



Iowa General Assembly
Daily Bills, Amendments & Study Bills
January 23, 2009

House Amendment 1001

PAG LIN

1 1 Amend House File 64 as follows:
1 2 #1. By striking page 1, line 3, through page 3,
1 3 line 7.
1 4 #2. Page 3, by striking line 8 and inserting the
1 5 following:
1 6 <Section 1. APPROPRIATION.
1 7 1. There is appropriated from the>.
1 8 #3. Page 3, by inserting after line 15 the
1 9 following:
1 10 <2. The authority shall adopt rules for the
1 11 jumpstart housing assistance program consistent with
1 12 all of the following:
1 13 a. An eligible resident must have a family income
1 14 equal to or less than one hundred fifty percent of the
1 15 area median family income.
1 16 b. Forgivable loans awarded after the effective
1 17 date of this division of this Act shall be awarded
1 18 pursuant to the following priorities:
1 19 (1) First priority shall be given to eligible
1 20 residents who have not received any moneys under the
1 21 jumpstart housing assistance program prior to the
1 22 effective date of this division of this Act.
1 23 (2) Second priority shall be given to eligible
1 24 residents who have received less than twenty-four
1 25 thousand nine hundred ninety-nine dollars under the
1 26 jumpstart housing assistance program prior to the
1 27 effective date of this division of this Act.
1 28 (3) Third priority shall be given to eligible
1 29 residents who have received twenty-four thousand nine
1 30 hundred ninety-nine dollars under the jumpstart
1 31 housing assistance program prior to the effective date
1 32 of this division of this Act and who continue to have
1 33 unmet needs for down payment assistance, emergency
1 34 housing repair or rehabilitation, interim mortgage
1 35 assistance, or energy efficiency assistance.
1 36 c. Except as provided in paragraph "b",
1 37 subparagraph (3), an eligible resident who meets the
1 38 area median family income requirement shall not
1 39 receive more than twenty-four thousand nine hundred
1 40 ninety-nine dollars under the program.>
1 41 #4. Page 3, line 16, by striking the word
1 42 <Notwithstanding> and inserting the following:
1 43 <3. Notwithstanding>.
1 44 #5. Page 4, line 18, by inserting after the word
1 45 <household> the following: <in reimbursement for
1 46 expenses incurred due to a natural disaster occurring
1 47 after May 24, 2008, and before August 14, 2008>.
1 48 #6. Page 5, by striking lines 7 and 8 and
1 49 inserting the following:
1 50 <Sec. ____ . EFFECTIVE AND RETROACTIVE APPLICABILITY



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House Amendment 1001 continued

2 1 DATES. This Act, being deemed of immediate
2 2 importance, takes effect upon enactment, and applies
2 3 retroactively to May 24, 2008, and is applicable on
2 4 and after that date.>
2 5 #7. Page 8, by inserting after line 14 the
2 6 following:
2 7 <(15) The department of agriculture and land
2 8 stewardship.>
2 9 #8. By renumbering as necessary.
2 10
2 11
2 12
2 13 COMMITTEE ON APPROPRIATIONS
2 14 OLDSOHN of Polk, Chairperson
2 15 HF 64.702 83
2 16 tm/rj/21100



Iowa General Assembly
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House File 65 - Introduced

HOUSE FILE

BY SMITH, HEATON, and L. MILLER

Passed House, Date _____
Vote: Ayes _____ Nays _____
Approved

Passed Senate, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

- 1 An Act establishing a shaken baby syndrome prevention program in
- 2 the department of public health.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1715HH 83
- 5 jp/nh/14



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House File 65 - Introduced continued

PAG LIN

1 1 Section 1. NEW SECTION. 135.119 SHAKEN BABY SYNDROME
1 2 PREVENTION PROGRAM.
1 3 1. For the purposes of this section:
1 4 a. "Birth center" and "birthing hospital" mean the same as
1 5 defined in section 135.131.
1 6 b. "Child care provider" means the same as a child care
1 7 facility, as defined in section 237A.1, that is providing
1 8 child care to a child who is newborn through age three.
1 9 c. "Family support program" means a program offering
1 10 instruction and support for families in which home visitation
1 11 is the primary service delivery mechanism.
1 12 d. "Parent" means the same as "custodian", "guardian", or
1 13 "parent", as defined in section 232.2, of a child who is
1 14 newborn through age three.
1 15 e. "Person responsible for the care of a child" means the
1 16 same as defined in section 232.68, except that it is limited
1 17 to persons responsible for the care of a child who is newborn
1 18 through age three.
1 19 f. "Shaken baby syndrome" means the collection of signs
1 20 and symptoms resulting from the vigorous shaking of a child
1 21 who is three years of age or younger. Shaken baby syndrome
1 22 may result in bleeding inside the child's head and may cause
1 23 one or more of the following conditions: irreversible brain
1 24 damage; blindness, retinal hemorrhage, or eye damage; cerebral
1 25 palsy; hearing loss; spinal cord injury, including paralysis;
1 26 seizures; learning disability; central nervous system injury;
1 27 closed head injury; rib fracture; subdural hematoma; or death.
1 28 Shaken baby syndrome also includes the symptoms included in
1 29 the diagnosis code for shaken infant syndrome utilized by Iowa
1 30 hospitals.
1 31 2. a. The department shall establish a statewide shaken
1 32 baby syndrome prevention program to educate parents and
1 33 persons responsible for the care of a child about the dangers
1 34 to children three years of age or younger caused by shaken
1 35 baby syndrome and to provide alternate techniques for venting



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2 1 anger and frustration. The program plan shall allow for
2 2 voluntary participation by parents and persons responsible for
2 3 the care of a child.

2 4 b. The program plan shall describe strategies for
2 5 preventing shaken baby syndrome by providing education and
2 6 support to parents and persons responsible for the care of a
2 7 child and shall identify multimedia resources, written
2 8 materials, and other resources that can assist in providing
2 9 the education and support.

2 10 c. The department shall consult with experts with
2 11 experience in child abuse prevention, child health, and parent
2 12 education in developing the program plan.

