of the funds appropriated in this section, \$150,310 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

16. Of the funds appropriated in this section, \$101,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

17. Of the funds appropriated in this section, \$315,120 is allocated for the community partnership for child protection sites.

18. Of the funds appropriated in this section, \$185,625 is allocated for the department's minority youth and family projects under the redesign of the child welfare system.

19. Of the funds appropriated in this section, \$593,297 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

20. Of the funds appropriated in this section, at least \$73,579 shall be used for the continuation of the child welfare provider training academy, a collaboration between the coalition for family and children's services in Iowa and the department.

21. Of the funds appropriated in this section, \$105,936 shall be used for continuation of the central Iowa system of care program grant through June 30, 2017.

22. Of the funds appropriated in this section, \$117,500 shall be used for the public purpose of the continuation and expansion of a system of care program grant implemented in Cerro Gordo and Linn counties to utilize a comprehensive and long-term approach for helping children and families by addressing the key areas in a child's life of childhood basic needs, education and work, family, and community.

23. Of the funds appropriated in this section, at least \$12,500 shall be used to continue and to expand the foster care respite pilot program in which postsecondary students in social work and other human services-related programs receive experience by assisting family foster care providers with respite and other support.

24. Of the funds appropriated in this section, \$55,000 shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population of more than 200,000 but less than 220,000 according to the latest census information issued by the United States census bureau, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2016.

Sec. 139. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For adoption subsidy payments and services:

..... \$ 21,499,143

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2016, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 140. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile detention home fund created in section 232.142 during the fiscal year beginning July 1, 2016, and ending June 30, 2017, are appropriated to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the fiscal year beginning July 1, 2015. Moneys appropriated for distribution in accordance

with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July 1, 2015. The percentage figure shall be determined by the department based on the amount available for distribution for the fund. Notwithstanding section 232.142, subsection 3, the financial aid payable by the state under that provision for the fiscal year beginning July 1, 2016, shall be limited to the amount appropriated for the purposes of this section.

Sec. 141. FAMILY SUPPORT SUBSIDY PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the family support subsidy program subject to the enrollment restrictions in section 225C.37, subsection 3:

..... \$ 536,966

2. The department shall use at least \$320,750 of the moneys appropriated in this section for the family support center component of the comprehensive family support program under section 225C.47. Not more than \$12,500 of the amount allocated in this subsection shall be used for administrative costs.

3. If at any time during the fiscal year, the amount of funding available for the family support subsidy program is reduced from the amount initially used to establish the figure for the number of family members for whom a subsidy is to be provided at any one time during the fiscal year, notwithstanding section 225C.38, subsection 2, the department shall revise the figure as necessary to conform to the amount of funding available.

Sec. 142. CONNER DECREE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For building community capacity through the coordination and provision of training opportunities in accordance with the consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):

..... \$ 16,816

Sec. 143. MENTAL HEALTH INSTITUTES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated which amounts shall not be transferred or expended for any purpose other than the purposes designated, notwithstanding section 218.6 to the contrary:

1. For operation of the state mental health institute at Cherokee as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,772,808
..... FTEs 169.20

2. For operation of the state mental health institute at Independence as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,162,104
..... FTEs 233.00

3. For operation of the state mental health institute at Mount Pleasant as required by chapters 218 and 226, for purposes of providing adult psychiatric services including inpatient acute care, inpatient substance abuse treatment, and inpatient dual

diagnosis substance use disorder and mental illness treatment, at the same level of care and treatment as provided on July 1, 2014, for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,212,440
.....	FTEs	97.68

Sec. 144. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

.....	\$	10,762,241
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b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

.....	\$	7,291,903
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2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of intermediate care facilities for persons with an intellectual disability services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2016-2017.

Sec. 145. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,946,539
 FTEs 132.50

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

Sec. 146. FIELD OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 29,460,488
 FTEs 1,837.00

1. As a condition of this appropriation, the department shall make every possible effort to fill the entire number of positions authorized by this section and, unless specifically provided otherwise by an applicable collective bargaining agreement, the department is not subject to any approval requirement external to the department to fill a field operations vacancy within the number of full-time equivalent positions authorized by this section. The department shall report on the first of each month to the chairpersons and ranking members of the appropriations committees of the senate and house of representatives, and the persons designated by this Act for submission of reports concerning the status of filling the positions.

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 147. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 7,449,099
 FTEs 309.00

1. The department shall report at least monthly to the legislative services agency concerning the department's operational and program expenditures.

2. Of the funds appropriated in this section, \$75,000 shall be used to continue the contract for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

3. Of the funds appropriated in this section, \$25,000 is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.2D and for the council to fulfill its duties in addressing and reducing homelessness in the state.

4. Of the funds appropriated in this section, \$125,000 shall be transferred to and deposited in the administrative fund of the Iowa ABLE savings plan trust created in section 12I.4, if enacted in this or any other Act, to be used for implementation and administration activities of the Iowa ABLE savings plan trust.

Sec. 148. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:
..... \$ 42,343

Sec. 149. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) For the fiscal year beginning July 1, 2016, the total state funding amount for the nursing facility budget shall not exceed \$151,421,458.

(2) The department, in cooperation with nursing facility representatives, shall review projections for state funding expenditures for reimbursement of nursing facilities on a quarterly basis and the department shall determine if an adjustment to the medical assistance reimbursement rate is necessary in order to provide reimbursement within the state funding amount for the fiscal year. Notwithstanding 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph "c", and subsection 3, paragraph "a", subparagraph (2), if the state funding expenditures for the nursing facility budget for the fiscal year are projected to exceed the amount specified in subparagraph (1), the department shall adjust the reimbursement for nursing facilities reimbursed under the case-mix reimbursement system to maintain expenditures of the nursing facility budget within the specified amount for the fiscal year.

(3) For the fiscal year beginning July 1, 2016, special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30, 2016.

(4) For any open or unsettled nursing facility cost report for a fiscal year prior to and including the fiscal year beginning July 1, 2015, including any cost report remanded on judicial review for inclusion of prescription drug, laboratory, or x-ray costs, the department shall offset all reported prescription drug, laboratory, and x-ray costs with any revenue received from Medicare or other revenue source for any purpose. For purposes of this subparagraph, a nursing facility cost report is not considered open or unsettled if the facility did not initiate an administrative appeal under chapter 17A or if any appeal rights initiated have been exhausted.

b. (1) For the fiscal year beginning July 1, 2016, the department shall establish the pharmacy dispensing fee reimbursement at \$11.73 per prescription, until a cost of dispensing survey is completed. The actual dispensing fee shall be determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years, adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

(3) Notwithstanding subparagraph (2), if the centers for Medicare and Medicaid services of the United States department of health and human services (CMS) requires, as a condition of federal Medicaid funding, that the department implement an aggregate federal upper limit (FUL) for drug reimbursement based on the average manufacturer's price (AMP), the department may utilize a reimbursement methodology for all drugs covered under the Medicaid program based on the national average drug acquisition cost (NADAC) methodology published by CMS, in order to assure compliance with the aggregate FUL, minimize outcomes of drug reimbursements below pharmacy acquisition costs, limit administrative costs, and minimize any change in the aggregate reimbursement for drugs. The department may adopt emergency rules to

implement this subparagraph.

c. (1) For the fiscal year beginning July 1, 2016, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2016, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) For the fiscal year beginning July 1, 2016, reimbursement rates for inpatient hospital services shall remain at the rates in effect on June 30, 2016, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(3) For the fiscal year beginning July 1, 2016, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2016, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(4) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. §1395x(v)(1)(N).

d. For the fiscal year beginning July 1, 2016, reimbursement rates for rural health clinics, hospices, and acute mental hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2016, independent laboratories and rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2016.

f. (1) For the fiscal year beginning July 1, 2016, reimbursement rates for home health agencies shall continue to be based on the Medicare low utilization payment adjustment (LUPA) methodology with state geographic wage adjustments, and updated to reflect the most recent Medicare LUPA rates.

(2) For the fiscal year beginning July 1, 2016, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2016.

g. For the fiscal year beginning July 1, 2016, federally qualified health centers shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2016, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2016.

i. (1) For the fiscal year beginning July 1, 2016, state-owned psychiatric medical institutions for children shall receive cost-based reimbursement for 100 percent of the actual and allowable costs for the provision of services to recipients of medical assistance.

(2) For the nonstate-owned psychiatric medical institutions for children, reimbursement rates shall be based on the reimbursement methodology developed by the Medicaid managed care contractor for behavioral health services as required for federal compliance.

(3) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the

custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2016, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2016, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2016, the reimbursement rate for anesthesiologists shall remain at the rate in effect on June 30, 2016.

l. Notwithstanding section 249A.20, for the fiscal year beginning July 1, 2016, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under section 249A.20 shall remain at the rate in effect on June 30, 2016; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2016, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2016, the reimbursement rates for inpatient mental health services provided at hospitals shall remain at the rates in effect on June 30, 2016, subject to Medicaid program upper payment limit rules; and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate in effect on June 30, 2016.

o. For the fiscal year beginning July 1, 2016, community mental health centers may choose to be reimbursed for the services provided to recipients of medical assistance through either of the following options:

(1) For 100 percent of the reasonable costs of the services.

(2) In accordance with the alternative reimbursement rate methodology established by the medical assistance program's managed care contractor for mental health services and approved by the department of human services.

p. For the fiscal year beginning July 1, 2016, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2016.

q. For the fiscal year beginning July 1, 2016, the upper limits on reimbursement rates for providers of home and community-based services waiver services shall remain at the limits in effect on June 30, 2016.

r. For the fiscal year beginning July 1, 2016, the reimbursement rates for emergency medical service providers shall remain at the rates in effect on June 30, 2016.

s. For the fiscal year beginning July 1, 2016, reimbursement rates for substance-related disorder treatment programs licensed under section 125.13 shall remain at the rates in effect on June 30, 2016.

2. For the fiscal year beginning July 1, 2016, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price

index for all urban consumers increased during the calendar year ending December 31, 2002.

4. For the fiscal year beginning July 1, 2016, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be \$16.78, the rate for children ages 6 through 11 years shall be \$17.45, the rate for children ages 12 through 15 years shall be \$19.10, and the rate for children and young adults ages 16 and older shall be \$19.35. For youth ages 18 to 21 who have exited foster care, the preparation for adult living program maintenance rate shall be \$602.70 per month. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to \$500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall be continued.

5. For the fiscal year beginning July 1, 2016, the maximum reimbursement rates for social services providers under contract shall remain at the rates in effect on June 30, 2016, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2016, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

6. For the fiscal year beginning July 1, 2016, the reimbursement rates for resource family recruitment and retention contractors, child welfare emergency services contractors, and supervised apartment living foster care providers shall remain at the rates in effect on June 30, 2016.

7. a. For the purposes of this subsection, "combined reimbursement rate" means the combined service and maintenance reimbursement rate for a service level under the department's reimbursement methodology. Effective July 1, 2016, the combined reimbursement rate for a group foster care service level shall be the amount designated in this subsection. However, if a group foster care provider's reimbursement rate for a service level as of June 30, 2016, is more than the rate designated in this subsection, the provider's reimbursement shall remain at the higher rate.

b. Unless a group foster care provider is subject to the exception provided in paragraph "a", effective July 1, 2016, the combined reimbursement rates for the service levels under the department's reimbursement methodology shall be as follows:

- (1) For service level, community - D1, the daily rate shall be at least \$84.17.
- (2) For service level, comprehensive - D2, the daily rate shall be at least \$119.09.
- (3) For service level, enhanced - D3, the daily rate shall be at least \$131.09.

8. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

9. a. For the fiscal year beginning July 1, 2016, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2016, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on the financial and statistical report submitted to the department. The maximum reimbursement rate shall be \$101.83 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July 1, 2016, the amount of the statewide average of the actual and allowable rates for

reimbursement of juvenile shelter care homes that is utilized for the limitation on recovery of unpaid costs shall remain at the amount in effect for this purpose in the fiscal year beginning July 1, 2015.

10. For the fiscal year beginning July 1, 2016, the department shall calculate reimbursement rates for intermediate care facilities for persons with an intellectual disability at the 80th percentile. Beginning July 1, 2016, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2016.

11. For the fiscal year beginning July 1, 2016, for child care providers reimbursed under the state child care assistance program, the department shall set provider reimbursement rates based on the rate reimbursement survey completed in December 2004. Effective July 1, 2016, the child care provider reimbursement rates shall remain at the rates in effect on June 30, 2016. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying the increase only to registered and licensed providers.

12. For the fiscal year beginning July 1, 2016, if the centers for Medicare and Medicaid services of the United States department of health and human services approves the waivers necessary to implement medical assistance program managed care applicable to any providers or services subject to reimbursement under this section, notwithstanding any provision to the contrary under this section, affected providers or services shall instead be reimbursed as follows:

a. For fee-for-service claims, reimbursement shall be calculated based on the methodology otherwise specified in this section for the fiscal year beginning July 1, 2016, for the respective provider or service.

b. For claims subject to a managed care contract, reimbursement shall be based on the methodology established by the managed care organization contract. However, any reimbursement established under such contract shall not be lower than the reimbursement otherwise specified in this section for the fiscal year beginning July 1, 2016, for the respective provider or service.

13. The department may adopt emergency rules to implement this section.

Sec. 150. EMERGENCY RULES.

1. If specifically authorized by a provision of this division of this Act, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date of the rules is delayed or the applicability of the rules is suspended by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as a notice of intended action as provided in section 17A.4.

2. If during a fiscal year, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the persons designated by this division of this Act for submission of reports, the chairpersons and ranking members of the committees

on appropriations, and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 151. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2016, shall be submitted to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus staffs on or before the dates specified for submission of the reports or information.

DIVISION XLII

HEALTH CARE ACCOUNTS AND FUNDS — FY 2016–2017

Sec. 152. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for medical contracts under the medical assistance program for the fiscal year beginning July 1, 2016, and ending June 30, 2017:

..... \$ 1,001,088

Sec. 153. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 18,602,604

Sec. 154. HOSPITAL HEALTH CARE ACCESS TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 17,350,000

Sec. 155. MEDICAL ASSISTANCE PROGRAM — NONREVERSION FOR FY 2016–2017. Notwithstanding section 8.33, if moneys appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2016, and ending June 30, 2017, from the general fund of the state, the quality assurance trust fund and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION XLIII

REFUGEE FAMILY SUPPORT SERVICES PILOT PROGRAM

Sec. 156. REFUGEE FAMILY SUPPORT SERVICES PILOT PROGRAM APPROPRIATION — FY 2016–2017. There is appropriated from the general fund of

the state to the department of human services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For continuation of a pilot project pursuant to the refugee family support services pilot project program created in this 2015 Act in a county with a population over 350,000 as determined by the 2010 federal decennial census:

..... \$ 50,000

The amount appropriated under this section shall not be reduced for administrative or other costs prior to distribution.

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 157. PROPERTY TAX RELIEF FUND BLOCK GRANT MONEYS. The moneys transferred to the property tax relief fund for the fiscal year beginning July 1, 2015, from the federal social services block grant pursuant to 2015 Iowa Acts, House File 630, and from the federal temporary assistance for needy families block grant, totaling at least \$11,774,275, are appropriated to the department of human services for the fiscal year beginning July 1, 2015, and ending June 30, 2016, to be used for the purposes designated, notwithstanding any provision of law to the contrary:

1. For distribution to any mental health and disability services region where 25 percent of the region's projected expenditures exceeds the region's projected fund balance:

..... \$ 480,000

a. For purposes of this subsection:

(1) "Available funds" means a county mental health and services fund balance on June 30, 2015, plus the maximum amount a county was allowed to levy for the fiscal year beginning July 1, 2015.

(2) "Projected expenditures" means the actual expenditures of a mental health and disability services region as of June 30, 2015, multiplied by an annual inflation rate of 2 percent plus the projected costs for new core services administered by the region as provided in a region's regional service system management plan approved pursuant to section 331.393 for the fiscal year beginning July 1, 2015.

(3) "Projected fund balance" means the difference between a mental health and disability services region's available funds and projected expenditures.

b. If sufficient funds are not available to implement this subsection, the department of human services shall distribute funds to a region in proportion to the availability of funds.

2. To be transferred to the appropriation in this Act for child and family services for the fiscal year beginning July 1, 2016, to be used for the purpose of that appropriation:

..... \$ 5,407,137

DIVISION XLIV

PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

Sec. 158. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this Act, the moneys appropriated and any other moneys available shall not be used for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.

DIVISION XLV

CLARINDA STATE MENTAL HEALTH INSTITUTE — PRIVATE PROVIDER — SHARED SERVICES

Sec. 159. CLARINDA — PRIVATE PROVIDER.

1. Within 30 days of the effective date of an appropriation to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, for operation of the state mental health institute at Clarinda in the fiscal year beginning July 1, 2015, the department of human services shall issue a request for proposals for the purpose of entering into a contract to engage an in-state private nursing home provider to provide care and treatment for adult persons who are sexually aggressive or combative due to a mental illness or who have unmet geropsychiatric needs, beginning December 16, 2015, at the state mental health institute at Clarinda. The request for proposals shall specify that the provider shall have an authorized bed capacity of not fewer than 15 beds.

2. The contract executed by the department of human services with the private provider of geropsychiatric care and treatment after December 15, 2015, at the state mental health institute at Clarinda shall require the private provider to give preference in employment to qualified former employees providing such care and treatment at the state mental health institute at Clarinda between January 1 and December 15, 2015.

CLARINDA — SHARED SERVICES — 2015–2016 FISCAL YEAR

Sec. 160. 2015 Iowa Acts, Senate File 497, section 3, subsection 1, paragraph g, if enacted, is amended to read as follows:

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 25,933,430

Moneys received by the department of corrections as reimbursement for services provided to ~~the Clarinda youth corporation~~ any private provider contracting with the department of human services or the department of corrections are appropriated to the department of corrections and shall be used for the purpose of operating the Clarinda correctional facility.

CLARINDA — SHARED SERVICES — 2016–2017 FISCAL YEAR

Sec. 161. 2015 Iowa Acts, Senate File 497, section 25, subsection 1, paragraph g, if enacted, is amended to read as follows:

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 12,966,715

Moneys received by the department of corrections as reimbursement for services provided to ~~the Clarinda youth corporation~~ any private provider contracting with the department of human services or the department of corrections are appropriated to the department of corrections and shall be used for the purpose of operating the Clarinda correctional facility.

DIVISION XLVI
 CONDITIONAL EFFECTIVE DATE AND
 RETROACTIVE APPLICABILITY PROVISIONS

Sec. 162. EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. 163. RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

AMANDA RAGAN, CHAIR
JOE BOLKCOM
ROBERT E. DVORSKY
DAVID JOHNSON
MARK SEGEBART

DAVE HEATON
JOHN FORBES
JOEL FRY
LINDA MILLER

SENATE FILE 510

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 510, a bill for an Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for regulatory, taxation, and properly related matters, and including penalties and effective date and retroactive and other applicability provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3202.

2. That Senate File 510, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. BUDGET PROCESS FOR FISCAL YEAR 2016-2017 AND FISCAL YEAR 2017-2018.

1. For the budget process applicable to the fiscal year beginning July 1, 2016, on or before October 1, 2015, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph "a", all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2015-2016. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... \$ 416,702

2. For payment for nonpublic school transportation under section 285.2:

..... \$ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

3. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... \$ 18,416

Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2016–2017. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph “d”, subparagraph (1):

..... \$ 208,351

2. For payment for nonpublic school transportation under section 285.2:

..... \$ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

3. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... \$ 9,208

Sec. 4. INSTRUCTIONAL SUPPORT STATE AID — FY 2015–2016 — FY 2016–2017. In lieu of the appropriation provided in section 257.20, subsection 2, the appropriation for the fiscal years beginning July 1, 2015, and July 1, 2016, for paying instructional support state aid under section 257.20 for such fiscal years is zero.

Sec. 5. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2015, and ending June 30, 2016, are reduced by the following amount:

..... \$ 4,223,452

2. The budgeted amounts for the general assembly and legislative agencies for the fiscal year beginning July 1, 2015, may be adjusted to reflect the unexpended budgeted amounts from the previous fiscal year.

Sec. 6. Section 142C.15, subsection 4, paragraph c, unnumbered paragraph 1, Code 2015, is amended to read as follows:

~~Not more than fifty percent of the~~ Any unobligated moneys in the fund annually may be expended in the form of grants to transplant recipients, transplant candidates, living organ donors, or to legal representatives on behalf of transplant recipients, transplant candidates, or living organ donors. Transplant recipients, transplant candidates, living organ donors, or the legal representatives of transplant recipients, transplant candidates, or living organ donors shall submit grant applications with supporting documentation provided by a hospital that performs transplants, verifying that the person by or for whom the application is submitted requires a transplant or is a living organ donor and specifying the amount of the costs associated with the following, if funds are not available from any other third-party payor:

Sec. 7. Section 257.35, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 9A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies

and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2015, and ending June 30, 2016, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

Sec. 8. IOWA NEW JOBS TRAINING AGREEMENTS. An Iowa community college that entered into a new jobs training agreement pursuant to chapter 260E, which was effective in April 2012, with an Iowa employer may enter into a new agreement with such employer pursuant to chapter 260E, which will be effective September 2015, and may use the base employment determined in April 2012 as the base employment for determining the new jobs eligible under the new agreement if the base employment determined in April 2012 was 2,125 employees. The new agreement under chapter 260E shall be limited to seven years from the effective date of the agreement.

Sec. 9. NONREVERSION OF IOWA LEARNING ONLINE INITIATIVE MONEYS. Notwithstanding section 8.33, moneys appropriated in section 256.42, subsection 9, that remain unencumbered or unobligated at the close of a fiscal year shall not revert but shall remain available for expenditure for the purposes designated in section 256.42, subsection 9, until the close of the succeeding fiscal year.

Sec. 10. Section 8.22A, subsection 2, Code 2015, is amended to read as follows:

2. The conference shall meet as often as deemed necessary, but shall meet at least three times per year with at least one meeting taking place each year in March. The conference may use sources of information deemed appropriate. At each meeting, the conference shall agree to estimates for the current fiscal year and the following fiscal year for the general fund of the state, lottery revenues to be available for disbursement, and from gambling revenues and from interest earned on the cash reserve fund and the economic emergency fund to be deposited in the rebuild Iowa infrastructure fund. At the meeting taking place each year in March, in addition to agreeing to estimates for the current fiscal year and the following fiscal year, the conference shall agree to estimates for the fiscal year beginning July 1 of the following calendar year. Only an estimate for the following fiscal year agreed to by the conference pursuant to subsection 3, 4, or 5, shall be used for purposes of calculating the state general fund expenditure limitation under section 8.54, and any other estimate agreed to shall be considered a preliminary estimate that shall not be used for purposes of calculating the state general fund expenditure limitation.

Sec. 11. Section 8D.4, Code 2015, is amended to read as follows:

8D.4 Executive director appointed.

The commission, in consultation with the director of the department of administrative services and the chief information officer, shall appoint an executive director of the commission, subject to confirmation by the senate. Such individual shall not serve as a member of the commission. The executive director shall serve at the pleasure of the commission. The executive director shall be selected primarily for administrative ability and knowledge in the field, without regard to political affiliation. The governor shall establish the salary of the executive director within the applicable salary range ~~nine~~ as established by the general assembly. The salary and support of the executive director shall be paid from funds deposited in the Iowa communications network fund.

Sec. 12. Section 22.7, subsection 41, paragraph b, subparagraph (2), Code 2015, as amended by 2015 Iowa Acts, Senate File 335, section 1, is amended to read as follows:

(2) Preliminary reports of investigations by the medical examiner and autopsy reports for a decedent by whom an anatomical gift was made in accordance with

chapter 142C shall be released to ~~an organ~~ a procurement organization as defined in section 142C.2, upon the request of such ~~organ~~ procurement organization, unless such disclosure would jeopardize an investigation or pose a clear and present danger to the public safety or the safety of an individual.

Sec. 13. Section 43.45, subsection 3, as enacted by 2015 Iowa Acts, Senate File 415, section 1, is amended to read as follows:

3. Notwithstanding any requirement to the contrary in subsection 1 and subsection 2, paragraph “c”, the commissioner of a county using digital ballot counting technology may direct the precinct election officials to tally and record write-in votes at the precincts after the closing of the polls or may direct the precinct election officials to ~~sort the ballots by~~ print the write-in report containing digital images of write-in votes for delivery to the special precinct board to tally and record the write-in votes on any day following election day and prior to the canvass by the board of supervisors under section 43.49. For the purposes of this subsection “*digital ballot counting technology*” is technology in which digital images of write-in votes are printed by the precinct election officials at the polling place after the close of voting.

Sec. 14. Section 123.132, subsection 3, as enacted by 2015 Iowa Acts, Senate File 456, section 1, is amended to read as follows:

3. A container of beer other than the original container that is sold and sealed in compliance with the requirements of subsection 2 and the division’s rules shall not be deemed an open container subject to the requirements of sections 321.284 and 321.284A if the sealed container is unopened and the seal has not been tampered with, and the contents of the container have not been partially removed.

Sec. 15. Section 256.9, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 66. Dedicate at least one-half of one of the department’s authorized full-time equivalent positions to maintain a fine arts consultant to provide guidance and assistance, including but not limited to professional development, strategies, and materials, to the department, school districts, and accredited nonpublic schools relating to music, visual art, drama and theater, and other fine and applied arts programs and coursework.

Sec. 16. Section 261.110, subsection 3, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. The applicant met all of the eligibility requirements of this section on or after January 1, 2013. A person who met the program eligibility requirements of this section prior to January 1, 2013, is ineligible for this program.

Sec. 17. Section 418.9, subsection 8, Code 2015, is amended to read as follows:

8. If, following approval of a project application under the program, it is determined that the amount of federal financial assistance exceeds the amount of federal financial assistance specified in the application, the board shall reduce the award of financial assistance from the flood mitigation fund or reduce the amount of sales tax revenue to be received for the project by a corresponding amount. However, in a county with a population of less than one hundred thousand but more than ninety-three thousand five hundred as determined by the 2010 federal decennial census and for projects that received bids during the 2015 calendar year, the amount of sales tax revenue to be received for the project shall not be reduced if the additional federal financial assistance does not reduce the need for sales tax revenue due to an increase in project costs incurred following the approval of the project application under the program.

Sec. 18. Section 418.15, subsection 1, Code 2015, is amended to read as follows:

1. A governmental entity shall not receive remittances of sales tax revenue under this chapter after twenty years from the date the governmental entity’s project was approved by the board unless the remittance amount is calculated under section 418.11

based on sales subject to the tax under section 432.2 occurring before the expiration of the twenty-year period.

Sec. 19. Section 441.37A, subsection 1, paragraph a, Code 2015, is amended to read as follows:

a. For the assessment year beginning January 1, 2007, and all subsequent assessment years beginning before January 1, ~~2018~~ 2021, appeals may be taken from the action of the board of review with reference to protests of assessment, valuation, or application of an equalization order to the property assessment appeal board created in section 421.1A. However, a property owner or aggrieved taxpayer or an appelland described in section 441.42 may bypass the property assessment appeal board and appeal the decision of the local board of review to the district court pursuant to section 441.38.

Sec. 20. Section 715A.9A, subsection 1, paragraph a, Code 2015, is amended to read as follows:

a. Is a victim of identity theft in this state ~~as described in section 715A.8~~ or resides in this state at the time the person is a victim of identity theft.

Sec. 21. 2015 Iowa Acts, Senate File 496, section 1, subsection 1, paragraph a, if enacted, is amended to read as follows:

a. For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, associate juvenile judges, associate probate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission; receipt and disbursement of child support payments; reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2015; and maintenance, equipment, and miscellaneous purposes:

.....	\$	<u>171,486,612</u>
		<u>178,686,612</u>

Ob. Of the moneys appropriated in lettered paragraph "a", \$520,150 shall be used for juvenile drug courts. The amount allocated in this lettered paragraph shall be distributed to assist with the operation of juvenile drug court programs operated in the following jurisdictions:

<u>(1) Marshall county:</u>	\$	<u>62,708</u>
<u>(2) Woodbury county:</u>	\$	<u>125,682</u>
<u>(3) Polk county:</u>	\$	<u>195,892</u>
<u>(4) The third judicial district:</u>	\$	<u>67,934</u>
<u>(5) The eighth judicial district:</u>	\$	<u>67,934</u>

Sec. 22. 2015 Iowa Acts, Senate File 505, section 12, subsection 12, paragraph d, if enacted, is amended to read as follows:

d. Payment methodologies utilized for disproportionate share hospitals and graduate medical education, and other supplemental payments under the Medicaid program may be adjusted or converted to other methodologies or payment types to provide these payments ~~through Medicaid managed care implemented beginning after~~ after January 1, 2016. The department of human services shall obtain approval from the centers for Medicare and Medicaid services of the United States department of health and human services prior to implementation of any such adjusted or converted methodologies or

payment types.

Sec. 23. 2015 Iowa Acts, Senate File 505, section 132, subsection 12, paragraph d, if enacted, is amended to read as follows:

d. Payment methodologies utilized for disproportionate share hospitals and graduate medical education, and other supplemental payments under the Medicaid program may be adjusted or converted to other methodologies or payment types to provide these payments ~~through Medicaid managed care after January 1, 2016~~. The department of human services shall obtain approval from the centers for Medicare and Medicaid services of the United States department of health and human services prior to implementation of any such adjusted or converted methodologies or payment types.

DIVISION III

SALARIES, COMPENSATION, AND RELATED MATTERS

Sec. 24. SPECIAL FUNDS. For the fiscal year beginning July 1, 2015, and ending June 30, 2016, and for the fiscal year beginning July 1, 2016, and ending June 30, 2017, salary adjustments may be funded using departmental revolving, trust, or special funds for which the general assembly has established an operating budget, provided doing so does not exceed the operating budget established by the general assembly.

Sec. 25. SALARY MODEL ADMINISTRATOR. The salary model administrator shall work in conjunction with the legislative services agency to maintain the state's salary model used for analyzing, comparing, and projecting state employee salary and benefit information, including information relating to employees of the state board of regents. The department of revenue, the department of administrative services, the five institutions under the jurisdiction of the state board of regents, the judicial district departments of correctional services, and the state department of transportation shall provide salary data to the department of management and the legislative services agency to operate the state's salary model. The format and frequency of provision of the salary data shall be determined by the department of management and the legislative services agency. The information shall be used in collective bargaining processes under chapter 20 and in calculating the funding needs contained within the annual salary adjustment legislation. A state employee organization as defined in section 20.3, subsection 4, may request information produced by the model, but the information provided shall not contain information attributable to individual employees.

DIVISION IV

CORRECTIVE PROVISIONS

Sec. 26. Section 123.122, Code 2015, as amended by 2015 Iowa Acts, House File 536, section 48, is amended to read as follows:

123.122 Permit or license required.

A person shall not manufacture for sale or sell beer at wholesale or retail unless a permit is first obtained as provided in this subchapter or, a liquor control license authorizing the retail sale of beer is first obtained as provided in ~~division subchapter I~~ of this chapter. A liquor control license holder is not required to hold a separate class "B" beer permit.

Sec. 27. Section 227.10, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 53, is amended to read as follows:

227.10 Transfers from county or private institutions.

Patients who have been admitted at public expense to any institution to which this chapter is applicable may be involuntarily transferred to the proper state hospital for persons with mental illness in the manner prescribed by sections 229.6 to 229.13. The application required by section 229.6 may be filed by the administrator of the division or the administrator's designee, or by the administrator of the institution where the patient is then being maintained or treated. If the patient was admitted to that

institution involuntarily, the administrator of the division may arrange and complete the transfer, and shall report it as required of a chief medical officer under section 229.15, subsection 5. The transfer shall be made at the mental health and ~~disabilities~~ disability services region's expense, and the expense recovered, as provided in section 227.7. However, transfer under this section of a patient whose expenses are payable in whole or in part by a the mental health and ~~disabilities~~ disability services region is subject to an authorization for the transfer through the regional administrator for the patient's county of residence.

Sec. 28. Section 227.14, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 56, is amended to read as follows:

227.14 Caring for persons with mental illness from other counties.

The regional administrator for a county that does not have proper facilities for caring for persons with mental illness may, with the consent of the administrator of the division, provide for such care at the expense of the mental health and ~~disabilities~~ disability services region in any convenient and proper county or private institution for persons with mental illness which is willing to receive the persons.

Sec. 29. Section 229.1B, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 59, is amended to read as follows:

229.1B Regional administrator.

Notwithstanding any provision of this chapter to the contrary, any person whose hospitalization expenses are payable in whole or in part by a mental health and ~~disabilities~~ disability services region shall be subject to all administrative requirements of the regional administrator for the county.

Sec. 30. Section 229.2, subsection 1, paragraph b, subparagraph (3), Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 60, is amended to read as follows:

(3) As soon as is practicable after the filing of a petition for juvenile court approval of the admission of the minor, the juvenile court shall determine whether the minor has an attorney to represent the minor in the hospitalization proceeding, and if not, the court shall assign to the minor an attorney. If the minor is financially unable to pay for an attorney, the attorney shall be compensated by the mental health and ~~disabilities~~ disability services region at an hourly rate to be established by the regional administrator for the county in which the proceeding is held in substantially the same manner as provided in section 815.7.

Sec. 31. Section 229.8, subsection 1, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 61, is amended to read as follows:

1. Determine whether the respondent has an attorney who is able and willing to represent the respondent in the hospitalization proceeding, and if not, whether the respondent is financially able to employ an attorney and capable of meaningfully assisting in selecting one. In accordance with those determinations, the court shall if necessary allow the respondent to select, or shall assign to the respondent, an attorney. If the respondent is financially unable to pay an attorney, the attorney shall be compensated by the mental health and ~~disabilities~~ disability services region at an hourly rate to be established by the regional administrator for the county in which the proceeding is held in substantially the same manner as provided in section 815.7.

Sec. 32. Section 229.10, subsection 1, paragraph a, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 62, is amended to read as follows:

a. An examination of the respondent shall be conducted by one or more licensed physicians, as required by the court's order, within a reasonable time. If the respondent is detained pursuant to section 229.11, subsection 1, paragraph "b", the examination shall be conducted within twenty-four hours. If the respondent is detained pursuant to section 229.11, subsection 1, paragraph "a" or "c", the examination shall be conducted within forty-eight hours. If the respondent so desires, the respondent shall be entitled

to a separate examination by a licensed physician of the respondent's own choice. The reasonable cost of the examinations shall, if the respondent lacks sufficient funds to pay the cost, be paid by the regional administrator from mental health and ~~disabilities~~ disability services region funds upon order of the court.

Sec. 33. Section 229.11, subsection 1, unnumbered paragraph 1, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 63, is amended to read as follows:

If the applicant requests that the respondent be taken into immediate custody and the judge, upon reviewing the application and accompanying documentation, finds probable cause to believe that the respondent has a serious mental impairment and is likely to injure the respondent or other persons if allowed to remain at liberty, the judge may enter a written order directing that the respondent be taken into immediate custody by the sheriff or the sheriff's deputy and be detained until the hospitalization hearing. The hospitalization hearing shall be held no more than five days after the date of the order, except that if the fifth day after the date of the order is a Saturday, Sunday, or a holiday, the hearing may be held on the next succeeding business day. If the expenses of a respondent are payable in whole or in part by a mental health and ~~disabilities~~ disability services region, for a placement in accordance with paragraph "a", the judge shall give notice of the placement to the regional administrator for the county in which the court is located, and for a placement in accordance with paragraph "b" or "c", the judge shall order the placement in a hospital or facility designated through the regional administrator. The judge may order the respondent detained for the period of time until the hearing is held, and no longer, in accordance with paragraph "a", if possible, and if not then in accordance with paragraph "b", or, only if neither of these alternatives is available, in accordance with paragraph "c". Detention may be:

Sec. 34. Section 229.13, subsection 1, paragraph a, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 64, is amended to read as follows:

a. The court shall order a respondent whose expenses are payable in whole or in part by a mental health and ~~disabilities~~ disability services region placed under the care of an appropriate hospital or facility designated through the county's regional administrator on an inpatient or outpatient basis.

Sec. 35. Section 229.14, subsection 2, paragraph a, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 65, is amended to read as follows:

a. For a respondent whose expenses are payable in whole or in part by a mental health and ~~disabilities~~ disability services region, placement as designated through the county's regional administrator in the care of an appropriate hospital or facility on an inpatient or outpatient basis, or other appropriate treatment, or in an appropriate alternative placement.

Sec. 36. Section 229.14A, subsection 7, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 66, is amended to read as follows:

7. If a respondent's expenses are payable in whole or in part by a mental health and ~~disabilities~~ disability services region through the county's regional administrator, notice of a placement hearing shall be provided to the county attorney and the regional administrator. At the hearing, the county may present evidence regarding appropriate placement.

Sec. 37. Section 229.42, subsection 1, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 68, is amended to read as follows:

1. If a person wishing to make application for voluntary admission to a mental hospital established by chapter 226 is unable to pay the costs of hospitalization or those responsible for the person are unable to pay the costs, application for authorization of voluntary admission must be made through a regional administrator before application for admission is made to the hospital. The person's county of

residence shall be determined through the regional administrator and if the admission is approved through the regional administrator, the person's admission to a mental health hospital shall be authorized as a voluntary case. The authorization shall be issued on forms provided by the department of human services' administrator. The costs of the hospitalization shall be paid by the county of residence through the regional administrator to the department of human services and credited to the general fund of the state, provided that the mental health hospital rendering the services has certified to the county auditor of the county of residence and the regional administrator the amount chargeable to the mental health and ~~disabilities~~ disability services region and has sent a duplicate statement of the charges to the department of human services. A mental health and ~~disabilities~~ disability services region shall not be billed for the cost of a patient unless the patient's admission is authorized through the regional administrator. The mental health institute and the regional administrator shall work together to locate appropriate alternative placements and services, and to educate patients and family members of patients regarding such alternatives.

Sec. 38. Section 230.1, subsection 3, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 69, is amended to read as follows:

3. A mental health and ~~disabilities~~ disability services region or county of residence is not liable for costs and expenses associated with a person with mental illness unless the costs and expenses are for services and other support authorized for the person through the county's regional administrator. For the purposes of this chapter, "*regional administrator*" means the same as defined in section 331.388.

Sec. 39. Section 230.20, subsection 2, paragraph b, Code 2015, as amended by 2015 Iowa Acts, Senate File 463, section 71, is amended to read as follows:

b. The per diem costs billed to each mental health and ~~disabilities~~ disability services region shall not exceed the per diem costs billed to the county in the fiscal year beginning July 1, 1996. However, the per diem costs billed to a mental health and ~~disabilities~~ disability services region may be adjusted annually to reflect increased costs, to the extent of the percentage increase in the statewide per capita expenditure target amount, if any per capita growth amount is authorized by the general assembly for the fiscal year in accordance with section 426B.3.

Sec. 40. Section 279.10, subsection 1, Code 2015, as amended by 2015 Iowa Acts, Senate File 227, section 2, is amended to read as follows:

1. The school year for each school district and accredited nonpublic school shall begin on July 1 and the school calendar shall begin no sooner than August 23 and no later than the first Monday in December. The school calendar shall include not less than one hundred eighty days, ~~except as provided in subsection 3,~~ or one thousand eighty hours of instruction during the calendar year. The board of directors of a school district and the authorities in charge of an accredited nonpublic school shall determine the school start date for the school calendar in accordance with this subsection and shall set the number of days or hours of required attendance for the school year as provided in section 299.1, subsection 2, but the board of directors of a school district shall hold a public hearing on any proposed school calendar prior to adopting the school calendar. If the board of directors of a district or the authorities in charge of an accredited nonpublic school extends the school calendar because inclement weather caused the school district or accredited nonpublic school to temporarily close during the regular school calendar, the school district or accredited nonpublic school may excuse a graduating senior who has met district or school requirements for graduation from attendance during the extended school calendar. A school corporation may begin employment of personnel for in-service training and development purposes before the date to begin elementary and secondary school.

