



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

# House Concurrent Resolution 1

PAG LIN

1 1                   HOUSE CONCURRENT RESOLUTION 1  
1 2                   By McCarthy and Rants  
1 3       BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
1 4 SENATE CONCURRING, That a joint convention of the two  
1 5 houses of the 2007 session of the Eighty-second General  
1 6 Assembly be held on Monday, January 8, 2007, at 2:00 p.m. ;  
1 7 and  
1 8       BE IT FURTHER RESOLVED, That at this joint convention  
1 9 the votes for Governor and Lieutenant Governor be canvassed  
1 10 and the results announced and recorded as provided by law.  
1 11       BE IT FURTHER RESOLVED, That Governor Thomas J. Vilsack  
1 12 be invited to deliver his condition of the state message at  
1 13 a joint convention of the two houses of the General Assembly  
1 14 on Tuesday, January 9, 2007, at 10:00 a.m., and that  
1 15 the Speaker of the House of Representatives and the President  
1 16 of the Senate be designated to extend the invitation to him.  
1 17 HCR 1  
1 18 dt/jg/25  
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## House Concurrent Resolution 2

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1 1                   HOUSE CONCURRENT RESOLUTION 1  
1 2                   By McCarthy and Rants  
1 3       BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
1 4 SENATE CONCURRING, That a joint convention of the two  
1 5 houses of the 2007 session of the Eighty-second General  
1 6 Assembly be held on Monday, January 8, 2007, at 2:00 p.m. ;  
1 7 and  
1 8       BE IT FURTHER RESOLVED, That at this joint convention  
1 9 the votes for Governor and Lieutenant Governor be canvassed  
1 10 and the results announced and recorded as provided by law.  
1 11       BE IT FURTHER RESOLVED, That Governor Thomas J. Vilsack  
1 12 be invited to deliver his condition of the state message at  
1 13 a joint convention of the two houses of the General Assembly  
1 14 on Tuesday, January 9, 2007, at 10:00 a.m., and that  
1 15 the Speaker of the House of Representatives and the President  
1 16 of the Senate be designated to extend the invitation to him.  
1 17 HCR 1  
1 18 dt/jg/25  
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House Concurrent Resolution 3

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1 1 HOUSE CONCURRENT RESOLUTION 3  
1 2 By McCarthy and Rants  
1 3 A Concurrent Resolution relating to the appointment of  
1 4 a joint inaugural committee.  
1 5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
1 6 SENATE CONCURRING, That a joint committee be designated,  
1 7 consisting of six members of the House of Representatives  
1 8 to be appointed by the Speaker of the House, and six members  
1 9 of the Senate to be appointed by the President of the  
1 10 Senate, to arrange for the inauguration of the Governor and  
1 11 Lieutenant Governor.  
1 12 HCR 3  
1 13 dt/jg/25  
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House File 1

HOUSE FILE

BY McCARTHY, ABDUL-SAMAD, BAILEY,  
 BELL, BERRY, BUKTA, COHOON,  
 DANDEKAR, DAVITT, FOEGE, FORD,  
 FREVERT, GASKILL, GAYMAN, HEDDENS,  
 HUNTER, HUSER, JACOBY, JOCHUM,  
 KELLEY, KRESSIG, KUHN, LENSING,  
 LYKAM, MASCHER, MERTZ, H. MILLER,  
 MURPHY, OLDSON, D. OLSON, R. OLSON,  
 T. OLSON, PALMER, PETERSEN,  
 PETTENGILL, QUIRK, REASONER,  
 REICHERT, SCHUELLER, SHOMSHOR, SMITH,  
 STAED, SWAIM, D. TAYLOR,  
 T. TAYLOR, THOMAS, WENDT, WENTHE,  
 WESSEL-KROESCHELL, WHITAKER,  
 WHITEAD, WINCKLER, WISE, and  
 ZIRKELBACH

Passed House, Date \_\_\_\_\_  
 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
                   Approved

Passed Senate, Date \_\_\_\_\_  
 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**A BILL FOR**

- 1 An Act relating to the state minimum hourly wage requirements and
- 2 providing an effective date.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1189HH 82
- 5 kh/gg/14



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House File 1 continued

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1 1 Section 1. Section 91D.1, subsection 1, paragraphs a, b,  
1 2 and d, Code 2007, are amended to read as follows:  
1 3 a. The state hourly wage ~~stated in the federal minimum~~  
1 4 ~~wage law, pursuant to 29 U.S.C. } 206,~~ shall be increased to  
1 5 ~~\$3.85 on January 1 of 1990, \$4.25 on January 1 of 1991, and~~  
1 6 ~~\$4.65 on January 1 of 1992 at least \$6.20 as of April 1, 2007,~~  
1 7 ~~and \$7.25 as of January 1, 2008.~~  
1 8 b. Every employer, as defined in the federal Fair Labor  
1 9 Standards Act of 1938, as amended to January 1, 2007, shall  
1 10 pay to each of the employer's employees, as defined in the  
1 11 federal Fair Labor Standards Act of 1938, as amended to  
1 12 January 1, 2007, ~~wages of not less than the state hourly wage~~  
1 13 ~~stated in paragraph "a", or the current federal minimum wage,~~  
1 14 ~~pursuant to 29 U.S.C. } 206, or the wage rate stated in~~  
1 15 ~~paragraph "a" as amended, whichever is greater.~~  
1 16 d. An employer is not required to pay an employee the  
1 17 applicable ~~minimum~~ state hourly wage provided in paragraph "a"  
1 18 until the employee has completed ninety calendar days of  
1 19 employment with the employer. An employee who has completed  
1 20 ninety calendar days of employment with the employer prior to  
1 21 ~~January April 1 of 1990, 1991, or 1992, 2007, or January 1,~~  
1 22 ~~2008, shall earn the applicable state hourly minimum wage as~~  
1 23 ~~of that date. An employer shall pay an employee who has not~~  
1 24 ~~completed ninety calendar days of employment with the employer~~  
1 25 ~~an hourly wage of at least \$3.35 as of January 1 of 1990,~~  
1 26 ~~\$3.85 as of January 1 of 1991, and \$4.25 as of January 1 of~~  
1 27 ~~1992 \$5.30 as of April 1, 2007, and \$6.35 as of January 1,~~  
1 28 ~~2008.~~  
1 29 Sec. 2. LABOR COMMISSIONER DIRECTIVE. If the commissioner  
1 30 finds that an employer, as defined in the federal Fair Labor  
1 31 Standards Act of 1938, as amended to January 1, 2007, has  
1 32 failed to comply with the provisions of this Act prior to July  
1 33 1, 2007, the commissioner shall enforce the provisions of this  
1 34 Act pursuant to chapter 91A, but shall not impose liquidated  
1 35 damages.





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House File 2

HOUSE FILE  
BY WISE and COHOON

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays  
Approved

**A BILL FOR**

1 An Act relating to the designation of pilot project cities for a  
2 targeted jobs withholding tax credit to be used for funding  
3 improvements in certain urban renewal areas and including  
4 effective and retroactive applicability date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 1346YH 82  
7 tm/gg/14



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House File 2 continued

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1 1 Section 1. Section 403.19A, subsection 2, paragraph b,  
1 2 Code 2007, is amended to read as follows:  
1 3 b. The department of economic development shall approve  
1 4 four eligible cities as pilot project cities, one pursuant to  
1 5 paragraph "a", subparagraph (1), one pursuant to paragraph  
1 6 "a", subparagraph (2), and two pursuant to paragraph "a",  
1 7 subparagraph (3). If two eligible cities are approved which  
1 8 are located in the same county and the county has a population  
1 9 of less than forty-five thousand, the two approved eligible  
1 10 cities shall be considered one pilot project city. If more  
1 11 than two cities meeting the requirements of paragraph "a",  
1 12 subparagraph (3), apply to be designated as a pilot project  
1 13 city, the department of management, in consultation with the  
1 14 department of economic development, shall determine which two  
1 15 cities hold the most potential to create new jobs or generate  
1 16 the greatest capital within their areas. Applications from  
1 17 eligible cities filed on or after October 1, 2006, shall not  
1 18 be considered.

1 19 If a pilot project city does not enter into a withholding  
1 20 agreement within one year of its approval as a pilot project  
1 21 city, the city shall lose its status as a pilot project city.  
1 22 If two pilot project cities are located in the same county,  
1 23 the loss of status by one pilot project city shall not cause  
1 24 the second pilot project city in the county to lose its status  
1 25 as a pilot project city. Upon such occurrence, the department  
1 26 of economic development shall take applications from other  
1 27 eligible cities to replace that city. Another city shall be  
1 28 designated within six months.

1 29 Sec. 2. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.  
1 30 This Act, being deemed of immediate importance, takes effect  
1 31 upon enactment and is retroactively applicable to July 1,  
1 32 2006, and is applicable to pilot project city applications  
1 33 received prior to October 1, 2006.

1 34 EXPLANATION

1 35 This bill relates to the designation of pilot project



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House File 2 continued

2 1 cities for a targeted jobs withholding tax credit to be used  
2 2 for funding improvements in certain urban renewal areas.

2 3 In 2006, House File 2731 was enacted (2006 Iowa Acts,  
2 4 chapter 1141) to allow four pilot project cities to be  
2 5 approved to assist in funding projects in their urban renewal  
2 6 areas by means of a targeted jobs credit from withholding.

2 7 The bill provides that if two approved eligible cities are  
2 8 located in the same county and that county has a population of  
2 9 less than 45,000, the two approved eligible cities shall be  
2 10 considered one pilot project city.

2 11 Currently, a pilot project city loses status as a pilot  
2 12 project city if the city does not enter into a withholding  
2 13 agreement within one year of its approval as a pilot project  
2 14 city. The bill provides that if two pilot project cities are  
2 15 located in the same county, the loss of status by one pilot  
2 16 project city shall not cause the second pilot project city in  
2 17 the county to lose its status as a pilot project city.

2 18 The bill provides that if more than two cities located in a  
2 19 county that borders a state other than Nebraska or South  
2 20 Dakota apply to be designated as a pilot project city, the  
2 21 department of economic development shall determine which two  
2 22 cities hold the most potential to create new jobs or generate  
2 23 the greatest capital within their areas. Currently, the  
2 24 department of management, in consultation with the department  
2 25 of economic development, makes the determination.

