



Iowa General Assembly  
 Daily Bills, Amendments & Study Bills  
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House Amendment 1223

PAG LIN

1 1 Amend House File 400 as follows:  
 1 2 #1. Page 3, line 8, by inserting after the word  
 1 3 ~~<receives.>~~ the following: <However, an applicant  
 1 4 whose work on extinguishing systems will be restricted  
 1 5 to systems on property owned or controlled by the  
 1 6 applicant's employer may obtain a license if the  
 1 7 employer is not a certified contractor.>  
 1 8 #2. Page 3, line 35, by inserting after the word  
 1 9 <valid.> the following: <This subsection does not  
 1 10 apply to a licensee whose work on extinguishing  
 1 11 systems is restricted to systems on property owned or  
 1 12 controlled by the licensee's employer.>  
 1 13  
 1 14  
 1 15  
 1 16 QUIRK of Chickasaw  
 1 17 HF 400.701 83  
 1 18 jr/rj/22312  
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# House Amendment 1224

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1 1 Amend the amendment, H=1222, to House File 735, as  
1 2 follows:  
1 3 #1. Page 1, by striking lines 2 through 15 and  
1 4 inserting the following:  
1 5 <#\_\_\_\_. Page 2, line 31, by striking the word and  
1 6 figures <January 1, 2006> and inserting the following:  
1 7 <May 31, 1995>.  
1 8 #\_\_\_\_. Page 6, line 13, by striking the word and  
1 9 figures <January 1, 2006> and inserting the following:  
1 10 <May 31, 1995>.>  
1 11 #2. By renumbering as necessary.  
1 12  
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1 14  
1 15 KUHN of Floyd  
1 16 HF 735.302 83  
1 17 da/nh/22900  
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## House Amendment 1225

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1 1 Amend House File 486 as follows:  
1 2 #1. Page 2, by inserting after line 23 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 423.1, Code 2009, is amended to  
1 5 read as follows:  
1 6 NEW SUBSECTION. 7A. "Commercial canine  
1 7 establishment" means a business associated with the  
1 8 care and feeding of canines by a person licensed or  
1 9 registered pursuant to section 162.8.  
1 10 Sec. \_\_\_\_\_. Section 423.3, subsections 3, 6, 9, 15,  
1 11 and 16, Code 2009, are amended to read as follows:  
1 12 3. The sales price of agricultural breeding  
1 13 livestock, and domesticated fowl, and canines which  
1 14 are kept as part of a commercial canine establishment.  
1 15 6. The sales price of tangible personal property  
1 16 which will be consumed as fuel in creating heat,  
1 17 power, or steam for grain drying, or for providing  
1 18 heat or cooling for livestock buildings, for  
1 19 commercial canine establishment buildings, or for  
1 20 greenhouses or buildings or parts of buildings  
1 21 dedicated to the production of flowering, ornamental,  
1 22 or vegetable plants intended for sale in the ordinary  
1 23 course of business, or for use in cultivation of  
1 24 agricultural products by aquaculture, or in implements  
1 25 of husbandry engaged in agricultural production.  
1 26 9. The sales price of wood chips, sawdust, hay,  
1 27 straw, paper, or other materials used for bedding in  
1 28 the production of agricultural livestock, ~~or~~ fowl, or  
1 29 canines which are kept as part of a commercial canine  
1 30 establishment.  
1 31 15. The sales price from the sale of property  
1 32 which is a container, label, carton, pallet, packing  
1 33 case, wrapping, baling wire, twine, bag, bottle,  
1 34 shipping case, or other similar article or receptacle  
1 35 sold for use in agricultural, livestock, or dairy  
1 36 production, or for use as part of a commercial canine  
1 37 establishment.  
1 38 16. The sales price from the sale of feed and feed  
1 39 supplements and additives when used for consumption by  
1 40 farm deer, ~~or~~ bison, or canines which are kept as part  
1 41 of a commercial canine establishment.  
1 42 Sec. \_\_\_\_\_. Section 423.3, Code 2009, is amended by  
1 43 adding the following new subsection:  
1 44 NEW SUBSECTION. 8A. The sales price, exclusive of  
1 45 services, of machinery and equipment, including  
1 46 auxiliary attachments, used as part of a commercial  
1 47 canine establishment.  
1 48 Sec. \_\_\_\_\_. Section 423.45, subsection 5, paragraph  
1 49 b, subparagraph (2), Code 2009, is amended to read as  
1 50 follows:



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House Amendment 1225 continued

2 1 (2) "Fuel consumed in processing" means fuel used  
2 2 or consumed for processing including grain drying, for  
2 3 providing heat or cooling for livestock buildings, for  
2 4 commercial canine establishment buildings, or for  
2 5 greenhouses or buildings or parts of buildings  
2 6 dedicated to the production of flowering, ornamental,  
2 7 or vegetable plants intended for sale in the ordinary  
2 8 course of business, for use in aquaculture production,  
2 9 or for generating electric current, or in implements  
2 10 of husbandry engaged in agricultural production.>  
2 11 #2. Title page, line 3, by inserting after the  
2 12 word <stewardship> the following: <, and providing  
2 13 for exemptions from sales taxes associated with  
2 14 commercial canine establishments>.  
2 15 #3. By renumbering as necessary.  
2 16  
2 17  
2 18  
2 19 LUKAN of Dubuque  
2 20 HF 486.501 83  
2 21 da/nh/22105



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House Amendment 1226

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1 1 Amend House File 486 as follows:  
1 2 #1. Page 2, by inserting after line 23 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. CONTINGENT IMPLEMENTATION. This Act  
1 5 shall be implemented by the department of agriculture  
1 6 and land stewardship only when the department first  
1 7 receives moneys during a fiscal year as necessary to  
1 8 carry out all of the provisions of this Act. Until  
1 9 that time the provisions of sections 162.11 and  
1 10 162.12, shall be administered and enforced in the same  
1 11 manner as if this Act had not been enacted.>  
1 12 #2. Title page, line 3, by inserting after the  
1 13 word <stewardship> and inserting the following: <,  
1 14 and providing for contingent implementation>.  
1 15 #3. By renumbering as necessary.  
1 16  
1 17  
1 18  
1 19 LUKAN of Dubuque  
1 20 HF 486.201 83  
1 21 da/nh/22847  
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**House Amendment 1227**

PAG LIN

1 1 Amend House File 486 as follows:  
 1 2 #1. Page 2, by inserting after line 23 the  
 1 3 following:  
 1 4 <Sec. \_\_\_\_\_. NEW SECTION. 422.12N DOG ADOPTION TAX  
 1 5 CREDIT.  
 1 6 1. The taxes imposed under this division, less the  
 1 7 credits allowed under section 422.12, shall be reduced  
 1 8 by a dog adoption tax credit. The amount of the tax  
 1 9 credit shall equal the total amount of costs paid by  
 1 10 the taxpayer to obtain ownership of a dog transferred  
 1 11 by a pound issued a certificate of registration  
 1 12 pursuant to section 162.3 or an animal shelter issued  
 1 13 a certificate of registration pursuant to section  
 1 14 162.4. However, during any tax year, the total amount  
 1 15 of all tax credits claimed by a taxpayer under this  
 1 16 subsection shall not exceed three hundred dollars.  
 1 17 2. In order for the taxpayer to claim the dog  
 1 18 adoption tax credit under subsection 1, a tax credit  
 1 19 certificate issued by the pound or animal shelter  
 1 20 transferring the dog to the taxpayer must be attached  
 1 21 to the taxpayer's tax return. The department of  
 1 22 revenue shall prescribe the form for the tax credit  
 1 23 certificate. A tax credit certificate attached to the  
 1 24 tax return shall at least include the taxpayer's name,  
 1 25 address, tax identification number, and the amount of  
 1 26 the costs paid by the taxpayer to the pound or animal  
 1 27 shelter.  
 1 28 3. Any amount of the dog adoption tax credit in  
 1 29 excess of the taxpayer's tax liability shall be  
 1 30 refunded. In lieu of claiming a refund, the taxpayer  
 1 31 may elect to have the overpayment shown on the  
 1 32 taxpayer's final, completed return credited to the  
 1 33 taxpayer's tax liability for the following tax year.  
 1 34 Sec. \_\_\_\_\_. APPLICABILITY. Section 422.12N, as  
 1 35 enacted in this Act, applies on and after January 1,  
 1 36 2010, for tax years beginning on or after that date.>  
 1 37 #2. Title page, line 3, by inserting after the  
 1 38 word <stewardship> the following: <, providing for a  
 1 39 tax credit, and providing for the applicability of the  
 1 40 tax credits>.  
 1 41 #3. By renumbering as necessary.  
 1 42  
 1 43  
 1 44  
 1 45 LUKAN of Dubuque  
 1 46 HF 486.704 83  
 1 47 da/nh/22898  
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# House Amendment 1228

PAG LIN

1 1 Amend House File 734 as follows:  
1 2 #1. Page 5, line 23, by striking the figure <1.>  
1 3 #2. Page 5, line 26, by striking the word <a.> and  
1 4 inserting the following: <1.>  
1 5 #3. Page 5, line 29, by striking the word <b.> and  
1 6 inserting the following: <2.>  
1 7 #4. Page 5, line 32, by striking the word <c.> and  
1 8 inserting the following: <3.>  
1 9 #5. Page 5, line 33, by striking the word <d.> and  
1 10 inserting the following: <4.>  
1 11 #6. Page 8, line 30, by striking the figure <1.>  
1 12 #7. Page 8, line 34, by striking the word <a.> and  
1 13 inserting the following: <1.>  
1 14 #8. Page 8, line 35, by striking the word <b.> and  
1 15 inserting the following: <2.>  
1 16 #9. Page 9, line 8, by striking the word <c.> and  
1 17 inserting the following: <3.>  
1 18 #10. Page 9, line 10, by striking the figure <(1)>  
1 19 and inserting the following: <a.>  
1 20 #11. Page 9, line 13, by striking the figure <(2)>  
1 21 and inserting the following: <b.>  
1 22 #12. Page 9, line 16, by striking the figure <(3)>  
1 23 and inserting the following: <c.>  
1 24 #13. Page 9, line 20, by striking the word <d.>  
1 25 and inserting the following: <4.>  
1 26 #14. Page 15, line 10, by striking the word and  
1 27 figure <July 1> and inserting the following:  
1 28 <February 15>.  
1 29  
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1 31  
1 32 SWAIM of Davis  
1 33 HF 734.201 83  
1 34 rh/rj/22899  
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# House Amendment 1229

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1 1 Amend House File 691 as follows:  
1 2 #1. Page 1, line 13, by striking the word <and>  
1 3 and inserting the following: <or>.  
1 4  
1 5  
1 6  
1 7 MASCHER of Johnson  
1 8 HF 691.301 83  
1 9 jp/rj/22843  
1 10  
1 11  
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House Amendment 1230