Sec. 41. Section 426B.5, subsection 2, paragraph c, Code 2015, as amended by 2015

Iowa Acts, Senate File 463, section 78, is amended to read as follows:

c. A risk pool board is created. The board shall consist of two county supervisors, two county auditors, a member of the mental health and disability services commission who is not a member of a county board of supervisors, a member of the county finance committee created in chapter 333A who is not an elected official, a representative of a provider of mental health or developmental disabilities services selected from nominees submitted by the Iowa association of community providers, and two staff members of regional administrators of county mental health and disability services regions, all appointed by the governor, and one member appointed by the director of human services. All members appointed by the governor shall be subject to confirmation by the senate. Members shall serve for three-year terms. A vacancy shall be filled in the same manner as the original appointment. Expenses and other costs of the risk pool board members representing counties shall be paid by the county of origin. Expenses and other costs of risk pool board members who do not represent counties shall be paid from a source determined by the governor. Staff assistance to the board shall be provided by the department of human services and counties. Actuarial expenses and other direct administrative costs shall be charged to the pool.

Sec. 42. Section 459A.302, subsection 1, paragraph a, unnumbered paragraph 1, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 33, is amended to read as follows:

Prior to constructing a settled open feedlot effluent basin or an animal truck wash effluent structure, the site for the basin or structure shall be investigated for a drainage tile line by the owner of the open feedlot operation or animal truck wash facility. The investigation shall be made by digging a core trench to a depth of at least six feet deep from ground level at the projected center of the berm of the basin or structure. If a drainage tile line is discovered, one of the following solutions shall be implemented:

Sec. 43. Section 459A.302, subsection 2, paragraph a, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 34, is amended to read as follows:

a. The settled open feedlot effluent basin or ~~an~~ animal truck wash effluent structure shall be constructed with a minimum separation of two feet between the top of the liner of the basin or structure and the seasonal high-water table.

Sec. 44. Section 459A.404, subsection 3, paragraphs b and c, if enacted by 2015 Iowa Acts, House File 583, section 41, are amended to read as follows:

b. For purposes of section 459.310, subsection 4, the provisions relating to an unformed manure storage structure shall apply to an unformed animal truck wash effluent structure and the provisions relating to a formed manure storage structure shall apply to a formed animal truck wash effluent structure. However, the

~~e. Notwithstanding section 459.310, subsection 4, a requirement in section 459.310, subsection 4, paragraph "a", relating to animal weight capacity or animal unit capacity shall not apply to the replacement of an unformed animal truck wash effluent structure with a formed animal truck wash effluent structure.~~ In addition, the capacity of a replacement animal truck wash effluent structure shall not exceed the amount required to store animal truck wash effluent for any eighteen-month period.

Sec. 45. Section 459A.411, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 43, if enacted, is amended to read as follows:

459A.411 Discontinuance of operations.

The owner of an open feedlot operation or animal truck wash facility who discontinues its operation shall remove all effluent from related open feedlot operation structures or animal truck wash effluent structures used to store effluent, as soon as practical but not later than six months following the date the operations of the open feedlot operation or animal truck wash facility ~~is~~ are discontinued.

Sec. 46. Section 476.53, subsection 3, paragraph a, subparagraph (1), Code 2015, as amended by 2015 Iowa Acts, House File 535, section 61, is amended to read as follows:

(1) (a) Files an application pursuant to section 476A.3 to construct in Iowa a baseload electric power generating facility with a nameplate generating capacity equal to or greater than three hundred megawatts or a combined-cycle electric power generating facility, or an alternate energy production facility as defined in section 476.42, or to significantly alter an existing generating facility. For purposes of this subparagraph, a significant alteration of an existing generating facility must, in order to qualify for establishment of ratemaking principles, fall into one of the following categories:

(i) Conversion of a coal fueled facility into a gas fueled facility.

(ii) Addition of carbon capture and storage facilities at a coal fueled facility.

(iii) Addition of gas fueled capability to a coal fueled facility, in order to convert the facility to one that will rely primarily on gas for future generation.

(iv) Addition of a biomass fueled capability to a coal fueled facility.

(b) With respect to a significant alteration of an existing generating facility, an original facility shall not be required to be either a baseload or a combined-cycle facility. Only the incremental investment undertaken by a utility under subparagraph division (a), subparagraph subdivision (i), (ii), (iii), or (iv) shall be eligible to apply the ratemaking principles established by the order issued pursuant to paragraph “e”. Facilities for which advanced ratemaking principles are obtained pursuant to this section shall not be subject to a subsequent board review pursuant to section 476.6, subsection 20, to the extent that the investment has been considered by the board under this section. To the extent an eligible utility has been authorized to make capital investments subject to section 476.6, subsection 20, such investments shall not be eligible for ratemaking principles pursuant to this section.

Sec. 47. Section 602.3205, subsection 3, paragraph b, if enacted by 2015 Iowa Acts, Senate File 404, section 5, is amended to read as follows:

b. The audio recordings provided ~~in~~ to the board pursuant to this subsection shall be kept confidential by the board in a manner as provided in section 272C.6, subsection 4.

Sec. 48. Section 602.11113, Code 2015, as amended by 2015 Iowa Acts, House File 536, section 177, is amended to read as follows:

602.11113 Bailiffs employed as court attendants.

Persons who were employed as bailiffs and who were performing services for the court, other than law enforcement services, immediately prior to July 1, 1983, shall be employed by the district court administrators as court attendants under section 602.6601 on July 1, 1983.

Sec. 49. Section 714.23, subsection 4A, paragraph a, if enacted by 2015 Iowa Acts, Senate File 501, section 2, or 2015 Iowa Acts, House File 663, section 2, is amended to read as follows:

a. A student who does not receive a tuition refund up to the full refund of tuition charges due to the effect of an interstate reciprocity agreement under section 261G.4, subsection 1, may apply to the attorney general for a refund in a sum that represents the difference between any tuition refund received from the school and the full refund of tuition charges. For purposes of this subsection, “full refund of tuition charges” means the monetary sum of the refund for which the student would be eligible pursuant to the application of this section.

Sec. 50. Section 902.1, subsection 2, paragraph a, unnumbered paragraph 1, as enacted by 2015 Iowa Acts, Senate File 448, section 1, is amended to read as follows:

Notwithstanding subsection 1, a defendant convicted of murder in the first degree in violation of section 707.2, and who was under the age of eighteen at the time the offense was committed shall receive one of the following sentences:

Sec. 51. Section 916.1, subsection 1, as enacted by 2015 Iowa Acts, House File 496, section 1, is amended to read as follows:

1. “*Confidential communication*” means confidential information shared between a victim and a military victim advocate within the advocacy relationship, and includes all information received by the advocate and any advice, report, or working paper given to or prepared by the advocate in the course of the advocacy relationship with the victim. “*Confidential information*” is ~~confidential~~ information which, so far as the victim is aware, is not disclosed to a third party with the exception of a person present in the consultation for the purpose of furthering the interest of the victim, a person to whom disclosure is reasonably necessary for the transmission of the information, or a person with whom disclosure is necessary for accomplishment of the purpose for which the advocate is consulted by the victim.

Sec. 52. RETROACTIVE APPLICABILITY. The section of this division of this Act amending section 279.10, subsection 1, applies retroactively to April 10, 2015.

Sec. 53. RETROACTIVE APPLICABILITY. The section of this division of this Act amending section 902.1, subsection 2, paragraph “a”, unnumbered paragraph 1, applies retroactively to April 24, 2015.

DIVISION V

DEPARTMENT OF MANAGEMENT — DUTIES

Sec. 54. Section 8.6, subsections 12 and 13, Code 2015, are amended by striking the subsections.

Sec. 55. Section 8A.111, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 11. An annual report on the administration and promotion of equal opportunity in state contracts and services under section 19B.7.

Sec. 56. Section 19B.6, Code 2015, is amended to read as follows:

19B.6 Responsibilities of department of administrative services and ~~department of management~~ — affirmative action.

The department of administrative services shall oversee the implementation of sections 19B.1 through 19B.5 and shall work with the governor to ensure compliance with those sections, including the attainment of affirmative action goals and timetables, by all state agencies, excluding the state board of regents and its institutions. ~~The department of management shall oversee the implementation of sections 19B.1 through 19B.5 and shall work with the governor to ensure compliance with those sections, including the attainment of affirmative action goals and timetables, by the state board of regents and its institutions.~~

Sec. 57. Section 19B.7, subsection 1, unnumbered paragraph 1, Code 2015, is amended to read as follows:

Except as otherwise provided in subsection 2, the department of ~~management~~ administrative services is responsible for the administration and promotion of equal opportunity in all state contracts and services and the prohibition of discriminatory and unfair practices within any program receiving or benefiting from state financial assistance in whole or in part. In carrying out these responsibilities the department of ~~management~~ administrative services shall:

Sec. 58. Section 19B.8, Code 2015, is amended to read as follows:

19B.8 Sanctions.

The department of ~~management~~ administrative services may impose appropriate sanctions on individual state agencies, including the state board of regents and its institutions, and upon a community college, area education agency, or school district, in order to ensure compliance with state programs emphasizing equal opportunity through affirmative action, contract compliance policies, and requirements for procurement goals for targeted small businesses.

DIVISION VI
ANIMAL TRUCK WASH FACILITIES

Sec. 59. Section 459A.105, subsection 2, paragraph b, as enacted by 2015 Iowa Acts, House File 583, section 10, is amended to read as follows:

b. (1) The requirements of section 459A.205, including rules adopted by the commission pursuant to that section shall apply to a small animal truck wash facility only to the extent required by section 459A.205, subsection 4A.

(2) The requirements of ~~sections section~~ section 459A.404, and including rules adopted by the commission pursuant to that section, shall apply to a small animal truck wash facility. However, 459A.404, subsection 1, shall only apply to a small animal truck wash facility as provided in that subsection.

(3) ~~The requirements of section 459A.410, including rules adopted by the commission under those provisions that section, shall apply to a small animal truck wash facility.~~

Sec. 60. Section 459A.206, subsection 1, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 25, is amended to read as follows:

1. A settled open feedlot effluent basin or an unformed animal truck wash effluent structure required to be constructed pursuant to a construction permit issued pursuant to section 459A.205 shall meet design standards as required by a soils and hydrogeologic report.

Sec. 61. Section 459A.206, subsection 2, paragraph c, Code 2015, is amended to read as follows:

c. The results of at least three soil corings reflecting the continuous soil profile taken for each settled open feed lot effluent basin or unformed animal truck wash effluent structure. The soil corings shall be taken and used in determining subsurface soil characteristics and groundwater elevation and direction of flow of the proposed site for construction. The soil corings shall be taken as follows:

(1) By a qualified person ordinarily engaged in the practice of taking soil cores and in performing soil testing.

(2) At locations that reflect the continuous soil profile conditions existing within the area of the proposed basin or unformed structure, including conditions found near the corners and the deepest point of the proposed basin. The soil corings shall be taken to a minimum depth of ten feet below the bottom elevation of the basin.

(3) By a method such as hollow stem auger or other method that identifies the continuous soil profile and does not result in the mixing of soil layers.

Sec. 62. Section 459A.207, subsection 1, paragraph a, Code 2015, is amended to read as follows:

a. The basin or structure was constructed in accordance with the design plans submitted to the department as part of an application for a construction permit pursuant to section 459A.205. If the actual construction deviates from the approved design plans, the construction certification shall identify all changes and certify that the changes were consistent with all applicable standards of this section.

Sec. 63. Section 459A.302, unnumbered paragraph 1, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 32, is amended to read as follows:

A settled open feedlot effluent basin or an unformed animal truck wash effluent structure required to be constructed pursuant to a construction permit issued pursuant to section 459A.205 shall meet all of the following requirements:

Sec. 64. Section 459A.302, subsection 1, paragraph a, unnumbered paragraph 1, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 33, is amended to read as follows:

Prior to constructing a settled open feedlot effluent basin or an unformed animal truck wash effluent structure, the site for the basin or structure shall be investigated for a drainage tile line by the owner of the open feedlot operation or animal truck wash

facility. The investigation shall be made by digging a core trench to a depth of at least six feet deep from ground level at the projected center of the berm of the basin or unformed structure. If a drainage tile line is discovered, one of the following solutions shall be implemented:

Sec. 65. Section 459A.302, subsection 1, paragraph a, subparagraphs (1) and (2), Code 2015, are amended to read as follows:

(1) The drainage tile line shall be rerouted around the perimeter of the basin or unformed animal truck wash effluent structure at a distance of at least twenty-five feet horizontally separated from the outside edge of the berm of the basin or unformed structure. For an area of the basin or unformed structure where there is not a berm, the drainage tile line shall be rerouted at least fifty feet horizontally separated from the edge of the basin or unformed structure.

(2) The drainage tile line shall be replaced with a nonperforated tile line under the ~~basin~~ floor of the basin or unformed animal truck wash effluent structure. The nonperforated tile line shall be continuous and without connecting joints. There must be a minimum of three feet between the nonperforated tile line and the ~~basin~~ floor of the basin or unformed structure.

Sec. 66. Section 459A.302, subsections 2, 3, 4, and 5, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 34, are amended to read as follows:

2. a. The settled open feedlot effluent basin or ~~an~~ unformed animal truck wash effluent structure shall be constructed with a minimum separation of two feet between the top of the liner of the basin or unformed structure and the seasonal high-water table.

b. If a drainage tile line around the perimeter of the settled open feedlot effluent basin or unformed animal truck wash effluent structure is installed a minimum of two feet below the top of the basin's or unformed structure's liner to artificially lower the seasonal high-water table, the top of the liner may be a maximum of four feet below the seasonal high-water table. The seasonal high-water table may be artificially lowered by gravity flow tile lines or other similar system. However, the following shall apply:

(1) Except as provided in subparagraph (2), an open feedlot operation or animal truck wash facility shall not use a nongravity mechanical system that uses pumping equipment.

(2) If the open feedlot operation was constructed before July 1, 2005, the operation may continue to use its existing nongravity mechanical system that uses pumping equipment or it may construct a new nongravity mechanical system that uses pumping equipment. However, an open feedlot operation that expands the area of its open feedlot on or after April 1, 2011, shall not use a nongravity mechanical system that uses pumping equipment.

3. Drainage tile lines may be installed to artificially lower the seasonal high-water table at a settled open feedlot effluent basin or an unformed animal truck wash effluent structure, if all of the following conditions are satisfied:

a. A device to allow monitoring of the water in the drainage tile lines and a device to allow shutoff of the flow in the drainage tile lines are installed, if the drainage tile lines do not have a surface outlet accessible on the property where the basin or unformed structure is located.

b. Drainage tile lines are installed horizontally at least twenty-five feet away from the basin or unformed structure. Drainage tile lines shall be placed in a vertical trench and encased in granular material which extends upward to the level of the seasonal high-water table.

4. A settled open feedlot effluent basin or an unformed animal truck wash effluent structure shall be constructed with at least four feet between the bottom of the basin or unformed structure and a bedrock formation.

5. A settled open feedlot effluent basin or an unformed animal truck wash effluent structure constructed on a floodplain or within a floodway of a river or stream shall comply with rules adopted by the commission.

Sec. 67. Section 459A.302, subsection 6, unnumbered paragraph 1, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 35, is amended to read as follows:

The liner of a settled open feedlot effluent basin or unformed animal truck wash effluent structure shall comply with all of the following:

Sec. 68. Section 459A.302, subsection 7, Code 2015, as amended by 2015 Iowa Acts, House File 583, section 36, is amended to read as follows:

7. The owner of an open feedlot operation using a settled open feedlot effluent basin or animal truck wash facility using an unformed animal truck wash effluent structure shall inspect the berms of the basin or unformed structure at least semiannually for evidence of erosion. If the inspection reveals erosion which may impact the basin's or unformed structure's structural stability or the integrity of the basin's or unformed structure's liner, the owner shall repair the berms.

Sec. 69. Section 459A.404, subsection 1, as enacted by 2015 Iowa Acts, House File 583, section 41, is amended by adding the following new paragraph:

NEW PARAGRAPH. *oe.* Paragraph "a" or "b" does not apply to a small animal truck wash facility.

DIVISION VII COUNTY COURTHOUSES

Sec. 70. Section 602.6105, subsection 2, Code 2015, is amended to read as follows:

2. In any county having two county seats, court shall be held at each, ~~and, in the county of Pottawattamie, court shall be held at Avoca, as well as at the county seat.~~

Sec. 71. REPEAL. 1884 Iowa Acts, chapter 198, is repealed.

DIVISION VIII IOWA EDUCATION SAVINGS PLAN TRUST

Sec. 72. Section 422.7, subsection 32, paragraph a, Code 2015, is amended to read as follows:

a. Subtract the maximum contribution that may be deducted for Iowa income tax purposes as a participant in the Iowa educational savings plan trust pursuant to section 12D.3, subsection 1, paragraph "a". For purposes of this paragraph, a participant who makes a contribution on or before the date prescribed in section 422.21 for making and filing an individual income tax return, excluding extensions, may elect to be deemed to have made the contribution on the last day of the preceding calendar year. The director, after consultation with the treasurer of state, shall prescribe by rule the manner and method by which a participant may make an election authorized by the preceding sentence.

Sec. 73. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2015, for tax years beginning on or after that date.

DIVISION IX RENEWABLE FUELS INFRASTRUCTURE PROGRAM

Sec. 74. Section 159A.14, subsection 1, paragraph a, subparagraph (1), Code 2015, is amended to read as follows:

(1) Ethanol infrastructure shall be designed and used exclusively to do any of the following:

(a) Store and dispense E-15 gasoline. At least for the period beginning on September 16 and ending on May 31 of each year, the ethanol infrastructure must be used to store and dispense E-15 gasoline as a registered fuel recognized by the United States environmental protection agency.

~~(a)~~ (b) Store and dispense E-85 gasoline.

~~(b)~~ (c) Store, blend, and dispense motor fuel from a motor fuel blender pump, ~~as~~

~~required in this subparagraph division.~~ The ethanol infrastructure must ~~provide be~~ used for the storage of ethanol or ethanol blended gasoline, or for blending ethanol with gasoline. The ethanol infrastructure must at least include a motor fuel blender pump which dispenses different classifications of ethanol blended gasoline and allows E-85 gasoline to be dispensed at all times that the blender pump is operating.

DIVISION X

CLAIMS AGAINST THE STATE AND BY THE STATE

Sec. 75. Section 8.55, subsection 3, paragraph a, Code 2015, is amended to read as follows:

a. Except as provided in paragraphs “b”, “c”, ~~and “d”, and “0e”~~, the moneys in the Iowa economic emergency fund shall only be used pursuant to an appropriation made by the general assembly. An appropriation shall only be made for the fiscal year in which the appropriation is made. The moneys shall only be appropriated by the general assembly for emergency expenditures.

Sec. 76. Section 8.55, subsection 3, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0e.* There is appropriated from the Iowa economic emergency fund to the state appeal board an amount sufficient to pay claims authorized by the state appeal board as provided in section 25.2.

Sec. 77. Section 25.2, subsection 4, Code 2015, is amended to read as follows:

4. Payments authorized by the state appeal board shall be paid from the appropriation or fund of original certification of the claim. However, if that appropriation or fund has since reverted under section 8.33, then such payment authorized by the state appeal board shall be ~~out of any money in the state treasury not otherwise appropriated as follows:~~

a. From the appropriation made from the Iowa economic emergency fund in section 8.55 for purposes of paying such expenses.

b. To the extent the appropriation from the Iowa economic emergency fund described in paragraph “a” is insufficient to pay such expenses, there is appropriated from moneys in the general fund of the state not otherwise appropriated the amount necessary to fund the deficiency.

DIVISION XI

SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS INTERNSHIP

Sec. 78. Section 15.411, subsection 3, Code 2015, is amended to read as follows:

3. a. The authority shall establish and administer an internship program with two components for Iowa students. To the extent permitted by this subsection, the authority shall administer the two components in as similar a manner as possible. For purposes of this subsection, “*Iowa student*” means a student of an Iowa community college, private college, or institution of higher learning under the control of the state board of regents, or a student who graduated from high school in Iowa but now attends an institution of higher learning outside the state of Iowa.

b. The purpose of the first component of the program is to link Iowa students to small and medium sized Iowa firms through internship opportunities. An Iowa employer may receive financial assistance ~~in an amount of one dollar for every two dollars paid by the employer to an intern on a matching basis for a portion of the wages paid to an intern.~~ If providing financial assistance, the authority shall provide the assistance on a reimbursement basis such that for every two dollars of wages earned by the student, one dollar paid by the employer is matched by one dollar from the authority. The amount of financial assistance shall not exceed three thousand one hundred dollars for any single internship, or nine thousand three hundred dollars for any single employer. In order to be eligible to receive financial assistance under this paragraph, the employer must have five hundred or fewer employees and must be an innovative

business. The authority shall encourage youth who reside in economically distressed areas, youth adjudicated to have committed a delinquent act, and youth transitioning out of foster care to participate in the first component of the internship program.

c. (1) The purpose of the second component of the program is to assist in placing Iowa students studying in the fields of science, technology, engineering, and mathematics into internships that lead to permanent positions with Iowa employers. The authority shall collaborate with eligible employers, including but not limited to innovative businesses, to ensure that the interns hired are studying in such fields. An Iowa employer may receive financial assistance ~~in an amount of one dollar for every dollar paid by the employer to an intern~~ on a matching basis for a portion of the wages paid to an intern. If providing financial assistance, the authority shall provide the assistance on a reimbursement basis such that for every two dollars of wages earned by the student, one dollar paid by the employer is matched by one dollar from the authority. The amount of financial assistance shall not exceed five thousand dollars per internship. The authority may adopt rules to administer this component. In adopting rules to administer this component, the authority shall adopt rules as similar as possible to those adopted pursuant to paragraph "b".

(2) The requirement to administer this component of the internship program is contingent upon the provision of funding for such purposes by the general assembly.

Sec. 79. EMERGENCY RULES. The economic development authority may adopt emergency rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall be effective immediately upon filing unless a later date is specified in the rules. Any rules adopted in accordance with this section shall also be published as a notice of intended action as provided in section 17A.4.

Sec. 80. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 81. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2014.

DIVISION XII

INTERSTATE MEDICAL LICENSURE COMPACT

Sec. 82. NEW SECTION. 148G.1 Interstate medical licensure compact.

1. *Purpose.*

a. In order to strengthen access to health care, and in recognition of the advances in the delivery of health care, the member states of the interstate medical licensure compact have allied in common purpose to develop a comprehensive process that complements the existing licensing and regulatory authority of state medical boards and provides a streamlined process that allows physicians to become licensed in multiple states, thereby enhancing the portability of a medical license and ensuring the safety of patients. The compact creates another pathway for licensure and does not otherwise change a state's existing medical practice act. The compact also adopts the prevailing standard for licensure and affirms that the practice of medicine occurs where the patient is located at the time of the physician-patient encounter, and therefore, requires the physician to be under the jurisdiction of the state medical board where the patient is located.

b. State medical boards that participate in the compact retain the jurisdiction to impose an adverse action against a license to practice medicine in that state issued to a physician through the procedures in the compact.

2. *Definitions.* In this compact:

a. "Bylaws" means those bylaws established by the interstate commission pursuant to subsection 11 for its governance, or for directing and controlling its actions and conduct.

b. “*Commissioner*” means the voting representative appointed by each member board pursuant to subsection 11.

c. “*Conviction*” means a finding by a court that an individual is guilty of a criminal offense through adjudication, or entry of a plea of guilt or no contest to the charge by the offender. Evidence of an entry of a conviction of a criminal offense by the court shall be considered final for purposes of disciplinary action by a member board.

d. “*Expedited license*” means a full and unrestricted medical license granted by a member state to an eligible physician through the process set forth in the compact.

e. “*Interstate commission*” means the interstate commission created pursuant to this section.

f. “*License*” means authorization by a state for a physician to engage in the practice of medicine, which would be unlawful without the authorization.

g. “*Medical practice act*” means laws and regulations governing the practice of allopathic and osteopathic medicine within a member state.

h. “*Member board*” means a state agency in a member state that acts in the sovereign interests of the state by protecting the public through licensure, regulation, and education of physicians as directed by the state government.

i. “*Member state*” means a state that has enacted the compact.

j. “*Offense*” means a felony, gross misdemeanor, or crime of moral turpitude.

k. “*Physician*” means any person who satisfies all of the following:

(1) Is a graduate of a medical school accredited by the liaison committee on medical education, the commission on osteopathic college accreditation, or a medical school listed in the international medical education directory or its equivalent.

(2) Passed each component of the United States medical licensing examination or the comprehensive osteopathic medical licensing examination within three attempts, or any of its predecessor examinations accepted by a state medical board as an equivalent examination for licensure purposes.

(3) Successfully completed graduate medical education approved by the accreditation council for graduate medical education or the American osteopathic association.

(4) Holds specialty certification or a time-unlimited specialty certificate recognized by the American board of medical specialties or the American osteopathic association’s bureau of osteopathic specialists.

(5) Possesses a full and unrestricted license to engage in the practice of medicine issued by a member board.

(6) Has never been convicted, received adjudication, deferred adjudication, community supervision, or deferred disposition for any offense by a court of appropriate jurisdiction.

(7) Has never held a license authorizing the practice of medicine subjected to discipline by a licensing agency in any state, federal, or foreign jurisdiction, excluding any action related to nonpayment of fees related to a license.

(8) Has never had a controlled substance license or permit suspended or revoked by a state or the United States drug enforcement administration.

(9) Is not under active investigation by a licensing agency or law enforcement authority in any state, federal, or foreign jurisdiction.

l. “*Practice of medicine*” means the clinical prevention, diagnosis, or treatment of human disease, injury, or condition requiring a physician to obtain and maintain a license in compliance with the medical practice act of a member state.

m. “*Rule*” means a written statement by the interstate commission promulgated pursuant to subsection 12 that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the interstate commission, and has the force and effect of statutory law in a member state, and includes the amendment, repeal, or suspension of

an existing rule.

n. “State” means any state, commonwealth, district, or territory of the United States.

o. “State of principal license” means a member state where a physician holds a license to practice medicine and which has been designated as such by the physician for purposes of registration and participation in the compact.

3. *Eligibility.*

a. A physician must meet the eligibility requirements as defined in subsection 2, paragraph “k”, to receive an expedited license under the terms and provisions of the compact.

b. A physician who does not meet the requirements of subsection 2, paragraph “k”, may obtain a license to practice medicine in a member state if the individual complies with all laws and requirements, other than the compact, relating to the issuance of a license to practice medicine in that state.

4. *Designation of state of principal license.*

a. A physician shall designate a member state as the state of principal license for purposes of registration for expedited licensure through the compact if the physician possesses a full and unrestricted license to practice medicine in that state, and the state is:

- (1) The state of primary residence for the physician, or
- (2) The state where at least twenty-five percent of the practice of medicine occurs, or
- (3) The location of the physician’s employer, or
- (4) If no state qualifies under subparagraph (1), subparagraph (2), or subparagraph (3), the state designated as state of residence for purposes of federal income tax.

b. A physician may redesignate a member state as the state of principal license at any time, as long as the state meets the requirements in paragraph “a”.

c. The interstate commission is authorized to develop rules to facilitate redesignation of another member state as the state of principal license.

5. *Application and issuance of expedited licensure.*

a. A physician seeking licensure through the compact shall file an application for an expedited license with the member board of the state selected by the physician as the state of principal license.

b. Upon receipt of an application for an expedited license, the member board within the state selected as the state of principal license shall evaluate whether the physician is eligible for expedited licensure and issue a letter of qualification, verifying or denying the physician’s eligibility, to the interstate commission.

(1) Static qualifications, which include verification of medical education, graduate medical education, results of any medical or licensing examination, and other qualifications as determined by the interstate commission through rule, shall not be subject to additional primary source verification where already primary source-verified by the state of principal license.

(2) The member board within the state selected as the state of principal license shall, in the course of verifying eligibility, perform a criminal background check of an applicant, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the federal bureau of investigation, with the exception of federal employees who have suitability determination in accordance with 5 C.F.R. §731.202.

(3) Appeal on the determination of eligibility shall be made to the member state where the application was filed and shall be subject to the law of that state.

c. Upon verification in paragraph “b”, physicians eligible for an expedited license shall complete the registration process established by the interstate commission to receive a license in a member state selected pursuant to paragraph “a”, including the payment of any applicable fees.

d. After receiving verification of eligibility under paragraph “*b*” and any fees under paragraph “*c*”, a member board shall issue an expedited license to the physician. This license shall authorize the physician to practice medicine in the issuing state consistent with the medical practice act and all applicable laws and regulations of the issuing member board and member state.

e. An expedited license shall be valid for a period consistent with the licensure period in the member state and in the same manner as required for other physicians holding a full and unrestricted license within the member state.

f. An expedited license obtained through the compact shall be terminated if a physician fails to maintain a license in the state of principal license for a nondisciplinary reason, without redesignation of a new state of principal license.

g. The interstate commission is authorized to develop rules regarding the application process, including payment of any applicable fees, and the issuance of an expedited license.

6. Fees for expedited licensure.

a. A member state issuing an expedited license authorizing the practice of medicine in that state may impose a fee for a license issued or renewed through the compact.

b. The interstate commission is authorized to develop rules regarding fees for expedited licenses.

7. Renewal and continued participation.

a. A physician seeking to renew an expedited license granted in a member state shall complete a renewal process with the interstate commission if the physician satisfies the following:

(1) Maintains a full and unrestricted license in a state of principal license.

(2) Has not been convicted, received adjudication, deferred adjudication, community supervision, or deferred disposition for any offense by a court of appropriate jurisdiction.

(3) Has not had a license authorizing the practice of medicine subject to discipline by a licensing agency in any state, federal, or foreign jurisdiction, excluding any action related to nonpayment of fees related to a license.

(4) Has not had a controlled substance license or permit suspended or revoked by a state or the United States drug enforcement administration.

b. Physicians shall comply with all continuing professional development or continuing medical education requirements for renewal of a license issued by a member state.

c. The interstate commission shall collect any renewal fees charged for the renewal of a license and distribute the fees to the applicable member board.

d. Upon receipt of any renewal fees collected in paragraph “*c*”, a member board shall renew the physician’s license.

e. Physician information collected by the interstate commission during the renewal process will be distributed to all member boards.

f. The interstate commission is authorized to develop rules to address renewal of licenses obtained through the compact.

8. Coordinated information system.

a. The interstate commission shall establish a database of all physicians licensed, or who have applied for licensure, under subsection 5.

b. Notwithstanding any other provision of law, member boards shall report to the interstate commission any public action or complaints against a licensed physician who has applied or received an expedited license through the compact.

c. Member boards shall report disciplinary or investigatory information determined as necessary and proper by rule of the interstate commission.

d. Member boards may report any nonpublic complaint, disciplinary, or investigatory

information not required by paragraph “c” to the interstate commission.

e. Member boards shall share complaint or disciplinary information about a physician upon request of another member board.

f. All information provided to the interstate commission or distributed by member boards shall be confidential, filed under seal, and used only for investigatory or disciplinary matters.

g. The interstate commission is authorized to develop rules for mandated or discretionary sharing of information by member boards.

9. *Joint investigations.*

a. Licensure and disciplinary records of physicians are deemed investigative.

b. In addition to the authority granted to a member board by its respective medical practice Act or other applicable state law, a member board may participate with other member boards in joint investigations of physicians licensed by the member boards.

c. A subpoena issued by a member state shall be enforceable in other member states.

d. Member boards may share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated under the compact.

e. Any member state may investigate actual or alleged violations of the statutes authorizing the practice of medicine in any other member state in which a physician holds a license to practice medicine.

10. *Disciplinary actions.*

a. Any disciplinary action taken by any member board against a physician licensed through the compact shall be deemed unprofessional conduct which may be subject to discipline by other member boards, in addition to any violation of the medical practice Act or regulations in that state.

b. If a license granted to a physician by the member board in the state of principal license is revoked, surrendered, or relinquished in lieu of discipline, or suspended, then all licenses issued to the physician by member boards shall automatically be placed, without further action necessary by any member board, on the same status. If the member board in the state of principal license subsequently reinstates the physician’s license, a license issued to the physician by any other member board shall remain encumbered until that respective member board takes action to reinstate the license in a manner consistent with the medical practice Act of that state.

c. If disciplinary action is taken against a physician by a member board not in the state of principal license, any other member board may deem the action conclusive as to matter of law and fact decided and either:

(1) Impose the same or lesser sanctions against the physician so long as such sanctions are consistent with the medical practice Act of that state, or

(2) Pursue separate disciplinary action against the physician under its respective medical practice Act, regardless of the action taken in other member states.

d. If a license granted to a physician by a member board is revoked, surrendered, or relinquished in lieu of discipline, or suspended, then any licenses issued to the physician by any other member boards shall be suspended, automatically and immediately without further action necessary by the other member boards, for ninety days upon entry of the order by the disciplining board, to permit the member boards to investigate the basis for the action under the medical practice Act of that state. A member board may terminate the automatic suspension of the license it issued prior to the completion of the ninety-day suspension period in a manner consistent with the medical practice Act of that state.

11. *Interstate medical licensure compact commission.*

a. The member states hereby create the interstate medical licensure compact commission.

b. The purpose of the interstate commission is the administration of the interstate

medical licensure compact, which is a discretionary state function.

c. The interstate commission shall be a body corporate and joint agency of the member states and shall have all the responsibilities, powers, and duties set forth in the compact, and such additional powers as may be conferred upon it by a subsequent concurrent action of the respective legislatures of the member states in accordance with the terms of the compact.

d. The interstate commission shall consist of two voting representatives appointed by each member state who shall serve as commissioners. In states where allopathic and osteopathic physicians are regulated by separate member boards, or if the licensing and disciplinary authority is split between multiple member boards within a member state, the member state shall appoint one representative from each member board. A commissioner shall be one of the following:

- (1) An allopathic or osteopathic physician appointed to a member board.
- (2) An executive director, executive secretary, or similar executive of a member board.
- (3) A member of the public appointed to a member board.

e. The interstate commission shall meet at least once each calendar year. A portion of this meeting shall be a business meeting to address such matters as may properly come before the commission, including the election of officers. The chairperson may call additional meetings and shall call for a meeting upon the request of a majority of the member states.

f. The bylaws may provide for meetings of the interstate commission to be conducted by telecommunication or electronic communication.

g. Each commissioner participating at a meeting of the interstate commission is entitled to one vote. A majority of commissioners shall constitute a quorum for the transaction of business, unless a larger quorum is required by the bylaws of the interstate commission. A commissioner shall not delegate a vote to another commissioner. In the absence of its commissioner, a member state may delegate voting authority for a specified meeting to another person from that state who shall meet the requirements of paragraph “*d*”.

h. The interstate commission shall provide public notice of all meetings and all meetings shall be open to the public. The interstate commission may close a meeting, in full or in portion, where it determines by a two-thirds vote of the commissioners present that an open meeting would be likely to result in one or more of the following:

- (1) Relate solely to the internal personnel practices and procedures of the interstate commission.
- (2) Discuss matters specifically exempted from disclosure by federal statute.
- (3) Discuss trade secrets, commercial, or financial information that is privileged or confidential.
- (4) Involve accusing a person of a crime, or formally censuring a person.
- (5) Discuss information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy.
- (6) Discuss investigative records compiled for law enforcement purposes.
- (7) Specifically relate to the participation in a civil action or other legal proceeding.

i. The interstate commission shall keep minutes which shall fully describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, including record of any roll call votes.

j. The interstate commission shall make its information and official records, to the extent not otherwise designated in the compact or by its rules, available to the public for inspection.

k. The interstate commission shall establish an executive committee, which shall include officers, members, and others as determined by the bylaws. The executive

committee shall have the power to act on behalf of the interstate commission, with the exception of rulemaking, during periods when the interstate commission is not in session. When acting on behalf of the interstate commission, the executive committee shall oversee the administration of the compact including enforcement and compliance with the provisions of the compact, its bylaws and rules, and other such duties as necessary.

l. The interstate commission may establish other committees for governance and administration of the compact.

12. *Powers and duties of the interstate commission.* The interstate commission shall have power to perform the following functions:

a. Oversee and maintain the administration of the compact.

b. Promulgate rules which shall be binding to the extent and in the manner provided for in the compact.

c. Issue, upon the request of a member state or member board, advisory opinions concerning the meaning or interpretation of the compact, its bylaws, rules, and actions.

d. Enforce compliance with compact provisions, the rules promulgated by the interstate commission, and the bylaws, using all necessary and proper means, including but not limited to the use of judicial process.

e. Establish and appoint committees including but not limited to an executive committee as required by subsection 11, which shall have the power to act on behalf of the interstate commission in carrying out its powers and duties.

f. Pay, or provide for the payment of, the expenses related to the establishment, organization, and ongoing activities of the interstate commission.

g. Establish and maintain one or more offices.

h. Borrow, accept, hire, or contract for services of personnel.

i. Purchase and maintain insurance and bonds.

j. Employ an executive director who shall have such powers to employ, select, or appoint employees, agents, or consultants, and to determine their qualifications, define their duties, and fix their compensation.

k. Establish personnel policies and programs relating to conflicts of interest, rates of compensation, and qualifications of personnel.

l. Accept donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of the same in a manner consistent with the conflict of interest policies established by the interstate commission.

m. Lease, purchase, accept contributions or donations of, or otherwise to own, hold, improve, or use, any property, real, personal, or mixed.

n. Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal, or mixed.

o. Establish a budget and make expenditures.

p. Adopt a seal and bylaws governing the management and operation of the interstate commission.

q. Report annually to the legislatures and governors of the member states concerning the activities of the interstate commission during the preceding year. Such reports shall also include reports of financial audits and any recommendations that may have been adopted by the interstate commission.

r. Coordinate education, training, and public awareness regarding the compact, its implementation, and its operation.

s. Maintain records in accordance with the bylaws.

t. Seek and obtain trademarks, copyrights, and patents.

u. Perform such functions as may be necessary or appropriate to achieve the purposes of the compact.

13. *Finance powers.*

a. The interstate commission may levy on and collect an annual assessment from each member state to cover the cost of the operations and activities of the interstate commission and its staff. The total assessment must be sufficient to cover the annual budget approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated upon a formula to be determined by the interstate commission, which shall promulgate a rule binding upon all member states.

b. The interstate commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same.

c. The interstate commission shall not pledge the credit of any of the member states, except by, and with the authority of, the member state.

d. The interstate commission shall be subject to a yearly financial audit conducted by a certified or licensed public accountant and the report of the audit shall be included in the annual report of the interstate commission.

14. *Organization and operation of the interstate commission.*

a. The interstate commission shall, by a majority of commissioners present and voting, adopt bylaws to govern its conduct as may be necessary or appropriate to carry out the purposes of the compact within twelve months of the first interstate commission meeting.

b. The interstate commission shall elect or appoint annually from among its commissioners a chairperson, a vice chairperson, and a treasurer, each of whom shall have such authority and duties as may be specified in the bylaws. The chairperson, or in the chairperson's absence or disability, the vice chairperson, shall preside at all meetings of the interstate commission.

c. Officers selected in paragraph "b" shall serve without remuneration from the interstate commission.

d. The officers and employees of the interstate commission shall be immune from suit and liability, either personally or in their official capacity, for a claim for damage to or loss of property or personal injury or other civil liability caused or arising out of, or relating to, an actual or alleged act, error, or omission that occurred, or that such person had a reasonable basis for believing occurred, within the scope of interstate commission employment, duties, or responsibilities, provided that such person shall not be protected from suit or liability for damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of such person.