2 13 d. The program plan shall incorporate a multiyear,
2 14 collaborative approach for implementation of the plan. The
2 15 plan shall address how to involve those who regularly work
2 16 with parents and persons responsible for the care of a child,
2 17 including but not limited to child abuse prevention programs,
2 18 child care resource and referral programs, child care
2 19 providers, family support programs, programs receiving funding
2 20 through the community empowerment initiative, public and
2 21 private schools, health care providers, local health
2 22 departments, birth centers, and birthing hospitals.

2 23 e. The program plan shall identify the methodology to be
2 24 used for improving the tracking of shaken baby syndrome
2 25 incidents and for evaluating the effectiveness of the plan's
2 26 education and support efforts.

2 27 f. The program plan shall describe how program results
2 28 will be reported.

2 29 g. The program plan may provide for implementation of the
2 30 program through a contract with a private agency or
2 31 organization experienced in furnishing the services set forth
2 32 in the program plan.

2 33 3. The department shall implement the program plan to the
2 34 extent of the amount appropriated or made available for the
2 35 program for a fiscal year.



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House File 65 - Introduced continued

3 1 EXPLANATION
3 2 This bill establishes a shaken baby syndrome prevention
3 3 program in the department of public health in new Code section
3 4 135.119.
3 5 Terms are defined in the bill, largely based on existing
3 6 Code definitions.
3 7 "Birth center" means the same as defined in Code section
3 8 135.131: a facility or institution, which is not an
3 9 ambulatory surgical center or a hospital or in a hospital, in
3 10 which births are planned to occur following a normal,
3 11 uncomplicated, low-risk pregnancy. "Birthing hospital" means
3 12 the same as defined in Code section 135.131: a licensed
3 13 private or public hospital that has a licensed obstetric unit
3 14 or is licensed to provide obstetric services. "Child care
3 15 provider" means the same as "child care facility", as defined
3 16 in Code section 237A.1: a licensed child care center,
3 17 preschool, or a registered child development home, that is
3 18 providing care to children who are newborn through age three.
3 19 "Family support program" means a program offering instruction
3 20 and support for families in which home visitation is the
3 21 primary service delivery mechanism.
3 22 "Parent" means the same as "parent", "guardian", or
3 23 "custodian", as defined in Code section 232.2, of a child who
3 24 is newborn through age three. Under Code section 232.2,
3 25 "custodian" means a stepparent or a relative within the fourth
3 26 degree of consanguinity to a child who has assumed
3 27 responsibility for that child, a person who has accepted a
3 28 release of custody, or a person appointed by a court or
3 29 juvenile court having jurisdiction over a child; "guardian"
3 30 means a person who is not the parent of a child, but who has
3 31 been appointed by a court or juvenile court having
3 32 jurisdiction over the child, to have a permanent
3 33 self-sustaining relationship with the child and to make
3 34 important decisions which have a permanent effect on the life
3 35 and development of that child and to promote the general



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House File 65 - Introduced continued

4 1 welfare of that child; and "parent" means a biological or
4 2 adoptive mother or father of a child but does not include a
4 3 mother or father whose parental rights have been terminated.
4 4 "Person responsible for the care of a child" means the same
4 5 as defined in Code section 232.68, except that it is limited
4 6 to persons caring for a child who is newborn through age
4 7 three. Under Code section 232.68, the term means a parent,
4 8 guardian, or foster parent; a relative or any other person
4 9 with whom the child resides and who assumes care or
4 10 supervision of the child, without reference to the length of
4 11 time or continuity of such residence; an employee or agent of
4 12 any public or private facility providing care for a child,
4 13 including an institution, hospital, health care facility,
4 14 group home, mental health center, residential treatment
4 15 center, shelter care facility, detention center, or child care
4 16 facility; and any person providing care for a child, but with
4 17 whom the child does not reside, without reference to the
4 18 duration of the care.

4 19 "Shaken baby syndrome" means the collection of signs and
4 20 symptoms resulting from the vigorous shaking of a child who is
4 21 age three or younger that may result in bleeding inside the
4 22 head and may result in any of a number of conditions listed in
4 23 the bill.

4 24 The department is required to establish a statewide shaken
4 25 baby syndrome prevention program directed to parents and
4 26 persons responsible for the care of a child, as these terms
4 27 are defined in the bill. The bill specifies various elements
4 28 to be included in a program plan to be developed by the
4 29 department.

4 30 The department is required to consult with various experts
4 31 in developing the program plan. The program plan is required
4 32 to incorporate a multiyear, collaborative approach and address
4 33 how to involve various programs, health services providers,
4 34 and agencies that work with the target population.

4 35 The program plan is also required to identify the



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5 1 methodology for improving the tracking of shaken baby syndrome
5 2 incidents and evaluating program results and to describe how
5 3 program results will be reported.

5 4 The program plan may provide for implementation of the
5 5 program through a contract with a private agency or
5 6 organization experienced in furnishing the services set forth
5 7 in the program plan.

5 8 The department's implementation of the program plan is
5 9 limited to the extent of the amount appropriated or made
5 10 available for the program for a fiscal year.

5 11 LSB 1715HH 83

5 12 jp/nh/14



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House File 66 - Introduced

HOUSE FILE
BY HORBACH

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays
Approved

A BILL FOR

- 1 An Act providing for a waiver of liquor license fees for veterans
- 2 organizations.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1069YH 83
- 5 ec/rj/14



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House File 66 - Introduced continued

PAG LIN

1 1 Section 1. Section 123.36, subsection 2, Code 2009, is
1 2 amended to read as follows:
1 3 2. Class "A" liquor control licenses, the sum of six
1 4 hundred dollars, except that for class "A" licenses in cities
1 5 of less than two thousand population, and for clubs of less
1 6 than two hundred fifty members, the license fee shall be four
1 7 hundred dollars; however, the fee shall be ~~two hundred dollars~~
1 8 waived for any club which is a post, branch, or chapter of a
1 9 veterans organization chartered by the Congress of the United
1 10 States, ~~if the club does not sell or permit the consumption of~~
~~1 11 alcoholic beverages, wine, or beer on the premises more than~~
~~1 12 one day in any week or more than a total of fifty-two days in~~
~~1 13 a year, and if the application for a license states that the~~
~~1 14 club does not and will not sell or permit the consumption of~~
~~1 15 alcoholic beverages, wine, or beer on the premises more than~~
~~1 16 one day in any week or more than a total of fifty-two days in~~
~~1 17 a year.~~

