



Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
April 25, 2007

House Amendment 2004

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 27, by inserting after line 31 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. STATE BOARD OF REGENTS == ARTICULATION  
1 6 WEBSITE. The general assembly finds that as college  
1 7 costs increase, Iowa's community college students need  
1 8 access to resources that allow the students to make  
1 9 informed, cost-effective decisions regarding their  
1 10 postsecondary education plans. It is the intent of  
1 11 the general assembly to provide for a seamless  
1 12 transition for students transferring from Iowa's  
1 13 community colleges to Iowa's state universities.  
1 14 Therefore, the state board of regents shall, in  
1 15 cooperation with the department of education and the  
1 16 community colleges, develop, maintain, and promote a  
1 17 user-friendly credit transfer and articulation  
1 18 internet website that allows Iowans to know at the  
1 19 time of enrollment in a community college course  
1 20 whether the credit will be accepted by the state  
1 21 university of the student's choice, the category in  
1 22 which the university will apply the credit, and to  
1 23 which degree program or programs the university will  
1 24 apply the credit. The board and the community  
1 25 colleges shall continuously strive to improve upon the  
1 26 coordinating efforts between the state universities  
1 27 and the community colleges to map and articulate  
1 28 community college courses for college credit with the  
1 29 degree programs offered at the state universities.  
1 30 The website shall be operational not later than July  
1 31 1, 2008.>  
1 32 #2. Page 44, by striking lines 25 and 26.  
1 33 #3. Page 57, by striking lines 7 and 8.  
1 34 #4. Page 59, by striking lines 9 and 10 and  
1 35 inserting the following:  
1 36 <Sec. \_\_\_\_\_. Section 811.2A, Code 2007, is  
1 37 repealed.>  
1 38  
1 39  
1 40  
1 41 COMMITTEE ON APPROPRIATIONS  
1 42 OLDSON of Polk, CHAIRPERSON  
1 43 SF 601.717 82  
1 44 jm/gg/7404  
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House Amendment 2005

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 40, by striking lines 4 through 16.  
1 4  
1 5  
1 6  
1 7 DANDEKAR of Linn  
1 8  
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1 11 QUIRK of Chickasaw  
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1 15 MERTZ of Kossuth  
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1 19 THOMAS of Clayton  
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1 23 KELLEY of Black Hawk  
1 24  
1 25  
1 26  
1 27 HUSER of Polk  
1 28  
1 29  
1 30  
1 31 PETTENGILL of Benton  
1 32 SF 601.214 82  
1 33 mg/es/10220  
1 34  
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House Amendment 2006

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1 1 Amend the Senate amendment, H=1971, to House File  
1 2 641, as amended, passed, and reprinted by the House,  
1 3 as follows:  
1 4 #1. Page 1, by striking lines 5 through 10 and  
1 5 inserting the following:  
1 6 <<Section 1. Section 321.210A, Code 2007, is  
1 7 amended by adding the following new subsection:  
1 8 NEW SUBSECTION. 4. If after suspension, the  
1 9 person enters into an installment agreement with the  
1 10 county attorney in accordance with section 321.210B to  
1 11 pay the fine, penalty, court cost, or surcharge, the  
1 12 person's license shall be reinstated by the department  
1 13 upon receipt of a report of an executed installment  
1 14 agreement.  
1 15 Sec. 2. NEW SECTION. 321.210B INSTALLMENT  
1 16 AGREEMENT.  
1 17 1. If a person's fine, penalty, surcharge, or  
1 18 court cost is deemed delinquent as provided in section  
1 19 602.8107, subsection 3, and the person's driver's  
1 20 license has been suspended pursuant to section  
1 21 321.210A, the person may execute an installment  
1 22 agreement with the county attorney or the county  
1 23 attorney's designee to pay the delinquent amount and  
1 24 the fee assessed in subsection 6 in installments.  
1 25 Prior to execution of the installment agreement, the  
1 26 person shall provide the county attorney or the county  
1 27 attorney's designee with a financial statement in  
1 28 order for the parties to the agreement to determine  
1 29 the amount of the installment payments.  
1 30 2. The county attorney or the county attorney's  
1 31 designee shall file the installment agreement with the  
1 32 clerk of the district court within five days of  
1 33 execution of the agreement.  
1 34 3. Upon receipt of an executed installment  
1 35 agreement and after the first installment payment, the  
1 36 clerk of the district court shall report the receipt  
1 37 of the executed installment agreement to the  
1 38 department of transportation.  
1 39 4. Upon receipt of the report from the clerk of  
1 40 the district court and payment of the reinstatement  
1 41 fee as provided in section 321.191, the department  
1 42 shall immediately reinstate the driver's license of  
1 43 the person unless the driver's license of the person  
1 44 is otherwise suspended, revoked, denied, or barred  
1 45 under another provision of law.  
1 46 5. If a driver's license is reinstated upon  
1 47 receipt of a report of an executed installment  
1 48 agreement the driver shall provide proof of financial  
1 49 responsibility pursuant to section 321A.17, if  
1 50 otherwise required by law.



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2 1       6. The civil penalty, if assessed pursuant to  
2 2 section 321.218A, shall be added to the amount owing  
2 3 under the installment agreement. The clerk of the  
2 4 district court shall transmit to the department, from  
2 5 the first moneys collected, an amount equal to the  
2 6 amount of any civil penalty assessed and added to the  
2 7 installment agreement. The department shall transmit  
2 8 the money received from the clerk of the district  
2 9 court pursuant to this subsection to the treasurer of  
2 10 state for deposit in the juvenile detention home fund  
2 11 created in section 232.142.

2 12       7. Upon determination by the county attorney or  
2 13 the county attorney's designee that the person is in  
2 14 default, the county attorney or the county attorney's  
2 15 designee shall notify the clerk of the district court.

2 16       8. The clerk of the district court, upon receipt  
2 17 of a notification of a default from the county  
2 18 attorney or the county attorney's designee, shall  
2 19 report the default to the department of  
2 20 transportation.

2 21       9. Upon receipt of a report of a default from the  
2 22 clerk of the district court, the department shall  
2 23 suspend the driver's license of a person as provided  
2 24 in section 321.210A. For purposes of suspension and  
2 25 reinstatement of the driver's license of a person in  
2 26 default, the suspension and any subsequent  
2 27 reinstatement shall be considered a suspension  
2 28 pursuant to section 321.210A.

2 29       10. If a new fine, penalty, surcharge, or court  
2 30 cost is imposed on a person after the person has  
2 31 executed an installment agreement with the county  
2 32 attorney or the county attorney's designee, and the  
2 33 new fine, penalty, surcharge, or court cost is deemed  
2 34 delinquent as provided in section 602.8107, subsection  
2 35 3, and the person's driver's license has been  
2 36 suspended pursuant to section 321.210A, the person may  
2 37 enter into a second installment agreement with the  
2 38 county attorney or county attorney's designee to pay  
2 39 the delinquent amount and the fee, if assessed, in  
2 40 subsection 6 in installments.

2 41       11. If an installment agreement is in default, the  
2 42 fine, penalty, surcharge, or court cost covered under  
2 43 the agreement shall not become part of any new  
2 44 installment agreement.

2 45       12. A person is eligible to enter into five  
2 46 installment agreements in the person's lifetime.

2 47       13. A person shall execute an installment  
2 48 agreement in the county where the fine, penalty,  
2 49 surcharge, or court cost was imposed. If the county  
2 50 where the fine, penalty, surcharge, or court cost was



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House Amendment 2006 continued

3 1 imposed does not have an installment agreement  
3 2 program, the person shall execute an installment  
3 3 agreement in the person's county of residence. If the  
3 4 county of residence does not have an installment  
3 5 agreement program, the person may execute an  
3 6 installment agreement with any county attorney or  
3 7 county attorney's designee.

3 8 14. Except for the civil penalty if assessed and  
3 9 collected pursuant to subsection 6, any amount  
3 10 collected under the installment agreement shall be  
3 11 distributed as provided in section 602.8107,  
3 12 subsection 4.

3 13 Sec. 3. Section 321.215, subsection 1, Code 2007,  
3 14 is amended by adding the following new paragraph:

3 15 NEW PARAGRAPH. f. The person's appointments with  
3 16 the person's parole or probation officer.

3 17 Sec. 4. Section 321.210C, Code 2007, is amended to  
3 18 read as follows:

3 19 321.210C PROBATION PERIOD.

3 20 1. A person whose driver's license or operating  
3 21 privileges have been suspended, revoked, or barred  
3 22 under this chapter for a conviction of a moving  
3 23 traffic violation, or suspended, revoked, or barred  
3 24 under section 321.205 or section 321.210, subsection  
3 25 1, paragraph "e", ~~or chapter 321J~~, must satisfactorily  
3 26 complete a twelve-month probation period beginning  
3 27 immediately after the end of the period of suspension,  
3 28 revocation, or bar. Upon a second conviction of a  
3 29 moving traffic violation which occurred during the  
3 30 probation period, the department may suspend the  
3 31 driver's license or operating privileges for an  
3 32 additional period equal in duration to the original  
3 33 period of suspension, revocation, or bar, or for one  
3 34 year, whichever is the shorter period.

3 35 2. A person whose driver's license or operating  
3 36 privileges have been revoked under chapter 321J, must  
3 37 satisfactorily complete a twelve-month probation  
3 38 period beginning immediately after the end of the  
3 39 period of revocation. Upon conviction of a moving  
3 40 traffic violation which occurs during the probation  
3 41 period, the department may revoke the driver's license  
3 42 or operating privileges for an additional period equal  
3 43 in duration to the original period of revocation, or  
3 44 for one year, whichever is the shorter period.

3 45 3. For purposes of determining a conviction under  
3 46 this section, the department shall not consider the  
3 47 first two speeding violations within the probation  
3 48 period that are ten miles per hour or less over the  
3 49 legal speed limit in speed zones having a legal speed  
3 50 limit between thirty-four miles per hour and fifty-six



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4 1 miles per hour.

4 2 Sec. 5. Section 321.218A, Code 2007, is amended to  
4 3 read as follows:

4 4 321.218A CIVIL PENALTY == DISPOSITION ==  
4 5 REINSTATEMENT.

4 6 When the department suspends, revokes, or bars a  
4 7 person's driver's license or nonresident operating  
4 8 privilege for a conviction under this chapter, the  
4 9 department shall assess the person a civil penalty of  
4 10 two hundred dollars. However, for persons age  
4 11 nineteen or under, the civil penalty assessed shall be  
4 12 fifty dollars. The civil penalty does not apply to a  
4 13 suspension issued for a violation of section 321.180B.  
4 14 The money collected by the department under this  
4 15 section shall be transmitted to the treasurer of state  
4 16 who shall deposit the money in the juvenile detention  
4 17 home fund created in section 232.142. A Except as  
4 18 provided in section 321.210B, a temporary restricted  
4 19 license shall not be issued or a driver's license or  
4 20 nonresident operating privilege reinstated until the  
4 21 civil penalty has been paid.

4 22 Sec. 6. Section 321J.20, subsection 1, unnumbered  
4 23 paragraph 1, Code 2007, is amended to read as follows:

4 24 The department may, on application, issue a  
4 25 temporary restricted license to a person whose  
4 26 noncommercial driver's license is revoked under this  
4 27 chapter allowing the person to drive to and from the  
4 28 person's home and specified places at specified times  
4 29 which can be verified by the department and which are  
4 30 required by the person's full-time or part-time  
4 31 employment, continuing health care or the continuing  
4 32 health care of another who is dependent upon the  
4 33 person, continuing education while enrolled in an  
4 34 educational institution on a part-time or full-time  
4 35 basis and while pursuing a course of study leading to  
4 36 a diploma, degree, or other certification of  
4 37 successful educational completion, substance abuse  
4 38 treatment, ~~and~~ court-ordered community service  
4 39 responsibilities, and appointments with the person's  
4 40 parole or probation officer if the person's driver's

4 41 license has not been revoked previously under section  
4 42 321J.4, 321J.9, or 321J.12 and if any of the following  
4 43 apply:

4 44 Sec. 7. Section 331.756, subsection 5, Code 2007,  
4 45 is amended to read as follows:

4 46 5. a. Enforce all forfeited bonds and  
4 47 recognizances and prosecute all proceedings necessary  
4 48 for the recovery of debts, revenues, moneys, fines,  
4 49 penalties, restitution of court-appointed attorney  
4 50 fees ordered pursuant to section 815.9, including the



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5 1 expense of a public defender, and forfeitures accruing  
5 2 to the state, the county or a road district in the  
5 3 county, and all suits in the county against public  
5 4 service corporations which are brought in the name of  
5 5 the state. To assist in this duty, the county  
5 6 attorney may procure ~~professional collection services~~  
~~5 7 provided by persons or organizations, including~~  
~~5 8 private attorneys, which are generally considered to~~  
~~5 9 have knowledge and special abilities which are not~~  
~~5 10 generally available to state or local government or~~  
~~5 11 may designate another county official or agency a~~  
5 12 designee to assist with collection efforts.

5 13 b. If the designee is a professional collection  
5 14 services are procured agency, the county attorney  
5 15 shall file with the clerk of the district court an  
5 16 indication of the satisfaction of each obligation to  
5 17 the full extent of all moneys collected in  
5 18 satisfaction of that obligation, including all fees  
5 19 and compensation retained by the ~~collection service~~  
5 20 designee incident to the collection and not paid into  
5 21 the office of the clerk.

5 22 c. Before a county attorney designates another  
5 23 county official or agency to assist with collection of  
5 24 debts, revenues, moneys, fines, penalties, restitution  
5 25 of court-appointed attorney fees ordered pursuant to  
5 26 section 815.9, including the expense of a public  
5 27 defender, and forfeitures, the board of supervisors of  
5 28 the county must approve the designation.

5 29 d. All fines, penalties, court costs, fees, and  
5 30 restitution for court-appointed attorney fees ordered  
5 31 pursuant to section 815.9, including the expenses of a  
5 32 public defender which are delinquent as defined in  
5 33 section 602.8107 may be collected by the county  
5 34 attorney or the ~~person procured or designated by the~~  
~~5 35 county attorney~~ county attorney's designee. The  
5 36 county attorney or the county attorney's designee may  
5 37 collect delinquent obligations under an installment  
5 38 agreement pursuant to section 321.210B.

5 39 e. In order to receive a percentage of the amounts  
5 40 collected pursuant to section 602.8107, the county  
5 41 attorney must file annually with the clerk of the  
5 42 district court on or before July 1 a notice of full  
5 43 commitment to collect delinquent obligations and must  
5 44 file on the first day of each month a list of the  
5 45 cases in which the county attorney or the ~~person~~  
~~5 46 procured or designated by the county attorney~~ county  
5 47 attorney's designee is pursuing the collection of  
5 48 delinquent obligations. The list shall include a list  
5 49 of cases where delinquent obligations are being  
5 50 collected under an installment agreement pursuant to



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6 1 section 321.210B, and a list of cases in default which  
6 2 are no longer being collected under an installment  
6 3 agreement but remain delinquent. The annual notice  
6 4 shall contain a list of procedures which will be  
6 5 initiated by the county attorney. Amounts collected  
6 6 by the county attorney or the ~~person procured or~~  
6 7 ~~designated by the county attorney~~ county attorney's  
6 8 designee shall be distributed in accordance with  
6 9 section 602.8107.  
6 10 f. As used in this subsection, "designee" means a  
6 11 professional collection services agency operated by a  
6 12 person or organization, including a private attorney,  
6 13 that is generally considered to have knowledge and  
6 14 special abilities not generally possessed by the  
6 15 state, a local government, or another county official  
6 16 or agency, or a county attorney or a county attorney's  
6 17 designee in another county where the fine, penalty,  
6 18 surchage, or court cost was not imposed.>  
6 19 #2. Page 1, by inserting after line 23 the  
6 20 following:  
6 21 <#\_\_\_. Page 2, by inserting after line 6 the  
6 22 following:  
6 23 <Sec. \_\_\_. Section 602.8107, subsection 6,  
6 24 unnumbered paragraph 1, Code 2007, is amended to read  
6 25 as follows:  
6 26 If a county attorney does not file the notice and  
6 27 list of cases required in section 331.756, subsection  
6 28 5, including the list of installment agreements under  
6 29 section 321.210B, the judicial branch may assign cases  
6 30 to the centralized collection unit of the department  
6 31 of revenue or its designee to collect debts owed to  
6 32 the clerk of the district court. In addition, an  
6 33 installment agreement in default that remains  
6 34 delinquent may also be assigned to the centralized  
6 35 collection unit of the department of revenue or its  
6 36 designee.>>  
6 37 #3. Page 1, by inserting before line 24 the  
6 38 following:  
6 39 <#\_\_\_. Page 3, by inserting before line 1 the  
6 40 following:  
6 41 <Sec. \_\_\_. INSTALLMENT AGREEMENT == COOPERATION.  
6 42 It is the intent of the general assembly that the  
6 43 judicial branch, the department of transportation, the  
6 44 department of workforce development, county attorneys,  
6 45 and other state and local agencies cooperate in the  
6 46 collection of delinquent court fines, penalties,  
6 47 surcharges, and court costs by coordinating efforts in  
6 48 the collection of installment agreement payments under  
6 49 section 321.210B.>>  
6 50 #4. Page 1, line 27, by inserting after the word



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House Amendment 2006 continued

7 1 <obligations> the following: <or after suspension or  
7 2 revocation>.  
7 3  
7 4  
7 5  
7 6 R. OLSON of Polk  
7 7 HF 641.703 82  
7 8 jm/gg/10191



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## House Amendment 2007

PAG LIN

1 1 Amend House File 912, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 3, by inserting after line 14 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 423.4, Code 2007, is amended by  
1 6 adding the following new subsection:  
1 7 NEW SUBSECTION. 8. a. The owner of an  
1 8 information technology facility located in this state  
1 9 on July 1, 2007, and having a primary business with a  
1 10 North American industry classification system number  
1 11 518210 or 541519 as verified by the department of  
1 12 economic development using nationally recognized  
1 13 third-party sources such as Hoovers, Harris Directory  
1 14 or others designated by the department of economic  
1 15 development, may make an annual application for up to  
1 16 five consecutive years to the department for the  
1 17 refund of the sales or use tax upon the sales price of  
1 18 all sales of fuel used in creating heat, power, and  
1 19 steam for processing or generating electrical current,  
1 20 or from the sale of electricity consumed by computers,  
1 21 machinery, or other equipment for operation of the  
1 22 technology facility.  
1 23 b. An information technology facility shall  
1 24 qualify for the refund in this subsection if all of  
1 25 the following criteria are met:  
1 26 (1) The facility's six-digit North American  
1 27 industry classification system number 518210 or 541519  
1 28 indicates that the facility is primarily engaged in  
1 29 providing computer-related services.  
1 30 (2) The capital expenditures for computers,  
1 31 machinery, and other equipment used in the operation  
1 32 of the facility equals at least one million dollars.  
1 33 (3) The facility is certified as meeting the  
1 34 Leadership in Energy and Environmental Design (LEED)  
1 35 standards.  
1 36 c. The refund may be obtained only in the  
1 37 following manner and under the following conditions:  
1 38 (1) The applicant shall use forms furnished by the  
1 39 department.  
1 40 (2) The applicant shall separately list the  
1 41 amounts of sales and use tax paid during the reporting  
1 42 period.  
1 43 (3) The applicant may request when the refund  
1 44 begins, but it must start on the first day of a month  
1 45 and proceed for a continuous twelve-month period.  
1 46 d. In determining the amount to be refunded, if  
1 47 the dates of the utility billing or meter reading  
1 48 cycle for the sale or furnishing of metered gas and  
1 49 electricity is on or after the first day of the first  
1 50 month through the last day of the last month of the



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House Amendment 2007 continued

2 1 refund year, the full amount of tax charged in the  
2 2 billings shall be refunded. In determining the amount  
2 3 to be refunded, if the dates of the sale or furnishing  
2 4 of fuel for purposes of commercial energy and the  
2 5 delivery of the fuel is on or after the first day of  
2 6 the first month through the last day of the last month  
2 7 of the refund year, the full amount of tax charged in  
2 8 the billings shall be refunded.  
2 9 e. To receive refunds during the five-year period,  
2 10 the applicant shall file a refund claim within three  
2 11 months after the end of each refund year.  
2 12 f. The refund in this subsection applies only to  
2 13 state sales and use tax paid and does not apply to  
2 14 local option sales and services taxes imposed pursuant  
2 15 to chapters 423B and 423E.>  
2 16 #2. Title page, by striking line 2 and inserting  
2 17 the following: <exemptions and refunds for certain  
2 18 computer-related service businesses.>  
2 19 HF 912.S  
2 20 mg/cc/26



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# House Amendment 2008

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 55, by inserting after line 22, the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 483A.8B, unnumbered paragraph  
1 6 1, Code 2007, is amended to read as follows:  
1 7 A person who is a resident and who is ~~seventy~~  
1 8 sixty-five years of age or older may be issued one  
1 9 special senior statewide antlerless deer only crossbow  
1 10 deer hunting license to hunt deer during bow season as  
1 11 established by rule by the commission. A person who  
1 12 obtains a license to hunt deer under this section is  
1 13 not required to pay the wildlife habitat fee but shall  
1 14 be otherwise qualified to hunt deer in this state and  
1 15 shall have a resident hunting license.>  
1 16 #2. By renumbering as necessary.  
1 17  
1 18  
1 19  
1 20 ALONS of Sioux  
1 21  
1 22  
1 23  
1 24 LUKAN of Dubuque  
1 25 SF 601.212 82  
1 26 av/es/9700  
1 27  
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**House Amendment 2009**

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. Page 54, by inserting after line 13 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. Section 423.6, subsection 10,  
 1 6 unnumbered paragraph 3, Code 2007, is amended to read  
 1 7 as follows:  
 1 8 This exemption ~~applies to corporations that have~~  
~~1 9 been in existence for not longer than twenty-four~~  
~~1 10 months~~ also applies where the vehicle subject to  
1 11 registration is transferred from an S corporation to  
1 12 another S corporation that continues the business of  
1 13 the transferring S corporation when all of the  
1 14 incidents of the ownership are owned by the same  
1 15 person who is the sole stockholder of the S  
1 16 corporation.>  
 1 17 #2. Page 57, by inserting after line 29 the  
 1 18 following:  
 1 19 <Sec. \_\_\_\_\_. REFUNDS. Refunds of taxes, interest,  
 1 20 or penalties which arise from claims resulting from  
 1 21 the amendment of section 423.6, subsection 10, in this  
 1 22 division of this Act, for the exemption of transfer of  
 1 23 vehicles subject to registration between corporations  
 1 24 occurring between May 1, 2001, and the effective date  
 1 25 of this section of this division of this Act, shall be  
 1 26 limited to twenty-five thousand dollars in the  
 1 27 aggregate and shall not be allowed unless refund  
 1 28 claims are filed prior to October 1, 2007,  
 1 29 notwithstanding any other provision of law. If the  
 1 30 amount of claims totals more than twenty-five thousand  
 1 31 dollars in the aggregate, the department of revenue  
 1 32 shall prorate the twenty-five thousand dollars among  
 1 33 all claimants in relation to the amounts of the  
 1 34 claimants' valid claims. Claimants shall not be  
 1 35 entitled to interest on any refunds.>  
 1 36 #3. Page 59, by inserting after line 4 the  
 1 37 following:  
 1 38 <Sec. \_\_\_\_\_. EFFECTIVE AND RETROACTIVE APPLICABILITY  
 1 39 DATE. The section of this division of this Act  
 1 40 amending section 423.6, subsection 10, being deemed of  
 1 41 immediate importance, takes effects upon enactment and  
 1 42 applies retroactively to May 1, 2001.>  
 1 43  
 1 44  
 1 45  
 1 46 ALONS of Sioux  
 1 47 SF 601.213 82  
 1 48 mg/es/9992  
 1 49  
 1 50



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# House Amendment 2010

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 2, by striking lines 11 through 16.  
1 3 #2. By striking page 2, line 22, through page 3,  
1 4 line 11.  
1 5 #3. By renumbering as necessary.  
1 6  
1 7  
1 8  
1 9 FORRISTALL of Pottawattamie  
1 10 HF 922.203 82  
1 11 jp/es/10232  
1 12  
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Iowa General Assembly  
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# House Amendment 2011

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 3, lines 3 and 4, by striking the words  
1 3 <punishment which is humiliating or frightening,>.  
1 4  
1 5  
1 6  
1 7 FORRISTALL of Pottawattamie  
1 8 HF 922.702 82  
1 9 jp/gg/10235  
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## House Amendment 2012