2 26 The bill takes effect upon enactment and is retroactively  
2 27 applicable to July 1, 2006, and applies to pilot project city  
2 28 applications received prior to October 1, 2006.

2 29 LSB 1346YH 82

2 30 tm:nh/gg/14



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House File 3

HOUSE FILE  
BY WISE and COHOON

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

**A BILL FOR**

1 An Act relating to pilot project city designations in certain  
2 counties for a targeted jobs withholding tax credit to be used  
3 for funding improvements in certain urban renewal areas and  
4 including effective and retroactive applicability date  
5 provisions.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
7 TLSB 1345YH 82  
8 tm/je/5



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House File 3 continued

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1 1 Section 1. Section 403.19A, subsection 2, paragraph a,  
1 2 Code 2007, is amended by adding the following new  
1 3 subparagraph:

1 4 NEW SUBPARAGRAPH. (4) A county that has a population of  
1 5 forty=five thousand or less and that borders a state other  
1 6 than Nebraska or South Dakota.

1 7 Sec. 2. Section 403.19A, subsection 2, paragraph b,  
1 8 unnumbered paragraph 1, Code 2007, is amended to read as  
1 9 follows:

1 10 The department of economic development shall approve ~~four~~  
1 11 the following eligible cities as pilot project cities: one  
1 12 pursuant to paragraph "a", subparagraph (1); one pursuant to  
1 13 paragraph "a", subparagraph (2), ~~and~~; two pursuant to  
1 14 paragraph "a", subparagraph (3); and two cities from the same  
1 15 county pursuant to paragraph "a", subparagraph (4). If more  
1 16 than two cities meeting the requirements of paragraph "a",  
1 17 subparagraph (3), apply to be designated as a pilot project  
1 18 city, ~~the department of management, in consultation with the~~  
1 19 department of economic development, shall determine which two  
1 20 cities hold the most potential to create new jobs or generate  
1 21 the greatest capital within their areas. Applications from  
1 22 eligible cities filed on or after October 1, 2006, shall not  
1 23 be considered.

1 24 Sec. 3. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.  
1 25 This Act, being deemed of immediate importance, takes effect  
1 26 upon enactment and is retroactively applicable to July 1,  
1 27 2006, and is applicable to pilot project city applications  
1 28 received prior to October 1, 2006.

1 29 EXPLANATION

1 30 This bill relates to pilot project city designations in  
1 31 certain counties for a targeted jobs withholding tax credit to  
1 32 be used for funding improvements in certain urban renewal.

1 33 In 2006, House File 2731 was enacted (2006 Iowa Acts,  
1 34 chapter 1141) to allow four pilot project cities to be  
1 35 approved to assist in funding projects in their urban renewal



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House File 3 continued

2 1 areas by means of a targeted jobs credit from withholding.

2 2       Currently, four pilot project cities can be approved, one  
2 3 from a county that borders Nebraska, one from a county that  
2 4 borders South Dakota, and two from a county of any size that  
2 5 borders a state other than Nebraska or South Dakota. A city  
2 6 must contain three or more census tracts.

2 7       The bill provides that two additional pilot project cities  
2 8 may be approved if they are located in the same county. The  
2 9 county must border a state other than Nebraska or South Dakota  
2 10 and must have a population of forty-five thousand or less.

2 11       The bill provides that if more than two cities located in a  
2 12 county that borders a state other than Nebraska or South  
2 13 Dakota apply to be designated as a pilot project city, the  
2 14 department of economic development shall determine which two  
2 15 cities hold the most potential to create new jobs or generate  
2 16 the greatest capital within their areas. Currently, the  
2 17 department of management, in consultation with the department  
2 18 of economic development, makes the determination.

2 19       The bill takes effect upon enactment and is retroactively  
2 20 applicable to July 1, 2006, and applies to pilot project city  
2 21 applications received prior to October 1, 2006.

2 22 LSB 1345YH 82

2 23 tm:nh/je/5



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**House File 4**

HOUSE FILE

BY WISE, PETTENGILL, BERRY,  
H. MILLER, FOEGE, BUKTA, MERTZ,  
ABDUL=SAMAD, FREVERT, D. TAYLOR,  
GASKILL, QUIRK, HEDDENS, KRESSIG,  
KELLEY, SWAIM, WENTHE, THOMAS,  
REASONER, SHOMSHOR, MURPHY,  
SMITH, KUHN, SCHUELLER, T. TAYLOR,  
WHITAKER, STAED, LYKAM, WINCKLER,  
WESSEL=KROESCHELL, PETERSEN,  
BELL, WENDT, JACOBY, OLDSOON,  
COHOON, WHITEAD, D. OLSON, DAVITT,  
and R. OLSON

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**A BILL FOR**

1 An Act providing for association group health care plans,  
2 including a five-year association group health care plan pilot  
3 project, association group health care plan actuarial studies,  
4 wellness initiatives, providing an appropriation, and  
5 providing an effective date.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

7 TLSB 1583HH 82

8 av/cf/24



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House File 4 continued

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1 1 DIVISION I  
1 2 ASSOCIATION GROUP HEALTH CARE PLANS  
1 3 Section 1. ASSOCIATION GROUP HEALTH CARE PLAN PILOT  
1 4 PROJECT.  
1 5 1. The commissioner of insurance shall administer a pilot  
1 6 project for the purpose of making health insurance coverage  
1 7 available through an innovative and less costly association  
1 8 group health care plan offered by a bona fide association to  
1 9 employees of members of the association.  
1 10 2. For the purposes of this section, an "association group  
1 11 health care plan" is a group health care plan which provides  
1 12 health insurance coverage as defined in section 513B.2, or a  
1 13 group health care plan offered pursuant to a high deductible  
1 14 health plan qualified under section 223(c) of the Internal  
1 15 Revenue Code, which allows eligibility for contribution to a  
1 16 health savings account on behalf of an employee of a member of  
1 17 the association, and which also includes wellness initiatives.  
1 18 For the purposes of this subsection, "health savings account"  
1 19 means a health savings account as defined in section 223(d) of  
1 20 the Internal Revenue Code.  
1 21 3. An association group health care plan offered pursuant  
1 22 to this section shall meet all of the following requirements:  
1 23 a. The association group health care plan offers group  
1 24 health insurance coverage to employees of members of a bona  
1 25 fide association and to the spouses and dependents of such  
1 26 employees.  
1 27 b. The policy of group health insurance coverage is issued  
1 28 to a bona fide association. For the purposes of this section,  
1 29 a bona fide association is an association which meets all of  
1 30 the following requirements:  
1 31 (1) The association is a trade, industry, or professional  
1 32 association which is organized in good faith as a nonprofit  
1 33 corporation under chapter 504 for purposes other than  
1 34 obtaining insurance and has been in existence and actively  
1 35 maintained for at least five continuous years at the time the



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House File 4 continued

2 1 policy is issued.

2 2       (2) The association accepts any person for membership in  
2 3 the association who qualifies for membership.

2 4       (3) The association does not condition membership in the  
2 5 association on the health status of employees of its members  
2 6 or the health status of the spouses and dependents of such  
2 7 employees.

2 8       (4) Group health insurance coverage offered by the  
2 9 association is available to all eligible employees of its  
2 10 members and to the spouses and dependents of such employees,  
2 11 regardless of the health status of such employees or their  
2 12 spouses and dependents. For the purposes of this section,  
2 13 "eligible employee" means an employee who works on a full-time  
2 14 basis and has a normal work week of thirty or more hours.

2 15       (5) Group health insurance coverage offered by the  
2 16 association is available only to persons who are eligible  
2 17 employees of an employer that is a member of the association  
2 18 and to the spouses and dependents of such employees.

2 19       (6) Notwithstanding chapter 513B, members of the  
2 20 association may include small employers as defined in section  
2 21 513B.2, so long as the total number of eligible employees of  
2 22 all of the association's members is more than fifty.

2 23       c. The insurance premiums are paid by members to the  
2 24 association but a member of the association may collect part  
2 25 of the premium from its insured employees, and the method of  
2 26 apportionment of the premium payment between the member and  
2 27 the member's employees shall be determined by each member.

2 28       d. Not less than seventy-five percent of the eligible  
2 29 employees of each member of the association shall be insured  
2 30 under an association group health care plan, excluding  
2 31 employees who are enrolled in or eligible for Medicare or who  
2 32 receive health insurance coverage under another contract or  
2 33 policy. Employees who receive or are eligible for the medical  
2 34 assistance program under chapter 249A are not excluded from  
2 35 this requirement.



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House File 4 continued

3 1 e. An association group health care plan shall not exclude  
3 2 from coverage an employee or an employee's spouse or  
3 3 dependents on the basis of the eligibility of the employee or  
3 4 the employee's spouse or dependents for medical assistance  
3 5 under chapter 249A.

3 6 f. Premium rates for an association group health care plan  
3 7 shall be determined by the total number of lives insured by  
3 8 the plan, not the number of lives insured of each member of  
3 9 the association. However, the commissioner of insurance may  
3 10 determine premium rates by a different methodology as the  
3 11 commissioner deems necessary to effectuate the purposes of the  
3 12 pilot project pursuant to rules adopted under chapter 17A.

3 13 g. A member of an association shall not offer any valuable  
3 14 consideration or inducement to any of its employees for  
3 15 nonparticipation in the association group health care plan  
3 16 offered.

3 17 h. An association group health care plan offered pursuant  
3 18 to this section shall be considered creditable coverage for  
3 19 purposes of chapter 513B and qualifying previous coverage for  
3 20 purposes of chapter 513C.

3 21 i. An association group health care plan offered pursuant  
3 22 to this section shall include wellness initiatives. The  
3 23 commissioner shall adopt, by rule or order, provisions  
3 24 allowing suspension or modification of premium rate  
3 25 restrictions to enable an association group health care plan  
3 26 to receive premium credits or discounts based on measurable  
3 27 reductions in costs of the association group health care plan,  
3 28 including but not limited to tobacco use cessation,  
3 29 participation in established wellness or disease management  
3 30 programs, and reduced administrative or distribution costs.

3 31 j. An association group health care plan shall not be  
3 32 offered pursuant to this section unless approved by the  
3 33 commissioner of insurance.

3 34 k. Health insurance coverage offered by an association  
3 35 group health care plan pursuant to this section may be



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House File 4 continued

4 1 canceled, nonrenewed, or otherwise terminated at the end of  
4 2 the policy term upon notice of sixty days to the association.