(1) The liability of the executive director and employees of the interstate commission or representatives of the interstate commission, acting within the scope of such person's employment or duties for acts, errors, or omissions occurring within such person's state, may not exceed the limits of liability set forth under the constitution and laws of that state for state officials, employees, and agents. The interstate commission is considered to be an instrumentality of the states for the purposes of any such action. Nothing in this paragraph "d" shall be construed to protect such person from suit or liability for damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of such person.

(2) The interstate commission shall defend the executive director, its employees, and subject to the approval of the attorney general or other appropriate legal counsel of the member state represented by an interstate commission representative, shall defend such interstate commission representative in any civil action seeking to impose liability arising out of an actual or alleged act, error, or omission that occurred within the scope of interstate commission employment, duties, or responsibilities, or that the defendant had a reasonable basis for believing occurred within the scope of interstate commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional or willful and wanton misconduct on the

part of such person.

(3) To the extent not covered by the state involved, member state, or the interstate commission, the representatives or employees of the interstate commission shall be held harmless in the amount of a settlement or judgment, including attorney fees and costs, obtained against such persons arising out of an actual or alleged act, error, or omission that occurred within the scope of interstate commission employment, duties, or responsibilities, or that such persons had a reasonable basis for believing occurred within the scope of interstate commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional or willful and wanton misconduct on the part of such persons.

15. *Rulemaking functions of the interstate commission.*

a. The interstate commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of the compact. Notwithstanding the foregoing, in the event the interstate commission exercises its rulemaking authority in a manner that is beyond the scope of the purposes of the compact, or the powers granted hereunder, then such an action by the interstate commission shall be invalid and have no force or effect.

b. Rules deemed appropriate for the operations of the interstate commission shall be made pursuant to a rulemaking process that substantially conforms to the model state administrative procedure Act of 2010, and subsequent amendments thereto.

c. Not later than thirty days after a rule is promulgated, any person may file a petition for judicial review of the rule in the United States district court for the District of Columbia or the federal district where the interstate commission has its principal offices, provided that the filing of such a petition shall not stay or otherwise prevent the rule from becoming effective unless the court finds that the petitioner has a substantial likelihood of success. The court shall give deference to the actions of the interstate commission consistent with applicable law and shall not find the rule to be unlawful if the rule represents a reasonable exercise of the authority granted to the interstate commission.

16. *Oversight of interstate compact.*

a. The executive, legislative, and judicial branches of state government in each member state shall enforce the compact and shall take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of the compact and the rules promulgated hereunder shall have standing as statutory law but shall not override existing state authority to regulate the practice of medicine.

b. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a member state pertaining to the subject matter of the compact which may affect the powers, responsibilities, or actions of the interstate commission.

c. The interstate commission shall be entitled to receive all service of process in any such proceeding, and shall have standing to intervene in the proceeding for all purposes. Failure to provide service of process to the interstate commission shall render a judgment or order void as to the interstate commission, the compact, or promulgated rules.

17. *Enforcement of interstate compact.*

a. The interstate commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of the compact.

b. The interstate commission may, by majority vote of the commissioners, initiate legal action in the United States district court for the District of Columbia, or, at the discretion of the interstate commission, in the federal district where the interstate commission has its principal offices, to enforce compliance with the provisions of the compact, and its promulgated rules and bylaws, against a member state in default. The

relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party shall be awarded all costs of such litigation including reasonable attorney fees.

c. The remedies herein shall not be the exclusive remedies of the interstate commission. The interstate commission may avail itself of any other remedies available under state law or the regulation of a profession.

18. *Default procedures.*

a. The grounds for default include but are not limited to failure of a member state to perform such obligations or responsibilities imposed upon it by the compact, or the rules and bylaws of the interstate commission promulgated under the compact.

b. If the interstate commission determines that a member state has defaulted in the performance of its obligations or responsibilities under the compact, or the bylaws or promulgated rules, the interstate commission shall do the following:

(1) Provide written notice to the defaulting state and other member states of the nature of the default, the means of curing the default, and any action taken by the interstate commission. The interstate commission shall specify the conditions by which the defaulting state must cure its default.

(2) Provide remedial training and specific technical assistance regarding the default.

c. If the defaulting state fails to cure the default, the defaulting state shall be terminated from the compact upon an affirmative vote of a majority of the commissioners and all rights, privileges, and benefits conferred by the compact shall terminate on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of the default.

d. Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to terminate shall be given by the interstate commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the member states.

e. The interstate commission shall establish rules and procedures to address licenses and physicians that are materially impacted by the termination of a member state, or the withdrawal of a member state.

f. The member state which has been terminated is responsible for all dues, obligations, and liabilities incurred through the effective date of termination including obligations, the performance of which extends beyond the effective date of termination.

g. The interstate commission shall not bear any costs relating to any state that has been found to be in default or which has been terminated from the compact, unless otherwise mutually agreed upon in writing between the interstate commission and the defaulting state.

h. The defaulting state may appeal the action of the interstate commission by petitioning the United States district court for the District of Columbia or the federal district where the interstate commission has its principal offices. The prevailing party shall be awarded all costs of such litigation including reasonable attorney fees.

19. *Dispute resolution.*

a. The interstate commission shall attempt, upon the request of a member state, to resolve disputes which are subject to the compact and which may arise among member states or member boards.

b. The interstate commission shall promulgate rules providing for both mediation and binding dispute resolution as appropriate.

20. *Member states, effective date, and amendment.*

a. Any state is eligible to become a member state of the compact.

b. The compact shall become effective and binding upon legislative enactment of the compact into law by no less than seven states. Thereafter, it shall become effective and binding on a state upon enactment of the compact into law by that state.

c. The governors of nonmember states, or their designees, shall be invited to participate in the activities of the interstate commission on a nonvoting basis prior to adoption of the compact by all states.

d. The interstate commission may propose amendments to the compact for enactment by the member states. No amendment shall become effective and binding upon the interstate commission and the member states unless and until it is enacted into law by unanimous consent of the member states.

21. *Withdrawal.*

a. Once effective, the compact shall continue in force and remain binding upon each and every member state, provided that a member state may withdraw from the compact by specifically repealing the statute which enacted the compact into law.

b. Withdrawal from the compact shall be by the enactment of a statute repealing the same, but shall not take effect until one year after the effective date of such statute and until written notice of the withdrawal has been given by the withdrawing state to the governor of each other member state.

c. The withdrawing state shall immediately notify the chairperson of the interstate commission in writing upon the introduction of legislation repealing the compact in the withdrawing state.

d. The interstate commission shall notify the other member states of the withdrawing state's intent to withdraw within sixty days of its receipt of notice provided under paragraph "c".

e. The withdrawing state is responsible for all dues, obligations, and liabilities incurred through the effective date of withdrawal, including obligations, the performance of which extend beyond the effective date of withdrawal.

f. Reinstatement following withdrawal of a member state shall occur upon the withdrawing state reenacting the compact or upon such later date as determined by the interstate commission.

g. The interstate commission is authorized to develop rules to address the impact of the withdrawal of a member state on licenses granted in other member states to physicians who designated the withdrawing member state as the state of principal license.

22. *Dissolution.*

a. The compact shall dissolve effective upon the date of the withdrawal or default of the member state which reduces the membership in the compact to one member state.

b. Upon the dissolution of the compact, the compact becomes null and void and shall be of no further force or effect, and the business and affairs of the interstate commission shall be concluded and surplus funds shall be distributed in accordance with the bylaws.

23. *Severability and construction.*

a. The provisions of the compact shall be severable, and if any phrase, clause, sentence, or provision is deemed unenforceable, the remaining provisions of the compact shall be enforceable.

b. The provisions of the compact shall be liberally construed to effectuate its purposes.

c. Nothing in the compact shall be construed to prohibit the applicability of other interstate compacts to which the states are members.

24. *Binding effect of compact and other laws.*

a. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with the compact.

b. All laws in a member state in conflict with the compact are superseded to the extent of the conflict.

c. All lawful actions of the interstate commission, including all rules and bylaws

promulgated by the commission, are binding upon the member states.

d. All agreements between the interstate commission and the member states are binding in accordance with their terms.

e. In the event any provision of the compact exceeds the constitutional limits imposed on the legislature of any member state, such provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state.

DIVISION XIII

ENTREPRENEUR INVESTMENT AWARDS PROGRAM

Sec. 83. Section 15E.362, Code 2015, is amended by striking the section and inserting in lieu thereof the following:

15E.362 Entrepreneur investment awards program.

1. For purposes of this division, unless the context otherwise requires:

a. *“Business development services”* includes but is not limited to corporate development services, business model development services, business planning services, marketing services, financial strategies and management services, mentoring and management coaching, and networking services.

b. *“Eligible entrepreneurial assistance provider”* means a person meeting the requirements of subsection 3.

c. *“Financial assistance”* means the same as defined in section 15.327.

d. *“Program”* means the entrepreneur investment awards program administered pursuant to this division.

2. The authority shall establish and administer an entrepreneur investment awards program for purposes of providing financial assistance to eligible entrepreneurial assistance providers that provide technical and financial assistance to entrepreneurs and start-up companies seeking to create, locate, or expand a business in the state. Financial assistance under the program shall be provided from the entrepreneur investment awards program fund created in section 15E.363.

3. In order to be eligible for financial assistance under the program an entrepreneurial assistance provider must meet all of the following requirements:

a. The provider must have its principal place of operations located in this state.

b. The provider must offer a comprehensive set of business development services to emerging and early-stage innovation companies to assist in the creation, location, growth, and long-term success of the company in this state.

c. The business development services may be performed at the physical location of the provider or the company.

d. The business development services may be provided in consideration of equity participation in the company, a fee for services, a membership agreement with the company, or any combination thereof.

4. Entrepreneurial assistance providers may apply for financial assistance under the program in the manner and form prescribed by the authority.

5. The economic development authority board in its discretion may approve, deny, or defer each application for financial assistance under the program from persons it determines to be an eligible entrepreneurial assistance provider.

6. Subject to subsection 7, the amount of financial assistance awarded to an eligible entrepreneurial assistance provider shall be within the discretion of the authority.

7. a. The maximum amount of financial assistance awarded to an eligible entrepreneurial assistance provider shall not exceed two hundred thousand dollars.

b. The maximum amount of financial assistance provided under the program shall not exceed one million dollars in a fiscal year.

8. The authority shall award financial assistance on a competitive basis. In making awards of financial assistance, the authority may develop scoring criteria and establish

minimum requirements for the receipt of financial assistance under the program. In making awards of financial assistance, the authority may consider all of the following:

a. The business experience of the professional staff employed or retained by the eligible entrepreneurial assistance provider.

b. The business plan review capacity of the professional staff of the eligible entrepreneurial assistance provider.

c. The expertise in all aspects of business disciplines of the professional staff of the eligible entrepreneurial assistance provider.

d. The access of the eligible entrepreneurial assistance provider to external service providers, including legal, accounting, marketing, and financial services.

e. The service model and likelihood of success of the eligible entrepreneurial assistance provider and its similarity to other successful entrepreneurial assistance providers in the country.

f. The financial need of the eligible entrepreneurial assistance provider.

9. Financial assistance awarded to an eligible entrepreneurial assistance provider shall only be used for the purpose of operating costs incurred by the eligible entrepreneurial assistance provider in providing business development services to emerging and early-stage innovation companies in this state. Such financial assistance shall not be distributed to owners or investors of the company to which business development services are provided and shall not be distributed to other persons assisting with the provision of business development services to the company.

10. The authority may contract with outside service providers for assistance with the program or may delegate the administration of the program to the Iowa innovation corporation pursuant to section 15.106B.

11. The authority may make client referrals to eligible entrepreneurial assistance providers.

Sec. 84. Section 15E.363, subsection 3, Code 2015, is amended to read as follows:

3. ~~The Moneys credited to the fund are appropriated to the authority and shall be used to provide grants under the entrepreneur investment awards program established in section 15E.362~~ financial assistance under the program.

DIVISION XIV

HOUSING ENTERPRISE TAX CREDIT

Sec. 85. 2014 Iowa Acts, chapter 1130, is amended by adding the following new section:

NEW SECTION. SEC. 41A. Notwithstanding the section of this Act repealing section 15E.193B, the economic development authority may enter into an agreement and issue housing enterprise tax credits to a housing business if all the following conditions are met:

1. The city or county in which the enterprise zone is located mailed, or caused to be mailed, the necessary program application forms on or after June 1, 2014, and prior to July 1, 2014, but the applications were not received by the economic development authority. The economic development authority may accept an affidavit by a city to confirm timely mailing of the application forms, notwithstanding section 622.105.

2. The application forms submitted pursuant to subsection 1 were approved by all necessary governing bodies and commissions of the city or county as required by chapter 15E, division XVIII, Code 2014.

3. The economic development authority determines the housing business would otherwise be eligible under section 15E.193B, Code 2014.

4. The city or county and the eligible housing business meet all other requirements of the housing enterprise tax credit program under chapter 15E, division XVIII, Code 2014, and the agreement to be entered into pursuant to this section.

Sec. 86. 2014 Iowa Acts, chapter 1130, section 43, subsection 1, is amended to read

as follows:

1. On or after the effective date of this division of this Act, a city or county shall not create an enterprise zone under chapter 15E, division XVIII, or enter into a new agreement or amend an existing agreement under chapter 15E, division XVIII, unless otherwise authorized in this Act.

Sec. 87. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 88. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2014.

DIVISION XV COURT DEBT

Sec. 89. Section 321.40, subsection 9, Code 2015, is amended to read as follows:

9. *a.* The clerk of the district court shall notify the county treasurer of any delinquent court debt, as defined in section 602.8107, which is being collected by the ~~centralized collection unit of the department of revenue~~ private collection designee pursuant to section 602.8107, subsection 3, or the county attorney pursuant to section 602.8107, subsection 4. The county treasurer shall refuse to renew the vehicle registration of the applicant upon such notification from the clerk of the district court in regard to such applicant.

b. If the applicant enters into or renews ~~a payment plan~~ an installment agreement as defined in section 602.8107, that is satisfactory to the ~~centralized collection unit of the department of revenue~~ private collection designee, the county attorney, or the county attorney's designee, the ~~centralized collection unit or the county attorney~~ private collection designee, county attorney, or a county attorney's designee shall provide the county treasurer with written or electronic notice of the ~~payment plan~~ installment agreement within five days of entering into ~~such a plan~~ the installment agreement. The county treasurer shall temporarily lift the registration hold on an applicant for a period of ten days if the treasurer receives such notice in order to allow the applicant to register a vehicle for the year. If the applicant remains current in compliance with the ~~payment plan~~ installment agreement entered into with the ~~centralized collection unit~~ private collection designee or the county attorney or the county attorney's designee, subsequent lifts of registration holds shall be granted without additional restrictions.

Sec. 90. Section 321.210A, subsection 2, Code 2015, is amended to read as follows:

2. If after suspension, the person enters into an installment agreement with the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee in accordance with section 321.210B to pay the fine, penalty, court cost, or surcharge, the person's license shall be reinstated by the department upon receipt of a report of an executed installment agreement.

Sec. 91. Section 321.210B, subsections 1, 3, 8, 9, 11, and 14, Code 2015, are amended to read as follows:

1. If a person's fine, penalty, surcharge, or court cost is deemed delinquent as provided in section 602.8107, subsection 2, and the person's driver's license has been suspended pursuant to section 321.210A, the person may execute an installment agreement as defined in section 602.8107 with the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee under contract with the judicial branch pursuant to section 602.8107, subsection 5, to pay the delinquent amount and the fee civil penalty assessed in subsection 7 in installments. Prior to execution of the installment agreement, the person shall provide the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee with a financial statement in order for the parties to the agreement to determine the

amount of the installment payments.

3. The county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee shall file or give notice of the installment agreement with the clerk of the district court in the county where the fine, penalty, surcharge, or court cost was imposed, within five days of execution of the agreement.

8. Upon determination by the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee that the person is in default, the county attorney, the county attorney's designee, or the ~~centralized collection unit~~ private collection designee shall notify the clerk of the district court.

9. The clerk of the district court, upon receipt of a notification of a default from the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee, shall report the default to the department of transportation.

11. If a new fine, penalty, surcharge, or court cost is imposed on a person after the person has executed an installment agreement with the county attorney, the county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee, and the new fine, penalty, surcharge, or court cost is deemed delinquent as provided in section 602.8107, subsection 2, and the person's driver's license has been suspended pursuant to section 321.210A, the person may enter into a second installment agreement with the county attorney, county attorney's designee, or the ~~centralized collection unit of the department of revenue~~ private collection designee to pay the delinquent amount and the ~~fee~~ civil penalty, if assessed, in subsection 7 in installments.

14. Except for a civil penalty assessed and collected pursuant to subsection 7, any amount collected under the installment agreement by the county attorney or the county attorney's designee shall be distributed as provided in section 602.8107, subsection 4, and any amount collected by the ~~centralized collection unit of the department of revenue~~ private collection designee shall be deposited with the clerk of the district court for distribution under section 602.8108.

Sec. 92. Section 602.8107, subsection 1, Code 2015, is amended to read as follows:

1. *Definition.* As used in this section, ~~"court debt"~~ "unless the context otherwise requires:

a. "Court debt" means all fines, penalties, court costs, fees, forfeited bail, surcharges under chapter 911, victim restitution, court-appointed attorney fees or expenses of a public defender ordered pursuant to section 815.9, or fees charged pursuant to section 356.7 or 904.108.

b. "Installment agreement" means an agreement made for the payment of court debt in installments.

c. "Installment payment" means the partial payment of court debt which is divided into portions that are made payable at different times.

Sec. 93. Section 602.8107, subsection 3, Code 2015, is amended to read as follows:

3. *Collection by* ~~centralized collection unit of the department of revenue~~ private collection designee under contract with the judicial branch.

a. Thirty days after court debt has been assessed, or if an installment payment is not received within thirty days after the date it is due, the judicial branch shall assign a case to the ~~centralized collection unit of the department of revenue or its designee~~ private collection designee under contract with the judicial branch pursuant to subsection 5 to collect debts owed to the clerk of the district court ~~for a period of one year.~~

b. In addition, court debt which is being collected under an installment agreement

~~pursuant to section 321.210B which is in default that remains delinquent shall also be assigned to the centralized collection unit of the department of revenue or its designee for a period of one year remain assigned to the private collection designee if the installment agreement was executed with the private collection designee; or to the county attorney or county attorney's designee if the installment agreement was executed with the county attorney or county attorney's designee.~~

~~c. If a county attorney has filed with the clerk of the district court a full commitment to collect delinquent court debt pursuant to subsection 4, the court debt in a case shall be assigned after sixty days to the county attorney as provided in subsection 4, if the court debt in a case has not been placed in an established payment plan by the centralized collection unit is not part of an installment agreement with the private collection designee under contract with the judicial branch pursuant to subsection 5. For all other delinquent court debt not assigned to a county attorney pursuant to subsection 4, the delinquent court debt shall be assigned to a private collection designee as provided in subsection 5, after one year, if the delinquent court debt in a case has not been placed in an established payment plan by the centralized collection unit.~~

~~a. The department of revenue may impose a fee established by rule to reflect the cost of processing which shall be added to the debt owed to the clerk of the district court. Any amounts collected by the unit shall first be applied to the processing fee. The remaining amounts shall be remitted to the clerk of the district court for the county in which the debt is owed. The judicial branch may prescribe rules to implement this subsection. These rules may provide for remittance of processing fees to the department of revenue or its designee.~~

~~b. Satisfaction of the outstanding court debt occurs only when all fees or charges and the outstanding court debt is paid in full. Payment of the outstanding court debt only shall not be considered payment in full for satisfaction purposes.~~

Sec. 94. Section 602.8107, subsection 4, paragraph g, Code 2015, is amended by striking the paragraph.

Sec. 95. Section 602.8107, subsection 5, paragraph a, Code 2015, is amended to read as follows:

a. The judicial branch shall contract with a private collection designee for the collection of court debt ~~one year~~ after the court debt in a case is deemed delinquent pursuant to subsection 2 if the county attorney is not collecting the court debt in a case pursuant to subsection 4. The judicial branch shall solicit requests for proposals prior to entering into any contract pursuant to this subsection.

Sec. 96. Section 602.8107, subsection 5, paragraph e, Code 2015, is amended by striking the paragraph and inserting in lieu thereof the following:

e. The private collection designee may utilize any debt collection methods including but not limited to attachment, execution, or garnishment.

DIVISION XVI

RESIDENTIAL SWIMMING POOLS

Sec. 97. RESIDENTIAL SWIMMING POOLS — PRIVATE SWIMMING LESSONS. Notwithstanding any provision of law to the contrary, the department of public health shall require that a residential swimming pool used for private swimming lessons for up to two hundred seven hours in a calendar month, or the number of hours prescribed by local ordinance applicable to such use of a residential swimming pool, whichever is greater, be regulated as a residential swimming pool used for commercial purposes pursuant to chapter 135I. The department of public health may adopt rules to implement this section.

Sec. 98. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XVII
ONLINE LEARNING

Sec. 99. Section 256.7, subsection 32, paragraph c, Code 2015, is amended to read as follows:

c. Adopt rules that limit the statewide enrollment of pupils in educational instruction and course content that are delivered primarily over the internet to not more than eighteen one-hundredths of one percent of the statewide enrollment of all pupils, and that limit the number of pupils participating in open enrollment for purposes of receiving educational instruction and course content that are delivered primarily over the internet to no more than one percent of a sending district's enrollment. Until June 30, 2015 2018, students such limitations shall not apply if the limitations would prevent siblings from enrolling in the same school district or if a sending district determines that the educational needs of a physically or emotionally fragile student would be best served by educational instruction and course content that are delivered primarily over the internet. Students who meet the requirements of section 282.18 may participate in open enrollment under this paragraph "c" for purposes of enrolling only in the CAM community school district or the Clayton Ridge community school district.

(01) The department, in collaboration with the international association for K-12 online learning, shall annually collect data on student performance in educational instruction and course content that are delivered primarily over the internet pursuant to this paragraph "c". The department shall include such data in its annual report to the general assembly pursuant to subparagraph (3) and shall post the data on the department's internet site.

(1) School districts providing educational instruction and course content that are delivered primarily over the internet pursuant to this paragraph "c" shall annually submit to the department, in the manner prescribed by the department, data that includes but is not limited to student the following:

(a) Student achievement and demographic characteristics, retention,

(b) Retention rates, and the,

(c) The percentage of enrolled students' active participation in extracurricular activities.

(d) Academic proficiency levels, consistent with requirements applicable to all school districts and accredited nonpublic schools in this state.

(e) Academic growth measures, which shall include either of the following:

(i) Entry and exit assessments in, at a minimum, math and English for elementary and middle school students, and additional subjects, including science, for high school students.

(ii) State-required assessments that track year-over-year improvements in academic proficiency.

(f) Academic mobility. To facilitate the tracking of academic mobility, school districts shall request the following information from the parent or guardian of a student enrolled in educational instruction and course content that are delivered primarily over the internet pursuant to this paragraph "c":

(i) For a student newly enrolling, the reasons for choosing such enrollment.

(ii) For a student terminating enrollment, the reasons for terminating such enrollment.

(g) Student progress toward graduation. Measurement of such progress shall account for specific characteristics of each enrolled student, including but not limited to age and course credit accrued prior to enrollment in educational instruction and course content that are delivered primarily over the internet pursuant to this paragraph "c", and shall be consistent with evidence-based best practices.

(2) The department shall conduct annually a survey of not less than ten percent of the total number of students enrolled as authorized under this paragraph “c” and section 282.18, ~~and not less than one hundred percent of the students in those districts who are enrolled as authorized under this paragraph “c” and section 282.18 and who are eligible for free or reduced price meals under the federal National School Lunch Act and the federal Child Nutrition Act of 1966, 42 U.S.C. §§1751-1785,~~ to determine whether students are enrolled under this paragraph “c” and section 282.18 to receive educational instruction and course content primarily over the internet or are students who are receiving competent private instruction from a licensed practitioner provided through a school district pursuant to chapter 299A.

(3) The department shall compile and review the data collected pursuant to this paragraph “c” and shall submit its findings and recommendations for the continued delivery of instruction and course content by school districts pursuant to this paragraph “c”, in a report to the general assembly by January 15 annually.

(4) ~~This paragraph “e” is repealed July 1, 2015.~~

School districts providing educational instruction and course content that are delivered primarily over the internet pursuant to this paragraph “c” shall comply with the following requirements relating to such instruction and content:

(a) Monitoring and verifying full-time student enrollment, timely completion of graduation requirements, course credit accrual, and course completion.

(b) Monitoring and verifying student progress and performance in each course through a school-based assessment plan that includes submission of coursework and security and validity of testing.

(c) Conducting parent-teacher conferences.

(d) Administering assessments required by the state to all students in a proctored setting and pursuant to state law.

Sec. 100. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 101. RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to June 30, 2015.

DIVISION XVIII HEALTH CARRIER DISCLOSURES

Sec. 102. **NEW SECTION. 514K.2 Health carrier disclosures — public internet sites.**

1. A carrier that provides small group health coverage pursuant to chapter 513B or individual health coverage pursuant to chapter 513C and that offers for sale a policy, contract, or plan that covers the essential health benefits required pursuant to section 1302 of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, and its implementing regulations, shall provide to each of its enrollees at the time of enrollment, and shall make available to prospective enrollees and enrollees, insurance producers licensed under chapter 522B, and the general public, on the carrier’s internet site, all of the following information in a clear and understandable form for use in comparing policies, contracts, and plans, and coverage and premiums:

a. Any exclusions from coverage and any restrictions on the use or quantity of covered items and services in each category of benefits, including prescription drugs and drugs administered by a physician or clinic.

b. Any items or services, including prescription drugs, that have a coinsurance requirement where the cost-sharing required depends on the cost of the item or service.

c. The specific prescription drugs available on the carrier’s formulary, the specific prescription drugs covered when furnished by a physician or clinic, and any clinical prerequisites or prior authorization requirements for coverage of the drugs.

d. The specific types of specialists available in the carrier's network and the specific physicians included in the carrier's network.

e. The process for an enrollee to appeal a carrier's denial of coverage of an item or service prescribed or ordered by the enrollee's treating physician.

f. How medications will specifically be included in or excluded from the deductible, including a description of all out-of-pocket costs that may not apply to the deductible for a prescription drug.

2. The commissioner may adopt rules pursuant to chapter 17A to administer this section.

3. The commissioner may impose any of the sanctions provided under chapter 507B for a violation of this section.

Sec. 103. NEW SECTION. 514K.3 Health care plan internal appeals process — disclosure requirements.

1. A carrier that provides small group health coverage pursuant to chapter 513B or individual health coverage pursuant to chapter 513C through the issuance of nongrandfathered health plans as defined in section 1251 of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, and in 45 C.F.R. §147.140, shall implement and maintain procedures for carrying out an effective internal claims and appeals process that meets the requirements established pursuant to section 2719 of the federal Public Health Service Act, 42 U.S.C. §300gg-19, and 45 C.F.R. §147.136. The procedures shall include but are not limited to all of the following:

a. Expedited notification to enrollees of benefit determinations involving urgent care.

b. Full and fair internal review of claims and appeals.

c. Avoidance of conflicts of interest.

d. Sufficient notice to enrollees, including a description of available internal claims and appeals procedures, as well as information about how to initiate an appeal of a denial of coverage.

2. *a.* A carrier that provides health coverage as described in subsection 1 shall maintain written records of all requests for internal claims and appeals that are received and for which internal review was performed during each calendar year. Such records shall be maintained for at least three years.

b. A carrier that provides health coverage as described in subsection 1 shall submit to the commissioner, upon request, a report that includes all of the following:

(1) The total number of requests for internal review of claims and appeals that are received by the carrier each year.

(2) The average length of time for resolution of each request for internal review of a claim or appeal.

(3) A summary of the types of coverage or cases for which internal review of a claim or appeal was requested.

(4) Any other information required by the commissioner in a format specified by rule.

3. A carrier that provides health coverage as described in subsection 1 shall make available to consumers written notice of the carrier's internal claims and appeals and internal review procedures and shall maintain a toll-free consumer-assistance telephone helpline that offers consumers assistance with the carrier's internal claims and appeals and internal review procedures, including how to initiate, complete, or submit a claim or appeal.

4. The commissioner may adopt rules pursuant to chapter 17A to administer this section.

Sec. 104. APPLICABILITY. This division of this Act is applicable to health insurance policies, contracts, or plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2016.

REFUND FRAUD — INCOME TAXES

Sec. 105. Section 421.17, subsection 23, Code 2015, is amended to read as follows:

23. To develop, modify, or contract with vendors to create or administer systems or programs which identify nonfilers of returns or nonpayers of taxes administered by the department and to identify and prevent the issuance of fraudulent or erroneous refunds. Fees for services, reimbursements, costs incurred by the department, or other remuneration may be funded from the amount of tax, penalty, or interest actually collected and shall be paid only after the amount is collected. An amount is appropriated from the amount of tax, penalty, and interest actually collected, not to exceed the amount collected, which is sufficient to pay for services, reimbursement, costs incurred by the department, or other remuneration pursuant to this subsection. Vendors entering into a contract with the department pursuant to this subsection are subject to the requirements and penalties of the confidentiality laws of this state regarding tax information. The director shall report annually to the legislative services agency and the chairpersons and ranking members of the ways and means committees on the amount of costs incurred and paid during the previous fiscal year pursuant to this subsection and the incidence of refund fraud and the costs incurred and amounts prevented from issuance during the previous fiscal year pursuant to this subsection.

Sec. 106. IMPLEMENTATION — REPORT. The director of revenue shall implement the procedures required by this division of this Act no later than January 1, 2016. The director shall submit a report on the director's progress in implementing the procedures required by this division of this Act to the general assembly by October 3, 2016. The report shall include any statutory changes necessary to facilitate the implementation of this division of this Act.

DIVISION XX

ANGEL INVESTOR TAX CREDITS

Sec. 107. Section 2.48, subsection 3, paragraph d, subparagraph (1), Code 2015, is amended to read as follows:

(1) Tax credits for investments in qualifying businesses ~~and community based seed capital funds~~ under chapter 15E, division V.

Sec. 108. Section 15.119, subsection 2, paragraph d, Code 2015, is amended to read as follows:

d. The tax credits for investments in qualifying businesses ~~and community based seed capital funds~~ issued pursuant to section 15E.43. In allocating tax credits pursuant to this subsection, the authority shall allocate two million dollars for purposes of this paragraph, unless the authority determines that the tax credits awarded will be less than that amount.

Sec. 109. Section 15E.41, Code 2015, is amended by striking the section and inserting in lieu thereof the following:

15E.41 Purpose.

The purpose of this division is to stimulate job growth, create wealth, and accelerate the creation of new ventures by using investment tax credits to incentivize the transfer of capital from investors to entrepreneurs, particularly during early-stage growth.

Sec. 110. Section 15E.42, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. "*Entrepreneurial assistance program*" includes the entrepreneur investment awards program administered under section 15E.362, the receipt of services from a service provider engaged pursuant to section 15.411, subsection 1, or the program administered under section 15.411, subsection 2.

Sec. 111. Section 15E.42, subsection 3, Code 2015, is amended to read as follows:

3. "*Investor*" means a person making a cash investment in a qualifying business ~~or in a community based seed capital fund~~. "*Investor*" does not include a person that holds at

least a seventy percent ownership interest as an owner, member, or shareholder in a qualifying business.

Sec. 112. Section 15E.42, subsection 4, Code 2015, is amended by striking the subsection.

Sec. 113. Section 15E.43, subsections 1 and 2, Code 2015, are amended to read as follows:

1. *a.* For tax years beginning on or after January 1, ~~2002~~ 2015, a tax credit shall be allowed against the taxes imposed in chapter 422, divisions II, III, and V, and in chapter 432, and against the moneys and credits tax imposed in section 533.329, for a portion of a taxpayer's equity investment, as provided in subsection 2, in a qualifying business ~~or a community-based seed capital fund.~~

~~b.~~ An individual may claim a tax credit under this ~~paragraph~~ section of a partnership, limited liability company, S corporation, estate, or trust electing to have income taxed directly to the individual. The amount claimed by the individual shall be based upon the pro rata share of the individual's earnings from the partnership, limited liability company, S corporation, estate, or trust.

~~b. c.~~ A tax credit shall be allowed only for an investment made in the form of cash to purchase equity in a qualifying business ~~or in a community based seed capital fund.~~ A taxpayer that has received a tax credit for an investment in a community based seed capital fund shall not claim the tax credit prior to the third tax year following the tax year in which the investment is made. Any tax credit in excess of the taxpayer's liability for the tax year may be credited to the tax liability for the following five years or until depleted, whichever is earlier. A tax credit shall not be carried back to a tax year prior to the tax year in which the taxpayer redeems the tax credit.

~~e.~~ In the case of a tax credit allowed against the taxes imposed in chapter 422, division II, where the taxpayer died prior to redeeming the entire tax credit, the remaining credit can be redeemed on the decedent's final income tax return.

~~d.~~ For a tax credit claimed against the taxes imposed in chapter 422, division II, any tax credit in excess of the tax liability is refundable. In lieu of claiming a refund, the taxpayer may elect to have the overpayment shown on the taxpayer's final, completed return credited to the tax liability for the following tax year. For a tax credit claimed against the taxes imposed in chapter 422, divisions III and V, and in chapter 432, and against the moneys and credits tax imposed in section 533.329, any tax credit in excess of the taxpayer's liability for the tax year may be credited to the tax liability for the following three years or until depleted, whichever is earlier. A tax credit shall not be carried back to a tax year prior to the tax year in which the taxpayer redeems the tax credit.

2. *a.* ~~A~~ The amount of the tax credit shall equal ~~twenty~~ twenty-five percent of the taxpayer's equity investment.

~~b.~~ The maximum amount of a tax credit for an investment by an investor in any one qualifying business shall be fifty thousand dollars. Each year, an investor and all affiliates of the investor shall not claim tax credits under this section for more than five different investments in five different qualifying businesses that may be issued per calendar year to a natural person and the person's spouse or dependent shall not exceed one hundred thousand dollars combined. For purposes of this paragraph, a tax credit issued to a partnership, limited liability company, S corporation, estate, or trust electing to have income taxed directly to the individual shall be deemed to be issued to the individual owners based upon the pro rata share of the individual's earnings from the entity. For purposes of this paragraph, "dependent" has the same meaning as provided by the Internal Revenue Code.

c. The maximum amount of tax credits that may be issued per calendar year for equity investments in any one qualifying business shall not exceed five hundred

thousand dollars.

Sec. 114. Section 15E.43, subsections 5 and 7, Code 2015, are amended to read as follows:

5. A tax credit shall not be ~~transferable~~ transferred to any other ~~taxpayer person~~.

7. The authority shall develop a system for registration and ~~authorization issuance~~ of tax credits authorized pursuant to this division and shall control distribution of all tax ~~credits distributed~~ credit certificates to investors pursuant to this division. The authority shall develop rules for the qualification and administration of qualifying businesses ~~and community based seed capital funds~~. The department of revenue shall adopt ~~these criteria as administrative rules and any other~~ rules pursuant to chapter 17A as necessary for the administration of this division.

Sec. 115. Section 15E.43, subsections 6 and 8, Code 2015, are amended by striking the subsections.

Sec. 116. Section 15E.44, subsection 2, paragraph c, Code 2015, is amended by striking the paragraph and inserting in lieu thereof the following:

c. The business is participating in an entrepreneurial assistance program. The authority may waive this requirement if a business establishes that its owners, directors, officers, and employees have an appropriate level of experience such that participation in an entrepreneurial assistance program would not materially change the prospects of the business. The authority may consult with outside service providers in consideration of such a waiver.

Sec. 117. Section 15E.44, subsection 2, paragraphs e and f, Code 2015, are amended to read as follows:

e. The business shall not have a net worth that exceeds ~~five ten~~ million dollars.

f. The business shall have secured all of the following at the time of application for tax credits:

(1) At least two investors.

(2) total Total equity financing, ~~near equity financing~~, binding investment commitments, or some combination thereof, equal to at least two hundred fifty five hundred thousand dollars, from investors. For purposes of this subparagraph, "investor" includes a person who executes a binding investment commitment to a business.

Sec. 118. Section 15E.46, Code 2015, is amended to read as follows:

15E.46 Reports Confidentiality — reports.

1. Except as provided in subsection 2, all information or records in the possession of the authority with respect to this division shall be presumed by the authority to be a trade secret protected under chapter 550 or common law and shall be kept confidential by the authority unless otherwise ordered by a court.

2. All of the following shall be considered public information under chapter 22:

a. The identity of a qualifying business.

b. The identity of an investor and the qualifying business in which the investor made an equity investment.

c. The number of tax credit certificates issued by the authority.

d. The total dollar amount of tax credits issued by the authority.

3. The authority shall publish an annual report of the activities conducted pursuant to this division and shall submit the report to the governor and the general assembly. The report shall include a listing of eligible qualifying businesses and the number of tax credit certificates and the amount of tax credits issued by the authority.

Sec. 119. Section 15E.52, subsection 4, Code 2015, is amended to read as follows:

4. A taxpayer shall not claim a tax credit under this section if the taxpayer is a venture capital investment fund allocation manager for the Iowa fund of funds created in section 15E.65 or an investor that receives a tax credit for the same investment in a

qualifying business as described in section 15E.44 or in a community-based seed capital fund as described in section 15E.45, Code 2015.

Sec. 120. Section 422.11F, subsection 1, Code 2015, is amended to read as follows:

1. The taxes imposed under this division, less the credits allowed under section 422.12, shall be reduced by an investment tax credit authorized pursuant to section 15E.43 for an investment in a qualifying business ~~or a community-based seed capital fund.~~

Sec. 121. Section 422.33, subsection 12, paragraph a, Code 2015, is amended to read as follows:

a. The taxes imposed under this division shall be reduced by an investment tax credit authorized pursuant to section 15E.43 for an investment in a qualifying business ~~or a community-based seed capital fund.~~

Sec. 122. Section 422.60, subsection 5, paragraph a, Code 2015, is amended to read as follows:

a. The taxes imposed under this division shall be reduced by an investment tax credit authorized pursuant to section 15E.43 for an investment in a qualifying business ~~or a community-based seed capital fund.~~

Sec. 123. Section 432.12C, subsection 1, Code 2015, is amended to read as follows:

1. The tax imposed under this chapter shall be reduced by an investment tax credit authorized pursuant to section 15E.43 for an investment in a qualifying business ~~or a community-based seed capital fund.~~

Sec. 124. REPEAL. Section 15E.45, Code 2015, is repealed.

Sec. 125. TAX CREDIT CLAIMS. Tax credits for equity investments in qualifying businesses made on or after the effective date of this division of this Act shall not be issued by the economic development authority prior to July 1, 2016, and shall not be claimed by a taxpayer prior to September 1, 2016.

Sec. 126. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 127. APPLICABILITY. Unless otherwise provided in this division of this Act, this division of this Act applies to equity investments in a qualifying business made on or after the effective date of this division of this Act, and equity investments made in a qualifying business or community-based seed capital fund prior to the effective date of this division of this Act shall be governed by sections 15E.41 through 15E.46, 422.11F, 422.33, 422.60, 432.12C, and 533.329, Code 2015.

Sec. 128. APPLICABILITY. The sections of this division of this Act amending section 15E.44, subsection 2, apply to businesses that submit an application to the economic development authority to be registered as a qualifying business on or after the effective date of this division of this Act, and businesses that submit an application to the economic development authority to be registered as a qualifying business before the effective date of this division of this Act shall be governed by section 15E.44, subsection 2, Code 2015.