1 18

EXPLANATION

1 19 This bill waives the class "A" liquor control license fee
1 20 for any club operated by a veterans organization regardless of
1 21 how often the club sells or permits the consumption of
1 22 alcoholic beverages from or on its premises. Current law
1 23 provides that the annual license fee is \$200 if the club does
1 24 not sell or permit the consumption of alcoholic beverages more
1 25 than one day in any week or more than 52 days in a year.

1 26 LSB 1069YH 83

1 27 ec/rj/14.1



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House File 67 - Introduced

HOUSE FILE
BY ZIRKELBACH

Passed House, Date _____	Passed Senate, Date _____
Vote: Ayes _____ Nays _____	Vote: Ayes _____ Nays _____
Approved	

A BILL FOR

- 1 An Act providing an appropriation to establish an Iowa national
- 2 guard infantry unit war veterans memorial.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1077HH 83
- 5 rh/nh/5



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PAG LIN

1 1 Section 1. IOWA NATIONAL GUARD INFANTRY UNIT WAR VETERANS
 1 2 MEMORIAL == PLANNING AND CONSTRUCTION APPROPRIATION. There is
 1 3 appropriated from the rebuild Iowa infrastructure fund to the
 1 4 department of administrative services for the fiscal year
 1 5 beginning July 1, 2009, and ending June 30, 2010, the
 1 6 following amount, or so much thereof as is necessary, to be
 1 7 used for the purposes designated:

1 8 To provide for the planning, siting, and construction of an
 1 9 Iowa national guard infantry unit war veterans memorial:
 1 10 \$ 150,000

1 11 The capitol planning commission, in consultation with the
 1 12 Iowa department of veterans affairs, is responsible for the
 1 13 planning and siting of an Iowa national guard infantry unit
 1 14 war veterans memorial on the state capitol complex. The Iowa
 1 15 national guard infantry unit war veterans memorial is intended
 1 16 to commemorate those Iowans who served and those Iowans who
 1 17 died while serving in the 133rd infantry and the 168th
 1 18 infantry of the Iowa national guard.

1 19 Notwithstanding section 8.33, moneys appropriated in this
 1 20 section that remain unencumbered or unobligated at the close
 1 21 of the fiscal year shall not revert but shall remain available
 1 22 for the purposes designated until the close of the fiscal year
 1 23 that begins July 1, 2013, or until the project for which the
 1 24 appropriation was made is completed, whichever is earlier.

EXPLANATION

1 26 This bill appropriates \$150,000 to the department of
 1 27 administrative services for the planning, siting, and
 1 28 construction of an Iowa national guard infantry unit war
 1 29 veterans memorial. The memorial is to honor those Iowans who
 1 30 served and those Iowans who died while serving in the 133rd
 1 31 infantry and the 168th infantry of the Iowa national guard.
 1 32 The capitol planning commission, in consultation with the
 1 33 department of veterans affairs, is responsible for the
 1 34 planning and siting of the memorial on the state capitol
 1 35 complex.



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2 1 Notwithstanding Code section 8.33, moneys appropriated in
2 2 this section that remain unencumbered or unobligated at the
2 3 close of the fiscal year shall not revert but shall remain
2 4 available for the purposes designated until the close of the
2 5 fiscal year that begins July 1, 2013, or until the project for
2 6 which the appropriation was made is completed, whichever is
2 7 earlier.
2 8 LSB 1077HH 83
2 9 rh/nh/5



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House File 68 - Introduced

HOUSE FILE
BY ZIRKELBACH

Passed House, Date _____	Passed Senate, Date _____
Vote: Ayes _____ Nays _____	Vote: Ayes _____ Nays _____
Approved	

A BILL FOR

- 1 An Act requiring insurance coverage benefits for veterans for
- 2 treatment of mental illness and substance abuse.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1081HH 83
- 5 av/nh/5



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House File 68 - Introduced continued

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1 1 Section 1. NEW SECTION. 514C.24 MENTAL ILLNESS AND
1 2 SUBSTANCE ABUSE TREATMENT COVERAGE FOR VETERANS.
1 3 1. Notwithstanding the uniformity of treatment
1 4 requirements of section 514C.6, a group policy or contract
1 5 providing for third-party payment or prepayment of health or
1 6 medical expenses issued by a carrier, as defined in section
1 7 513B.2, or by an organized delivery system authorized under
1 8 1993 Iowa Acts, chapter 158, shall provide coverage benefits
1 9 to an insured who is a veteran for treatment of mental illness
1 10 and substance abuse if either of the following is satisfied:
1 11 a. The policy or contract is issued to an employer who on
1 12 at least fifty percent of the employer's working days during
1 13 the preceding calendar year employed more than fifty full-time
1 14 equivalent employees. In determining the number of full-time
1 15 equivalent employees of an employer, employers who are
1 16 affiliated or who are able to file a consolidated tax return
1 17 for purposes of state taxation shall be considered one
1 18 employer.
1 19 b. The policy or contract is issued to a small employer as
1 20 defined in section 513B.2, and such policy or contract
1 21 provides coverage benefits for the treatment of mental illness
1 22 and substance abuse.
1 23 2. Notwithstanding the uniformity of treatment
1 24 requirements of section 514C.6, a plan established pursuant to
1 25 chapter 509A for public employees shall provide coverage
1 26 benefits to an insured who is a veteran for treatment of
1 27 mental illness and substance abuse as defined in subsection 3.
1 28 3. For purposes of this section:
1 29 a. "Mental illness" means mental disorders as defined by
1 30 the commissioner by rule.
1 31 b. "Substance abuse" means a pattern of pathological use
1 32 of alcohol or a drug that causes impairment in social or
1 33 occupational functioning, or that produces physiological
1 34 dependency evidenced by physical tolerance or by physical
1 35 symptoms when the alcohol or drug is withdrawn.