4 3 1. An association group health care plan offered pursuant  
4 4 to this section shall include, at a minimum, a basic health  
4 5 benefit plan as defined in section 513B.2 and a high  
4 6 deductible health plan qualified under section 223(d) of the  
4 7 Internal Revenue Code.

4 8 4. The commissioner shall select at least three and not  
4 9 more than five bona fide associations to participate in the  
4 10 pilot project pursuant to this section. The number of  
4 11 enrollees in association group health care plans offered  
4 12 pursuant to this section shall not exceed ten percent of the  
4 13 number of all enrollees in health insurance coverage issued  
4 14 pursuant to chapter 513B.

4 15 5. The commissioner shall adopt rules pursuant to chapter  
4 16 17A necessary to administer this section by November 1, 2007.  
4 17 However, the commissioner may receive an extension of time for  
4 18 adoption of the rules to not later than January 1, 2008, upon  
4 19 approval of the administrative rules review committee.

4 20 6. The commissioner shall submit an annual report to the  
4 21 general assembly and to the governor no later than January 1  
4 22 of each year the pilot project is administered, concerning the  
4 23 status of the pilot project, including but not limited to the  
4 24 number of employers participating in an association group  
4 25 health care plan offered pursuant to this section, the number  
4 26 of enrollees, the types of plans offered, premium costs, and  
4 27 other pertinent information.

4 28 7. This section is repealed effective July 1, 2012.

4 29 Sec. 2. ASSOCIATION GROUP HEALTH CARE PLAN ACTUARIAL  
4 30 STUDIES == APPROPRIATION.

4 31 1. Upon the effective date of this Act, the commissioner  
4 32 of insurance shall initiate and conduct actuarial studies to  
4 33 evaluate all of the following:

4 34 a. The effect of authorizing association group health care  
4 35 plans which are not subject to chapter 513B and which include



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House File 4 continued

5 1 both large employers with more than fifty eligible employees  
5 2 and small employers, as defined in section 513B.2, with two to  
5 3 fifty employees. The study shall include an analysis of the  
5 4 potential impact of removing employees of small employers who  
5 5 participate in such an association group health care plan from  
5 6 the group of enrollees who receive health insurance coverage  
5 7 under chapter 513B, the potential impact of such plans on the  
5 8 uninsured in Iowa, and the corresponding relationship of such  
5 9 plans to any existing or proposed plans to provide assistance  
5 10 with premiums.

5 11 b. The effect of increasing the allowable variance from  
5 12 the index rate in premium rates charged to small employers  
5 13 with similar case characteristics permitted by section 513B.4,  
5 14 subsection 1, paragraph "b", from twenty-five percent to  
5 15 thirty percent of the index rate.

5 16 c. The effect of making group health insurance coverage  
5 17 for employees of small employers, as defined in section 513B.2  
5 18 which have two to five employees, subject to the requirements  
5 19 of the Iowa comprehensive health insurance association  
5 20 established by chapter 514E.

5 21 2. The commissioner shall submit a report of the results  
5 22 of the studies to the general assembly and to the governor no  
5 23 later than September 1, 2007.

5 24 3. There is appropriated from the general fund of the  
5 25 state to the insurance division of the department of commerce  
5 26 the amount of sixty-five thousand dollars, or so much thereof  
5 27 as is necessary, for the purpose of conducting the actuarial  
5 28 studies.

5 29 Sec. 3. Section 509.1, Code 2007, is amended by adding the  
5 30 following new subsection:

5 31 NEW SUBSECTION. 7A. A policy of group health insurance  
5 32 coverage, as defined in section 513B.2, issued by a small  
5 33 employer carrier, as defined in section 513B.2, to a bona fide  
5 34 association, subject to the following requirements:

5 35 a. The policy provides group health insurance coverage to



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House File 4 continued

6 1 eligible employees of members of a bona fide association that  
6 2 are small employers as defined in section 513B.2, and to the  
6 3 spouses and dependents of such employees.

6 4 b. The policy is issued to a bona fide association. For  
6 5 the purposes of this subsection, a bona fide association is an  
6 6 association which meets all of the following requirements:

6 7 (1) The association is a trade, industry, or professional  
6 8 association which is organized in good faith as a nonprofit  
6 9 corporation under chapter 504 for purposes other than  
6 10 obtaining insurance and has been in existence and actively  
6 11 maintained for at least five continuous years at the time the  
6 12 policy is issued.

6 13 (2) The association does not condition membership in the  
6 14 association on the health status of employees of its members  
6 15 or the health status of the spouses and dependents of such  
6 16 employees.

6 17 (3) Group health insurance coverage offered by the  
6 18 association is available to all eligible employees of its  
6 19 members that are small employers as defined in section 513B.2  
6 20 who choose to participate in the health insurance coverage  
6 21 offered, and to the spouses and dependents of such employees,  
6 22 regardless of the health status of such employees or their  
6 23 spouses and dependents.

6 24 (4) Group health insurance coverage offered by the  
6 25 association is available only to persons who are eligible  
6 26 employees of a small employer as defined in section 513B.2  
6 27 that is a member of the association, or to the spouses or  
6 28 dependents of such employees.

6 29 Sec. 4. Section 509.1, subsection 8, unnumbered paragraph  
6 30 1, Code 2007, is amended to read as follows:

6 31 A policy issued to a resident of this state under a group  
6 32 life, accident, or health insurance policy issued to a group  
6 33 other than one described in subsections 1 through 7 7A,  
6 34 subject to the following requirements:

6 35 Sec. 5. Section 513B.2, subsection 6, paragraph a,



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7 1 subparagraph (3), Code 2007, is amended by striking the  
7 2 subparagraph and inserting in lieu thereof the following:  
7 3 (3) The coverages are provided by a policy of group health  
7 4 insurance coverage through a bona fide association as provided  
7 5 in section 509.1, subsection 7A, which meets the requirements  
7 6 for a class of business under section 513B.4. A small  
7 7 employer carrier may condition coverages under such a policy  
7 8 of group health insurance coverage on any of the following  
7 9 requirements:  
7 10 (a) Minimum levels of participation by employees of each  
7 11 member of a bona fide association that offers the coverage to  
7 12 its employees.  
7 13 (b) Minimum levels of contribution by each member of a  
7 14 bona fide association that offers the coverage to its  
7 15 employees.  
7 16 (c) A specified policy term, subject to annual premium  
7 17 rate adjustments as permitted by section 513B.4.  
7 18 Sec. 6. Section 513B.2, subsection 6, paragraph a, Code  
7 19 2007, is amended by adding the following new subparagraph:  
7 20 NEW SUBPARAGRAPH. (4) The coverages are provided by a  
7 21 policy of group health insurance coverage through two or more  
7 22 bona fide associations as provided in section 509.1,  
7 23 subsection 7A, which a small employer carrier has aggregated  
7 24 as a distinct grouping that meets the requirements for a class  
7 25 of business under section 513B.4. After a distinct grouping  
7 26 of bona fide associations is established as a class of  
7 27 business, the small group carrier shall not remove a bona fide  
7 28 association from the class based on the claims experience of  
7 29 that association. A small employer carrier may condition  
7 30 coverages under such a policy of group health insurance  
7 31 coverage on any of the following requirements:  
7 32 (a) Minimum levels of participation by employees of each  
7 33 member of a bona fide association in the class that offers the  
7 34 coverage to its employees.  
7 35 (b) Minimum levels of contribution by each member of a



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House File 4 continued

8 1 bona fide association in the class that offers the coverage to  
8 2 its employees.

8 3 (c) A specified policy term, subject to annual premium  
8 4 rate adjustments as permitted by section 513B.4.

8 5 Sec. 7. Section 513B.2, subsection 6, paragraph b, Code  
8 6 2007, is amended to read as follows:

8 7 b. A small employer carrier may establish ~~no more than two~~  
8 8 additional groupings under each of the subparagraphs in  
8 9 paragraph "a" on the basis of underwriting criteria which are  
8 10 expected to produce substantial variation in the health care  
8 11 costs.

8 12 Sec. 8. Section 513B.4, subsection 1, paragraph c,  
8 13 subparagraph (2), Code 2007, is amended to read as follows:

8 14 (2) An adjustment, not to exceed an increase of more than  
8 15 fifteen percent annually and adjusted pro rata for rating  
8 16 periods of less than one year, due to the claim experience,  
8 17 health status, or duration of coverage of the employees or  
8 18 dependents of the small employer as determined from the small  
8 19 employer carrier's rate manual for the class of business.

8 20 DIVISION II

8 21 WELLNESS INITIATIVES

8 22 Sec. 9. Section 513B.4, Code 2007, is amended by adding  
8 23 the following new subsection:

8 24 NEW SUBSECTION. 6. Notwithstanding subsection 4, a small  
8 25 employer carrier may offer to transfer a small employer into a  
8 26 different class of business with a lower index rate based upon  
8 27 claims experience, implementation of managed care or wellness  
8 28 programs, or health status improvement of the small employer  
8 29 since issue.

8 30 Sec. 10. NEW SECTION. 513B.4B SMALL EMPLOYER INCENTIVES  
8 31 == SUSPENSION OR MODIFICATION OF PREMIUM RATE RESTRICTIONS.

8 32 1. In order to encourage voluntary participation in  
8 33 wellness or disease management programs, a small employer  
8 34 carrier may offer premium credits or discounts to a small  
8 35 employer for the benefit of eligible employees of that small  
9 1 employer who participate in such a program. An employee shall  
9 2 not be penalized in any way for not participating in such a  
9 3 program.

9 4 2. The commissioner shall adopt, by rule or order,  
9 5 provisions allowing suspension or modification of premium rate  
9 6 restrictions to enable a small employer carrier to provide  
9 7 premium credits or discounts to a small employer based on  
9 8 measurable reductions in costs of that small employer,  
9 9 including but not limited to tobacco use cessation,  
9 10 participation in established wellness or disease management  
9 11 programs, and reduced administrative or distribution costs.

9 12 DIVISION III

9 13 EFFECTIVE DATE

9 14 Sec. 11. EFFECTIVE DATE. This Act, being deemed of  
9 15 immediate importance, takes effect upon enactment.

9 16 EXPLANATION

9 17 This bill authorizes certain association group health care  
9 18 plans, including a pilot project and actuarial studies, and  
9 19 wellness initiatives.