PAG LIN

1 1 Amend House File 722 as follows:  
1 2 #1. Page 21, by striking line 15 and inserting the  
1 3 following:  
1 4 <Sec. 35. Section 483A.8, subsections 3 and 4,  
1 5 Code>.  
1 6 #2. Page 23, by striking lines 8 through 27 and  
1 7 inserting the following:  
1 8 <Sec. \_\_\_\_\_. Section 483A.8, subsection 5, Code  
1 9 2009, is amended by striking the subsection and  
1 10 inserting in lieu thereof the following:  
1 11 5. a. Upon written application on forms furnished  
1 12 by the department, the department shall issue annually  
1 13 one any sex deer hunting license to a nonresident  
1 14 owner of a farm unit or to a family member of the  
1 15 nonresident owner, but not to both. The nonresident  
1 16 owner or family member need not reside on the farm  
1 17 unit to qualify for a license to hunt on that farm  
1 18 unit pursuant to this subsection.  
1 19 b. The deer hunting license issued shall be valid  
1 20 only for hunting on the farm unit for which an  
1 21 applicant qualifies pursuant to this subsection. A  
1 22 deer hunting license issued pursuant to this  
1 23 subsection shall be valid and may be used during any  
1 24 shotgun deer hunting season.  
1 25 c. A nonresident owner or family member who  
1 26 receives a license pursuant to this subsection shall  
1 27 purchase a hunting license, an any sex deer hunting  
1 28 license, and an antlerless deer hunting license as  
1 29 required in subsection 3, and shall pay the wildlife  
1 30 habitat fee, all for the same fee that is charged to  
1 31 other nonresident hunters. The person shall also pay  
1 32 a one dollar fee that shall be used and is  
1 33 appropriated for the purpose of deer herd population  
1 34 management, including assisting with the cost of  
1 35 processing deer donated to the help us stop hunger  
1 36 program administered by the commission.  
1 37 d. If a farm unit has multiple nonresident owners,  
1 38 only one of the nonresident owners or family members  
1 39 is eligible to receive a deer hunting license pursuant  
1 40 to this subsection. If a nonresident landowner  
1 41 jointly owns land in this state with a resident, only  
1 42 one joint owner or family member of a joint owner  
1 43 shall receive a deer hunting license pursuant to this  
1 44 subsection, and preference shall be given to the  
1 45 resident owner or the resident owner's family member  
1 46 who applies for the license.  
1 47 e. (1) A deer hunting license issued pursuant to  
1 48 this subsection shall be attested by the signature of  
1 49 the person to whom the license is issued and shall  
1 50 contain a statement in substantially the following



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House Amendment 1230 continued

2 1 form:

2 2 By signing this license, I certify that I qualify  
2 3 as a nonresident owner or family member of a  
2 4 nonresident owner under Iowa Code section 483A.8,  
2 5 subsection 5.

2 6 (2) A person who makes a false attestation under  
2 7 this paragraph "e" is guilty of a simple misdemeanor.  
2 8 In addition, the person's hunting license and deer  
2 9 hunting license shall be revoked and the person shall  
2 10 not be issued a hunting license or a deer hunting  
2 11 license for a period of one year.

2 12 f. If a nonresident owner of a farm unit or a  
2 13 family member of the nonresident owner obtains a deer  
2 14 hunting license pursuant to this subsection that  
2 15 person is not eligible to purchase a deer hunting  
2 16 license for any other option offered to other  
2 17 nonresident deer hunting licensees.

2 18 g. The deer hunting licenses issued pursuant to  
2 19 this subsection to nonresidents who own farm units in  
2 20 this state or to family members of such nonresident  
2 21 owners are in addition to the licenses issued pursuant  
2 22 to license limitations and allocations specified in  
2 23 subsections 3 and 4.

2 24 h. As used in this section:

2 25 (1) "Family member" means a person who is not a  
2 26 resident of Iowa and who is the spouse or child of a  
2 27 nonresident owner and resides with the nonresident  
2 28 owner.

2 29 (2) "Farm unit" means all parcels of land  
2 30 comprised of not less than eighty acres, not  
2 31 necessarily contiguous, that have been under the  
2 32 lawful control of the nonresident owner since at least  
2 33 March 1, 2004, are operated as a unit, and of which  
2 34 not less than seventy-five percent of the land is  
2 35 actively operated for farming purposes. "Farm unit"  
2 36 does not include any land in a forest or fruit-tree  
2 37 reservation for which a property tax exemption is  
2 38 being received under chapter 427C.

2 39 (3) "Farming purposes" means the cultivation of  
2 40 land for the production of agricultural crops, the  
2 41 raising of poultry, the production of eggs, the  
2 42 production of milk, the production of fruit or other  
2 43 horticultural crops, or the grazing or production of  
2 44 livestock. Farming does not include the production of  
2 45 timber, forest products, nursery products, fruit  
2 46 trees, or sod.

2 47 (4) "Nonresident owner" means an owner of a farm  
2 48 unit who is not a resident of Iowa.>

2 49 #3. By renumbering as necessary.

2 50



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House Amendment 1230 continued

- 3 1
- 3 2
- 3 3 RAYHONS of Hancock
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- 3 7 FORRISTALL of Pottawattamie
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- 3 11 PETTENGILL of Benton
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- 3 15 DE BOEF of Keokuk
- 3 16 HF 722.302 83
- 3 17 av/sc/22500



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House Amendment 1231

PAG LIN

1 1 Amend House File 768 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. NEW SECTION. 514C.24 COVERAGE FOR  
1 5 TESTS FOR FEMALE INSUREDS.  
1 6 1. This Act shall be known and may be cited as  
1 7 "Barbara's Bill".  
1 8 2. Notwithstanding the uniformity of treatment  
1 9 requirements of section 514C.6, a contract, policy, or  
1 10 plan providing for third-party payment or prepayment  
1 11 of health or medical expenses that provides coverage  
1 12 for hospital or medical treatment or services for  
1 13 illness shall provide coverage for the following:  
1 14 a. An annual cervical smear or Pap smear test for  
1 15 female insureds.  
1 16 b. Surveillance tests for ovarian cancer for  
1 17 female insureds who are at risk for ovarian cancer.  
1 18 3. This section applies to the following classes  
1 19 of third-party payment provider contracts, policies,  
1 20 or plans delivered, issued for delivery, continued, or  
1 21 renewed in this state on or after January 1, 2010:  
1 22 a. Individual or group accident and sickness  
1 23 insurance providing coverage on an expense-incurred  
1 24 basis.  
1 25 b. An individual or group hospital or medical  
1 26 service contract issued pursuant to chapter 509, 514,  
1 27 or 514A.  
1 28 c. An individual or group health maintenance  
1 29 organization contract regulated under chapter 514B.  
1 30 d. An individual or group Medicare supplemental  
1 31 policy, unless coverage pursuant to such a policy is  
1 32 preempted by federal law.  
1 33 e. A plan established pursuant to chapter 509A for  
1 34 public employees.  
1 35 4. This section shall not apply to accident-only,  
1 36 specified disease, short-term hospital or medical,  
1 37 hospital confinement indemnity, credit, dental,  
1 38 vision, long-term care, basic hospital and  
1 39 medical-surgical expense coverage as defined by the  
1 40 commissioner, disability income insurance coverage,  
1 41 coverage issued as a supplement to liability  
1 42 insurance, workers' compensation or similar insurance,  
1 43 or automobile medical payment insurance.  
1 44 5. As used in this section:  
1 45 a. "At risk for ovarian cancer" means either of  
1 46 the following:  
1 47 (1) Having a family history of one or more of the  
1 48 following:  
1 49 (a) One or more first-degree relatives with  
1 50 ovarian cancer.



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House Amendment 1231 continued

2 1 (b) Clusters of female relatives with breast  
2 2 cancer.  
2 3 (c) Nonpolyposis colorectal cancer.  
2 4 (2) Testing positive for BRCA1 or BRCA2 mutations.  
2 5 b. "Surveillance tests for ovarian cancer" means  
2 6 annual screening using CA=125 serum tumor marker  
2 7 testing, transvaginal ultrasound, and pelvic  
2 8 examination.  
2 9 6. The commissioner of insurance shall adopt rules  
2 10 pursuant to chapter 17A as necessary to administer  
2 11 this section.>  
2 12 #2. Title page, line 1, by inserting after the  
2 13 word <Act> the following: <relating to the treatment  
2 14 of cancer by requiring health insurance coverage for  
2 15 cervical and ovarian cancer tests and by>.  
2 16 #3. By renumbering as necessary.  
2 17  
2 18  
2 19  
2 20 SWEENEY of Hardin  
2 21 HF 768.702 83  
2 22 av/rj/22501



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# House Amendment 1232

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1 1 Amend House File 756 as follows:  
1 2 #1. Page 1, line 31, by striking the word  
1 3 <paragraphs:> and inserting the following:  
1 4 <paragraph:>  
1 5 #2. By striking page 1, line 34, through page 2,  
1 6 line 5.  
1 7 #3. Page 2, line 25, by inserting after the word  
1 8 <construction;> the following: <the promulgation and  
1 9 implementation of statewide storm water management  
1 10 standards;>.  
1 11  
1 12  
1 13  
1 14 GAYMAN of Scott  
1 15 HF 756.701 83  
1 16 da/rj/23017  
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# House Amendment 1233

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1 1 Amend House File 486 as follows:  
1 2 #1. Page 2, line 23, by inserting after the word  
1 3 <complaint.> the following: <The complaint shall be a  
1 4 sworn statement by the complainant which alleges facts  
1 5 which constitute a violation, together with any  
1 6 supporting documents.>  
1 7 #2. By renumbering as necessary.  
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1 11 SANDS of Louisa  
1 12 HF 486.502 83  
1 13 da/nh/22581  
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**House Amendment 1234**

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1 1 Amend House File 725 as follows:  
 1 2 #1. Page 1, by inserting before line 1 the  
 1 3 following:  
 1 4 <Section 1. Section 423.3, Code 2009, is amended  
 1 5 by adding the following new subsection:  
 1 6 NEW SUBSECTION. 38A. The sales price from the  
 1 7 sale of building materials, supplies, or equipment  
 1 8 sold for use in reconstructing, restoring, or  
 1 9 remodeling disaster-damaged buildings in an area  
 1 10 declared a disaster area by the governor.>  
 1 11 #2. Page 1, by inserting after line 14 the  
 1 12 following:  
 1 13 <Sec. \_\_\_\_\_. REFUNDS. Refunds of taxes, interest,  
 1 14 or penalties which arise from claims resulting from  
 1 15 the enactment of section 423.3, subsection 38A, in  
 1 16 this Act, for sales occurring between July 1, 2008,  
 1 17 and the effective date of this Act, shall not be  
 1 18 allowed unless refund claims are filed with the  
 1 19 department of revenue on or before June 30, 2009,  
 1 20 notwithstanding any other provision of law.  
 1 21 Sec. \_\_\_\_\_. EFFECTIVE AND RETROACTIVE APPLICABILITY  
 1 22 DATES. The sections of this Act amending section  
 1 23 423.3 and providing for refunds of taxes, interest,  
 1 24 and penalties, being deemed of immediate importance,  
 1 25 take effect upon enactment and applies retroactively  
 1 26 to July 1, 2008.>  
 1 27 #3. Title page, line 1, by striking the word  
 1 28 <immunity> and inserting the following: <and tax  
 1 29 exemptions and providing effective and retroactive  
 1 30 applicability dates>.  
 1 31 #4. By renumbering as necessary.  
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 1 35 SCHULTE of Linn  
 1 36 HF 725.501 83  
 1 37 tm/rj/22748  
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**House Amendment 1235**