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2 1 c. "Veteran" means the same as defined in section 35.1.
2 2 4. The commissioner, by rule, shall define "mental
2 3 illness" consistent with definitions provided in the most
2 4 recent edition of the American psychiatric association's
2 5 diagnostic and statistical manual of mental disorders, as the
2 6 definitions may be amended from time to time. The
2 7 commissioner may adopt the definitions provided in such manual
2 8 by reference.
2 9 5. This section shall not apply to accident only,
2 10 specified disease, short-term hospital or medical, hospital
2 11 confinement indemnity, credit, dental, vision, Medicare
2 12 supplement, long-term care, basic hospital and
2 13 medical=surgical expense coverage as defined by the
2 14 commissioner, disability income insurance coverage, coverage
2 15 issued as a supplement to liability insurance, workers'
2 16 compensation or similar insurance, or automobile medical
2 17 payment insurance, or individual accident and sickness
2 18 policies issued to individuals or to individual members of a
2 19 member association.
2 20 6. A carrier, organized delivery system, or plan
2 21 established pursuant to chapter 509A may manage the benefits
2 22 provided through common methods including but not limited to
2 23 providing payment of benefits or providing care and treatment
2 24 under a capitated payment system, prospective reimbursement
2 25 rate system, utilization control system, incentive system for
2 26 the use of least restrictive and least costly levels of care,
2 27 a preferred provider contract limiting choice of specific
2 28 providers, or any other system, method, or organization
2 29 designed to assure services are medically necessary and
2 30 clinically appropriate.
2 31 7. a. A group policy or contract or plan covered under
2 32 this section shall not impose an aggregate annual or lifetime
2 33 limit on mental illness or substance abuse coverage benefits
2 34 unless the policy or contract or plan imposes an aggregate
2 35 annual or lifetime limit on substantially all medical and



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3 1 surgical coverage benefits.
3 2 b. A group policy or contract or plan covered under this
3 3 section that imposes an aggregate annual or lifetime limit on
3 4 substantially all medical and surgical coverage benefits shall
3 5 not impose an aggregate annual or lifetime limit on mental
3 6 illness or substance abuse coverage benefits which is less
3 7 than the aggregate annual or lifetime limit imposed on
3 8 substantially all medical and surgical coverage benefits.
3 9 8. A group policy or contract or plan covered under this
3 10 section shall at a minimum allow for thirty inpatient days and
3 11 fifty=two outpatient visits annually. The policy or contract
3 12 or plan may also include deductibles, coinsurance, or
3 13 copayments, provided the amounts and extent of such
3 14 deductibles, coinsurance, or copayments applicable to other
3 15 medical or surgical services coverage under the policy or
3 16 contract or plan are the same. It is not a violation of this
3 17 section if the policy or contract or plan excludes entirely
3 18 from coverage benefits for the cost of providing the
3 19 following:
3 20 a. Care that is substantially custodial in nature.
3 21 b. Services and supplies that are not medically necessary
3 22 or clinically appropriate.
3 23 c. Experimental treatments.
3 24 9. This section applies to third=party payment provider
3 25 policies or contracts and plans established pursuant to
3 26 chapter 509A delivered, issued for delivery, continued, or
3 27 renewed in this state on or after January 1, 2010.

3 28 EXPLANATION

3 29 This bill creates a new Code section 514C.24 and provides
3 30 that a group policy or contract providing for third=party
3 31 payment or prepayment of health or medical expenses issued by
3 32 a carrier, as defined in Code section 513B.2, or by an
3 33 organized delivery system authorized under 1993 Iowa Acts,
3 34 chapter 158, shall provide coverage benefits to an insured who
3 35 is a veteran for treatment of mental illness and substance



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4 1 abuse, if the policy or contract is issued to an employer who
4 2 on at least 50 percent of the employer's working days during
4 3 the preceding calendar year employed more than 50 full-time
4 4 equivalent employees; if the policy or contract is issued to a
4 5 small employer as defined in Code section 513B.2, and such
4 6 policy or contract provides coverage benefits for the
4 7 treatment of mental illness or substance abuse; or if the plan
4 8 is established pursuant to Code chapter 509A for public
4 9 employees.

4 10 The bill defines "mental illness" as mental disorders as
4 11 defined by the commissioner by rule. The commissioner is
4 12 directed to establish the definition of mental illness
4 13 consistent with definitions provided in the most recent
4 14 edition of the American psychiatric association's diagnostic
4 15 and statistical manual of mental disorders, as such
4 16 definitions may be amended from time to time. The
4 17 commissioner may adopt the definitions provided in such manual
4 18 by reference.

4 19 "Substance abuse" is defined as a pattern of pathological
4 20 use of alcohol or a drug that causes impairment in social or
4 21 occupational functioning, or that produces physiological
4 22 dependency evidenced by physical tolerance or by physical
4 23 symptoms when the alcohol or drug is withdrawn.

4 24 For the purposes of the bill, "veteran" means the same as
4 25 defined in Code section 35.1.