9 20 DIVISION I == ASSOCIATION GROUP HEALTH CARE PLANS. The  
9 21 bill requires the insurance commissioner to administer a



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9 22 five-year pilot project allowing certain associations, meeting  
9 23 specified requirements, to offer association group health care  
9 24 plans to employees of members of the association, if the plans  
9 25 meet specified requirements. The commissioner is required to  
9 26 select three to five bona fide associations to participate in  
9 27 the pilot project, adopt rules to administer the pilot  
9 28 project, and submit an annual report to the general assembly  
9 29 and to the governor each year the pilot project is  
9 30 administered concerning the status of the pilot project,  
9 31 including the number of employers participating in an  
9 32 association group health care plan offered pursuant to the  
9 33 pilot project, the number of enrollees, the types of plans  
9 34 offered, premium costs, and other pertinent information.  
9 35 However, the number of enrollees in association group health



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10 1 care plans offered pursuant to the pilot project shall not  
10 2 exceed 10 percent of the number of enrollees in health  
10 3 insurance coverage issued pursuant to Code chapter 513B. The  
10 4 section creating the pilot project is repealed effective July  
10 5 1, 2012.

10 6 The bill also requires the insurance commissioner to  
10 7 initiate and conduct actuarial studies to evaluate the effect  
10 8 of authorizing association group health care plans which are  
10 9 not subject to Code chapter 513B (small group health coverage)  
10 10 and which include both large employers with more than 50  
10 11 eligible employees and small employers, as defined in Code  
10 12 section 513B.2, with two to 50 employees; increasing the  
10 13 allowable variance from the index rate in premium rates  
10 14 charged to small employers with similar case characteristics  
10 15 permitted by Code section 513B.4, subsection 1, paragraph "b",  
10 16 from 25 percent to 30 percent of the index rate; and making  
10 17 group health insurance coverage for employees of small  
10 18 employers subject to the requirements of the Iowa  
10 19 comprehensive health insurance association established by Code  
10 20 chapter 514E.

10 21 The commissioner is required to submit a report of the  
10 22 results of the actuarial studies to the general assembly and  
10 23 governor no later than September 1, 2007. The section  
10 24 creating the pilot project is repealed effective July 1, 2012.  
10 25 An appropriation of up to \$65,000 is made to the insurance  
10 26 division from the general fund to conduct the studies.

10 27 The bill creates Code section 509.1, subsection 7A, which  
10 28 authorizes issuance of a group health insurance policy issued  
10 29 by a small employer carrier, as defined in Code section  
10 30 513B.2, to a bona fide association to provide health insurance  
10 31 coverage to employees of association members and to the  
10 32 spouses and dependents of such employees.

10 33 The bill defines what constitutes a bona fide association  
10 34 to whom such a policy may be issued and requires that the  
10 35 insurance offered be available only to employees and their



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House File 4 continued

11 1 spouses and dependents, of association members which are small  
11 2 employers as defined in Code section 513B.2.

11 3       The bill requires that a bona fide association for the  
11 4 purposes of this type of policy must be a trade, industry, or  
11 5 professional association which is organized in good faith as a  
11 6 nonprofit corporation under Code chapter 504 for purposes  
11 7 other than obtaining insurance and has been in existence and  
11 8 actively maintained for at least five continuous years at the  
11 9 time the policy is issued; not condition membership in the  
11 10 association on the health status of employees of members or  
11 11 their spouses or dependents; make coverage offered by the  
11 12 association available to all eligible employees and their  
11 13 spouses and dependents, of its members that are small  
11 14 employers who choose to participate in the coverage; and make  
11 15 the coverage offered available only to persons who are  
11 16 eligible employees and their spouses and dependents, of a  
11 17 small employer that is a member of the association.

11 18       For the purposes of Code section 509.1, subsection 7A, a  
11 19 "small employer" means a person actively engaged in business  
11 20 who, on at least 50 percent of the employer's working days  
11 21 during the preceding year, employed not less than two and not  
11 22 more than 50 full-time equivalent, eligible employees.

11 23       The bill provides that coverages provided by a group health  
11 24 insurance policy through a bona fide association pursuant to  
11 25 Code section 509.1, subsection 7A, can constitute a class of  
11 26 business and a small employer carrier may condition coverages  
11 27 under such a policy on minimum levels of participation by  
11 28 employees of each association member, minimum levels of  
11 29 contribution by each association member that offers the  
11 30 coverage to its employees, and a specified policy term,  
11 31 subject to annual premium rate adjustments as permitted by  
11 32 Code section 513B.4.

11 33       The bill also provides that coverages provided by a group  
11 34 health insurance policy through two or more bona fide  
11 35 associations as provided in Code section 509.1, subsection 7A,



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12 1 which a small employer carrier has aggregated as a distinct  
12 2 grouping can constitute a class of business and a small  
12 3 employer carrier may condition coverages under such a policy  
12 4 as set forth above. A small employer carrier cannot remove a  
12 5 bona fide association from such a class based on the claims  
12 6 experience of that association.

12 7 The bill also allows a small employer carrier to establish  
12 8 more than two additional groupings as classes of business  
12 9 under Code section 513B.2, subsection 6, paragraph "a", on the  
12 10 basis of underwriting criteria which are expected to produce  
12 11 substantial variation in the health care costs.

12 12 Code section 513B.4 is amended to prohibit the portion of a  
12 13 percentage increase, in the premium rate charged to a small  
12 14 employer for a new rating period attributable to the claims  
12 15 experience, health status, or duration of coverage of the  
12 16 employees or dependents of the small employer, from exceeding  
12 17 an increase of more than 15 percent annually.

12 18 DIVISION II == WELLNESS INITIATIVES. The bill allows a  
12 19 small employer carrier to transfer a small employer into a  
12 20 different class of business with a lower index rate based upon  
12 21 claims experience, implementation of managed care or wellness  
12 22 programs, or health status improvement of the small employer  
12 23 since issuance of the policy.

12 24 The bill also allows a small employer carrier to offer  
12 25 premium credits or discounts to a small employer for the  
12 26 benefit of eligible employees of that employer who voluntarily  
12 27 participate in wellness or disease management programs. The  
12 28 bill requires the commissioner of insurance to adopt rules or  
12 29 orders allowing suspension or modification of premium rate  
12 30 restrictions to enable a small employer carrier to provide  
12 31 such premium credits or discounts to a small employer based on  
12 32 measurable reductions in costs of that small employer,  
12 33 including but not limited to tobacco use cessation,  
12 34 participation in established wellness or disease management  
12 35 programs, and reduced administrative or distribution costs.



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House File 4 continued

13 1 The bill prohibits an employee from being penalized in any way  
13 2 for not participating in a wellness or disease management  
13 3 program.  
13 4 DIVISION III == EFFECTIVE DATE. The bill takes effect upon  
13 5 enactment.  
13 6 LSB 1583HH 82  
13 7 av:rj/cf/24.1



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House File 5

HOUSE FILE

BY HEDDENS, BAILEY, GAYMAN,  
WENTHE, KUHN, FREVERT,  
D. OLSON, REICHERT, JOCHUM,  
WHITAKER, LYKAM, BUKTA,  
DAVITT, MURPHY, ABDUL=SAMAD,  
and STAED

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

A BILL FOR

1 An Act relating to the maximum finance charge allowed for  
2 consumer loans secured by a certificate of title to a motor  
3 vehicle and making penalties applicable.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1538HH 82  
6 rn/gg/14



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1 1 Section 1. Section 537.2401, subsection 1, Code 2007, is  
1 2 amended to read as follows:

1 3 1. Except as provided with respect to a finance charge for  
1 4 loans pursuant to open end credit under section 537.2402 and  
1 5 loans secured by a certificate of title of a motor vehicle  
1 6 under section 537.2403, a lender may contract for and receive  
1 7 a finance charge not exceeding the maximum charge permitted by  
1 8 the laws of this state or of the United States for similar  
1 9 lenders, and, in addition, with respect to a consumer loan, a  
1 10 supervised financial organization or a mortgage lender may  
1 11 contract for and receive a finance charge, calculated  
1 12 according to the actuarial method, not exceeding twenty=one  
1 13 percent per year on the unpaid balance of the amount financed.  
1 14 ~~This~~ Except as provided in section 537.2403, this subsection  
1 15 does not prohibit a lender from contracting for and receiving  
1 16 a finance charge exceeding twenty=one percent per year on the  
1 17 unpaid balance of the amount financed on consumer loans if  
1 18 authorized by other provisions of the law.

1 19 Sec. 2. Section 537.2402, subsection 1, Code 2007, is  
1 20 amended to read as follows:

1 21 1. If authorized to make supervised loans, a creditor may  
1 22 contract for and receive a finance charge without limitation  
1 23 as to amount or rate with respect to a loan pursuant to  
1 24 open=end credit as permitted in this section except as  
1 25 provided in section 537.2403.

1 26 Sec. 3. NEW SECTION. 537.2403 FINANCE CHARGE FOR  
1 27 CONSUMER LOANS SECURED BY A MOTOR VEHICLE.

1 28 1. A lender shall not contract for or receive a finance  
1 29 charge exceeding twenty=one percent per year on the unpaid  
1 30 balance of the amount financed for a loan of money secured by  
1 31 a certificate of title to a motor vehicle used for personal,  
1 32 family, or household purpose except as authorized under  
1 33 chapter 536 or 536A. A consumer who is charged a finance  
1 34 charge in excess of the limitation in this section may seek  
1 35 any remedies available pursuant to this chapter for an excess



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House File 5 continued

2 1 charge.

2 2 2. It shall be a violation of this section and an unlawful  
2 3 practice under section 714.16 to attempt to avoid application  
2 4 of this section by structuring a loan of money secured by a  
2 5 certificate of title to a motor vehicle as a sale, sale and  
2 6 repurchase, sale and lease, pawn, rental purchase, lease, or  
2 7 other type of transaction with the intent to avoid application  
2 8 of this section or any other applicable provision of this  
2 9 chapter.