PAG LIN

1 1 Amend House File 725 as follows:  
 1 2 #1. Page 1, by inserting before line 1 the  
 1 3 following:  
 1 4 <Section 1. Section 422.7, Code 2009, is amended  
 1 5 by adding the following new subsection:  
 1 6 NEW SUBSECTION. 54. Subtract, to the extent not  
 1 7 otherwise deducted, the amount of costs directly  
 1 8 attributable to a residential relocation of the  
 1 9 taxpayer made necessary due to a natural disaster for  
 1 10 which the president of the United States declares a  
 1 11 disaster.>  
 1 12 #2. Page 1, by inserting after line 14 the  
 1 13 following:  
 1 14 <Sec. \_\_\_\_ . EFFECTIVE AND RETROACTIVE APPLICABILITY  
 1 15 DATES. The section of this Act amending section  
 1 16 422.7, being deemed of immediate importance, takes  
 1 17 effect upon enactment and applies retroactively to  
 1 18 January 1, 2008, for tax years beginning on or after  
 1 19 that date.>  
 1 20 #3. Title page, line 1, by striking the words  
 1 21 <emergency assistance immunity> and inserting the  
 1 22 following: <assistance and tax exemptions and  
 1 23 providing effective and retroactive applicability  
 1 24 dates>.  
 1 25 #4. By renumbering as necessary.  
 1 26  
 1 27  
 1 28  
 1 29 WAGNER of Linn  
 1 30 HF 725.201 83  
 1 31 tm/rj/23015  
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Iowa General Assembly  
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House File 802 - Introduced

HOUSE FILE  
BY COMMITTEE ON ENVIRONMENTAL  
PROTECTION

(SUCCESSOR TO HSB 168)

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

A BILL FOR

- 1 An Act providing for public comment regarding an application to
- 2 construct a confinement feeding operation structure.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 2168HV 83
- 5 da/nh/14



**Iowa General Assembly  
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House File 802 - Introduced continued

PAG LIN

1 1 Section 1. Section 459.304, subsection 2, unnumbered  
 1 2 paragraph 1, Code 2009, is amended to read as follows:  
 1 3 Regardless of whether the county board of supervisors has  
 1 4 adopted a construction evaluation resolution, the county ~~may~~  
 1 5 shall provide comment to the department on a construction  
 1 6 permit application for a confinement feeding operation  
 1 7 structure.

1 8 Sec. 2. Section 459.304, subsection 2, paragraph b,  
 1 9 unnumbered paragraph 1, Code 2009, is amended to read as  
 1 10 follows:

1 11 The county board ~~may~~ of supervisors shall hold a public  
 1 12 hearing to receive public comments regarding the application.  
 1 13 The county board of supervisors may appoint a designee,  
 1 14 including but not limited to the county's zoning commission,  
 1 15 to hold the public hearing and receive public comments. The  
 1 16 designee shall submit the public comments to the county board  
 1 17 of supervisors. The county board of supervisors may submit  
 1 18 comments by the board and shall submit comments presented at  
 1 19 the public hearing to the department as provided in this  
 1 20 section, including but not limited to all of the following:

EXPLANATION

1 22 This bill amends Code section 459.304 which allows a county  
 1 23 board of supervisors to review an application to construct a  
 1 24 confinement feeding operation structure (a confinement  
 1 25 building or manure storage structure) and comment upon it to  
 1 26 the department of natural resources before the department  
 1 27 determines whether to issue the applicant a construction  
 1 28 permit. As part of the review process, the board may hold a  
 1 29 public hearing concerning the application. The bill requires  
 1 30 the board to conduct the public hearing and submit comments  
 1 31 presented there to the department. The bill provides that the  
 1 32 board may appoint a designee such as its zoning commission, to  
 1 33 hold the public hearing and receive the public comments.

1 34 The types of comments presented at a public hearing may  
 1 35 include but are not limited to the existence of an object or



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House File 802 - Introduced continued

2 1 location that are in proximity to the construction site, the  
2 2 suitability of soils and the hydrology of the construction  
2 3 site, the availability of land for manure application, and  
2 4 whether construction will impede drainage systems.  
2 5 LSB 2168HV 83  
2 6 da/nh/14



Iowa General Assembly  
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House File 803 - Introduced

HOUSE FILE  
BY FORD

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

**A BILL FOR**

1 An Act providing for a deduction from the individual and  
2 corporate income taxes for wages paid to certain newly hired  
3 workers and including a retroactive applicability date  
4 provision.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TL5B 2582HH 83  
7 tw/mg:sc/5



Iowa General Assembly  
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House File 803 - Introduced continued

PAG LIN

1 1 Section 1. Section 422.7, Code 2009, is amended by adding  
1 2 the following new subsection:

1 3 NEW SUBSECTION. 12B. a. If the adjusted gross income  
1 4 includes income or loss from a business operated by the  
1 5 taxpayer, an additional deduction shall be allowed in  
1 6 computing the income or loss from the business if the business  
1 7 hired for employment in the state during its annual accounting  
1 8 period ending with or during the taxpayer's tax year an  
1 9 individual who is sixty-five years of age or older on the date  
1 10 hired.

1 11 b. The amount of the additional deduction shall be equal  
1 12 to twenty percent of the wages paid to such individual, not to  
1 13 exceed five thousand dollars per individual, hired for the  
1 14 first time by that business during the annual accounting  
1 15 period ending with or during the taxpayer's tax year.

1 16 c. The additional deduction shall not be allowed for wages  
1 17 paid to an individual who was hired to replace an individual  
1 18 whose employment was terminated by the employer within the  
1 19 twelve-month period preceding the date of first employment.  
1 20 However, if the individual being replaced left employment  
1 21 voluntarily without good cause attributable to the employer or  
1 22 if the individual was discharged for misconduct in connection  
1 23 with the individual's employment, as determined by the  
1 24 department of workforce development, the additional deduction  
1 25 shall be allowed.

1 26 d. A taxpayer who is a partner of a partnership or a  
1 27 shareholder of an S corporation may deduct that portion of  
1 28 wages qualified under this subsection paid by the partnership  
1 29 or S corporation based on the taxpayer's pro rata share of the  
1 30 profits or losses from the partnership or S corporation.

1 31 Sec. 2. Section 422.35, Code 2009, is amended by adding  
1 32 the following new subsection:

1 33 NEW SUBSECTION. 6B. a. If the taxpayer is a business  
1 34 corporation, an additional deduction is allowed in computing  
1 35 income or loss of the business equal to twenty percent of the





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# House Resolution 33 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1 HOUSE RESOLUTION NO.  
1 2 BY UPMEYER and BELL  
1 3 A Resolution to recognize the Iowa landmark the  
1 4 Surf Ballroom.  
1 5 WHEREAS, in 1933 the Surf Ballroom opened its doors  
1 6 in Clear Lake, Iowa, providing music, dancing, and a  
1 7 chance to escape, for a few hours, the worries and  
1 8 cares of the Great Depression; and  
1 9 WHEREAS, as the decades passed virtually every big  
1 10 name entertainer stopped at the Surf, including: Duke  
1 11 Ellington, the Little River Band, Loverboy, The  
1 12 Righteous Brothers, The Temptations, The Beach Boys,  
1 13 Waylon Jennings, and Bobby Rydell; and  
1 14 WHEREAS, the Surf Ballroom has also known great  
1 15 tragedy == the original ballroom burned to the ground  
1 16 in 1947 and on February 3, 1959, three of the most  
1 17 popular rock and roll stars from the 1950s, Buddy  
1 18 Holly, Ritchie Valens, and The Big Bopper, died in a  
1 19 plane crash after performing at the Surf Ballroom; and  
1 20 WHEREAS, the Surf Ballroom hosts the last stop of  
1 21 the "Winter Dance Party Tour", an annual tribute, on  
1 22 the anniversary of Holly's last performance; and  
1 23 WHEREAS, on January 28, 2009, nearly 50 years after  
1 24 that sad day, the Surf Ballroom was designated an  
1 25 official Rock and Roll Hall of Fame historical  
1 26 landmark; NOW THEREFORE,  
1 27 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 28 That the House of Representatives recognizes the Surf  
1 29 Ballroom as a cultural icon in Iowa and applauds the  
1 30 ongoing efforts of local citizens who have dedicated



**Iowa General Assembly  
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House Resolution 33 - Introduced continued

2 1 themselves to making sure that the music, and the Surf  
2 2 Ballroom, never dies.  
2 3 LSB 2377YH 83  
2 4 jr/nh/5



**Iowa General Assembly  
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# House Resolution 34 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1                                   HOUSE RESOLUTION NO.

1 2           BY WATTS, PAULSEN, WINDSCHITL, ALONS, DEYOE,

1 3                   MAY, BAUDLER, KAUFMANN, TJEPKES, QUIRK,

1 4                   HUSEMAN, KELLEY, DRAKE, TYMESON, SCHULTE,

1 5                   PETTENGILL, SORENSON, HAGENOW, GRASSLEY,

1 6           COWNIE, HELLAND, DE BOEF, FORRISTALL, and MERTZ

1 7 A Resolution declaring that all laws, rules, policies,

1 8     procedures, and regulations relating to the regulation

1 9     and production of electric energy in this state should

1 10    remain under the exclusive jurisdiction, control, and

1 11    authority of this state.