4 26 The bill provides that a carrier, organized delivery
4 27 system, or plan established pursuant to Code chapter 509A may
4 28 manage the benefits provided through common methods including
4 29 but not limited to providing payment of benefits or providing
4 30 care and treatment under a capitated payment system,
4 31 prospective reimbursement rate system, utilization control
4 32 system, incentive system for the use of least restrictive and
4 33 least costly levels of care, a preferred provider contract
4 34 limiting choice of specific providers, or any other system,
4 35 method, or organization designed to assure services are



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5 1 medically necessary and clinically appropriate.
5 2 The bill provides that the new Code section created applies
5 3 to third-party payment provider contracts or policies and
5 4 public employer plans delivered, issued for delivery,
5 5 continued, or renewed in this state on or after January 1,
5 6 2010.
5 7 LSB 1081HH 83
5 8 av/nh/5



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House File 69 - Introduced

HOUSE FILE
BY WHITAKER

Passed House, Date _____	Passed Senate, Date _____
Vote: Ayes _____ Nays _____	Vote: Ayes _____ Nays _____
Approved	

A BILL FOR

- 1 An Act creating an unsewered community revolving loan program and
- 2 fund.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1783YH 83
- 5 tm/rj/5



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1 1 Section 1. NEW SECTION. 16.191 UNSEWERED COMMUNITY
1 2 REVOLVING LOAN PROGRAM == FUND.
1 3 1. The authority shall establish and administer an
1 4 unsewered community revolving loan program. Assistance under
1 5 the program shall consist of no-interest loans with a term not
1 6 to exceed forty years and shall be used for purposes of
1 7 installing sewage disposal systems in a city without a sewage
1 8 disposal system or in an area where a cluster of homes is
1 9 located.
1 10 2. An unsewered community may apply for assistance under
1 11 the program. In awarding assistance, the authority shall
1 12 encourage the use of innovative, cost-effective sewage
1 13 disposal systems and technologies. The authority shall adopt
1 14 rules that prioritize applications for disadvantaged unsewered
1 15 communities.
1 16 3. For purposes of this section, "an area where a cluster
1 17 of homes is located" means an area located in the
1 18 unincorporated area of a county which includes six or more
1 19 homes but less than five hundred homes.
1 20 4. An unsewered community revolving loan fund is created
1 21 in the state treasury under the control of the authority and
1 22 consisting of moneys appropriated by the general assembly and
1 23 any other moneys available to and obtained or accepted by the
1 24 authority for placement in the fund.
1 25 5. Repayments of moneys loaned and recaptures of loans
1 26 shall be deposited in the fund.
1 27 6. Moneys in the fund shall be used to provide assistance
1 28 under the unsewered community revolving loan program
1 29 established in this section.
1 30 7. Moneys in the fund are not subject to section 8.33.
1 31 Notwithstanding section 12C.7, interest or earnings on moneys
1 32 in the fund shall be credited to the fund.

1 33 EXPLANATION
1 34 This bill creates an unsewered community revolving loan
1 35 program and fund.



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House File 69 - Introduced continued

2 1 The bill requires the Iowa finance authority to establish
2 2 and administer an unsewered community revolving loan program.
2 3 The bill provides that assistance under the program shall
2 4 consist of no-interest loans with a term not to exceed 40
2 5 years and shall be used for purposes of installing sewage
2 6 disposal systems in a city without a sewage disposal system or
2 7 in an area where a cluster of homes is located. The bill
2 8 provides that an unsewered community may apply for assistance
2 9 under the program. The bill provides that the authority shall
2 10 encourage the use of innovative, cost-effective sewage
2 11 disposal systems and technologies.
2 12 The bill creates an unsewered community revolving loan fund
2 13 in the state treasury under the control of the authority and
2 14 consisting of moneys appropriated by the general assembly and
2 15 any other moneys available to and obtained or accepted by the
2 16 authority for placement in the fund. The bill provides that
2 17 moneys in the fund shall be used to provide assistance under
2 18 the unsewered community revolving loan program.
2 19 LSB 1783YH 83
2 20 tm/rj/5



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House File 70 - Introduced

HOUSE FILE
BY BELL

Passed House, Date _____
Vote: Ayes _____ Nays _____
Approved

Passed Senate, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

- 1 An Act authorizing counties to charge an administrative fee for
- 2 issuance or renewal of a driver's license or nonoperator's
- 3 identification card.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 5 TLSB 1801YH 83
- 6 dea/nh/5



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House File 70 - Introduced continued

PAG LIN

1 1 Section 1. Section 321M.9, subsection 1, Code 2009, is
1 2 amended to read as follows:
1 3 1. FEES TO COUNTIES. Notwithstanding any other provision
1 4 in the Code to the contrary, the county treasurer of a county
1 5 authorized to issue driver's licenses under this chapter shall
1 6 retain for deposit in the county general fund seven dollars of
1 7 fees received pursuant to chapter 321 for each issuance or
1 8 renewal of ~~driver's licenses and nonoperator's identification~~
~~1 9 cards~~ a driver's license or nonoperator's identification card,
1 10 but shall not retain any moneys for the issuance of any
1 11 persons with disabilities identification devices. The five
1 12 dollar processing fee charged by a county treasurer for
1 13 collection of a civil penalty under section 321.218A,
1 14 321A.32A, or 321J.17 shall be retained for deposit in the
1 15 county general fund. The county treasurer shall remit the
1 16 balance of fees and all civil penalties to the department.
1 17 Sec. 2. Section 321M.9, subsection 4, Code 2009, is
1 18 amended by striking the subsection.
1 19 Sec. 3. Section 321M.9, Code 2009, is amended by adding
1 20 the following new subsection:
1 21 NEW SUBSECTION. 5. ADMINISTRATIVE FEE. Notwithstanding
1 22 any other provision, the county treasurer of a county
1 23 authorized to issue driver's licenses under this chapter may
1 24 charge an administrative fee of not more than three dollars
1 25 for the issuance or renewal of a driver's license or
1 26 nonoperator's identification card if authorized by the county
1 27 board of supervisors. This amount shall be added to the total
1 28 amount of the fee, including any applicable surcharges, due
1 29 pursuant to chapter 321. Moneys collected from administrative
1 30 fees under this subsection shall be deposited in the county
1 31 general fund.
1 32 Sec. 4. Section 331.557A, Code 2009, is amended by adding
1 33 the following new subsection:
1 34 NEW SUBSECTION. 3A. If authorized by the board, collect
1 35 an administrative fee for the issuance or renewal of a



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House File 70 - Introduced continued

2 1 driver's license or nonoperator's identification card, to be
2 2 retained by the county for deposit in the county general fund.