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 45, by inserting after line 21 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 257.17, Code 2007, is amended  
1 6 to read as follows:  
1 7 257.17 AID REDUCTION FOR EARLY SCHOOL STARTS.  
1 8 State aid payments made pursuant to section 257.16  
1 9 for a fiscal year shall be reduced by one  
1 10 one=hundred=eightieth for each day of that fiscal year  
1 11 for which the school district begins school before the  
1 12 earliest starting date specified in section 279.10,  
1 13 subsection 1. ~~However, this section does not apply to~~  
~~1 14 a school district that has received approval from the~~  
~~1 15 director of the department of education under section~~  
~~1 16 279.10, subsection 4, to commence classes for~~  
~~1 17 regularly established elementary and secondary schools~~  
~~1 18 in advance of the starting date established in section~~  
~~1 19 279.10, subsection 1.>~~  
1 20 #2. Page 46, by inserting after line 7 the  
1 21 following:  
1 22 <Sec. \_\_\_\_\_. Section 279.10, subsection 1, Code  
1 23 2007, is amended to read as follows:  
1 24 1. The school year shall begin on the first day of  
1 25 July and each regularly established elementary and  
1 26 secondary school shall begin no sooner than a day  
~~1 27 during the calendar week in which the first day of~~  
~~1 28 September falls August 25~~ but no later than the first  
1 29 Monday in December. ~~However, if the first day of~~  
~~1 30 September falls on a Sunday, school may begin on a day~~  
~~1 31 during the calendar week which immediately precedes~~  
~~1 32 the first day of September.~~ School shall continue for  
1 33 at least one hundred eighty days, except as provided  
1 34 in subsection 3, and may be maintained during the  
1 35 entire calendar year. However, if the board of  
1 36 directors of a district extends the school calendar  
1 37 because inclement weather caused the district to  
1 38 temporarily close school during the regular school  
1 39 calendar, the district may excuse a graduating senior  
1 40 who has met district or school requirements for  
1 41 graduation from attendance during the extended school  
1 42 calendar. A school corporation may begin employment  
1 43 of personnel for in=service training and development  
1 44 purposes before the date to begin elementary and  
1 45 secondary school.  
1 46 Sec. \_\_\_\_\_. Section 279.10, subsection 4, Code 2007,  
1 47 is amended by striking the subsection.>  
1 48 #3. By renumbering as necessary.  
1 49  
1 50



**Iowa General Assembly  
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House Amendment 2012 continued

- 2 1
- 2 2 MAY of Dickinson
- 2 3 SF 601.516 82
- 2 4 mg/je/9788



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**House Amendment 2013**

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. Page 52, by inserting after line 12 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. Section 321E.12, Code 2007, is amended  
 1 6 to read as follows:  
 1 7 321E.12 REGISTRATION MUST BE CONSISTENT.  
 1 8 1. A vehicle traveling under permit shall be  
 1 9 properly registered for the gross weight of the  
 1 10 vehicle and load. A trip permit issued according to  
 1 11 section 326.23 shall not be used in lieu of the  
 1 12 registration provided for in this section. A person  
 1 13 owning special mobile equipment may use a transport  
 1 14 vehicle registered for the gross weight of the  
 1 15 transport without a load. ~~Vehicles, while being used~~  
~~1 16 for the transportation of buildings, except mobile~~  
~~1 17 homes and factory-built structures,~~  
 1 18 2. The vehicles described in this subsection may  
 1 19 be registered for the combined gross weight of the  
 1 20 vehicle and load on a single-trip basis. The fee is  
 1 21 five cents per ton exceeding the weight registered  
 1 22 under section 321.122 per mile of travel. Fees shall  
 1 23 not be prorated for fractions of miles. This  
 1 24 provision does not exempt these vehicles from any  
 1 25 other provision of this chapter. This subsection  
 1 26 applies to the following vehicles:  
 1 27 a. Vehicles, while being used for the  
 1 28 transportation of buildings, except mobile homes and  
 1 29 factory-built structures.  
 1 30 b. Vehicles registered under section 321.122 for a  
 1 31 combined gross weight of at least fifty-five tons,  
 1 32 while being used for the transportation of any of the  
 1 33 following:  
 1 34 (1) Transformers used for the bulk transfer of  
 1 35 electrical power.  
 1 36 (2) Industrial backup generators.  
 1 37 (3) Boilers used for bulk processing of  
 1 38 value-added agricultural commodities, including but  
 1 39 not limited to renewable fuels.>  
 1 40 #2. By renumbering as necessary.  
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 1 44 ALONS of Sioux  
 1 45 SF 601.518 82  
 1 46 mg/je/10009  
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## House Amendment 2014

PAG LIN

1 1 Amend Senate File 588, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 15, by inserting after line 4 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. DEPARTMENT OF EDUCATION == SCHOOL  
1 6 ACCREDITATION STANDARDS TASK FORCE. The director of  
1 7 the department of education shall convene a school  
1 8 accreditation standards task force to review and make  
1 9 recommendations to update the current school  
1 10 accreditation standards as specified in section  
1 11 256.11. The task force shall review the existing  
1 12 minimum accreditation standards and develop  
1 13 recommendations that will bring the current standards  
1 14 up to the standards required for the 21st century and  
1 15 to prepare all students to continue their education  
1 16 beyond grade twelve. The nine-member task force shall  
1 17 consist of the director of the department of education  
1 18 or the director's designee, the president of the state  
1 19 board of education or the president's designee, the  
1 20 executive director of the board of educational  
1 21 examiners or the executive director's designee, and  
1 22 the following members appointed by the named entity or  
1 23 entities:  
1 24 1. A member representing the Iowa school board  
1 25 association.  
1 26 2. A member representing the Iowa state education  
1 27 association.  
1 28 3. A member representing the school administrators  
1 29 of Iowa.  
1 30 4. A member representing Iowa parent teacher  
1 31 organizations.  
1 32 5. A member representing the area education  
1 33 agencies.  
1 34 6. A member representing accredited nonpublic  
1 35 schools.  
1 36 The task force shall submit its findings and  
1 37 recommendations in a report to the general assembly by  
1 38 January 15, 2009.>  
1 39 #2. Page 25, by inserting after line 14 the  
1 40 following:  
1 41 <Sec. \_\_\_\_\_. Section 256.9, Code 2007, is amended by  
1 42 adding the following new subsection:  
1 43 NEW SUBSECTION. 55. Establish and maintain a  
1 44 process and a procedure, in cooperation with the board  
1 45 of educational examiners, to compare a practitioner's  
1 46 teaching assignment with the license and endorsements  
1 47 held by the practitioner. The director may report  
1 48 noncompliance issues identified by this process to the  
1 49 board of educational examiners pursuant to section  
1 50 272.15, subsection 3.>



Iowa General Assembly  
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House Amendment 2014 continued

2 1 #3. Page 39, by inserting after line 4 the  
2 2 following:

2 3 <Sec. \_\_\_\_\_. Section 272.15, Code 2007, is amended  
2 4 to read as follows:

2 5 272.15 ~~SCHOOL REPORTING REQUIREMENT~~ REQUIREMENTS  
2 6 == COMPLAINTS.

2 7 1. The board of directors of a school district or  
2 8 area education agency, the superintendent of a school  
2 9 district or the chief administrator of an area  
2 10 education agency, and the authorities in charge of a  
2 11 nonpublic school shall report to the board the  
2 12 nonrenewal or termination, for reasons of alleged or  
2 13 actual misconduct, of a person's contract executed  
2 14 under sections 279.12, 279.13, 279.15 through 279.21,  
2 15 279.23, and 279.24, and the resignation of a person  
2 16 who holds a license, certificate, or authorization  
2 17 issued by the board as a result of or following an  
2 18 incident or allegation of misconduct that, if proven,  
2 19 would constitute a violation of the rules adopted by  
2 20 the board to implement section 272.2, subsection 14,  
2 21 paragraph "b", subparagraph (1), when the board or  
2 22 reporting official has a good faith belief that the  
2 23 incident occurred or the allegation is true.

2 24 Information reported to the board in accordance with  
2 25 this section is privileged and confidential, and  
2 26 except as provided in section 272.13, is not subject  
2 27 to discovery, subpoena, or other means of legal  
2 28 compulsion for its release to a person other than the  
2 29 respondent and the board and its employees and agents  
2 30 involved in licensee discipline, and is not admissible  
2 31 in evidence in a judicial or administrative proceeding  
2 32 other than the proceeding involving licensee  
2 33 discipline. The board shall review the information  
2 34 reported to determine whether a complaint should be  
2 35 initiated. In making that determination, the board  
2 36 shall consider the factors enumerated in section  
2 37 272.2, subsection 14, paragraph "a". For purposes of  
2 38 this section, unless the context otherwise requires,  
2 39 "misconduct" means an action disqualifying an  
2 40 applicant for a license or causing the license of a  
2 41 person to be revoked or suspended in accordance with  
2 42 the rules adopted by the board to implement section  
2 43 272.2, subsection 14, paragraph "b", subparagraph (1).

2 44 2. If, in the course of performing official  
2 45 duties, an employee of the department becomes aware of  
2 46 any alleged misconduct by an individual licensed under  
2 47 this chapter, the employee shall report the alleged  
2 48 misconduct to the board of educational examiners under  
2 49 rules adopted pursuant to subsection 1.

2 50 3. If the executive director of the board verifies



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House Amendment 2014 continued

3 1 through a review of official records that a teacher  
3 2 who holds a practitioner's license under this chapter  
3 3 is assigned instructional duties for which the teacher  
3 4 does not hold the appropriate license or endorsement,  
3 5 either by grade level or subject area, by a school  
3 6 district or accredited nonpublic school, the executive  
3 7 director may initiate a complaint against the teacher  
3 8 and the administrator responsible for the  
3 9 inappropriate assignment of instructional duties.>

3 10 #4. Page 39, by inserting after line 18 the  
3 11 following:

3 12 <Sec. \_\_\_\_\_. NEW SECTION. 279.43 REPORTING  
3 13 INAPPROPRIATE TEACHING ASSIGNMENTS.

3 14 An employee licensed by the board of educational  
3 15 examiners and holding a contract as described in  
3 16 section 279.13 shall disclose any occurrence of a  
3 17 teaching assignment for which that employee is not  
3 18 properly licensed to the school official responsible  
3 19 for determining teaching assignments. Failure of the  
3 20 employee to disclose this occurrence or failure of the  
3 21 school official responsible for determining teaching  
3 22 assignments to make appropriate adjustments to the  
3 23 employee's teaching assignment once the employee  
3 24 discloses the occurrence shall constitute an incident  
3 25 of misconduct as provided in section 272.2, subsection  
3 26 14, and is actionable by the board. If the school  
3 27 official fails to make appropriate adjustments to the  
3 28 teaching assignment once disclosure by the employee is  
3 29 made, the employee shall report this occurrence to the  
3 30 department or to the board for further action.>

3 31 #5. Page 41, by inserting after line 30 the  
3 32 following:

3 33 <Sec. \_\_\_\_\_. NEW SECTION. 279.66 DISCIPLINE AND  
3 34 PERSONAL CONDUCT STANDARDS.

3 35 The board of directors of a school district shall  
3 36 review and modify existing policies related to student  
3 37 discipline and student conduct that are designed to  
3 38 promote responsible behavior on school property and at  
3 39 school functions in order that the policy shall govern  
3 40 the conduct of students, teachers and other school  
3 41 personnel, and visitors; provide opportunities for  
3 42 students to exercise self-discipline and practice  
3 43 cooperative classroom behavior; and encourage students  
3 44 and practitioners to model fairness, equity, and  
3 45 respect. The policy shall specify the  
3 46 responsibilities of students, parents and guardians,  
3 47 and practitioners in creating an atmosphere where all  
3 48 individuals feel a sense of respect, safety, and  
3 49 belonging, and shall set forth the consequences for  
3 50 unacceptable behavior. The policy shall be published



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House Amendment 2014 continued

- 4 1 in the student handbook.>
- 4 2
- 4 3
- 4 4
- 4 5 WENDT of Woodbury
- 4 6 SF 588.318 82
- 4 7 kh/cf/9789



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## House Amendment 2015

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 35, by inserting after line 23 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 8.54, subsection 2, Code 2007,  
1 6 is amended to read as follows:  
1 7 2. There is created a state general fund  
1 8 expenditure limitation for each fiscal year calculated  
1 9 as provided in this section. An expenditure  
1 10 limitation shall be used for ~~the portion of~~ the budget  
1 11 process commencing on the date the revenue estimating  
1 12 conference agrees to a revenue estimate for the  
1 13 following fiscal year in accordance with section  
1 14 8.22A, subsection 3, and ending with the ~~governor's~~  
~~1 15 final approval or disapproval of the appropriations~~  
~~1 16 bills applicable to that fiscal year that were passed~~  
~~1 17 prior to July 1 of that fiscal year in a regular or~~  
~~1 18 extraordinary legislative session close of the fiscal~~  
1 19 year for which the expenditure limitation was  
1 20 calculated. Once the fiscal year for which the  
1 21 expenditure limitation was calculated commences, the  
1 22 expenditure limitation for that fiscal year is not  
1 23 subject to adjustment or readjustment except by law  
1 24 enacted for that purpose.  
1 25 Sec. \_\_\_\_\_. Section 8.54, Code 2007, is amended by  
1 26 adding the following new subsections:  
1 27 NEW SUBSECTION. 8. a. The requirements of this  
1 28 subsection are only applicable under the state general  
1 29 fund expenditure limitation for a fiscal year when the  
1 30 adjusted revenue estimate used to establish the  
1 31 expenditure limitation for that fiscal year represents  
1 32 an increase of more than two percent over the adjusted  
1 33 revenue estimate used to establish the expenditure  
1 34 limitation for the immediately preceding fiscal year.  
1 35 b. If an appropriation is made for a fiscal year  
1 36 from a source other than the general fund of the state  
1 37 for a designated purpose and in either of the two  
1 38 fiscal years immediately preceding that fiscal year  
1 39 the designated purpose was funded by an appropriation  
1 40 from the general fund of the state, for the purposes  
1 41 of the state general fund expenditure limitation, the  
1 42 amount of the appropriation from the other source  
1 43 shall be considered to have been transferred to and  
1 44 appropriated from the general fund of the state and  
1 45 shall be counted as both a new revenue causing  
1 46 readjustment of the expenditure limitation amount and  
1 47 as an appropriation made under the expenditure  
1 48 limitation amount. Subject to the applicability  
1 49 condition in paragraph "a", the requirements of this  
1 50 subsection shall apply to either or both the initial



Iowa General Assembly  
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House Amendment 2015 continued

2 1 and immediately succeeding fiscal years for which the  
2 2 appropriation is made from the other funding source.  
2 3 NEW SUBSECTION. 9. a. Commencing during the  
2 4 fiscal year that begins July 1, 2008, if the adjusted  
2 5 revenue estimate used to establish the expenditure  
2 6 limitation for the succeeding fiscal year represents  
2 7 an increase over the adjusted revenue estimate used to  
2 8 establish the expenditure limitation for the fiscal  
2 9 year in progress by a percentage amount listed in this  
2 10 paragraph, there is appropriated from the general fund  
2 11 of the state to the office of the treasurer of state  
2 12 for the succeeding fiscal year, the indicated amount.  
2 13 An appropriation made pursuant to this subsection  
2 14 shall be counted under the state general fund  
2 15 expenditure limitation amount for the fiscal year for  
2 16 which the appropriation is made. The treasurer of  
2 17 state shall distribute the appropriation as provided  
2 18 in paragraph "b" to be used to restore funding that  
2 19 was transferred to the general fund of the state or  
2 20 appropriated from various funds and accounts in lieu  
2 21 of funding from the general fund of the state. The  
2 22 appropriation made in this paragraph shall continue on  
2 23 an annual basis until the amounts listed in paragraph  
2 24 "b" have all been distributed. If the amount  
2 25 appropriated would exceed the amount remaining to be  
2 26 distributed, the appropriation shall be reduced by the  
2 27 excess.  
2 28 (1) For an increase in the adjusted revenue  
2 29 estimate of more than two percent but less than four  
2 30 percent, the appropriation made in this paragraph "a"  
2 31 shall be an amount equal to one-half of one percent of  
2 32 the adjusted revenue estimate used to establish the  
2 33 state general fund expenditure limitation for the  
2 34 fiscal year for which the appropriation is made.  
2 35 (2) For an increase in the adjusted revenue  
2 36 estimate of at least four percent but less than six  
2 37 percent, the appropriation made in this paragraph "a"  
2 38 shall be an amount equal to one percent of the  
2 39 adjusted revenue estimate used to establish the state  
2 40 general fund expenditure limitation for the fiscal  
2 41 year for which the appropriation is made.  
2 42 (3) For an increase in the adjusted revenue  
2 43 estimate of at least six percent but less than eight  
2 44 percent, the appropriation made in this paragraph "a"  
2 45 shall be an amount equal to one and one-half percent  
2 46 of the adjusted revenue estimate used to establish the  
2 47 state general fund expenditure limitation for the  
2 48 fiscal year for which the appropriation is made.  
2 49 (4) For an increase in the adjusted revenue  
2 50 estimate of eight percent or more, the appropriation



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House Amendment 2015 continued

3 1 made in this paragraph "a" shall be an amount equal to  
3 2 two percent of the adjusted revenue estimate used to  
3 3 establish the state general fund expenditure  
3 4 limitation for the fiscal year for which the  
3 5 appropriation is made.

3 6 b. The appropriation made in paragraph "a" shall  
3 7 be annually, if necessary, distributed as provided in  
3 8 this paragraph "b". Unless otherwise provided by law,  
3 9 notwithstanding section 8.33, moneys distributed in  
3 10 accordance with this paragraph that remain  
3 11 unencumbered or unobligated at the close of the fiscal  
3 12 year shall not revert but shall remain available for  
3 13 expenditure for the purposes designated until  
3 14 expended.

3 15 (1) Moneys appropriated in paragraph "a" shall be  
3 16 distributed to the funds and departments listed in  
3 17 this subparagraph, in the order and amounts listed  
3 18 until the full amounts listed have been distributed.  
3 19 To the extent the appropriation for a fiscal year is  
3 20 insufficient to fully fund an amount listed or  
3 21 remaining, the amount of the insufficiency shall be  
3 22 distributed from the next succeeding appropriation or  
3 23 appropriations. When all amounts listed in this  
3 24 subparagraph have been distributed in full, any  
3 25 remaining amounts of the appropriation made in  
3 26 paragraph "a" shall be distributed as provided in  
3 27 subparagraph (2). Moneys distributed pursuant to this  
3 28 subparagraph (1) shall be used for the purposes of the  
3 29 fund or department to which distributed, unless a  
3 30 purpose is stated with the amount:

3 31 (a) The innovations fund created in section 8.63,  
3 32 four hundred thousand dollars.

3 33 (b) The state department of transportation to be  
3 34 used for aviation hangars, three hundred sixty  
3 35 thousand dollars, and for airport engineering studies  
3 36 and improvement projects, three hundred forty-seven  
3 37 thousand dollars.

3 38 (c) The special all-terrain vehicle fund created  
3 39 pursuant to section 321I.8, eight hundred thousand  
3 40 dollars.

3 41 (d) The victim compensation fund established in  
3 42 section 915.94, one million dollars.

3 43 (e) The special snowmobile fund created pursuant  
3 44 to section 321G.7, one million dollars.

3 45 (f) The revolving fund created in section  
3 46 602.1302, for the purpose of paying jury and witness  
3 47 fees and mileage by the judicial branch, and for  
3 48 payment of other trial-related expenses, one million  
3 49 dollars.

3 50 (g) The brucellosis and tuberculosis eradication



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House Amendment 2015 continued

- 4 1 fund created in section 165.18, one million dollars.
- 4 2 (h) The agricultural drainage well water quality  
4 3 assistance fund created in section 460.303, one  
4 4 million one hundred thousand dollars.
- 4 5 (i) The property tax relief fund risk pool created  
4 6 in section 426B.5, subsection 2, three million five  
4 7 hundred thousand dollars.
- 4 8 (j) The title guaranty fund created in section  
4 9 16.91, two million seven hundred thousand dollars.
- 4 10 (k) The waste tire management fund created in  
4 11 section 455D.11C, four million six hundred thousand  
4 12 dollars.
- 4 13 (l) The groundwater protection fund established in  
4 14 section 455E.11, five million two hundred thousand  
4 15 dollars.
- 4 16 (m) The state department of transportation to be  
4 17 used for recreational trails projects, five million  
4 18 five hundred thousand dollars.
- 4 19 (n) The strategic investment fund created in  
4 20 section 15.313, three million dollars.
- 4 21 (o) The physical infrastructure assistance fund  
4 22 created in section 15E.175, two million five hundred  
4 23 thousand dollars.
- 4 24 (p) The value-added agricultural products and  
4 25 processes financial assistance fund created in section  
4 26 15E.112, seven hundred fifty thousand dollars.
- 4 27 (q) The school infrastructure fund created in  
4 28 section 12.82, twenty-two million dollars.
- 4 29 (2) When the amounts listed in subparagraph (1)  
4 30 have all been distributed, any remaining amounts of  
4 31 the appropriation made in paragraph "a" shall be  
4 32 annually distributed to the account and funds listed  
4 33 in this subparagraph (2) until the full amounts listed  
4 34 have been distributed. If the appropriation is  
4 35 insufficient to fully fund all amounts listed or  
4 36 remaining, the appropriation shall be prorated among  
4 37 the account and funds based upon an amount's  
4 38 proportion of the total amount to be distributed. The  
4 39 distribution of the appropriation made in paragraph  
4 40 "a" shall continue in succeeding fiscal years until  
4 41 the entire amount listed for each account or fund in  
4 42 this subparagraph (2) has been distributed. Moneys  
4 43 distributed shall be used for the purposes of the  
4 44 account or fund to which distributed:
- 4 45 (a) The environment first fund created in section  
4 46 8.57A, sixty-nine million five hundred thousand  
4 47 dollars.
- 4 48 (b) The rebuild Iowa infrastructure fund created  
4 49 in section 8.57, subsection 6, sixty million five  
4 50 hundred sixty thousand dollars.