1 12    WHEREAS, electric energy generation is receiving

1 13    heightened emphasis, priority, and scrutiny in an era

1 14    of rising fuel costs, economic uncertainty, and

1 15    increasingly scarce resources; and

1 16    WHEREAS, this state has enacted laws, promulgated

1 17    rules, and developed policies, procedures, and

1 18    regulations recognizing the significance and

1 19    importance of electric energy production and

1 20    regulation to the citizens of this state; and

1 21    WHEREAS, these laws, rules, policies, procedures,

1 22    and regulations have established a regulatory

1 23    framework and incentive structure designed to ensure

1 24    the continued generation of electric energy at

1 25    reasonable rates from a variety of sources, including

1 26    alternate and renewable energy, to meet the needs of

1 27    the citizens of this state; and

1 28    WHEREAS, the general assembly and state agencies,

1 29    divisions, and departments are well-qualified and in

1 30    the best position to assess the electric energy needs



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House Resolution 34 - Introduced continued

2 1 of the citizens of this state and determine the  
2 2 resources available to meet those needs and the degree  
2 3 of regulation required to ensure that those needs are  
2 4 met on an equitable and adequate basis; and  
2 5       WHEREAS, electric energy regulation and policy  
2 6 determination at the global, federal, and regional  
2 7 level may nullify or contradict electric energy  
2 8 regulatory policy in place within this state and  
2 9 reflects interests, concerns, and motivations which  
2 10 are contrary to the best interests of the citizens of  
2 11 this state; NOW THEREFORE,  
2 12       BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
2 13 That the House of Representatives declares that all  
2 14 laws, rules, policies, procedures, and regulations  
2 15 relating to the regulation and production of electric  
2 16 energy in this state should remain under the exclusive  
2 17 jurisdiction, control, and authority of this state;  
2 18 and  
2 19       BE IT FURTHER RESOLVED, That an official copy of  
2 20 this Resolution be prepared and forwarded by the Chief  
2 21 Clerk of the House of Representatives to the members  
2 22 of Iowa's congressional delegation.  
2 23 LSB 2480HH 83  
2 24 rn/nh/14



Iowa General Assembly  
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House Resolution 35 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1 HOUSE RESOLUTION NO.  
1 2 BY ZIRKELBACH, WHITEAD, WINDSCHITL, D. TAYLOR,  
1 3 BAILEY, FICKEN, KEARNS, BUKTA, MASCHER,  
1 4 ALONS, SWEENEY, WATTS, VAN ENGELENHOVEN,  
1 5 TYMESON, THOMAS, GAYMAN, and RANTS  
1 6 A Resolution to protect and preserve the battleship  
1 7 USS Iowa.  
1 8 WHEREAS, in the late 1930s grave threats emerged to  
1 9 America's seapower, as the Nazis began construction of  
1 10 the 50,000-ton Bismarck and the Empire of Japan began  
1 11 construction of a 71,000-ton leviathan, the Yamato;  
1 12 and  
1 13 WHEREAS, America countered those threats with the  
1 14 45,000-ton "Iowa" class of fast battleships, the  
1 15 ultimate in the evolution of the capital ship and also  
1 16 its last hurrah; and  
1 17 WHEREAS, BB=61, the USS Iowa, was commissioned in  
1 18 1943 and was tasked to transport President Franklin D.  
1 19 Roosevelt across the Atlantic to Casablanca, a mission  
1 20 that resulted in the USS Iowa being the only American  
1 21 warship to be equipped with a bathtub; and  
1 22 WHEREAS, the USS Iowa completed her World War II  
1 23 service in the Pacific theater, and later served in  
1 24 the Korean War; and  
1 25 WHEREAS, the USS Iowa earned nine battle stars for  
1 26 World War II service and two for Korean War service;  
1 27 and  
1 28 WHEREAS, the venerable ship was decommissioned for  
1 29 the last time in 1990 and is currently berthed with  
1 30 the National Defense Reserve Fleet at Suisun Bay, near



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House Resolution 35 - Introduced continued

2 1 San Francisco, California; NOW THEREFORE,  
2 2 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
2 3 That the House of Representatives supports all efforts  
2 4 to preserve the USS Iowa as a museum ship and a living  
2 5 memorial to all those who served on her.  
2 6 LSB 2666HH 83  
2 7 jr/rj/5



Iowa General Assembly  
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House Resolution 36 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1 HOUSE RESOLUTION NO.  
1 2 BY FORD  
1 3 A Resolution supporting the expansion of communication  
1 4 technologies that address the unique needs of  
1 5 underserved and economically disadvantaged urban  
1 6 and rural communities.  
1 7 WHEREAS, our nation's role as a world leader  
1 8 depends upon the full development and integration of  
1 9 advanced communication services and information  
1 10 technology, including broadband internet and related  
1 11 digital technologies, into our national and state  
1 12 economy, the communities of this state, and the daily  
1 13 lives of this state's citizens; and  
1 14 WHEREAS, every segment of our economy must be  
1 15 prepared to meet the challenges presented by  
1 16 technological advancements, regardless of geographic  
1 17 location, socio-economic status, or physical or mental  
1 18 ability, and not suffer a disparate impact from lack  
1 19 of access to, or productive use of, technological  
1 20 innovation; and  
1 21 WHEREAS, advanced communication services and  
1 22 information technology can assist in the empowerment  
1 23 of economically disadvantaged urban and rural areas of  
1 24 this state; and  
1 25 WHEREAS, the deployment of advanced communication  
1 26 services and information technology can be assisted by  
1 27 ensuring that the public rights-of-way remain a  
1 28 taxable interest so that its infrastructure may remain  
1 29 whole, that the practice of economic red-lining be  
1 30 ended, and that the integrity of the Universal Service



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House Resolution 36 - Introduced continued

2 1 Fund be maintained; NOW THEREFORE,  
2 2 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
2 3 That the House of Representatives supports and  
2 4 encourages the local, state, and federal development  
2 5 and implementation of public=private broadband  
2 6 partnerships and government=sponsored broadband  
2 7 networks to ensure that economically disadvantaged  
2 8 urban and rural communities have access to affordable  
2 9 advanced communication services and information  
2 10 technology; and  
2 11 BE IT FURTHER RESOLVED, That an official copy of  
2 12 this Resolution be prepared and forwarded by the Chief  
2 13 Clerk of the House of Representatives to the members  
2 14 of Iowa's congressional delegation and the members of  
2 15 the Federal Communications Commission.  
2 16 LSB 2537YH 83  
2 17 rn/nh/5



Iowa General Assembly  
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House Study Bill 276

HOUSE FILE  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON SWAIM)

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

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

A BILL FOR

- 1 An Act relating to offers of settlement in a civil case after a
- 2 lawsuit has been filed.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 2644HC 83
- 5 rh/rj/8



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House Study Bill 276 continued

PAG LIN

1 1 Section 1. Section 677.4, Code 2009, is amended to read as  
1 2 follows:

1 3 677.4 OFFER TO CONFESS JUDGMENT AFTER ACTION BROUGHT.

1 4 After an action for the recovery of money is brought, the  
1 5 defendant or the plaintiff may offer in court to confess  
1 6 judgment for part of the amount claimed, or part of the causes  
1 7 involved in the action.

1 8 Sec. 2. Section 677.5, Code 2009, is amended to read as  
1 9 follows:

1 10 677.5 NONACCEPTANCE == COSTS.

1 11 1. If the plaintiff, being present, refuses to accept  
1 12 judgment for such sum in full of the plaintiff's demands in  
1 13 the action, or, having had three days' notice that the offer  
1 14 would be made, of its amount, and of the time of making it,  
1 15 fails to attend, and on the trial does not recover more than  
1 16 was offered to be confessed, the plaintiff shall pay the costs  
1 17 of the defendant incurred after the offer.

1 18 2. If the defendant, being present, refuses to accept  
1 19 judgment for such sum in full of the defendant's demands in  
1 20 the action, or, having had three days' notice that the offer  
1 21 would be made, of its amount, and of the time of making it,  
1 22 fails to attend, and on the trial does not recover more than  
1 23 was offered to be confessed, the defendant shall pay the costs  
1 24 of the plaintiff incurred after the offer.

1 25 Sec. 3. Section 677.6, Code 2009, is amended to read as  
1 26 follows:

1 27 677.6 EFFECT OF NONACCEPTED OFFER.

1 28 The offer shall not be treated as an admission of the cause  
1 29 of action or amount to which the plaintiff or the defendant  
1 30 was entitled nor be given in evidence upon the trial.

1 31 Sec. 4. Section 677.7, Code 2009, is amended to read as  
1 32 follows:

1 33 677.7 OFFER TO CONFESS AFTER ACTION BROUGHT.

1 34 1. The defendant in an action for the recovery of money  
1 35 only may, at any time after service of notice and before the



Iowa General Assembly  
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House Study Bill 276 continued

2 1 trial, serve upon the plaintiff or the plaintiff's attorney an  
2 2 offer in writing to allow judgment to be taken against the  
2 3 defendant for a specified sum with costs.

2 4 2. The plaintiff in an action for the recovery of money  
2 5 only may, at any time after service of notice and before the  
2 6 trial, serve upon the defendant or the defendant's attorney an  
2 7 offer in writing to allow judgment to be taken against the  
2 8 plaintiff for a specified sum with costs.

2 9 Sec. 5. Section 677.8, Code 2009, is amended to read as  
2 10 follows:

2 11 677.8 ACCEPTANCE == JUDGMENT.

2 12 1. If the plaintiff accepts the offer, and gives notice  
2 13 thereof to the defendant or the defendant's attorney within  
2 14 five days after the offer is made, the offer, and an affidavit  
2 15 that the notice of acceptance was delivered in the time  
2 16 limited, may be filed by the plaintiff, or the defendant may  
2 17 file the acceptance with a copy of the offer, verified by  
2 18 affidavit; and in either case a minute of the offer and  
2 19 acceptance shall be entered upon the judge's calendar, and  
2 20 judgment shall be rendered by the court accordingly.

2 21 2. If the defendant accepts the offer, and gives notice  
2 22 thereof to the plaintiff or the plaintiff's attorney within  
2 23 five days after the offer is made, the offer, and an affidavit  
2 24 that the notice of acceptance was delivered in the time  
2 25 limited, may be filed by the defendant, or the plaintiff may  
2 26 file the acceptance with a copy of the offer, verified by  
2 27 affidavit; and in either case a minute of the offer and  
2 28 acceptance shall be entered upon the judge's calendar, and  
2 29 judgment shall be rendered by the court accordingly.

2 30 Sec. 6. Section 677.10, Code 2009, is amended to read as  
2 31 follows:

2 32 677.10 COSTS.

2 33 1. If the plaintiff fails to obtain judgment for more than  
2 34 was offered by the defendant, the plaintiff cannot recover  
2 35 costs, but shall pay the defendant's costs from the time of



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House Study Bill 276 continued

3 1 the offer.

3 2 2. If the defendant fails to obtain judgment for more than  
3 3 was offered by the plaintiff, the defendant cannot recover  
3 4 costs, but shall pay the plaintiff's costs from the time of  
3 5 the offer.

3 6 Sec. 7. Section 677.11, Code 2009, is amended to read as  
3 7 follows:

3 8 677.11 CONDITIONAL OFFER.

3 9 1. In an action for the recovery of money only, the  
3 10 defendant, having answered, may serve upon the plaintiff or  
3 11 the plaintiff's attorney an offer in writing that, if the  
3 12 defendant fails in the defendant's defense, the amount of  
3 13 recovery shall be assessed at a specified sum.

3 14 2. In an action for the recovery of money only, the  
3 15 plaintiff, having answered, may serve upon the defendant or  
3 16 the defendant's attorney an offer in writing that, if the  
3 17 plaintiff fails in the plaintiff's defense, the amount of  
3 18 recovery shall be assessed at a specified sum.

3 19 Sec. 8. Section 677.12, Code 2009, is amended to read as  
3 20 follows:

3 21 677.12 ACCEPTANCE == EFFECT.

3 22 1. If the plaintiff accepts the offer, and gives notice  
3 23 thereof to the defendant or the defendant's attorney within  
3 24 five days after it was served, or within three days if served  
3 25 in term time, and the defendant fails in the defendant's  
3 26 defense, the judgment shall be for the amount so agreed upon.