2 3 EXPLANATION

2 4 This bill allows a county treasurer to charge an applicant
2 5 for a driver's license or nonoperator's identification card an
2 6 administrative fee of not more than \$3 for the issuance or
2 7 renewal of a driver's license or nonoperator's identification
2 8 card, if authorized by the county board of supervisors. The
2 9 fee would be retained for deposit in the county's general
2 10 fund.

2 11 Currently, county treasurers who issue driver's licenses
2 12 retain, for deposit in the county's general fund, \$7 from fees
2 13 collected for each driver's license or nonoperator's
2 14 identification card issued or renewed by the treasurer.

2 15 The bill repeals a requirement that the auditor of state
2 16 conduct a study every four years regarding the fiscal impact
2 17 of the county driver's license issuance program.

2 18 LSB 1801YH 83

2 19 dea/nh/5



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House File 71

HOUSE FILE
BY HEATON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved

A BILL FOR

1 An Act authorizing the school budget review committee to provide
2 transportation assistance to certain school districts and
3 providing an appropriation.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1424YH 83
6 kh/sc/8



Iowa General Assembly
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House File 71 continued

PAG LIN

1 1 Section 1. Section 257.31, Code 2009, is amended by adding
1 2 the following new subsection:

1 3 NEW SUBSECTION. 19. a. A school district that regularly
1 4 pays more than two dollars and fifty cents per gallon of fuel
1 5 for school buses used to transport students during a school
1 6 year in accordance with section 285.1, subsection 1,
1 7 paragraphs "a" and "b", may submit a request for
1 8 transportation assistance. Transportation assistance shall be
1 9 paid from funds appropriated to the committee pursuant to
1 10 paragraph "b". The request shall be submitted in a format
1 11 specified by the committee and shall include any documentation
1 12 required by the committee.

1 13 b. There is annually appropriated from the general fund of
1 14 the state to the committee the amount of one million dollars,
1 15 or so much thereof as is necessary, to be used to pay
1 16 transportation assistance to school districts as provided in
1 17 paragraph "a". If the amount appropriated pursuant to this
1 18 paragraph is insufficient to pay all requests submitted and
1 19 approved by the commission in accordance with paragraph "a",
1 20 the commission shall prorate the payments to the school
1 21 districts.

1 22 c. Transportation assistance paid pursuant to this
1 23 subsection shall be miscellaneous income and shall not be
1 24 included in district cost.

1 25 EXPLANATION

1 26 This bill permits a school district that regularly pays
1 27 more than \$2.50 per gallon of fuel for school buses during a
1 28 school year to submit a request to the school budget review
1 29 committee for transportation assistance. The bill provides
1 30 for an appropriation of \$1 million from the state general fund
1 31 to the committee to pay transportation assistance to school
1 32 districts whose requests are approved. If the amount
1 33 appropriated is insufficient to pay all approved requests, the
1 34 committee shall prorate the payments to school districts whose
1 35 requests are approved.



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House File 71 continued

2 1 LSB 1424YH 83
2 2 kh/sc/8



Iowa General Assembly
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House File 72 - Introduced

HOUSE FILE
BY BAUDLER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays
Approved

A BILL FOR

- 1 An Act prohibiting telephone utilities from charging a monthly
- 2 fee for unlisted telephone numbers requested and maintained by
- 3 specified individuals.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 5 TLSB 1107YH 83
- 6 rn/nh/8



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House File 72 - Introduced continued

PAG LIN

1 1 Section 1. Section 476.1D, Code 2009, is amended by adding
1 2 the following new subsection:

1 3 NEW SUBSECTION. 11. Notwithstanding the presence of
1 4 effective competition, a telephone utility shall not impose a
1 5 fee or additional charge for maintaining an unlisted telephone
1 6 number for designated classifications of persons or
1 7 occupations, including the following:

1 8 a. Officers as defined in section 80F.1, subsection 1.

1 9 b. Judicial branch employees at the state, county, or
1 10 municipal level and any other classification of persons or
1 11 occupations, as identified by the department of public safety,
1 12 in coordination with the board, which serves or protects the
1 13 public and possesses a legitimate need for the protection of
1 14 an unlisted telephone number.

1 15 EXPLANATION

1 16 This bill prohibits telephone utilities from imposing a
1 17 charge or fee for unlisted telephone numbers requested and
1 18 maintained by specified individuals. The individuals include
1 19 an "officer", as defined in Code section 80F.1 as a certified
1 20 law enforcement officer, fire fighter, emergency medical
1 21 technician, corrections officer, detention officer, jailer,
1 22 probation or parole officer, communications officer, or any
1 23 other law enforcement officer certified by the Iowa law
1 24 enforcement academy and employed by a municipality, county, or
1 25 state agency.

1 26 The bill also extends the prohibition to judicial branch
1 27 employees at the state, county, and municipal level, and any
1 28 other classification or occupation, as identified by the
1 29 department of public safety by rule in coordination with the
1 30 Iowa utilities board, which serves or protects the public and
1 31 possesses a legitimate need for the protection of an unlisted
1 32 telephone number.

1 33 LSB 1107YH 83

1 34 rn/nh/8



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House File 73

HOUSE FILE
BY L. MILLER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays
Approved

A BILL FOR

1 An Act requiring an incumbent cable provider applying for a
2 certificate of franchise authority to maintain or honor
3 concessions made by the company when entering into the
4 company's original franchise agreement with the municipality.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TL5B 1319YH 83
7 rn/nh/8



Iowa General Assembly
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House File 73 continued

PAG LIN

1 1 Section 1. Section 477A.2, subsection 6, Code 2009, is
1 2 amended to read as follows:
1 3 6. a. If a competitive cable service provider or a
1 4 competitive video service provider applies for a certificate
1 5 of franchise authority to operate within a municipality, the
1 6 incumbent cable provider may, at its discretion, apply for a
1 7 certificate of franchise authority for that same municipality.
1 8 Such application shall be automatically granted on the same
1 9 day as a competitive cable service provider or competitive
1 10 video service provider files a thirty days' notice of offering
1 11 service as required pursuant to subsection 4. The franchise
1 12 agreement with the municipality is terminated on the date the
1 13 board issues the certificate of franchise authority to an
1 14 incumbent cable provider. The terms and conditions of the
1 15 certificate of franchise authority shall be the same as the
1 16 terms and conditions of a competitive cable service provider
1 17 or a competitive video service provider pursuant to this
1 18 chapter and shall replace the terms and conditions of the
1 19 franchise agreement previously granted by the municipality.
1 20 b. Notwithstanding paragraph "a", the terms and conditions
1 21 of a certificate of franchise authority issued to an incumbent
1 22 cable provider shall reflect and maintain any agreements or
1 23 concessions made by the provider as an incentive to the
1 24 municipality to enter into the terminated franchise agreement.