DIVISION XXI

WORKFORCE HOUSING TAX INCENTIVES PROGRAM

Sec. 129. Section 15.354, subsection 3, paragraph e, Code 2015, is amended to read as follows:

e. (1) Upon review of the examination and verification of the amount of the qualifying new investment, the authority may issue a tax credit certificate to the housing business stating the amount of workforce housing investment tax credits under section 15.355 the eligible housing business may claim.

(2) If upon review of the examination in subparagraph (1) the authority determines that a housing project has incurred project costs in excess of the amount submitted in the application made pursuant to subsection 1, the authority shall do one of the

following:

(a) If the project costs do not cause the housing project's average dwelling unit cost to exceed the applicable maximum amount authorized in section 15.353, subsection 3, the authority may consider the agreement fulfilled and may issue a tax credit certificate.

(b) If the project costs cause the housing project's average dwelling unit cost to exceed the applicable maximum amount authorized in section 15.353, subsection 3, but does not cause the average dwelling unit cost to exceed one hundred ten percent of such applicable maximum amount, the authority may consider the agreement fulfilled and may issue a tax credit certificate. In such case, the authority shall reduce the amount of tax incentives the eligible housing project may claim under section 15.355, subsections 2 and 3, by the same percentage that the housing project's average dwelling unit cost exceeds the applicable maximum amount under section 15.353, subsection 3, and such tax incentive reduction shall be reflected on the tax credit certificate. If the authority issues a certificate pursuant to this subparagraph division, the department of revenue shall accept the certificate notwithstanding that the housing project's average dwelling unit costs exceeds the maximum amount specified in section 15.353, subsection 3.

(c) If the project costs cause the housing project's average dwelling unit cost to exceed one hundred ten percent of the applicable maximum amount authorized in 15.353, subsection 3, the authority shall determine the eligible housing business to be in default under the agreement and shall not issue a tax credit certificate.

Sec. 130. Section 15.355, subsection 2, Code 2015, is amended to read as follows:

2. A housing business may claim a refund of the sales and use taxes paid under chapter 423 that are directly related to a housing project. The refund available pursuant to this subsection shall be as provided in section 15.331A ~~to the extent applicable for purposes of this program, excluding subsection 2, paragraph "c", of that section.~~ For purposes of the program, the term "*project completion*", as used in section 15.331A, shall mean the date on which the authority notifies the department of revenue that all applicable requirements of an agreement entered into pursuant to section 15.354 are satisfied.

Sec. 131. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 132. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to May 30, 2014, for all agreements entered into pursuant to Code section 15.354 on or after that date.

DIVISION XXII

MISCELLANEOUS CHANGES TO ECONOMIC DEVELOPMENT AUTHORITY PROGRAMS

Sec. 133. Section 15.293B, subsection 4, Code 2015, is amended to read as follows:

4. A registered project shall be completed within thirty months of the date the project was registered unless the authority, upon recommendation of the council and approval of the board, provides additional time to complete the project. ~~A project shall not be provided more than twelve months of additional time.~~ If the registered project is not completed within the time required, the project is not eligible to claim a tax credit provided in section 15.293A.

Sec. 134. SPECIAL PROJECT EXTENSION.

Notwithstanding any other provision of law to the contrary, the economic development authority may extend the project completion date for a project awarded tax incentives under both the redevelopment tax credit program in sections 15.293A and 15.293B and the housing enterprise zone tax incentives program in section 15E.193B, Code 2014, if the property that is the subject of the project suffered a catastrophic fire during the 2014 calendar year.

Sec. 135. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 136. RETROACTIVE APPLICABILITY. The section of this division of this Act amending Code section 15.293B applies retroactively to qualifying redevelopment project agreements entered into on or after July 1, 2010, for which a request for a project extension is submitted to the economic development authority on or after January 1, 2015.

DIVISION XXIII HUMAN TRAFFICKING

Sec. 137. Section 702.11, subsection 1, Code 2015, is amended to read as follows:

1. A “*forcible felony*” is any felonious child endangerment, assault, murder, sexual abuse, kidnapping, robbery, human trafficking, arson in the first degree, or burglary in the first degree.

Sec. 138. **NEW SECTION. 710A.6 Outreach, public awareness, and training programs.**

The crime victim assistance division of the department of justice, in cooperation with other governmental agencies and nongovernmental or community organizations, shall develop and conduct outreach, public awareness, and training programs for the general public, law enforcement agencies, first responders, potential victims, and persons conducting or regularly dealing with businesses or other ventures that have a high statistical incidence of debt bondage or forced labor or services. The programs shall train participants to recognize and report incidents of human trafficking and to suppress the demand that fosters exploitation of persons and leads to human trafficking.

Sec. 139. Section 915.94, Code 2015, is amended to read as follows:

915.94 Victim compensation fund.

A victim compensation fund is established as a separate fund in the state treasury. Moneys deposited in the fund shall be administered by the department and dedicated to and used for the purposes of section 915.41 and this subchapter. In addition, the department may use moneys from the fund for the purpose of the department’s prosecutor-based victim service coordination, including the duties defined in sections 910.3 and 910.6 and this chapter, and for the award of funds to programs that provide services and support to victims of domestic abuse or sexual assault as provided in chapter 236, to victims under section 710A.2, and for the support of an automated victim notification system established in section 915.10A. The For each fiscal year, the department may also use up to ~~one~~ three hundred thousand dollars from the fund to provide training for victim service providers, to provide training for related professionals concerning victim service programming, and to provide training concerning homicide, domestic assault, sexual assault, stalking, harassment, and human trafficking as required by section 710A.6. Notwithstanding section 8.33, any balance in the fund on June 30 of any fiscal year shall not revert to the general fund of the state.

Sec. 140. 2012 Iowa Acts, chapter 1138, section 7, subsection 1, is amended to read as follows:

1. A mortgage servicing settlement fund is established, separate and apart from all other public moneys or funds of the state, under the control of the department of justice. The department of justice shall deposit moneys received by the department from the joint state-federal mortgage servicing settlement into the fund. The department of justice is authorized to make expenditures of moneys in the fund consistent with the terms of the consent decree signed in federal court on April 5, 2012. Any unencumbered or unobligated moneys remaining in the fund on June 30, 2015, shall be transferred to the ~~general fund of the state~~ human trafficking enforcement

fund as established by this 2015 Act.

Sec. 141. HUMAN TRAFFICKING ENFORCEMENT FUND. A human trafficking enforcement fund is established, separate and apart from all other public moneys or funds of the state, under the control of the department of justice. The department of justice shall deposit unencumbered or unobligated moneys transferred from the mortgage servicing settlement fund into the fund. Moneys in the fund are appropriated to the department of justice for purposes of training local law enforcement, members of the state patrol, county attorneys, judicial officers, juvenile court officers, and public safety answering point personnel about recognizing and reporting incidents of human trafficking. Any moneys remaining in the fund on June 30, 2020, shall be transferred to the general fund of the state.

Sec. 142. EFFECTIVE UPON ENACTMENT. The following provision of this division, being deemed of immediate importance, takes effect upon enactment:

1. The section of this division of this Act amending 2012 Iowa Acts, chapter 1138, section 7, subsection 1.

Sec. 143. RETROACTIVE APPLICABILITY. The following provision of this division, if approved by the governor on or after July 1, 2015, applies retroactively to June 30, 2015:

1. The section of this division of this Act amending 2012 Iowa Acts, chapter 1138, section 7, subsection 1.

DIVISION XXIV

PUBLIC IMPROVEMENT LOCATION AND UNUSED PORTION OF CONDEMNED PROPERTY

Sec. 144. Section 6B.2C, Code 2015, is amended to read as follows:

6B.2C Approval of the public improvement.

The authority to condemn is not conferred, and the condemnation proceedings shall not commence, unless the governing body for the acquiring agency approves a preliminary or final route or site location of the proposed public improvement, approves the use of condemnation, and finds that there is a reasonable expectation the applicant will be able to achieve its public purpose, comply with all applicable standards, and obtain the necessary permits.

Sec. 145. Section 6B.56, subsection 1, Code 2015, is amended to read as follows:

1. If all or a portion of real property condemned pursuant to this chapter is not used for the purpose stated in the application filed pursuant to section 6B.3 and the acquiring agency seeks to dispose of the unused real property, the acquiring agency shall first offer the unused real property for sale to the prior owner of the condemned property as provided in this section. If real property condemned pursuant to this chapter is used for the purpose stated in the application filed pursuant to section 6B.3 and the acquiring agency seeks to dispose of the real property by sale to a private person or entity within five years after acquisition of the property, the acquiring agency shall first offer the property for sale to the prior owner of the condemned property as provided in this section. For purposes of this section, the prior owner of the real property includes the successor in interest of the real property.

Sec. 146. Section 6B.56, subsection 2, paragraph a, Code 2015, is amended to read as follows:

a. Before the real property described in subsection 1 may be offered for sale to the general public, the acquiring agency shall notify the prior owner of ~~the~~ such real property ~~condemned~~ in writing of the acquiring agency's intent to dispose of the real property, of the current appraised value of the real property to be offered for sale, and of the prior owner's right to purchase the real property to be offered for sale within sixty days from the date the notice is served at a price equal to the current appraised value of the real property to be offered for sale or the fair market value of the property

to be offered for sale at the time it was acquired by the acquiring agency from the prior owner plus cleanup costs incurred by the acquiring agency for the property to be offered for sale, whichever is less. However, the current appraised value of the real property to be offered for sale shall be the purchase price to be paid by the previous owner if any other amount would result in a loss of federal funding for projects funded in whole or in part with federal funds. The notice sent by the acquiring agency as provided in this subsection shall be filed with the office of the recorder in the county in which the real property is located.

Sec. 147. Section 6B.56A, subsection 1, Code 2015, is amended to read as follows:

1. When five years have elapsed since property was condemned and all or a portion of the property has not been used for the purpose stated in the application filed pursuant to section 6B.3, and the acquiring agency has not taken action to dispose of the unused property pursuant to section 6B.56, the acquiring agency shall, within sixty days, adopt a resolution reaffirming the purpose for which the unused property will be used or offering the unused property for sale to the prior owner at a price as provided in section 6B.56. However, if all or a portion of such property was condemned for the creation of a lake subject to the requirements of section 6A.22, subsection 2, paragraph "c", subparagraph (1), subparagraph division (Ob), the acquiring agency shall not adopt a resolution reaffirming the purpose for which the property was to be used and shall instead adopt a resolution offering the property for sale to the prior owner at a price as provided in section 6B.56. If the resolution adopted approves an offer of sale to the prior owner, the offer shall be made in writing and mailed by certified mail to the prior owner. The prior owner has one hundred eighty days after the offer is mailed to purchase the property from the acquiring agency.

Sec. 148. EFFECTIVE DATE. This division of this Act takes effect upon enactment.

Sec. 149. APPLICABILITY. The section of this division of this Act amending section 6B.2C applies to public improvement projects for which an application under section 6B.3 is filed on or after the effective date of this division of this Act.

Sec. 150. APPLICABILITY. The sections of this division of this Act amending sections 6B.56 and 6B.56A apply to the disposition of condemned property occurring on or after the effective date of this division of this Act.

DIVISION XXV

CONDEMNATION FOR CREATION OF A LAKE — NUMBER OF ACRES

Sec. 151. Section 6A.22, subsection 2, paragraph c, subparagraph (1), subparagraph division (b), Code 2015, is amended to read as follows:

(b) (i) For purposes of this subparagraph (1), "*number of acres justified as necessary for a surface drinking water source*" means according to guidelines of the United States natural resource conservation service and according to analyses of surface drinking water capacity needs conducted by one or more registered professional engineers.

(ii) For condemnation proceedings for which the application pursuant to section 6B.3 was filed after January 1, 2013, for condemnation of property located in a county with a population of greater than nine thousand two hundred fifty but less than nine thousand three hundred, according to the 2010 federal decennial census, which property sought to be condemned was in whole or in part described in a petition filed under section 6A.24, subsection 2, after January 1, 2013, but before January 1, 2014, regardless of whether the petitioner was determined by a court to not be a proper acquiring agency, "*number of acres justified as necessary for a surface drinking water source*", as determined under subparagraph subdivision (i) shall not exceed the number of acres that would be necessary to provide the amount of drinking water to meet the needs of a population equal to the population of the county where the lake is to be developed or created, according to the most recent federal decennial census.

Sec. 152. EFFECTIVE UPON ENACTMENT. This division of this Act, being

deemed of immediate importance, takes effect upon enactment.

DIVISION XXVI

CONDEMNATION FOR CREATION OF A LAKE — EXISTING SOURCES

Sec. 153. Section 6A.22, subsection 2, paragraph c, subparagraph (1), Code 2015, is amended by adding the following new subparagraph division:

NEW SUBPARAGRAPH DIVISION. (0b) For condemnation of property located in a county with a population of greater than nine thousand two hundred fifty but less than nine thousand three hundred, according to the 2010 federal decennial census, prior to making a determination that development or creation of a lake as a surface drinking water source is reasonable and necessary, the acquiring agency shall conduct a review of feasible alternatives to development or creation of a lake as a surface drinking water source. An acquiring agency shall not have the authority to condemn private property for the development or creation of a lake as a surface drinking water source if one or more feasible alternatives to provision of a drinking water source exist. An alternative that results in the physical expansion of an existing drinking water source is presumed to be a feasible alternative to development or creation of a lake as a surface drinking water source. An alternative that supplies drinking water by pipeline or other method of transportation or transmission from an existing source located within or outside this state at a reasonable cost is a feasible alternative to development or creation of a lake as a surface drinking water source. If private property is to be condemned for development or creation of a lake, only that number of acres justified as necessary for a surface drinking water source, and not otherwise acquired, may be condemned. Development or creation of a lake as a surface drinking water source includes all of the following:

- (i) Construction of the dam, including sites for suitable borrow material and the auxiliary spillway.
- (ii) The water supply pool.
- (iii) The sediment pool.
- (iv) The flood control pool.
- (v) The floodwater retarding pool.
- (vi) The surrounding area upstream of the dam no higher in elevation than the top of the dam's elevation.
- (vii) The appropriate setback distance required by state or federal laws and regulations to protect drinking water supply.

Sec. 154. **EFFECTIVE UPON ENACTMENT.** This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 155. **APPLICABILITY.** This division of this Act applies to projects or condemnation proceedings pending or commenced on or after the effective date of this division of this Act.

DIVISION XXVII

JUDICIAL OFFICER COMPENSATION FUND

Sec. 156. Section 602.1302, subsection 1, Code 2015, is amended to read as follows:

1. Except as otherwise provided by sections 602.1303, 602.1304, 602.1515, and 602.8108 or other applicable law, the expenses of operating and maintaining the judicial branch shall be paid out of the general fund of the state from funds appropriated by the general assembly for the judicial branch. State funding shall be phased in as provided in section 602.11101.

Sec. 157. NEW SECTION. 602.1515 **Judicial officer compensation fund — established — future repeal.**

1. A judicial officer compensation fund is created in the state treasury under the control of the judicial branch for the purpose of enhancing judicial officer compensation. Notwithstanding section 602.8108, the state court administrator shall

allocate to the treasurer of state for deposit in the judicial officer compensation fund the first two million dollars of the moneys received under section 602.8108, subsection 1, during the fiscal year beginning July 1, 2015, and each fiscal year thereafter. Moneys in the fund shall not be subject to appropriation for any other purpose by the general assembly. The annual salary rate for a judicial officer shall remain at the rate established by 2013 Iowa Acts, chapter 140, section 40, until otherwise provided by the general assembly.

2. Moneys in the fund are not subject to section 8.33. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

3. This section is repealed on June 30, 2020.

DIVISION XXVIII

DISABLED VETERAN HOMESTEAD CREDIT — TRANSFER

Sec. 158. DISABLED VETERAN HOMESTEAD CREDIT — TRANSFER. Notwithstanding section 8B.33, subsection 1, and in lieu of the general fund appropriation provided in section 425.1 to the extent such appropriation would otherwise fund the payment of homestead credit claims under section 425.15 filed after July 1, 2014, but before July 1, 2015, and considered properly filed for taxes due and payable in the fiscal year beginning July 1, 2015, pursuant to the section of House File 616, if enacted, amending 2015 Iowa Acts, House File 166, there is transferred for the fiscal year beginning July 1, 2015, from the IowaAccess revolving fund created in section 8B.33 to the homestead credit fund created in section 425.1 an amount necessary to pay homestead credit claims filed after July 1, 2014, but before July 1, 2015, and considered properly filed for taxes due and payable in the fiscal year beginning July 1, 2015, pursuant to the section of House File 616, if enacted, amending 2015 Iowa Acts, House File 166.

Sec. 159. CONTINGENT EFFECTIVENESS. This division of this Act takes effect only if the section of House File 616 amending 2015 Iowa Acts, House File 166, is enacted.

Sec. 160. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to March 5, 2015.

DIVISION XXIX

CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY PROVISIONS

Sec. 161. EFFECTIVE UPON ENACTMENT. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, takes effect upon enactment.

Sec. 162. RETROACTIVE APPLICABILITY. Unless otherwise provided, this Act, if approved by the governor on or after July 1, 2015, applies retroactively to July 1, 2015.>

2. By renumbering as necessary.

ON THE PART OF THE SENATE:

ROBERT E. DVORSKY, CHAIR
MICHAEL E. GRONSTAL
PAM JOCHUM

ON THE PART OF THE HOUSE:

CHUCK SODERBERG, CHAIR
KRAIG PAULSEN
LINDA UPMEYER

RESOLUTIONS ADOPTED

EIGHTY-SIXTH GENERAL ASSEMBLY 2015 REGULAR SESSION

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 1: filed January 27, 2015; adopted by the Senate on February 4, 2015; adopted by the House on February 24, 2015.

SENATE CONCURRENT RESOLUTION 1 By Committee on Rules and Administration

1 A concurrent resolution relating to the compensation
2 of chaplains, officers, and employees of the
3 eighty-fifth eighty-sixth general assembly.
4 WHEREAS, section 2.11 of the Code provides that "The
5 compensation of the chaplains, officers, and employees
6 of the general assembly shall be fixed by joint action
7 of the house and senate by resolution at the opening of
8 each session, or as soon thereafter as conveniently can
9 be done."; NOW THEREFORE,
10 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
11 REPRESENTATIVES CONCURRING, That the compensation of
12 the employees of the eighty-fifth eighty-sixth general
13 assembly is set, effective from January 14, 2013, until
14 January 12, 2015 January 12, 2015, until January 9,
15 2017, in accordance with the following salary schedule:
16 #9

17 \$18,179.20

18 8.74

19 #10	#11	#12	#13	#14
20 \$19,177.60	\$20,196.80	\$21,174.40	\$22,235.20	\$23,400.00
21 9.22	9.71	10.18	10.69	11.25
22 #15	#16	#17	#18	#19
23 \$24,648.00	\$25,916.80	\$27,019.20	\$28,392.00	\$29,660.80
24 11.85	12.46	12.99	13.65	14.26
25 #20	#21	#22	#23	#24
26 \$31,200.00	\$32,572.80	\$34,195.20	\$35,880.00	\$37,481.60
27 15.00	15.66	16.44	17.25	18.02
28 #25	#26	#27	#28	#29

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1	\$39,395.20	\$41,225.60	\$43,222.40	\$5,344.00	\$47,486.40
2	18.94	19.82	20.78	21.80	22.83
3	#30	#31	#32	#33	#34
4	\$49,774.40	\$52,249.60	\$54,662.40	\$57,324.80	\$59,987.20
5	23.93	25.12	26.28	27.56	28.84

6	#35	#36	#37	#38	#39
7	\$62,878.40	\$65,873.60	\$69,097.60	\$72,363.20	\$75,920.00
8	30.23	31.67	33.22	34.79	36.50
9	#40	#41	#42	#43	#44
10	\$79,560	\$83,387.20	\$87,464.00	\$91,520.00	\$96,012.80
11	38.25	40.09	42.05	44.00	46.16
12	#45	#46	#47	#48	#49
13	\$100,609.60	\$105,393.60	\$110,427.20	\$115,731.20	\$121,284.80
14	48.37	50.67	53.09	55.64	58.31
15	#50	#51			
16	\$127,192.00	\$133,265.60			
17	61.15	64.07			

18 In this schedule, each numbered block shall be
 19 the yearly and hourly compensation for the pay grade
 20 of the number heading the block. Within each grade
 21 there shall be eight steps numbered "1" through "8".
 22 In the above schedule the steps for all grades are
 23 determined in the following manner. Each numbered
 24 block is counted as the "1" step for that grade. The
 25 next higher block is counted as the "2" step; the next
 26 higher block is the "3" step; the next higher block is
 27 the "4" step; the next higher block is the "5" step;
 28 the next higher block is the "6" step; the next higher
 29 block is the "7" step; and the next higher block plus
 30 2.5% is the "8" step.

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1 Alternatively, the senate rules and administration
 2 committee for senate employees, and the house
 3 administration and rules committee for house employees
 4 may allow their employees' compensation to be flexibly
 5 set anywhere between steps "1" through "8" for an
 6 employee's prescribed pay grade.
 7 All employees shall be available to work daily
 8 until completion of the senate's and house of
 9 representatives' business. The employee's division
 10 supervisor shall schedule all employees' working hours
 11 to, as far as possible, maintain regular working hours.
 12 All employees, other than those designated "part-
 13 time", shall be compensated for 40 hours of work in
 14 a one-week pay period. Secretaries to senators and
 15 representatives are presumed to have 32 hours of work
 16 each week the legislature is in session and shall
 17 be paid only on that basis. Full-time employees
 18 who are required to work in excess of 80 hours in a
 19 two-week pay period shall be allowed compensatory time
 20 off at a rate of one hour for each hour of overtime
 21 up to a maximum of 120 hours of compensatory time.
 22 Joint security employees of the senate and house of
 23 representatives may be compensated for each hour of
 24 overtime at a rate of pay equal to one-and-one-half

25 times the hourly pay provided.
 26 BE IT FURTHER RESOLVED, That part-time employees
 27 shall be compensated at the scheduled hourly rate for
 28 their pay grade and step.
 29 BE IT FURTHER RESOLVED, That in the event the
 30 salary schedule for employees of the State of Iowa

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1 as promulgated by the department of administrative
 2 services pursuant to section 8A.413, subsection 3, is
 3 revised upward at any time during the ~~eighty-fifth~~
 4 ~~eighty-sixth~~ general assembly, such revised schedule
 5 shall simultaneously be adopted for the compensation
 6 of the employees of the ~~eighty-fifth~~ ~~eighty-sixth~~
 7 general assembly assigned a grade by this resolution,
 8 unless otherwise provided by the senate and house of
 9 representatives.

10 BE IT FURTHER RESOLVED, That adjustments in
 11 the positions and compensation listed in this
 12 resolution may be made through an interim review of
 13 all legislative employees for internal equity and to
 14 assure compliance with appropriate legal standards
 15 for granting of overtime and compensatory time off.
 16 Such review shall be conducted by a legislative
 17 committee made up of members of the service committee
 18 of legislative council and the appropriate salary
 19 subcommittees of the senate and house. Only one such
 20 review may be done in any fiscal year and adjustments
 21 suggested must be approved by the appropriate hiring
 22 body.

23 BE IT FURTHER RESOLVED, That the employees of the
 24 ~~eighty-fifth~~ ~~eighty-sixth~~ general assembly be placed in
 25 the following pay grades:

26 EMPLOYEES OF THE HOUSE

27 Chief Clerk of the House	Grade 44
28 Sr. Assistant Chief Clerk of the House.....	Grade 41
29 Assistant Chief Clerk of the House III.....	Grade 38
30 Assistant Chief Clerk of the House II.....	Grade 35

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1 Assistant Chief Clerk of the House I.....	Grade 32
2 Legal Counsel II.....	Grade 35
3 Legal Counsel I.....	Grade 32
4 Legal Counsel.....	Grade 30
5 Sr. Caucus Staff Director	Grade 41
6 Caucus Staff Director	Grade 38
7 Sr. Deputy Caucus Staff Director	Grade 39
8 Deputy Caucus Staff Director.....	Grade 36
9 Administrative Assistant to Leader or	
10 Speaker.....	Grade 27

11 Administrative Assistant I to Leader or
 12 Speaker..... Grade 29
 13 Administrative Assistant II to Leader or
 14 Speaker..... Grade 32
 15 Administrative Assistant III to Leader or
 16 Speaker..... Grade 35
 17 Sr. Administrative Assistant to Leader or
 18 Speaker I Grade 38
 19 Sr. Administrative Assistant to Leader or
 20 Speaker II..... Grade 41
 21 Research Assistant Grade 24
 22 Legislative Research Analyst..... Grade 27
 23 Legislative Research Analyst I Grade 29
 24 Legislative Research Analyst II..... Grade 32
 25 Legislative Research Analyst III Grade 35
 26 Sr. Legislative Research Analyst..... Grade 38
 27 Assistant Secretary to Leader or Speaker..... Grade 18
 28 Secretary to Leader or Speaker Grade 19
 29 Caucus Secretary Grade 21
 30 Senior Caucus Secretary Grade 24

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1 Administrative Secretary to Leader, Speaker,
 2 or Chief Clerk..... Grade 21
 3 Executive Secretary to Leader, Speaker or
 4 Chief Clerk Grade 24
 5 Confidential Secretary to Leader, Speaker,
 6 or Chief Clerk..... Grade 27
 7 Clerk to Chief Clerk..... Grade 16
 8 Supervisor of Secretaries..... Grade 21
 9 Supervisor of Secretaries I..... Grade 24
 10 Supervisor of Secretaries II..... Grade 27
 11 Sr. Administrative Services Officer Grade 35
 12 Administrative Services Officer III Grade 32
 13 Administrative Services Officer II Grade 29
 14 Administrative Services Officer I Grade 26
 15 Administrative Services Officer..... Grade 23
 16 Administrative Services Assistant Grade 20
 17 Senior Editor..... Grade 30
 18 Editor II..... Grade 25
 19 Editor I Grade 22
 20 Assistant Editor..... Grade 19
 21 Compositor/Desk Top Specialist Grade 17
 22 Sr. Text Processor..... Grade 25
 23 Text Processor II..... Grade 22
 24 Text Processor I Grade 19
 25 Senior Finance Officer III Grade 38
 26 Senior Finance Officer II..... Grade 35
 27 Senior Finance Officer I Grade 31

28 Finance Officer II..... Grade 27
 29 Finance Officer I..... Grade 24
 30 Assistant Finance Officer..... Grade 21

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1 Recording Clerk II..... Grade 24
 2 Recording Clerk I..... Grade 21
 3 Assistant Legal Counsel I..... Grade 30
 4 Assistant Legal Counsel..... Grade 27
 5 Engrossing & Enrolling Processor..... Grade 27
 6 Assistant to the Legal Counsel..... Grade 19
 7 Senior Indexer..... Grade 28
 8 Indexer II..... Grade 25
 9 Indexer I..... Grade 22
 10 Indexing Assistant..... Grade 19
 11 Supply Clerk..... Grade 16
 12 Switchboard Operator..... Grade 14
 13 Legislative Secretary..... Grade 15
 14 Legislative Committee Secretary..... Grade 17
 15 Bill Clerk..... Grade 14
 16 Assistant Bill Clerk..... Grade 12
 17 Postmaster..... Grade 12
 18 Sergeant-at-Arms II..... Grade 20
 19 Sergeant-at-Arms I..... Grade 17
 20 Assistant Sergeant-at-Arms..... Grade 14
 21 Chief Doorkeeper..... Grade 12
 22 Doorkeepers..... Grade 11
 23 Pages..... Grade 9

EMPLOYEES OF THE SENATE

24
 25 Secretary of the Senate..... Grade 44
 26 Sr. Assistant Secretary of the Senate..... Grade 41
 27 Assistant Secretary of the Senate III..... Grade 38
 28 Assistant Secretary of the Senate II..... Grade 35
 29 Assistant Secretary of the Senate I..... Grade 32
 30 Legal Counsel II..... Grade 35

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1 Legal Counsel I..... Grade 32
 2 Legal Counsel..... Grade 30
 3 Sr. Caucus Staff Director..... Grade 41
 4 Caucus Staff Director..... Grade 38
 5 Sr. Deputy Caucus Staff Director..... Grade 39
 6 Deputy Caucus Staff Director..... Grade 36
 7 Administrative Assistant to Leader
 8 or President..... Grade 27
 9 Administrative Assistant I to Leader
 10 or President..... Grade 29
 11 Administrative Assistant II to Leader
 12 or President..... Grade 32
 13 Administrative Assistant III to Leader

14 or President.....	Grade 35
15 Sr. Administrative Assistant to Leader	
16 or President I.....	Grade 38
17 Sr. Administrative Assistant to Leader	
18 or President II.....	Grade 41
19 Research Assistant.....	Grade 24
20 Legislative Research Analyst.....	Grade 27
21 Legislative Research Analyst I.....	Grade 29
22 Legislative Research Analyst II.....	Grade 32
23 Legislative Research Analyst III.....	Grade 35
24 Sr. Legislative Research Analyst.....	Grade 38
25 Caucus Secretary II.....	Grade 21
26 Senior Caucus Secretary.....	Grade 24
27 Secretary to Leader, President, or	
28 Caucus.....	Grade 18
29 Administrative Secretary to Leader,	
30 President, or Secretary of the Senate.....	Grade 21

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1 Executive Secretary to Leader, President,	
2 or Secretary of the Senate.....	Grade 24
3 Confidential Secretary to Leader, President,	
4 or Secretary of the Senate.....	Grade 27
5 Supervisor of Secretaries.....	Grade 21
6 Supervisor of Secretaries I.....	Grade 24
7 Supervisor of Secretaries II.....	Grade 27
8 Sr. Administrative Services Officer.....	Grade 35
9 Administrative Services Officer III.....	Grade 32
10 Administrative Services Officer II.....	Grade 29
11 Administrative Services Officer I.....	Grade 26
12 Administrative Services Officer.....	Grade 23
13 Administrative Services Assistant.....	Grade 20
14 Senior Editor.....	Grade 30
15 Editor II.....	Grade 25
16 Editor I.....	Grade 22
17 Assistant Editor.....	Grade 19
18 Compositor/Desk Top Specialist.....	Grade 17
19 Assistant Legal Counsel I.....	Grade 30
20 Assistant Legal Counsel.....	Grade 27
21 Assistant to the Legal Counsel.....	Grade 19
22 Proofreader.....	Grade 16
23 Senior Finance Officer III.....	Grade 38
24 Senior Finance Officer II.....	Grade 35
25 Senior Finance Officer I.....	Grade 13
26 Finance Officer II.....	Grade 27
27 Finance Officer I.....	Grade 24
28 Assistant Finance Officer.....	Grade 21
29 Recording Clerk II.....	Grade 24
30 Recording Clerk I.....	Grade 21

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1	Senior Indexer.....	Grade 28
2	Indexer II	Grade 25
3	Indexer I.....	Grade 22
4	Indexing Assistant.....	Grade 19
5	Records and Supply Clerk.....	Grade 18
6	Switchboard Operator.....	Grade 14
7	Legislative Secretary.....	Grade 15
8	Legislative Committee Secretary.....	Grade 17
9	Bill Clerk.....	Grade 14
10	Assistant Bill Clerk.....	Grade 12
11	Postmaster.....	Grade 12
12	Sergeant-at-Arms II.....	Grade 20
13	Sergeant-at-Arms I.....	Grade 17
14	Assistant Sergeant-at-Arms.....	Grade 14
15	Chief Doorkeeper.....	Grade 12
16	Doorkeepers.....	Grade 11
17	Pages.....	Grade 9
18	JOINT SENATE/HOUSE EMPLOYEES	
19	Facilities Manager I.....	Grade 35
20	Facilities Manager II.....	Grade 38
21	Sr. Facilities Manager.....	Grade 41
22	Legislative Security Coordinator I.....	Grade 23
23	Legislative Security Coordinator II.....	Grade 26
24	Legislative Security Officer I.....	Grade 20
25	Legislative Security Officer II.....	Grade 23
26	Conservation/Restoration Specialist I.....	Grade 28
27	Conservation/Restoration Specialist II.....	Grade 31
28	Sr. Legislative Lobbyist Clerk.....	Grade 24
29	Legislative Lobbyist Clerk.....	Grade 21
30	Sr. Copy Center Operator.....	Grade 21

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1	Copy Center Operator.....	Grade 18
2	BE IT FURTHER RESOLVED, That there shall be four	
3	classes of appointments as employees of the general	
4	assembly:	
5	A "permanent full-time" or "permanent part-time"	
6	employee is one who is employed the year around and	
7	eligible to receive state benefits.	
8	An "exempt full-time" employee is one who is	
9	employed for only a portion of the year, usually the	
10	period of the legislative sessions with extensions	
11	post-session and pre-session as scheduled. This class	
12	is eligible to receive state benefits with the cost of	
13	benefits to the state to be paid, using accrued leave	
14	if authorized, by the employee when not on the payroll.	
15	A "session-only" employee is one who is employed for	
16	only a portion of the year, usually the legislative	
17	session. This class is not eligible for state	

18 benefits, except IPERS, and insurance as provided in
19 section 2.40.

20 A "part-time" employee is one who is employed to
21 work less than 40 hours per week. This class is not
22 eligible for state benefits, except IPERS if eligible.

23 BE IT FURTHER RESOLVED, That the exact
24 classification for individuals in a job series
25 created by this resolution shall be set or changed for
26 senate employees by the senate rules and administration
27 committee and for the house employees by the house
28 administration and rules committee. The committees
29 shall base the classification upon the following
30 factors:

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- 1 1. The extent of formal education required of the
2 position; and,
- 3 2. The extent of the responsibilities to be
4 assigned to the position; and,
- 5 3. The amount of supervision placed over the
6 position; and,
- 7 4. The number of persons the position is assigned
8 to supervise and skills and responsibilities of those
9 positions supervised.

10 The committees shall report the exact
11 classifications assigned to each individual on the
12 next legislative day, or, if such action is during
13 the interim, on the first day the senate or house
14 shall convene. Any action by the senate or house to
15 disapprove a report or a portion of a report shall be
16 effective the day after the action.

17 Recommendations for a pay grade for a new position
18 shall be developed in accordance with the factor scores
19 in the comparable worth report. Every four years the
20 senate rules and administration committee, the house
21 administration and rules committee, and the legislative
22 council may review all positions in the legislative
23 branch to assure conformity to comparable worth.

24 BE IT FURTHER RESOLVED, That a senator or
25 representative may employ a secretary who in the
26 judgment of the senator or representative employing
27 such person, possesses the necessary skills to perform
28 the duties such senator or representative shall
29 designate, under the administrative direction, as
30 appropriate, of the secretary of the senate or the

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- 1 chief clerk of the house.
- 2 Each standing committee chairperson, ethics
3 committee chairperson, and each appropriations

4 subcommittee chairperson shall designate a secretary
5 who is competent to perform the following duties:
6 prepare committee minutes, committee reports, type
7 committee correspondence, maintain committee records,
8 and otherwise assist the committee. Such duties
9 shall be performed in accordance with standards which
10 shall be provided by the secretary of the senate and
11 chief clerk of the house. In making the designation,
12 chairpersons shall consider persons for possible
13 designation as the secretary to the committee in the
14 following order:

15 First: The secretary to the chairperson.

16 Second: The secretary to the committee's
17 vice-chairperson.

18 Third: The secretary to any other member of the
19 committee.

20 Fourth: The secretary to any other member in the
21 same house as the committee.

22 BE IT FURTHER RESOLVED, That a Legal Counsel II
23 shall be a person who has graduated from an accredited
24 school of law and is admitted to practice in Iowa as
25 an Attorney and Counselor at Law and possesses either
26 a Masters of Law degree or has at least two years of
27 legal experience after admission to practice.

28 A Legal Counsel I shall be a person who has
29 graduated from an accredited school of law and is
30 admitted to practice in Iowa as an Attorney and

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1 Counselor at Law.

2 BE IT FURTHER RESOLVED, That employees of the
3 general assembly may be eligible for either:

4 1. Increases in salary grade or step based on
5 evaluation of their job performance and recommendations
6 of their administrative officers, subject to approval
7 of the senate committee on rules and administration
8 or the house committee on administration and rules, as
9 appropriate or

10 2. Mobility within a pay grade at the discretion
11 of the chief clerk of the house upon recommendation by
12 the employee's division supervisor on the part of the
13 house, and the discretion of the employee's division
14 supervisor on the part of the senate, subject to the
15 approval of the house committee on administration
16 and rules or the senate committee on rules and
17 administration, as appropriate — either in accord with
18 a flexible pay plan approved by the senate rules and
19 administration committee or the house administration
20 and rules committee, or in accord with the following
21 schedule:

22 (a) Progression from step "1" to "2" for a newly

23 hired employee — six months of actual employment.

24 (b) Progression from step “1” to “2” following
25 promotion within a job series — twelve months of
26 actual employment in that position.

27 (c) Progression from step “2” to “3”, and step “3”
28 to “4”, and step “4” to “5”, and step “5” to “6”, and
29 step “6” to “7”, and step “7” to “8” — twelve months
30 of actual employment at the lower step.

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1 BE IT FURTHER RESOLVED, That in addition to the
2 steps provided in the preceding paragraph, that
3 secretaries to senators and representatives who were
4 employees of the senate or house of representatives
5 during any general assembly prior to January 9, 1989,
6 and who have received certification for passing a
7 typing and shorthand performance examination shall be
8 eligible for two additional steps.

9 BE IT FURTHER RESOLVED, That in addition to the
10 steps provided in the preceding paragraph, that
11 secretaries to senators and representatives shall
12 be eligible for a maximum of three additional grades
13 beyond grade 15, in any combination, as provided in
14 this paragraph:

15 1. One additional grade for a secretary to a
16 standing committee chair, ethics committee chair
17 or appropriations subcommittee chair who is not the
18 designated committee secretary.

19 2. One additional grade for a secretary to a vice-
20 chairperson or ranking member of a standing committee,
21 ethics committee or appropriations subcommittee.

22 3. One additional grade for a secretary to the
23 chairperson of the chaplain’s committee.

24 4. Two additional grades for a secretary to an
25 assistant floor leader or speaker pro tempore or
26 president pro tempore.

27 5. One additional grade for a designated committee
28 secretary who is also the designated committee
29 secretary for an additional standing committee, ethics
30 committee, or appropriations subcommittee.

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1 BE IT FURTHER RESOLVED, That in the event the
2 secretary to the chairperson of the chaplain’s
3 committee is the secretary to the president, president
4 pro tempore, speaker, speaker pro tempore, or the
5 majority or minority leader, such secretary shall
6 receive one additional step.

7 BE IT FURTHER RESOLVED, That the entrance salary for
8 employees of the general assembly shall be at step 1 in

9 the grade of the position held. Such employee may be
10 hired above the entrance step if possessing outstanding
11 and unusual experience for the position. Such employee
12 who is hired above the entrance step shall be mobile
13 above that step in the same period of time as other
14 employees in that same step. An officer or employee
15 who is moved to another position may be considered for
16 partial or full credit for their experience in the
17 former position in determining the step in the new
18 grade.

19 The entry level for the position of research
20 analyst shall be Legislative Research Analyst, unless
21 extraordinary conditions justify increasing that entry
22 level.

23 BE IT FURTHER RESOLVED, That a pay increase for
24 employees of one step within the pay grade for the
25 position may be made for exceptionally meritorious
26 service in addition to step increases provided
27 for in this resolution, at the discretion of the
28 chief clerk upon recommendation by the employee's
29 division supervisor on the part of the house, and upon
30 recommendation by the employee's division supervisor on

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1 the part of the senate, and the approval of the senate
2 committee on rules and administration or the house
3 committee on administration and rules. Exceptionally
4 meritorious service pay increases shall be governed by
5 the following:

6 a. The employee must have served in the position
7 for at least twelve months;

8 b. Written justification, setting forth in detail
9 the nature of the exceptionally meritorious service
10 rendered, must be submitted to the senate rules and
11 administration committee or house administration and
12 rules committee and approved in advance of granting the
13 pay increase;

14 c. No more than one exceptionally meritorious
15 service pay increase may be granted in any twelve-month
16 period.