3 27 2. If the defendant accepts the offer, and gives notice  
3 28 thereof to the plaintiff or the plaintiff's attorney within  
3 29 five days after it was served, or within three days if served  
3 30 in term time, and the plaintiff fails in the plaintiff's  
3 31 defense, the judgment shall be for the amount so agreed upon.

3 32 Sec. 9. Section 677.13, Code 2009, is amended to read as  
3 33 follows:

3 34 677.13 NONACCEPTANCE == EFFECT.

3 35 1. If the plaintiff does not accept the offer, the



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House Study Bill 276 continued

4 1 plaintiff shall prove the amount to be recovered as if the  
4 2 offer had not been made, and the offer shall not be given in  
4 3 evidence or mentioned on the trial, and if the amount  
4 4 recovered by the plaintiff does not exceed the sum mentioned  
4 5 in the offer, the defendant shall recover the defendant's  
4 6 costs incurred in the defense.

4 7 2. If the defendant does not accept the offer, the  
4 8 defendant shall prove the amount to be recovered as if the  
4 9 offer had not been made, and the offer shall not be given in  
4 10 evidence or mentioned on the trial, and if the amount  
4 11 recovered by the defendant does not exceed the sum mentioned  
4 12 in the offer, the plaintiff shall recover the plaintiff's  
4 13 costs incurred in the defense.

4 14 EXPLANATION

4 15 Current law provides that a defendant may offer in court to  
4 16 settle a lawsuit after the lawsuit is filed for part of the  
4 17 amount claimed, or part of the causes involved in the lawsuit,  
4 18 and contains provisions relating to the legal and financial  
4 19 consequences of acceptance or nonacceptance.

4 20 This bill establishes reciprocal provisions for a plaintiff  
4 21 relating to an offer to confess judgment after a lawsuit has  
4 22 been filed.

4 23 LSB 2644HC 83

4 24 rh/rj/8



**Iowa General Assembly  
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**Senate Amendment 3110**

PAG LIN

1 1 Amend Senate File 137, as passed by the Senate, as  
 1 2 follows:  
 1 3 #1. Page 3, by striking lines 3 through 18 and  
 1 4 inserting the following:  
 1 5 <Sec. \_\_\_\_\_. Section 216.15, subsection 8, paragraph  
 1 6 a, Code 2009, is amended by adding the following new  
 1 7 subparagraph:  
 1 8 NEW SUBPARAGRAPH. (9) For an unfair or  
 1 9 discriminatory practice relating to wage  
 1 10 discrimination pursuant to section 216.6A, payment to  
 1 11 the complainant of damages for an injury caused by the  
 1 12 discriminatory or unfair practice which damages shall  
 1 13 include but are not limited to court costs, reasonable  
 1 14 attorney fees, and either of the following:  
 1 15 (a) An amount equal to two times the wage  
 1 16 differential paid to another employee compared to the  
 1 17 complainant for the period of time for which the  
 1 18 complainant has been discriminated against.  
 1 19 (b) In instances of willful and wanton violation,  
 1 20 an amount equal to three times the wage differential  
 1 21 paid to another employee as compared to the  
 1 22 complainant for the period of time for which the  
 1 23 complainant has been discriminated against.>  
 1 24 #2. By renumbering as necessary.  
 1 25 SF 137.H  
 1 26 ec/cm/25  
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**Senate Amendment 3111**

PAG LIN

1 1 Amend the amendment, S=3073, to Senate File 389, as  
 1 2 follows:  
 1 3 #1. Page 4, line 1, by inserting after the word  
 1 4 <designated,> the following: <twenty=five percent of  
 1 5 such funding shall be deposited in the safety net  
 1 6 provider network workforce shortage account to be used  
 1 7 for the purposes of the account and the remainder of>.  
 1 8 #2. Page 5, by striking lines 2 through 7, and  
 1 9 inserting the following: <providers. The department  
 1 10 of public health in>.  
 1 11 #3. Page 6, by striking lines 27 through 36, and  
 1 12 inserting the following:  
 1 13 <2. Each nursing facility in this state that is  
 1 14 not recognized by the Internal Revenue Code as a  
 1 15 nonprofit organization or entity shall submit as part  
 1 16 of the annual cost report to the department of human  
 1 17 services, the information required to be submitted by  
 1 18 nonprofit nursing facilities pursuant to subsection 1.  
 1 19 Following submission of such annual cost reports by  
 1 20 the nursing facilities specified under this  
 1 21 subsection, the department of human services shall  
 1 22 submit only the information required under this  
 1 23 subsection to the department of public health and the  
 1 24 legislative services agency.>  
 1 25  
 1 26  
 1 27  
 1 28 JOE BOLKCOM  
 1 29  
 1 30  
 1 31  
 1 32 MATT McCOY  
 1 33 SF 389.205 83  
 1 34 pf/nh/22986  
 1 35  
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Iowa General Assembly  
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**Senate Amendment 3112**

PAG LIN

1 1 Amend Senate File 153 as follows:  
 1 2 #1. Page 1, line 10, by striking the words <a  
 1 3 nurse> and inserting the following: <an advanced  
 1 4 registered nurse>.  
 1 5 #2. Page 1, line 35, by striking the words <a  
 1 6 nurse> and inserting the following: <an advanced  
 1 7 registered nurse>.  
 1 8 #3. Page 2, line 20, by striking the words <nurse>  
 1 9 and inserting the following: <advanced registered  
 1 10 nurse>.  
 1 11 #4. Page 3, line 10, by striking the words <a  
 1 12 nurse> and inserting the following: <an advanced  
 1 13 registered nurse>.  
 1 14 #5. Page 4, line 1, by striking the words <a  
 1 15 nurse> and inserting the following: <an advanced  
 1 16 registered nurse>.  
 1 17 #6. Page 4, line 20, by striking the word <nurse>  
 1 18 and inserting the following: <advanced registered  
 1 19 nurse>.  
 1 20 #7. Title page, line 2, by striking the word  
 1 21 <nurse> and inserting the following: <advanced  
 1 22 registered nurse>.  
 1 23  
 1 24  
 1 25  
 1 26 WILLIAM DOTZLER  
 1 27 SF 153.201 83  
 1 28 jr/nh/22121  
 1 29  
 1 30  
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## Senate Amendment 3113

PAG LIN

1 1 Amend Senate File 280 as follows:  
 1 2 #1. By striking everything after the enacting  
 1 3 clause and inserting the following:  
 1 4 <Section 1. Section 613.17, subsection 1,  
 1 5 unnumbered paragraph 1, Code 2009, is amended to read  
 1 6 as follows:  
 1 7 A person, who in good faith renders emergency care  
 1 8 or assistance without compensation, shall not be  
 1 9 liable for any civil damages for acts or omissions  
 1 10 occurring at the place of an emergency or accident or  
 1 11 while the person is in transit to or from the  
 1 12 emergency or accident or while the person is at or  
 1 13 being moved to or from an emergency shelter unless  
 1 14 such acts or omissions constitute recklessness or  
 1 15 willful and wanton misconduct. An emergency includes  
 1 16 but is not limited to a disaster as defined in section  
 1 17 29C.2 or the period of time immediately following a  
 1 18 disaster for which the governor has issued a  
 1 19 proclamation of a disaster emergency pursuant to  
 1 20 section 29C.6.>

1 21  
 1 22  
 1 23  
 1 24 ROBERT M. HOGG  
 1 25 SF 280.301 83  
 1 26 tm/rj/22747  
 1 27  
 1 28  
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**Senate Amendment 3114**

PAG LIN

1 1 Amend Senate File 336 as follows:  
1 2 #1. Page 1, by striking lines 16 and 17.  
1 3 #2. Title page, by striking lines 2 and 3 and  
1 4 inserting the following: <tourism program  
1 5 requirements.>  
1 6  
1 7  
1 8  
1 9 ROBERT M. HOGG  
1 10 SF 336.302 83  
1 11 rj/nh/23006  
1 12  
1 13  
1 14  
1 15  
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## Senate Amendment 3115

PAG LIN

1 1 Amend the amendment, S=3072, to Senate File 389, as  
 1 2 follows:  
 1 3 #1. Page 8, by inserting after line 32, the  
 1 4 following:  
 1 5 <#\_\_\_\_. Page 27, line 27, by inserting after the  
 1 6 word <for> the following: <an individual who meets  
 1 7 the requirements of section 513B.2, subsection 14,  
 1 8 paragraph "a", "b", "c", "d", or "e", and who is>.  
 1 9 #\_\_\_\_. Page 28, line 12, by inserting after the  
 1 10 word <for> the following: <an individual who meets  
 1 11 the requirements of section 513B.2, subsection 14,  
 1 12 paragraph "a", "b", "c", or "e", and who is>.  
 1 13 #\_\_\_\_. Page 28, line 24, by inserting after the  
 1 14 word <for> the following: <an individual who meets  
 1 15 the requirements of section 513B.2, subsection 14,  
 1 16 paragraph "a", "b", "c", "d", or "e", and who is>.  
 1 17 #2. Page 8, line 43, by inserting after the word  
 1 18 <for> the following: <an individual who meets the  
 1 19 requirements of section 513B.2, subsection 14,  
 1 20 paragraph "a", "b", "c", "d", or "e", and who is>.  
 1 21 #3. By renumbering as necessary.  
 1 22  
 1 23  
 1 24  
 1 25 JACK HATCH  
 1 26 SF 389.210 83  
 1 27 av/rj/23009  
 1 28  
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# Senate Amendment 3116

PAG LIN

1 1 Amend Senate File 279 as follows:  
1 2 #1. Page 1, line 15, by inserting after the word  
1 3 <petition> the following: <and landowner  
1 4 notification>.  
1 5  
1 6  
1 7  
1 8 WILLIAM HECKROTH  
1 9 SF 279.701 83  
1 10 rn/nh/23013  
1 11  
1 12  
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Senate Amendment 3117

PAG LIN

1 1 Amend Senate File 133 as follows:  
1 2 #1. Page 1, by striking lines 26 through 32 and  
1 3 inserting the following: <the political subdivision  
1 4 has made a good faith effort>.  
1 5 #2. Page 1, line 33, by inserting after the words  
1 6 <appoint a> the following: <qualified>.  
1 7 #3. Page 2, line 1, by inserting after the word  
1 8 <appointment.> the following: <In complying with the  
1 9 requirements of this subsection, political  
1 10 subdivisions shall utilize a fair and unbiased method  
1 11 of selecting the best qualified applicants. This  
1 12 subsection shall not prohibit an individual whose term  
1 13 expires prior to January 1, 2012, from being  
1 14 reappointed even though the reappointment continues an  
1 15 inequity in gender balance.>  
1 16  
1 17  
1 18  
1 19 STEVE SODDERS  
1 20 SF 133.702 83  
1 21 ec/rj/22031  
1 22  
1 23  
1 24  
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# Senate Amendment 3118