1 25 EXPLANATION

1 26 This bill provides that the terms and conditions of a
1 27 certificate of franchise authority issued to an incumbent
1 28 cable provider shall reflect and maintain any agreements or
1 29 concessions made by the provider as an incentive to a
1 30 municipality to originally enter into the now=terminated
1 31 franchise agreement with the provider.

1 32 LSB 1319YH 83

1 33 rn/nh/8



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House File 74

HOUSE FILE
BY PAULSEN, STRUYK, HELLAND,
and UPMEYER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays
Approved

A BILL FOR

- 1 An Act relating to the establishment of a searchable budget
- 2 database website for the public to access the details of the
- 3 expenditure of state tax revenues and a searchable tax rate
- 4 database for the public to access the details of each tax rate
- 5 for all taxing districts in the state.
- 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 7 TLSB 1732YH 83
- 8 mg/sc/14



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House File 74 continued

PAG LIN

1 1 Section 1. Section 8.6, Code 2009, is amended by adding
1 2 the following new subsection:
1 3 NEW SUBSECTION. 9A. BUDGET AND TAX RATE DATABASES. To
1 4 develop and make available to the public a searchable budget
1 5 database website as required under chapter 8G, division I, and
1 6 to develop and make available to the public a searchable tax
1 7 rate database website as required under chapter 8G, division
1 8 II.

1 9 DIVISION I
1 10 SEARCHABLE BUDGET DATABASE FOR STATE SPENDING
1 11 Sec. 2. NEW SECTION. 8G.1 INTENT == FINDINGS.
1 12 The general assembly finds that taxpayers should be able to
1 13 easily access the details on how the state is spending their
1 14 tax dollars and the performance results achieved for those
1 15 expenditures. Therefore, it is the intent of the general
1 16 assembly to direct the department of management to create and
1 17 maintain a searchable budget database website detailing where
1 18 tax dollars are expended, the purposes for which tax dollars
1 19 are expended, and the results achieved for all taxpayer
1 20 investments in state government.

1 21 Sec. 3. NEW SECTION. 8G.2 SHORT TITLE.
1 22 This division shall be known as and may be cited as the
1 23 "Taxpayer Transparency Act".

1 24 Sec. 4. NEW SECTION. 8G.3 DEFINITIONS.
1 25 As used in this division, unless the context otherwise
1 26 requires:

1 27 1. "Agency" means a state department, office, board,
1 28 commission, bureau, division, institution, or public
1 29 institution of higher education. "Agency" includes individual
1 30 state agencies and programs, as well as those programs and
1 31 activities that are administered by or involve more than one
1 32 agency. "Agency" includes all elective offices in the
1 33 executive branch of government and the general assembly.

1 34 2. "Director" means the director of the department of
1 35 management.



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House File 74 continued

- 2 1 3. "Entity" or "recipients" means any of the following:
2 2 a. A corporation.
2 3 b. An association.
2 4 c. An employee union.
2 5 d. A limited liability company.
2 6 e. A limited liability partnership.
2 7 f. Any other legal business entity, including nonprofit
2 8 entities.
2 9 g. A grant recipient.
2 10 h. Contractors.
2 11 i. A county, city, school district, or other local
2 12 government entity.
2 13 "Entity" or "recipients" does not include an individual
2 14 recipient of state assistance.
2 15 4. "Funding action or expenditure" includes details on the
2 16 type of spending that is provided including but not limited to
2 17 grants, contracts, and appropriations. "Funding action or
2 18 expenditure" includes tax exemptions or credits. Where
2 19 possible, an electronic link to the actual grants or contracts
2 20 shall be provided. An electronic link shall be in a format
2 21 that is a searchable document.
2 22 5. "Funding source" means the state account or fund from
2 23 which the expenditure is appropriated.
2 24 6. "Searchable website" means a website described in
2 25 section 8G.4 that allows the public at no cost to search and
2 26 compile information identified in section 8G.4 and that is in
2 27 a format capable of being downloaded.
2 28 7. "State audit or report" shall include any audit or
2 29 report issued by the auditor of state, department of
2 30 management, legislative services agency, legislative
2 31 committee, or executive body relating to the entity or
2 32 recipient of funds, the budget program or activity, or agency.
2 33 Sec. 5. NEW SECTION. 8G.4 SEARCHABLE BUDGET DATABASE
2 34 WEBSITE CREATED.
2 35 1. By January 1, 2011, the director shall develop and make



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House File 74 continued

3 1 publicly available a database website for searching,
3 2 accessing, and processing data, including the data required in
3 3 this section, for the most recent state budget. The website
3 4 shall be developed in such a way that the information can be
3 5 provided to other software applications, including internet
3 6 software applications, in a manner and format that allows such
3 7 software applications to access and interpret the data using
3 8 the internal programming of the software applications.
3 9 2. The searchable website developed pursuant to this
3 10 section shall allow the public at no cost to search and
3 11 compile information for all of the following:
3 12 a. Name and principal location or residence of the entity
3 13 or recipient of state funds.
3 14 b. Amount of state funds expended.
3 15 c. Funding or expending agency.
3 16 d. Funding source of the revenue expended.
3 17 e. Budget program or activity of the expenditure.
3 18 f. Descriptive purpose for the funding action or
3 19 expenditure.
3 20 g. Expected performance outcome for the funding action or
3 21 expenditure.
3 22 h. Past performance outcomes achieved for the funding
3 23 action or expenditure.
3 24 i. State audit or report relating to the entity or
3 25 recipient of state funds or the budget program or activity or
3 26 agency.
3 27 j. Any other relevant information specified by the
3 28 director.
3 29 Sec. 6. NEW SECTION. 8G.5 WEBSITE UPDATES.
3 30 1. Effective July 1, 2011, the searchable website shall be
3 31 updated for each fiscal year not later than thirty days
3 32 following the close of the fiscal year. In addition, the
3 33 director may update the searchable website as new data becomes
3 34 available. All agencies shall provide to the director data
3 35 that is required to be included in the searchable website not



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4 1 later than thirty days after the data becomes available to the
4 2 agency. The director shall provide guidance to agency heads
4 3 or the governing body of an agency to ensure compliance with
4 4 this section.