17 d. Such meritorious service pay increase shall
18 not be granted beyond the eight-step maximum for that
19 position.

20 BE IT FURTHER RESOLVED, That the senate rules and
21 administration committee and the house administration
22 and rules committee shall both hire officers and
23 employees for their respective bodies and fill any
24 vacancies which may occur, to be effective at such time
25 as they shall set. The committee shall report the
26 names of those it has hired for the positions specified
27 in this resolution or the filling of any vacancies on

28 the next legislative day or, if such action is during
 29 the interim, on the first day the senate or house shall
 30 convene. Any action by the senate or house to amend or

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1 disapprove a report or a portion of a report shall be
 2 effective the day after the action.
 3 The chief clerk of the house shall submit to the
 4 house committee on administration and rules and
 5 the secretary of the senate shall submit to the
 6 senate committee on rules and administration the
 7 list of names, or amendments thereto, of employee
 8 classifications and recommended pay step for each
 9 officer and employee. Such list shall include
 10 recommendations for the pay step for all employees.
 11 Each respective committee shall approve or amend the
 12 list of recommended classifications and pay steps and
 13 publish said list in the journal.
 14 BE IT FURTHER RESOLVED, That permanent employees of
 15 the general assembly shall receive vacation allowances,
 16 sick leave, health and accident insurance, life
 17 insurance, and disability income insurance as are
 18 comparably provided for full-time permanent state
 19 employees. The computations shall be maintained by the
 20 finance officers in each house and coordinated with the
 21 department of administrative services.
 22 BE IT FURTHER RESOLVED, That should any employee
 23 have a grievance, the grievance shall be resolved as
 24 provided by procedures determined by the senate rules
 25 and administration committee for senate employees or
 26 the house administration and rules committee for house
 27 employees.
 28 BE IT FURTHER RESOLVED, That the legislative
 29 council take action to provide the same compensation
 30 and benefits to all legislative central staff agency

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1 employees for the ~~eighty-fifth~~ eighty-sixth general
 2 assembly as is provided by this resolution. The
 3 director of each legislative central staff agency
 4 shall report to the chief clerk of the house and the
 5 secretary of the senate the list of approved positions
 6 for their agencies and the names, grades and steps of
 7 each employee. Such lists shall be published in the
 8 journals of the house and the senate within two weeks
 9 after the adoption of this resolution by both houses.
 10 BE IT FURTHER RESOLVED, That the compensation of
 11 chaplains officiating at the opening of the daily
 12 sessions of the house of representatives and the senate
 13 of the ~~eighty-fifth~~ eighty-sixth general assembly be

14 fixed at ten dollars for each house of the general
 15 assembly, and that mileage to and from the State
 16 Capitol for chaplains be fixed at the rate established
 17 for members of the general assembly.

Senate Concurrent Resolution 5: filed June 2, 2015; adopted
 by the Senate on June 3, 2015; adopted by the House on June 3, 2015.

SENATE CONCURRENT RESOLUTION 5

By Sodders and Schneider

1 A concurrent resolution requesting the Congress of
 2 the United States to repeal the federal Act of
 3 June 30, 1948, that conferred on the State of Iowa
 4 jurisdiction over offenses committed by or against
 5 Indians on the Meskwaki Settlement.
 6 WHEREAS, the Sac and Fox Tribe of the Mississippi
 7 in Iowa (the Meskwaki) is a federally recognized tribe
 8 organized in accordance with Section 16 of the federal
 9 Indian Reorganization Act of June 18, 1934, 48 Stat.
 10 984, as amended by the federal Act of June 15, 1935, 49
 11 Stat. 378, under a Constitution and Bylaws approved by
 12 the Secretary of the Interior on December 20, 1937; and
 13 WHEREAS, in 1857, the Meskwaki purchased 80 acres
 14 in Tama County which was held in trust by the State of
 15 Iowa as permitted by then Governor James Grimes and
 16 for the next 30 years the Meskwaki governed themselves
 17 virtually free from interference from both the federal
 18 and state governments; and
 19 WHEREAS, the jurisdictional status of the Meskwaki
 20 during this period of time was unclear as the tribe was
 21 recognized by the federal government but also had a
 22 continuing relationship with the State of Iowa due to
 23 the Meskwaki's private ownership of land which was held
 24 in trust by the Governor of the State of Iowa; and
 25 WHEREAS, in 1895, in order to clear up any
 26 ambiguities, the State of Iowa ceded to the federal
 27 government all jurisdiction over the Meskwaki with the
 28 stipulation that nothing in the transfer of the tribal

Page 2

1 lands would prevent the State of Iowa from exercising
 2 jurisdiction over crimes against the laws of Iowa
 3 committed either by Indians or others on the Meskwaki
 4 Settlement; and
 5 WHEREAS, during what is now known as the Indian
 6 Termination Era, the United States government tried to
 7 end its trusteeship over Indian reservations throughout
 8 the country and in part passed the federal Act of June
 9 30, 1948, which conferred jurisdiction over criminal
 10 offenses committed on the Meskwaki Settlement to the

11 State of Iowa; and

12 WHEREAS, the federal Act of June 30, 1948, was
13 passed at a time when there was a perception that
14 there was lawlessness on the Meskwaki Settlement and
15 an absence of adequate tribal institutions for law
16 enforcement; and

17 WHEREAS, the passage of the federal Act of June 30,
18 1948, provided no federal funding to the State of Iowa
19 to assume this responsibility which has amounted to an
20 unfunded federal mandate and the resulting cost over
21 the years has been unfairly borne by the taxpayers of
22 Tama County; and

23 WHEREAS, in the past 67 years much has changed at
24 the federal, state, and tribal levels in the area of
25 criminal law enforcement and in the development of laws
26 in general on the Meskwaki Settlement; and

27 WHEREAS, the federal Tribal Law and Order Act of
28 2010, Pub. L. No. 111-211, authorized Indian tribes
29 to expand the prosecution and punishment of criminal
30 offenders if certain due process requirements were

Page 3

1 followed; and

2 WHEREAS, Indian tribes have recently achieved more
3 authority to prosecute criminal offenses committed
4 on tribal lands as evidenced by the enactment of the
5 federal Violence Against Women Reauthorization Act
6 of 2013, Pub. L. No. 113-4, which for the first time
7 allowed tribal enforcement over non-natives who commit
8 domestic violence on tribal lands; and

9 WHEREAS, the State of Iowa was the first in the
10 nation to pass Native American grave protection
11 legislation, commonly known as the Iowa Graves
12 Protection Act, 1976 Iowa Acts, ch. 1158, §7, that
13 came into law before the federal version and before
14 the more recent passage of Iowa's Recognition and
15 Enforcement of Tribal Civil Judgments Act, 2007 Iowa
16 Acts, ch. 192, which followed the development of the
17 Meskwaki Tribal Court System in 2005, with its first
18 case being tried in 2006, and 2003 state legislation,
19 2003 Iowa Acts, ch. 87, recognizing the Meskwaki Tribal
20 Police and allowing them to participate in the Iowa Law
21 Enforcement Academy and to become state certified; and

22 WHEREAS, the Meskwaki has greatly enhanced at
23 its own expense the tribe's criminal justice system
24 and now provides a fully functioning court system
25 through the establishment of a state certified police
26 force, legally trained and licensed public defenders,
27 prosecutors and judges, and a full-time probation

28 officer, and provides for the publication of its tribal
 29 laws; and
 30 WHEREAS, the Iowa Coalition Against Sexual Assault

Page 4

1 and the Iowa Coalition against Domestic Violence have
 2 noted that the victims of domestic violence on the
 3 Meskwaki Settlement prefer that prosecution and other
 4 court services be handled by the tribal court of the
 5 Meskwaki Settlement; NOW THEREFORE,
 6 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 7 REPRESENTATIVES CONCURRING, That the Iowa General
 8 Assembly urges the members of the United States Senate
 9 and the United States House of Representatives to
 10 repeal the Act of June 30, 1948, Pub. L. No. 846,
 11 62 Stat. 1161, which conferred on the State of Iowa
 12 jurisdiction over offenses committed by or against
 13 Indians on the Meskwaki Settlement and to take whatever
 14 steps are necessary to achieve such a repeal; and
 15 BE IT FURTHER RESOLVED, That upon passage of this
 16 resolution, the Secretary of the Senate shall transmit
 17 copies of this resolution to the President of the
 18 United States Senate, the Speaker of the United States
 19 House of Representatives, and the members of Iowa's
 20 congressional delegation.

SENATE RESOLUTIONS

Senate Resolution 1: filed January 27, 2015; adopted by the
 Senate on February 4, 2015.

SENATE RESOLUTION 1

By Committee On Rules And Administration

1 A resolution relating to permanent rules of the senate
 2 for the ~~eighty fifth~~ eighty-sixth general assembly.
 3 BE IT RESOLVED BY THE SENATE, That the permanent
 4 rules of the senate for the ~~eighty fifth~~ eighty-sixth
 5 general assembly be as follows:

RULES OF THE SENATE

Rule 1

Quorum

9 A constitutional majority shall constitute a quorum
 10 of the senate. Any senator may insist a quorum be
 11 present.

Rule 2

Adoption and Amendment of Rules

14 Whenever the senate is operating under temporary
 15 rules, the rules may be amended or repealed, or
 16 permanent rules may be adopted, by a constitutional

17 majority of the senators. After adoption of permanent
 18 rules of the senate during any general assembly, the
 19 rules may be amended or repealed by a constitutional
 20 majority of the senators voting on a simple resolution.

21 Rule 3
 22 Rules of Parliamentary Procedure
 23 In cases not covered by senate rules or joint rules,
 24 Mason's Manual of Legislative Procedure shall govern.
 25 Rule 4
 26 Sessions of the General Assembly

Page 2

1 The election of officers, organization, hiring and
 2 compensation of employees, and committees of the senate
 3 shall carry over from the first to the second regular
 4 sessions and to any extraordinary sessions of the same
 5 general assembly.
 6 All bills, study bills, and resolutions introduced
 7 in the first regular session of a general assembly
 8 ~~which are not, except those which have been~~ withdrawn,
 9 ~~lost, or indefinitely postponed, or have failed,~~
 10 shall carry over into the second regular session
 11 and to any extraordinary session of the same general
 12 assembly. Bills and resolutions which have been voted
 13 upon on final passage by either house in any session
 14 shall remain on the calendar in the same status as at
 15 the end of the session at any subsequent regular or
 16 extraordinary session. Appointments received from the
 17 governor for senate confirmation during any session
 18 of a general assembly shall be acted upon prior to
 19 adjournment of that session as provided by section 2-32
 20 of the Code. Except as provided by this rule, upon
 21 the adjournment of the first regular session and any
 22 extraordinary session, each bill or resolution shall
 23 be automatically referred back to the committee to
 24 which it was originally assigned. The secretary of
 25 the senate shall publish in the ~~Journal~~ journal a list
 26 of the bills returned to committee under this rule and
 27 shall present a list to the chairs of the respective
 28 committees upon the convening of the second regular
 29 session. Within seven days after the first committee
 30 meeting after the convening of the second regular

Page 3

1 session, ~~committees~~ committee chairs shall either
 2 ~~authorize the chair to~~ refer such bills and resolutions
 3 that have been returned to their respective committees
 4 under this rule to a subcommittee for consideration,
 5 or indefinitely postpone further consideration of such
 6 bills, or report them out to the floor and place them

7 ~~on the calendar. If the subcommittee is different~~
 8 ~~than that appointed during the first session, the The~~
 9 committee chairs shall report to the senate the bill
 10 or resolution number and the names of the subcommittee
 11 members.

12 ~~Bills and resolutions which have been voted upon~~
 13 ~~on final passage by either house in any session~~
 14 ~~shall remain on the calendar in the same status as at~~
 15 ~~the end of the session at any subsequent regular or~~
 16 ~~extraordinary session.~~

17 Rule 5

18 Regular Order of Daily Business

19 The following order shall govern, subject to any
 20 special order:

- 21 1. Correction of the journal.
- 22 2. Senators to be excused.
- 23 3. Communications to the Senate.
- 24 4. Introduction of bills and resolutions.
- 25 5. Consideration of senate calendar.

26 Rule 6

27 Senate Calendar

28 1. Each legislative day the secretary of the senate
 29 shall prepare a listing of bills to be known as the
 30 "Senate Calendar".

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1 ~~2. The senate calendar may contain a listing under~~
 2 ~~the category "Special Order" which shall be placed at~~
 3 ~~the head of the calendar. Bills in such category shall~~
 4 ~~be those which are specifically set for debate by the~~
 5 ~~majority leader with the consent of the senate on a~~
 6 ~~certain date and time. Bills shall be listed by the~~
 7 ~~secretary in numerical order.~~

8 ~~3~~ 2. The senate calendar shall include separate
 9 listings for any bills and resolutions in the following
 10 categories:

- 11 a. Conference Committee Report
- 12 b. Bills in Conference Committee
- 13 c. House Amendment to Senate Amendment to House
- 14 File
- 15 d. House Refuses to Concur in Senate Amendment to
- 16 House File
- 17 e. Senate Files Amended by the House
- 18 f. Unfinished Business
- 19 g. Motions to Reconsider
- 20 h. Administrative Rules Nullification Resolutions
- 21 i. Veto Messages from the Governor

22 4 ~~3~~. The secretary shall list bills and resolutions
 23 in the above categories in numerical order. Upon
 24 their first publication in the calendar, bills and
 25 resolutions in the above categories may be called up

26 for debate at any time by the majority leader. Motions
 27 to reconsider shall be called up as provided by Rule
 28 24.

29 5 4. The senate calendar shall include a listing
 30 of senate appropriations committee bills and bills

Page 5

1 reported out by the senate appropriations committee.
 2 The list shall be known as the "Appropriations
 3 Calendar". The secretary shall list the bills in
 4 numerical order. Upon their first publication in the
 5 calendar, bills on the appropriations calendar may be
 6 called up for debate at any time by the majority leader
 7 provided they are eligible under Rule 8.

8 6 5. The senate calendar shall include a listing
 9 of bills which pertain to the levy, assessment or
 10 collection of taxes sponsored by or initially assigned
 11 to and reported out by the senate ways and means
 12 committee. The list shall be known as the "Ways and
 13 Means Calendar". The secretary shall list the bills in
 14 numerical order. Upon their first publication in the
 15 calendar, bills on the ways and means calendar may be
 16 called up for debate at any time by the majority leader
 17 provided they are eligible under Rule 8.

18 7 6. The senate calendar shall include a list of
 19 bills and resolutions, known as the "Regular Calendar",
 20 which shall consist of bills and resolutions reported
 21 out by a senate committee. The bills and resolutions
 22 ~~reported out each day~~ shall be listed in numerical
 23 order. Priority shall be given to senate over house
 24 bills and resolutions. Upon their first publication
 25 in the calendar, bills on the regular calendar may
 26 be called up for debate at any time by the majority
 27 leader, provided they are eligible under Rule 8.

28 A bill reported out of committee which is
 29 subsequently referred to the ways and means or
 30 appropriations committee and then reported out of that

Page 6

1 committee, shall be returned to the regular calendar in
 2 numerical order.

3 8 7. The senate calendar shall include a listing of
 4 the governor's appointees to state boards, commissions,
 5 and other offices requiring senate confirmation. This
 6 listing shall be known as the "Confirmation Calendar".
 7 Names on the confirmation calendar may be called up
 8 for confirmation at any time by the majority leader
 9 provided they are eligible under rule 59.

10 9 8. The majority leader, or in the absence of
 11 the majority leader the assistant majority leaders,

12 may select from among the bills on the previous
 13 legislative day's Senate calendar and from the bills
 14 selected create a new listing which shall be known as
 15 the "Tentative Debate Calendar". ~~The debate calendar~~
 16 ~~shall list bills as the majority leader expects to take~~
 17 ~~them up.~~ A bill or resolution on the tentative debate
 18 calendar may be debated only when eligible under Rule
 19 8.

20 ~~10. The majority leader, or in the absence of the~~
 21 ~~majority leader the assistant majority leaders, may~~
 22 ~~create a list of bills or resolutions about which~~
 23 ~~no controversy is believed to exist which shall be~~
 24 ~~known as the "Proposed Noncontroversial Calendar".~~
 25 ~~Bills or resolutions included on this listing may be~~
 26 ~~debated at any time upon being called up for debate~~
 27 ~~by the majority leader. Any bill or resolution which~~
 28 ~~appeared on the previous day's Senate calendar may be~~
 29 ~~placed by any senator on the proposed noncontroversial~~
 30 ~~calendar, which shall be published. Any bill or~~

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1 ~~resolution on the proposed noncontroversial calendar~~
 2 ~~shall be stricken from the list if any senator files~~
 3 ~~a written objection with the secretary of the senate~~
 4 ~~on the first or second legislative day after it~~
 5 ~~appears on the proposed noncontroversial calendar.~~
 6 ~~Any bill stricken from the proposed noncontroversial~~
 7 ~~calendar shall be returned to its former place on~~
 8 ~~the Senate calendar. The secretary shall prepare the~~
 9 ~~noncontroversial calendar which shall consist of all~~
 10 ~~bills or resolutions on the proposed noncontroversial~~
 11 ~~calendar to which no objection was received.~~
 12 ~~11 9.~~ If the senate shall not be in session on a
 13 day assigned in ~~paragraphs nine and ten~~ paragraph eight
 14 for action upon a calendar, such assigned action ~~shall~~
 15 may occur on the next succeeding legislative day.
 16 ~~12 10.~~ On any bill called up for debate from any
 17 calendar, debate may continue from day to day until
 18 it is adopted, fails, or is postponed or deferred.
 19 If further debate is postponed or deferred without a
 20 time to continue being set, ~~except for bills on the~~
 21 ~~debate calendar,~~ the bill shall be listed as unfinished
 22 business. Bills which are returned to the committee of
 23 first referral or to a different committee after being
 24 considered by the senate and classified as unfinished
 25 business shall be returned to the unfinished business
 26 calendar by that committee when the bill is reported
 27 out of committee. The unfinished business date on
 28 the calendar shall be the date on which the bill was
 29 returned to committee. ~~Bills on the debate calendar~~
 30 ~~upon which further debate is postponed or deferred~~

Page 8

1 ~~without a time to continue being set shall return to~~
2 ~~the regular calendar.~~

3 Rule 7

4 Reserved.

5 Rule 8

6 When Eligible for Consideration

7 Bills, resolutions, and appointments shall be
8 eligible for consideration by the senate as follows:

9 1. An appointment by the governor which requires
10 senate confirmation shall be eligible on the second
11 legislative day it is printed in the senate calendar as
12 provided by Rule 59.

13 2. A house or individually sponsored bill or
14 resolution reported out by a committee shall be
15 eligible on the second legislative day it is printed in
16 the senate calendar.

17 3. A committee bill or resolution sponsored by
18 the appropriations committee shall be eligible on the
19 second legislative day it is printed in the senate
20 calendar.

21 4. Any committee bill or resolution, other than
22 a bill or resolution sponsored by the appropriations
23 committee, shall be eligible on the third legislative
24 day it is printed in the senate calendar.

25 5. A bill that has been reported out to the
26 senate calendar, referred to a different committee
27 and reported out by that committee is eligible for
28 consideration by the senate on the day it would have
29 been eligible under subsection 2, 3, or 4, whichever
30 is applicable, as if the bill had been printed in the

Page 9

1 calendar after having been reported out by the first
2 committee.

3 Rule 9

4 Debate and Decorum

5 Before addressing the senate, the senator shall
6 request recognition by depressing the "speak" device
7 and, when recognized, rise and respectfully address the
8 chair.

9 The senator shall confine all remarks to the
10 question under debate and shall avoid discussing
11 personalities or implication of improper motives. No
12 questions except by the senator recognized shall be
13 entertained after a senator is recognized to give final
14 remarks.

15 Rule 10

16 Point of Personal Privilege

17 A point of personal privilege shall only be

18 recognized when there is no motion pending or other
 19 business being considered by the senate. Points of
 20 personal privilege shall not be in order during the
 21 time when appropriation subcommittees are scheduled
 22 to meet. Senators speaking on a point of personal
 23 privilege shall be limited to ten minutes.

24 Rule 11

25 Introduction and Presentation of Guests

26 Only former members of the senate and former and
 27 present members of Congress shall be presented to
 28 the senate, except that the president of the senate
 29 may present a visitor whose presence is of special
 30 significance to the senate. The ~~presence~~ introduction

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1 of school groups accompanied by school officials shall
 2 be announced by the president of the senate and shall
 3 be recorded in the journal upon written request of a
 4 member of the senate. Senators may be recognized to
 5 introduce guests in the galleries when there is no
 6 motion pending or other business being considered by
 7 the senate. Introductions shall be limited to one
 8 minute.

9 Rule 12

10 Form and Withdrawal of Motions, Amendments and

11 Signatures

12 Motions need not be in writing unless required by
 13 the president or by the senate. No motion requires
 14 a second. Any amendment, motion (including a motion
 15 to reconsider), or resolution may be withdrawn by the
 16 mover if it has not been amended by the senate and if
 17 no amendment is pending. All amendments to bills,
 18 resolutions, and reports shall be in writing and filed
 19 before being acted upon by the senate.

20 No amendment, resolution, bill, or conference
 21 committee report shall be considered by the senate
 22 without a copy of the amendment, resolution, bill, or
 23 conference committee report being on the desks of the
 24 entire membership of the senate prior to consideration.
 25 However, after the fourteenth week of the first
 26 session and the twelfth week of the second session,
 27 amendments and senate resolutions may be considered by
 28 the senate without a copy of the amendment or senate
 29 resolution being on the desks of the entire membership
 30 of the senate if a copy of the amendment or senate

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1 resolution is made available to the entire membership
 2 of the senate electronically. ~~Such~~ However, such
 3 consideration shall be deferred until a copy of the

4 amendment or senate resolution is on the desks of the
 5 ~~entire membership of the senate upon the request of any~~
 6 ~~senator desk of any senator who so requests.~~

7 All amendments, reports, petitions or other
 8 documents requiring a signature shall have the name
 9 printed under the place for the signature. Once a
 10 signature is affixed and the document containing the
 11 signature filed with the recording clerk in the well,
 12 that signature shall not be removed.

13 When an amendment to a main amendment is filed that
 14 would negate the effect of the main amendment and
 15 thereby leave the bill unchanged, the presiding officer
 16 shall have the authority to declare the amendment to
 17 the main amendment out of order, subject to an appeal
 18 to the full senate.

19 When a house amendment to a senate file is before
 20 the senate, an amendment to the house amendment shall
 21 be considered an amendment in the first degree.

22 Regardless of its origin, an amendment in the third
 23 degree shall be ruled out of order.

24 When a ruling on germaneness is issued by the
 25 presiding officer, it shall be accompanied by an
 26 explanation of the ruling.

27 Rule 13

28 Order and Precedence of Motions and Amendments

29 When a question is under debate, no motion shall
 30 be received but to adjourn, to recess, questions

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1 of privilege, to lay on the table, for the previous
 2 question, to postpone to a day certain, to refer,
 3 to amend, to postpone indefinitely, to defer, or
 4 incidental motions. A substitute is not in order
 5 unless it is in the form of a motion to substitute.
 6 Such motions shall have precedence in the order in
 7 which they are named. No motion to postpone to a
 8 day certain, to refer, or postpone indefinitely,
 9 being decided, shall be again allowed on the same
 10 day with regard to the same question. A motion to
 11 strike out the enacting clause of a bill shall have
 12 precedence over all amendments and, if carried, shall
 13 be considered equivalent to the rejection of the bill.

14 A motion to strike everything after the enacting
 15 clause has precedence over a committee amendment and
 16 all other amendments except one to strike the enacting
 17 clause. A committee amendment has precedence over all
 18 other amendments except as provided in this rule.

19 A motion to rerefer a bill to committee may specify
 20 when the committee shall report the bill to the senate.
 21 If the motion is adopted in such form, the committee
 22 must report the bill by the date and time specified

23 with or without recommendation or the bill shall
 24 automatically be returned to the calendar. When the
 25 bill is returned to the calendar, it shall occupy
 26 the same position it occupied at the time the bill
 27 was rereferred to the committee. If the committee
 28 to which the bill is rereferred submits an amendment
 29 in its report, that committee amendment shall take
 30 precedence over other amendments except if that

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1 committee amendment is in conflict with amendments
 2 previously adopted, the committee amendment shall
 3 not be considered until consideration of motions to
 4 reconsider the previously adopted amendments result
 5 in removing the conflict. A committee may not file
 6 an amendment to a bill unless the bill is in the
 7 committee's possession.

8 Rule 14

9 Motions Before the Senate

10 Motions before the senate shall be displayed on the
 11 electronic voting system display boards.

12 Rule 15

13 Nondebatable Motions

14 The following motions are not debatable:

15 Adjourn

16 Recess

17 Lift a Call of the Senate

18 Lay on Table or Take from Table

19 Previous Question

20 Reconsider vote by which bill was placed on last
 21 reading.

22 A Motion to Reconsider and Lay the Motion to
 23 Reconsider on the Table (Double-barreled Motion).

24 Rule 16

25 Division of the Question

26 Any senator may call for a division of a question,
 27 which shall be divided if it includes propositions
 28 so distinct that if one is taken away, a substantive
 29 proposition shall remain in a technically proper form
 30 for the decision of the senate. A motion to strike out

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1 and insert is indivisible; but a motion to strike out,
 2 if lost, shall not preclude amendments to the matter
 3 attempted to be stricken or a motion to strike out and
 4 insert.

5 Rule 17

6 The Previous Question

7 The previous question shall be in this form: "Shall
 8 debate be closed on the pending question?" A motion

9 for the previous question may be adopted by a majority
 10 of the senators present and voting. Its effect shall
 11 be to put an end to debate and bring the senate to a
 12 direct vote upon the pending question. However, any
 13 senator who has not previously spoken on the pending
 14 question and who, after the main question is taken up
 15 and before the motion for the previous question has
 16 been made, requested recognition by depressing the
 17 "speak" device may speak no longer than five minutes
 18 on the pending question. If action on the pending
 19 question continues into another legislative day or is
 20 deferred, the previous question shall apply and the
 21 requests to be recognized shall be honored.
 22 When the motion applies to an amendment, the senator
 23 proposing the amendment shall have five minutes to
 24 close debate on the amendment.
 25 The senator handling the measure under consideration
 26 shall have ten minutes to close debate on the main
 27 question.

28 Rule 18

29 Call of the Senate

30 Ten senators may file in writing a call of the

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1 senate on any single item of legislative business.
 2 A call of the senate requires the presence of every
 3 senator and is in order at any time prior to the vote
 4 being announced by the president. The sergeant-at-arms
 5 shall return promptly all absent senators. Debate
 6 on the item may continue while absent senators are
 7 returning, but no vote on the item is in order on it
 8 until all have returned. Adoption of a motion to
 9 recess or adjourn to a specific time will not lift
 10 the call. The call may be lifted, or a senator may
 11 be excused from the call without lifting the call, by
 12 a vote of a constitutional majority of the senators.
 13 Those senators excused prior to the filing of the call
 14 are excused from the call.

15 Rule 19

16 Committee of the Whole

17 The senate may resolve itself into a committee of
 18 the whole senate when it wishes to permit more free and
 19 informal discussion. Persons other than senators may
 20 appear and present information.

21 Any senator may move "that the senate now resolve
 22 itself into a committee of the whole to consider" a
 23 stated subject.

24 The president of the senate shall be chair of the
 25 committee of the whole unless otherwise ordered by the
 26 senate.

27 The procedure in committee of the whole is subject

28 to the rules of the senate. The previous question and
 29 the motion to reconsider shall be in order.
 30 The committee of the whole cannot take any final

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1 action and its power is limited to recommendation to
 2 the senate. The proceedings of the committee of the
 3 whole, including any roll call vote, shall be printed
 4 in the journal.
 5 Any senator may at any time, except while voting or
 6 while a senator has the floor, move that "the committee
 7 rise" which is equivalent to a motion to adjourn.
 8 After adoption of the motion to rise, the chair
 9 may report to the senate in the same manner as other
 10 committee reports are given.

11 Rule 20

12 Last Reading and Passage of Bills

13 When a motion to place a bill on its last reading is
 14 lost, the same motion shall be in order at any later
 15 time. After the last reading of a bill, no amendment
 16 shall be received. The vote on final passage shall be
 17 taken immediately without debate.

18 Rule 21

19 Engrossment of Bills

20 An engrossment is a proofreading and verification
 21 in order to be certain that a bill before the senate is
 22 identical with the original bill as introduced with all
 23 amendments which have been adopted correctly inserted.
 24 In an engrossed bill, all obvious typographical,
 25 spelling or other clerical errors are corrected and
 26 section or paragraph numbers and internal references
 27 are changed as required to conform the original bill
 28 to any amendments which have been adopted. All such
 29 corrections or changes shall be reported in the journal
 30 by the secretary of the senate. The engrossed bill

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1 shall be placed in the bill file with the original bill
 2 and amendments.

3 Rule 22

4 Manner of Voting

5 On voice vote, the question shall be distinctly put
 6 in this form: "Those in favor of (the question) say
 7 ~~'aye'~~ 'aye.'" "Those opposed to (the question) say ~~'no'~~
 8 'no'."

9 A non-record or record roll call vote may be
 10 requested by any senator or ordered by the president
 11 any time before the results are announced. A
 12 non-record roll call shall be requested by asking for a
 13 "division". A record roll call shall be requested by

14 asking for a “record”. Upon request for a non-record
 15 or record roll call vote, the president shall announce
 16 that such a non-record or record roll call vote has
 17 been requested and shall state the question to be put
 18 to the senate. The president then shall direct the
 19 secretary of the senate to receive the votes.

20 Senators present may cast their votes, either
 21 by operating the voting mechanism located at their
 22 assigned desk or by signaling the president if they are
 23 unable to vote at their assigned desk. The president
 24 shall enter the votes of senators signaling their
 25 votes.

26 After sufficient time has elapsed for all senators
 27 present to record their votes, the president shall
 28 direct the secretary of the senate to close the voting
 29 system. The president shall still enter the senators’
 30 votes at any time prior to directing the secretary of

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1 the senate to lock the voting system. The president
 2 shall then immediately announce the vote.

3 During a record roll call vote, both individual
 4 votes and vote totals shall be indicated on the display
 5 boards and printed in the journal. On non-record
 6 roll calls, only vote totals shall be indicated on the
 7 display boards and printed in the journal.

8 In the event the electronic voting system is not
 9 in operating order, the president shall direct the
 10 secretary of the senate to take the non-record or
 11 record roll call by calling the names of the senators
 12 in alphabetical order.

13 Rule 23

14 Duty of Voting

15 Every senator present when a question is put shall
 16 vote “aye”, “no”, or “present” unless previously
 17 excused by the senate. Upon demand being made by any
 18 senator, the secretary of the senate shall call in
 19 alphabetical order the names of the senators not voting
 20 or voting “present”. Those senators called shall vote
 21 “aye” or “no” unless the senator states a personal
 22 interest in the question or concludes that he or she
 23 should not vote under the senate code of ethics.

24 Rule 24

25 Reconsideration

26 When a main motion has been decided by the senate,
 27 any senator having voted on the prevailing side
 28 may move to reconsider the vote on the same or next
 29 legislative day. Motions to reconsider the vote on a
 30 bill or resolution shall be in writing and filed with

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1 the secretary of the senate.
2 Notwithstanding any time limitations applicable
3 to motions to reconsider main motions, a motion to
4 reconsider the vote on an amendment may be made at
5 any time before final disposition of the motion to
6 be amended. Such motion shall be in writing and
7 filed with the secretary of the senate. A motion to
8 reconsider an amendment to a main motion shall be taken
9 up for consideration only prior to the disposition of
10 the main motion or upon reconsideration of the main
11 motion.
12 A constitutional majority by a record roll call is
13 necessary to reconsider a bill or joint resolution.
14 During three legislative days from the date the motion
15 to reconsider a bill or resolution is filed, only the
16 mover may call it up. Thereafter, any senator may call
17 up the motion. If a date for adjournment has been set
18 by resolution of the senate, any senator may call up
19 a motion to reconsider at any time within three days
20 prior to the date set for adjournment.
21 If the motion to reconsider a bill or resolution
22 prevails, motions to reconsider amendments thereto
23 shall be in order and shall be disposed of without
24 delay.
25 A motion that any action taken by the senate be
26 reconsidered and the motion to reconsider be laid upon
27 the table shall be a single and indivisible motion,
28 known as the double-barreled motion, which, if carried,
29 shall have the effect of preventing reconsideration
30 unless a motion to take from the table prevails.

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1 A constitutional majority is necessary for the
2 double-barreled motion to prevail on a bill or joint
3 resolution. The double-barreled motion can only be
4 made from the floor after the vote is announced and the
5 member who moved the final reading shall have priority
6 in making it.
7 A motion to reconsider and lay on the table shall
8 have priority over a motion to reconsider if they are
9 both filed on the same legislative day.
10 In the event that a motion to reconsider is pending
11 at the end of the first session or any extraordinary
12 session of any general assembly, or the general
13 assembly adjourns sine die, and the motion has not been
14 voted upon by the senate, it shall be determined to
15 have failed.
16
17

18 No standing rule, rules incorporated by reference
 19 under Rule 3, or order of the senate shall be rescinded
 20 or suspended, except by unanimous consent of the senate
 21 or by an affirmative vote of a constitutional majority
 22 of the senate voting on a simple resolution.

23 INTRODUCTION AND FORM OF BILLS

24 Rule 26

25 Time and Method of Introducing Bills and Amendments
 26 All bills to be introduced in the senate shall be
 27 typed in proper form by the legislative services agency
 28 and shall be filed with the recording clerk.
 29 All amendments shall be typed in proper form and
 30 filed with the recording clerk not later than 4:30

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1 p.m., or adjournment, whichever is later, in order to
 2 be listed in the following day's clip sheet.
 3 An "impact amendment" is an amendment which
 4 reasonably could have an annual effect of at least one
 5 hundred thousand dollars or a combined total effect
 6 within five years after enactment of five hundred
 7 thousand dollars or more on the aggregate revenues,
 8 expenditures or fiscal liability of the state or its
 9 subdivisions.
 10 An impact amendment to a bill which has been on
 11 the calendar for at least three full legislative days
 12 prior to its consideration shall not be taken up by the
 13 senate unless:
 14 1) a fiscal note is attached, and the amendment is
 15 filed at least one legislative day prior to the date
 16 set for consideration of the bill; or
 17 2) the amendment is an appropriation or other
 18 measure where the total effect is stated in dollar
 19 amounts.

20 Rule 27

21 Limit on Introduction of Bills

22 No bill or joint resolution, except bills and
 23 joint resolutions cosponsored by the majority and
 24 minority floor leaders, or companion bills and joint
 25 resolutions sponsored by the majority floor leaders of
 26 both houses, shall be introduced in the senate after
 27 4:30 p.m. on Friday of the fifth week of the first
 28 regular session of a general assembly unless a formal
 29 request for drafting the bill has been filed with the
 30 legislative services agency before that time. After

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1 adjournment of the first regular session, bills may
 2 be prefiled at any time before the convening of the
 3 second regular session. No bill shall be introduced

4 after 4:30 p.m. on Friday of the second week of the
 5 second regular session of a general assembly unless a
 6 formal request for drafting the bill has been filed
 7 with the legislative services agency before that time.
 8 However, standing committees may introduce bills and
 9 joint resolutions at any time. A bill which relates
 10 to departmental rules sponsored by the administrative
 11 rules review committee and approved by a majority
 12 of the members of the committee in each house may
 13 be introduced at any time and must be referred to a
 14 standing committee which must take action on the bill
 15 within three weeks. Senate and concurrent resolutions
 16 may be introduced at any time.
 17 No bill, joint resolution, concurrent resolution
 18 or senate resolution shall be introduced at any
 19 extraordinary session unless sponsored by a standing
 20 committee, the majority and minority floor leaders, or
 21 the committee of the whole.

22 Rule 28

23 Introduction, Reading, and Form of Bills and 24 Resolutions

25 Every senate bill and resolution shall be introduced
 26 by one or more senators or by any standing committee
 27 of the senate and shall at once be given its first
 28 reading.

29 If the senate is in session when a bill or
 30 resolution is introduced, the first reading shall

Page 23

1 consist of reading its file number, the title and
 2 sponsor of the bill. If the senate is not in session
 3 but a journal is published for the day, the first
 4 reading shall consist of a journal entry of the bill's
 5 file number, title, sponsor and the notation "Read
 6 first time under Rule 28".

7 Any bill or resolution approved for introduction by
 8 a standing committee during an interim period between
 9 sessions of one General Assembly shall be introduced
 10 without further action by the committee at the next
 11 succeeding regular session of the same General Assembly
 12 and placed immediately upon the regular calendar.

13 Every bill and resolution referred to committee
 14 shall have received two readings before its passage.

15 The subject of every bill shall be expressed in its
 16 title.

17 Rule 29

18 Explanations

19 No bill, except appropriation committee bills and
 20 simple or concurrent resolutions, shall be introduced
 21 unless a concise and accurate explanation is attached.
 22 The chief sponsor or a committee to which the bill has

23 been referred may add a revised explanation at any time
 24 before the last reading, and it shall be included in
 25 the daily clip sheet.

26 Rule 30

27 Resolutions

28 A "senate resolution" is A resolution acted upon
 29 only by the senate which relates to an accomplishment
 30 of national or international status; the dedication

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1 of a day by a statewide or national group; the
 2 one hundredth, one hundred twenty-fifth, or one
 3 hundred fiftieth anniversary of a local government
 4 or organization; the recognition of state ties to
 5 other governments; the retirement of a senator
 6 or long-time senate employee; or to rules and
 7 administrative matters, including the appointment
 8 of special committees, within the senate. A senate
 9 resolution requires the affirmative vote of a majority
 10 of the senators present and voting, unless otherwise
 11 required in these rules. A senate resolution shall
 12 be filed with the secretary of the senate. A senate
 13 resolution shall be printed in the bound journal after
 14 its adoption and in the daily journal upon written
 15 request to the secretary of the senate by the sponsor
 16 of the resolution. Other expressions of sentiment
 17 or recognition may be made with the issuance of a
 18 certificate of recognition.

19 Rule 31

20 Nullification Resolutions

21 A nullification resolution may be introduced
 22 by a standing committee, the administrative rules
 23 review committee, or any member of the senate.
 24 A nullification resolution introduced by the
 25 administrative rules review committee or a member
 26 of the senate shall be referred to the same standing
 27 committee it would be referred to if it was a bill.
 28 Any nullification resolution may be referred to the
 29 administrative rules review committee by a majority
 30 vote of the standing committee which introduced it

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1 or to which it was referred. The administrative
 2 rules review committee may seek an agreement with the
 3 affected administrative agency wherein the agency
 4 agrees to voluntarily rescind or modify a rule or rules
 5 relating to the subject matter of the nullification
 6 resolution. An agreement to voluntarily rescind
 7 or modify an administrative agency rule shall be in
 8 writing and signed by the chief administrative officer

9 of the administrative agency and a majority of the
 10 administrative rules review committee members of each
 11 house and shall be placed on file in the offices of
 12 the chief clerk of the house, the secretary of the
 13 senate and the secretary of state. If an agreement is
 14 not reached, or the nullification resolution is not
 15 approved by a majority of the administrative rules
 16 review committee members of each house, within two
 17 weeks of the date the resolution is referred to the
 18 administrative rules review committee, the resolution
 19 shall be placed on the calendar. If the nullification
 20 resolution is approved by the administrative rules
 21 review committee it shall be placed on the calendar.
 22 A nullification resolution is subject to a motion to
 23 withdraw the nullification resolution as provided in
 24 rule 42.