PAG LIN

1 1 Amend Senate File 443 as follows:  
1 2 #1. Page 2, line 6, by inserting after the word  
1 3 <during> the following: <regularly staffed>.  
1 4  
1 5  
1 6  
1 7 STEVEN J. SODDERS  
1 8  
1 9  
1 10  
1 11 DAVID HARTSUCH  
1 12 SF 443.701 83  
1 13 ak/sc/23011  
1 14  
1 15  
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**Senate Amendment 3119**

PAG LIN

1 1 Amend Senate File 339 as follows:  
1 2 #1. Page 9, line 20, by striking the word <forty>  
1 3 and inserting the following: <thirty>.  
1 4  
1 5  
1 6  
1 7 THOMAS RIELLY  
1 8 SF 339.701 83  
1 9 tm/nh/23018  
1 10  
1 11  
1 12  
1 13  
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# Senate Amendment 3120

PAG LIN

1 1 Amend the amendment, S=3108, to Senate File 339, as  
1 2 follows:  
1 3 #1. Page 1, by striking line 33 and inserting the  
1 4 following: <the appropriate interest>.  
1 5  
1 6  
1 7  
1 8 THOMAS RIELLY  
1 9 SF 339.702 83  
1 10 tm/nh/23019  
1 11  
1 12  
1 13  
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Senate Amendment 3121

PAG LIN

1 1 Amend Senate File 447 as follows:  
1 2 #1. Page 1, by inserting after line 15 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 455C.5, subsection 2, Code  
1 5 2009, is amended by adding the following new  
1 6 paragraph:  
1 7 NEW PARAGRAPH. d. For beverage containers  
1 8 containing wine as defined in section 123.3.>  
1 9 #2. Title page, line 1, by inserting after the  
1 10 word <concerning> the following: <wine, including  
1 11 statements of refund value on wine beverage containers  
1 12 and the>.  
1 13 #3. By renumbering as necessary.  
1 14  
1 15  
1 16  
1 17 BRAD ZAUN  
1 18 SF 447.701 83  
1 19 ec/nh/22582  
1 20  
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## Senate Amendment 3122

PAG LIN

1 1 Amend Senate File 250 as follows:  
1 2 #1. Page 1, line 3, by inserting after the word  
1 3 <program> the following: <and application process>.  
1 4 #2. Page 1, line 19, by inserting after the word  
1 5 and figure <chapter 158.> the following: <An  
1 6 applicant shall be required to have enrolled in a  
1 7 postsecondary educational institution no earlier than  
1 8 the school year beginning July 1, 2008.>  
1 9  
1 10  
1 11  
1 12 STEVE SODDERS  
1 13 SF 250.201 83  
1 14 ak/nh/22767  
1 15  
1 16  
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1 18  
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**Senate Amendment 3123**

PAG LIN

1 1 Amend Senate File 367 as follows:  
 1 2 #1. Page 1, by striking lines 1 and 2.  
 1 3 #2. Page 1, line 6, by striking the figure <2010>  
 1 4 and inserting the following: <2013>.  
 1 5 #3. Page 1, line 18, by striking the figure <2010>  
 1 6 and inserting the following: <2013>.  
 1 7 #4. By striking page 1, line 19, through page 2,  
 1 8 line 11, and inserting the following:  
 1 9 <Sec. \_\_\_\_\_. Section 262.9, subsection 4, unnumbered  
 1 10 paragraph 1, Code 2009, is amended to read as follows:  
 1 11 Manage and control the property, both real and  
 1 12 personal, belonging to the institutions. For any  
 1 13 construction project beginning on or after July 1,  
 1 14 2013, the project must incorporate applicable storm  
 1 15 water management standards adopted pursuant to section  
 1 16 455B.277A. The board shall purchase or require the  
 1 17 purchase of, when the price is reasonably competitive  
 1 18 and the quality as intended, soybean-based inks. All  
 1 19 inks purchased that are used internally or are  
 1 20 contracted for by the board shall be soybean-based to  
 1 21 the extent formulations for such inks are available.>  
 1 22 #5. Page 2, line 14, by striking the word  
 1 23 <January> and inserting the following: <July>.  
 1 24 #6. Page 2, line 24, by striking the figure <2010>  
 1 25 and inserting the following: <2013>.  
 1 26 #7. Page 2, line 28, by striking the figure <2010>  
 1 27 and inserting the following: <2013>.  
 1 28 #8. By striking page 2, line 33, through page 6,  
 1 29 line 8.  
 1 30 #9. Title page, by striking line 1 and inserting  
 1 31 the following: <An Act relating to storm water  
 1 32 management standards.>  
 1 33  
 1 34  
 1 35  
 1 36 PAM JOCHUM  
 1 37 SF 367.201 83  
 1 38 tm/sc/23024  
 1 39  
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**Senate Amendment 3124**

PAG LIN

1 1 Amend House File 311, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 1, by striking lines 8 through 12, and  
 1 4 inserting the following: <licensed under chapter 148.  
 1 5 Such coverage benefits for>.  
 1 6 #2. Page 2, by inserting after line 9, the  
 1 7 following:  
 1 8 <3. Notwithstanding subsection 1, a policy,  
 1 9 contract, or plan providing for third-party payment or  
 1 10 prepayment of health or medical expenses that is  
 1 11 issued for use in connection with a health savings  
 1 12 account as authorized under Title XII of the Medicare  
 1 13 Prescription Drug, Improvement, and Modernization Act  
 1 14 of 2003, Pub. L. No. 108=173, may impose the same  
 1 15 deductibles and out-of-pocket limits on the  
 1 16 prosthetics coverage benefits required in this section  
 1 17 that apply to substantially all health, medical, and  
 1 18 surgical coverage benefits under the policy, contract,  
 1 19 or plan.>  
 1 20  
 1 21  
 1 22  
 1 23 COMMITTEE ON COMMERCE  
 1 24 STEVE WARNSTADT, CHAIRPERSON  
 1 25 HF 311.703 83  
 1 26 av/rj/22587  
 1 27  
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**Senate Study Bill 1310**

SENATE/HOUSE FILE  
BY (PROPOSED GOVERNOR'S  
BUDGET BILL)

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

**A BILL FOR**

1 An Act relating to and making appropriations to certain state  
2 departments, agencies, funds, and certain other entities,  
3 providing for regulatory authority, and other properly related  
4 matters.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 1009XG 83  
7 ec/tm:jp/24



**Iowa General Assembly  
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Senate Study Bill 1310 continued

PAG LIN

1 1 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.  
 1 2 1. There is appropriated from the general fund of the  
 1 3 state to the department of administrative services for the  
 1 4 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
 1 5 the following amounts, or so much thereof as is necessary, to  
 1 6 be used for the purposes designated:  
 1 7 a. For salaries, support, maintenance, and miscellaneous  
 1 8 purposes:  
 1 9 ..... \$ 5,906,306  
 1 10 b. For the payment of utility costs:  
 1 11 ..... \$ 3,806,389  
 1 12 Notwithstanding section 8.33, any excess funds appropriated  
 1 13 for utility costs in this lettered paragraph shall not revert  
 1 14 to the general fund of the state at the end of the fiscal year  
 1 15 but shall remain available for expenditure for the purposes of  
 1 16 this lettered paragraph during the succeeding fiscal year.  
 1 17 It is the intent of the general assembly that the  
 1 18 department shall reduce utility costs through energy  
 1 19 conservation practices. The goal of the general assembly is  
 1 20 to reduce energy use by 10 percent to save money, conserve  
 1 21 energy resources, and reduce pollution.  
 1 22 2. Members of the general assembly serving as members of  
 1 23 the deferred compensation advisory board shall be entitled to  
 1 24 receive per diem and necessary travel and actual expenses  
 1 25 pursuant to section 2.10, subsection 5, while carrying out  
 1 26 their official duties as members of the board.  
 1 27 3. Any funds and premiums collected by the department for  
 1 28 workers' compensation shall be segregated into a separate  
 1 29 workers' compensation fund in the state treasury and are  
 1 30 appropriated to the department to be used for payment of state  
 1 31 employees' workers' compensation claims and administrative  
 1 32 costs. Notwithstanding section 8.33, unencumbered or  
 1 33 unobligated moneys remaining in this workers' compensation  
 1 34 fund at the end of the fiscal year shall not revert but shall  
 1 35 be available for expenditure for purposes of the fund for



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Senate Study Bill 1310 continued

2 1 subsequent fiscal years.

2 2     Sec. 2. REVOLVING FUNDS. There is appropriated to the  
2 3 department of administrative services for the fiscal year  
2 4 beginning July 1, 2009, and ending June 30, 2010, from the  
2 5 revolving funds designated in chapter 8A and from internal  
2 6 service funds created by the department such amounts as the  
2 7 department deems necessary for the operation of the department  
2 8 consistent with the requirements of chapter 8A.

2 9     Sec. 3. FUNDING FOR IOWACCESS.

2 10     1. Notwithstanding section 321A.3, subsection 1, for the  
2 11 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
2 12 the first \$1,000,000 collected and transferred by the  
2 13 department of transportation to the treasurer of state with  
2 14 respect to the fees for transactions involving the furnishing  
2 15 of a certified abstract of a vehicle operating record under  
2 16 section 321A.3, subsection 1, shall be transferred to the  
2 17 IowAccess revolving fund established by section 8A.224 and  
2 18 administered by the department of administrative services for  
2 19 the purposes of developing, implementing, maintaining, and  
2 20 expanding electronic access to government records as provided  
2 21 by law.

2 22     2. All fees collected with respect to transactions  
2 23 involving IowAccess shall be deposited in the IowAccess  
2 24 revolving fund and shall be used only for the support of  
2 25 IowAccess projects.

2 26     Sec. 4. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION  
2 27 CHARGE. For the fiscal year beginning July 1, 2009, and  
2 28 ending June 30, 2010, the monthly per contract administrative  
2 29 charge which may be assessed by the department of  
2 30 administrative services shall be \$2 per contract on all health  
2 31 insurance plans administered by the department.