2 10

EXPLANATION

2 11 This bill relates to the maximum finance charge allowed for  
2 12 consumer loans secured by a certificate of title to a motor  
2 13 vehicle. The bill prohibits a lender from contracting for or  
2 14 receiving a finance charge which exceeds 21 percent per year  
2 15 on the unpaid balance of a loan for money which is secured by  
2 16 a certificate of title to a motor vehicle. The remedies under  
2 17 Code chapter 537 for excess charges are available to consumers  
2 18 who are charged a finance charge in excess of 21 percent per  
2 19 year for such a consumer loan. The bill provides that an  
2 20 attempt to avoid application of the maximum finance charge on  
2 21 a loan secured by a certificate of title to a motor vehicle by  
2 22 structuring the transaction as a sale, sale and repurchase,  
2 23 sale and lease, pawn, rental purchase, or lease with the  
2 24 intent to avoid the maximum finance charge shall be considered  
2 25 a violation of the maximum finance charge and shall be  
2 26 considered a consumer fraud subject to civil penalties and  
2 27 enforcement pursuant to Code section 714.16.

2 28 Under current law, a consumer is not obligated to pay an  
2 29 excess charge and is entitled to a refund of any excess charge  
2 30 paid. If a consumer entitled to a refund is refused the  
2 31 refund, the consumer may recover from the creditor or other  
2 32 person liable in a civil action the excess charge and a  
2 33 penalty of not less than \$100 or more than \$1,000. Under  
2 34 current law, a person who willfully and knowingly makes an  
2 35 excess charge is guilty of a serious misdemeanor. A serious



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House File 5 continued

3 1 misdemeanor is punishable by confinement for no more than one  
3 2 year and a fine of at least \$315 but not more than \$1,875.  
3 3 LSB 1538HH 82  
3 4 rn:rj/gg/14



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House File 6

HOUSE FILE  
BY HEDDENS and DANDEKAR

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays  
Approved

**A BILL FOR**

- 1 An Act relating to the compulsory school attendance age and
- 2 providing an effective date.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1326HH 82
- 5 kh/gg/14



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House File 6 continued

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1 1 Section 1. Section 299.1A, Code 2007, is amended to read  
1 2 as follows:

1 3 299.1A COMPULSORY ATTENDANCE AGE.

1 4 ~~A~~ Except as provided in section 299.2, a child who has  
1 5 reached the age of six and is under ~~sixteen~~ eighteen years of  
1 6 age by September 15 is of compulsory attendance age. However,  
1 7 if a child enrolled in a school district or accredited  
1 8 nonpublic school reaches the age of ~~sixteen~~ eighteen on or  
1 9 after September 15, the child remains of compulsory age until  
1 10 the end of the regular school calendar.

1 11 Sec. 2. Section 299.2, unnumbered paragraph 1, Code 2007,  
1 12 is amended to read as follows:

1 13 ~~Section~~ Sections 299.1 and 299.1A shall not apply to any  
1 14 child:

1 15 Sec. 3. Section 299A.8, Code 2007, is amended to read as  
1 16 follows:

1 17 299A.8 DUAL ENROLLMENT.

1 18 If a parent, guardian, or legal custodian of a child who is  
1 19 receiving competent private instruction under this chapter ~~or~~  
~~1 20 a child over compulsory age who is receiving private~~  
~~1 21 instruction~~ submits a request, the child shall also be  
1 22 registered in a public school for dual enrollment purposes.  
1 23 If the child is enrolled in a public school district for dual  
1 24 enrollment purposes, the child shall be permitted to  
1 25 participate in any academic activities in the district and  
1 26 shall also be permitted to participate on the same basis as  
1 27 public school children in any extracurricular activities  
1 28 available to children in the child's grade or group, and the  
1 29 parent, guardian, or legal custodian shall not be required to  
1 30 pay the costs of any annual evaluation under this chapter. If  
1 31 the child is enrolled for dual enrollment purposes, the child  
1 32 shall be included in the public school's basic enrollment  
1 33 under section 257.6. A pupil who is participating only in  
1 34 extracurricular activities shall be counted under section  
1 35 257.6, subsection 1, paragraph "f". A pupil enrolled in



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2 1 grades nine through twelve under this section shall be counted  
2 2 in the same manner as a shared-time pupil under section 257.6,  
2 3 subsection 1, paragraph "c".

2 4 Sec. 4. STATE MANDATE FUNDING SPECIFIED. In accordance  
2 5 with section 25B.2, subsection 3, the state cost of requiring  
2 6 compliance with any state mandate included in this Act shall  
2 7 be paid by a school district from state school foundation aid  
2 8 received by the school district under section 257.16. This  
2 9 specification of the payment of the state cost shall be deemed  
2 10 to meet all the state funding-related requirements of section  
2 11 25B.2, subsection 3, and no additional state funding shall be  
2 12 necessary for the full implementation of this Act by and  
2 13 enforcement of this Act against all affected school districts.

2 14 Sec. 5. EFFECTIVE DATE. This Act takes effect July 1,  
2 15 2008.

2 16 EXPLANATION

2 17 This bill raises the compulsory school attendance age from  
2 18 16 to 18 years of age. The bill includes technical amendments  
2 19 to eliminate a reference to the compulsory attendance age for  
2 20 purposes of dual enrollment and to exempt children who meet  
2 21 conditions existing in Code section 299.2.

2 22 The bill may include a state mandate as defined in Code  
2 23 section 25B.3. The bill requires that the state cost of any  
2 24 state mandate included in the bill be paid by a school  
2 25 district from state school foundation aid received by the  
2 26 school district under Code section 257.16. The specification  
2 27 is deemed to constitute state compliance with any state  
2 28 mandate funding-related requirements of Code section 25B.2.  
2 29 The inclusion of this specification is intended to reinstate  
2 30 the requirement of political subdivisions to comply with any  
2 31 state mandates included in the bill.

2 32 The bill takes effect July 1, 2008.

2 33 LSB 1326HH 82

2 34 kh:nh/gg/14



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House File 7

HOUSE FILE  
BY WISE

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

**A BILL FOR**

- 1 An Act providing for the establishment of a lean manufacturing
- 2 institute and making an appropriation.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1170HH 82
- 5 tm/sh/8



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House File 7 continued

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1 1 Section 1. LEAN MANUFACTURING INSTITUTE. There is  
 1 2 appropriated from the general fund of the state to the  
 1 3 department of economic development for the fiscal year  
 1 4 beginning July 1, 2007, and ending June 30, 2008, the  
 1 5 following amount, or so much thereof as is necessary, to be  
 1 6 used for the purposes designated:

1 7 For purposes of establishing a lean manufacturing institute  
 1 8 designed to provide executive level, in=depth training  
 1 9 assistance to manufacturing entities in the state:

1 10 ..... \$ 250,000

1 11 The department of economic development shall consult with  
 1 12 the department of management regarding the establishment of a  
 1 13 lean manufacturing institute.

1 14 The department of economic development may seek private  
 1 15 sector moneys for purposes of supporting a lean manufacturing  
 1 16 institute.

EXPLANATION

1 18 This bill appropriates \$250,000 from the general fund of  
 1 19 the state to the department of economic development for FY  
 1 20 2007=2008 for purposes of establishing a lean manufacturing  
 1 21 institute designed to provide executive level, in=depth  
 1 22 training assistance to manufacturing entities in the state.

1 23 The bill requires the department of economic development to  
 1 24 consult with the department of management regarding the  
 1 25 establishment of a lean manufacturing institute.

1 26 The bill allows the department of economic development to  
 1 27 seek private sector moneys for support of the lean  
 1 28 manufacturing institute.

1 29 LSB 1170HH 82

1 30 tm:rj/sh/8



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House File 8 - Introduced

HOUSE FILE  
BY WISE

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays  
Approved

**A BILL FOR**

- 1 An Act concerning communications by employers concerning
- 2 political and religious issues.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1473YH 82
- 5 ak/gg/14



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House File 8 - Introduced continued

PAG LIN

1 1 Section 1. NEW SECTION. 730.6 EMPLOYER COMMUNICATIONS.  
1 2 1. As used in this section, unless the context otherwise  
1 3 requires:  
1 4 a. "Employee" means a natural person who is employed in  
1 5 this state for wages by an employer, and includes a research  
1 6 assistant, research fellow, teaching assistant, teaching  
1 7 fellow, post-doctoral associate, post-doctoral fellow, intern,  
1 8 or resident at a nonprofit institution of higher education  
1 9 eligible for tuition grants, and an intern or resident at a  
1 10 nonprofit hospital.  
1 11 b. "Employer" means a person who in this state employs for  
1 12 wages a natural person and includes an employer's agent,  
1 13 representative, or designee.  
1 14 c. "Labor organization" means the same as defined in  
1 15 section 216.2.  
1 16 d. "Political matters" includes political party  
1 17 affiliation or the decision to join or not join any lawful  
1 18 political, social, or community group or activity or any labor  
1 19 organization.  
1 20 2. An employer shall not require the employer's employees  
1 21 to attend an employer-sponsored meeting or participate in any  
1 22 communications with the employer, the primary purpose of which  
1 23 is to communicate the employer's opinion about religious or  
1 24 political matters, except that an employer may communicate to  
1 25 employees information about religious or political matters  
1 26 that the employer is required by law to communicate, but only  
1 27 to the extent of such legal requirement.  
1 28 3. An employer shall not discharge, discipline, or  
1 29 otherwise penalize or threaten to discharge, discipline, or  
1 30 otherwise penalize any employee because the employee, or a  
1 31 person acting on behalf of the employee, makes a good faith  
1 32 report, verbally or in writing, of a violation or suspected  
1 33 violation of this section. This subsection shall not apply if  
1 34 the employee knows that such report is false at the time the  
1 35 report is made.



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House File 8 - Introduced continued

2 1 4. An employee alleging to be aggrieved by a violation of  
2 2 this section may file a civil action within ninety days after  
2 3 the date of the alleged violation in a court of competent  
2 4 jurisdiction in the county where the violation is alleged to  
2 5 have occurred or where the employer has its principal office.  
2 6 The court may award a prevailing employee all appropriate  
2 7 relief, including reinstatement, back pay, and reestablishment  
2 8 of any employee benefits to which the employee would otherwise  
2 9 have been eligible if such violation had not occurred. The  
2 10 court shall award a prevailing employee treble damages in an  
2 11 amount up to three times the amount of all other damages  
2 12 awarded, reasonable attorney fees, and costs.

2 13 5. This section shall not be construed to limit an  
2 14 employee's right to bring any other action allowed by law  
2 15 against an employer for wrongful termination or to diminish or  
2 16 impair the rights of a person under any collective bargaining  
2 17 agreement.