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House Amendment 2015 continued

5 1 (c) The Iowa comprehensive petroleum underground  
5 2 storage tank fund created in section 455G.3,  
5 3 forty-eight million dollars.  
5 4 c. This subsection is repealed on July 1 following  
5 5 the fiscal year in which all amounts listed in  
5 6 paragraph "b" have been paid in full. The treasurer  
5 7 of state shall notify the Code editor when the amounts  
5 8 have been paid in full.>  
5 9 #2. Page 59, by inserting after line 4 the  
5 10 following:  
5 11 <Sec. \_\_\_\_ . EFFECTIVE AND APPLICABILITY DATES. The  
5 12 section of this division of this Act amending section  
5 13 8.54, subsection 2, and the provision of the section  
5 14 of this division of this Act enacting section 8.54,  
5 15 subsection 8, take effect July 1, 2008, and are first  
5 16 applicable to the state general fund expenditure  
5 17 limitation established for the fiscal year beginning  
5 18 July 1, 2009.>  
5 19  
5 20  
5 21  
5 22 SANDS of Louisa  
5 23 SF 601.718 82  
5 24 mg/gg/10007



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House Amendment 2016

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 2, by inserting after line 30 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 237A.13, Code 2007, is amended  
1 5 by adding the following new subsection:  
1 6 NEW SUBSECTION. 3A. The department's billing and  
1 7 payment provisions for the program shall allow  
1 8 providers to elect monthly billing and payment for  
1 9 child care provided under the program. The department  
1 10 shall remit payment to a provider within ten business  
1 11 days of receiving a bill or claim for services  
1 12 provided. However, if the department determines that  
1 13 a bill has an error or omission, the department shall  
1 14 notify the provider of the error or omission and  
1 15 identify any correction needed before issuance of  
1 16 payment to the provider. The department shall provide  
1 17 the notice within five business days of receiving the  
1 18 billing from the provider and shall remit payment to  
1 19 the provider within ten business days of receiving the  
1 20 corrected billing.>  
1 21 #2. By renumbering as necessary.  
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1 25 PETERSEN of Polk  
1 26 HF 922.701 82  
1 27 jp/gg/10234  
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# House Amendment 2017

PAG LIN

1 1 Amend the amendment, H=1628, to Senate File 517, as  
1 2 amended, passed, and reprinted by the Senate, as  
1 3 follows:  
1 4 #1. Page 2, lines 38 and 39, by striking the words  
1 5 <Iowa energy independence office> and inserting the  
1 6 following: <office of energy independence>.  
1 7  
1 8  
1 9  
1 10 REICHERT of Muscatine  
1 11 SF 517.704 82  
1 12 eg/gg/10205  
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House Amendment 2018

PAG LIN

1 1 Amend the amendment, H=1954, to Senate File 588, as  
1 2 amended, passed, and reprinted by the Senate, as  
1 3 follows:  
1 4 #1. Page 1, by inserting after line 22 the  
1 5 following:  
1 6 <NEW SUBSECTION. 29. Adopt rules requiring that  
1 7 flags which are received or purchased after July 1,  
1 8 2007, for display by a school district or school in  
1 9 accordance with section 280.5 must be manufactured in  
1 10 Iowa or by a manufacturer whose employees are  
1 11 represented by a labor union, organization, or  
1 12 association.>  
1 13  
1 14  
1 15  
1 16 SMITH of Marshall  
1 17 SF 588.716 82  
1 18 kh/gg/9791  
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House Amendment 2019

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 4, line 5, by inserting after the word  
1 3 <issues.> the following: <The workgroup shall also  
1 4 identify the number of child care centers, child  
1 5 development homes, and child care homes in the state  
1 6 as of the close of fiscal year 2007=2008 and shall  
1 7 project the number of child care home providers who  
1 8 would be required to register if the requirements of  
1 9 this Act were in effect for that fiscal year. In  
1 10 addition, the workgroup shall project the costs to  
1 11 child care providers and families to comply with the  
1 12 requirements of this Act.>  
1 13  
1 14  
1 15  
1 16 HEATON of Henry  
1 17 HF 922.301 82  
1 18 jp/cf/10231  
1 19  
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# House Amendment 2020

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 4, line 19, by striking the figure <2008>  
1 3 and inserting the following: <2009>.  
1 4 #2. Page 4, line 27, by striking the figure <2008>  
1 5 and inserting the following: <2009>.  
1 6  
1 7  
1 8  
1 9 HEATON of Henry  
1 10 HF 922.201 82  
1 11 jp/es/10230  
1 12  
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House Amendment 2021

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 2, by inserting after line 30 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 237A.13, Code 2007, is amended  
1 5 by adding the following new subsection:  
1 6 NEW SUBSECTION. 3A. The department's billing and  
1 7 payment provisions for the program shall allow  
1 8 providers to elect either biweekly or monthly billing  
1 9 and payment for child care provided under the program.  
1 10 The department shall remit payment to a provider  
1 11 within ten business days of receiving a bill or claim  
1 12 for services provided. However, if the department  
1 13 determines that a bill has an error or omission, the  
1 14 department shall notify the provider of the error or  
1 15 omission and identify any correction needed before  
1 16 issuance of payment to the provider. The department  
1 17 shall provide the notice within five business days of  
1 18 receiving the billing from the provider and shall  
1 19 remit payment to the provider within ten business days  
1 20 of receiving the corrected billing.>  
1 21 #2. By renumbering as necessary.  
1 22  
1 23  
1 24  
1 25 HEATON of Henry  
1 26 HF 922.501 82  
1 27 jp/je/10228  
1 28  
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## House Amendment 2022

PAG LIN

1 1 Amend Senate File 488, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 1, by striking lines 2 through 9 and  
1 4 inserting the following: <amended by striking the  
1 5 subsection.>  
1 6 #2. Title page, line 1, by striking the words  
1 7 <assessments for> and inserting the following: <the>.  
1 8  
1 9  
1 10  
1 11 T. TAYLOR of Linn  
1 12 SF 488.501 82  
1 13 ec/je/8784  
1 14  
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1 16  
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# House Amendment 2024

PAG LIN

1 1 Amend House File 922 as follows:  
1 2 #1. Page 4, line 17, by inserting before the word  
1 3 <EFFECTIVE> the following: <CONTINGENT>.  
1 4 #2. Page 4, by striking lines 18 through 28 and  
1 5 inserting the following:  
1 6 <Implementation of this Act is contingent upon  
1 7 enactment of appropriations specifically providing  
1 8 funding and authorization for sufficient full-time  
1 9 equivalent positions so that each child care provider  
1 10 who would be subject to registration under the  
1 11 provisions of this Act would annually receive a  
1 12 regulatory visit from an employee of the department of  
1 13 human services, for increased reimbursements under the  
1 14 state child care assistance program, and for adequate  
1 15 resources to address other needs associated with this  
1 16 Act. The legislation making the appropriations shall  
1 17 also include an effective date and other provisions  
1 18 providing for the implementation of this Act.>  
1 19  
1 20  
1 21  
1 22 UPMEYER of Hancock  
1 23 HF 922.202 82  
1 24 jp/es/10233  
1 25  
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1 27  
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## House Amendment 2025

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. By striking page 85, line 33, through page 96,  
1 4 line 31, and inserting the following:  
1 5 <Sec. \_\_\_\_\_. Section 137C.6, Code 2007, is amended  
1 6 to read as follows:  
1 7 137C.6 AUTHORITY TO ENFORCE.  
1 8 1. The director shall regulate, license, and  
1 9 inspect hotels and enforce the Iowa hotel sanitation  
1 10 code in Iowa. Municipal corporations shall not  
1 11 regulate, license, inspect, or collect license fees  
1 12 from hotels except as provided for in the Iowa hotel  
1 13 sanitation code.  
1 14 2. If a municipal corporation wants its local  
1 15 board of health to license, inspect, and otherwise  
1 16 enforce the Iowa hotel sanitation code within its  
1 17 jurisdiction, the municipal corporation may enter into  
1 18 an agreement to do so with the director. The director  
1 19 may enter into the agreement if the director finds  
1 20 that the local board of health has adequate resources  
1 21 to perform the required functions. A municipal  
1 22 corporation may only enter into an agreement to  
1 23 enforce the Iowa hotel sanitation code if it also  
1 24 agrees to enforce the ~~Iowa food code~~ rules setting  
1 25 minimum standards to protect consumers from foodborne  
1 26 illness adopted pursuant to section ~~137F.3~~ 137F.2.  
1 27 3. A local board of health that is responsible for  
1 28 enforcing the Iowa hotel sanitation code within its  
1 29 jurisdiction pursuant to an agreement, shall make an  
1 30 annual report to the director providing the following  
1 31 information:  
1 32 ~~1.~~ a. The total number of hotel licenses granted  
1 33 or renewed during the year.  
1 34 ~~2.~~ b. The number of hotel licenses granted or  
1 35 renewed during the year broken down into the following  
1 36 categories:  
1 37 ~~a.~~ (1) Hotels containing fifteen guest rooms or  
1 38 less.  
1 39 ~~b.~~ (2) Hotels containing more than fifteen but  
1 40 less than thirty-one guest rooms.  
1 41 ~~c.~~ (3) Hotels containing more than thirty but  
1 42 less than seventy-six guest rooms.  
1 43 ~~d.~~ (4) Hotels containing more than seventy-five  
1 44 but less than one hundred fifty guest rooms.  
1 45 ~~e.~~ (5) Hotels containing one hundred fifty or  
1 46 more guest rooms.  
1 47 ~~3.~~ c. The amount of money collected in license  
1 48 fees during the year.  
1 49 ~~4.~~ d. Other information the director requests.  
1 50 4. The director shall monitor local boards of



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House Amendment 2025 continued

2 1 health to determine if they are enforcing the Iowa  
2 2 hotel sanitation code within their respective  
2 3 jurisdictions. If the director determines that the  
2 4 Iowa hotel sanitation code is enforced by a local  
2 5 board of health, such enforcement shall be accepted in  
2 6 lieu of enforcement by the department in that  
2 7 jurisdiction. If the director determines that the  
2 8 Iowa hotel sanitation code is not enforced by a local  
2 9 board of health, the director may rescind the  
2 10 agreement after reasonable notice and an opportunity  
2 11 for a hearing. If the agreement is rescinded, the  
2 12 director shall assume responsibility for enforcement  
2 13 in the jurisdiction involved.

2 14 Sec. \_\_\_\_\_. Section 137C.9, Code 2007, is amended to  
2 15 read as follows:

2 16 137C.9 LICENSE FEES.

2 17 1. Either the department or the municipal  
2 18 corporation shall collect the following annual license  
2 19 fees through June 30, 2008:

2 20 1- a. For a hotel containing fifteen guest rooms  
2 21 or less, ~~twenty~~ thirty dollars.

2 22 2- b. For a hotel containing more than fifteen  
2 23 but less than thirty-one guest rooms, ~~thirty~~  
2 24 forty-five dollars.

2 25 3- c. For a hotel containing more than thirty but  
2 26 less than seventy-six guest rooms, ~~forty~~ sixty  
2 27 dollars.

2 28 4- d. For a hotel containing more than  
2 29 seventy-five but less than one hundred fifty guest  
2 30 rooms, ~~fifty~~ seventy-five dollars.

2 31 5- e. For a hotel containing one hundred fifty or  
2 32 more guest rooms, ~~seventy-five~~ one hundred ten  
2 33 dollars.

2 34 2. Either the department or the municipal  
2 35 corporation shall collect the following annual license  
2 36 fees beginning July 1, 2008:

2 37 a. For a hotel containing fifteen guest rooms or  
2 38 less, forty dollars.

2 39 b. For a hotel containing more than fifteen but  
2 40 less than thirty-one guest rooms, sixty dollars.

2 41 c. For a hotel containing more than thirty but  
2 42 less than seventy-six guest rooms, eighty dollars.

2 43 d. For a hotel containing more than seventy-five  
2 44 but less than one hundred fifty guest rooms, one  
2 45 hundred dollars.

2 46 e. For a hotel containing one hundred fifty or  
2 47 more guest rooms, one hundred fifty dollars.

2 48 3. Fees collected by the department shall be  
2 49 deposited in the general fund of the state. Fees

2 50 collected by a municipal corporation shall be retained



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3 1 by it and for its use.  
3 2 Sec. . Section 137D.2, subsection 1, Code 2007,  
3 3 is amended to read as follows:  
3 4 1. A person shall not open or operate a home food  
3 5 establishment until a license has been obtained from  
3 6 the department of inspections and appeals. The  
3 7 department shall collect a fee of ~~twenty-five~~  
3 8 ~~thirty-five~~ dollars for a license through June 30,  
3 9 2008, and a fee of fifty dollars for a license  
3 10 beginning July 1, 2008. After collection, the fees  
3 11 shall be deposited in the general fund of the state.  
3 12 A license shall expire one year from date of issue. A  
3 13 license is renewable.  
3 14 Sec. . Section 137F.1, subsection 7, Code 2007,  
3 15 is amended by striking the subsection.  
3 16 Sec. . Section 137F.1, subsection 8, unnumbered  
3 17 paragraph 1, Code 2007, is amended to read as follows:  
3 18 "Food establishment" means an operation that  
3 19 stores, prepares, packages, serves, vends, or  
3 20 otherwise provides food for human consumption and  
3 21 includes a food service operation in a salvage or  
3 22 distressed food operation, school, summer camp,  
3 23 residential service substance abuse treatment  
3 24 facility, halfway house substance abuse treatment  
3 25 facility, correctional facility operated by the  
3 26 department of corrections, the state training school,  
3 27 or the Iowa juvenile home. "Food establishment" does  
3 28 not include the following:  
3 29 Sec. . Section 137F.2, Code 2007, is amended by  
3 30 striking the section and inserting in lieu thereof the  
3 31 following:  
3 32 137F.2 ADOPTION BY RULE.  
3 33 The department shall, in accordance with chapter  
3 34 17A, adopt rules setting minimum standards for  
3 35 entities covered under this chapter to protect  
3 36 consumers from foodborne illness. In so doing, the  
3 37 department may adopt by reference, with or without  
3 38 amendment, the United States food and drug  
3 39 administration food code, which shall be specified by  
3 40 title and edition, date of publication, or similar  
3 41 information. The rules and standards shall be  
3 42 formulated in consultation with municipal corporations  
3 43 under agreement with the department, affected state  
3 44 agencies, and industry, professional, and consumer  
3 45 groups.  
3 46 Sec. . Section 137F.3, Code 2007, is amended to  
3 47 read as follows:  
3 48 137F.3 AUTHORITY TO ENFORCE.  
3 49 1. The director shall regulate, license, and  
3 50 inspect food establishments and food processing plants



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House Amendment 2025 continued

4 1 and enforce this chapter pursuant to rules adopted by  
4 2 the department in accordance with chapter 17A.  
4 3 Municipal corporations shall not regulate, license,  
4 4 inspect, or collect license fees from food  
4 5 establishments and food processing plants, except as  
4 6 provided in this section.

4 7 2. A municipal corporation may enter into an  
4 8 agreement with the director to provide that the  
4 9 municipal corporation shall license, inspect, and  
4 10 otherwise enforce this chapter within its  
4 11 jurisdiction. The director may enter into the  
4 12 agreement if the director finds that the municipal  
4 13 corporation has adequate resources to perform the  
4 14 required functions. A municipal corporation may only  
4 15 enter into an agreement to enforce the ~~Iowa food code~~  
4 16 rules setting minimum standards to protect consumers  
4 17 from foodborne illness adopted pursuant to ~~this~~  
4 18 section 137F.2 if it also agrees to enforce the Iowa  
4 19 hotel sanitation code pursuant to section 137C.6.  
4 20 However, the department shall license and inspect all  
4 21 food processing plants which manufacture, package, or  
4 22 label food products. A municipal corporation may  
4 23 license and inspect, as authorized by this section,  
4 24 food processing plants whose operations are limited to  
4 25 the storage of food products.

4 26 3. If the director enters into an agreement with a  
4 27 municipal corporation as provided by this section, the  
4 28 director shall provide that the inspection practices  
4 29 of a municipal corporation are spot-checked on a  
4 30 regular basis.

4 31 4. A municipal corporation that is responsible for  
4 32 enforcing this chapter within its jurisdiction  
4 33 pursuant to an agreement shall make an annual report  
4 34 to the director providing the following information:

4 35 ~~1.~~ a. The total number of licenses granted or  
4 36 renewed by the municipal corporation under this  
4 37 chapter during the year.

4 38 ~~2.~~ b. The number of licenses granted or renewed  
4 39 by the municipal corporation under this chapter during  
4 40 the year in each of the following categories:

4 41 ~~a.~~ (1) Food establishments.  
4 42 ~~b.~~ (2) Food processing plants.  
4 43 ~~c.~~ (3) Mobile food units and pushcarts.  
4 44 ~~d.~~ (4) Temporary food establishments.  
4 45 ~~e.~~ (5) Vending machines.

4 46 ~~3.~~ c. The amount of money collected in license  
4 47 fees during the year.

4 48 d. The amount expended to conduct activity  
4 49 required under the agreement submitted on a form  
4 50 prescribed by the department.



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5 1 ~~4.~~ e. Other information the director requests.  
5 2 5. The director shall monitor municipal  
5 3 corporations which have entered into an agreement  
5 4 pursuant to this section to determine if they are  
5 5 enforcing this chapter within their respective  
5 6 jurisdictions. If the director determines that this  
5 7 chapter is not enforced by a municipal corporation,  
5 8 the director may rescind the agreement after  
5 9 reasonable notice and an opportunity for a hearing.  
5 10 If the agreement is rescinded, the director shall  
5 11 assume responsibility for enforcement in the  
5 12 jurisdiction involved.  
5 13 6. Inspection staff of a municipal corporation  
5 14 that has entered into an agreement with the department  
5 15 shall be required to be standardized by the department  
5 16 on the current adopted food code in accordance with  
5 17 the United States food and drug administration  
5 18 standards to ensure consistency in application of the  
5 19 food code. Failure to comply may result in the  
5 20 department rescinding the agreement after reasonable  
5 21 notice and an opportunity for a hearing.  
5 22 Sec. \_\_\_\_\_. Section 137F.3A, Code 2007, is amended  
5 23 to read as follows:  
5 24 137F.3A MUNICIPAL CORPORATION INSPECTIONS ==  
5 25 CONTINGENT APPROPRIATION.  
5 26 1. If a municipal corporation operating pursuant  
5 27 to a chapter 28E agreement with the department of  
5 28 inspections and appeals to enforce this chapter and  
5 29 chapters 137C and 137D either fails to renew the  
5 30 agreement effective after ~~July April 1, 2005, but~~  
5 31 ~~before July 1, 2007, or discontinues prior to July 1,~~  
5 32 ~~2007 after April 1, 2007,~~ enforcement activities in  
5 33 one or more jurisdictions during the agreement time  
5 34 frame, or the department of inspections and appeals  
5 35 cancels an agreement ~~prior to July 1, after April 1,~~  
5 36 2007, due to noncompliance with the terms of the  
5 37 agreement, the department of inspections and appeals  
5 38 may employ additional full-time equivalent positions  
5 39 ~~for the fiscal years ending prior to July 1, 2007, to~~  
5 40 enforce the provisions of the chapters, with the  
5 41 approval of the department of management. Before  
5 42 approval is given, the director of the department of  
5 43 management shall determine that the expenses exceed  
5 44 the funds budgeted by the general assembly for food  
5 45 inspections to the department of inspections and  
5 46 appeals. The department of inspections and appeals  
5 47 may hire no more than one full-time equivalent  
5 48 position for each six hundred inspections required  
5 49 pursuant to this chapter and chapters 137C and 137D.  
5 50 2. Notwithstanding chapter 137D, and sections



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6 1 137C.9 and 137F.6, if the conditions described in this  
6 2 section are met, fees imposed pursuant to that chapter  
6 3 and those sections shall be retained by and are  
6 4 appropriated to the department of inspections and  
6 5 appeals ~~for the each fiscal years ending prior to July~~  
~~6 6 1, 2007, year or until such time as the general~~  
6 7 assembly appropriates funds to provide for salaries,  
6 8 support, maintenance, and miscellaneous purposes  
6 9 associated with the additional inspections.

6 10 ~~3. This section is repealed July 1, 2007.~~

6 11 Sec.     . Section 137F.6, Code 2007, is amended to  
6 12 read as follows:

6 13 137F.6 LICENSE == REINSPECTION == PLAN REVIEW  
6 14 FEES.

6 15 1. The regulatory authority shall collect the  
6 16 following annual license fees through June 30, 2008:

6 17 ~~1. a.~~ For a mobile food unit or pushcart, ~~twenty~~  
6 18 sixty dollars.

6 19 ~~2. b.~~ For a temporary food establishment per  
6 20 fixed location, ~~twenty-five~~ thirty-five dollars.

6 21 ~~3. c.~~ For a vending machine, twenty dollars for  
6 22 the first machine and five dollars for each additional  
6 23 machine.

6 24 4. ~~d.~~ For a food establishment which prepares or  
6 25 serves food for individual portion service intended  
6 26 for consumption on=the=premises, the annual license  
6 27 fee shall correspond to the annual gross food and  
6 28 beverage sales of the food establishment, as follows:

6 29 ~~a.~~ (1) Annual gross sales of under fifty thousand  
6 30 dollars, ~~fifty~~ seventy-five dollars.

6 31 ~~b.~~ (2) Annual gross sales of at least fifty  
6 32 thousand dollars but less than one hundred thousand  
6 33 dollars, ~~eighty-five~~ one hundred twenty-five dollars.

6 34 ~~c.~~ (3) Annual gross sales of at least one hundred  
6 35 thousand dollars but less than two hundred fifty  
6 36 thousand dollars, ~~one hundred seventy-five~~ two hundred  
6 37 sixty dollars.

6 38 ~~d.~~ (4) Annual gross sales of two hundred fifty  
6 39 thousand dollars but less than five hundred thousand  
6 40 dollars, ~~two~~ three hundred dollars.

6 41 ~~e.~~ (5) Annual gross sales of five hundred  
6 42 thousand dollars or more, ~~two hundred twenty-five~~  
6 43 three hundred thirty-five dollars.

6 44 ~~5. e.~~ For a food establishment which sells food  
6 45 or food products to consumer customers intended for  
6 46 preparation or consumption off=the=premises, the  
6 47 annual license fee shall correspond to the annual  
6 48 gross food and beverage sales of the food  
6 49 establishment, as follows:

6 50 ~~a.~~ (1) Annual gross sales of under ten thousand



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- 7 1 dollars, ~~thirty~~ forty=five dollars.
- 7 2 ~~b.~~ (2) Annual gross sales of at least ten  
7 3 thousand dollars but less than two hundred fifty  
7 4 thousand dollars, ~~seventy=~~ one hundred ten  
7 5 dollars.
- 7 6 ~~e.~~ (3) Annual gross sales of at least two hundred  
7 7 fifty thousand dollars but less than five hundred  
7 8 thousand dollars, ~~one hundred fifteen~~ one hundred  
7 9 seventy= dollars.
- 7 10 ~~d.~~ (4) Annual gross sales of at least five  
7 11 hundred thousand dollars but less than seven hundred  
7 12 fifty thousand dollars, ~~one hundred fifty~~ two hundred  
7 13 twenty=five dollars.
- 7 14 ~~e.~~ (5) Annual gross sales of seven hundred fifty  
7 15 thousand dollars or more, ~~two hundred twenty=~~ five  
7 16 three hundred thirty=five dollars.
- 7 17 ~~6.~~ f. For a food processing plant, the annual  
7 18 license fee shall correspond to the annual gross food  
7 19 and beverage sales of the food processing plant, as  
7 20 follows:
- 7 21 ~~a.~~ (1) Annual gross sales of under fifty thousand  
7 22 dollars, ~~fifty~~ seventy=five dollars.
- 7 23 ~~b.~~ (2) Annual gross sales of at least fifty  
7 24 thousand dollars but less than two hundred fifty  
7 25 thousand dollars, one hundred fifty dollars.
- 7 26 ~~e.~~ (3) Annual gross sales of at least two hundred  
7 27 fifty thousand dollars but less than five hundred  
7 28 thousand dollars, ~~one hundred fifty~~ two hundred  
7 29 twenty=five dollars.
- 7 30 ~~d.~~ (4) Annual gross sales of five hundred  
7 31 thousand dollars or more, ~~two hundred fifty~~ three  
7 32 hundred seventy=five dollars.
- 7 33 ~~7.~~ g. For a farmers market where potentially  
7 34 hazardous food is sold or distributed, one seasonal  
7 35 license fee of one hundred dollars for each vendor on  
7 36 a countywide basis.
- 7 37 ~~h.~~ A food establishment covered by ~~subsections 4~~  
7 38 ~~and 5~~ paragraphs "d" and "e" shall be assessed license  
7 39 fees not to exceed seventy=five percent of the total  
7 40 fees applicable under both ~~subsections~~ paragraphs.
- 7 41 ~~i.~~ Upon transfer of ownership of an existing food  
7 42 establishment or food processing plant subject to a  
7 43 license fee under paragraph "d", "e", or "f", the new  
7 44 owner shall pay the last license fee amount paid by  
7 45 the previous owner for the first year of licensure.  
7 46 In subsequent years, the licensee shall pay the fee  
7 47 specified for the licensee's annual gross sales.
- 7 48 ~~j.~~ A new applicant subject to a license fee under  
7 49 paragraph "d", "e", or "f" shall pay the license fee  
7 50 based on projected gross sales under each of the



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8 1 applicable paragraphs for the first year of licensure.  
8 2 In subsequent years, the licensee shall pay the fee  
8 3 specified for the licensee's annual gross sales.  
8 4 k. For a food establishment or food processing  
8 5 plant that is being remodeled or newly constructed and  
8 6 that is subject to a license fee under paragraph "d",  
8 7 "e", or "f", the applicant shall pay, in addition to  
8 8 any other fees assessed under this chapter, a plan  
8 9 review fee of up to two hundred fifty dollars, as  
8 10 determined by the regulatory authority.  
8 11 l. For a food establishment or food processing  
8 12 plant that is being remodeled and that is subject to a  
8 13 license fee under paragraph "d", "e", or "f", the  
8 14 licensee shall pay, in addition to any other fees  
8 15 assessed under this chapter, a plan review fee of up  
8 16 to two hundred fifty dollars, as determined by the  
8 17 regulatory authority.  
8 18 m. If a routine inspection or a complaint  
8 19 investigation of a food establishment or food  
8 20 processing plant subject to a license fee under  
8 21 paragraph "d", "e", or "f" reveals the presence of one  
8 22 or more critical violations and requires one or more  
8 23 physical reinspections, a reinspection fee equal to  
8 24 fifty dollars shall be assessed for each reinspection.  
8 25 Failure to pay the reinspection fee shall subject a  
8 26 food establishment or food processing plant to  
8 27 suspension or revocation of the food establishment's  
8 28 or food processing plant's license pursuant to section  
8 29 137F.7 and to the penalty provisions of section  
8 30 137F.17.  
8 31 2. The regulatory authority shall collect the  
8 32 following annual license fees beginning July 1, 2008:  
8 33 a. For a mobile food unit or pushcart, one hundred  
8 34 dollars.  
8 35 b. For a temporary food establishment per fixed  
8 36 location, fifty dollars.  
8 37 c. For a vending machine, twenty dollars for the  
8 38 first machine and five dollars for each additional  
8 39 machine.  
8 40 d. For a food establishment which prepares or  
8 41 serves food for individual portion service intended  
8 42 for consumption on-the-premises, the annual license  
8 43 fee shall correspond to the annual gross food and  
8 44 beverage sales of the food establishment, as follows:  
8 45 (1) Annual gross sales of under fifty thousand  
8 46 dollars, one hundred dollars.  
8 47 (2) Annual gross sales of at least fifty thousand  
8 48 dollars but less than one hundred thousand dollars,  
8 49 one hundred seventy dollars.  
8 50 (3) Annual gross sales of at least one hundred



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House Amendment 2025 continued

9 1 thousand dollars but less than two hundred fifty  
9 2 thousand dollars, three hundred fifty dollars.  
9 3 (4) Annual gross sales of two hundred fifty  
9 4 thousand dollars but less than five hundred thousand  
9 5 dollars, four hundred dollars.  
9 6 (5) Annual gross sales of five hundred thousand  
9 7 dollars or more, four hundred fifty dollars.  
9 8 e. For a food establishment which sells food or  
9 9 food products to consumer customers intended for  
9 10 preparation or consumption off=the=premises, the  
9 11 annual license fee shall correspond to the annual  
9 12 gross food and beverage sales of the food  
9 13 establishment, as follows:  
9 14 (1) Annual gross sales of under ten thousand  
9 15 dollars, sixty dollars.  
9 16 (2) Annual gross sales of at least ten thousand  
9 17 dollars but less than two hundred fifty thousand  
9 18 dollars, one hundred fifty dollars.  
9 19 (3) Annual gross sales of at least two hundred  
9 20 fifty thousand dollars but less than five hundred  
9 21 thousand dollars, two hundred thirty dollars.  
9 22 (4) Annual gross sales of at least five hundred  
9 23 thousand dollars but less than seven hundred fifty  
9 24 thousand dollars, three hundred dollars.  
9 25 (5) Annual gross sales of seven hundred fifty  
9 26 thousand dollars or more, four hundred fifty dollars.  
9 27 f. For a food processing plant, the annual license  
9 28 fee shall correspond to the annual gross food and  
9 29 beverage sales of the food processing plant, as  
9 30 follows:  
9 31 (1) Annual gross sales of under fifty thousand  
9 32 dollars, one hundred dollars.  
9 33 (2) Annual gross sales of at least fifty thousand  
9 34 dollars but less than two hundred fifty thousand  
9 35 dollars, two hundred dollars.  
9 36 (3) Annual gross sales of at least two hundred  
9 37 fifty thousand dollars but less than five hundred  
9 38 thousand dollars, three hundred dollars.  
9 39 (4) Annual gross sales of five hundred thousand  
9 40 dollars or more, five hundred dollars.  
9 41 g. For a farmers market where potentially  
9 42 hazardous food is sold or distributed, one seasonal  
9 43 license fee of one hundred dollars for each vendor on  
9 44 a countywide basis.  
9 45 h. A food establishment, at one location address  
9 46 and with the same owner, covered by paragraphs "d" and  
9 47 "e" shall be assessed license fees not to exceed  
9 48 seventy=five percent of the total fees applicable  
9 49 under both paragraphs. A food establishment, at one  
9 50 location address and with the same owner, covered by



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House Amendment 2025 continued

10 1 paragraphs "d" and "e" shall be assessed only one  
10 2 applicable license fee in each category of those  
10 3 paragraphs. If a food establishment under this  
10 4 paragraph meets the requirements under subsection 6  
10 5 for an additional discount, the establishment shall be  
10 6 entitled to only one fifty-dollar discount to be  
10 7 applied to the combined cost of both license fees.