25 A nullification resolution is debatable, but cannot
 26 be amended on the floor of the senate.

27 Rule 32

28 Resolutions, Applicable Rules

29 All rules applicable to bills shall apply to
 30 resolutions, except as otherwise provided in the rules.

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1 Rule 33

2 Study Bills

3 1. A study bill is any matter which a senator
 4 wishes to have considered by a standing committee or
 5 appropriations subcommittee for introduction as a
 6 committee bill or resolution. The term "study bill"
 7 includes "proposed bills" provided for in Rule 37 and
 8 departmental requests prefiled in the manner specified
 9 in section 2.16 of the Code.

10 2. A study bill shall bear the name of the member
 11 who wishes to have the bill considered. A study bill
 12 proposed by a state agency shall bear the name of the
 13 agency. A committee chair may submit a study bill in
 14 the name of that committee.

15 3. Upon first receiving a study bill from a
 16 senator, a committee chairperson shall submit three
 17 copies to the secretary of the senate. Study bills
 18 received in the secretary of the senate's office before
 19 3:00 p.m. shall be filed, numbered, and reported in
 20 the journal for that day. Study bills received in the
 21 secretary of the senate's office after 3:00 p.m. shall
 22 be filed, numbered, and reported in the journal for the
 23 subsequent day. The secretary shall number such bills
 24 in consecutive order. The secretary shall maintain a
 25 record of all study bills and their assigned number.
 26 Committee records shall refer to study bills by the
 27 number assigned by the secretary.

28 4. The secretary shall file a report in the journal
 29 of each study bill received. The report shall show
 30 the study bill number, its title or subject matter

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1 and the committee which is considering it. If a study
 2 bill is referred to a subcommittee, then the committee
 3 chairperson shall report in the journal the names of
 4 the subcommittee members to which it is assigned.
 5 ~~5. If a committee bill or resolution is introduced~~
 6 ~~which was not previously the subject of a study bill~~
 7 ~~in the sponsoring committee, the majority leader may~~
 8 ~~re refer the bill back to the committee.~~

9 ~~6.5.~~ A study bill not prepared by the legislative
 10 services agency may be submitted to a standing
 11 committee, but shall not be considered by the full
 12 committee unless reviewed and typed in proper form by
 13 the legislative services agency.

14 COMMITTEES AND COMMITMENT

15 Rule 34

16 Committee Appointments

17 Committee appointments shall be made by the majority
 18 leader for majority party members, after consultation
 19 with the president, and by the minority leader for
 20 minority party members, after consultation with the
 21 president. No senator shall serve on more than six
 22 standing committees. The majority leader, after
 23 consultation with the president, shall designate the
 24 chairperson and vice-chairperson of each standing
 25 committee. The minority leader, after consultation
 26 with the president, shall designate the ranking member
 27 of each standing committee from the minority membership
 28 of that committee.

29 Rule 35

30 Standing Committees

Page 28

1 The names of the standing committees of the senate
 2 shall be:

- 3 Agriculture
- 4 Appropriations
- 5 Commerce
- 6 Economic Growth
- 7 Education
- 8 Government Oversight
- 9 Human Resources
- 10 Judiciary
- 11 Labor and Business Relations
- 12 Local Government
- 13 Natural Resources and Environment

14 Rules and Administration
 15 State Government
 16 Transportation
 17 Veterans Affairs
 18 Ways and Means

19 Rule 36

20 Committee on Rules and Administration
 21 The committee on rules and administration shall
 22 recommend rules and rule changes to the senate, shall
 23 hire senate employees, shall recommend salary scales
 24 for all senate employees, and shall oversee senate
 25 budget and administration matters.
 26 The committee on rules and administration will
 27 select, for senate approval, an individual to serve as
 28 secretary of the senate.
 29 The committee shall have the following standing
 30 subcommittees:

Page 29

1 1. Joint Rules
 2 2. Senate Rules
 3 3. Administrative Services
 4 4. Caucus Services
 5 The majority leader shall serve as chair of the
 6 rules and administration committee and as chair of
 7 the standing subcommittee on caucus services. The
 8 president of the senate shall serve as vice-chair of
 9 the rules and administration committee, and as chair of
 10 the subcommittee on administrative services.

11 Rule 37

12 Appropriations Committee

13 The appropriations committee shall receive bills
 14 committed to it and shall assign each to one of the
 15 appropriations subcommittees.
 16 The appropriations subcommittees shall be named:
 17 Administration and Regulation
 18 Agriculture and Natural Resources
 19 Economic Development
 20 Education
 21 Health and Human Services
 22 Justice System
 23 Transportation, Infrastructure, and Capitals
 24 The appropriations subcommittees shall receive
 25 bills assigned to them or may originate proposed bills
 26 within the subcommittee's jurisdiction as defined by
 27 the appropriations committee for consideration by the
 28 appropriations committee. Each subcommittee may submit
 29 amendments to bills together with the subcommittee's
 30 recommended action to the appropriations committee.

Page 30

1 If a bill or proposed bill is submitted to the
 2 appropriations committee by an appropriations
 3 subcommittee the appropriations committee may:
 4 1. report the bill or approve the proposed bill for
 5 introduction by the appropriations committee;
 6 2. report the bill with any appropriations
 7 committee-approved amendments incorporated;
 8 3. draft a new bill for sponsorship by the
 9 appropriations committee and report it; or
 10 4. re-refer it together with the appropriations
 11 committee's objections to the appropriations
 12 subcommittee from which it was originally referred or
 13 which originated the draft bill.
 14 The appropriations committee and subcommittees may
 15 meet jointly with the appropriations committee of the
 16 house of representatives.

17 Rule 38

18 First Reading and Commitment

19 Upon the first reading of an individual bill or
 20 resolution, or a house committee bill or resolution,
 21 the president shall refer the bill or resolution to
 22 an appropriate standing committee. If the bill or
 23 resolution is a senate committee bill or resolution,
 24 the president shall place it on the calendar after
 25 its first reading. If the subject of the bill or
 26 resolution is not germane to the title of the committee
 27 presenting it, the president of the senate may refer it
 28 to a committee deemed appropriate.
 29 All bills carrying an appropriation for any purpose
 30 or involving the expenditure of state funds shall be

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1 referred to the committee on appropriations.
 2 All bills pertaining to the levy, assessment or
 3 collection of taxes or fees shall be referred to the
 4 committee on ways and means.
 5 Any bill which provides for a new state board,
 6 commission, agency or department or makes separate or
 7 autonomous an existing state board, commission, agency
 8 or department, shall be referred to the committee
 9 on state government. If the bill or resolution is
 10 so referred after being sponsored or reported out
 11 by another committee, and if the committee on state
 12 government does not report out the bill or resolution
 13 within ten legislative days after referral, the bill
 14 or resolution shall automatically be restored to the
 15 calendar with the same priority it had immediately
 16 before referral.
 17 This rule shall also apply when such provisions are

18 added to a bill or resolution by amendment adopted by
19 the senate.

20 Rule 39

21 Rules for Standing Committees

22 The following rules shall govern all standing
23 committees of the senate. Any committee may adopt
24 additional rules which are consistent with these rules:

25 1. A majority of the members shall constitute a
26 quorum.

27 2. The chair of a committee shall refer each bill
28 and resolution to a subcommittee within seven days
29 after the bill or resolution has been referred to
30 the committee. The chair may appoint subcommittees

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1 for study of bills and resolutions without calling a
2 meeting of the committee, but the subcommittee must
3 be announced at the next meeting of the committee. No
4 bill or resolution shall be reported out of a committee
5 until the next meeting after the subcommittee is
6 announced, except that the chair of the appropriations
7 committee may make the announcement of the assignment
8 to a subcommittee by placing a notice in the journal.

9 Any bill so assigned by the appropriations committee
10 chair shall be eligible for consideration by the
11 committee upon report of the subcommittee but not
12 sooner than three legislative days following the
13 publication of the announcement in the journal.

14 When a bill or resolution has been assigned to a
15 subcommittee, the chair shall report to the senate
16 the bill or resolution number and the names of the
17 subcommittee members and such reports shall be reported
18 in the journal. Subcommittee assignments shall be
19 reported to the journal daily. Reports filed before
20 3:00 p.m. shall be printed in the journal for that
21 day; reports filed after 3:00 p.m. shall be printed in
22 the journal for the subsequent day.

23 Where standing subcommittees of any committee have
24 been named, the names of the members and the title of
25 the subcommittee shall be published once and thereafter
26 publication of assignments may be made by indicating
27 the title of the subcommittee.

28 3. No bill or resolution shall be considered by a
29 committee until it has been referred to a subcommittee
30 and the subcommittee has made its report unless

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1 otherwise ordered by a majority of the members.
2 4. The rules adopted by a committee, including
3 subsections 2, 3, 9, 10, 11, and 12 of this rule, may

4 be suspended by an affirmative vote of a majority of
 5 the members of the committee.

6 5. The affirmative vote of a majority of the
 7 members of a committee is needed to sponsor a committee
 8 bill or resolution or to report a bill or resolution
 9 out for passage.

10 6. The vote on all bills and resolutions shall be
 11 by roll call unless a short-form vote is unanimously
 12 agreed to by the committee. A record shall be kept by
 13 the secretary.

14 7. No committee, except a conference committee, is
 15 authorized to meet when the senate is in session.

16 8. A subcommittee shall not report a bill to the
 17 committee unless the bill has been typed into proper
 18 form by the legislative services agency.

19 9. A bill or resolution shall not be voted upon the
 20 same day a public hearing called under subsection 10 is
 21 held on that bill or resolution.

22 10. Public hearings may be called at the discretion
 23 of the chair. The chair shall call a public hearing
 24 upon the written request of one-half the membership of
 25 the committee. The chair shall set the time and place
 26 of the public hearing.

27 11. A subcommittee chair must notify the committee
 28 chair not later than one legislative day prior to
 29 bringing the bill or resolution before the committee.
 30 The committee cannot vote on a bill or resolution for

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1 at least one full day following the receipt of the
 2 subcommittee report by the chairperson.

3 12. A motion proposing action on a bill or
 4 resolution that has been defeated by a committee shall
 5 not be voted upon again at the same meeting of the
 6 committee.

7 13. Committee meetings shall be open.

8 Rule 40

9 Voting in Committee

10 All committee meetings shall be open at all times.
 11 Voting by secret ballot is prohibited. Roll call votes
 12 shall be taken in each committee when final action on
 13 any bill or resolution is voted, unless a short-form
 14 vote is unanimously agreed to by the committee. A roll
 15 call vote also shall be taken in each committee at the
 16 request of a member upon any amendment or motion. All
 17 results shall be entered in the minutes which shall be
 18 public records. Records of these votes shall be made
 19 available by the chair or the committee secretary at
 20 any time. This rule also applies to the appropriations
 21 subcommittees.

22 The committee shall not authorize the introduction

23 of a committee bill or resolution until the members
 24 have received final copies of the bill or resolution
 25 with amendments or changes incorporated, and typed
 26 into proper form by the legislative services agency.
 27 The committee may, by unanimous consent, dispense with
 28 this requirement and instruct the legislative services
 29 agency to file a report with the committee members
 30 detailing the amendments or changes and this report

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1 shall become a part of the committee report.

2 Rule 41

3 Announcement of Committee Meetings

4 It shall be in order for the chair of any committee
 5 to announce to the senate the time and place of
 6 committee meetings. The announcement shall include a
 7 proposed agenda for the meeting. The sergeant-at-arms
 8 shall post at the rear of the chamber the daily
 9 schedule of committee meetings.

10 Rule 42

11 Withdrawal of Bills and Resolutions from Committee

12 The secretary of the senate shall note on each bill
 13 and resolution the date of its reference to committee.
 14 No bill or resolution shall be withdrawn from any
 15 committee within fifteen legislative days after the
 16 bill or resolution has been referred to the committee
 17 and thereafter only upon written petition for the
 18 withdrawal of such bill or resolution signed by a
 19 constitutional majority of the senators, except as
 20 provided in Rule 38. Only senators may circulate such
 21 a petition.

22 Rule 43

23 Committee Reports

24 All committees shall file a report of committee
 25 meetings. Such reports shall contain the following
 26 information:
 27 a. The time the meeting convened;
 28 b. Those senators who were present and absent at
 29 the time the meeting convened, as well as the time any
 30 senator, who was not present at the time the meeting

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1 convened, arrives for the meeting;

2 c. The vote on any bill or resolution reported out
 3 of the committee for floor action;

4 d. The title of the bill;

5 e. The file number of the bill or resolution (if
 6 known);

7 f. Whether the committee recommends that the
 8 bill or resolution be passed, amended and passed,

9 indefinitely postponed, or considered without committee
10 recommendation;

11 g. An indication of other bills or matters
12 discussed;

13 h. Such other matters as the committee chair shall
14 direct; and

15 i. The time the meeting adjourned.

16 No committee report shall be read, but all committee
17 reports shall be printed in the journal. Upon
18 printing, all committee reports shall then stand
19 approved unless the senate directs otherwise.

20 Rule 44

21 Bills or Resolutions Recommended for Indefinite
22 Postponement

23 No senate bill or resolution recommended for
24 indefinite postponement shall be considered in the
25 absence of the chief sponsor or, if a house bill or
26 resolution, in the absence of the senator representing
27 the district in which the sponsor resides. When a
28 question is postponed indefinitely, it shall not be
29 again acted upon during that session of the general
30 assembly.

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1 GENERAL RULES

2 Rule 45

3 Access to Senate Chamber and Decorum

4 The persons who shall have access to the senate
5 chamber, and the times access shall be available, and
6 the rules governing activities in the chamber and other
7 areas controlled by the senate shall be as prescribed
8 by the rules and administration committee pursuant to a
9 written policy adopted by the committee and filed with
10 the secretary of the senate.

11 Rule 46

12 Legislative Interns and Aides

13 Legislative interns for senators shall be allowed
14 on the floor of the senate in accordance with Rule 45;
15 provided that each intern first has obtained a name
16 badge from the secretary of the senate. The secretary
17 of the senate shall issue an appropriate badge to all
18 interns for senators.

19 Rule 47

20 Clearing of Lobby and Gallery

21 In case of disturbance or disorderly conduct in the
22 lobby or gallery, the presiding officer may order it
23 cleared.

24 Rule 48

25 Presentation of Petitions

26 Each petition shall contain a brief statement of its
27 subject matter and the name of the senator presenting

28 it. Petitions shall be filed with the secretary of the
29 senate and noted in the journal.

30 Rule 49

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1 Distribution of Printed Material
2 No general distribution of printed material in
3 the senate shall be allowed unless authorized by the
4 secretary of the senate or by a senator.

5 Rule 50

6 Concerning the Printing of Papers

7 Any paper, other than that contemplated by Section
8 10, Article III of the Constitution of the State of
9 Iowa, presented to the senate may, with the consent of
10 a constitutional majority, be printed in the journal.

11 Rule 51

12 Reprinting of Documents

13 When any bill has been substantially amended by the
14 senate, the secretary of the senate shall order the
15 bill reprinted on paper of a different color. All
16 adopted amendments inserting new material shall be
17 distinguishable.

18 The secretary of the senate may order the printing
19 of a reasonable number of additional copies of bills,
20 resolutions, amendments or journals.

21 OFFICERS AND EMPLOYEES

22 Rule 52

23 Duties of the President

24 The senate shall elect, from its membership, a
25 president. The president shall call the senate to
26 order at the hour to which the senate is adjourned and
27 shall proceed with the regular order of daily business.
28 The president shall preserve order and decorum and
29 decide all questions of order and corrections to the
30 journal. The president shall direct voting as provided

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1 in rule 22. When a ruling on germaneness is issued by
2 the presiding officer, it shall be accompanied by an
3 explanation of the ruling. The president of the senate
4 shall be the chair of the committee of the whole unless
5 otherwise ordered by the senate, under rule 19.

6 Upon the first reading of an individual bill or
7 resolution, or a house committee bill or resolution,
8 the president shall refer the bill or resolution to
9 the appropriate standing committee. If the bill or
10 resolution is a senate committee bill or resolution,
11 the president shall place it on the calendar after
12 its first reading. If the subject of the bill or
13 resolution is not germane to the title of the committee

14 presenting it, the president of the senate may refer it
15 to the appropriate committee.

16 The president shall sign legislative enactments upon
17 their enrolling.

18 The president of the senate shall serve as a member
19 of the legislative council and the senate rules and
20 administration committee. The president shall serve
21 on the rules and administration committee as chair of
22 the standing subcommittee designated to supervise the
23 secretary of the senate and other employees of the
24 administrative services division of the senate.

25 Rule 53

26 The President Pro Tempore
27 The senate shall elect, from its membership, a
28 president pro tempore. When the president is absent,
29 the president pro tempore shall preside, except when
30 the chair is filled by temporary appointment by the

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1 president or the majority leader.

2 The president pro tempore, when presiding, shall
3 perform duties as prescribed in rule 52, paragraphs 1
4 and 2.

5 The president pro tempore shall serve as a member of
6 the legislative council and as a member of the senate
7 committee on rules and administration.

8 Rule 54

9 Secretary of the Senate

10 The secretary of the senate shall be a nonpartisan
11 officer of the senate and shall:

12 1. Serve as chief administrative officer of the
13 senate.

14 2. Have charge of the secretary's desk.

15 3. Be responsible for the custody and safekeeping
16 of all bills, resolutions, and amendments filed, except
17 while they are in the custody of a committee.

18 4. Have charge of the daily journal.

19 5. Have control of all rooms assigned for the use
20 of the senate.

21 6. Keep a detailed record of senate action on all
22 bills and resolutions.

23 7. Insert adopted amendments into bills before
24 transmittal to the house of representatives and prior
25 to final enrollment.

26 8. Prescribe the duties of and supervise all senate
27 employees.

28 9. Authorize all expenditures of funds within the
29 senate budget.

30 10. The secretary of the senate shall also act as

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1 senate parliamentarian and shall:

2 4 a. Advise the presiding officer of the senate
3 about parliamentary procedures during deliberations of
4 the senate.

5 2 b. Perform other duties as prescribed by the
6 committee on rules and administration.

7 3 c. Process the handling of amendments when filed
8 and during the floor consideration of bills.

9 Rule 55

10 Legal Counsel

11 The legal counsel shall be the secretary of the
12 senate or a contractual employee of the senate and
13 shall:

14 1. Serve as attorney and counselor for the senate.

15 2. At the request of the majority or minority
16 leaders, research any legal issue in which the senate
17 has an interest. However, the legal counsel shall not
18 issue nor venture any opinions on unresolved questions
19 of law unless permitted by both the majority and
20 minority leaders.

21 Rule 56

22 Sergeant-at-Arms

23 The sergeant-at-arms shall be an employee of the
24 senate and shall:

25 1. Wear the appropriate badge of his or her office.

26 2. Attend the senate during its sessions.

27 3. Aid in the enforcement of order under the
28 direction of the president of the senate and the
29 secretary of the senate.

30 4. Execute the commands of the senate.

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1 5. See that no unauthorized person disturbs the
2 contents of the senators' desks.

3 6. Supervise the doorkeepers, the assistant
4 sergeant-at-arms, and pages.

5 7. Announce all delegations from the governor or
6 house.

7 8. Supervise the seating of visitors and press
8 representatives.

9 Rule 57

10 Senate Secretaries

11 Every senator shall be permitted to employ for each
12 session of a general assembly a personally selected
13 secretary.

14 Rule 58

15 Use of Electronic Voting System

16 Any officer or employee of the senate, other than
17 a duly elected member of the senate, who operates the

18 electronic voting machine mechanism located at the
 19 desk of said member of the senate shall be subject to
 20 immediate termination from employment. The provisions
 21 of this paragraph only shall not apply during the
 22 taking of a record or non-record roll call vote
 23 utilizing to the use of the page bell or to testing of
 24 the electronic voting system.

25 CONFIRMATION OF APPOINTMENTS

26 Rule 59

27 Appointments

28 The secretary of the senate shall:

29 a. send, to each appointee submitted by the
 30 governor for senate confirmation, a copy of a

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1 senate questionnaire as approved by the rules and
 2 administration committee;
 3 b. receive completed questionnaires from appointees
 4 and forward copies of the completed questionnaires to
 5 appropriate committee members;
 6 c. maintain "Confirmation Calendar" categories
 7 on the senate calendar as directed under this rule,
 8 senate rule 6, and by the committee on rules and
 9 administration. No appointee shall be listed as
 10 eligible on the confirmation calendar until the
 11 secretary has received the appointee's completed senate
 12 questionnaire.
 13 As soon as possible after the convening of a
 14 session, and again within one week following March
 15 1, the secretary of the senate shall publish in the
 16 senate journal the names of all nominees submitted
 17 for confirmation. The secretary of the senate shall
 18 maintain a file of all appointments received from the
 19 governor for confirmation. The file shall contain
 20 a description of the duties and the compensation
 21 for each nominee. The file shall show the date an
 22 appointment was received from the governor, the date
 23 the appointment was published in the journal, whether
 24 the nominee has been introduced, whether a committee
 25 report has been filed, when the senate questionnaire
 26 was sent to the appointee, and shall include a copy of
 27 the appointee's completed senate questionnaire, upon
 28 receipt.
 29 INVESTIGATING COMMITTEES. All appointments received
 30 from the governor shall be referred to the rules

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1 and administration committee by the secretary of
 2 the senate on the same day they are published in
 3 the senate journal. The rules and administration

4 committee shall establish an en bloc confirmation
5 calendar which must be filed with the secretary of
6 the senate. Within three (3) legislative days after
7 receiving an appointment, the committee shall either
8 place a nominee on the en bloc confirmation calendar
9 or assign the nominee to an appropriate standing
10 committee for further investigation, publishing notice
11 of such assignment in the senate journal for the next
12 legislative day. If the rules and administration
13 committee fails to take action on a nominee within the
14 three days, the nominee shall automatically be placed
15 on the en bloc confirmation calendar.

16 Within the three (3) legislative days after an
17 appointment has been referred to the rules and
18 administration committee, any ten senators may
19 require that the nominee be assigned to an appropriate
20 standing committee by filing a written, signed
21 request therefor with the chairperson of the rules and
22 administration committee. The committee chair shall
23 refer the appointment to a subcommittee within one (1)
24 legislative day after a standing committee receives
25 an appointment for further investigation, publishing
26 notice of such assignment in the senate journal for the
27 next legislative day. Within ten (10) legislative days
28 after a standing committee receives an appointment for
29 further investigation the subcommittee shall file its
30 report with the standing committee.

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1 Within fourteen (14) legislative days after a
2 standing committee receives an appointment for
3 further investigation, the committee shall conduct
4 an investigation of the nominee and file its report
5 thereon with the secretary of the senate, who shall
6 then place the nominee on the en bloc calendar or
7 individual confirmation calendar as directed by
8 the committee. The failure of a committee to file
9 its report within the prescribed time means that
10 the nominee is to be automatically placed, without
11 recommendation, upon the individual confirmation
12 calendar.

13 Any individual nominated to head a department or
14 agency of state government, whose appointment is
15 subject to senate confirmation, must be introduced
16 to the full senate prior to a vote on confirmation
17 of the nominee. Additionally, any five (5) senators
18 may request that any nominee be introduced to the
19 senate by filing a written request with the secretary
20 of the senate within ten (10) legislative days of
21 the nominee's name appearing in the journal. Any
22 individual nominated to a position requiring senate

23 confirmation may request to be introduced to the
 24 full senate by notifying the secretary of the senate
 25 at least one (1) legislative day in advance of the
 26 nominee's appearance. If an individual is nominated
 27 both to fill a vacancy for an unexpired term and is
 28 also nominated for reappointment to that position
 29 during the same session, a single introduction is
 30 sufficient for eligibility for confirmation to both

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1 terms.
 2 HEARINGS. Any member of a committee investigating
 3 an appointment may, within five (5) legislative days
 4 after the committee receives the appointment, obtain
 5 a hearing with the nominee by filing a written request
 6 with the secretary of the senate who shall forward it
 7 to the chair of the standing committee and the chair
 8 of the subcommittee. Notice of the hearing shall be
 9 published in the journal at least two (2) legislative
 10 days prior to the hearing. At the hearing, which
 11 shall be before the subcommittee, the nominee may be
 12 questioned as to his or her qualifications to fulfill
 13 the office to which nominated and further questioned
 14 as to his or her viewpoints on issues facing the office
 15 to which nominated. Any senator may at the discretion
 16 of the chair of the subcommittee be permitted to submit
 17 oral questions. The public may, at the discretion of
 18 the investigating committee, be permitted to submit
 19 oral or written statements as to the qualifications of
 20 the nominee.
 21 Also, within five (5) legislative days after the
 22 subcommittee receives an appointment for investigation,
 23 any senator may submit written questions to be answered
 24 by the nominee prior to consideration of the nominee's
 25 confirmation by the senate.
 26 INFORMATIONAL MEETINGS. After a nominee has been
 27 placed on the calendar and prior to the vote on
 28 confirmation, any senator may request an informational
 29 meeting on the nomination which shall be held before
 30 the subcommittee.

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1 VOTING ON CONFIRMATIONS. Appointments received from
 2 the governor for senate confirmation during any session
 3 of a general assembly shall be acted upon prior to
 4 adjournment of that session as provided by section 2.32
 5 of the Code. Upon the motion of the majority leader
 6 or his or her designee, the nominees on the en bloc
 7 confirmation calendar shall be confirmed en bloc by the
 8 affirmative vote of two-thirds of the members elected

9 to the senate. The journal shall reflect a single roll
10 call accompanied by a statement of the names of those
11 individuals subject to the en bloc confirmation vote.

12 Prior to an en bloc vote, any senator may request,
13 either in writing or from the floor, an individual vote
14 on any nominee on the en bloc confirmation calendar.
15 The senate shall vote separately on the nominee.

16 Nominees on the individual confirmation calendar
17 shall be confirmed by a two-thirds vote; however, the
18 senate shall take a separate roll call on each nominee,
19 unless by unanimous consent, it determines to take one
20 vote on all nominees under consideration. In any case,
21 the journal shall reflect a single roll call vote for
22 each nominee.

23 If an individual is nominated both to fill a vacancy
24 for an unexpired term and is also nominated for
25 reappointment to that position, and such appointment
26 and reappointment appear on the senate calendar as
27 eligible at the same time, a single vote is sufficient
28 for confirmation to both terms.

29 Rule 60

30 Time of Committee Passage and Consideration of Bills

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1 1. This rule does not apply to concurrent or
2 simple resolutions, joint resolutions nullifying
3 administrative rules, senate confirmations, bills
4 embodying redistricting plans prepared by the
5 legislative services agency pursuant to chapter
6 42, or bills passed by both houses in different
7 forms. Subsection 2 of this rule does not apply to
8 appropriations bills, ways and means bills, government
9 oversight bills, legalizing acts, administrative
10 rules review committee bills, bills sponsored by
11 standing committees in response to a referral from
12 the president of the senate or the speaker of the
13 house of representatives relating to an administrative
14 rule whose effective date has been delayed or whose
15 applicability has been suspended until the adjournment
16 of the next regular session of the general assembly
17 by the administrative rules review committee, bills
18 cosponsored by the majority and minority floor leaders
19 of the senate, bills in conference committee, and
20 companion bills sponsored by the majority floor leaders
21 of both houses after consultation with the respective
22 minority floor leaders. For the purposes of this rule,
23 a joint resolution is considered as a bill. To be
24 considered an appropriations or ways and means bill for
25 the purposes of this rule, the appropriations committee
26 or the ways and means committee must either be the
27 sponsor of the bill or the committee of first referral

28 in the senate.

29 2. To be placed on the calendar in the senate a
30 senate bill must be first reported out of a standing

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1 committee by Friday of the 8th week of the first
2 session and the 8th week of the second session. A
3 house bill must be first reported out of a standing
4 committee by Friday of the 12th week of the first
5 session and the 11th week of the second session to be
6 placed on the senate calendar.

7 3. During the 10th week of the first session and
8 the 9th week of the second session, the senate shall
9 consider only bills originating in the senate and
10 unfinished business. During the 13th week of the first
11 session and the 12th week of the second session, the
12 senate shall consider only bills originating in the
13 house and unfinished business. Beginning with the
14 14th week of the first session and the 13th week of the
15 second session, the senate shall consider only bills
16 passed by both houses, bills exempt from subsection 2,
17 and unfinished business.

18 4. A motion to reconsider filed and not disposed
19 of on an action taken on a bill or resolution which is
20 subject to a deadline under this rule may be called up
21 at any time before or after the day of the deadline by
22 the person filing the motion or after the deadline by
23 the majority floor leader, notwithstanding any other
24 rule to the contrary.

25 BE IT FURTHER RESOLVED, That should a system
26 of deadlines for the time of committee passage and
27 consideration of bills be adopted by joint action
28 of the senate and house at any time during the
29 ~~eighty-fifth~~ ~~eighty-sixth~~ general assembly, those
30 provisions shall supersede the provisions of rule 60.

Senate Resolution 3: filed January 28, 2015; adopted by the
Senate on January 29, 2015.

SENATE RESOLUTION 3

By Dix

1 A resolution honoring the quasiquicentennial anniversary
2 of Ellsworth Community College.

3 WHEREAS, Ellsworth Community College in Iowa Falls
4 was established in 1890 as the private Ellsworth
5 Academy by Professor John Tobin; and

6 WHEREAS, the institution was named after Eugene
7 Ellsworth, a prominent citizen who provided much of the
8 financing for the first building and subsequent growth
9 of the college; and

10 WHEREAS, the first classes began in 1890 with 50
 11 students enrolled; and
 12 WHEREAS, the citizens of Iowa Falls voted in 1928
 13 to make Ellsworth a public junior college under
 14 the dual jurisdiction of the Iowa Falls Community
 15 School District and the Ellsworth College Board of
 16 Trustees; and
 17 WHEREAS, Ellsworth Community College became part
 18 of Iowa Valley Community College District in 1968,
 19 following establishment of the statewide system of
 20 community colleges in 1965; and
 21 WHEREAS, Ellsworth Community College continues
 22 to honor the legacy of Eugene Ellsworth by helping
 23 students solve problems, clarify options, broaden
 24 their horizons, build on their strengths, set goals,
 25 and achieve their dreams through a quality college
 26 education; NOW THEREFORE,
 27 BE IT RESOLVED BY THE SENATE, That the Senate
 28 congratulates the Ellsworth Community College

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1 administration, faculty, and staff; the Ellsworth
 2 College Board of Trustees; the Ellsworth College
 3 Foundation Board; and the Iowa Valley Community College
 4 District as they celebrate 125 years of educational
 5 excellence at Ellsworth Community College.

Senate Resolution 4: filed January 28, 2015; adopted by the
 Senate on February 4, 2015.

SENATE RESOLUTION 4
 By Committee On Ethics

1 A resolution relating to the Senate Code of Ethics
 2 governing the conduct of members of the Senate in
 3 relation to their senatorial duties during the
 4 Eighty-sixth General Assembly.
 5 BE IT RESOLVED BY THE SENATE, That the Senate Code
 6 of Ethics for the ~~Eighty-fifth~~ Eighty-sixth General
 7 Assembly shall be amended to read as follows:

8 SENATE CODE OF ETHICS

9 PREAMBLE. Every legislator owes a duty to uphold
 10 the integrity and honor of the general assembly, to
 11 encourage respect for the law and for the general
 12 assembly and the members thereof, and to observe the
 13 legislative code of ethics.

14 In doing so, members of the senate have a duty to
 15 conduct themselves so as to reflect credit on the
 16 general assembly, and to inspire the confidence,
 17 respect, and trust of the public, and to strive to
 18 avoid both unethical and illegal conduct and the

19 appearance of unethical and illegal conduct.
 20 Recognizing that service in the Iowa general
 21 assembly is a part-time endeavor and that members of
 22 the general assembly are honorable individuals who
 23 are active in the affairs of their localities and
 24 elsewhere and that it is necessary that they maintain
 25 a livelihood and source of income apart from their
 26 legislative compensation, the following rules are
 27 adopted pursuant to section 68B.31, to assist the

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1 members in the conduct of their legislative affairs.
 2 1. ECONOMIC INTEREST OF SENATOR. Taking into
 3 account that legislative service is part-time, a
 4 senator shall not accept economic or investment
 5 opportunity, under circumstances where the senator
 6 knows, or should know, that there is a reasonable
 7 possibility that the opportunity is being afforded the
 8 senator with intent to influence the senator's conduct
 9 in the performance of official duties.
 10 2. DIVESTITURE. Where a senator learns that
 11 an economic or investment opportunity previously
 12 accepted was offered with the intent of influencing
 13 the senator's conduct in the performance of official
 14 duties, the senator shall take steps to divest that
 15 senator of that investment or economic opportunity, and
 16 shall report the facts of the situation to the senate
 17 ethics committee.
 18 3. CHARGES FOR SERVICES. A senator shall not
 19 charge to or accept from a person, corporation,
 20 partnership, or association known to have a legislative
 21 interest a price, fee, compensation, or other
 22 consideration for the sale or lease of any property or
 23 the furnishing of services which is in excess of that
 24 which the senator would charge another.
 25 4. USE OF CONFIDENTIAL INFORMATION. A senator in
 26 order to further the senator's own economic or other
 27 interests, or those of any other person, shall not
 28 disclose or use confidential information acquired in
 29 the course of official duties.
 30 5. HONORARIA. A senator shall not accept an

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1 honorarium from a restricted donor for a speech,
 2 writing for publication, or other similar activity,
 3 except as otherwise provided in section 68B.23.
 4 6. EMPLOYMENT. A senator shall not accept
 5 employment, either directly or indirectly, from a
 6 political action committee or from an organization
 7 exempt from taxation under section 501(c)(4),

8 501(c)(6), or 527 of the Internal Revenue Code that
9 engages in activities related to the nomination,
10 election, or defeat of a candidate for public office.
11 A senator may accept employment from a political
12 party, but shall disclose the employment relationship
13 in writing to the secretary of the senate within ten
14 days after the beginning of each legislative session.
15 If a senator accepts employment from a political
16 party during a legislative session, the senator shall
17 disclose the employment relationship within ten days
18 after acceptance of the employment.
19 For the purpose of this rule, a political action
20 committee means a committee, but not a candidate's
21 committee, which accepts contributions, makes
22 expenditures, or incurs indebtedness in the aggregate
23 of more than seven hundred fifty dollars in any one
24 calendar year to expressly advocate the nomination,
25 election, or defeat of a candidate for public office
26 or to expressly advocate the passage or defeat of
27 a ballot issue or influencing legislative action,
28 or an association, lodge, society, cooperative,
29 union, fraternity, sorority, educational institution,
30 civic organization, labor organization, religious

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1 organization, or professional organization which makes
2 contributions in the aggregate of more than seven
3 hundred fifty dollars in any one calendar year to
4 expressly advocate the nomination, election, or defeat
5 of a candidate for public office or ballot issue or
6 influencing legislative action.
7 7. ECONOMIC INTERESTS OF LOBBYIST. With the
8 exception of exercising unfettered discretion in
9 supporting or refusing to support proposed legislation,
10 a senator shall not take action intended to affect the
11 economic interests of a lobbyist or citizen supporting
12 or opposing proposed legislation.
13 8. APPEARANCE BEFORE GOVERNMENTAL AGENCY. A
14 senator may appear before a governmental agency or
15 board in any representation case, except that the
16 senator shall not act as a lobbyist. Whenever a
17 senator appears before a governmental agency or board,
18 the senator shall carefully avoid all conduct which
19 might in any way lead members of the general public
20 to conclude that the senator is using the senator's
21 official position to further the senator's professional
22 success or personal financial interest.
23 9. CONFLICTS OF INTERESTS. In order to permit the
24 general assembly to function effectively, a senator
25 will sometimes be required to vote on bills and
26 participate in committee work which will affect the

27 senator's employment and other monetary interests. In
28 making a decision relative to the senator's activity on
29 given bills or committee work which are subject to the
30 code, the following factors shall be considered:

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1 a. Whether a substantial threat to the senator's
2 independence of judgment has been created by the
3 conflict situation.
4 b. The effect of the senator's participation on
5 public confidence in the integrity of the legislature.
6 c. The need for the senator's particular
7 contribution, such as special knowledge of the
8 subject matter, to the effective functioning of the
9 legislature.
10 A senator with a conflict of interest may
11 participate in floor debate if prior to debate the
12 senator indicates the conflict of interest.
13 10. GIFTS. Except as otherwise provided in section
14 68B.22, a senator, or that person's immediate family
15 member, shall not, directly or indirectly, accept or
16 receive any gift or series of gifts from a restricted
17 donor.
18 11. DISCLOSURE REQUIRED. Each senator shall file
19 with the secretary of the senate within ten days after
20 the adoption of the code of ethics by the senate, and
21 within ten days after the convening of the second
22 session of the general assembly, a statement under
23 section 68B.35 on forms provided by the secretary of
24 the senate setting forth the following information:
25 The nature of each business in which the senator
26 is engaged and the nature of the business of each
27 company in which the senator has a financial interest.
28 A senator shall not be required to file a report or
29 be assumed to have a financial interest if the annual
30 income derived from the investment in stocks, bonds,

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1 bills, notes, mortgages, or other securities offered
2 for sale through recognized financial brokers is less
3 than one thousand dollars.
4 Disclosures required under this rule shall be as
5 of the date filed unless provided to the contrary,
6 and shall be amended to include interests and changes
7 encompassed by this rule that occur while the general
8 assembly is in session. All filings under this rule
9 shall be open to public inspection in the office of the
10 secretary of the senate at all reasonable times.
11 The secretary of the senate shall inform the
12 ethics committee of the statements which are filed

13 and shall report to the ethics committee the names of
14 any senators who appear not to have filed complete
15 statements. The chairperson of the ethics committee
16 shall request in writing that a senator who has failed
17 to complete the report or appears to have filed an
18 incomplete report do so within five days, and, upon
19 the failure of the senator to comply, the ethics
20 committee shall require the senator to appear before
21 the committee.

22 12. STATUTORY VIOLATIONS. Members of the general
23 assembly are urged to familiarize themselves with
24 chapters 68B, 721, and 722.

25 13. CHARGE ACCOUNTS. Senators shall not charge any
26 amount or item to any charge account to be paid for by
27 any lobbyist or any client the lobbyist represents.

28 14. TRAVEL EXPENSES. A senator shall not charge
29 to the state of Iowa amounts for travel and expenses
30 unless the senator actually has incurred those mileage

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1 and expense costs. Senators shall not file the
2 vouchers for weekly mileage reimbursement required
3 by section 2.10, subsection 1, unless the travel
4 was actually incurred at commensurate expense to the
5 senator.

6 15. COMPLAINTS. Complaints or charges against
7 any senator or any lobbyist shall be in writing, made
8 under oath, and filed with the secretary of the senate
9 or the chairperson of the ethics committee. If filed
10 with the secretary of the senate, the secretary shall
11 immediately advise the chairperson of the ethics
12 committee of the receipt of the complaint.

13 Complaint forms shall be available from the
14 secretary of the senate, or the chairperson of the
15 ethics committee, but a complaint shall not be rejected
16 for failure to use an approved form if the complaint
17 substantially complies with senate requirements.
18 A complainant may submit exhibits and affidavits
19 attached to the complaint.

20 16. FILING OF COMPLAINTS.