2 18 6. This section shall not prohibit any of the following:

2 19 a. A religious organization from requiring its employees  
2 20 to attend an employer-sponsored meeting or to participate in  
2 21 any communications with the employer or its agents or  
2 22 representatives, the primary purpose of which is to  
2 23 communicate the employer's religious beliefs, practices, or  
2 24 tenets.

2 25 b. A political organization from requiring its employees  
2 26 to attend an employer-sponsored meeting or to participate in  
2 27 any communications with the employer or its agents or  
2 28 representatives, the primary purpose of which is to  
2 29 communicate the employer's political tenets or purposes.

2 30 c. An institution of higher education from requiring  
2 31 student instructors to attend lectures on religious or  
2 32 political matters that are part of the regular coursework at  
2 33 such institution.

2 34 EXPLANATION

2 35 This bill relates to an employer's communications regarding



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House File 8 - Introduced continued

3 1 politics or religion to the employer's employees. The bill  
3 2 prohibits an employer from requiring its employees to attend a  
3 3 meeting or participate in communications with the employer  
3 4 regarding the employer's opinion on religious or political  
3 5 matters unless the employer is required to do so by law. The  
3 6 bill prohibits an employer from discharging, disciplining, or  
3 7 otherwise penalizing, or threatening to discharge, discipline,  
3 8 or penalize an employee for making a good faith report of a  
3 9 violation or suspected violation by an employer. An employee  
3 10 who has been aggrieved by a violation by an employer may file  
3 11 a civil action against the employer for back pay,  
3 12 reinstatement, reestablishment of benefits, treble damages up  
3 13 to three times the amount of all other damages awarded,  
3 14 attorney fees, and costs.  
3 15 The provisions of the bill shall not prohibit a religious  
3 16 organization or political organization from requiring  
3 17 employees to attend meetings or participate in communications  
3 18 with the employer concerning religious or political matters  
3 19 respectively. The provisions of the bill shall also not  
3 20 prohibit an institution of higher education from requiring  
3 21 student instructors to attend lectures on religious or  
3 22 political matters related to the student's regular coursework.  
3 23 The bill provides definitions of "employee", "employer",  
3 24 "labor organization", and "political matters".  
3 25 LSB 1473YH 82  
3 26 ak:nh/gg/14



Iowa General Assembly  
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# House Resolution 1

PAG LIN

1 1 HOUSE RESOLUTION 1  
1 2 By Bukta  
1 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 4 That each member of the House of Representatives shall  
1 5 be entitled to select and appoint a secretary, and  
1 6 such secretary may be called upon to aid in the  
1 7 discharge of the clerical work of the House of  
1 8 Representatives. Only expert typists will be  
1 9 considered qualified. The Speaker and Chief Clerk  
1 10 shall appoint their secretaries and pages to serve for  
1 11 the session, and the Chief Clerk is hereby authorized  
1 12 to employ such additional clerical assistance as his  
1 13 duties may require.  
1 14 HR 1  
1 15 dt/jg/25  
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Iowa General Assembly  
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# House Resolution 2

PAG LIN

1 1                                   HOUSE RESOLUTION 2  
1 2                                   By Smith  
1 3       BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 4 That a committee of one be appointed to arrange for  
1 5 opening the sessions with prayer.  
1 6 HR 2  
1 7 dt/jg/25  
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Iowa General Assembly  
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## House Resolution 3

PAG LIN

1 1 HOUSE RESOLUTION NO.  
1 2 BY MURPHY  
1 3 A Resolution honoring the life and work of Wilbur N.  
1 4 Rhoads.  
1 5 WHEREAS, Wilbur N. Rhoads was born in Iowa and,  
1 6 following service in the United States Navy, Iowa  
1 7 remained his home for the rest of his life; and  
1 8 WHEREAS, following a successful career in business,  
1 9 Mr. Rhoads began his career at the House of  
1 10 Representatives as a doorkeeper in 1993 and became  
1 11 Sergeant-At-Arms commencing in 1998; and  
1 12 WHEREAS, in that role Mr. Rhoads supervised many  
1 13 legislative pages whom he treated as family, attending  
1 14 many of their high school graduation receptions; and  
1 15 WHEREAS, for all his years of employment with the  
1 16 House of Representatives Mr. Rhoads served with  
1 17 dedication, competence, and with an open, good-natured  
1 18 manner that made him a friend to all; NOW THEREFORE,  
1 19 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 20 That the House of Representatives notes with sorrow  
1 21 the passing of Wilbur N. Rhoads and honors his years  
1 22 of service to the House of Representatives; and  
1 23 BE IT FURTHER RESOLVED, That upon adoption, an  
1 24 official copy of this Resolution be prepared and  
1 25 presented to his wife, Marilyn Rhoads  
1 26 We, Patrick Murphy, Speaker of the House of  
1 27 Representatives and Mark Brandsgard, Chief Clerk of  
1 28 the House, hereby certify that the above and foregoing  
1 29 Resolution was adopted by the House of Representatives  
1 30 of the Eighty-second General Assembly.



Iowa General Assembly  
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House Resolution 3 continued

2 1  
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\_\_\_\_\_  
PATRICK J MURPHY  
Speaker of the House

\_\_\_\_\_  
MARK BRANDSGARD  
Chief Clerk of the House



Iowa General Assembly  
 Daily Bills, Amendments, Study Bills  
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Senate File 1 - Introduced

SENATE FILE

BY DEARDEN, APPEL, BEALL,  
 BLACK, BOLKCOM, CONNOLLY,  
 COURTNEY, DANIELSON,  
 DOTZLER, DVORSKY, FRAISE,  
 GRONSTAL, HANCOCK, HATCH,  
 HECKROTH, HOGG, HORN,  
 KIBBIE, KREIMAN, McCOY,  
 OLIVE, QUIRMBACH, RAGAN,  
 RIELLY, SCHMITZ,  
 SCHOENJAHN, SENG, STEWART,  
 WARNSTADT, and WOOD

Passed Senate, Date \_\_\_\_\_  
 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
           Approved

Passed House, Date \_\_\_\_\_  
 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

A BILL FOR

- 1 An Act relating to the state minimum hourly wage rate, indexing
- 2 the rate for inflation, and providing an effective date.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1681SS 82
- 5 kh/gg/14



Iowa General Assembly  
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Senate File 1 - Introduced continued

PAG LIN

1 1 Section 1. Section 91D.1, subsection 1, paragraphs a and  
1 2 b, Code 2007, are amended to read as follows:  
1 3 a. (1) ~~The state hourly wage stated in the federal~~  
1 4 ~~minimum wage law, pursuant to 29 U.S.C. } 206, shall be~~  
1 5 ~~increased to \$3.85 on January 1 of 1990, \$4.25 on January 1 of~~  
1 6 ~~1991, and \$4.65 on January 1 of 1992 at least \$6.20 as of~~  
1 7 ~~April 1, 2007, and \$7.25 as of January 1, 2008.~~  
1 8 (2) ~~No later than September 30, 2008, and each September~~  
1 9 ~~30 thereafter, the labor commissioner shall calculate an~~  
1 10 ~~adjustment of the wage amount specified in subparagraph (1)~~  
1 11 ~~based upon the increase, from August of the preceding year to~~  
1 12 ~~August of the year in which the calculation is made, in the~~  
1 13 ~~United States city average consumer price index for all urban~~  
1 14 ~~consumers for all items as prepared by the bureau of labor~~  
1 15 ~~statistics of the United States department of labor or its~~  
1 16 ~~successor. The wage amount established under this~~  
1 17 ~~subparagraph shall be rounded to the nearest five cents and~~  
1 18 ~~shall take effect as the state minimum hourly wage rate,~~  
1 19 ~~replacing the amount specified in subparagraph (1), on January~~  
1 20 ~~1 of the following year.~~  
1 21 b. Every employer, as defined in the federal Fair Labor  
1 22 Standards Act of 1938, as amended to January 1, 2007, shall  
1 23 pay to each of the employer's employees, as defined in the  
1 24 federal Fair Labor Standards Act of 1938, as amended to  
1 25 January 1, 2007, ~~wages of not less than~~ the state hourly wage  
1 26 ~~stated in paragraph "a", or the current federal minimum wage,~~  
1 27 ~~pursuant to 29 U.S.C. } 206, or the wage rate stated in~~  
1 28 ~~paragraph "a" as amended, whichever is greater.~~  
1 29 Sec. 2. Section 91D.1, subsection 1, paragraph d, Code  
1 30 2007, is amended by striking the paragraph.  
1 31 Sec. 3. EFFECTIVE DATE. This Act, being deemed of  
1 32 immediate importance, takes effect upon enactment.  
1 33 EXPLANATION  
1 34 This bill raises the state's hourly minimum wage to \$6.20  
1 35 beginning April 1, 2007, and to \$7.25 beginning January 1,



Iowa General Assembly  
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Senate File 1 - Introduced continued

2 1 2008; increases the state minimum hourly wage rate annually  
2 2 thereafter based on the yearly increase in the consumer price  
2 3 index; and eliminates a separate, lower minimum wage for  
2 4 employees who have worked less than 90 days for an employer.  
2 5 The bill adds the words "as amended to January 1, 2007",  
2 6 following citations to the federal Fair Labor Standards Act of  
2 7 1938, to conform the state minimum wage law to federal law in  
2 8 terms of its applicability to employers and employees as of  
2 9 that date.  
2 10 The federal minimum wage laws have primacy over state  
2 11 minimum wage laws unless the state sets a higher minimum wage.  
2 12 The federal hourly minimum wage, which took effect September  
2 13 1, 1997, is \$5.15. The federal subminimum, or youth, wage for  
2 14 employees under 20 years of age during their first 90  
2 15 consecutive calendar days of employment with an employer is  
2 16 \$4.25 an hour.  
2 17 The bill takes effect upon enactment.  
2 18 LSB 1681SS 82  
2 19 kh:rj/gg/14.3



Iowa General Assembly  
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**Senate File 2 - Introduced**

SENATE FILE  
BY KETTERING

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**A BILL FOR**

- 1 An Act to allow a physician assistant to examine a resident in a
- 2 nursing facility.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1065XS 82
- 5 jr/je/5



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

Senate File 2 - Introduced continued

PAG LIN

1 1 Section 1. Section 135C.3, subsection 1, Code 2007, is  
1 2 amended to read as follows:  
1 3 1. A licensed nursing facility shall provide an organized  
1 4 twenty-four-hour program of services commensurate with the  
1 5 needs of its residents and under the immediate direction of a  
1 6 licensed nurse. Medical and nursing services must be provided  
1 7 under the direction of either a house physician or an  
1 8 individually selected physician. Each resident of a nursing  
1 9 facility shall be visited by or shall visit the resident's  
1 10 physician, or a licensed physician assistant under the  
1 11 supervision of the resident's physician, at least twice a  
1 12 year. Surgery or obstetrical care shall not be provided  
1 13 within the facility. An admission to the nursing facility  
1 14 must be based on a physician's written order certifying that  
1 15 the individual being admitted requires no greater degree of  
1 16 nursing care than the facility to which the admission is made  
1 17 is licensed to provide and is capable of providing.