10 8 i. Upon transfer of ownership of an existing food  
10 9 establishment or food processing plant subject to a  
10 10 license fee under paragraph "d", "e", or "f", the new  
10 11 owner shall pay the last license fee amount paid by  
10 12 the previous owner for the first year of licensure.  
10 13 In subsequent years, the licensee shall pay the fee  
10 14 specified for the licensee's annual gross sales.

10 15 j. A new applicant subject to a license fee under  
10 16 paragraph "d", "e", or "f" shall pay the license fee  
10 17 based on projected gross sales under each of the  
10 18 applicable paragraphs for the first year of licensure.  
10 19 In subsequent years, the licensee shall pay the fee  
10 20 specified for the licensee's annual gross sales.

10 21 k. For a food establishment or food processing  
10 22 plant that is being remodeled or newly constructed and  
10 23 that is subject to a license fee under paragraph "d",  
10 24 "e", or "f", the applicant shall pay, in addition to  
10 25 any other fees assessed under this chapter, a plan  
10 26 review fee of up to two hundred fifty dollars, as  
10 27 determined by the regulatory authority.

10 28 l. For a food establishment or food processing  
10 29 plant that is being remodeled and that is subject to a  
10 30 license fee under paragraph "d", "e", or "f", the  
10 31 licensee shall pay, in addition to any other fees  
10 32 assessed under this chapter, a plan review fee of up  
10 33 to two hundred fifty dollars, as determined by the  
10 34 regulatory authority.

10 35 m. If a routine inspection or a complaint  
10 36 investigation of a food establishment or food  
10 37 processing plant subject to a license fee under  
10 38 paragraph "d", "e", or "f" reveals the presence of one  
10 39 or more critical violations and requires one or more  
10 40 physical reinspections, a reinspection fee equal to  
10 41 fifty dollars shall be assessed for each reinspection.  
10 42 Failure to pay the reinspection fee shall subject a  
10 43 food establishment or food processing plant to  
10 44 suspension or revocation of the food establishment's  
10 45 or food processing plant's license pursuant to section  
10 46 137F.7 and to the penalty provisions of section  
10 47 137F.17.

10 48 3. All fees imposed pursuant to this chapter shall  
10 49 be increased annually, except as provided in this  
10 50 chapter, in an amount equal to the consumer price



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House Amendment 2025 continued

11 1 index for all urban consumers for the immediately  
11 2 preceding calendar year, as published in the federal  
11 3 register by the United States department of labor's  
11 4 bureau of labor statistics. If the amount is less  
11 5 than ten dollars, no increase shall occur until the  
11 6 cumulative effect of the consumer price index is equal  
11 7 to or greater than ten dollars. The increase shall be  
11 8 rounded to the nearest whole dollar.

11 9 4. Fees collected by the department shall be  
11 10 deposited in the general fund of the state. Fees  
11 11 collected by a municipal corporation shall be retained  
11 12 by the municipal corporation for regulation of food  
11 13 establishments and food processing plants licensed  
11 14 under this chapter.

11 15 5. Each vending machine licensed under this  
11 16 chapter shall bear a readily visible identification  
11 17 tag or decal provided by the licensee, containing the  
11 18 licensee's business address and phone number, and a  
11 19 company license number assigned by the regulatory  
11 20 authority.

11 21 6. If an establishment licensed under subsection  
11 22 1, paragraph "d" or paragraph "e", has a person in  
11 23 charge with an active certified food protection  
11 24 manager certificate from a program approved by the  
11 25 conference on food protection for the entire previous  
11 26 twelve-month period and has been issued no critical  
11 27 violations during the previous twelve-month period,  
11 28 the establishment's license fee for the current  
11 29 renewal period shall be reduced by fifty dollars,  
11 30 except as provided in subsection 2, paragraph "h".

11 31 Sec. \_\_\_\_ . Section 137F.10, Code 2007, is amended  
11 32 to read as follows:

11 33 137F.10 REGULAR INSPECTIONS.

11 34 The appropriate regulatory authority shall provide  
11 35 for the inspection of each food establishment and food  
11 36 processing plant in this state in accordance with this  
11 37 chapter and with rules adopted pursuant to this  
11 38 chapter in accordance with chapter 17A. A regulatory  
11 39 authority may enter a food establishment or food  
11 40 processing plant at any reasonable hour to conduct an  
11 41 inspection. The manager or person in charge of the  
11 42 food establishment or food processing plant shall  
11 43 afford free access to every part of the premises and  
11 44 render all aid and assistance necessary to enable the  
11 45 regulatory authority to make a thorough and complete  
11 46 inspection. As part of the inspection process, the  
11 47 regulatory authority shall provide an explanation of  
11 48 the violation or violations cited and provide guidance  
11 49 regarding correction and elimination of the violation  
11 50 or violations.





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House Amendment 2025 continued

13	1	than ten thousand cases .....	\$175.00
13	2		350.00
13	3	<del>6.</del> <u>f.</u> Ten thousand cases or more .....	\$250.00
13	4		500.00
13	5	<u>2.</u> The license shall expire one year after its	
13	6	date of issue. For the purpose of determining fees, a	
13	7	case shall be thirty dozen eggs. All fees collected	
13	8	shall be remitted to the treasurer of state for	
13	9	deposit in the general fund of the state.	
13	10	<u>3.</u> If an egg handler is not operating during the	
13	11	month of April, the department shall estimate the	
13	12	volume of eggs purchased or handled, or both, and may	
13	13	revise the fee based on three months of operation.	
13	14	Sec. _____. Section 331.756, subsection 32, Code	
13	15	2007, is amended to read as follows:	
13	16	32. Assist the department of inspections and	
13	17	appeals in the enforcement of the <del>Iowa food code rules</del>	
13	18	<u>setting minimum standards to protect consumers from</u>	
13	19	<u>foodborne illness adopted pursuant to section 137F.2</u>	
13	20	and the Iowa hotel sanitation code, as provided in	
13	21	sections 137F.19 and 137C.30.	
13	22	Sec. _____. FOOD CODE APPLICABILITY == TEMPORARY	
13	23	PROVISIONS. Pending the adoption of rules pursuant to	
13	24	section 137F.2, as amended by this Act, the 1997	
13	25	edition of the United States food and drug	
13	26	administration food code, with the amendments or	
13	27	exceptions thereto in effect prior to the effective	
13	28	date of this Act, shall continue in effect.	
13	29	Sec. _____. EFFECTIVE DATE.	
13	30	1. The section of this division of this Act	
13	31	amending section 137F.3A, being deemed of immediate	
13	32	importance, takes effect upon enactment.	
13	33	2. The section of this division of this Act	
13	34	amending section 196.3, takes effect July 1, 2008.	
13	35	3. Section 137F.6, subsection 3, as enacted in	
13	36	this division of this Act providing for fees to be	
13	37	adjusted annually based on the consumer price index	
13	38	shall be effective for determining fees for fiscal	
13	39	years beginning on or after July 1, 2009.	
13	40	4. Section 137F.6, subsection 6, as enacted in	
13	41	this division of this Act providing for a discount for	
13	42	having a certified food manager and no critical	
13	43	violations takes effect July 1, 2008.>	
13	44		
13	45		
13	46		
13	47	JOCHUM of Dubuque	
13	48		
13	49		
13	50		



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House Amendment 2025 continued

14 1 RAECKER of Polk  
14 2 SF 601.720 82  
14 3 mg/gg/10014



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House Amendment 2026

PAG LIN

1 1 Amend the amendment, H=1954, to Senate File 588, as  
1 2 amended, passed, and reprinted by the Senate, as  
1 3 follows:  
1 4 #1. Page 1, by striking lines 11 through 17 and  
1 5 inserting the following: <cause the pledge of  
1 6 allegiance to be recited, and America the beautiful or  
1 7 the star spangled banner to be recited or sung, at the  
1 8 beginning of each school day. However, if a student  
1 9 has a musical instrument, the student may play America  
1 10 the beautiful or the star spangled banner on the  
1 11 instrument in lieu of reciting or singing those songs.  
1 12 Persons reciting the pledge of allegiance and reciting  
1 13 or singing America the beautiful or the star spangled  
1 14 banner shall stand holding their hand over their  
1 15 heart, though a student playing America the beautiful  
1 16 or the star spangled banner shall be exempt from this  
1 17 requirement. A student shall not be compelled,  
1 18 against the student's objections or those of the  
1 19 student's parent or guardian, to recite the pledge of  
1 20 allegiance or to recite or sing America the beautiful  
1 21 or the star spangled banner, but shall be required  
1 22 to>.  
1 23  
1 24  
1 25  
1 26 R. OLSON of Polk  
1 27 SF 588.525 82  
1 28 kh/je/9793  
1 29  
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House Amendment 2027

PAG LIN

1 1 Amend the amendment, H=1951, to Senate File 588, as  
1 2 amended, passed, and reprinted by the Senate, as  
1 3 follows:  
1 4 #1. Page 1, line 12, by inserting after the word  
1 5 <purposes,> the following: <for reciting, singing, or  
1 6 playing on an instrument America the beautiful or the  
1 7 star spangled banner,>.  
1 8 #2. Page 1, line 15, by inserting after the word  
1 9 <year.> the following: <Notwithstanding this  
1 10 unnumbered paragraph, if a student receives credit in  
1 11 a music class for reciting, singing, or playing on an  
1 12 instrument America the beautiful or the star spangled  
1 13 banner, the student shall not be required to make up  
1 14 the time used for the time credited.>  
1 15  
1 16  
1 17  
1 18 R. OLSON of Polk  
1 19 SF 588.1  
1 20 kh/jg/  
1 21  
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# House Amendment 2028

PAG LIN

1 1 Amend Senate File 580, as passed by the Senate, as  
1 2 follows:  
1 3 #1. Page 2, by striking lines 20 through 29.  
1 4 #2. Title page, line 1, by striking the words <,  
1 5 making appropriations,>.  
1 6  
1 7  
1 8  
1 9 RAECKER of Polk  
1 10 SF 580.502 82  
1 11 mg/je/9089  
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# House Amendment 2029

PAG LIN

1 1 Amend House Concurrent Resolution 10 as follows:  
1 2 #1. Page 2, line 3, by inserting after the word  
1 3 <laws,> the following: <the state archivist,>.  
1 4 #2. Page 2, line 9, by inserting after the word  
1 5 <council,> the following: <the Iowa broadcasters  
1 6 association, the department of administrative  
1 7 services' information technology enterprise,>.  
1 8 #3. By renumbering as necessary.  
1 9  
1 10  
1 11  
1 12 JOCHUM of Dubuque  
1 13 HCR 10.202 82  
1 14 rh/es/9531  
1 15  
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# House Amendment 2030

PAG LIN

1 1 Amend House File 932 as follows:  
1 2 #1. Page 2, line 9, by striking the word <repair>  
1 3 and inserting the following: <construction, repair,>.  
1 4  
1 5  
1 6  
1 7 HUSER of Polk  
1 8 HF 932.201 82  
1 9 dea/es/8966  
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# House Amendment 2031

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. Page 24, by inserting after line 35 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. MAINSTREET PROGRAM. There is  
 1 6 appropriated from the general fund of the state to the  
 1 7 department of economic development for the fiscal year  
 1 8 beginning July 1, 2007, and ending June 30, 2008, the  
 1 9 following amount, or so much thereof as is necessary,  
 1 10 to be used for the purposes designated:  
 1 11 For the mainstreet program, including salaries,  
 1 12 support, maintenance, and miscellaneous purposes:  
 1 13 ..... \$500,000>  
 1 14  
 1 15  
 1 16  
 1 17 GRANZOW of Hardin  
 1 18  
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 1 20  
 1 21 SODERBERG of Plymouth  
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 1 25 MAY of Dickinson  
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 1 29 SANDS of Louisa  
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 1 33 DOLECHECK of Ringgold  
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 1 37 WORTHAN of Buena Vista  
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 1 41 LUKAN of Dubuque  
 1 42  
 1 43  
 1 44  
 1 45 WINDSCHITL of Harrison  
 1 46  
 1 47  
 1 48  
 1 49 DEYOE of Story  
 1 50



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House Amendment 2031 continued

2 1  
2 2  
2 3 KAUFMANN of Cedar  
2 4  
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2 7 HEATON of Henry  
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2 11 GRASSLEY of Butler  
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2 15 DE BOEF of Keokuk  
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2 19 PAULSEN of Linn  
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2 23 BAUDLER of Adair  
2 24  
2 25  
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2 27 HUSEMAN of Cherokee  
2 28  
2 29  
2 30  
2 31 JACOBS of Polk  
2 32 SF 601.311 82  
2 33 tm/cf/9623



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**House Amendment 2032**

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. Page 21, by inserting after line 20 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. LABOR MANAGEMENT COMMITTEES. There is  
 1 6 appropriated from the general fund of the state to the  
 1 7 department of workforce development for the fiscal year  
 1 8 beginning July 1, 2007, and ending June 30, 2008, the  
 1 9 following amount, or so much thereof as is necessary,  
 1 10 to be used for the purposes designated:  
 1 11 For grants to area labor management committees  
 1 12 which promote workforce development and retention, and  
 1 13 which serve to maintain a labor relations environment  
 1 14 conducive to the retention, attraction, and growth of  
 1 15 targeted industries, provided that the committees  
 1 16 match the funds in cash from sources other than the  
 1 17 state:  
 1 18 ..... \$ 100,000>  
 1 19  
 1 20  
 1 21  
 1 22 JOCHUM of Dubuque  
 1 23 SF 601.315 82  
 1 24 mg/cf/10016  
 1 25  
 1 26  
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House Amendment 2033

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. By striking page 45, line 24, through page 46,  
 1 4 line 7, and inserting the following:  
 1 5 272.27 STUDENT TEACHING AND OTHER EDUCATIONAL  
 1 6 EXPERIENCES.  
 1 7 If the rules adopted by the board of educational  
 1 8 examiners for issuance of any type or class of license  
 1 9 require an applicant to complete work in student  
 1 10 teaching, ~~an accredited college or university located~~  
 1 11 ~~within the state of Iowa and states conterminous with~~  
 1 12 ~~Iowa may offer a program or programs of teacher~~  
 1 13 ~~education approved by the director of the department~~  
 1 14 ~~of education or the appropriate authority in states~~  
 1 15 ~~conterminous with Iowa by entering prestudent teaching~~  
 1 16 experiences, field experiences, practicums, clinicals,  
 1 17 or internships, an institution with a practitioner  
 1 18 preparation program approved by the state board of  
 1 19 education under section 256.7, subsection 3, shall  
 1 20 enter into a written contract with any ~~accredited~~  
 1 21 school district ~~or private~~ , accredited nonpublic  
 1 22 school, preschool registered or licensed by the  
 1 23 department of human services, or area education agency  
 1 24 in Iowa under terms and conditions as agreed upon by  
 1 25 the contracting parties. The terms and conditions of  
 1 26 a written contract entered into with a preschool  
 1 27 pursuant to this section shall provide that a student  
 1 28 teacher be under the direct supervision of an  
 1 29 appropriately licensed cooperating teacher who is  
 1 30 employed to teach at the preschool. Students actually  
 1 31 teaching or engaged in preservice licensure activities  
 1 32 in a school district under the terms of such a  
 1 33 contract are entitled to the same protection, under  
 1 34 section 670.8, as is afforded by that section to  
 1 35 officers and employees of the school district, during  
 1 36 the time they are so assigned.>  
 1 37 #2. By renumbering as necessary.  
 1 38  
 1 39  
 1 40  
 1 41 WINCKLER of Scott  
 1 42 SF 601.1  
 1 43 mg/jg/25  
 1 44  
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# House Amendment 2034

PAG LIN

1 1 Amend Senate File 580 as follows:  
1 2 #1. Page 2, by inserting after line 16 the  
1 3 following:  
1 4 <\_\_\_\_. In promoting and marketing the tax amnesty  
1 5 program, the director shall collaborate with the Iowa  
1 6 Lottery in the use of television and radio  
1 7 advertising.>  
1 8  
1 9  
1 10  
1 11 RAECKER of Polk  
1 12  
1 13  
1 14  
1 15 VAN FOSSEN of Scott  
1 16 SF 580.202 82  
1 17 mg/es/10021  
1 18  
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**House Amendment 2035**

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
 1 2 reprinted by the Senate, as follows:  
 1 3 #1. Page 39, by inserting after line 23 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. NEW SECTION. 91F.1 UNAUTHORIZED  
 1 6 ALIENS == EMPLOYER PROHIBITION.  
 1 7 An employer shall not knowingly employ as an  
 1 8 employee an unauthorized alien. For purposes of this  
 1 9 section, "knowingly employ as an employee an  
 1 10 unauthorized alien" includes cases in which an  
 1 11 employer actually knows a person is an unauthorized  
 1 12 alien and cases in which any person exercising  
 1 13 reasonable care should know from facts and  
 1 14 circumstances that a person is an unauthorized alien.  
 1 15 Sec. \_\_\_\_\_. NEW SECTION. 91F.2 PENALTIES.  
 1 16 1. An employer who violates section 91F.1 is  
 1 17 subject to a civil penalty of up to one thousand  
 1 18 dollars for each violation.  
 1 19 2. An employer who, through repeated violation of  
 1 20 section 91F.1, demonstrates a pattern of employing  
 1 21 unauthorized aliens may be ordered to pay punitive  
 1 22 damages.  
 1 23 Sec. \_\_\_\_\_. NEW SECTION. 91F.3 UNAUTHORIZED ALIEN  
 1 24 EMPLOYER PROSECUTION FUND.  
 1 25 1. An unauthorized alien employer prosecution fund  
 1 26 is created as a separate fund in the state treasury to  
 1 27 be administered by the attorney general. Moneys  
 1 28 credited to the fund shall include civil penalties  
 1 29 assessed and punitive damages awarded under section  
 1 30 91F.2.  
 1 31 2. For each year not more than fifty thousand  
 1 32 dollars is appropriated from the fund to the  
 1 33 department of justice to be used for the investigation  
 1 34 and prosecution of employers hiring unauthorized  
 1 35 aliens, including reimbursement of expenses incurred  
 1 36 by county, municipal, and other local government  
 1 37 agencies cooperating with the attorney general in the  
 1 38 investigation and prosecution of the hiring of  
 1 39 unauthorized aliens.  
 1 40 3. Notwithstanding section 8.33, moneys credited  
 1 41 to the fund shall not revert to any other fund.  
 1 42 Notwithstanding section 12C.7, interest or earnings on  
 1 43 moneys in the fund shall be credited to the fund.>  
 1 44 #2. By renumbering as necessary.  
 1 45  
 1 46  
 1 47  
 1 48 RANTS of Woodbury  
 1 49 SF 601.220 82  
 1 50 jm/es/10010



Iowa General Assembly  
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House Amendment 2036

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 35, by inserting after line 23 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 8A.311, subsection 5, Code  
1 6 2007, is amended to read as follows:  
1 7 5. The director may enter into a cooperative  
1 8 procurement agreement with another governmental entity  
1 9 relating to the procurement of goods or services,  
1 10 whether the goods or services are for the use of the  
1 11 department or other governmental entities. The  
1 12 cooperative procurement agreement shall clearly  
1 13 specify the purpose of the agreement and the method by  
1 14 which that purpose will be accomplished. Any power  
1 15 exercised under the agreement shall not exceed the  
1 16 power granted to any party to the agreement. The  
1 17 director shall develop and maintain a statewide  

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1 18 database of city and county procurement contacts.>

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1 20  
1 21  
1 22 KRESSIG of Black Hawk  
1 23 SF 601.228 82  
1 24 mg/es/10022  
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Iowa General Assembly  
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## House Amendment 2037

PAG LIN

1 1 Amend Senate File 593, as passed by the Senate, as  
1 2 follows:  
1 3 #1. Page 1, by inserting before line 1 the  
1 4 following:  
1 5 <Section 1. Section 598.16, Code 2007, is amended  
1 6 to read as follows:  
1 7 598.16 CONCILIATION == DOMESTIC RELATIONS  
1 8 DIVISIONS.  
1 9 1. A majority of the judges in any judicial  
1 10 district, with the cooperation of any county board of  
1 11 supervisors in the district, may establish a domestic  
1 12 relations division of the district court of the county  
1 13 where the board is located. The division shall offer  
1 14 counseling and related services to persons before the  
1 15 court.  
1 16 2. ~~Upon~~ Except as provided in subsection 7, upon  
1 17 the application of the petitioner in the petition or  
1 18 by the respondent in the responsive pleading thereto  
1 19 or, within twenty days of appointment, of an attorney  
1 20 appointed under section 598.12, the court shall  
1 21 require the parties to participate in conciliation  
1 22 efforts for a period of sixty days from the issuance  
1 23 of an order setting forth the conciliation procedure  
1 24 and the conciliator.  
1 25 3. At any time upon its own motion or upon the  
1 26 application of a party the court may require the  
1 27 parties to participate in conciliation efforts for  
1 28 sixty days or less following the issuance of such an  
1 29 order.  
1 30 4. Every order for conciliation shall require the  
1 31 conciliator to file a written report by a date certain  
1 32 which shall state the conciliation procedures  
1 33 undertaken and such other matters as may have been  
1 34 required by the court. The report shall be a part of  
1 35 the record unless otherwise ordered by the court.  
1 36 Such conciliation procedure may include, but is not  
1 37 limited to, referrals to the domestic relations  
1 38 division of the court, if established, public or  
1 39 private marriage counselors, family service agencies,  
1 40 community health centers, physicians and clergy.  
1 41 5. The costs of conciliation procedures shall be  
1 42 paid in full or in part by the parties and taxed as  
1 43 court costs; however, if the court determines that the  
1 44 parties will be unable to pay the costs without  
1 45 prejudicing their financial ability to provide  
1 46 themselves and any minor children with economic  
1 47 necessities, the costs may be paid in full or in part  
1 48 by the county.  
1 49 6. Persons providing counseling and other services  
1 50 pursuant to this section are not court employees, but



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House Amendment 2037 continued