2 32     Sec. 5. AUDITOR OF STATE. There is appropriated from the  
2 33 general fund of the state to the office of the auditor of  
2 34 state for the fiscal year beginning July 1, 2009, and ending  
2 35 June 30, 2010, the following amount, or so much thereof as is



**Iowa General Assembly  
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Senate Study Bill 1310 continued

3 1 necessary, to be used for the purposes designated:  
 3 2     For salaries, support, maintenance, and miscellaneous  
 3 3 purposes:  
 3 4 ..... \$ 1,153,501  
 3 5     Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
 3 6 is appropriated from the general fund of the state to the Iowa  
 3 7 ethics and campaign disclosure board for the fiscal year  
 3 8 beginning July 1, 2009, and ending June 30, 2010, the  
 3 9 following amount, or so much thereof as is necessary, for the  
 3 10 purposes designated:  
 3 11     For salaries, support, maintenance, and miscellaneous  
 3 12 purposes:  
 3 13 ..... \$ 502,334  
 3 14     Sec. 7. DEPARTMENT OF COMMERCE. There is appropriated  
 3 15 from the general fund of the state to the department of  
 3 16 commerce for the fiscal year beginning July 1, 2009, and  
 3 17 ending June 30, 2010, the following amounts, or so much  
 3 18 thereof as is necessary, for the purposes designated:  
 3 19     1. ALCOHOLIC BEVERAGES DIVISION  
 3 20     For salaries, support, maintenance, and miscellaneous  
 3 21 purposes:  
 3 22 ..... \$ 1,945,135  
 3 23     2. BANKING DIVISION  
 3 24     a. Banking. For salaries, support, maintenance, and  
 3 25 miscellaneous purposes:  
 3 26 ..... \$ 7,813,429  
 3 27     b. Professional licensing and regulation. For salaries,  
 3 28 support, maintenance, and miscellaneous purposes:  
 3 29 ..... \$ 872,842  
 3 30     3. CREDIT UNION DIVISION  
 3 31     For salaries, support, maintenance, and miscellaneous  
 3 32 purposes:  
 3 33 ..... \$ 1,558,732  
 3 34     4. INSURANCE DIVISION  
 3 35     a. For salaries, support, maintenance, and miscellaneous



**Iowa General Assembly  
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Senate Study Bill 1310 continued

4 1 purposes:  
 4 2 ..... \$ 4,563,937  
 4 3 b. The insurance division may reallocate authorized full=  
 4 4 time equivalent positions as necessary to respond to  
 4 5 accreditation recommendations or requirements. The insurance  
 4 6 division expenditures for examination purposes may exceed the  
 4 7 projected receipts, refunds, and reimbursements, estimated  
 4 8 pursuant to section 505.7, subsection 7, including the  
 4 9 expenditures for retention of additional personnel, if the  
 4 10 expenditures are fully reimbursable and the division first  
 4 11 does both of the following:  
 4 12 (1) Notifies the department of management, the legislative  
 4 13 services agency, and the legislative fiscal committee of the  
 4 14 need for the expenditures.  
 4 15 (2) Files with each of the entities named in subparagraph  
 4 16 (1) the legislative and regulatory justification for the  
 4 17 expenditures, along with an estimate of the expenditures.  
 4 18 c. The insurance division shall allocate \$10,000 from the  
 4 19 examination receipts for the payment of its fees to the  
 4 20 national conference of insurance legislators.  
 4 21 5. UTILITIES DIVISION  
 4 22 a. For salaries, support, maintenance, and miscellaneous  
 4 23 purposes:  
 4 24 ..... \$ 7,021,696  
 4 25 b. The utilities division may expend additional funds,  
 4 26 including funds for additional personnel, if those additional  
 4 27 expenditures are actual expenses which exceed the funds  
 4 28 budgeted for utility regulation and the expenditures are fully  
 4 29 reimbursable. Before the division expends or encumbers an  
 4 30 amount in excess of the funds budgeted for regulation, the  
 4 31 division shall first do both of the following:  
 4 32 (1) Notify the department of management, the legislative  
 4 33 services agency, and the legislative fiscal committee of the  
 4 34 need for the expenditures.  
 4 35 (2) File with each of the entities named in subparagraph



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5 1 (1) the legislative and regulatory justification for the  
 5 2 expenditures, along with an estimate of the expenditures.  
 5 3 c. Notwithstanding sections 8.33 and 476.10 or any other  
 5 4 provision to the contrary, any balance of the appropriation  
 5 5 made in this subsection for the utilities division or any  
 5 6 other operational appropriation made for the fiscal year  
 5 7 beginning July 1, 2009, and ending June 30, 2010, that remains  
 5 8 unused, unencumbered, or unobligated at the close of the  
 5 9 fiscal year shall not revert but shall remain available to be  
 5 10 used for purposes of the energy=efficient building project  
 5 11 authorized under section 476.10B, or for relocation costs in  
 5 12 succeeding fiscal years.

5 13 6. CHARGES == TRAVEL

5 14 Each division and the office of consumer advocate shall  
 5 15 include in its charges assessed or revenues generated an  
 5 16 amount sufficient to cover the amount stated in its  
 5 17 appropriation and any state=assessed indirect costs determined  
 5 18 by the department of administrative services. The director of  
 5 19 the department of commerce shall review on a quarterly basis  
 5 20 all out=of=state travel for the previous quarter for officers  
 5 21 and employees of each division of the department if the travel  
 5 22 is not already authorized by the executive council.

5 23 Sec. 8. DEPARTMENT OF COMMERCE == PROFESSIONAL LICENSING  
 5 24 AND REGULATION BUREAU. There is appropriated from the housing  
 5 25 trust fund of the Iowa finance authority, to the bureau of  
 5 26 professional licensing and regulation of the banking division  
 5 27 of the department of commerce for the fiscal year beginning  
 5 28 July 1, 2009, and ending June 30, 2010, the following amount,  
 5 29 or so much thereof as is necessary, to be used for the  
 5 30 purposes designated:

5 31 For salaries, support, maintenance, and miscellaneous  
 5 32 purposes:  
 5 33 ..... \$ 62,317

5 34 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is  
 5 35 appropriated from the general fund of the state to the offices



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6 1 of the governor and the lieutenant governor for the fiscal  
 6 2 year beginning July 1, 2009, and ending June 30, 2010, the  
 6 3 following amounts, or so much thereof as is necessary, to be  
 6 4 used for the purposes designated:

6 5     1. GENERAL OFFICE  
 6 6         For salaries, support, maintenance, and miscellaneous  
 6 7 purposes for the general office of the governor and the  
 6 8 general office of the lieutenant governor:  
 6 9 ..... \$ 2,370,208

6 10    2. TERRACE HILL QUARTERS  
 6 11         For salaries, support, maintenance, and miscellaneous  
 6 12 purposes for the governor's quarters at Terrace Hill:  
 6 13 ..... \$ 481,868

6 14    3. ADMINISTRATIVE RULES COORDINATOR  
 6 15         For salaries, support, maintenance, and miscellaneous  
 6 16 purposes for the office of administrative rules coordinator:  
 6 17 ..... \$ 164,143

6 18    4. NATIONAL GOVERNORS ASSOCIATION  
 6 19         For payment of Iowa's membership in the national governors  
 6 20 association:  
 6 21 ..... \$ 74,231

6 22    5. STATE=FEDERAL RELATIONS  
 6 23         For salaries, support, maintenance, and miscellaneous  
 6 24 purposes for the office for state=federal relations:  
 6 25 ..... \$ 132,055

6 26    Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY.  
 6 27     1. There is appropriated from the general fund of the  
 6 28 state to the governor's office of drug control policy for the  
 6 29 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
 6 30 the following amount, or so much thereof as is necessary, to  
 6 31 be used for the purposes designated:

6 32     a. For salaries, support, maintenance, and miscellaneous  
 6 33 purposes, including statewide coordination of the drug abuse  
 6 34 resistance education (D.A.R.E.) programs or similar programs:  
 6 35 ..... \$ 339,868



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7 1       b. For support of multijurisdictional drug enforcement  
 7 2 programs:  
 7 3 ..... \$ 1,612,111  
 7 4       It is the intent of the general assembly that the  
 7 5 governor's office of drug control policy maximize efforts with  
 7 6 federal agencies concerning drug enforcement programs to avoid  
 7 7 duplication of services.  
 7 8       The programs shall provide for at least a 25 percent local  
 7 9 match.  
 7 10      2. The governor's office of drug control policy, in  
 7 11 consultation with the department of public health, and after  
 7 12 discussion and collaboration with all interested agencies,  
 7 13 shall coordinate substance abuse treatment and prevention  
 7 14 efforts in order to avoid duplication of services.  
 7 15      Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is  
 7 16 appropriated from the general fund of the state to the  
 7 17 department of human rights for the fiscal year beginning July  
 7 18 1, 2009, and ending June 30, 2010, the following amounts, or  
 7 19 so much thereof as is necessary, to be used for the purposes  
 7 20 designated:  
 7 21      1. CENTRAL ADMINISTRATION DIVISION  
 7 22       For salaries, support, maintenance, and miscellaneous  
 7 23 purposes:  
 7 24 ..... \$ 321,721  
 7 25      2. DEAF SERVICES DIVISION  
 7 26       For salaries, support, maintenance, and miscellaneous  
 7 27 purposes:  
 7 28 ..... \$ 397,243  
 7 29      3. STATUS OF IOWANS OF ASIAN AND PACIFIC ISLANDER HERITAGE  
 7 30 DIVISION  
 7 31       For salaries, support, maintenance, and miscellaneous  
 7 32 purposes:  
 7 33 ..... \$ 139,930  
 7 34      4. PERSONS WITH DISABILITIES DIVISION  
 7 35       For salaries, support, maintenance, and miscellaneous



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8 1 purposes:  
8 2 ..... \$ 218,721  
8 3 5. LATINO AFFAIRS DIVISION  
8 4 For salaries, support, maintenance, and miscellaneous  
8 5 purposes:  
8 6 ..... \$ 186,775  
8 7 6. STATUS OF WOMEN DIVISION  
8 8 For salaries, support, maintenance, and miscellaneous  
8 9 purposes, including the Iowans in transition program and the  
8 10 domestic violence and sexual assault-related grants:  
8 11 ..... \$ 331,270  
8 12 7. STATUS OF AFRICAN-AMERICANS DIVISION  
8 13 For salaries, support, maintenance, and miscellaneous  
8 14 purposes:  
8 15 ..... \$ 174,920  
8 16 8. NATIVE AMERICAN AFFAIRS DIVISION  
8 17 For travel reimbursement for members and operations of the  
8 18 commission on Native American affairs:  
8 19 ..... \$ 5,526  
8 20 9. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION  
8 21 For salaries, support, maintenance, and miscellaneous  
8 22 purposes:  
8 23 ..... \$ 1,497,006  
8 24 The criminal and juvenile justice planning advisory council  
8 25 and the juvenile justice advisory council shall coordinate  
8 26 their efforts in carrying out their respective duties relative  
8 27 to juvenile justice.  
8 28 10. SHARED STAFF  
8 29 The divisions of the department of human rights shall  
8 30 retain their individual administrators, but shall share staff  
8 31 to the greatest extent possible.  
8 32 Sec. 12. DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
8 33 appropriated from the general fund of the state to the  
8 34 department of inspections and appeals for the fiscal year  
8 35 beginning July 1, 2009, and ending June 30, 2010, the



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9 1 following amounts, or so much thereof as is necessary, for the  
 9 2 purposes designated:

9 3     1. ADMINISTRATION DIVISION  
 9 4     For salaries, support, maintenance, and miscellaneous  
 9 5 purposes:  
 9 6 ..... \$ 2,102,679  
 9 7     As a condition of receiving funding appropriated in this  
 9 8 subsection, the department shall maintain the targeted small  
 9 9 business certification employee position within the division.