21 a. Persons entitled. Complaints may be filed by any
22 person believing that a senator, lobbyist, or client
23 of a lobbyist has violated the senate ethics code,
24 the joint rules governing lobbyists, or chapter 68B
25 of the Iowa Code. A violation of the criminal law may
26 be considered to be a violation of this code of ethics
27 if the violation constitutes a serious misdemeanor or
28 greater, or a repetitive and flagrant violation of the
29 law.

30 b. Committee complaint. The ethics committee

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1 may, upon its own motion, initiate a complaint,
 2 investigation, or disciplinary action.
 3 c. Timeliness of filing. A complaint will be
 4 considered to be timely filed if it is filed within
 5 three years of the occurrence of the alleged violation
 6 of the ethics code.
 7 17. PERMANENT RECORD. The secretary of the senate
 8 shall maintain a permanent record of all complaints
 9 filed, evidence received by the committee, and any
 10 transcripts or other recordings made of committee
 11 proceedings, including a separate card file containing
 12 the date filed, name and address of the complainant,
 13 name and address of the respondent, a brief statement
 14 of the charges made, and ultimate disposition of
 15 the complaint. The secretary shall keep each such
 16 complaint confidential until public disclosure is made
 17 by the ethics committee.
 18 18. PREHEARING PROCEDURE.
 19 a. Defective complaint. Upon receipt of a
 20 complaint, the chairperson and ranking member of the
 21 ethics committee shall determine whether the complaint
 22 substantially complies with the requirements of this
 23 code of ethics and section 68B.31, subsection 6. If
 24 the complaint does not substantially comply with
 25 the requirements for formal sufficiency under the
 26 code of ethics, the complaint may be returned to the
 27 complainant with a statement that the complaint is not
 28 in compliance with the code and a copy of the code. If
 29 the complainant fails to amend the complaint to comply
 30 with the code within a reasonable time, the chairperson

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1 and ranking member may dismiss the complaint with
 2 prejudice for failure to prosecute.
 3 b. Service of complaint on respondent. Upon
 4 receipt of any complaint substantially complying
 5 with the requirements of this code of ethics, the
 6 chairperson of the ethics committee shall cause a copy
 7 of the complaint and any supporting information to be
 8 delivered promptly to the respondent, requesting a
 9 written response to be filed within ten days. At the
 10 time delivery is made to the respondent, delivery of
 11 copies of the complaint and any supporting information
 12 shall be made to legislative staff assigned to the
 13 ethics committee. The response may do any of the
 14 following:
 15 (1) Admit or deny the allegation or allegations.
 16 (2) Object that the allegation fails to allege a
 17 violation of chapter 68B or the code of ethics.

18 (3) Object to the jurisdiction of the committee.

19 (4) Request a more specific statement of the
20 allegation or allegations.

21 c. Objection to member. In addition to the
22 items which may be included in a response pursuant
23 to paragraph "b", the response may also include an
24 objection to the participation of any member of the
25 committee in the consideration of the allegation or
26 allegations on the grounds that the member cannot
27 render an impartial and unbiased decision.

28 d. Extension of time. At the request of the
29 respondent and upon a showing of good cause, the
30 committee, or the chairperson and ranking member,

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1 may extend the time for response, not to exceed ten
2 additional days.

3 e. Confidentiality. If a complaint is not
4 otherwise made public, the members of the committee
5 and legislative staff assigned to the ethics
6 committee shall treat the complaint and all supporting
7 information as confidential until the written response
8 is received from the respondent.

9 f. Communications with ethics committee. After a
10 complaint has been filed or an investigation has been
11 initiated, a party to the complaint or investigation
12 shall not communicate, or cause another to communicate,
13 as to the merits of the complaint or investigation with
14 a member of the committee, except under the following
15 circumstances:

16 (1) During the course of any meetings or other
17 official proceedings of the committee regarding the
18 complaint or investigation.

19 (2) In writing, if a copy of the writing is
20 delivered to the adverse party or the designated
21 representative for the adverse party.

22 (3) Orally, if adequate prior notice of the
23 communication is given to the adverse party or the
24 designated representative for the adverse party.

25 (4) As otherwise authorized by statute, the senate
26 code of ethics, the joint rules governing lobbyists, or
27 vote of the committee.

28 g. Scheduling hearing. Upon receipt of the
29 response, the committee shall schedule a public meeting
30 to review the complaint and available information, and

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1 shall do one of the following:

2 (1) Notify the complainant that no further

3 action will be taken, unless further substantiating

4 information is produced.
5 (2) Dismiss the complaint for failure to meet the
6 statutory and code of ethics requirements for valid
7 complaints.
8 (3) Take action on the complaint without requesting
9 the appointment of an independent special counsel
10 if the committee determines the complaint is valid
11 and determines no dispute exists between the parties
12 regarding the material facts that establish a
13 violation. The committee may do any of the following:
14 (a) Issue an admonishment to advise against the
15 conduct that formed the basis for the complaint and to
16 exercise care in the future.
17 (b) Issue an order to cease and desist the conduct
18 that formed the basis for the complaint.
19 (c) Make a recommendation to the senate that
20 the person subject to the complaint be censured or
21 reprimanded.
22 (4) Request that the chief justice of the supreme
23 court appoint an independent special counsel to conduct
24 an investigation of the complaint and supporting
25 information, to make a determination of probable cause,
26 and to report the findings to the committee, which
27 shall be received within a reasonable time.
28 h. Public hearing. If independent special counsel
29 is appointed, upon receipt of the report of independent
30 special counsel's findings, the committee shall

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1 schedule a public meeting to review the report and
2 shall do either of the following:
3 (1) Cause the complaint to be scheduled for a
4 public hearing.
5 (2) Dismiss the complaint based upon a
6 determination by independent special counsel and the
7 committee that insufficient evidence exists to support
8 a finding of probable cause.
9 19. HEARING PROCEDURE.
10 a. Notice of hearing. If the committee causes a
11 complaint to be scheduled for a public hearing, notice
12 of the hearing date and time shall be given to the
13 complainant and respondent in writing, and of the
14 respondent's right to appear in person, be represented
15 by legal counsel, present statements and evidence, and
16 examine and cross-examine witnesses. The committee
17 shall not be bound by formal rules of evidence, but
18 shall receive relevant evidence, subject to limitations
19 on repetitiveness. Any evidence taken shall be under
20 oath.
21 b. Subpoena power. The committee may require, by
22 subpoena or otherwise, the attendance and testimony of

23 witnesses and the production of such books, records,
24 correspondence, memoranda, papers, documents, and any
25 other things it deems necessary to the conduct of the
26 inquiry.

27 c. Ex post facto. An investigation shall not be
28 undertaken by the committee of a violation of a law,
29 rule, or standard of conduct that is not in effect at
30 the time of violation.

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1 d. Disqualification of member. Members of the
2 committee may disqualify themselves from participating
3 in any investigation of the conduct of another person
4 upon submission of a written statement that the member
5 cannot render an impartial and unbiased decision
6 in a case. A member may also be disqualified by a
7 unanimous vote of the remaining eligible members of the
8 committee.

9 A member of the committee is ineligible to
10 participate in committee meetings, as a member of the
11 committee, in any proceeding relating to the member's
12 own official conduct.

13 If a member of the committee is disqualified or
14 ineligible to act, the majority or minority leader who
15 appointed the member shall appoint a replacement member
16 to serve as a member of the committee during the period
17 of disqualification or ineligibility.

18 e. Hearing. At the hearing, the chairperson shall
19 open the hearing by stating the charges, the purpose of
20 the hearing, and its scope. The burden of proof rests
21 upon the complainant to establish the facts as alleged,
22 by clear and convincing evidence. However, questioning
23 of witnesses shall be conducted by the members of the
24 committee, by independent special counsel, or by a
25 senator. The chairperson shall also permit questioning
26 by legal counsel representing the complainant or
27 respondent.

28 The chairperson or other member of the committee
29 presiding at a hearing shall rule upon procedural
30 questions or any question of admissibility of evidence

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1 presented to the committee. Rulings may be reversed by
2 a majority vote of the committee members present.

3 The committee may continue the hearing to a future
4 date if necessary for appropriate reasons or purposes.

5 f. Committee action. Upon receipt of all relevant
6 evidence and arguments, the committee shall consider
7 the same and recommend to the senate any of the
8 following:

9 (1) That the complaint be dismissed.
 10 (2) That the senator, lobbyist, or client of a
 11 lobbyist be censured or reprimanded, and recommend the
 12 appropriate form of censure or reprimand.
 13 (3) Any other appropriate sanction, including
 14 suspension or expulsion from membership in the senate,
 15 or suspension of lobbying privileges.
 16 g. Disposition resolution. By appropriate
 17 resolution, the senate may amend, adopt, or reject
 18 the report of the ethics committee, including the
 19 committee's recommendations regarding disciplinary
 20 action.
 21 20. COMMITTEE AUTHORIZED TO MEET. The senate
 22 ethics committee is authorized to meet at the
 23 discretion of the chairperson to conduct hearings and
 24 other business that properly may come before it. If
 25 the committee submits a report seeking senate action
 26 against a senator, lobbyist, or client of a lobbyist
 27 after the second regular session of a general assembly
 28 has adjourned sine die, the report shall be submitted
 29 to and considered by the subsequent general assembly.
 30 However, the report may be submitted to and considered

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1 during any special session which may take place after
 2 the second regular session of a general assembly has
 3 adjourned sine die, but before the convening of the
 4 next general assembly.
 5 21. ADVISORY OPINIONS.
 6 a. Requests for formal opinions. A request for a
 7 formal advisory opinion may be filed by any person who
 8 is subject to the authority of the ethics committee.
 9 The ethics committee may also issue a formal advisory
 10 opinion on its own motion, without having previously
 11 received a formal request for an opinion, on any issue
 12 that is within the jurisdiction of the committee.
 13 Requests shall be filed with either the secretary of
 14 the senate or the chairperson of the ethics committee.
 15 b. Form and contents of requests. A request for
 16 a formal advisory opinion shall be in writing and
 17 may pertain to any subject matter that is related
 18 to the application of the senate code of ethics, the
 19 joint rules governing lobbyists, or chapter 68B of the
 20 Code to any person who is subject to the authority of
 21 the ethics committee. Requests shall contain one or
 22 more specific questions and shall relate either to
 23 future conduct or be stated in the hypothetical. A
 24 request for an advisory opinion shall not specifically
 25 name any individual or contain any other specific
 26 identifying information, unless the request relates
 27 to the requester's own conduct. However, any request

28 may contain information which identifies the kind
 29 of individual who may be affected by the subject
 30 matter of the request. Examples of this latter kind

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1 of identifying information may include references to
 2 conduct of a category of individuals, such as but not
 3 limited to conduct of legislators, legislative staff,
 4 lobbyists, or clients of lobbyists.
 5 c. Confidentiality of formal requests and opinions.
 6 Requests for formal opinions are not confidential and
 7 any deliberations of the committee regarding a request
 8 for a formal opinion shall be public. Opinions issued
 9 in response to requests for formal opinions are not
 10 confidential, shall be in writing, and shall be placed
 11 on file in the office of the secretary of the senate.
 12 Persons requesting formal opinions shall personally
 13 receive a copy of the written formal opinion that is
 14 issued in response to the request.
 15 22. CALCULATION OF TIME — DAYS. For purposes of
 16 these rules, unless the context otherwise requires,
 17 the word “day” or “days” shall mean a calendar day
 18 except that if the day is the last day of a specific
 19 time period and falls upon a Saturday, Sunday, or legal
 20 holiday, the time prescribed shall be extended so as to
 21 include the whole of the next day in which the offices
 22 of the senate and the general assembly are open for
 23 official business.
 24 23. COMPLAINT FILING FORM. The following form
 25 shall be used to file a complaint under these rules:
 26 THE SENATE
 27 Ethics Complaint Form
 28 Re: _____
 29 (Senator/Lobbyist/Client of Lobbyist), of
 30 _____, Iowa.

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1 I, _____ (Complainant),
 2 residing at _____, in the City of
 3 _____, State of _____,
 4 hereby complain that _____
 5 (Senator/Lobbyist/Client of Lobbyist), whose address
 6 is _____, has
 7 violated the Senate Code of Ethics or Joint Rules
 8 Governing Lobbyists in that:
 9 (Explain the basis for the complaint here. Use
 10 additional pages, if necessary.)
 11 Under penalty of perjury, I certify that the above
 12 complaint is true and correct as I verily believe.
 13 _____

14 Signature of Complainant
 15 SUBSCRIBED AND AFFIRMED to before me this _____
 16 day of _____, _____.
 17 _____

18 Notary Public in and for the
 19 State of _____

20 24. COMPLAINT NOTICE FORM. The following form
 21 shall be used for notice of a complaint under these
 22 rules:

23		STATE OF IOWA	
24		THE SENATE	
25	COMMITTEE ON ETHICS)	
26	IOWA STATE SENATE)	
27)	
28	On The Complaint Of)	NOTICE OF COMPLAINT
29)	
30	_____)	

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1 _____)
 2 And Involving)
 3 _____)
 4 _____)
 5 _____)
 6 TO _____,
 7 Senator or Lobbyist or Client of Lobbyist named
 8 above:
 9 You are hereby notified that there is now on file
 10 with the Secretary of the Senate, State Capitol, Des
 11 Moines, Iowa, a complaint which alleges that you have
 12 committed a violation of the Senate's Code of Ethics or
 13 Joint Rules Governing Lobbyists.
 14 A copy of the complaint and the Senate rules for
 15 processing the same are attached hereto and made a part
 16 of this notice.
 17 You are further notified and requested to file your
 18 written answer to the complaint within ten days of the
 19 date upon which the notice was caused to be delivered
 20 to you, (date) _____, _____.
 21 Your answer is to be filed with the Secretary of the
 22 Senate, State Capitol, Des Moines, Iowa.
 23 Dated this _____ day of _____, _____.
 24 _____

25 ~~Chair~~ Chairperson, Senate Ethics
 26 Committee,
 27 or Secretary of the Senate
 28 25. HEARING NOTICE FORM. The following form shall
 29 be used for notice of a hearing under these rules:
 30 STATE OF IOWA

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1 THE SENATE
2 COMMITTEE ON ETHICS)
3 IOWA STATE SENATE)
4)
5 On The Complaint Of) NOTICE OF HEARING
6)
7 _____)
8)
9 And Involving)
10)
11 _____)
12)
13 TO _____,
14 Senator or Lobbyist or Client of Lobbyist named
15 above:
16 You are hereby notified that there is now on file
17 with the Secretary of the Senate, State Capitol, Des
18 Moines, Iowa, a complaint which alleges that you have
19 committed a violation of the Senate’s Code of Ethics or
20 Joint Rules Governing Lobbyists.
21 A copy of the complaint and the Senate rules for
22 processing the same are attached hereto and made a part
23 of this notice.
24 You are further notified that, after preliminary
25 review, the committee has caused a public hearing to be
26 scheduled on (date) _____, _____, at
27 (hour) _____ (a.m.) (p.m.), in Room ____, State
28 Capitol, Des Moines, Iowa.
29 At the hearing, you will have the right to appear
30 in person, be represented by legal counsel at your own

Page 20

1 expense, present statements and evidence, and examine
2 and cross-examine witnesses. The committee shall
3 not be bound by formal rules of evidence, but shall
4 receive relevant evidence, subject to limitations on
5 repetitiveness. Any evidence taken shall be under
6 oath.
7 The committee may continue the hearing to a future
8 date if necessary for appropriate reasons or purposes.
9 You are further notified that the committee will
10 receive such evidence and take such action as warranted
11 by the evidence.
12 Dated this ____ day of _____, _____.
13 _____
14 ~~Chair~~ Chairperson, Senate Ethics
15 Committee,
16 or Secretary of the Senate
17 26. PERSONAL FINANCIAL DISCLOSURE FORM. The

18 following form shall be used for disclosure of economic
19 interests under these rules and section 68B.35:

20 STATEMENT OF ECONOMIC INTERESTS

21 Name: _____

22 (Last) (First) (Middle Initial)

23 Address: _____

24 (Street Address, Apt.#/P.O. Box)

25 _____

26 (City) (State) (Zip)

27 Phone:(Home) ____/____-____(Business) ____/____-____

28 *****

29 a. Please list each business, occupation, or
30 profession in which you are engaged. In listing

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1 the business, occupation, or profession, it is
2 not necessary that your employer or the name of
3 the business be listed, although all businesses,
4 occupations, or professions must be listed, regardless
5 of the amount of income derived or time spent
6 participating in the activity. (Examples of types
7 of businesses, occupations, or professions that may
8 be listed: teacher, lawyer, legislator, real estate
9 agent, insurance adjuster, salesperson...)

10 (1) _____

11 (2) _____

12 (3) _____

13 (4) _____

14 (5) _____

15 b. Please list the nature of each of the
16 businesses, occupations, or professions which you
17 listed in paragraph "a", above, unless the nature of
18 the business, occupation, or profession is already
19 apparent from the information indicated above. The
20 descriptions in this paragraph should correspond by
21 number to the numbers for each of the businesses,
22 occupations, or professions listed in paragraph "a".
23 (Examples: If you indicated, for example, that you
24 were a salesperson in subparagraph (1) of paragraph
25 "a", you should list in subparagraph (1) of this
26 paragraph the types of goods or services sold in this
27 item. If you indicated that you were a teacher in
28 subparagraph (2) of paragraph "a", you should indicate
29 in subparagraph (2) of this paragraph the type of
30 school or institution in which you provide instruction

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1 or whether the instruction is provided on a private
2 basis. If you indicated that you were a lawyer in
3 subparagraph (3) of paragraph "a", you should indicate

4 your areas of practice and whether you are in private,
5 corporate, or government practice in subparagraph (3)
6 of this paragraph. If you indicated in subparagraph
7 (4) of paragraph "a" that you were a consultant, in
8 subparagraph (4) of this paragraph you should indicate
9 the kind of services provided and types of clients
10 served.)

- 11 (1) _____
- 12 (2) _____
- 13 (3) _____
- 14 (4) _____
- 15 (5) _____

16 c. Please list each source, by general description,
17 from which you receive, or which generates, more than
18 one thousand dollars in gross annual income in the
19 categories listed below. For purposes of this item,
20 a source produces gross annual income if the revenue
21 produced by the source is subject to federal or state
22 income taxes. In completing this item, it is not
23 necessary to list the name of the company, business,
24 financial institution, corporation, partnership, or
25 other entity which constitutes the source of the income
26 and the amount or value of the holding should not be
27 listed.

28 (1) Securities (Here for example, you need not
29 state that you own X number of shares of any specific
30 company by brand or corporate name, or that the stock

Page 23

1 is of a certain value, but may instead state that you
2 possess stock in a company and indicate the nature of
3 the company's business.):

- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____

9 (2) Instruments of Financial Institutions (You
10 need not indicate, for example, in which institutions
11 you hold certificates of deposit that produce annual
12 income over the one thousand dollar threshold, but
13 simply listing the nature of the institution will
14 suffice, e.g., bank, credit union, or savings and loan
15 association.):

- 16 _____
- 17 _____
- 18 _____
- 19 _____
- 20 _____

21 (3) Trusts (The name of the particular trust need
22 not be listed. However, if the income is received

23 from a charitable trust/foundation, such as the Pugh
 24 Charitable Trust, in the form of a grant, the fact that
 25 the trust is a charitable trust should be noted here.):
 26 _____
 27 _____
 28 _____
 29 _____
 30 _____

Page 24

1 (4) Real Estate (When listing real estate, it is
 2 not necessary to list the location of the property, but
 3 the general nature of the real estate interest should
 4 be indicated, e.g., residential leasehold interest or
 5 farm leasehold interest.):
 6 _____
 7 _____
 8 _____
 9 _____
 10 _____

11 (5) Retirement Systems (When listing retirement
 12 benefits, it is not necessary to list the name of
 13 the particular pension system or company, but rather
 14 the type of benefit should be listed, e.g., health
 15 benefits, life insurance benefits, private pension, or
 16 government pension.):
 17 _____
 18 _____
 19 _____
 20 _____
 21 _____

22 (6) Other Income Categories Specified in State or
 23 Federal Income Tax Regulations (List description of
 24 other sources of income producing over one thousand
 25 dollars in annual income not previously reported above,
 26 but which must be reported for income tax purposes.):
 27 _____
 28 _____
 29 _____
 30 _____

Page 25

1 _____
 2 _____
 3 _____
 4 (Signature of filer) (Date)

Senate Resolution 6: filed February 5, 2015; adopted by the Senate on March 3, 2015.

SENATE RESOLUTION 6

By Sodders

1 A resolution supporting an enhanced trade relationship
2 between Iowa and Cuba.
3 WHEREAS, Iowa leads the nation in corn production,
4 pork production, and egg production, and is second
5 in the nation in soybean production and red meat
6 production; and
7 WHEREAS, Iowa is home to approximately one-third of
8 the 100 largest food manufacturers or processors in the
9 United States and Canada and the food industry accounts
10 for approximately one-quarter of Iowa's manufacturing
11 and employs more than 50,000 Iowans; and
12 WHEREAS, enhancing trade with Cuba would create a
13 huge potential market for Iowa farmers and producers as
14 Cuba relies on imports for approximately 80 percent of
15 its food and the demand for food products, especially
16 meat, will increase as economic conditions improve in
17 Cuba; and
18 WHEREAS, advanced manufacturing drives Iowa's
19 economy and is Iowa's largest industry with just under
20 14 percent of Iowa's total employment resulting from
21 manufacturing positions; and
22 WHEREAS, enhancing trade with Cuba could increase
23 the need for advanced manufacturing products as Cuba
24 maintains extensive functional antique automobile and
25 farm machinery collections, which farm machinery will
26 need to be replaced as Cuba takes steps to privatize
27 more of its agricultural land; and
28 WHEREAS, Iowa has a long history of positive

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1 interaction with nondemocratic political nations to the
2 benefit of Iowa's business interests without embracing
3 those nations' political structures; and
4 WHEREAS, such positive interaction was demonstrated
5 when Iowa received the Union of Soviet Socialist
6 Republics Premier, Nikita Khrushchev in 1959, and in
7 the positive relationship Iowa currently maintains with
8 President Xi Jinping, the president of the People's
9 Republic of China; and
10 WHEREAS, Cuba has a population of over 11 million
11 people relying on imports for food, manufacturing,
12 and production commodities, and increased trade could
13 further Iowa's market opportunities while allowing
14 the Cuban people to have access to better quality
15 food, better machinery, better technology, and a more

16 positive relationship with a democratic nation; NOW
 17 THEREFORE,
 18 BE IT RESOLVED BY THE SENATE, That the Senate
 19 supports efforts to lessen and eliminate trade
 20 restrictions to Cuba; and
 21 BE IT FURTHER RESOLVED, That the Senate supports an
 22 enhanced trade relationship between Iowa and Cuba for
 23 the benefit of both the people of Cuba and the people
 24 of Iowa.

Senate Resolution 8: filed February 11, 2015; adopted by the Senate on February 12, 2015.

SENATE RESOLUTION 8

By Bisignano

1 A resolution designating February 12, 2015, as
 2 Black History Day at the Iowa State Capitol for
 3 recognition and celebration by educational and
 4 historical groups throughout the state.
 5 WHEREAS, Black History Month in the United States
 6 dates back to 1926, based upon the efforts of Dr.
 7 Carter G. Woodson, a Harvard-educated scholar descended
 8 from slave parents; and
 9 WHEREAS, Black History Month is traditionally
 10 observed in February of each year; and
 11 WHEREAS, Black History Month is designated to
 12 recognize and pay tribute to many African Americans
 13 long neglected by society and the history books; and
 14 WHEREAS, the Iowa General Assembly has designated
 15 a day each February to focus particular attention
 16 on Black History Month as recognized and celebrated
 17 by educational and historical groups throughout the
 18 state; and
 19 WHEREAS, February 12, 2015, Abraham Lincoln's
 20 birthday, has been selected as the day to observe
 21 and recognize Black History Month at the Iowa State
 22 Capitol; and
 23 WHEREAS, as part of Black History Day, the Senate
 24 wishes to celebrate and inform all Iowans of the
 25 history of the contributions African Americans have
 26 made to the Iowa General Assembly, especially those
 27 African American members who represent historic firsts
 28 and exemplify the ideal of the citizen legislator; and

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1 WHEREAS, in 1983, Thomas Mann Jr. became the first,
 2 and to this day the only, African American to serve
 3 in the Iowa General Assembly as a member of the Iowa
 4 Senate during the 70th, 71st, 72nd, and 73rd Iowa
 5 General Assemblies; and

6 WHEREAS, Thomas Mann Jr. personifies the ideals of
 7 a citizen legislator, serving on several legislative
 8 committees, including as Chairperson of the Judiciary
 9 Committee, while also serving as an Iowa Assistant
 10 Attorney General and as Executive Director of the Iowa
 11 Civil Rights Commission; NOW THEREFORE,
 12 BE IT RESOLVED BY THE SENATE, That the Senate
 13 designates February 12, 2015, as Black History Day at
 14 the Iowa State Capitol and encourages all Iowans during
 15 the month of February to recognize and celebrate the
 16 important contributions African Americans have made
 17 to Iowa, especially those African Americans who have
 18 served as members of the Iowa General Assembly.

Senate Resolution 9: filed February 16, 2015; adopted by the
 Senate on February 18, 2015.

SENATE RESOLUTION 9

By Petersen and Whitver

1 A resolution congratulating the Drake Law School on the
 2 150th anniversary of its founding and celebrating
 3 Drake Law School Day.
 4 WHEREAS, the Drake Law School is one of the oldest
 5 law schools west of the Mississippi River and traces
 6 its beginnings to 1865 when Iowa Supreme Court Justices
 7 George G. Wright and Chester C. Cole established a law
 8 school in Des Moines; and
 9 WHEREAS, throughout its history, Drake University
 10 has been a leader in legal education, helping form
 11 the Association of American Law Schools as a charter
 12 member in 1900 and being accredited by the American
 13 Bar Association with the first schools eligible in
 14 1923; and
 15 WHEREAS, a Drake legal education has produced a
 16 statewide group of thousands of lawyers able to serve
 17 their communities and provide legal guidance in a wide
 18 range of forums benefitting Iowans and clients in Iowa
 19 and throughout the world; and
 20 WHEREAS, Iowa's executive, judicial, and legislative
 21 branches are well served by Drake Law School graduates,
 22 including alumni sitting as the Governor, the Chief
 23 Justice of the Iowa Supreme Court and Justices on
 24 the Court, Judges on the Iowa Court of Appeals, and
 25 district judges, and as members in both the Iowa Senate
 26 and the Iowa House of Representatives; and
 27 WHEREAS, Drake Law Centers provide outreach and
 28 education well beyond the campus, including the

3 Center, and Center for Children's Rights; and
 4 WHEREAS, the Drake Law School and the Legislative
 5 Practice Center have a unique partnership with the
 6 Iowa General Assembly and those legislators who have
 7 mentored students through internships over the past 15
 8 years and have contributed to the policy experience and
 9 knowledge of hundreds of lawyers who now work in Iowa
 10 and other states representing nonprofit organizations,
 11 work in state government, including in the legislative
 12 branch, and in other public policy arenas; NOW
 13 THEREFORE,
 14 BE IT RESOLVED BY THE SENATE, That the Senate
 15 congratulates the Drake Law School on the 150th
 16 anniversary of the Supreme Court Justices founding the
 17 law school in Des Moines in 1865 and that February 18,
 18 2015, be dedicated as Drake Law School Day.

Senate Resolution 15: filed March 10, 2015; adopted by the
 Senate on March 12, 2015.

SENATE RESOLUTION 15

By Wilhelm, Mathis, and Anderson

1 A resolution designating March 2015 as Iowa Women's
 2 History Month.
 3 WHEREAS, Iowa women of every race, class, and
 4 ethnic background have made historic contributions to
 5 the growth and strength of our state and nation in
 6 countless recorded and unrecorded ways; and
 7 WHEREAS, Iowa women have played and continued to
 8 play critical economic, cultural, and social roles in
 9 our state; and
 10 WHEREAS, Iowa women were particularly important in
 11 the establishment of early charitable, philanthropic,
 12 and cultural institutions in our state and nation; and
 13 WHEREAS, Iowa women and men amended the Iowa
 14 Constitution to provide that all men and women are, by
 15 nature, free and equal, and have certain inalienable
 16 rights; and
 17 WHEREAS, Iowa women have been leaders in business,
 18 industry, and academia, as well as in the abolitionist
 19 movement, the emancipation movement, the industrial
 20 labor movement, the civil rights movement, and the
 21 women's suffrage movement; NOW THEREFORE,
 22 BE IT RESOLVED BY THE SENATE, That the Senate
 23 designates March 2015 as Iowa Women's History Month and
 24 invites the citizens of Iowa to continue to discover
 25 the roles that Iowa women have played throughout the
 26 history of our state and nation.

Senate Resolution 17: filed March 16, 2015; adopted by the Senate on March 25, 2015.

SENATE RESOLUTION 17

By Taylor

1 A resolution congratulating Mikaela Foecke for her
2 success on and off the volleyball court.
3 WHEREAS, high school senior Mikaela Foecke, who
4 attends Holy Trinity Catholic High School in Fort
5 Madison, has recently been named the 2014-2015 Gatorade
6 National Volleyball Player of the Year, becoming the
7 first prep athlete from Iowa to win national Gatorade
8 honors in any sport throughout the award's 30-year
9 history; and
10 WHEREAS, Ms. Foecke has also been named the National
11 Volleyball Player of the Year and a member of the
12 American Family Insurance ALL-USA First Team by USA
13 TODAY Sports; and
14 WHEREAS, Ms. Foecke has been described as having
15 "cemented a place as one of the state's greatest prep
16 athletes ever" by the Des Moines Register; and
17 WHEREAS, this past volleyball season, the
18 6-foot-3-inch middle blocker slammed 812 kills and
19 amassed 270 digs, 170 service aces, and 95 blocks,
20 leading the Holy Trinity Catholic Crusaders to a 48-4
21 record and the school's first state title in any
22 sport; and
23 WHEREAS, Ms. Foecke was named captain of the Class
24 1A All-State Tournament Team, concluding her prep
25 career with a state record of 2,813 kills; and
26 WHEREAS, Ms. Foecke was previously a two-time
27 Gatorade State Volleyball Player of the Year and
28 an American Family Insurance ALL-USA High School

Page 2

1 Volleyball honoree, and set a 2014 state tournament
2 record for kills in a match with 37; and
3 WHEREAS, Ms. Foecke anchored the U.S. Women's
4 Junior National Team that won gold at last summer's
5 Women's U20 Continental Championship sponsored by
6 the North, Central America and Caribbean Volleyball
7 Confederation; and
8 WHEREAS, Ms. Foecke has maintained a 3.9 grade point
9 average, is a member of her school's student council,
10 an officer in her Lee County 4-H chapter, an Iowa State
11 Fair Merit of Excellence award winner, and a volunteer
12 in her hometown for numerous community-service
13 organizations; NOW THEREFORE,
14 BE IT RESOLVED BY THE SENATE, That the Senate
15 congratulates Mikaela Foecke for her tremendous success

16 on the volleyball court, for her other outstanding
 17 accomplishments at her high school, and for her
 18 dedication in working to benefit her community.

Senate Resolution 18: filed March 18, 2015; adopted by the Senate on March 23, 2015.

SENATE RESOLUTION 18

By Kraayenbrink

1 A resolution recognizing and congratulating the Iowa
 2 Central Community College wrestling team and program
 3 on winning its eighth national title.
 4 WHEREAS, the Iowa Central Community College
 5 wrestling team (the Tritons) were in 31st place with
 6 one team point after the first round of the 2015
 7 National Junior College Athletic Association Wrestling
 8 Championships, held on February 27-28, 2015, in Des
 9 Moines, Iowa; and
 10 WHEREAS, the Tritons rallied and headed into the
 11 championship round with a 13-point advantage over
 12 Oregon's top-ranked Clackamas Community College; and
 13 WHEREAS, the Tritons claimed three national
 14 champions and eight All-Americans en route to 158.5
 15 team points for the team championship title; and
 16 WHEREAS, winning the championship title marked the
 17 Tritons' eighth overall wrestling team title and the
 18 28th overall team title for Iowa Central Community
 19 College; NOW THEREFORE,
 20 BE IT RESOLVED BY THE SENATE, That the Senate
 21 recognizes and congratulates the Iowa Central Community
 22 College wrestling team and program on its outstanding
 23 achievement in winning its eighth national wrestling
 24 title; and
 25 BE IT FURTHER RESOLVED, That copies of this
 26 Resolution be sent to Iowa Central Community College
 27 Wrestling Team Head Coach Luke Moffitt and Iowa Central
 28 Community College President Dr. Dan Kinney.

Senate Resolution 21: filed March 25, 2015; adopted by the Senate on March 26, 2015.

SENATE RESOLUTION 21

By Dotzler, Hart, Kapucian, Schneider, and Soddors

1 A resolution reaffirming Iowa's commitment to its
 2 relationship with Taiwan and supporting Taiwan's
 3 efforts to participate in the international
 4 community.
 5 WHEREAS, the relationship between the Republic
 6 of China (Taiwan) and the United States is marked
 7 by strong bilateral trade, educational and cultural
 8 exchange, and tourism; and

9 WHEREAS, the State of Iowa's ties with Taiwan are
10 demonstrated by its sister-state and sister-city
11 relationships; and

12 WHEREAS, Taiwan shares with the United States
13 and the State of Iowa the common values of freedom,
14 democracy, human rights, and rule of law; and

15 WHEREAS, in 2013 the United States ranked as
16 Taiwan's 3rd largest trading partner and Taiwan ranked
17 as the United States' 12th largest trading partner,
18 with bilateral trade of \$63.6 billion; and

19 WHEREAS, Taiwan has consistently imported between
20 \$2.5 billion and \$3 billion annually worth of United
21 States farm products, and is the 7th largest market for
22 United States agricultural products and the world's 2nd
23 largest buyer per-capita of United States agricultural
24 goods; and

25 WHEREAS, Taiwan and the State of Iowa have enjoyed
26 a long and mutually beneficial trade relationship and
27 anticipate continuing trade growth, with Taiwan ranking
28 as Iowa's 16th largest export destination in 2013; and

Page 2

1 WHEREAS, \$97.4 million worth of goods from the State
2 of Iowa were shipped to Taiwan in 2013 and comprised,
3 in order, food manufactures, miscellaneous manufactured
4 commodities, chemicals, machinery, paper, and computer
5 and electronic products; and

6 WHEREAS, the State of Iowa hosted a Taiwan
7 Agricultural Goodwill Mission delegation in 2013,
8 reaffirming the cordial relations between Iowa
9 and Taiwan and the ongoing mutual trade benefits
10 derived from Taiwan's reliable imports of Iowa farm
11 products, which in 2013 totaled \$63.5 million for food
12 manufactures and agricultural products combined; and

13 WHEREAS, Taiwan, seeking to contribute to greater
14 regional integration in the Asia-Pacific region and
15 promotion of bilateral investment and trade relations
16 with the United States, should be included in regional
17 economic integration based on its status as the world's
18 19th largest economy, 20th largest exporter, and 18th
19 largest importer, according to a 2013 World Trade
20 Organization report; and also due to its status as an
21 important economic power, a dynamic market economy, and
22 leading supplier of high-tech products; and

23 WHEREAS, Taiwan ranks as the 17th most free economy
24 in the world according to the 2014 Index of Economic
25 Freedom, and the 5th most free economy among 42
26 economies in the Asia-Pacific region ranked only behind

27 Hong Kong, Singapore, Australia, and New Zealand; and
28 WHEREAS, according to the Swiss-based International
29 Institute for Management Development's 2014 report,
30 Taiwan ranks as the 13th most competitive economy

Page 3

1 worldwide and the 4th most competitive economy in the
2 Asian Pacific; and
3 WHEREAS, negotiations for a bilateral investment
4 agreement between Taiwan and the United States are an
5 important step toward further strengthening bilateral
6 trade and paving the way for entering into a free trade
7 agreement between our two nations, thereby increasing
8 the State of Iowa's exports to Taiwan and creating
9 bilateral investment and technical collaboration
10 through tariff reduction and other trade facilitation
11 measures; and
12 WHEREAS, Taiwan has been and can continue to be a
13 valuable and constructive partner in the international
14 response to the adverse effects of climate change and
15 severe weather emergencies as evidenced by its speedy
16 and generous response to aid the victims of Typhoon
17 Haiyan; NOW THEREFORE,
18 BE IT RESOLVED BY THE SENATE, That the Senate
19 reaffirms its commitment to the strong and deepening
20 sister-city and sister-state relationships between
21 Taiwan and the State of Iowa, its support for Taiwan's
22 efforts to secure the signing of a bilateral investment
23 agreement with the United States, and its support for
24 Taiwan's appropriate participation in international
25 organizations that impact Taiwan's health, safety, and
26 well-being; and
27 BE IT FURTHER RESOLVED, That the Secretary of
28 the Senate is hereby directed to send a copy of this
29 Resolution to United States Secretary of State John
30 F. Kerry, President Ma Ying-jeou of the Republic of

Page 4

1 China (Taiwan), Executive Secretary Christiana Figueres
2 of the United Nations Framework Convention on Climate
3 Change, and the Taipei Economic and Cultural Office in
4 Chicago, Illinois.

Senate Resolution 24: filed March 30, 2015; adopted by the Senate on March 31, 2015.

SENATE RESOLUTION 24

By Dvorsky, Bolkcom, Kinney, Quirmbach, Hogg, Mathis, Bowman, Schoenjahn, Courtney, Behn, Bisignano, Horn, Dearden, Danielson, Kapucian, Ragan, Dotzler, Seng, Wilhelm, Taylor, Gronstal, Jochum, McCoy, Soddors, Brase, Hart, Allen, and Petersen

- 1 A resolution honoring Dr. Sally Mason and her
- 2 outstanding achievements as President of the
- 3 University of Iowa.
- 4 WHEREAS, in 2007, Dr. Mason was appointed the 20th
- 5 President of the University of Iowa after a remarkable
- 6 academic career as a researcher, professor, department
- 7 chair, dean, and provost at several other leading
- 8 Midwest universities; and
- 9 WHEREAS, in the following eight years, President
- 10 Mason has demonstrated exceptional resolve in leading
- 11 the University of Iowa through a devastating flood and
- 12 economic recession; and
- 13 WHEREAS, President Mason has provided national
- 14 leadership as a member of many prestigious
- 15 organizations including as Chair of the Association of
- 16 Public and Land-Grant Universities Board of Directors
- 17 and as Chair of the Big Ten Council of Presidents and
- 18 Chancellors; and
- 19 WHEREAS, President Mason has furthered the
- 20 development of the University of Iowa as a world-class
- 21 institution through many notable achievements
- 22 including:
 - 23 1. Increased enrollment to 31,387 students in 2014.
 - 24 2. Enhanced student success as indicated by

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- 1 increased freshman retention rates, increased
- 2 four-year graduation rates, and increased
- 3 employment-after-graduation rates.
- 4 3. Prioritized student access to education by
- 5 offering debt counseling, expanding free tutoring
- 6 services, implementing a six-point plan to combat
- 7 sexual assault, expanding partnership agreements with
- 8 Iowa community colleges, enhancing distant learning
- 9 programs, providing free summer courses through Summer
- 10 Hawk Tuition Grants, and implementing programs to
- 11 assist first-generation and under-represented students.
- 12 4. Reinvigorated campus infrastructure by
- 13 overseeing the completion of more than 25 projects
- 14 including a state-of-the-art learning commons, the
- 15 Pappajohn Biomedical Discovery Building, the College of
- 16 Public Health Building, and the Campus Recreation and

17 Wellness Center.
 18 5. Initiated new campus construction projects
 19 which are not yet completed, including the Hancher
 20 Auditorium replacement, the Art Building replacement,
 21 the Mary Louise Petersen Residence Hall, the Voxman
 22 Music Building, and the University of Iowa Children's
 23 Hospital; NOW THEREFORE,
 24 BE IT RESOLVED BY THE SENATE, That the Senate
 25 expresses its sincere gratitude to President Sally
 26 Mason for her years of service to the University of
 27 Iowa and to the people of Iowa and honors her effort,
 28 leadership, and outstanding achievements in improving
 29 the University of Iowa during her tenure; and
 30 BE IT FURTHER RESOLVED, That a copy of this

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1 Resolution be presented to University of Iowa President
 2 Sally Mason.