2 1 are subject to court supervision.  
2 2 7. Upon application, the court shall grant a  
2 3 waiver from the requirements of this section if a  
2 4 party demonstrates that a history of domestic abuse,  
2 5 as defined in section 236.2, exists. In determining  
2 6 whether a history of domestic abuse exists, the  
2 7 court's consideration shall include, but is not  
2 8 limited to, commencement of an action pursuant to  
2 9 section 236.3, the issuance of a protective order  
2 10 against a party or the issuance of a court order or  
2 11 consent agreement pursuant to section 236.5, the  
2 12 issuance of an emergency order pursuant to section  
2 13 236.6, the holding of a party in contempt pursuant to  
2 14 section 664A.7, the response of a peace officer to the  
2 15 scene of alleged domestic abuse or the arrest of a  
2 16 party following response to a report of alleged  
2 17 domestic abuse, or a conviction for domestic abuse  
2 18 assault pursuant to section 708.2A.>  
2 19 #2. Title page, line 1, by inserting after the  
2 20 word <to> the following: <court procedures including  
2 21 conciliation proceedings and>.  
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2 25 HUSER of Polk  
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2 29 PALMER of Mahaska  
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2 33 SWAIM of Davis  
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2 37 ANDERSON of Page  
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2 41 STRUYK of Pottawattamie  
2 42  
2 43  
2 44  
2 45 PETTENGILL of Benton  
2 46 SF 593.201 82  
2 47 jm/es/10215



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# House Amendment 2039

PAG LIN

1 1 Amend Senate File 601, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 37, by inserting after line 19 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 15F.303, subsection 3,  
1 6 paragraph b, Code 2007, is amended to read as follows:  
1 7 b. The project supports or is strategically  
1 8 aligned with other existing regional or statewide  
1 9 cultural, recreational, entertainment, or educational  
1 10 activities or with communities adjacent to cultural  
1 11 and entertainment districts whose existing or planned  
1 12 amenity base will augment or complement the cultural  
1 13 and entertainment venues of such districts.>

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1 17 VAN FOSSEN of Scott

1 18 SF 601.229 82

1 19 mg/es/10023

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House Amendment 2045

PAG LIN

1 1 Amend Senate File 588, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 24, line 30, by striking the word  
1 4 <subsection> and inserting the following:  
1 5 <subsections>.  
1 6 #2. Page 25, by inserting after line 14 the  
1 7 following:  
1 8 <NEW SUBSECTION. 28. Adopt rules establishing  
1 9 minimum teacher salaries for the fiscal year beginning  
1 10 July 1, 2007, and for each succeeding fiscal year, as  
1 11 follows:  
1 12 a. For a beginning teacher, twenty=seven thousand  
1 13 five hundred dollars.  
1 14 b. For a first=year career teacher, twenty=eight  
1 15 thousand five hundred dollars.  
1 16 c. For a career teacher employed one year or more  
1 17 at the career teacher level, twenty=nine thousand five  
1 18 hundred dollars.>  
1 19 #3. By renumbering as necessary.  
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1 23 RAECKER of Polk  
1 24 SF 588.321 82  
1 25 kh/cf/9805  
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House Amendment 2046

PAG LIN

1 1 Amend Senate File 588, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. Page 24, line 30, by striking the word  
1 4 <subsection> and inserting the following:  
1 5 <subsections>.  
1 6 #2. Page 25, by inserting after line 14 the  
1 7 following:  
1 8 <NEW SUBSECTION. 28. Adopt rules establishing  
1 9 minimum teacher salaries for the fiscal year beginning  
1 10 July 1, 2007, and for each succeeding fiscal year, as  
1 11 follows:  
1 12 a. For a beginning teacher, twenty=seven thousand  
1 13 five hundred dollars.  
1 14 b. For a first=year career teacher, twenty=eight  
1 15 thousand five hundred dollars.  
1 16 c. For a career teacher employed one year or more  
1 17 at the career teacher level, twenty=nine thousand five  
1 18 hundred dollars.>  
1 19 #3. By renumbering as necessary.  
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1 23 RAECKER of Polk  
1 24 SF 588.321 82  
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House File 931 - Introduced

HOUSE FILE  
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 905)

Passed House, Date \_\_\_\_\_

Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved

A BILL FOR

1 An Act relating to state and local budgets and taxes by  
2 authorizing a commercial property tax credit for individual  
3 and corporate income tax, reducing the assessment limitation  
4 for commercial and industrial property, establishing a  
5 legislative property tax study committee, and including  
6 effective and retroactive applicability date provisions.

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

8 TLSB 2704HV 82

9 sc/es/88



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House File 931 - Introduced continued

PAG LIN

1 1 DIVISION I  
1 2 COMMERCIAL PROPERTY TAX CREDIT  
1 3 Section 1. NEW SECTION. 422.11T COMMERCIAL PROPERTY TAX  
1 4 CREDIT.  
1 5 1. The taxes imposed under this division, less the credits  
1 6 allowed under sections 422.12 and 422.12B, shall be reduced by  
1 7 a commercial property tax credit. To qualify for this credit,  
1 8 the taxpayer shall have paid property tax during the tax year  
1 9 levied on property that is assessed as improved commercial  
1 10 property for property tax purposes, and the assessed value of  
1 11 such improved commercial property owned by the taxpayer does  
1 12 not exceed, in the aggregate statewide, three hundred thousand  
1 13 dollars.  
1 14 For purposes of this section, "improved commercial  
1 15 property" means land containing one or more structures that  
1 16 are being put to productive use.  
1 17 2. The total amount of tax credit that may be claimed by a  
1 18 taxpayer equals three hundred twenty dollars.  
1 19 3. The amount of the tax credit claimed under this section  
1 20 shall not be deducted in computing the taxpayer's taxable  
1 21 income for state income tax purposes.  
1 22 4. Any credit in excess of the tax liability shall be  
1 23 refunded with interest computed under section 422.25. In lieu  
1 24 of claiming a refund, a taxpayer may elect to have the  
1 25 overpayment shown on the taxpayer's final, completed return  
1 26 credited to the tax liability for the following tax year.  
1 27 5. An individual may claim the tax credit allowed a  
1 28 partnership, limited liability company, S corporation, estate,  
1 29 or trust electing to have the income taxed directly to the  
1 30 individual. The amount claimed by the individual shall be  
1 31 based upon the pro rata share of the individual's earnings of  
1 32 the partnership, limited liability company, S corporation,  
1 33 estate, or trust.  
1 34 6. This section is repealed January 1, 2012, for the tax  
1 35 years beginning on or after that date.



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House File 931 - Introduced continued

2 1 Sec. 2. Section 422.33, Code 2007, is amended by adding  
2 2 the following new subsection:  
2 3 NEW SUBSECTION. 24. a. The taxes imposed under this  
2 4 division shall be reduced by a commercial property tax credit.  
2 5 To qualify for this credit, the taxpayer shall have paid  
2 6 property tax during the tax year levied on property that is  
2 7 assessed as improved commercial property for property tax  
2 8 purposes, and the assessed value of such improved commercial  
2 9 property owned by the taxpayer does not exceed, in the  
2 10 aggregate statewide, three hundred thousand dollars.  
2 11 For purposes of this subsection, "improved commercial  
2 12 property" means land containing one or more structures that  
2 13 are being put to productive use.  
2 14 b. The total amount of credit that may be claimed by a  
2 15 taxpayer equals three hundred twenty dollars. For  
2 16 corporations that file a consolidated Iowa return in  
2 17 accordance with section 422.37, each corporation filing on the  
2 18 consolidated return that paid commercial property tax during  
2 19 the tax year may claim the maximum tax credit.  
2 20 c. The amount of the tax credit claimed under this  
2 21 subsection shall not be deducted in computing the taxpayer's  
2 22 taxable income for state income tax purposes. For  
2 23 corporations that file a consolidated Iowa return in  
2 24 accordance with section 422.37, each corporation filing on the  
2 25 consolidated return that claimed the credit shall not deduct  
2 26 the amount of the tax credit claimed by it for state income  
2 27 tax purposes.  
2 28 d. Any credit in excess of the tax liability shall be  
2 29 refunded with interest computed under section 422.25. In lieu  
2 30 of claiming a refund, a taxpayer may elect to have the  
2 31 overpayment shown on the taxpayer's final, completed return  
2 32 credited to the tax liability for the following tax year.  
2 33 e. This subsection is repealed January 1, 2012, for tax  
2 34 years beginning on or after that date.  
2 35 Sec. 3. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.



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House File 931 - Introduced continued

3 1 This division of this Act, being deemed of immediate  
3 2 importance, takes effect upon enactment and applies  
3 3 retroactively to January 1, 2007, for tax years beginning on  
3 4 or after that date.

3 5

DIVISION II

3 6

ASSESSMENT OF PROPERTY

3 7 Sec. 4. Section 441.21, subsection 5, Code 2007, is  
3 8 amended to read as follows:

3 9 5. For valuations established as of January 1, 1979,  
3 10 commercial property and industrial property, excluding  
3 11 properties referred to in section 427A.1, subsection 8, shall  
3 12 be assessed as a percentage of the actual value of each class  
3 13 of property. The percentage shall be determined for each  
3 14 class of property by the director of revenue for the state in  
3 15 accordance with the provisions of this section. For  
3 16 valuations established as of January 1, 1979, the percentage  
3 17 shall be the quotient of the dividend and divisor as defined  
3 18 in this section. The dividend for each class of property  
3 19 shall be the total actual valuation for each class of property  
3 20 established for 1978, plus six percent of the amount so  
3 21 determined. The divisor for each class of property shall be  
3 22 the valuation for each class of property established for 1978,  
3 23 as reported by the assessors on the abstracts of assessment  
3 24 for 1978, plus the amount of value added to the total actual  
3 25 value by the revaluation of existing properties in 1979 as  
3 26 equalized by the director of revenue pursuant to section  
3 27 441.49. For valuations established as of January 1, 1979,  
3 28 property valued by the department of revenue pursuant to  
3 29 chapters 428, 433, 437, and 438 shall be considered as one  
3 30 class of property and shall be assessed as a percentage of its  
3 31 actual value. The percentage shall be determined by the  
3 32 director of revenue in accordance with the provisions of this  
3 33 section. For valuations established as of January 1, 1979,  
3 34 the percentage shall be the quotient of the dividend and  
3 35 divisor as defined in this section. The dividend shall be the



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House File 931 - Introduced continued

4 1 total actual valuation established for 1978 by the department  
4 2 of revenue, plus ten percent of the amount so determined. The  
4 3 divisor for property valued by the department of revenue  
4 4 pursuant to chapters 428, 433, 437, and 438 shall be the  
4 5 valuation established for 1978, plus the amount of value added  
4 6 to the total actual value by the revaluation of the property  
4 7 by the department of revenue as of January 1, 1979. For  
4 8 valuations established as of January 1, 1980, commercial  
4 9 property and industrial property, excluding properties  
4 10 referred to in section 427A.1, subsection 8, shall be assessed  
4 11 at a percentage of the actual value of each class of property.  
4 12 The percentage shall be determined for each class of property  
4 13 by the director of revenue for the state in accordance with  
4 14 the provisions of this section. For valuations established as  
4 15 of January 1, 1980, the percentage shall be the quotient of  
4 16 the dividend and divisor as defined in this section. The  
4 17 dividend for each class of property shall be the dividend as  
4 18 determined for each class of property for valuations  
4 19 established as of January 1, 1979, adjusted by the product  
4 20 obtained by multiplying the percentage determined for that  
4 21 year by the amount of any additions or deletions to actual  
4 22 value, excluding those resulting from the revaluation of  
4 23 existing properties, as reported by the assessors on the  
4 24 abstracts of assessment for 1979, plus four percent of the  
4 25 amount so determined. The divisor for each class of property  
4 26 shall be the total actual value of all such property in 1979,  
4 27 as equalized by the director of revenue pursuant to section  
4 28 441.49, plus the amount of value added to the total actual  
4 29 value by the revaluation of existing properties in 1980. The  
4 30 director shall utilize information reported on the abstracts  
4 31 of assessment submitted pursuant to section 441.45 in  
4 32 determining such percentage. For valuations established as of  
4 33 January 1, 1980, property valued by the department of revenue  
4 34 pursuant to chapters 428, 433, 437, and 438 shall be assessed  
4 35 at a percentage of its actual value. The percentage shall be



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5 1 determined by the director of revenue in accordance with the  
5 2 provisions of this section. For valuations established as of  
5 3 January 1, 1980, the percentage shall be the quotient of the  
5 4 dividend and divisor as defined in this section. The dividend  
5 5 shall be the total actual valuation established for 1979 by  
5 6 the department of revenue, plus eight percent of the amount so  
5 7 determined. The divisor for property valued by the department  
5 8 of revenue pursuant to chapters 428, 433, 437, and 438 shall  
5 9 be the valuation established for 1979, plus the amount of  
5 10 value added to the total actual value by the revaluation of  
5 11 the property by the department of revenue as of January 1,  
5 12 1980. For valuations established as of January 1, 1981, and  
5 13 each year thereafter, the percentage of actual value as  
5 14 equalized by the director of revenue as provided in section  
5 15 441.49 at which commercial property and industrial property,  
5 16 excluding properties referred to in section 427A.1, subsection  
5 17 8, shall be assessed shall be calculated in accordance with  
5 18 the methods provided herein, except that any references to six  
5 19 percent in this subsection shall be four percent. For  
5 20 valuations established as of January 1, 2008, the percentage  
5 21 of actual value as equalized by the director of revenue as  
5 22 provided in section 441.49 at which commercial property and  
5 23 industrial property, excluding properties referred to in  
5 24 section 427A.1, subsection 8, shall be assessed shall be  
5 25 calculated in accordance with the methods provided herein,  
5 26 except that any references to six percent in this subsection  
5 27 shall be three percent. For valuations established as of  
5 28 January 1, 2009, the percentage of actual value as equalized  
5 29 by the director of revenue as provided in section 441.49 at  
5 30 which commercial property and industrial property, excluding  
5 31 properties referred to in section 427A.1, subsection 8, shall  
5 32 be assessed shall be calculated in accordance with the methods  
5 33 provided herein, except that any references to six percent in  
5 34 this subsection shall be two percent. For valuations  
5 35 established as of January 1, 2010, and each year thereafter,



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6 1 the percentage of actual value as equalized by the director of  
6 2 revenue as provided in section 441.49 at which commercial  
6 3 property and industrial property, excluding properties  
6 4 referred to in section 427A.1, subsection 8, shall be assessed  
6 5 shall be calculated in accordance with the methods provided  
6 6 herein, except that any references to six percent in this  
6 7 subsection shall be one percent. For valuations established  
6 8 as of January 1, 1981, and each year thereafter, the  
6 9 percentage of actual value at which property valued by the  
6 10 department of revenue pursuant to chapters 428, 433, 437, and  
6 11 438 shall be assessed shall be calculated in accordance with  
6 12 the methods provided herein, except that any references to ten  
6 13 percent in this subsection shall be eight percent. Beginning  
6 14 with valuations established as of January 1, 1979, and each  
6 15 year thereafter, property valued by the department of revenue  
6 16 pursuant to chapter 434 shall also be assessed at a percentage  
6 17 of its actual value which percentage shall be equal to the  
6 18 percentage determined by the director of revenue for  
6 19 commercial property, industrial property, or property valued  
6 20 by the department of revenue pursuant to chapters 428, 433,  
6 21 437, and 438, whichever is lowest.

6 22 DIVISION III

6 23 PROPERTY TAX STUDY

6 24 Sec. 5. LEGISLATIVE PROPERTY TAX STUDY COMMITTEE.

6 25 1. A legislative property tax study committee is  
6 26 established. The study committee shall conduct a  
6 27 comprehensive review of property taxation in Iowa including  
6 28 but not limited to the continued use of property taxes as a  
6 29 major funding source for local governments and for local  
6 30 school districts in Iowa, the classification and assessment of  
6 31 property for property tax purposes and the impact of the tie  
6 32 between residential and agricultural property assessments, the  
6 33 level of consistency employed in classifying and assessing  
6 34 property for property tax purposes, the various exemptions and  
6 35 credits currently available to property taxpayers and the



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7 1 impact on local government and state budgets and on other  
7 2 taxpayers of providing those credits and exemptions, and the  
7 3 use of property taxes as an economic development tool and the  
7 4 impact on local and state government budgets and on other  
7 5 taxpayers of such use. In its study, the committee shall  
7 6 address the goals of property tax simplification and equity.  
7 7 2. a. The committee shall be comprised of the following  
7 8 voting members:  
7 9 (1) Five members who are members of the senate, three of  
7 10 whom shall be appointed by the majority leader of the senate  
7 11 and two of whom shall be appointed by the minority leader of  
7 12 the senate.  
7 13 (2) Five members who are members of the house of  
7 14 representatives, three of whom shall be appointed by the  
7 15 speaker of the house of representatives and two of whom shall  
7 16 be appointed by the minority leader of the house of  
7 17 representatives.  
7 18 b. The committee shall be comprised of the following  
7 19 nonvoting members who shall be appointed by the majority  
7 20 leader of the senate and the speaker of the house of  
7 21 representatives in consultation with the minority leaders of  
7 22 the senate and the house of representatives:  
7 23 (1) One member from an association representing Iowa  
7 24 counties.  
7 25 (2) One member from an association representing Iowa  
7 26 cities.  
7 27 (3) One member from an association representing Iowa  
7 28 school boards.  
7 29 (4) One member from an association representing  
7 30 agricultural property taxpayers.  
7 31 (5) One member from an association representing Iowa  
7 32 commercial property taxpayers.  
7 33 (6) One member from an association representing Iowa  
7 34 industrial taxpayers.  
7 35 (7) One member representing residential taxpayers.



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House File 931 - Introduced continued

8 1 (8) One member from an association representing Iowa  
8 2 telecommunications property taxpayers.  
8 3 (9) Representatives of other interests as designated by  
8 4 the legislative council.

8 5 c. The committee shall be comprised of the following  
8 6 nonvoting members who shall be appointed by the governor:

8 7 (1) A representative employed by the department of  
8 8 management.

8 9 (2) A representative employed by the department of  
8 10 revenue.

8 11 (3) A representative employed by the department of  
8 12 economic development.

8 13 3. The property tax study committee shall meet during the  
8 14 2007 and 2008 legislative interims at the call of the  
8 15 chairperson. The committee is authorized to hold as many  
8 16 meetings as the committee deems necessary.

8 17 4. The property tax study committee may contract with one  
8 18 or more tax consultants or experts familiar with the Iowa  
8 19 property tax system. The legislative council, pursuant to its  
8 20 authority in section 2.42, may allocate to the study committee  
8 21 funding from moneys available to it in section 2.12 for the  
8 22 purpose of contracting with the consultant or expert.

8 23 5. The property tax study committee shall submit a final  
8 24 report to the general assembly on or before January 5, 2009.  
8 25 The final report shall include but not be limited to findings,  
8 26 analyses, and recommendations by the committee.

8 27 EXPLANATION

8 28 This bill makes changes relating to state and local budgets  
8 29 and taxes.

8 30 Division I of the bill provides for an individual and  
8 31 corporate income tax credit for a certain amount of commercial  
8 32 property tax paid during the tax year. For a taxpayer to  
8 33 qualify, the property tax shall have been paid on improved  
8 34 commercial property, and the taxpayer owns less than \$300,000  
8 35 of improved commercial property in the aggregate statewide.



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House File 931 - Introduced continued

9 1 The credit is equal to \$320. For corporations included in a  
9 2 consolidated Iowa return, each corporation in the consolidated  
9 3 return that paid commercial property tax can claim the maximum  
9 4 credit. The credit amount is not allowed as a deduction in  
9 5 computing Iowa taxable income. Any credit in excess of the  
9 6 tax liability is refundable.

9 7 This credit is repealed effective January 1, 2012, for tax  
9 8 years beginning on or after that date.

9 9 The division takes effect upon enactment and applies  
9 10 retroactively to January 1, 2007, for tax years beginning on  
9 11 or after that date.

9 12 Division II of the bill changes the property tax assessment  
9 13 limitation percentage for commercial and industrial property  
9 14 from 4 percent to 3 percent for assessment year 2008, 2  
9 15 percent for assessment year 2009, and 1 percent for assessment  
9 16 year 2010 and subsequent assessment years.

9 17 Division III of the bill establishes a legislative property  
9 18 tax study committee to conduct a comprehensive review of  
9 19 property taxation in Iowa. The committee shall be comprised  
9 20 of legislative members and nonvoting members representing  
9 21 certain interest groups and state departments. The division  
9 22 authorizes the study committee to contract with one or more  
9 23 tax consultants or experts familiar with the Iowa property tax  
9 24 system. The study committee is to meet during the 2007 and  
9 25 2008 legislative interims, and is to submit a final report to  
9 26 the general assembly on or before January 5, 2009.

9 27 LSB 2704HV 82

9 28 sc:rj/es/88



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House File 932 - Introduced

HOUSE FILE  
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 321)

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

A BILL FOR

- 1 An Act relating to revenue for the construction and maintenance
- 2 of roads.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 2934HV 82
- 5 dea/cf/24



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House File 932 - Introduced continued

PAG LIN

1 1 Section 1. NEW SECTION. 312A.1 DEFINITIONS.  
1 2 As used in this chapter, unless the context otherwise  
1 3 requires:  
1 4 1. "Department" means the state department of  
1 5 transportation.  
1 6 2. "Fund", or "TIME=21 fund", means the transportation  
1 7 investment moves the economy in the twenty=first century fund.  
1 8 Sec. 2. NEW SECTION. 312A.2 TRANSPORTATION INVESTMENT  
1 9 MOVES THE ECONOMY IN THE TWENTY=FIRST CENTURY (TIME=21) FUND.  
1 10 A transportation investment moves the economy in the  
1 11 twenty=first century fund is created in the state treasury  
1 12 under the control of the department. The fund shall be known  
1 13 and referred to as the TIME=21 fund. The fund shall consist  
1 14 of any moneys appropriated by the general assembly and any  
1 15 revenues credited by law to the TIME=21 fund. Moneys in the  
1 16 fund are not subject to section 8.33. Notwithstanding section  
1 17 12C.7, subsection 2, interest or earnings on moneys deposited  
1 18 in the fund shall be credited to the fund.  
1 19 Sec. 3. NEW SECTION. 312A.3 ALLOCATION AND USE OF FUNDS.  
1 20 Moneys in the TIME=21 fund shall be credited and used as  
1 21 follows:  
1 22 1. Sixty percent for deposit in the primary road fund to  
1 23 be used exclusively for highway maintenance and construction,  
1 24 including purchase of right=of=way but not including project  
1 25 planning and design. The following projects are eligible for  
1 26 funding under this subsection and shall have funding priority  
1 27 in the order listed:  
1 28 a. Completion of projects on highways designated as access  
1 29 Iowa highways pursuant to 2005 Iowa Acts, chapter 178, section  
1 30 41.  
1 31 b. Projects on highways in the commercial and industrial  
1 32 highway network that are included in the department's  
1 33 five=year plan, or in the long=range plan, for the primary  
1 34 road system. Priority shall be given to projects in areas of  
1 35 the state that have existing biodiesel, ethanol, or other



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House File 932 - Introduced continued

2 1 biorefinery plants.  
2 2 c. Projects on interstate highways.  
2 3 2. Twenty percent for deposit in the secondary road fund,  
2 4 for apportionment according to the methodology adopted  
2 5 pursuant to section 312.3C, to be used by counties for  
2 6 construction and maintenance projects on secondary road  
2 7 bridges and on highways in the farm-to-market road system. At  
2 8 least ten percent of the moneys allocated to a county under  
2 9 this subsection shall be used for bridge repair and  
2 10 maintenance, with priority given to projects that aid and  
2 11 support economic development and job creation.  
2 12 3. Twenty percent for deposit in the street construction  
2 13 fund of the cities, apportioned on the basis of population in  
2 14 the manner provided in section 312.3, to be used to sustain  
2 15 and improve the municipal street system.  
2 16 Sec. 4. NEW SECTION. 312A.4 FUTURE REPEAL.  
2 17 This chapter is repealed June 30, 2028.  
2 18 Sec. 5. NEW SECTION. 307.31 PERIODIC REVIEW OF REVENUES  
2 19 == EVALUATION OF ALTERNATIVE FUNDING SOURCES.  
2 20 1. The department shall periodically review the current  
2 21 revenue levels of the road use tax fund and the sufficiency of  
2 22 those revenues for the projected construction and maintenance  
2 23 needs of city, county, and state governments in the future.  
2 24 The department shall submit a written report to the general  
2 25 assembly regarding its findings by December 31 every five  
2 26 years, beginning in 2011. The report may include  
2 27 recommendations concerning funding levels needed to support  
2 28 the future mobility and accessibility for users of Iowa's  
2 29 public road system.  
2 30 2. The department shall evaluate alternative funding  
2 31 sources for road maintenance and construction and report to  
2 32 the general assembly at least every five years on the  
2 33 advantages and disadvantages and the viability of alternative  
2 34 funding mechanisms. The department's evaluation of  
2 35 alternative funding sources may be included in the report