9 10    2. ADMINISTRATIVE HEARINGS DIVISION  
 9 11    For salaries, support, maintenance, and miscellaneous  
 9 12 purposes:  
 9 13 ..... \$ 710,310

9 14    3. INVESTIGATIONS DIVISION  
 9 15    For salaries, support, maintenance, and miscellaneous  
 9 16 purposes:  
 9 17 ..... \$ 1,523,738

9 18    4. HEALTH FACILITIES DIVISION  
 9 19    For salaries, support, maintenance, and miscellaneous  
 9 20 purposes:  
 9 21 ..... \$ 2,344,271

9 22    5. EMPLOYMENT APPEAL BOARD  
 9 23    For salaries, support, maintenance, and miscellaneous  
 9 24 purposes:  
 9 25 ..... \$ 53,972  
 9 26    The employment appeal board shall be reimbursed by the  
 9 27 labor services division of the department of workforce  
 9 28 development for all costs associated with hearings conducted  
 9 29 under chapter 91C, related to contractor registration. The  
 9 30 board may expend, in addition to the amount appropriated under  
 9 31 this subsection, additional amounts as are directly billable  
 9 32 to the labor services division under this subsection and to  
 9 33 retain the additional full-time equivalent positions as needed  
 9 34 to conduct hearings required pursuant to chapter 91C.

9 35    6. CHILD ADVOCACY BOARD



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10 1 For foster care review and the court appointed special  
 10 2 advocate program, including salaries, support, maintenance,  
 10 3 and miscellaneous purposes:  
 10 4 ..... \$ 2,674,696  
 10 5 a. The department of human services, in coordination with  
 10 6 the child advocacy board and the department of inspections and  
 10 7 appeals, shall submit an application for funding available  
 10 8 pursuant to Title IV-E of the federal Social Security Act for  
 10 9 claims for child advocacy board administrative review costs.  
 10 10 b. The court appointed special advocate program shall  
 10 11 investigate and develop opportunities for expanding fund=  
 10 12 raising for the program.  
 10 13 c. Administrative costs charged by the department of  
 10 14 inspections and appeals for items funded under this subsection  
 10 15 shall not exceed 4 percent of the amount appropriated in this  
 10 16 subsection.  
 10 17 d. Notwithstanding any provision of sections 237.18 and  
 10 18 237.20 to the contrary, the child advocacy board may establish  
 10 19 up to six pilot projects using alternative policies to guide  
 10 20 the selection of cases and the procedures used by local  
 10 21 citizen foster care review boards as they review cases of  
 10 22 children who received or are receiving foster care or other  
 10 23 out-of-home placement services while under the supervision of  
 10 24 the department of human services. Policies to guide the pilot  
 10 25 project case selection, review time frames and reporting  
 10 26 formats shall be approved by the department of human services,  
 10 27 state court administrator, and the chief judge of any judicial  
 10 28 district in which a pilot project is to be implemented. The  
 10 29 child advocacy board shall report to the governor and general  
 10 30 assembly by February 1, 2010, on the progress of any new  
 10 31 approaches and their impact on efficiencies and case outcomes.  
 10 32 Sec. 13. RACING AND GAMING COMMISSION.  
 10 33 1. RACETRACK REGULATION  
 10 34 There is appropriated from the general fund of the state to  
 10 35 the racing and gaming commission of the department of



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11 1 inspections and appeals for the fiscal year beginning July 1,  
11 2 2009, and ending June 30, 2010, the following amount, or so  
11 3 much thereof as is necessary, to be used for the purposes  
11 4 designated:

11 5     For salaries, support, maintenance, and miscellaneous  
11 6 purposes for the regulation of pari-mutuel racetracks:  
11 7 ..... \$ 2,643,108

11 8     2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

11 9     There is appropriated from the general fund of the state to  
11 10 the racing and gaming commission of the department of  
11 11 inspections and appeals for the fiscal year beginning July 1,  
11 12 2009, and ending June 30, 2010, the following amount, or so  
11 13 much thereof as is necessary, to be used for the purposes  
11 14 designated:

11 15     For salaries, support, maintenance, and miscellaneous  
11 16 purposes for administration and enforcement of the excursion  
11 17 boat gambling and gambling structure laws:  
11 18 ..... \$ 3,039,024

11 19     Sec. 14. ROAD USE TAX FUND APPROPRIATION == DEPARTMENT OF  
11 20 INSPECTIONS AND APPEALS. There is appropriated from the road  
11 21 use tax fund to the administrative hearings division of the  
11 22 department of inspections and appeals for the fiscal year  
11 23 beginning July 1, 2009, and ending June 30, 2010, the  
11 24 following amount, or so much thereof as is necessary, for the  
11 25 purposes designated:

11 26     For salaries, support, maintenance, and miscellaneous  
11 27 purposes:  
11 28 ..... \$ 1,623,897

11 29     Sec. 15. DEPARTMENT OF MANAGEMENT. There is appropriated  
11 30 from the general fund of the state to the department of  
11 31 management for the fiscal year beginning July 1, 2009, and  
11 32 ending June 30, 2010, the following amounts, or so much  
11 33 thereof as is necessary, to be used for the purposes  
11 34 designated:

11 35     For salaries, support, maintenance, and miscellaneous



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12 1 purposes:  
 12 2 ..... \$ 3,042,135  
 12 3 Of the moneys appropriated in this section, the department  
 12 4 shall use a portion for enterprise resource planning,  
 12 5 providing for a salary model administrator, conducting  
 12 6 performance audits, and for the department's LEAN process.  
 12 7 The department of management budget for the fiscal year  
 12 8 beginning July 1, 2010, as proposed by the department and the  
 12 9 governor, shall include funding for director and assistant  
 12 10 director positions at the Tim Shields center for governing  
 12 11 excellence in Iowa under section 8.69.  
 12 12 Sec. 16. ROAD USE TAX APPROPRIATION. There is  
 12 13 appropriated from the road use tax fund to the department of  
 12 14 management for the fiscal year beginning July 1, 2009, and  
 12 15 ending June 30, 2010, the following amount, or so much thereof  
 12 16 as is necessary, to be used for the purposes designated:  
 12 17 For salaries, support, maintenance, and miscellaneous  
 12 18 purposes:  
 12 19 ..... \$ 56,000  
 12 20 Sec. 17. DEPARTMENT OF REVENUE. There is appropriated  
 12 21 from the general fund of the state to the department of  
 12 22 revenue for the fiscal year beginning July 1, 2009, and ending  
 12 23 June 30, 2010, the following amounts, or so much thereof as is  
 12 24 necessary, to be used for the purposes designated:  
 12 25 For salaries, support, maintenance, and miscellaneous  
 12 26 purposes:  
 12 27 ..... \$ 24,620,697  
 12 28 Of the funds appropriated pursuant to this section,  
 12 29 \$400,000 shall be used to pay the direct costs of compliance  
 12 30 related to the collection and distribution of local sales and  
 12 31 services taxes imposed pursuant to chapters 423B and 423E.  
 12 32 The director of revenue shall prepare and issue a state  
 12 33 appraisal manual and the revisions to the state appraisal  
 12 34 manual as provided in section 421.17, subsection 17, without  
 12 35 cost to a city or county.



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13 1       Sec. 18. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
 13 2 appropriated from the motor fuel tax fund created by section  
 13 3 452A.77 to the department of revenue for the fiscal year  
 13 4 beginning July 1, 2009, and ending June 30, 2010, the  
 13 5 following amount, or so much thereof as is necessary, to be  
 13 6 used for the purposes designated:  
 13 7       For salaries, support, maintenance, and miscellaneous  
 13 8 purposes for administration and enforcement of the provisions  
 13 9 of chapter 452A and the motor vehicle use tax program:  
 13 10 ..... \$ 1,305,775

13 11       Sec. 19. SECRETARY OF STATE. There is appropriated from  
 13 12 the general fund of the state to the office of the secretary  
 13 13 of state for the fiscal year beginning July 1, 2009, and  
 13 14 ending June 30, 2010, the following amounts, or so much  
 13 15 thereof as is necessary, to be used for the purposes  
 13 16 designated:

13 17       1. ADMINISTRATION AND ELECTIONS  
 13 18       For salaries, support, maintenance, and miscellaneous  
 13 19 purposes:  
 13 20 ..... \$ 1,416,903

13 21       The state department or state agency which provides data  
 13 22 processing services to support voter registration file  
 13 23 maintenance and storage shall provide those services without  
 13 24 charge.

13 25       2. BUSINESS SERVICES  
 13 26       For salaries, support, maintenance, and miscellaneous  
 13 27 purposes:  
 13 28 ..... \$ 1,857,135

13 29       Sec. 20. SECRETARY OF STATE FILING FEES REFUND.  
 13 30 Notwithstanding the obligation to collect fees pursuant to the  
 13 31 provisions of section 490.122, subsection 1, paragraphs "a"  
 13 32 and "s", and section 504.113, subsection 1, paragraphs "a",  
 13 33 "c", "d", "j", "k", "l", and "m", for the fiscal year  
 13 34 beginning July 1, 2009, and ending June 30, 2010, the  
 13 35 secretary of state may refund these fees to the filer pursuant





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15 1 state departments, agencies, and funds for the fiscal year  
15 2 beginning July 1, 2009, and ending June 30, 2010. The  
15 3 division makes appropriations to state departments and  
15 4 agencies including the department of administrative services,  
15 5 auditor of state, Iowa ethics and campaign disclosure board,  
15 6 department of commerce, offices of governor and lieutenant  
15 7 governor, Terrace Hill quarters and drug control policy  
15 8 office, department of human rights, department of inspections  
15 9 and appeals, department of management, Iowa public employees'  
15 10 retirement system, secretary of state, treasurer of state, and  
15 11 department of revenue. The bill also appropriates funding for  
15 12 the state's membership in the national governors association.  
15 13 LSB 1009XG 83  
15 14 ec/tm:jp/24.1



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Senate Study Bill 1311

SENATE FILE  
BY (PROPOSED COMMITTEE ON  
WAYS AND MEANS BILL BY  
CHAIRPERSON BOLKCOM)

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

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

A BILL FOR

- 1 An Act eliminating the sales tax exemption for certain video
- 2 rental sales.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 2689XC 83
- 5 tw/mg:sc/24



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1 1 Section 1. Section 423.3, subsection 41, Code 2009, is  
1 2 amended by striking the subsection.  
1 3 EXPLANATION  
1 4 Current law provides an exemption from the imposition of  
1 5 the sales tax for the sales price of the rental of certain  
1 6 media if the lessee of the media is charging patrons for the  
1 7 purpose of viewing the media and the charge is subject to the  
1 8 sales tax or if the media is broadcast for public viewing or  
1 9 listening.  
1 10 The forms of media that qualify for the exemption include:  
1 11 motion picture films, video and audio tapes, video and audio  
1 12 discs, records, photos, copy, scripts, or other media used for  
1 13 the purpose of transmitting that which can be seen, heard, or  
1 14 read.  
1 15 This bill eliminates this sales tax exemption.  
1 16 LSB 2689XC 83  
1 17 tw/mg:sc/24