1 18

EXPLANATION

1 19 Currently, rules promulgated by the department of  
1 20 inspections and appeals require that a resident in a nursing  
1 21 facility be visited by the resident's physician twice a year.  
1 22 This bill would allow a licensed physician assistant under the  
1 23 supervision of the resident's physician to provide those  
1 24 visits.

1 25 A licensed physician assistant practices under the  
1 26 supervision of one or more physicians. However, the term  
1 27 "supervision" does not require the personal presence of the  
1 28 supervising physician at the place where medical services are  
1 29 rendered, except as otherwise required by law.

1 30 LSB 1065XS 82

1 31 jr:nh/je/5



Iowa General Assembly  
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Senate File 3 - Introduced

SENATE FILE  
BY KETTERING

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

A BILL FOR

1 An Act concerning the limitation of actions for prosecution of  
2 violations under certain statutes administered by the natural  
3 resource commission.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1050XS 82  
6 av/je/5



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
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Senate File 3 - Introduced continued

PAG LIN

1 1 Section 1. NEW SECTION. 481A.32A LIMITATION OF CRIMINAL  
1 2 ACTIONS.

1 3 1. Notwithstanding section 802.4 or any other provision of  
1 4 law to the contrary, prosecution for a violation of this  
1 5 chapter or chapter 481B, 482, 483A, 484A, 484B, or 484C, which  
1 6 is a simple misdemeanor, shall be commenced within three years  
1 7 after its commission.

1 8 2. When a person leaves the state after committing a  
1 9 violation as set forth in subsection 1, prosecution for the  
1 10 violation may be commenced within three years after the person  
1 11 returns to the state, and no period during which the party  
1 12 charged was not publicly resident within the state shall  
1 13 constitute part of the three-year limitation period.

1 14 EXPLANATION

1 15 This bill provides that prosecution for simple misdemeanor  
1 16 violations of Code chapters 481A (wildlife conservation), 482  
1 17 (commercial fishing), 483A (fishing and hunting licenses,  
1 18 contraband, and guns), 484A (migratory game birds), 484B  
1 19 (hunting preserves), or 484C (preserve whitetail), which are  
1 20 administered by the natural resource commission, shall be  
1 21 commenced within three years after commission of the  
1 22 violation.

1 23 The bill provides that if a person leaves the state after  
1 24 committing such a violation, prosecution for the violation may  
1 25 be commenced within three years after the person returns to  
1 26 the state, and the period during which the person charged was  
1 27 not publicly resident within the state does not count as part  
1 28 of the three-year limitation period.

1 29 Currently, a prosecution for such a violation that is a  
1 30 misdemeanor must be commenced within one year after commission  
1 31 of the violation.

1 32 LSB 1050XS 82

1 33 av:nh/je/5



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Senate File 4 - Introduced

SENATE FILE  
BY KETTERING

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

A BILL FOR

1 An Act relating to the taxation of casual sales of vehicles,  
2 aircraft, and watercraft under the state sales tax, providing  
3 refunds, and including effective and retroactive applicability  
4 date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 1171XS 82  
7 mg/cf/24



Iowa General Assembly  
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Senate File 4 - Introduced continued

PAG LIN

1 1 Section 1. Section 423.3, subsection 39, Code 2007, is  
1 2 amended to read as follows:  
1 3 39. The sales price from "casual sales".  
1 4 "Casual sales" means:  
1 5 a. Sales of tangible personal property, or the furnishing  
1 6 of services, of a nonrecurring nature, by the owner, if the  
1 7 seller, at the time of the sale, is not engaged for profit in  
1 8 the business of selling tangible personal property or services  
1 9 taxed under section 423.2.  
1 10 b. The sale of all or substantially all of the tangible  
1 11 personal property or services held or used by a seller in the  
1 12 course of the seller's trade or business for which the seller  
1 13 is required to hold a sales tax permit when the seller sells  
1 14 or otherwise transfers the trade or business to another person  
1 15 who shall engage in a similar trade or business.  
1 16 c. Notwithstanding paragraph "a", the sale, furnishing, or  
1 17 performance of a service that is of a recurring nature by the  
1 18 owner if, at the time of the sale, all of the following apply:  
1 19 (1) The seller is not engaged for profit in the business  
1 20 of the selling, furnishing, or performance of services taxed  
1 21 under section 423.2. For purposes of this subparagraph, the  
1 22 fact of the recurring nature of selling, furnishing, or  
1 23 performance of services does not constitute by itself engaging  
1 24 for profit in the business of selling, furnishing, or  
1 25 performance of services.  
1 26 (2) The owner of the business is the only person  
1 27 performing the service.  
1 28 (3) The owner of the business is a full-time student.  
1 29 (4) The total gross receipts from the sales, furnishing,  
1 30 or performance of services during the calendar year does not  
1 31 exceed five thousand dollars.  
1 32 ~~The exemption under this subsection does not apply to~~  
~~1 33 vehicles subject to registration, aircraft, or commercial or~~  
~~1 34 pleasure watercraft or water vessels.~~  
1 35 Sec. 2. REFUNDS. Refunds of taxes, interest, or penalties



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Senate File 4 - Introduced continued

2 1 which arise from claims resulting from the amendment to  
2 2 section 423.3, subsection 39, in this Act, for the casual sale  
2 3 of vehicles subject to registration, aircraft, or commercial  
2 4 or pleasure watercraft or water vessels occurring between July  
2 5 1, 2005, and the effective date of the section amending  
2 6 section 423.3, subsection 39, in this Act, shall be limited to  
2 7 twenty-five thousand dollars in the aggregate and shall not be  
2 8 allowed unless refund claims are filed prior to October 1,  
2 9 2007, notwithstanding any other provision of law. If the  
2 10 amount of claims totals more than twenty-five thousand dollars  
2 11 in the aggregate, the department of revenue shall prorate the  
2 12 twenty-five thousand dollars among all claimants in relation  
2 13 to the amounts of the claimants' valid claims.

2 14 Sec. 3. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.  
2 15 This Act, being deemed of immediate importance, takes effect  
2 16 upon enactment and applies retroactively to July 1, 2005.

2 17 EXPLANATION

2 18 Current sales tax law provides for an exemption for casual  
2 19 sales. In the 2005 Session a provision was enacted that  
2 20 provided that the exemption for casual sales did not apply to  
2 21 sales of vehicles subject to registration, aircraft, and  
2 22 commercial or pleasure watercraft or water vessels. This  
2 23 provision took effect July 1, 2005. This bill strikes that  
2 24 provision and makes the strike retroactive to July 1, 2005.  
2 25 The bill also limits, to \$25,000, the aggregate amount of  
2 26 refunds as a result of the retroactive applicability date.

2 27 The bill takes effect upon enactment and applies  
2 28 retroactively to July 1, 2005.

2 29 LSB 1171XS 82

2 30 mg:rj/cf/24



Iowa General Assembly  
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**Senate File 5 - Introduced**

SENATE FILE  
BY KETTERING

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**A BILL FOR**

- 1 An Act increasing the speed limit on primary highways.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 3 TLSB 1172XS 82
- 4 dea/gg/14



Iowa General Assembly  
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January 08, 2007

Senate File 5 - Introduced continued

PAG LIN

1 1 Section 1. Section 321.285, subsections 4 and 5, Code  
1 2 2007, are amended to read as follows:

1 3 4. ~~Notwithstanding any other speed restrictions~~ Except as  
1 4 otherwise provided by law, the speed limit for all vehicular  
1 5 traffic ~~shall be fifty-five~~ is sixty miles per hour.

1 6 5. Reasonable and proper, but not greater than fifty-five  
1 7 miles per hour at any time between sunrise and sunset, and not  
1 8 greater than fifty miles per hour at any time between sunset  
1 9 and sunrise, on secondary roads ~~unless~~. However, if such  
1 10 roads are surfaced with concrete or asphalt or a combination  
1 11 of both, in which case the speed limits shall be the same as  
1 12 provided in subsection 4 of this section limit is fifty-five  
1 13 miles per hour at all times of day. When the board of  
1 14 supervisors of any county ~~shall determine~~ determines upon the  
1 15 basis of an engineering and traffic investigation that the  
1 16 speed limit on any secondary road is greater than is  
1 17 reasonable and proper under the conditions found to exist at  
1 18 any intersection or other place or upon any part of a  
1 19 secondary road, the board shall determine and declare a  
1 20 reasonable and proper speed limit at the intersection or other  
1 21 part of the secondary road. The speed limits as determined by  
1 22 the board of supervisors shall be effective when appropriate  
1 23 signs giving notice of the speed limits are erected by the  
1 24 board of supervisors at the intersection or other place or  
1 25 part of the highway.