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House File 932 - Introduced continued

3 1 submitted to the general assembly under subsection 1.  
3 2 Sec. 6. Section 312.2, subsections 12 and 13, Code 2007,  
3 3 are amended to read as follows:  
3 4 12. The treasurer of state, before making the allotments  
3 5 provided for in this section, shall credit monthly from the  
3 6 road use tax fund to the revitalize Iowa's sound economy fund,  
3 7 created under section 315.2, the revenue accruing to the road  
3 8 use tax fund in the amount equal to the revenues collected  
3 9 under each of the following:  
3 10 a. From the excise tax on motor fuel and special fuel  
3 11 imposed under the tax rate of section 452A.3 except aviation  
3 12 gasoline, the amount of excise tax collected from one and  
3 13 ~~eleven-twentieths~~ three-fourths cents per gallon.  
3 14 b. From the excise tax on special fuel for diesel engines,  
3 15 the amount of excise tax collected from one and  
3 16 ~~eleven-twentieths~~ three-fourths cents per gallon.  
3 17 13. The treasurer of state, before making the allotments  
3 18 provided for in this section, shall credit monthly from the  
3 19 road use tax fund to the secondary road fund the revenue  
3 20 accruing to the road use tax fund in the amount equal to the  
3 21 revenues collected under each of the following:  
3 22 a. From the excise tax on motor fuel and special fuel  
3 23 imposed under the tax rate of section 452A.3, except aviation  
3 24 gasoline, the amount of excise tax collected from  
3 25 ~~nine-twentieths~~ one-fourth cent per gallon.  
3 26 b. From the excise tax on special fuel for diesel engines,  
3 27 the amount of excise tax collected from ~~nine-twentieths~~  
3 28 one-fourth cent per gallon.  
3 29 Sec. 7. Section 315.4, Code 2007, is amended to read as  
3 30 follows:  
3 31 315.4 ALLOCATION OF FUND.  
3 32 Moneys credited to the RISE fund shall be allocated as  
3 33 follows:  
3 34 1. ~~Twenty thirty-firsts~~ Four-sevenths for deposit in the  
3 35 primary road fund for the use of the department on primary



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House File 932 - Introduced continued

4 1 road projects ~~exclusively for highways which are identified~~  
4 2 ~~under section 307A.2 as being part of the network of~~  
4 3 ~~commercial and industrial highways.~~ as follows:  
4 4 a. Fifty percent for highways that support the production  
4 5 or transport of renewable fuels, including primary highways  
4 6 that connect biofuel facilities to highways in the commercial  
4 7 and industrial highway network.  
4 8 b. Fifty percent for highways that have been designated by  
4 9 the state transportation commission as access Iowa highways  
4 10 pursuant to 2005 Iowa Acts, chapter 178, section 41.  
4 11 2. ~~One thirty=first~~ One=seventh for the use of counties on  
4 12 secondary road projects, including secondary roads that  
4 13 connect biofuel facilities to highways in the commercial and  
4 14 industrial highway network.  
4 15 3. ~~Ten thirty=firsts~~ Two=sevenths for the use of cities on  
4 16 city street projects.  
4 17 Commencing June 30, 1990, all uncommitted moneys in the  
4 18 RISE fund on June 30 of each year which are allocated under  
4 19 this section for the use of counties on secondary road  
4 20 projects shall be credited to the secondary road fund.  
4 21 Sec. 8. TIME=21 REVENUE COMMITTEE.  
4 22 1. The legislative council shall establish a study  
4 23 committee for the 2007 legislative interim to address the  
4 24 revenue needs of the TIME=21 fund created in this Act. The  
4 25 membership of the committee shall consist of eight members of  
4 26 the general assembly as follows:  
4 27 a. Four members of the senate, two appointed by the  
4 28 majority leader of the senate and two appointed by the  
4 29 minority leader of the senate.  
4 30 b. Four members of the house of representatives, two  
4 31 appointed by the speaker of the house and two appointed by the  
4 32 minority leader of the house.  
4 33 2. The committee may consider the revenue options proposed  
4 34 in the 2006 report prepared by the state department of  
4 35 transportation entitled "study of Iowa's current road use tax



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House File 932 - Introduced continued

5 1 funds (RUTF) and future road maintenance and construction  
5 2 needs", as well as any other revenue options and related  
5 3 issues. The committee shall report its findings and  
5 4 recommendations, including a proposal for funding the TIME=21  
5 5 fund, to the general assembly by January 15, 2008.

5 6 EXPLANATION

5 7 This bill creates a new transportation investment moves the  
5 8 economy in the 21st century fund in the state treasury under  
5 9 the control of the department of transportation. The fund is  
5 10 to be known as the TIME=21 fund. The fund shall consist of  
5 11 revenues appropriated by the general assembly or credited by  
5 12 law to the fund.

5 13 The bill allocates 60 percent of TIME=21 funds to the  
5 14 primary road fund, 20 percent to the secondary road fund, and  
5 15 20 percent to the street construction fund of the cities.

5 16 The bill specifies that funds allocated from the TIME=21  
5 17 fund to the primary road fund shall be used for construction  
5 18 and maintenance projects on access Iowa highways, commercial  
5 19 and industrial network (CIN) highways that are included in the  
5 20 transportation department's five-year plan or long-range plan,  
5 21 and interstate highways. Projects on access Iowa highways  
5 22 have the highest funding priority, followed by CIN highway  
5 23 projects, with preference given to projects in areas with  
5 24 existing biodiesel, ethanol, or other biorefinery plants.  
5 25 Funds used for construction may be used for purchase of  
5 26 right-of-way, but not for planning and design. The bill  
5 27 establishes that projects in key corridors that are programmed  
5 28 for construction in the 2007=2011 Iowa transportation  
5 29 improvement program have funding priority.

5 30 The bill directs that TIME=21 funds allocated to the  
5 31 secondary road fund are to be used for construction and  
5 32 maintenance of secondary road bridges and for construction and  
5 33 maintenance of farm-to-market roads. At least 10 percent of  
5 34 the moneys received by a county must be used for bridge repair  
5 35 and maintenance with priority given to projects that aid and



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House File 932 - Introduced continued

6 1 support economic development and job creation. The bill  
6 2 provides for allocation of TIME=21 funds to the street  
6 3 construction fund of the cities on a population basis, to be  
6 4 used to sustain and improve roads in the municipal street  
6 5 system.  
6 6 Provisions in the bill concerning the TIME=21 fund are  
6 7 repealed June 30, 2028.  
6 8 The bill increases the amount of revitalize Iowa's sound  
6 9 economy (RISE) funds available to counties by revising the  
6 10 formula for allocation of motor fuel tax revenues from the  
6 11 road use tax fund to the RISE fund and the secondary road  
6 12 fund, and revising the distribution formula for RISE funds.  
6 13 The amount of the excise tax on motor fuel and special fuel,  
6 14 other than aviation gasoline, and on special fuel for diesel  
6 15 engines allocated to the RISE fund is changed from one and  
6 16 eleven=twentieths cents per gallon to one and three=fourths  
6 17 cents per gallon, and the amount of those taxes allocated to  
6 18 the secondary road fund is changed from nine=twentieths cents  
6 19 per gallon to one=fourth cent per gallon.  
6 20 The allocation of RISE moneys to the primary road fund is  
6 21 changed from twenty thirty=firsts to four=sevenths of total  
6 22 RISE moneys, to the secondary road fund from one thirty=first  
6 23 to one=seventh of the total, and to the cities from ten  
6 24 thirty=firsts to two=sevenths of the total. The bill  
6 25 specifies that 50 percent of RISE funds deposited in the  
6 26 primary road fund shall be used for highways that support the  
6 27 production and transport of renewable fuels, including  
6 28 highways that connect biofuel facilities with highways in the  
6 29 commercial and industrial highway network, and the remaining  
6 30 50 percent shall be used for highways designated by the  
6 31 transportation commission as access Iowa highways. The bill  
6 32 also specifies that RISE funds deposited in the secondary road  
6 33 fund shall be used for secondary road projects, including  
6 34 projects on secondary roads that connect biofuel facilities  
6 35 with highways in the commercial and industrial highway



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House File 932 - Introduced continued

7 1 network.

7 2     The bill requires the department of transportation to  
7 3 continue to study the revenue levels of the road use tax fund  
7 4 and report its findings and recommendations to the general  
7 5 assembly every five years, beginning December 31, 2011. The  
7 6 department is also required to evaluate alternative funding  
7 7 sources for road maintenance and construction and report to  
7 8 the general assembly at least every five years on the  
7 9 viability of alternative funding mechanisms.

7 10     The bill requires the legislative council to establish an  
7 11 interim committee composed of eight legislative members to  
7 12 study funding options for the TIME=21 fund and report the  
7 13 committee's recommendations to the general assembly by January  
7 14 15, 2008.

7 15 LSB 2934HV 82

7 16 dea:rj/cf/24



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House File 933 - Introduced

HOUSE FILE  
BY COMMITTEE ON GOVERNMENT  
OVERSIGHT

(SUCCESSOR TO HSB 313)

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

A BILL FOR

1 An Act relating to insurance by allowing certain associations to  
2 qualify as self-insurers for purposes of Iowa's motor vehicle  
3 financial responsibility laws and by expanding the powers of  
4 the commissioner of insurance to enforce the state's insurance  
5 laws.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
7 TLSB 2921HV 82  
8 av/gg/14



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House File 933 - Introduced continued

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1 1 Section 1. Section 321.20B, subsection 2, paragraph b,  
1 2 Code 2007, is amended to read as follows:

1 3 b. The ~~insurance division and the department, as~~  
1 4 ~~appropriate,~~ shall adopt rules regarding the contents of a  
1 5 financial liability coverage card to be issued pursuant to  
1 6 this section.

1 7 (1) Notwithstanding the provisions of this section, a  
1 8 fleet owner who is issued a certificate of self=insurance  
1 9 pursuant to section 321A.34, subsection 1, is not required to  
1 10 maintain in each vehicle a financial liability coverage card  
1 11 with the individual registration number or the vehicle  
1 12 identification number of the vehicle included on the card.  
1 13 Such fleet owner shall be required to maintain a financial  
1 14 liability coverage card in each vehicle in the fleet including  
1 15 information deemed appropriate by the ~~commissioner of~~  
1 16 ~~insurance or the director, as applicable.~~

1 17 (2) An association of individual members that is issued a  
1 18 certificate of self=insurance pursuant to section 321A.34,  
1 19 subsection 2, is required to maintain in each vehicle of an  
1 20 individual member a financial liability coverage card that  
1 21 complies with the provisions of this section and in addition  
1 22 contains information relating to the association and the  
1 23 association's certificate of self=insurance as is deemed  
1 24 appropriate by the director.

1 25 Sec. 2. Section 321A.34, subsections 1 and 2, Code 2007,  
1 26 are amended to read as follows:

1 27 1. a. Any person in whose name more than twenty=five  
1 28 motor vehicles are registered may qualify as a self=insurer by  
1 29 obtaining a certificate of self=insurance issued by the  
1 30 department as provided in ~~subsection 2 of this section~~  
1 31 paragraph "b".

1 32 ~~2.~~ b. The department may, upon the application of such a  
1 33 person, issue a certificate of self=insurance if the  
1 34 department is satisfied that the person has and will continue  
1 35 to have the ability to pay judgments obtained against the



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2 1 person for damages arising out of the ownership, maintenance,  
2 2 or use of any vehicle owned by the person. A person issued a  
2 3 certificate of self=insurance pursuant to this ~~section~~  
2 4 subsection shall maintain a financial liability coverage card  
2 5 as provided in section 321.20B, subsection 2, paragraph "b",  
2 6 subparagraph (1).

2 7 2. a. Any association of individual members that is a  
2 8 legal entity with the power to sue and be sued in its own name  
2 9 and which is composed of individual members in whose names a  
2 10 total of more than twenty=five motor vehicles are registered,  
2 11 may qualify as a self=insurer by obtaining a certificate of  
2 12 insurance issued by the department as provided in paragraph  
2 13 "b".

2 14 b. The department may, upon the application of such an  
2 15 association, issue a certificate of self=insurance if the  
2 16 department is satisfied that the association has and will  
2 17 continue to have the ability to pay judgments obtained against  
2 18 the association or against an individual member of the  
2 19 association for damages arising out of the ownership,  
2 20 maintenance, or use of any vehicle owned by an individual  
2 21 member of the association. An association issued a  
2 22 certificate of self=insurance pursuant to this paragraph shall  
2 23 maintain a financial liability coverage card as provided in  
2 24 section 321.20B, subsection 2, paragraph "b", subparagraph  
2 25 (2).

2 26 Sec. 3. Section 505.8, Code 2007, is amended by adding the  
2 27 following new subsection:

2 28 NEW SUBSECTION. 8. The commissioner may, after a hearing  
2 29 conducted pursuant to chapter 17A, assess fines or penalties,  
2 30 order restitution, or take other corrective action as the  
2 31 commissioner deems necessary and appropriate to accomplish  
2 32 compliance with the laws of the state relating to all  
2 33 insurance business transacted in the state.

2 34 EXPLANATION

2 35 This bill allows certain associations to qualify as



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House File 933 - Introduced continued

3 1 self-insurers for purposes of Iowa's motor vehicle financial  
3 2 responsibility laws.  
3 3 Code section 321.20B is amended to provide that an  
3 4 association of individual members that is issued a certificate  
3 5 of self-insurance pursuant to Code section 321A.34, subsection  
3 6 2, is required to maintain in each vehicle of an individual  
3 7 member a financial liability card that complies with the  
3 8 provisions of the section and in addition contains information  
3 9 relating to the association and the association's certificate  
3 10 of self-insurance as deemed appropriate by the director of the  
3 11 department of transportation.  
3 12 Code section 321.34 is amended by adding a new subsection  
3 13 that allows an association of individual members that is a  
3 14 legal entity with the power to sue and be sued in its own name  
3 15 and which is composed of individual members in whose names a  
3 16 total of more than 25 motor vehicles are registered, to  
3 17 qualify as a self-insurer by obtaining a certificate of  
3 18 self-insurance issued by the department of transportation.  
3 19 The bill further provides that the department shall issue  
3 20 such a certificate of self-insurance if the department is  
3 21 satisfied that the association has and will continue to have  
3 22 the ability to pay judgments obtained against the association  
3 23 or against an individual member of the association for damages  
3 24 arising out of the ownership, maintenance, or use of any  
3 25 vehicle owned by an individual member of the association. An  
3 26 association that is issued a certificate of self-insurance is  
3 27 required to maintain a financial liability coverage card as  
3 28 described above.  
3 29 The bill also amends Code section 505.8 to provide that the  
3 30 commissioner of insurance may assess fines or penalties, order  
3 31 restitution, or take other corrective action as deemed  
3 32 necessary and appropriate to accomplish compliance with the  
3 33 state's insurance laws.  
3 34 LSB 2921HV 82  
3 35 av:rj/gg/14



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House Resolution 52

PAG LIN

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

1 1 HOUSE RESOLUTION NO. \_\_\_\_

1 2 BY BELL, ROBERTS, GIPP, and MURPHY

1 3 A Resolution supporting a free trade agreement between

1 4 the Republic of China on Taiwan and the United States.

1 5 WHEREAS, the Republic of China on Taiwan and the

1 6 United States enjoy one of the most important economic

1 7 and strategic international relationships that exists

1 8 today; and

1 9 WHEREAS, together, Taiwan and the United States

1 10 promote a shared belief in freedom, democracy, and

1 11 market principles; and

1 12 WHEREAS, the level of mutual investment between

1 13 Taiwan and the United States is substantial; and

1 14 WHEREAS, streamlined foreign investment procedures

1 15 developed under a free trade agreement between Taiwan

1 16 and the United States would create new business

1 17 opportunities and new jobs; and

1 18 WHEREAS, a free trade agreement between Taiwan and

1 19 the United States would encourage greater innovations

1 20 and manufacturing efficiencies by stimulating joint

1 21 technological development, practical applications, and

1 22 new cooperative ventures; and

1 23 WHEREAS, a recent study by the United States

1 24 International Trade Commission supports the

1 25 negotiation of a free trade agreement between Taiwan

1 26 and the United States; and

1 27 WHEREAS, a free trade agreement between Taiwan and

1 28 the United States would build on the existing strong

1 29 relations between Taiwan and the United States to

1 30 simultaneously boost Taiwan's security and democracy



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House Resolution 52 continued

2 1 and serve the broader interests of the United States  
2 2 in the Asia-Pacific region; NOW THEREFORE,  
2 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
2 4 That the House of Representatives supports the  
2 5 negotiation of a free trade agreement between the  
2 6 Republic of China on Taiwan and the United States of  
2 7 America; and  
2 8 BE IT FURTHER RESOLVED, That upon adoption, an  
2 9 official copy of this Resolution be prepared and  
2 10 presented to the Taipei Economic and Cultural Office  
2 11 located in Chicago, Illinois.  
2 12 LSB 2940HH 82  
2 13 jr:nh/gg/14



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Senate Amendment 3446

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1 1 Amend House File 912, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 3, by inserting after line 14 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 423.4, Code 2007, is amended by  
1 6 adding the following new subsection:  
1 7 NEW SUBSECTION. 8. a. The owner of an  
1 8 information technology facility located in this state  
1 9 on July 1, 2007, and having a primary business with a  
1 10 North American industry classification system number  
1 11 518210 or 541519 as verified by the department of  
1 12 economic development using nationally recognized  
1 13 third-party sources such as Hoovers, Harris Directory  
1 14 or others designated by the department of economic  
1 15 development, may make an annual application for up to  
1 16 five consecutive years to the department for the  
1 17 refund of the sales or use tax upon the sales price of  
1 18 all sales of fuel used in creating heat, power, and  
1 19 steam for processing or generating electrical current,  
1 20 or from the sale of electricity consumed by computers,  
1 21 machinery, or other equipment for operation of the  
1 22 technology facility.  
1 23 b. An information technology facility shall  
1 24 qualify for the refund in this subsection if all of  
1 25 the following criteria are met:  
1 26 (1) The facility's six-digit North American  
1 27 industry classification system number 518210 or 541519  
1 28 indicates that the facility is primarily engaged in  
1 29 providing computer-related services.  
1 30 (2) The capital expenditures for computers,  
1 31 machinery, and other equipment used in the operation  
1 32 of the facility equals at least one million dollars.  
1 33 (3) The facility is certified as meeting the  
1 34 Leadership in Energy and Environmental Design (LEED)  
1 35 standards.  
1 36 c. The refund may be obtained only in the  
1 37 following manner and under the following conditions:  
1 38 (1) The applicant shall use forms furnished by the  
1 39 department.  
1 40 (2) The applicant shall separately list the  
1 41 amounts of sales and use tax paid during the reporting  
1 42 period.  
1 43 (3) The applicant may request when the refund  
1 44 begins, but it must start on the first day of a month  
1 45 and proceed for a continuous twelve-month period.  
1 46 d. In determining the amount to be refunded, if  
1 47 the dates of the utility billing or meter reading  
1 48 cycle for the sale or furnishing of metered gas and  
1 49 electricity is on or after the first day of the first  
1 50 month through the last day of the last month of the



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Senate Amendment 3446 continued

2 1 refund year, the full amount of tax charged in the  
2 2 billings shall be refunded. In determining the amount  
2 3 to be refunded, if the dates of the sale or furnishing  
2 4 of fuel for purposes of commercial energy and the  
2 5 delivery of the fuel is on or after the first day of  
2 6 the first month through the last day of the last month  
2 7 of the refund year, the full amount of tax charged in  
2 8 the billings shall be refunded.  
2 9 e. To receive refunds during the five-year period,  
2 10 the applicant shall file a refund claim within three  
2 11 months after the end of each refund year.  
2 12 f. The refund in this subsection applies only to  
2 13 state sales and use tax paid and does not apply to  
2 14 local option sales and services taxes imposed pursuant  
2 15 to chapters 423B and 423E.>  
2 16 #2. Title page, by striking line 2 and inserting  
2 17 the following: <exemptions and refunds for certain  
2 18 computer-related service businesses.>  
2 19  
2 20  
2 21  
2 22 JEFF DANIELSON  
2 23 HF 912.702 82  
2 24 mg/gg/10002



**Iowa General Assembly  
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**Senate Amendment 3447**

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 14, by inserting after line 22 the  
 1 4 following:  
 1 5 <0a. To be retained by the department of human  
 1 6 services to be used for coordinating with the  
 1 7 department of human rights to more effectively serve  
 1 8 participants in the FIP program and other shared  
 1 9 clients and to meet federal reporting requirements  
 1 10 under the federal temporary assistance for needy  
 1 11 family block grant:  
 1 12 ..... \$ 20,000>  
 1 13 #2. Page 14, line 27, by striking the figure  
 1 14 <5,583,042> and inserting the following: <5,563,042>.  
 1 15 #3. Page 14, line 32, by inserting after the word  
 1 16 <department> the following: <of human rights>.  
 1 17 #4. By striking page 14, line 35, through page 15,  
 1 18 line 4, and inserting the following:  
 1 19 <(3) The department of human rights is responsible  
 1 20 for complying with all federal temporary assistance  
 1 21 for needy family block grant requirements with respect  
 1 22 to the funds allocated in this lettered paragraph and  
 1 23 for any federal penalty that may result from a failure  
 1 24 to meet the requirements. These responsibilities  
 1 25 include but are not limited to ensuring that all  
 1 26 expenditures of federal block grant and state  
 1 27 maintenance of effort funds are appropriate and  
 1 28 allowable in accordance with federal requirements and  
 1 29 meet federal work participation requirements with  
 1 30 respect to the population receiving benefits or  
 1 31 services under the family development and  
 1 32 self=sufficiency grant program that are subject to  
 1 33 work requirements.  
 1 34 (4) With the allocation of funding for the family  
 1 35 development and self=sufficiency grant program  
 1 36 directly to the department of human rights in lieu of  
 1 37 allocation through the department of human services,  
 1 38 the department of human rights shall assume all  
 1 39 responsibility for the grant program. The  
 1 40 responsibility includes identifying and addressing  
 1 41 implementation of any revisions in state law or  
 1 42 administrative rule needed to effect this change,  
 1 43 including but not limited to identifying any  
 1 44 amendments needed to section 217.12.  
 1 45 (5) The department of human rights, consistent  
 1 46 with the Accountable Government Act in chapter 8E,  
 1 47 shall adopt appropriate performance measures for the  
 1 48 grant program, including but not limited to measures  
 1 49 demonstrating how the program helps families achieve  
 1 50 self=sufficiency. The department of human rights



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Senate Amendment 3447 continued

2 1 shall submit to the governor and general assembly on  
2 2 or before August 31, 2008, a report detailing these  
2 3 measures and the outcomes achieved for fiscal year  
2 4 2007=2008.  
2 5 (6) The department of human rights shall develop a  
2 6 memorandum of agreement with the department of human  
2 7 services to coordinate referrals and delivery of  
2 8 services to participants in the FIP program and other  
2 9 shared clients and shall provide the department of  
2 10 human services with information necessary for  
2 11 compliance with federal temporary assistance for needy  
2 12 families block grant state plan and reporting  
2 13 requirements, including but not limited to financial  
2 14 and data reports.>  
2 15 #5. By renumbering as necessary.  
2 16  
2 17  
2 18  
2 19 JACK HATCH  
2 20 HF 909.728 82  
2 21 jp/gg/10116



Iowa General Assembly  
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**Senate Amendment 3448**

PAG LIN

1 1 Amend House File 918, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 11, by inserting after line 7 the  
1 4 following:  
1 5 <\_\_\_\_. "Greenhouse gas emissions" means a release  
1 6 of a greenhouse gas, as defined and determined by the  
1 7 United States environmental protection agency, into  
1 8 the outside atmosphere.  
1 9 \_\_\_\_\_. "Greenhouse gas reductions" means the  
1 10 reduction of greenhouse gas emissions as defined and  
1 11 determined by the United States environmental  
1 12 protection agency.>  
1 13 #2. By renumbering as necessary.  
1 14  
1 15  
1 16  
1 17 DAVID JOHNSON  
1 18 HF 918.205 82  
1 19 rn/es/9384  
1 20  
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Iowa General Assembly  
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**Senate Amendment 3449**