Senate Resolution 26: filed April 6, 2015; adopted by the Senate
 on April 6, 2015.

SENATE RESOLUTION 26

By Committee on Rules and Administration

1 A resolution honoring the University of Northern Iowa
 2 men's basketball team and program.
 3 WHEREAS, for the 2014–2015 season, the University
 4 of Northern Iowa (UNI) men's basketball team had an
 5 overall record of 31-4, breaking the school record for
 6 most victories in a season; and
 7 WHEREAS, the Panthers achieved the team's highest
 8 national rankings of 9th by the USA Today Coaches Poll
 9 and 10th by the Associated Press; and
 10 WHEREAS, the Panthers are the 2015 Missouri Valley
 11 Conference (MVC) champions, posting a 16-2 conference
 12 record on the way to earning an unprecedented 5th seed
 13 in the National Collegiate Athletic Association (NCAA)
 14 Division I Men's Basketball Tournament; and
 15 WHEREAS, the team delighted fans at the McLeod
 16 Center by going 15-0 at home; and
 17 WHEREAS, the team's 16 consecutive wins and seven
 18 consecutive road wins ignited UNI fans and alumni not
 19 only in the Cedar Valley that UNI calls home but across
 20 the state, the nation, and the world; and
 21 WHEREAS, senior forward Seth Tuttle of Sheffield,
 22 Iowa is a finalist for NCAA Player of the Year and
 23 received numerous other awards for his stellar play,
 24 including the Larry Bird MVC Player of the Year, the

25 MVC Tournament Most Outstanding Player, and 2nd team
 26 All-American by the United States Basketball Writers
 27 Association, Sporting News, Bleacher Report, and Sports

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1 Illustrated.com; and
 2 WHEREAS, junior guard Wes Washpun, a graduate of
 3 Cedar Rapids Washington High School, was named Missouri
 4 Valley Conference Sixth Man of the Year; and
 5 WHEREAS, Head Coach Ben Jacobson was named the
 6 2014–2015 MVC Coach of the Year; and
 7 WHEREAS, 11 of the 16 UNI men’s basketball team
 8 members are native Iowans; and
 9 WHEREAS, the entire 2014–2015 UNI men’s basketball
 10 roster deserves to be named: Matt Bohannon, Nate Buss,
 11 Klint Carlson, Ted Friedman, Paul Jespersen, Robert
 12 Knar, Bennett Koch, Wyatt Lohaus, Max Martino, Deon
 13 Mitchell, Jeremy Morgan, Taylor Olson, Kasey Semler,
 14 Marvin Singleton, Seth Tuttle, and Wes Washpun; NOW
 15 THEREFORE,
 16 BE IT RESOLVED BY THE SENATE, That the Senate
 17 recognizes and congratulates the UNI men’s basketball
 18 team, Head Coach Jacobson, and the coaching staff and
 19 program on its outstanding 2014-2015 season; and
 20 BE IT FURTHER RESOLVED, That, upon adoption,
 21 the Secretary of the Senate prepare a copy of this
 22 Resolution for presentation to Head Coach Jacobson
 23 and the University of Northern Iowa Panthers men’s
 24 basketball team.

Senate Resolution 28: filed April 7, 2015; adopted by the Senate
 on April 7, 2015.

SENATE RESOLUTION 28

By Committee on Rules and Administration

1 A resolution recognizing and congratulating the Grand
 2 View University Wrestling Team and program on its
 3 outstanding achievements in National Association of
 4 Intercollegiate Athletics wrestling.
 5 WHEREAS, the 58th annual National Association of
 6 Intercollegiate Athletics (NAIA) Wrestling National
 7 Championships were held March 6–7, 2015, in Topeka,
 8 Kansas; and
 9 WHEREAS, the Grand View University Wrestling Team
 10 claimed two national champions and nine All-America
 11 honors en route to 147.5 team points for the
 12 championship title; and
 13 WHEREAS, the national champion titles were won by
 14 Ryak Finch at 125 pounds and Brandon Wright at 141
 15 pounds, each winning their second national title; and

16 WHEREAS, the All-America honors were bestowed on
 17 Ryak Finch and Brandon Wright, and on Jacob Colon
 18 (fourth place at 133 pounds), Gustavo Martinez (fourth
 19 place at 149 pounds), Dallas Houchins (fourth place
 20 at 157 pounds), Jimmie Schuessler (third place at 165
 21 pounds), Thomas Moman (fourth place at 174 pounds),
 22 Christian Mays (sixth place at 184 pounds), and Dean
 23 Broghammer (fourth place at 285 pounds); and
 24 WHEREAS, Gustavo Martinez and Jimmie Schuessler
 25 earned All-America honors for the fourth time in their
 26 wrestling careers; and
 27 WHEREAS, winning the championship title marked the

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1 Vikings' fourth consecutive NAIA Wrestling National
 2 Championship; and
 3 WHEREAS, with this victory the Vikings became only
 4 the second wrestling team in NAIA history to win four
 5 consecutive championship titles; and
 6 WHEREAS, Head Coach Nick Mitchell has been voted
 7 NAIA National Coach of the Year three times during his
 8 seven-year career; NOW THEREFORE,
 9 BE IT RESOLVED BY THE SENATE, That the Senate
 10 recognizes and congratulates the Grand View University
 11 Wrestling Team and program on its outstanding
 12 achievements in National Association of Intercollegiate
 13 Athletics wrestling; and
 14 BE IT FURTHER RESOLVED, That copies of this
 15 Resolution be sent to Grand View University Wrestling
 16 Team Head Coach Mitchell and Grand View University
 17 President Kent Henning.

Senate Resolution 29: filed April 15, 2015; adopted by the
 Senate on April 15, 2015.

SENATE RESOLUTION 29

By Committee on Rules and Administration

1 A resolution deferring action on the confirmation of
 2 certain appointments submitted by the Governor.
 3 BE IT RESOLVED BY THE SENATE, That the Senate,
 4 under the provisions of section 2.32, subsection 7,
 5 defers the consideration of the confirmation of all
 6 appointments that have been or are submitted by the
 7 Governor by, on, or after April 15, 2015, and that have
 8 not yet been confirmed by the Senate by April 15, 2015.

Senate Resolution 31: filed April 20, 2015; adopted by the Senate on April 21, 2015.

SENATE RESOLUTION 31

By Committee on Rules and Administration

1 A resolution honoring the Morningside College women's
2 basketball team.
3 WHEREAS, the Morningside College women's basketball
4 team, the Mustangs, are national champions once again,
5 winning the National Association of Intercollegiate
6 Athletics (NAIA) Division II Women's Basketball
7 National Championship for the fourth time; and
8 WHEREAS, the Morningside Mustangs held the top spot
9 on each of the 11 regular season polls and ended the
10 season with 37 wins and 1 loss; and
11 WHEREAS, Morningside never led in the first half
12 of the championship game, but persevered to turn the
13 contest around in the final seconds, breaking a 57-57
14 tie when Lexi Ackerman was fouled and, with two seconds
15 remaining, sank two free throws for a 59-57 victory,
16 making this the closest winning margin in NAIA Division
17 II Championship game history; and
18 WHEREAS, the Morningside Mustangs played the
19 championship game without the team's leading scorer
20 and rebounder, senior forward Ashlynn Muhl, who
21 underwent surgery one day prior to the start of the
22 tournament; and
23 WHEREAS, teammates Jessica Tietz, Jordyn
24 Wollenburg, and Allison Bachman were respectively
25 named the tournament's most valuable player, given
26 the tournament's hustle award, and named to the
27 all-tournament second team; and

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1 WHEREAS, Coach Jamie Sale, named 2015 Division II
2 Coach of the Year, has accumulated an enviable record
3 during his 13 years at Morningside, including by taking
4 the Mustangs to NAIA II national championships in 2004,
5 2005, and 2009, as well; NOW THEREFORE,
6 BE IT RESOLVED BY THE SENATE, That the Senate
7 congratulates Coach Jamie Sale, the other members of
8 the Mustangs coaching staff, and the members of the
9 2014–2015 Morningside Mustangs women's basketball team
10 for a thrilling season that culminated in the NAIA
11 Division II Women's Basketball National Championship.

Senate Resolution 32: filed April 20, 2015; adopted by the Senate on April 22, 2015.

SENATE RESOLUTION 32

By Committee on Rules and Administration

1 A resolution recognizing and congratulating Kyven
 2 Gadson on his outstanding achievements in college
 3 wrestling and as a student-athlete at Iowa State
 4 University.
 5 WHEREAS, Kyven Gadson pinned his opponent in the
 6 championship finals to win the 2015 National Collegiate
 7 Athletic Association (NCAA) wrestling championship at
 8 197 pounds; and
 9 WHEREAS, Gadson recorded bonus point victories in
 10 four of his five matches on the way to becoming the
 11 69th Iowa State Cyclone wrestler in program history to
 12 win an NCAA championship; and
 13 WHEREAS, among his many athletic accomplishments,
 14 Gadson registered a 30-1 record during his senior
 15 year at Iowa State, became the 45th Cyclone wrestler
 16 in program history to win All-America accolades three
 17 or more times, and won Big 12 wrestling championships
 18 three times; and
 19 WHEREAS, Gadson also earned First-team Academic
 20 All-Big 12 honors as a junior and senior, was chair
 21 of the 2014–2015 Big 12 Student-Athlete Advisory
 22 Committee, was chosen to participate in a national
 23 forum sponsored by the Big 12 Conference at the
 24 Washington, D.C. Press Club in April 2015, and has
 25 already earned his undergraduate degree in Child,
 26 Adult, and Family Services and is enrolled in graduate
 27 school at Iowa State; NOW THEREFORE,

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1 BE IT RESOLVED BY THE SENATE, That the Senate
 2 recognizes and congratulates Kyven Gadson on his
 3 outstanding achievements in college wrestling and as a
 4 student-athlete at Iowa State University.

Senate Resolution 33: filed April 20, 2015; adopted by the Senate on April 21, 2015.

SENATE RESOLUTION 33

By Committee on Rules and Administration

1 A resolution recognizing the 50th anniversary of the
 2 Iowa Civil Rights Act of 1965.
 3 WHEREAS, in the early 1960s, University of Iowa
 4 College of Law Professor Arthur Bonfield worked to
 5 persuade Iowa lawmakers that new, comprehensive state
 6 civil rights legislation was necessary and drafted a

7 civil rights bill in December 1964 for introduction in
8 the Iowa General Assembly the following year; and
9 WHEREAS, the bill was transmitted to Donald Boles, a
10 member of the Governor's Commission on Human Relations,
11 who successfully enlisted the support of Governor
12 Harold Hughes, who was instrumental in having the bill
13 introduced in the legislature; and
14 WHEREAS, under the leadership of Senator John Ely
15 and Representative Roy Gillette, the Iowa General
16 Assembly passed unanimously the Iowa Civil Rights Act
17 of 1965, which Governor Hughes signed into law on April
18 29, 1965; and
19 WHEREAS, effective May 6, 1965, the Iowa Civil
20 Rights Act of 1965 prohibited discrimination in the
21 areas of employment and public accommodations on the
22 basis of several protected personal characteristics
23 including race, color, national origin, creed, or
24 religion, as well as retaliation against those who
25 sought to enforce their rights or aided others in doing
26 so; and
27 WHEREAS, the Iowa General Assembly and the Governor,

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1 by enacting the Iowa Civil Rights Act of 1965,
2 created and empowered the Iowa Civil Rights Commission
3 to enforce the Act's provisions and eliminate
4 discrimination in the State of Iowa; and
5 WHEREAS, the Iowa Civil Rights Act of 1965 has been
6 amended to prohibit discrimination in the areas of
7 housing, credit, and education and to add age, sex,
8 sexual orientation, gender identity, marital status,
9 familial status, and disability as protected personal
10 characteristics; and
11 WHEREAS, the 50th anniversary of the Iowa Civil
12 Rights Act of 1965 truly represents 50 years of a
13 higher quality of life through equality in the State
14 of Iowa; and
15 WHEREAS, great strides have been made in eliminating
16 discrimination in Iowa, but more work and even greater
17 strides must be made to ensure that all workplaces,
18 educational settings, and places of accommodation and
19 housing are free of unlawful discrimination; and
20 WHEREAS, the Senate should celebrate and inform all
21 Iowans of the history of the Iowa Civil Rights Act of
22 1965 and reinvigorate Iowans to continue to fight to
23 end discrimination; NOW THEREFORE,
24 BE IT RESOLVED BY THE SENATE, That the Senate honors
25 and recognizes the importance of the adoption of the
26 Iowa Civil Rights Act of 1965 in ensuring equality and
27 freedom in this state and recognizes and commends all
28 of those individuals who made that possible.

Senate Resolution 35: filed April 22, 2015; adopted by the Senate on April 23, 2015.

SENATE RESOLUTION 35

By Committee on Rules and Administration

1 A resolution honoring Iowa's community colleges on the
 2 50th anniversary of the enactment of Senate File
 3 550.
 4 WHEREAS, 50 years ago, Senate File 550, which
 5 provided for the establishment and operation of area
 6 community colleges, was introduced; and
 7 WHEREAS, Senate File 550 was passed by the Senate
 8 47-11 on May 26, 1965, and was floor managed by Senator
 9 John "Jack" Kibbie, whose advocacy for Iowa's community
 10 colleges established him as the honorary "Father of
 11 Iowa's Community Colleges"; and
 12 WHEREAS, the bill was guided through the House of
 13 Representatives by Representatives James T. Caffrey and
 14 William Smith, passing the House by a vote of 80-24 on
 15 May 28, 1965; and
 16 WHEREAS, Governor Harold Hughes signed Senate File
 17 550 into law on June 7, 1965, thus creating a new
 18 community college system in Iowa; and
 19 WHEREAS, Iowa's workforce today represents nearly 25
 20 million credit hours and over 138 million contact hours
 21 of past and present community college training; and
 22 WHEREAS, when nearly 34 percent of open positions in
 23 Iowa require an education level equal to an associate
 24 degree or higher, Iowa's community colleges are
 25 well-positioned to provide Iowans with the education
 26 and training necessary to fill these positions; and
 27 WHEREAS, students who receive an associate degree

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1 earn on average 18.4 percent more 10 years after
 2 completion than high school graduates; and
 3 WHEREAS, spending by Iowa's community colleges and
 4 community college students contributes to the creation
 5 of 18,000 jobs across the state and \$683.9 million
 6 annually in total labor income; and
 7 WHEREAS, Iowa's community colleges have provided
 8 skills training for high-demand, high-paying,
 9 high-skilled occupations and career enhancement
 10 opportunities for Iowa workers for 50 years; and
 11 WHEREAS, in 2014, over 75,000 individuals
 12 participated in Iowa's community college programs
 13 supported by the Iowa Skilled Worker and Job Creation
 14 Fund, and over 11,000 individuals were served by
 15 community colleges through the Iowa New Jobs Training
 16 Program, the Iowa Jobs Training Program, and the

17 Accelerated Career Education Program; NOW THEREFORE,
18 BE IT RESOLVED BY THE SENATE, That the Senate
19 congratulates Iowa's 15 community colleges on the 50th
20 anniversary of the enactment of Senate File 550 and
21 thanks the community colleges, their past and present
22 administrators, faculty and staff, board members, and
23 foundations, for improving the state's outlook and the
24 conditions for Iowa's citizens for 50 years.

Senate Resolution 37: filed May 6, 2015; adopted by the Senate
on May 11, 2015.

SENATE RESOLUTION 37

By Committee on Rules and Administration

1 A resolution honoring the City of Tipton on its
2 quartoseptcentennial.
3 WHEREAS, in 1840, a new Iowa town was platted at the
4 exact geographic center of Cedar County, resulting from
5 the desire of county residents for a more central seat
6 of county government; and
7 WHEREAS, this location was selected by three
8 commissioners appointed by the Iowa Territorial
9 Legislature; and
10 WHEREAS, according to lore, the new town and future
11 county seat was named Tipton in honor of General John
12 Tipton of Indiana, a farmer, military leader, and
13 legislator; and
14 WHEREAS, the county government was moved to the
15 newly platted community later that same year, and
16 government functions for Cedar County have been seated
17 there since before Iowa statehood; and
18 WHEREAS, for the purpose of celebrating the 175th
19 anniversary of its founding, Tipton will hold a
20 four-day "Tipton 175 Celebration" on July 2-5 of this
21 year to honor the unique and significant history of
22 the community as the center of commerce, trade, and
23 government in Cedar County; and
24 WHEREAS, the festivities of the Tipton 175
25 Celebration will include the Mayor's Picnic, music,
26 fireworks, contests and tournaments, the unsealing of
27 a time capsule, and both standard Fourth of July and
28 pet parades; NOW THEREFORE,

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1 BE IT RESOLVED BY THE SENATE, That the Senate hereby
2 honors and commemorates the founding of the City
3 of Tipton and encourages all Iowans and visitors to
4 the state to celebrate the city's founding with the
5 residents of Tipton.

MEMORIALS

IN MEMORIAM

SENATORS

Art Neu.....	February 9, 1933 – January 2, 2015
James Schaben.....	May 10, 1926 – August 3, 2013
Berl Priebe.....	May 31, 1918 – July 20, 2014
William Winkelman.....	January 14, 1933 – September 5, 2014
Arthur Gratias.	May 1, 1920 – March 6, 2015

ART NEU

Arthur “Art” Alan Neu was born on February 9, 1933, in Carroll, Iowa, to Arthur and Martha Neu. He passed away on January 2, 2015, at the age of 81. He is survived by his wife Naomi; son Eric, and his wife Lois; son Towle, and his wife Cassie; daughter Mara; four grandchildren, Arthur, Lincoln, Lucas, and Katherine; and one brother, Charles.

Art Neu attended Carroll Public Schools until 1949 when he transferred to Wentworth Military Academy, where he graduated in 1951. He went on to attend Northwestern University, where he graduated in 1955 with a B.A. in Business Administration. He obtained his Juris Doctor degree from Northwestern University of Law in 1958 and his Master of Laws degree in taxation from Georgetown Law School in 1961.

After spending three and a half years with the U.S. Army Judge Advocate General Corp in Washington, D.C., he returned home to Carroll, Iowa. In 1962 he started the law firm Minnich and Neu in partnership with G. Arthur Minnich, where he still practiced up until his death. In 1964 he married Naomi Bedwell and was married to her for more than 50 years.

Art Neu was Lt. Governor of the State of Iowa from 1973–1979 under Governor Robert Ray. He was the City Attorney for the City of Carroll from 1978–1982 and the Mayor of Carroll from 1982–1985. He served as a member on numerous boards, some of which included the Iowa Bar Association, American Bar Association, Iowa Board of Regents, Iowa Board of Corrections, Iowa Public Radio, Iowa Legal Aid Board, St. Anthony Regional Hospital Board, Carroll Area Development Corporation, New Hope Village Board, and the Advisory Board to the Culver Foundation.

He was also the recipient of many awards, including the Carroll Chamber of Commerce Citizen of the Year Award and the University of Northern Iowa Leadership Award.

Art Neu was a Carroll County Republican. He served in the Iowa Senate from 1967–1973, during the 62nd, 63rd, and 64th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SIXTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Arthur “Art” Alan Neu, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

MATT McCOY
JASON SCHULTZ
MARK SEGEBART
Committee

JAMES SCHABEN

James Schaben was born on May 10, 1926, in Earling, Iowa, to Jacob and Blanche Schaben. He passed away on August 3, 2013, at the age of 87. He is survived by his wife Ruth; his children, Jay, Jeri, Jim, Jack, Joe, Jean, and Jon; 16 grandchildren; seven great grandchildren; and his sister, Jeane Evanoff.

Schaben graduated from St. Joseph High School in 1943 and went on to attend Dana College in Blair, Nebraska. He joined the United States Marines during World War II. Following his honorable discharge from military service, he graduated from the Reppert School of Auctioneering in Decatur, Indiana.

He married Ruth Schiltz on June 15, 1948, and they were blessed with eight children. In 1950 they purchased the Dunlap Livestock Auction. He was passionate about conservation and his farms have earned numerous conservation awards. In the 1970s he and his wife donated 80 acres of land that to Harrison County, now known as Schaben Park.

He was a member of the Iowa Auction Market Association, the National Auction Market Association, and the advisory board of the Circle Key Life Insurance Company in Sioux City, Iowa. He also served as the President of the Iowa Auction Market and Director of the National Livestock Auction Association. He belonged to the Catholic Church, Lions, Elks, Knights of Columbus, and American Legion.

Schaben was a Harrison County Democrat. In addition to his years in the Senate, he ran for Governor in 1974. He was unsuccessful in his bid and retired from politics, but remained dedicated to the issues that face Iowans. Schaben served in the Iowa Senate from 1967–1975, during the 62nd, 63rd, 64th, and 65th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SIXTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable James Schaben, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

CHAZ ALLEN
TOM SHIPLEY
STEVEN J. SODDERS
Committee

BERL PRIEBE

Berl Priebe was born on May 31, 1918, in Lone Rock, Iowa, to Clarence and Amy Priebe. He passed away on July 20, 2014, at the age of 96. He is survived by two of his children, Paula and Gary; nine grandchildren; nineteen great grandchildren; and four great great grandchildren.

Priebe attended public school in Bancroft, Iowa. He graduated from Bancroft High School in 1935. He married Madelyn Paetz on August 14, 1938, and they were blessed with three children together: Constance, Paula, and Gary.

He was a farmer and livestock producer, who specialized in raising purebred Angus cattle. He was also a member of the Kossuth County Beef Producers, Iowa Beef Producers, Iowa State Angus Association, and American Angus Association. He was President of the Kossuth County Fair Board, Chairman of the Kossuth County Barbeque Committee, an ASC committeeman, 4-H leader, delegate to the American Angus Association conventions, and a cattle and 4-H judge at fairs and shows. In addition, he was the recipient of numerous awards including the National Jewish Tree of Life Award, National Vocational Teachers Award, the Iowa FFA Award for Distinguished Service, and the Hall of Fame Award from the Iowa Fair Association.

He served in the Iowa House of Representatives and Iowa Senate for a combined 28 years. During this time he was deeply involved in agricultural issues, both in the Legislature and at home. He was the chair of the Senate Agriculture and Administrative Rules committees and a member of the Natural Resources and Environment, Energy, and Commerce committees.

Priebe was a Kossuth County Democrat. He served in the Iowa House of Representatives from 1969–1973, during the 63rd and 64th General Assemblies, and in the Iowa Senate from 1973–1997, during the 65th, 66th, 67th XX, 68th, 69th XX, 70th, 71st, 72nd XX, 73rd, 74th XX, 75th, and 76th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SIXTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Berl Priebe, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

TONY BISIGNANO
DAVID JOHNSON
AMANDA RAGAN
Committee

WILLIAM WINKELMAN

William "Bill" Winkelman was born on January 14, 1933, in Lake City, Iowa, to E.C. "Bill" and Marjorie Winkelman. He passed away on September 5, 2014, at the age of 81. He is survived by his wife Elizabeth; their children, Luke, Abi, Noah, and Mari; and grandchildren, Asher, Brynlee, Mishael.

Winkelman attended Lohrville public schools, graduating from Lohrville High school in 1950. He went on to Iowa State University, where he received a bachelor's degree in Agricultural Economics and was active in the ROTC. After graduation he enlisted in the United States Air Force where he served as a procurement officer for Homestead AFB, Buckley AFB, and Brooks AFB until 1957.

He was involved in numerous organizations, including as director and vice president of the American Horse Show Association; vice president of the Welsh Pony and Cob Society of America; director of the American Shetland Pony Club; member of the Area Extension Advisory Committee; and director of the Iowa Society for the Preservation of Historic Landmarks.

In 1978 he started the Winkelman Foundation that provided environmental farm therapy for disabled individuals in the area. He married his wife Betty Bolton on September 22, 1984, at a foundation event, First Fruits of Harvest. They were married for 30 years and had six children together.

Winkelman was a Calhoun County Republican. He served in the Iowa House of Representatives from 1963–1973, during the 60th, 61st, 62nd, 63rd, and 64th General Assemblies, and in the Iowa Senate from 1973–1977, during the 65th and 66th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable William Winkelman, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

JERRY BEHN
TIM KRAAYENBRINK
HERMAN C. QUIRMBACH
Committee

ARTHUR L. GRATIAS

Arthur Gratias was born on May 1, 1920, to Hugo and Katharine Gratias. He passed away on March 6, 2015, at the age of 94. He is survived by his wife Alice; his sons, Tom, Jim, and Doug; eight grandchildren; sixteen great grandchildren; and one great great grandchild.

Gratias was raised on a farm near Nora Springs, Iowa. He attended Rockford High School, graduating in 1937. He was a World War II veteran, drafted into the army in January of 1942. He was deployed overseas from October 1943 to October 1945, where he participated in many campaigns in Normandy, Northern France, Ardennes, Rhineland, and Central Europe. He was engaged in both the D-Day landing at Omaha Beach and the Battle of the Bulge. He received the Purple Heart after he was injured in France on August 16, 1944. He also received the Legion of Honor medal from the French government, which is France's highest distinction. It is bestowed on selected American veterans who risked their lives during World War II to fight on French soil.

He married his wife Alice on June 6, 1943, and they remained married for 71 years. In 1970 he graduated from Wartburg College and then went on to obtain his Master's Degree in school administration from UNI in 1972. During his career as an educator, he was a teacher and principal at Rudd-Rockford-Marble Rock school district and a member of the Nora Springs school board for 23 years.

He was involved with many organizations throughout his life, including serving as the master of Masonic Lodge #649, president of AARP chapter #2054, State Commander of the American Legion, and co-chair of the Mason City Economic Development Committee. He was also a member of the Good Shepherd Board, the Cerro Gordo Fair Board, and the Francis Lauer Youth Home Board.

Arthur Gratias was a Floyd County Republican. He served in the Iowa Senate from 1979–1987, and as Chair of the Senate Education Committee, during the 68th, 69th XX, 70th, and 71st General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SIXTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Arthur L. Gratias, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

MICHAEL BREITBACH
DENNIS GUTH
MARY JO WILHELM
Committee

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- Betty Grandquist – 498, 509, 546, 666, 783
- Beverly Winkie – 897, 898, 906, 935, 951

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- Donna Harvey – 498, 509, 546, 667, 760, 810

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- Annette Townsley – 498, 508, 544, 681, 727

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- Rachel Eubank – 498, 511, 549, 650, 783

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- Linda Alfson Schemmel – 498, 512, 549, 716, 727
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Bruce Johnson – 499, 509, 546, 666, 727
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Anna Hilpipre – 499, 512, 550, 650, 727
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- Consumer Advocate:
Mark Schuling – 507, 508, 543, 652, 698, 727
- Corrections, Board of:
John Chalstrom – 499, 510, 547, 698, 728
Michael Coleman – 499, 510, 547, 698, 1027
Lisa Hill – 499, 510, 547, 698, 728
Lawrence Kudej – 499, 510, 547, 698, 728
- Corrections, Director of the Department of:
Jerry Bartruff – 499, 510, 547, 757, 760, 811
- Cosmetology Arts and Sciences, Board of:
Don Nguyen – 500, 512, 550, 650, 728

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- Jane Heun – 500, 511, 548, 716, 728
- Russell Hopp – 500, 511, 548, 716, 728
- Grant Veeder – 500, 511, 548, 716, 728
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Credit Union Review Board:

- Dave Cale – 500, 508, 543, 698, 728
- Lorraine Groves – 500, 508, 543, 698, 728
- Timothy Marcisak – 500, 508, 544, 698, 728
- Becky Zemlicka – 500, 508, 544, 698, 728

Credit Unions, Superintendent of:

- JoAnn Johnson – 500, 508, 543, 698, 777, 843

Cultural Affairs, Director of the Department of:

- Mary Cownie – 500, 508, 544, 681, 684, 699, 844

Cultural Trust, Board of Trustees of Iowa:

- Randy Lewis – 500, 512, 550, 716, 728
- Tiffany Tauscheck – 500, 512, 550, 716, 728

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- Mary Dyer – 500, 512, 550, 650, 728
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- Lori Elmitt – 500, 512, 550, 650, 728
- William McBride – 500, 512, 550, 682, 728
- Nancy Slach – 500, 512, 550, 682, 728

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- Steven Kury – 500, 512, 550, 682, 843
- Brian Smith – 500, 512, 550, 682, 728

Drug Policy Advisory Council:

- Warren Hunsberger – 500, 510, 547, 698, 783
- Jane Larkin – 500, 510, 547, 698, 728

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- Katherine Averill – 500, 509, 545, 665, 728
- Michael Bunde – 500, 509, 545, 665, 728
- Terry Harrmann – 501, 509, 545, 665, 728
- Leone Junck – 501, 509, 545, 665, 728
- Sigrid Lane – 501, 509, 545, 715, 728
- Robert Ockerman – 501, 509, 545, 666, 728
- Brook Rosenberg – 501, 509, 545, 666, 843
- Jean Stadtlander – 501, 509, 545, 666, 859
- Shaun Ward Taylor – 501, 509, 545, 666, 859
- Betty Zan – 501, 509, 545, 666, 728

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- Jennifer Cooper – 501, 508, 544, 681, 728

- Debi Durham (Director) – 501, 508, 544, 684, 756, 812
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Brenda Garcia – 501, 509, 545, 666, 729
Larry Hill – 501, 509, 545, 666, 729
Erin Schoening – 140, 141, 149, 254, 367
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Emily Wuebker – 140, 142, 150, 225, 881
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Amy Infelt – 501, 512, 550, 650, 729
Marvin Schumacher – 501, 512, 550, 650, 843
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Julie Waltz – 501, 512, 550, 716, 729
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Lisa VanDenBerg – 501, 512, 550, 716, 729
- Environmental Protection Commission:
Mary Boote – 501, 511, 548, 650, 729
Nancy Couser – 501, 511, 548, 650, 729
Ralph Lents – 501, 511, 548, 650, 729
Joe Riding – 501, 511, 548, 650, 729
- Ethics and Campaign Disclosure Board, Iowa:
James Albert – 501, 512, 551, 682, 729
Saima Zafar – 501, 512, 551, 682, 729
- Finance Authority, Iowa:
Darlys Baum – 502, 508, 544, 682, 729
Martha Bell – 502, 508, 544, 682, 729
Dave Jamison (Executive Director) – 502, 508, 544, 632, 681, 699, 813
- Flood Mitigation Board:
Lorraine Glover – 502, 511, 549, 650, 729
John Torbert – 502, 511, 549, 650, 729

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- Gayle Redman – 502, 508, 544, 682, 729
- Trevor Toft – 502, 508, 545, 682, 729
- Donald Zuck – 502, 508, 545, 682, 729

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- Amy Skinner – 502, 509, 546, 666, 844
- Roger Thomas – 848, 849, 865, 881, 951
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- Eric Kohlsdorf – 502, 509, 546, 666, 729
- Kelly Renfrow – 502, 509, 546, 666, 729

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- Dorothy Walters – 502, 512, 551, 650, 783

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- John Hartung – 502, 509, 545, 715, 729

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- Phyllis Hansell – 502, 510, 546, 666, 729
- Samuel Wallace – 502, 510, 546, 666, 729
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- Charles Palmer – 502, 510, 546, 699, 768, 856

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- Kathryn Kunert – 502, 508, 545, 682, 729
- Georgia Van Gundy – 502, 508, 545, 682, 729

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- Rod Roberts – 502, 512, 551, 683, 701, 813

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- Jennifer Brand – 502, 512, 551, 650, 783
- Andy Crabb – 502, 512, 551, 650, 730
- Jay Reyhons – 503, 513, 551, 650, 730
- Serena Zwanziger – 503, 513, 551, 650, 783

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- David Creighton – 503, 513, 551, 716, 730

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- Samuel Jones – 503, 513, 551, 651, 730
- Debra Schiel-Larson – 140, 142, 150, 225, 367
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- Nancy Bodnar – 503, 510, 547, 698, 730
- Timothy Carmody – 140, 141, 149, 248, 367, 503, 510, 547, 698, 730
- David Lorenzen – 503, 510, 547, 698, 730

- Law Enforcement Academy Director:
Arlen Ciechanowski – 503, 510, 547, 743, 757, 1038
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Connor Flynn – 503, 513, 551, 682, 730
Mary Rathje – 503, 513, 551, 682, 730
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David Roederer – 503, 513, 551, 651, 668, 857
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Mary Romano – 503, 513, 551, 716, 730
Kyle Ulveling – 503, 513, 551, 716, 730
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Jennifer Sheehan – 503, 510, 546, 666, 730
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Jolene Kelly – 504, 513, 552, 682, 731

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Toni Knight – 504, 510, 547, 649, 731

Susan Pleva – 504, 510, 547, 649, 783

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Erin Nelson – 505, 513, 552, 651, 731

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Cheryll Jones – 500, 509, 546, 666, 728

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Susan Lerdal – 500, 509, 554

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Karen Oberman – 505, 511, 548, 716, 731

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Matthew Cooper – 505, 513, 552, 651, 731

Brandon Davis – 505, 513, 552, 651, 731

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Adam Gregg – 140, 141, 150, 248, 275, 589

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Gerd Clabaugh – 140, 141, 149, 274, 330, 815

Public Safety, Commissioner of:

Roxann Ryan – 505, 514, 553, 632, 699, 815

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Kristine Kramer – 505, 514, 552, 682, 726, 816

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- Amanda Luscombe – 505, 514, 552, 682, 731
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David Rose – 506, 514, 553, 742, 819

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Geri Huser (Chair) – 506, 508, 544, 698, 782, 846

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Dan Gannon – 997, 998, 1005, 1019, 1027

Steven Hyde – 506, 514, 553, 683, 732

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Joseph Cortese – 507, 510, 548, 668, 717, 858

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 Ragan, Amanda – Senator, 27th District
 Wilhelm, Mary Jo – Senator, 26th District

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 Feenstra, Randy – Senator, 2nd District
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HOGG, ROB – Senator, 33rd District; Democrat

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HORN, WALLY E. – Senator, 35th District; Democrat

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- Bill subcommittee assignments – 73, 87, 88, 94, 95, 118, 119, 129, 130, 138, 160, 174, 175, 192–194, 208, 214, 215, 247, 270, 271, 283, 284, 294, 301, 312, 326, 335, 343, 344, 375, 388, 400, 401, 414, 428–430, 592, 596, 654, 686, 724
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KAPUCIAN, TIM L. – Senator, 38th District; Assistant Republican Leader

Amendments filed – 563, 564, 631, 692, 751, 752, 872, 983, 986, 988–990, 1025, 1031

Amendments offered – 1025

Bills introduced – 145, 184, 203, 204, 265, 266, 300, 333, 412, 436, 437, 439, 453, 454, 664, 713, 739

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KINNEY, KEVIN – Senator, 39th District; Democrat

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MATHIS, LIZ – Senator, 34th District; Democrat

Amendments filed – 352, 524, 527, 616, 683, 939

Amendments offered – 352, 524, 527, 735, 828

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McCOY, MATT – Senator, 21st District; Assistant Majority Leader, Democrat

Amendments filed – 631, 707, 725, 1011, 1058, 1059

Amendments offered – 658, 707, 1011, 1058, 1059

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Amendments offered – 536, 617, 643, 710, 902

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RAGAN, AMANDA – Senator, 27th District; Assistant Majority Leader,
Democrat

Amendments filed – 554, 616, 631, 637, 983, 990
 Amendments offered – 585, 616, 620, 637, 638, 657, 825, 983, 990
 Bills introduced – 71, 92, 136, 155, 170, 182, 204, 237–239, 739
 Bill subcommittee assignments – 88, 138, 160, 175, 214, 270, 301, 312,
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Bill subcommittee assignments – 73, 87, 270, 313, 325, 335, 376, 414, 443, 559, 591, 634, 681, 714, 754, 906
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SCHOENJAHN, BRIAN H. – Senator, 32nd District; Democrat

- Amendments filed – 667, 935
- Amendments offered – 706, 941, 982
- Bills introduced – 92, 136, 155, 182, 204, 237–239, 372, 410, 739
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- Amendments filed – 338, 346, 347, 537, 538, 563, 564, 631, 692, 751, 752, 872, 983, 986, 988–990, 1011, 1031
- Amendments offered – 537, 983, 1011
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SEGEBART, MARK – Senator, 6th District; Republican

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Bills introduced – 155, 184, 203, 265, 292, 300, 332, 333, 342, 393, 412, 436, 437, 439, 453, 454, 653

Bill subcommittee assignments – 73, 88, 95, 160, 174, 214, 270, 301, 312, 326, 335, 414, 428, 430, 591, 592, 654, 754, 905, 916, 960, 1033

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Bills introduced – 92, 136, 182, 204, 237–239, 393, 412, 739

Bill subcommittee assignments – 73, 87, 95, 131, 293, 325, 443, 541, 654, 714, 830, 922, 1067, 1104

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SHIPLEY, TOM – Senator, 11th District; Republican

Amendments filed – 563, 597, 631, 751, 752, 872, 983, 986, 988–990, 1031

Amendments offered – 671, 674

Bills introduced – 184, 203, 280, 300, 321, 333, 412, 436, 437, 439, 453, 454

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Amendments filed – 346, 347, 537, 538, 563, 564, 751, 752, 872, 941, 983, 986, 988–990, 1031

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SMITH, ROBY – Senator, 47th District; Republican

- Amendments filed – 563, 564, 751, 752, 872, 983, 986, 988–990, 1030
- Amendments offered – 1030
- Bills introduced – 184, 203, 300, 333, 334, 384, 394–396, 412, 436, 437, 439, 453
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SODDERS, STEVEN J. – Senator, 36th District; Speaker Pro Tempore, Democrat

- Amendments filed – 555, 569, 597, 742, 830, 865, 949, 956
- Amendments offered – 583, 615, 677, 749, 860, 873, 973, 1095
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Bills referred to – 57, 58, 114, 115, 127, 146, 156, 166, 169, 184, 191, 237, 266, 280, 307, 322, 370, 371, 394, 395, 410, 453, 522, 664, 688, 703, 767, 769, 884, 1122, 1123

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Bills introduced – 191, 342, 634, 653, 654, 739, 763, 847, 880, 921, 959, 995, 1004, 1017, 1036, 1076

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WHITVER, JACK – Senator, 19th District; Republican Whip

Amendments filed – 537, 538, 563, 564, 631, 692, 751, 752, 872, 983, 986, 988–990, 1031

Bills introduced – 146, 167, 171, 183, 184, 203, 280, 281, 298, 300, 307, 309, 310, 322, 333, 412, 436, 437, 439, 453, 454

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Amendments filed – 569, 939

Amendments offered – 586

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Bill subcommittee assignments – 73, 88, 95, 117–119, 130, 148, 159, 160, 174–176, 208, 215, 224, 241, 270, 271, 284, 302, 312, 326, 591, 592, 596, 724, 906

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Amendments offered – 346, 646

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ZUMBACH, DAN – Senator, 48th District; Assistant Republican Leader

Amendments filed – 347, 563, 564, 751, 752, 983, 986, 988–990

Bills introduced – 71, 184, 203, 300, 333, 412, 436, 437, 439, 453, 454

Bill subcommittee assignments – 95, 185, 252, 313, 324, 326, 335, 388, 400, 443, 600, 916

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