1 26 EXPLANATION

1 27 This bill increases the speed limit from 55 to 60 miles per  
1 28 hour on primary highways other than certain divided,  
1 29 multilaned highways with a speed limit of 65 miles per hour  
1 30 and interstates, which have a speed limit of 70 miles per  
1 31 hour. The state department of transportation retains the  
1 32 authority to lower the speed limit on any part of the primary  
1 33 road system. Current scheduled fines for speeding violations  
1 34 in speed zones greater than 55 miles per hour under Code  
1 35 section 805.8A are applicable to violations of the new speed



**Iowa General Assembly  
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Senate File 5 - Introduced continued

2 1 limit.  
2 2 LSB 1172XS 82  
2 3 dea:nh/gg/14



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

Senate File 6 - Introduced

SENATE FILE  
BY KETTERING

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays  
Approved

A BILL FOR

1 An Act relating to the child and dependent care and early  
2 childhood development tax credits and including a retroactive  
3 applicability date provision.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1175XS 82  
6 mg/je/5



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

Senate File 6 - Introduced continued

PAG LIN

1 1 Section 1. Section 422.12C, subsection 1, Code 2007, is  
1 2 amended to read as follows:  
1 3 1. The taxes imposed under this division, less the amounts  
1 4 of nonrefundable credits allowed under this division, shall be  
1 5 reduced by a child and dependent care credit equal to the  
1 6 following percentages of the federal child and dependent care  
1 7 credit provided in section 21 of the Internal Revenue Code:  
1 8 a. For a taxpayer with net income of less than ~~ten~~ twenty  
1 9 thousand dollars, seventy-five percent.  
1 10 b. For a taxpayer with net income of ~~ten~~ twenty thousand  
1 11 dollars or more but less than ~~twenty~~ forty thousand dollars,  
1 12 sixty-five percent.  
1 13 c. For a taxpayer with net income of twenty ~~twenty~~ forty thousand  
1 14 dollars or more but less than ~~twenty-five~~ fifty thousand  
1 15 dollars, fifty-five percent.  
1 16 d. For a taxpayer with net income of ~~twenty-five~~ fifty  
1 17 thousand dollars or more but less than ~~thirty-five~~ seventy  
1 18 thousand dollars, fifty percent.  
1 19 e. For a taxpayer with net income of ~~thirty-five~~ seventy  
1 20 thousand dollars or more but less than ~~forty~~ eighty thousand  
1 21 dollars, forty percent.  
1 22 f. For a taxpayer with net income of ~~forty~~ eighty thousand  
1 23 dollars or more but less than ~~forty-five~~ ninety thousand  
1 24 dollars, thirty percent.  
1 25 g. For a taxpayer with net income of ~~forty-five~~ ninety  
1 26 thousand dollars or more, zero percent.  
1 27 Sec. 2. Section 422.12C, subsection 2, unnumbered  
1 28 paragraph 1, Code 2007, is amended to read as follows:  
1 29 The taxes imposed under this division, less the amounts of  
1 30 nonrefundable credits allowed under this division, may be  
1 31 reduced by an early childhood development tax credit equal to  
1 32 twenty-five percent of the first one thousand dollars which  
1 33 the taxpayer has paid to others for each dependent, as defined  
1 34 in the Internal Revenue Code, ages three through five for  
1 35 early childhood development expenses. In determining the



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Senate File 6 - Introduced continued

2 1 amount of early childhood development expenses for the tax  
2 2 year beginning in the 2006 calendar year only, such expenses  
2 3 paid during November and December of the previous tax year  
2 4 shall be considered paid in the tax year for which the tax  
2 5 credit is claimed. This credit is available to a taxpayer  
2 6 whose net income is less than ~~forty-five~~ ninety thousand  
2 7 dollars. If the early childhood development tax credit is  
2 8 claimed for a tax year, the taxpayer and the taxpayer's spouse  
2 9 shall not claim the child and dependent care credit under  
2 10 subsection 1. As used in this subsection, "early childhood  
2 11 development expenses" means services provided to the dependent  
2 12 by a preschool, as defined in section 237A.1, materials, and  
2 13 other activities as follows:

2 14 Sec. 3. RETROACTIVE APPLICABILITY DATE. This Act applies  
2 15 retroactively to January 1, 2007, for tax years beginning on  
2 16 or after that date.

2 17 EXPLANATION

2 18 This bill increases the child and dependent care credit  
2 19 under the individual income tax by doubling the income limit  
2 20 in each credit bracket. Thus, a taxpayer with less than  
2 21 \$90,000 in net income is eligible for the credit, while under  
2 22 present law, a taxpayer with less than \$45,000 in net income  
2 23 is eligible. The maximum credit bracket under the bill is  
2 24 expanded to include taxpayers with net incomes of less than  
2 25 \$20,000, while under present law, taxpayers may only have net  
2 26 incomes of less than \$10,000 to receive the maximum credit.

2 27 The bill also doubles the amount of net income that a  
2 28 taxpayer may have, from \$45,000 to \$90,000, and still qualify  
2 29 for the early childhood development tax credit.

2 30 The bill applies retroactively to January 1, 2007, for tax  
2 31 years beginning on or after that date.

2 32 LSB 1175XS 82

2 33 mg:sc/je/5



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

**Senate File 7 - Introduced**

SENATE FILE  
BY HANCOCK

Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**A BILL FOR**

1 An Act allowing cash prizes at annual game nights conducted by  
2 qualified organizations representing volunteer emergency  
3 services providers.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1439SS 82  
6 ec/gg/14



Iowa General Assembly  
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Senate File 7 - Introduced continued

PAG LIN

1 1 Section 1. Section 99B.8, Code 2007, is amended by adding  
1 2 the following new subsection:  
1 3 NEW SUBSECTION. 6. Notwithstanding any provision of  
1 4 section 99B.7 to the contrary, if the games are conducted by a  
1 5 qualified organization issued a license pursuant to subsection  
1 6 3 that primarily represents volunteer emergency services  
1 7 providers as described in section 100B.31, the sponsor may  
1 8 award cash prizes to any participant in any game of skill,  
1 9 game of chance, or card game lawfully conducted during the  
1 10 annual game night in an amount not to exceed one hundred  
1 11 dollars per game, with a maximum of five hundred dollars  
1 12 awarded to a participant for all games during the annual game  
1 13 night.

1 14 EXPLANATION

1 15 This bill permits a qualified organization that represents  
1 16 volunteer emergency services providers holding an annual game  
1 17 night to award prizes of up to \$100 to a participant per game  
1 18 and up to \$500 for all games conducted during the game night.  
1 19 A qualified organization is defined in Code section 99B.7 to  
1 20 include nonprofit entities, governmental organizations, and  
1 21 school booster groups.  
1 22 LSB 1439SS 82  
1 23 ec:nh/gg/14



Iowa General Assembly  
Daily Bills, Amendments, Study Bills  
January 08, 2007

**Senate File 8 - Introduced**

SENATE FILE  
BY HANCOCK

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

**A BILL FOR**

- 1 An Act relating to the payment of restitution by a person
- 2 convicted of a criminal offense.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1009XS 82
- 5 jm/sh/8



Iowa General Assembly  
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Senate File 8 - Introduced continued

PAG LIN

1 1 Section 1. Section 627.6A, subsection 1, Code 2007, is  
1 2 amended to read as follows:

1 3 1. Notwithstanding the provisions of section 627.6, a  
1 4 debtor shall not be permitted to claim exemptions with regard  
1 5 to payment or a portion of payment under a pension, annuity,  
1 6 individual retirement account, profit-sharing plan, universal  
1 7 life insurance policy, or similar plan or contract due to  
1 8 illness, disability, death, age, or length of service for  
1 9 ~~child, spousal, or medical support.~~ the following:

1 10 a. Child support.

1 11 b. Spousal support.

1 12 c. Medical support.

1 13 d. Restitution ordered pursuant to chapter 910 while the  
1 14 debtor is committed to the custody of the director of the  
1 15 department of corrections and confined in a correctional  
1 16 facility.

1 17 Sec. 2. Section 910.1, subsection 1, Code 2007, is amended  
1 18 to read as follows:

1 19 1. "Criminal activities" means any crime for which there  
1 20 is a plea of guilty, verdict of guilty, or special verdict  
1 21 upon which a judgment of conviction is rendered and any other  
1 22 crime committed after July 1, 1982, which is admitted or not  
1 23 contested by the offender, whether or not prosecuted.  
1 24 However, "criminal activities" does not include simple  
1 25 misdemeanors under chapter 321, except for reckless driving  
1 26 under section 321.277.

1 27 EXPLANATION

1 28 This bill relates to the payment of restitution by a person  
1 29 convicted of a criminal offense.

1 30 Under the bill, payments under a pension or other similar  
1 31 plan concerning illness, disability, death, age, or length of  
1 32 service of a person confined in a state correctional facility  
1 33 are subject to execution if restitution has been ordered  
1 34 pursuant to Code chapter 910. Under current law, a person may  
1 35 only execute a judgment against a pension or other related



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Senate File 8 - Introduced continued

2 1 plan of a person confined at a correctional institution, if  
2 2 the judgment is for child, spousal, or medical support.  
2 3 The bill also provides that restitution may be ordered  
2 4 against a person who is convicted of the simple misdemeanor  
2 5 criminal offense of reckless driving under Code section  
2 6 321.277. Current law exempts all persons convicted of a  
2 7 simple misdemeanor under Code chapter 321 from paying  
2 8 restitution pursuant to Code chapter 910.  
2 9 LSB 1009XS 82  
2 10 jm:rj/sh/8



Iowa General Assembly  
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**Senate File 9 - Introduced**

SENATE FILE  
BY HANCOCK

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved

**A BILL FOR**

- 1 An Act relating to advisory boards for emergency services
- 2 agreements.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 1013SS 82
- 5 eg/je/5



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Senate File 9 - Introduced continued

PAG LIN

1 1 Section 1. Section 28E.32, subsection 3, Code 2007, is  
1 2 amended to read as follows:  
1 3 3. The agreement may establish an advisory board comprised  
1 4 of one member of the governing body of each municipality that  
1 5 is a party to the agreement. ~~The Each year the board shall~~  
~~1 6 prepare an annual budget for~~ may advise or submit nonbinding  
1 7 recommendations to the governing body of each municipality  
1 8 concerning the funding of services to be provided pursuant to  
1 9 the agreement ~~and shall allocate among the parties to the~~  
~~1 10 agreement, responsibility to provide revenue for the amount of~~  
~~1 11 the budget. The budget prepared pursuant to the written~~  
~~1 12 agreement shall be a part of the budget of the city providing~~  
~~1 13 the services.~~

1 14 EXPLANATION

1 15 This bill provides that an advisory board created pursuant  
1 16 to an agreement for fire protection service or emergency  
1 17 medical service may advise or submit nonbinding  
1 18 recommendations to the governing body of each municipality  
1 19 party to the agreement regarding funding for emergency  
1 20 services. Currently, such boards are directed to prepare an  
1 21 annual budget for services under the agreement which is to  
1 22 become part of the budget of the city providing the services.  
1 23 LSB 1013SS 82  
1 24 eg:nh/je/5