PAG LIN

1 1 Amend House File 918, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 2, line 28, by inserting after the word  
1 4 <fuels,> the following: <clean coal technology  
1 5 applications,>.  
1 6 #2. Page 2, line 30, by inserting after the word  
1 7 <fuels,> the following: <clean coal technology  
1 8 applications,>.  
1 9 #3. Page 3, line 16, by inserting after the word  
1 10 <fuels,> the following: <clean coal technology  
1 11 applications,>.  
1 12 #4. Page 3, line 30, by inserting after the word  
1 13 <conservation> the following: <and clean coal  
1 14 technology applications,>.  
1 15 #5. Page 6, line 32, by striking the word <and>.  
1 16 #6. Page 6, line 33, by inserting after the word  
1 17 <efficiency> the following: <, and clean coal  
1 18 technology applications>.  
1 19 #7. Page 8, line 24, by inserting after the word  
1 20 <efficiency> the following: <and clean coal  
1 21 technology applications>.  
1 22 #8. Page 11, by inserting after line 6 the  
1 23 following:  
1 24 <7A. "Clean coal technology" means any technology,  
1 25 including technologies applied at the precombustion,  
1 26 combustion, or postcombustion stage, at a new or  
1 27 existing facility which will achieve significant  
1 28 reductions in air emissions of sulfur dioxide or  
1 29 oxides of nitrogen associated with the utilization of  
1 30 coal in the generation of electricity, in the  
1 31 processing of steam, or in industrial products.>  
1 32 #9. By renumbering as necessary.  
1 33  
1 34  
1 35  
1 36 DAVID JOHNSON  
1 37 HF 918.506 82  
1 38 rn/je/9383  
1 39  
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**Iowa General Assembly  
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**Senate Amendment 3450**

PAG LIN

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1 1 Amend the House amendment, S=3436, to Senate File
1 2 551, as amended, passed, and reprinted by the Senate,
1 3 as follows:
1 4 #1. Page 1, by inserting before line 3, the
1 5 following:
1 6 <#____. Page 3, by striking line 9, and inserting
1 7 the following: <maintenance, miscellaneous purposes,
1 8 and for not more than the following full-time
1 9 equivalent positions:>
1 10 #____. Page 3, by inserting after line 10, the
1 11 following:
1 12 <..... FTES 1.00>
1 13 #____. Page 11, line 26, by striking the figure
1 14 <1,500,000> and inserting the following: <1,480,000>.
1 15 #____. Page 12, line 35, by striking the figure
1 16 <600,000> and inserting the following: <580,000>.
1 17 #____. Page 13, line 2, by striking the figure
1 18 <400,000> and inserting the following: <380,000>.
1 19 #____. Page 13, by inserting after line 17, the
1 20 following:
1 21 <____. For purposes of supporting a farm=to=school
1 22 program, as provided in chapter 190A, if enacted by
1 23 2007 Iowa Acts, Senate File 601, including salaries,
1 24 support, maintenance, and miscellaneous purposes:
1 25 ..... $ 80,000
1 26 _____. For purposes of supporting the office of
1 27 state apiarist, the state apiarist who shall be
1 28 appointed by the secretary of agriculture pursuant to
1 29 section 160.1, and for carrying out the duties of the
1 30 state apiarist as provided in chapter 160:
1 31 ..... $ 40,000>
1 32 #____. Page 14, line 5, by striking the figure
1 33 <2,490,000> and inserting the following: <2,470,000>.
1 34 #____. Page 14, line 19, by striking the figure
1 35 <400,000> and inserting the following: <360,000>.
1 36 #____. Page 15, line 9, by striking the figure
1 37 <500,000> and inserting the following: <480,000>.>
1 38
1 39
1 40
1 41 Dr. JOE M. SENG
1 42 DENNIS H. BLACK
1 43 NANCY J. BOETTGER
1 44 SF 551.306 82
1 45 da/cf/10167
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**Senate Amendment 3451**

PAG LIN

1 1 Amend the amendment, S=3444, to Senate File 604 as  
1 2 follows:  
1 3 #1. Page 2, by inserting after line 7 the  
1 4 following:  
1 5 <(\_\_\_\_) A representative of an association  
1 6 representing Iowa telecommunications property  
1 7 taxpayers.>  
1 8 #2. By renumbering, redesignating, and correcting  
1 9 internal references as necessary.  
1 10  
1 11  
1 12  
1 13 JOE BOLKCOM  
1 14 SF 604.702 82  
1 15 sc/gg/10223  
1 16  
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**Iowa General Assembly  
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**Senate Amendment 3452**

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 7, by inserting after line 2 the  
 1 4 following:  
 1 5 <\_\_\_\_. For the promotion of retail motor fuel sites  
 1 6 offering E=85 or biodiesel fuels for sale to the  
 1 7 public:  
 1 8 ..... \$ 25,000  
 1 9 It is the intent of the general assembly that  
 1 10 moneys appropriated in this lettered paragraph shall  
 1 11 be used by the clean air choice program administered  
 1 12 by the American lung association for promotional use  
 1 13 for retail sites that sell E=85 or biodiesel fuels to  
 1 14 the public.>  
 1 15 #2. Page 34, by inserting after line 23 the  
 1 16 following:  
 1 17 <Sec. \_\_\_\_\_. Section 455G.31, Code 2007, is amended  
 1 18 to read as follows:  
 1 19 455G.31 E=85 GASOLINE STORAGE AND DISPENSING  
 1 20 INFRASTRUCTURE.  
 1 21 1. As used in this section, unless the context  
 1 22 otherwise requires:  
 1 23 a. "E=85 gasoline", "ethanol blended gasoline",  
 1 24 and "retail dealer" mean the same as defined in  
 1 25 section 214A.1.  
 1 26 b. "Gasoline storage and dispensing  
 1 27 infrastructure" means any storage tank located below  
 1 28 ground or above ground and any associated equipment  
 1 29 including but not limited to a pipe, hose, connection,  
 1 30 fitting seal, or pump, which is used to store,  
 1 31 measure, and dispense gasoline by a retail dealer.  
 1 32 2. A retail dealer may use gasoline storage and  
 1 33 dispensing infrastructure to store and dispense E=85  
 1 34 gasoline if all of the following apply:  
 1 35 a. For gasoline storage and dispensing  
 1 36 infrastructure other than the dispenser, the  
 1 37 department of natural resources under this chapter or  
 1 38 the state fire marshal under chapter 101 must  
 1 39 determine that it is compatible with E=85 gasoline.  
 1 40 If the compatibility of the thread sealant or adhesive  
 1 41 is undetermined, the thread sealant or adhesive may  
 1 42 continue to be used if precision line testing is  
 1 43 conducted annually and if an analysis to determine  
 1 44 compatibility of the thread sealant or adhesive is  
 1 45 completed by July 1, 2011.  
 1 46 b. For a dispenser, ~~the manufacturer must state~~  
 1 47 all of the following shall apply:  
 1 48 (1) ~~That the dispenser is, in the opinion of the~~  
 1 49 ~~manufacturer, not incompatible with E=85 gasoline.~~  
 1 50 The manufacturer must state that the dispenser is



**Iowa General Assembly  
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Senate Amendment 3452 continued

2 1 listed by an independent testing laboratory as  
 2 2 compatible with ethanol blended gasoline.  
 2 3 (2) The manufacturer has initiated the process of  
 2 4 applying to an independent testing laboratory for  
 2 5 listing of the equipment for use in dispensing E=85  
 2 6 gasoline.  
 2 7 A manufacturer's statement must include a written  
 2 8 statement, with reference to a particular type and  
 2 9 model of equipment for use in dispensing E=85  
 2 10 gasoline, signed by a responsible official on behalf  
 2 11 of the manufacturer, provided either to the retail  
 2 12 dealer using the gasoline storage and dispensing  
 2 13 infrastructure or to the department of natural  
 2 14 resources or the state fire marshal. If the written  
 2 15 statement is provided to a retail dealer, the  
 2 16 statement shall be retained in the files on the  
 2 17 premises of the retail dealer and shall be available  
 2 18 to personnel of the department of natural resources or  
 2 19 the state fire marshal upon request. The owner or  
 2 20 operator or a person authorized by the owner or  
 2 21 operator must visually inspect the dispenser and the  
 2 22 dispenser sump daily for leaks and equipment failure  
 2 23 and maintain a record of such inspection for at least  
 2 24 one year after the inspection. If a leak is detected,  
 2 25 the department of natural resources shall be notified  
 2 26 pursuant to section 455B.386.  
 2 27 If a commercially available dispenser is listed as  
 2 28 compatible for use with E=85 gasoline by an  
 2 29 independent testing laboratory, this paragraph "b"  
 2 30 shall not apply to new dispensers installed after the  
 2 31 commercial availability of such a certified dispenser.  
 2 32 3. This section is repealed July 1, 2009.>  
 2 33 #3. By renumbering as necessary.  
 2 34  
 2 35  
 2 36  
 2 37 THOMAS RIELLY  
 2 38 BRIAN SCHOENJAHN  
 2 39 FRANK B. WOOD  
 2 40 HF 911.719 82  
 2 41 rh/gg/10198



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Senate Amendment 3453

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 5, by inserting after line 32 the  
1 4 following:  
1 5 <Of the amount appropriated in this lettered  
1 6 paragraph, \$100,000 shall be allocated for the EB  
1 7 Lyons nature and interpretive center at the mines of  
1 8 Spain state recreation area.>  
1 9 #2. By renumbering as necessary.  
1 10  
1 11  
1 12  
1 13 TOM HANCOCK  
1 14  
1 15  
1 16  
1 17 ROGER STEWART  
1 18  
1 19  
1 20  
1 21 MICHAEL CONNOLLY  
1 22 HF 911.521 82  
1 23 rh/je/10199  
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# Senate Amendment 3454

PAG LIN

1 1 Amend the amendment, S=3440, to Senate File 604, as  
1 2 follows:  
1 3 #1. Page 1, by striking lines 2 through 7 and  
1 4 inserting the following:  
1 5 <#\_\_\_\_. Page 2, line 28, by striking the figure  
1 6 <2007> and inserting the following: <2006>.  
1 7 #\_\_\_\_. Page 2, line 32, by striking the figure  
1 8 <2007> and inserting the following: <2006>.  
1 9 #\_\_\_\_. Page 2, line 35, by striking the figure  
1 10 <2007> and inserting the following: <2006>.>  
1 11  
1 12  
1 13  
1 14 HERMAN C. QUIRMBACH  
1 15 SF 604.503 82  
1 16 sc/je/10226  
1 17  
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**Iowa General Assembly  
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## Senate Amendment 3455

PAG LIN

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1 1 Amend the House amendment, S=3436, to Senate File
1 2 551, as amended, passed, and reprinted by the Senate,
1 3 as follows:
1 4 #1. Page 1, by inserting before line 3, the
1 5 following:
1 6 <#____. Page 3, by striking line 9, and inserting
1 7 the following: <maintenance, miscellaneous purposes,
1 8 and for not more than the following full-time
1 9 equivalent positions:>
1 10 #____. Page 3, by inserting after line 10, the
1 11 following:
1 12 <..... FTEs 1.00>
1 13 #____. Page 11, line 26, by striking the figure
1 14 <1,500,000> and inserting the following: <1,480,000>.
1 15 #____. Page 12, line 35, by striking the figure
1 16 <600,000> and inserting the following: <580,000>.
1 17 #____. Page 13, line 2, by striking the figure
1 18 <400,000> and inserting the following: <386,667>.
1 19 #____. Page 13, by inserting after line 17, the
1 20 following:
1 21 <____. For purposes of supporting a farm-to-school
1 22 program, as provided in chapter 190A, if enacted by
1 23 2007 Iowa Acts, Senate File 601, including salaries,
1 24 support, maintenance, and miscellaneous purposes:
1 25 ..... $ 80,000
1 26 _____. For purposes of supporting the office of
1 27 state apiarist, including the state apiarist who shall
1 28 be appointed by the secretary of agriculture pursuant
1 29 to section 160.1, and for carrying out the duties of
1 30 the state apiarist as provided in chapter 160:
1 31 ..... $ 40,000>
1 32 #____. Page 14, line 5, by striking the figure
1 33 <2,490,000> and inserting the following: <2,470,000>.
1 34 #____. Page 14, line 19, by striking the figure
1 35 <400,000> and inserting the following: <360,000>.
1 36 #____. Page 15, line 9, by striking the figure
1 37 <500,000> and inserting the following: <480,000>.>
1 38
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1 40
1 41 Dr. JOE M. SENG
1 42 NANCY J. BOETTGER
1 43 DENNIS H. BLACK
1 44 SF 551.307 82
1 45 da/cf/10168
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**Iowa General Assembly  
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## Senate Amendment 3456

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 2, by striking lines 26 through 28 and  
 1 4 inserting the following:  
 1 5 <o. For deposit into the Iowa workforce foundation  
 1 6 for the worker's monument committee for the purpose of  
 1 7 constructing a worker's monument to be located on the  
 1 8 capitol complex:>  
 1 9 #2. Page 4, by inserting after line 15 the  
 1 10 following:  
 1 11 <\_\_\_\_. For repairs to the historic Kimball organ  
 1 12 located in Claremont, Iowa, notwithstanding section  
 1 13 8.57, subsection 6, paragraph "c":  
 1 14 ..... \$ 80,000>  
 1 15 #3. Page 4, by striking lines 17 through 22 and  
 1 16 inserting the following:  
 1 17 <a. For expenses to support the development and  
 1 18 expansion of Iowa's targeted industries pursuant to  
 1 19 section 15G.111, notwithstanding section 8.57,  
 1 20 subsection 6, paragraph "c":  
 1 21 ..... \$ 900,000>  
 1 22 #4. Page 4, by inserting after line 33 the  
 1 23 following:  
 1 24 <\_\_\_\_. For equal distribution to regional sports  
 1 25 authority districts certified by the department  
 1 26 pursuant to section 15E.321, as enacted in this Act:  
 1 27 ..... \$ 500,000  
 1 28 \_\_\_\_\_. For deposit into the workforce training and  
 1 29 economic development funds created for each community  
 1 30 college in section 260C.18A, notwithstanding section  
 1 31 8.57, subsection 6, paragraph "c":  
 1 32 ..... \$ 2,000,000>  
 1 33 #5. Page 5, by inserting after line 10 the  
 1 34 following:  
 1 35 <\_\_\_\_. For allocation to the northeast Iowa  
 1 36 community college for merged area I for the national  
 1 37 education center for agricultural safety training for  
 1 38 equipment purchase, notwithstanding section 8.57,  
 1 39 subsection 6, paragraph "c":  
 1 40 ..... \$ 35,000>  
 1 41 #6. Page 8, line 9, by striking the figure  
 1 42 <1,900,000> and inserting the following: <1,400,000>.  
 1 43 #7. Page 8, by inserting after line 14 the  
 1 44 following:  
 1 45 <Of the amount appropriated in this lettered  
 1 46 paragraph, \$200,000 shall be allocated to eastern Iowa  
 1 47 community college district for the water rescue  
 1 48 training center.>  
 1 49 #8. Page 8, by inserting after line 18 the  
 1 50 following:



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Senate Amendment 3456 continued

2 1 <Priority for funding shall be given to those  
2 2 regional emergency response training centers whose  
2 3 first project bid was let before May 1, 2007. Grants  
2 4 awarded pursuant to this lettered paragraph shall not  
2 5 exceed \$300,000 each.>  
2 6 #9. Page 8, line 22, by inserting after the word  
2 7 <subsection> the following: <, notwithstanding  
2 8 section 8.57, subsection 6, paragraph "c":>  
2 9 #10. Page 10, by inserting after line 10 the  
2 10 following:  
2 11 <Moneys appropriated in this lettered paragraph are  
2 12 contingent upon the hiring of ten new research teams  
2 13 to provide world class expertise in the area of  
2 14 biorenewable fuels research.>  
2 15 #11. Page 10, by inserting after line 14 the  
2 16 following:  
2 17 <Of the amount appropriated in this lettered  
2 18 paragraph, \$215,000 shall be allocated to the Hamilton  
2 19 county conservation board for the Jewell=Ellsworth  
2 20 trail for the development of an abandoned railroad  
2 21 right-of-way and \$200,000 shall be allocated to the  
2 22 Jefferson county trails council for the development of  
2 23 the Fairfield loop trail.  
2 24 Moneys appropriated in this lettered paragraph may  
2 25 be used for purposes of building equestrian or  
2 26 snowmobile trails that run parallel to a recreational  
2 27 trail. It is the intent of the general assembly to  
2 28 promote multiple uses for trails funded in this  
2 29 lettered paragraph and to maximize the number of trail  
2 30 users.>  
2 31 #12. Page 11, by inserting after line 8 the  
2 32 following:  
2 33 <Of the moneys deposited into the railroad  
2 34 revolving loan and grant fund pursuant to this  
2 35 lettered paragraph, up to \$100,000 may be used for the  
2 36 acquisition and installation of close-clearance  
2 37 warning devices along railroad tracks, consistent with  
2 38 the provisions of 2007 Iowa Acts, Senate File 472, if  
2 39 enacted.>  
2 40 #13. Page 11, line 22, by striking the figure  
2 41 <2,500,000> and inserting the following: <532,000>.  
2 42 #14. Page 12, by inserting after line 9 the  
2 43 following:  
2 44 <Sec. \_\_\_\_\_. DEPARTMENT OF ECONOMIC DEVELOPMENT.  
2 45 There is appropriated from the rebuild Iowa  
2 46 infrastructure fund for the fiscal year beginning July  
2 47 1, 2008, and ending June 30, 2009, the following  
2 48 amount, or so much thereof as is necessary, to be used  
2 49 for the purpose designated:  
2 50 For equal distribution to regional sports authority



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Senate Amendment 3456 continued

3 1 districts certified by the department pursuant to  
 3 2 section 15E.321, as enacted in this Act:  
 3 3 ..... \$ 500,000>  
 3 4 #15. Page 13, by inserting after line 26 the  
 3 5 following:  
 3 6 <Moneys appropriated in this lettered paragraph are  
 3 7 contingent upon the hiring of ten new research teams  
 3 8 to provide world class expertise in the area of  
 3 9 biorenewable fuels research.>  
 3 10 #16. Page 14, line 23, by striking the figure <1.>  
 3 11 #17. Page 14, line 28, by striking the word  
 3 12 <subsection> and inserting the following: <section>.  
 3 13 #18. Page 15, line 1, by striking the figure  
 3 14 <1,000,000> and inserting the following: <600,000>.  
 3 15 #19. Page 16, by inserting after line 22 the  
 3 16 following:  
 3 17 <Of the amount appropriated in this lettered  
 3 18 paragraph, \$5,000 shall be allocated to the tri=state  
 3 19 graduate center for the purchase of technology=related  
 3 20 equipment and software.>  
 3 21 #20. Page 27, by inserting after line 16 the  
 3 22 following:  
 3 23 <Sec. \_\_\_\_\_. NEW SECTION. 15E.321 REGIONAL SPORTS  
 3 24 AUTHORITY DISTRICTS.  
 3 25 1. As used in this section, "district" means a  
 3 26 regional sports authority district certified under  
 3 27 this section.  
 3 28 2. A convention and visitors bureau may apply to  
 3 29 the department for certification of a regional sports  
 3 30 authority district which may include more than one  
 3 31 city and more than one convention and visitors bureau  
 3 32 within the district. The department shall not certify  
 3 33 more than ten such districts.  
 3 34 3. Each district shall actively promote youth  
 3 35 sports, high school athletic activities, the special  
 3 36 olympics, and other nonprofessional sporting events in  
 3 37 the local area.  
 3 38 4. Each district shall be governed by a  
 3 39 seven=member board consisting of seven members  
 3 40 appointed by the convention and visitors bureau filing  
 3 41 the application pursuant to subsection 2. At least  
 3 42 three members of the board shall consist of city  
 3 43 council members of any cities located in the district.  
 3 44 Each board shall be responsible for administering  
 3 45 programs designed to promote the activities enumerated  
 3 46 in subsection 3.>  
 3 47 #21. Page 34, by inserting after line 12 the  
 3 48 following:  
 3 49 <Sec. \_\_\_\_\_. Section 321.196, subsection 1, Code  
 3 50 2007, is amended to read as follows:



Iowa General Assembly  
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Senate Amendment 3456 continued

4 1 1. a. Except as otherwise provided, a driver's  
4 2 license, other than an instruction permit, chauffeur's  
4 3 instruction permit, or commercial driver's instruction  
4 4 permit issued under section 321.180, expires five  
4 5 years from the licensee's birthday anniversary  
4 6 occurring in the year of issuance if the licensee is  
4 7 between the ages of seventeen years eleven months and  
4 8 seventy years on the date of issuance of the license.  
4 9 If the licensee is under the age of seventeen years  
4 10 eleven months or age seventy or over, the license is  
4 11 effective for a period of two years from the  
4 12 licensee's birthday anniversary occurring in the year  
4 13 of issuance. A licensee whose license is restricted  
4 14 due to vision or other physical deficiencies may be  
4 15 required to renew the license every two years. If a  
4 16 licensee is a foreign national who is temporarily  
4 17 present in this state, the license shall be issued  
4 18 only for the length of time the foreign national is  
4 19 authorized to be present as determined by the  
4 20 department, not to exceed two years.

4 21 b. On or about the first day of each month, the  
4 22 department shall notify each licensee whose driver's  
4 23 license is due to expire in the following month of the  
4 24 need to renew the license and the period for renewal.  
4 25 Upon implementation of the requirements of the federal  
4 26 real ID Act of 2005, Pub. L. No. 109=13, Division B,  
4 27 by the department, the notice shall also include  
4 28 information regarding documentation requirements for  
4 29 renewal, consistent with the provisions of the federal  
4 30 real ID Act of 2005, Pub L. No. 109=13, Division B, if  
4 31 applicable. The notice shall be mailed to the most  
4 32 recent address of record provided by the licensee  
4 33 pursuant to section 321.182, or the notice may be sent  
4 34 electronically by prior arrangement with the licensee.  
4 35 Failure to receive a renewal notice shall not affect  
4 36 the expiration of a license or the requirements for  
4 37 renewal of an expired license.>

4 38 #22. By renumbering as necessary.