4 5 2. By January 1, 2012, the director shall add data for the
4 6 previous budgets to the searchable website. Data for previous
4 7 fiscal years may be added as it becomes available and as time
4 8 permits. The director shall ensure that all data added to the
4 9 searchable website remain accessible to the public for a
4 10 minimum of ten years.

4 11 Sec. 7. NEW SECTION. 8G.6 NONCOMPLIANCE.

4 12 The director shall not be considered in compliance with
4 13 this division if the data required for the searchable website
4 14 is not available in a searchable manner and capable of being
4 15 compiled or the public is redirected to other government
4 16 websites unless each of those sites has information from all
4 17 agencies and each category of information required can be
4 18 searched electronically by field in a single search.

4 19 DIVISION II

4 20 SEARCHABLE TAX RATE DATABASE

4 21 Sec. 8. NEW SECTION. 8G.10 INTENT == FINDINGS.

4 22 The general assembly finds that increasing the ease of
4 23 public access to state and local tax rates, particularly where
4 24 the rates are currently available from disparate government
4 25 sources but are difficult for the public to collect and
4 26 efficiently aggregate, significantly contributes to
4 27 governmental accountability, public participation, and the
4 28 understanding of the cost of government services. Therefore,
4 29 it is the intent of the general assembly to direct the
4 30 department of management, in consultation with the department
4 31 of revenue, to create and maintain a searchable database
4 32 website of each tax rate for all taxing districts in the state
4 33 to make citizen access to state and local tax rates as open,
4 34 transparent, and publicly accessible as is feasible.

4 35 Sec. 9. NEW SECTION. 8G.11 SHORT TITLE.



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House File 74 continued

5 1 This division shall be known and cited as the "Taxation
5 2 Disclosure Act".
5 3 Sec. 10. NEW SECTION. 8G.12 TAX RATE DATABASE.
5 4 1. SEARCHABLE TAX RATE DATABASE. By January 1, 2010, the
5 5 department of management, in consultation with the department
5 6 of revenue, shall make publicly available on an internet site
5 7 a searchable database of all tax rates in the state for each
5 8 taxing jurisdiction. The information shall be aggregated by
5 9 type of tax and accessible by entering a zip code or physical
5 10 address for each residency or business. Individual tax levies
5 11 shall be further specified within each tax rate.
5 12 2. GEOGRAPHICAL TAX RATE MAP. In addition to searching
5 13 for tax rates by zip code or physical address for each
5 14 residency or business, searches shall be accommodated by a
5 15 geographical tax rate map of the state that is capable of
5 16 being displayed with a level of specificity corresponding to
5 17 each taxing district.
5 18 3. INDIVIDUAL TAX RATE CALCULATOR. Tax rate calculators
5 19 shall be provided on the searchable database to allow citizens
5 20 and businesses to calculate taxes based on the location of the
5 21 citizen or business. Calculation capability shall be provided
5 22 at a minimum for property, sales, use, income, vehicle, and
5 23 business taxes and shall be specific to the rate for the
5 24 taxing district identified by the citizen or business.
5 25 Sec. 11. NEW SECTION. 8G.13 UPDATING DATABASE.
5 26 To facilitate the department of management's efforts in
5 27 creating and maintaining a searchable database of the taxes
5 28 identified in section 8G.12, subsection 3, for all taxing
5 29 districts in the state, every taxing district shall report its
5 30 tax rates annually to the department of management and shall
5 31 report any changes to its tax rates within thirty days of the
5 32 change.
5 33 Sec. 12. CODE EDITOR DIRECTIVE. Unless otherwise
5 34 determined by the Iowa Code editor, sections 8G.1 through
5 35 8G.6, as enacted in this Act, shall be designated as division



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House File 74 continued

6 1 I of chapter 8G, and sections 8G.10 through 8G.13, as enacted
6 2 in this Act, shall be designated as division II of chapter 8G.

6 3 EXPLANATION

6 4 This bill enacts new Code chapter 8G which is divided into
6 5 two separate divisions. Division I of the Code chapter
6 6 requires the department of management to develop and make
6 7 available to the public by January 1, 2011, a single,
6 8 searchable budget database website. This website would allow
6 9 the public at no cost to search an aggregated database that
6 10 would provide the names and principal location or residence of
6 11 recipients of state funds, amount of funds expended, the
6 12 agency that provided those funds, the program or activity of
6 13 the expenditure, description of the purpose of the
6 14 expenditure, expected and past outcomes of funding actions or
6 15 expenditures, state audits relating to expenditures, and other
6 16 relevant information. The bill specifies that "recipient"
6 17 does not include an individual recipient of state assistance.

6 18 The division provides that, effective July 1, 2011, the
6 19 website is to be updated within 30 days of the end of each
6 20 fiscal year. By January 1, 2012, data is to be added for
6 21 previous fiscal years.

6 22 Division II of the new chapter requires the department of
6 23 management, in consultation with the department of revenue, by
6 24 January 1, 2010, to develop and operate on an internet site a
6 25 searchable database of all the tax rates in the state for each
6 26 taxing district. The database shall include the capability to
6 27 calculate tax rates for different taxing districts.

6 28 LSB 1732YH 83

6 29 mg/sc/14