4 39

4 40

4 41

4 42 COMMITTEE ON APPROPRIATIONS

4 43 ROBERT E. DVORSKY, CHAIRPERSON

4 44 HF 911.222 82

4 45 rh/es/10236



Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
April 25, 2007

**Senate Amendment 3457**

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 3, by striking lines 16 through 27 and  
1 3 inserting the following:  
1 4 <(1) For valuations established for the assessment  
1 5 year beginning January 1, 2008, ninety=five percent of  
1 6 actual value.  
1 7 (2) For valuations established for the assessment  
1 8 year beginning January 1, 2009, ninety percent of  
1 9 actual value.  
1 10 (3) For valuations established for the assessment  
1 11 year beginning January 1, 2010, eighty=five percent of  
1 12 actual value.  
1 13 (4) For valuations established for the assessment  
1 14 year beginning January 1, 2011, eighty percent of  
1 15 actual value.  
1 16 (5) For valuations established for the assessment  
1 17 year beginning January 1, 2012, seventy=five percent  
1 18 of actual value.  
1 19 (6) For valuations established for the assessment  
1 20 year beginning January 1, 2013, seventy percent of  
1 21 actual value.  
1 22 (7) For valuations established for the assessment  
1 23 year beginning January 1, 2014, sixty=five percent of  
1 24 actual value.  
1 25 (8) For valuations established for the assessment  
1 26 year beginning January 1, 2015, sixty percent of  
1 27 actual value.  
1 28 (9) For valuations established for the assessment  
1 29 year beginning January 1, 2016, and each year  
1 30 thereafter, the same percentage as the percentage of  
1 31 actual value established for residential property.>  
1 32 #2. By renumbering, redesignating, and correcting  
1 33 internal references as necessary.  
1 34  
1 35  
1 36  
1 37 BRAD ZAUN  
1 38 DAVE MULDER  
1 39 SF 604.502 82  
1 40 sc/je/10224  
1 41  
1 42  
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**Iowa General Assembly  
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**Senate Amendment 3458**

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 7, by inserting after line 2 the  
 1 4 following:  
 1 5 <\_\_\_\_. For the promotion of retail motor fuel sites  
 1 6 offering E=85 or biodiesel fuels for sale to the  
 1 7 public:  
 1 8 ..... \$ 25,000  
 1 9 It is the intent of the general assembly that  
 1 10 moneys appropriated in this lettered paragraph shall  
 1 11 be used by the clean air choice program administered  
 1 12 by the American lung association for promotional use  
 1 13 for retail sites that sell E=85 or biodiesel fuels to  
 1 14 the public.>  
 1 15 #2. Page 34, by inserting after line 23 the  
 1 16 following:  
 1 17 <Sec. \_\_\_\_\_. Section 455G.31, Code 2007, is amended  
 1 18 to read as follows:  
 1 19 455G.31 E=85 GASOLINE STORAGE AND DISPENSING  
 1 20 INFRASTRUCTURE.  
 1 21 1. As used in this section, unless the context  
 1 22 otherwise requires:  
 1 23 a. "E=85 gasoline", "ethanol blended gasoline",  
 1 24 and "retail dealer" mean the same as defined in  
 1 25 section 214A.1.  
 1 26 b. "Gasoline storage and dispensing  
 1 27 infrastructure" means any storage tank located below  
 1 28 ground or above ground and any associated equipment  
 1 29 including but not limited to a pipe, hose, connection,  
 1 30 fitting seal, or pump, which is used to store,  
 1 31 measure, and dispense gasoline by a retail dealer.  
 1 32 2. A retail dealer may use gasoline storage and  
 1 33 dispensing infrastructure to store and dispense E=85  
 1 34 gasoline if all of the following apply:  
 1 35 a. For gasoline storage and dispensing  
 1 36 infrastructure other than the dispenser, the  
 1 37 department of natural resources under this chapter or  
 1 38 the state fire marshal under chapter 101 must  
 1 39 determine that it is compatible with E=85 gasoline.  
 1 40 If the compatibility of the thread sealant or adhesive  
 1 41 is undetermined, the thread sealant or adhesive may  
 1 42 continue to be used if precision line testing is  
 1 43 conducted annually and if an analysis to determine  
 1 44 compatibility of the thread sealant or adhesive is  
 1 45 completed by July 1, 2011.  
 1 46 b. For a dispenser, ~~the manufacturer must state~~  
 1 47 all one of the following shall apply:  
 1 48 (1) ~~That the dispenser is, in the opinion of the~~  
 1 49 ~~manufacturer, not incompatible with E=85 gasoline.~~  
 1 50 The manufacturer must state that the dispenser is



Iowa General Assembly  
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Senate Amendment 3458 continued

2 1 listed by an independent testing laboratory as  
2 2 compatible with ethanol blended gasoline.  
2 3 (2) The manufacturer has initiated the process of  
2 4 applying to an independent testing laboratory for  
2 5 listing of the equipment for use in dispensing E=85  
2 6 gasoline.  
2 7 A manufacturer's statement must include a written  
2 8 statement, with reference to a particular type and  
2 9 model of equipment for use in dispensing E=85  
2 10 gasoline, signed by a responsible official on behalf  
2 11 of the manufacturer, provided either to the retail  
2 12 dealer using the gasoline storage and dispensing  
2 13 infrastructure or to the department of natural  
2 14 resources or the state fire marshal. If the written  
2 15 statement is provided to a retail dealer, the  
2 16 statement shall be retained in the files on the  
2 17 premises of the retail dealer and shall be available  
2 18 to personnel of the department of natural resources or  
2 19 the state fire marshal upon request. The owner or  
2 20 operator or a person authorized by the owner or  
2 21 operator must visually inspect the dispenser and the  
2 22 dispenser sump daily for leaks and equipment failure  
2 23 and maintain a record of such inspection for at least  
2 24 one year after the inspection. If a leak is detected,  
2 25 the department of natural resources shall be notified  
2 26 pursuant to section 455B.386.  
2 27 If a commercially available dispenser is listed as  
2 28 compatible for use with E=85 gasoline by an  
2 29 independent testing laboratory, this paragraph "b"  
2 30 shall not apply to new dispensers installed after the  
2 31 commercial availability of such a certified dispenser.  
2 32 3. This section is repealed July 1, 2009.>  
2 33 #3. By renumbering as necessary.  
2 34  
2 35  
2 36  
2 37 THOMAS RIELLY  
2 38  
2 39  
2 40  
2 41 BRIAN SCHOENJAHN  
2 42  
2 43  
2 44  
2 45 FRANK B. WOOD  
2 46 HF 911.1  
2 47 rh/cc/26



Iowa General Assembly  
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Senate Amendment 3459

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 4, by inserting before line 8 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. NEW SECTION. 441.21A RENT REDUCTIONS  
1 5 IN CERTAIN CIRCUMSTANCES.  
1 6 It is the intent of the general assembly that  
1 7 taxpayers whose property is classified as commercial  
1 8 residential property institute rent reductions to  
1 9 tenants of such commercial residential property based  
1 10 on operation of section 441.21, subsection 13,  
1 11 beginning July 1, 2009.  
1 12 If upon petition by a tenant, the department of  
1 13 revenue, after considering relevant factors in each  
1 14 particular case, determines that a landlord has not  
1 15 decreased the tenant's rent based on operation of  
1 16 section 441.21, subsection 13, the department of  
1 17 revenue shall request the landlord by mail to reduce  
1 18 the rent appropriately.  
1 19 If the landlord fails to comply with the request of  
1 20 the department of revenue within fifteen days after  
1 21 the request is mailed by the department, the  
1 22 department of revenue shall order the rent reduced by  
1 23 an appropriate amount.>  
1 24 #2. By renumbering as necessary.  
1 25  
1 26  
1 27  
1 28 PAT WARD  
1 29 SF 604.203 82  
1 30 sc/es/10225  
1 31  
1 32  
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Iowa General Assembly  
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**Senate Amendment 3460**

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 1, line 5, by striking the figure <2014>  
1 3 and inserting the following: <2016>.  
1 4 #2. Page 1, line 13, by striking the figure <2014>  
1 5 and inserting the following: <2016>.  
1 6 #3. Page 1, line 34, by striking the words and  
1 7 figures <or January 1, 2012,> and inserting the  
1 8 following: <January 1, 2012, January 1, 2013, or  
1 9 January 1, 2014,>.  
1 10 #4. Page 3, by striking lines 16 through 23 and  
1 11 inserting the following:  
1 12 <(1) For valuations established for the assessment  
1 13 year beginning January 1, 2008, ninety=two and  
1 14 five=tenths percent of actual value or the percentage  
1 15 of actual value established for residential property,  
1 16 whichever is higher.  
1 17 (2) For valuations established for the assessment  
1 18 year beginning January 1, 2009, eighty=five percent of  
1 19 actual value or the percentage of actual value  
1 20 established for residential property, whichever is  
1 21 higher.  
1 22 (3) For valuations established for the assessment  
1 23 year beginning January 1, 2010, seventy=seven and  
1 24 five=tenths percent of actual value or the percentage  
1 25 of actual value established for residential property,  
1 26 whichever is higher.  
1 27 (4) For valuations established for the assessment  
1 28 year beginning January 1, 2011, seventy percent of  
1 29 actual value or the percentage of actual value  
1 30 established for residential property, whichever is  
1 31 higher.  
1 32 (5) For valuations established for the assessment  
1 33 year beginning January 1, 2012, sixty=two and  
1 34 five=tenths percent of actual value or the percentage  
1 35 of actual value established for residential property,  
1 36 whichever is higher.  
1 37 (6) For valuations established for the assessment  
1 38 year beginning January 1, 2013, fifty=five percent of  
1 39 actual value or the percentage of actual value  
1 40 established for residential property, whichever is  
1 41 higher.>  
1 42 #5. Page 3, line 24, by striking the figure <(5)>  
1 43 and inserting the following: <(7)>.  
1 44 #6. Page 3, line 25, by striking the figure <2012>  
1 45 and inserting the following: <2014>.  
1 46 #7. By renumbering, redesignating, and correcting  
1 47 internal references as necessary.  
1 48  
1 49  
1 50



**Iowa General Assembly  
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Senate Amendment 3460 continued

2 1 THOMAS RIELLY  
2 2 SF 604.204 82  
2 3 sc/es/10238



**Iowa General Assembly  
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**Senate Amendment 3461**

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 13, by inserting after line 12 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_\_. DEPARTMENT OF VETERANS AFFAIRS. There  
 1 6 is appropriated from the rebuild Iowa infrastructure  
 1 7 fund for the fiscal year beginning July 1, 2008, and  
 1 8 ending June 30, 2009, the following amount, or so much  
 1 9 thereof as is necessary, to be used for the purposes  
 1 10 designated:  
 1 11 For capital improvement projects at the Iowa  
 1 12 veterans home:  
 1 13 ..... \$ 5,600,000  
 1 14 Notwithstanding section 8.33, moneys appropriated  
 1 15 in this section shall not revert at the close of the  
 1 16 fiscal year for which they were appropriated but shall  
 1 17 remain available for the purposes designated until the  
 1 18 close of the fiscal year that begins July 1, 2011, or  
 1 19 until the project for which the appropriation was made  
 1 20 is completed, whichever is earlier.>  
 1 21 #2. By renumbering as necessary.  
 1 22  
 1 23  
 1 24  
 1 25 LARRY McKIBBEN  
 1 26 HF 911.219 82  
 1 27 rh/es/9530  
 1 28  
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Iowa General Assembly  
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**Senate Amendment 3462**

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 10, by striking lines 3 through 5 and  
1 4 inserting the following:  
1 5 <b. For costs associated with the establishment of  
1 6 the Iowa institute for biomedical discovery for the  
1 7 study and research of certain health-related diseases  
1 8 and issues including interdisciplinary research,  
1 9 cancer, heart disease and stroke, brain disease, and  
1 10 vision and age-related disease fragility, but not  
1 11 including the study and research of issues relating to  
1 12 somatic cell nuclear transfer at the state university  
1 13 of Iowa:>  
1 14 #2. Page 13, by striking lines 17 through 19 and  
1 15 inserting the following:  
1 16 <1. For costs associated with the establishment of  
1 17 the Iowa institute for biomedical discovery for the  
1 18 study and research of certain health-related diseases  
1 19 and issues including interdisciplinary research,  
1 20 cancer, heart disease and stroke, brain disease, and  
1 21 vision and age-related disease fragility, but not  
1 22 including the study and research of issues relating to  
1 23 somatic cell nuclear transfer at the state university  
1 24 of Iowa:>  
1 25 #3. By renumbering as necessary.  
1 26  
1 27  
1 28  
1 29 JERRY BEHN  
1 30 HF 911.223 82  
1 31 rh/es/10203  
1 32  
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## Senate Amendment 3463

PAG LIN

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1 1 Amend House File 911, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 7, by inserting after line 2 the
1 4 following:
1 5 <____. For the EB Lyons nature and interpretive
1 6 center at the mines of Spain state recreation area:
1 7 ..... $ 100,000>
1 8 #2. By renumbering as necessary.
1 9
1 10
1 11
1 12 TOM HANCOCK
1 13
1 14
1 15
1 16 ROGER STEWART
1 17
1 18
1 19
1 20 MICHAEL CONNOLLY
1 21 HF 911.721 82
1 22 rh/gg/10202
1 23
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## Senate Amendment 3464

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 2, by striking lines 26 through 35 and  
1 3 inserting the following: <shall be assessed shall not  
1 4 be more than fifty percent. If the percentage of  
1 5 actual value of residential property as calculated in  
1 6 accordance with this subsection is more than fifty  
1 7 percent, the director of revenue shall reduce the  
1 8 percentage to fifty percent. For purposes of>.  
1 9  
1 10  
1 11  
1 12 JEFF ANGELO  
1 13 SF 604.701 82  
1 14 sc/gg/9408  
1 15  
1 16  
1 17  
1 18  
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Iowa General Assembly  
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Senate Amendment 3465

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 124, by inserting after line 21 the  
1 4 following:  
1 5 <DIVISION  
1 6 GRANDPARENT AND GREAT=GRANDPARENT VISITATION  
1 7 Sec. \_\_\_\_ . NEW SECTION. 600C.1 GRANDPARENT AND  
1 8 GREAT=GRANDPARENT VISITATION.  
1 9 1. The grandparent or great=grandparent of a minor  
1 10 child may petition the court for grandchild or  
1 11 great=grandchild visitation.  
1 12 2. The court shall consider a fit parent's  
1 13 objections to granting visitation under this section.  
1 14 A rebuttable presumption arises that a fit parent's  
1 15 decision to deny visitation to a grandparent or  
1 16 great=grandparent is in the best interest of a minor  
1 17 child.  
1 18 3. The court may grant visitation to the  
1 19 grandparent or great=grandparent if the court finds  
1 20 all of the following by clear and convincing evidence:  
1 21 a. The grandparent or great=grandparent has  
1 22 established a substantial relationship with the child  
1 23 prior to the filing of the petition.  
1 24 b. The parent who is being asked to temporarily  
1 25 relinquish care, custody, and control of the child to  
1 26 provide visitation is unfit to make the decision  
1 27 regarding visitation.  
1 28 c. It is in the best interest of the child to  
1 29 grant such visitation.  
1 30 4. For the purposes of this section, "court" means  
1 31 the district court or the juvenile court if that court  
1 32 currently has jurisdiction over the child in a pending  
1 33 action. If an action is not pending, the district  
1 34 court has jurisdiction.  
1 35 5. Notwithstanding any provision of this chapter  
1 36 to the contrary, venue for any action to establish,  
1 37 enforce, or modify visitation under this section shall  
1 38 be in the county where either parent resides if no  
1 39 final custody order determination relating to the  
1 40 grandchild or great=grandchild has been entered by any  
1 41 other court. If a final custody order has been  
1 42 entered by any other court, venue shall be located  
1 43 exclusively in the county where the most recent final  
1 44 custody order was entered. If any other custodial  
1 45 proceeding is pending when an action to establish,  
1 46 enforce, or modify visitation under this section is  
1 47 filed, venue shall be located exclusively in the  
1 48 county where the pending custodial proceeding was  
1 49 filed.  
1 50 6. Notice of any proceeding to establish, enforce,



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Senate Amendment 3465 continued

2 1 or modify visitation under this section shall be  
2 2 personally served upon all parents of a child whose  
2 3 interests are affected by a proceeding brought  
2 4 pursuant to this section and all grandparents or  
2 5 great-grandparents who have previously obtained a  
2 6 final order or commenced a proceeding under this  
2 7 section.  
2 8 7. The court shall not enter any temporary order  
2 9 to establish, enforce, or modify visitation under this  
2 10 section.  
2 11 8. An action brought under this section is subject  
2 12 to chapter 598B, and in an action brought to  
2 13 establish, enforce, or modify visitation under this  
2 14 section, each party shall submit in its first pleading  
2 15 or in an attached affidavit all information required  
2 16 by section 598B.209.  
2 17 9. In any action brought to establish, enforce, or  
2 18 modify visitation under this section, the court may  
2 19 award attorney fees to the prevailing party in an  
2 20 amount deemed reasonable by the court.  
2 21 10. If a proceeding to establish or enforce  
2 22 visitation under this section is commenced when a  
2 23 dissolution of marriage proceeding is pending  
2 24 concerning the parents of the affected minor child,  
2 25 the record and evidence of the dissolution action  
2 26 shall remain impounded pursuant to section 598.26.  
2 27 The impounded information shall not be released or  
2 28 otherwise made available to any person who is not the  
2 29 petitioner or respondent or an attorney of record in  
2 30 the dissolution of marriage proceeding.  
2 31 Sec. \_\_\_\_\_. Section 600.11, subsection 2, paragraph  
2 32 e, Code 2007, is amended to read as follows:  
2 33 e. A person who has been granted visitation rights  
2 34 with the child to be adopted pursuant to section  
2 35 ~~598.35~~ 600C.1.  
2 36 Sec. \_\_\_\_\_. Section 598.35, Code 2007, is repealed.>  
2 37  
2 38  
2 39  
2 40 AMANDA RAGAN  
2 41  
2 42  
2 43  
2 44 DAVE MULDER  
2 45  
2 46  
2 47  
2 48 KEITH A. KREIMAN  
2 49  
2 50



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Senate Amendment 3465 continued

- 3 1
- 3 2 JACK HATCH
- 3 3 HF 909.251 82
- 3 4 pf/es/9506



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Senate Amendment 3466

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 9, line 18, by inserting after the word  
1 4 <FUND.> the following:  
1 5 <1.>  
1 6 #2. Page 9, line 32, by striking the word  
1 7 <section> and inserting the following: <subsection>.  
1 8 #3. Page 10, line 1, by striking the word  
1 9 <section> and inserting the following: <subsection>.  
1 10 #4. Page 10, line 4, by striking the word  
1 11 <section> and inserting the following: <subsection>.  
1 12 #5. Page 10, line 15, by striking the word  
1 13 <section> and inserting the following: <subsection>.  
1 14 #6. Page 10, by inserting after line 17 the  
1 15 following:  
1 16 <2. If after the contingent appropriation is made  
1 17 in subsection 1 the balance in the veterans trust fund  
1 18 for the fiscal year beginning July 1, 2007, exceeds  
1 19 \$5,000,000, exclusive of any amount from interest or  
1 20 earnings on moneys in the trust fund or otherwise  
1 21 received from a source other than the general fund of  
1 22 the state or the rebuild Iowa infrastructure fund, the  
1 23 amount in excess of \$5,000,000 is appropriated to the  
1 24 department of veterans affairs for the fiscal year  
1 25 beginning July 1, 2007, and ending June 30, 2008, for  
1 26 transfer to the Iowa finance authority to be used as  
1 27 funding in addition to the appropriation in subsection  
1 28 1 for the home ownership assistance program.>  
1 29 #7. By renumbering as necessary.  
1 30  
1 31  
1 32  
1 33 STEVE WARNSTADT  
1 34 HF 909.729 82  
1 35 jp/gg/9216  
1 36  
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Iowa General Assembly  
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**Senate Amendment 3467**

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 8, line 16, by striking the figure  
1 4 <14,509,630> and inserting the following:  
1 5 <15,009,630>.  
1 6  
1 7  
1 8  
1 9 LARRY McKIBBEN  
1 10 HF 909.730 82  
1 11 pf/gg/10110  
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Iowa General Assembly  
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Senate Amendment 3468

PAG LIN

1 1 Amend the amendment, S=3456, to House File 911, as  
1 2 amended, passed, and reprinted by the House, as  
1 3 follows:  
1 4 #1. Page 1, by striking lines 15 through 21 and  
1 5 inserting the following:  
1 6 <#\_\_\_\_. Page 4, line 22, by striking the figure  
1 7 <1,750,000> and inserting the following: <900,000>.>  
1 8 #2. Page 2, by striking line 12 and inserting the  
1 9 following: <contingent upon the board of regents or  
1 10 Iowa state university of science and technology  
1 11 actively pursuing the hiring of new research teams>.  
1 12 #3. Page 2, line 22, by striking the words  
1 13 <Jefferson county trails council> and inserting the  
1 14 following: <city of Fairfield>.  
1 15 #4. Page 3, by striking line 7 and inserting the  
1 16 following: <contingent upon the board of regents or  
1 17 Iowa state university of science and technology  
1 18 actively pursuing the hiring of new research teams>.  
1 19 #5. Page 3, by striking lines 10 through 12.  
1 20 #6. Page 3, by inserting after line 14 the  
1 21 following:  
1 22 <#\_\_\_\_. Page 16, line 13, by striking the figure  
1 23 <4,010,375> and inserting the following:  
1 24 <3,810,375>.>  
1 25 #7. Page 3, by inserting after line 20 the  
1 26 following:  
1 27 <#\_\_\_\_. Page 17, line 17, by striking the figure  
1 28 <380,000> and inserting the following: <580,000>.>  
1 29 #8. Page 3, by striking lines 49 and 50 and  
1 30 inserting the following:  
1 31 <<Sec. \_\_\_\_\_. Section 321.191, Code 2007, is amended  
1 32 by adding the following new subsection:  
1 33 NEW SUBSECTION. 11. RENEWAL NOTICE BY MAIL. The  
1 34 state department of transportation may assess a fee of  
1 35 up to one dollar for notification by first-class mail  
1 36 in advance of the period for renewal of a driver's  
1 37 license, pursuant to section 321.196, subsection 1,  
1 38 paragraph "b". Moneys collected from the fee assessed  
1 39 under this subsection are appropriated to the state  
1 40 department of transportation for the costs associated  
1 41 with the first-class mailings.  
1 42 Sec. \_\_\_\_\_. Section 321.196, subsection 1, Code  
1 43 2007, is amended to read as follows:>>  
1 44 #9. By renumbering as necessary.  
1 45  
1 46  
1 47  
1 48 MATT McCOY  
1 49 HF 911.722 82  
1 50 rh/gg/10204



Iowa General Assembly  
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## Senate Amendment 3469

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 85, line 19, by striking the word <A>.  
1 4 #2. Page 85, by striking lines 20 and 21 and  
1 5 inserting the following: <Any unobligated>.  
1 6 #3. Page 85, line 30, by inserting after the word  
1 7 <individual.> the following: <A county may submit a  
1 8 preapproval application beginning on July 1 for the  
1 9 fiscal year of submission and the risk pool board  
1 10 shall notify the county of the risk pool board's  
1 11 decision concerning the application within forty-five  
1 12 days of receiving the application.>

1 13

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1 16 FRANK B. WOOD

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1 20 JACK HATCH

1 21 HF 909.733 82

1 22 jp/gg/10502

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Iowa General Assembly  
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Senate Amendment 3470

PAG LIN

1 1 Amend the amendment, S=3445, to House File 909, as  
1 2 amended, passed, and reprinted by the House, as  
1 3 follows:  
1 4 #1. Page 2, line 19, by striking the figure  
1 5 <618,826,820> and inserting the following:  
1 6 <625,826,820>.  
1 7 #2. Page 4, by inserting after line 3 the  
1 8 following:  
1 9 <#\_\_\_. Page 45, by striking lines 32 through 34  
1 10 and inserting the following:  
1 11 <c. (1) For the fiscal year beginning July 1,  
1 12 2007, reimbursement rates for inpatient and outpatient  
1 13 hospital services shall be increased to reflect the  
1 14 rebased inpatient and outpatient rates determined  
1 15 pursuant to 2005 Iowa Acts, chapter 175, section 29,  
1 16 subsection 1, paragraph "c", for the fiscal year  
1 17 beginning July 1, 2005, and notwithstanding the  
1 18 limitation on funding specified in that paragraph "c",  
1 19 the rebased amount shall be fully funded.>>  
1 20  
1 21  
1 22  
1 23 JAMES A. SEYMOUR  
1 24 JERRY BEHN  
1 25 E. THURMAN GASKILL  
1 26 LARRY NOBLE  
1 27 PAUL McKINLEY  
1 28 BRAD ZAUN  
1 29 DAVID JOHNSON  
1 30 PAT WARD  
1 31 DAVID L. HARTSUCH  
1 32 MARK ZIEMAN  
1 33 NANCY J. BOETTGER  
1 34 JOHN PUTNEY  
1 35 LARRY McKIBBEN  
1 36 JEFF ANGELO  
1 37 RON WIECK  
1 38 STEVE KETTERING  
1 39 JAMES F. HAHN  
1 40 MARY A. LUNDBY  
1 41 HF 909.725 82  
1 42 pf/gg/10113  
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Iowa General Assembly  
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Senate Amendment 3471

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 124, by inserting after line 21 the  
1 4 following:

1 5 <DIVISION  
1 6 BODY PIERCING AND MODIFICATION  
1 7 Sec. \_\_\_ Section 135.37, Code 2007, is amended to  
1 8 read as follows:

1 9 135.37 TATTOOING, BODY PIERCING, BODY MODIFICATION  
1 10 == PERMIT REQUIREMENT == PARENTAL CONSENT == PENALTY.

1 11 1. A person shall not own, control and lease, act  
1 12 as an agent for, conduct, manage, or operate an  
1 13 establishment to practice the art of tattooing, body  
1 14 piercing, or body modification, or engage in the  
1 15 practice of tattooing, body piercing, or body  
1 16 modification, without first applying for and receiving  
1 17 a permit from the Iowa department of public health.

1 18 2. A minor shall not obtain a tattoo, or undergo a  
1 19 body piercing or body modification, and a person shall  
1 20 not provide a tattoo, body piercing, or body  
1 21 modification to a minor. ~~For the purposes of this~~  
1 22 ~~section, "minor" means an unmarried person who is~~  
1 23 ~~under the age of eighteen years.~~

1 24 2A. For the purposes of this section:

1 25 a. "Body modification" means for commercial  
1 26 purposes the permanent or semipermanent deliberate  
1 27 altering of the human body for nonmedical reasons.  
1 28 "Body modification" does not include tattooing or body  
1 29 piercing.

1 30 b. "Body piercing" means for commercial purposes  
1 31 the act of penetrating the skin to make a hole, mark,  
1 32 or scar. "Body piercing" does not include the use of  
1 33 a mechanized, presterilized, ear-piercing system that  
1 34 penetrates the outer perimeter or lobe of the ear, or  
1 35 both.

1 36 c. "Minor" means an unmarried person who is under  
1 37 the age of eighteen years.

1 38 3. A person who fails to meet the requirements of  
1 39 subsection 1 or a person providing a tattoo, body  
1 40 piercing, or body modification to a minor is guilty of  
1 41 a serious an aggravated misdemeanor.

1 42 4. The Iowa department of public health shall:

1 43 a. Adopt rules pursuant to chapter 17A and  
1 44 establish and collect all fees necessary to administer  
1 45 this section. The provisions of chapter 17A,  
1 46 including licensing provisions, judicial review, and  
1 47 appeal, shall apply to this chapter.

1 48 b. Establish minimum safety and sanitation  
1 49 criteria for the operation of tattooing, body  
1 50 piercing, and body modification establishments.



Iowa General Assembly  
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Senate Amendment 3471 continued

2 1 5. If the Iowa department of public health  
2 2 determines that a provision of this section has been  
2 3 or is being violated, the department may order that a  
2 4 tattooing, body piercing, or body modification  
2 5 establishment not be operated until the necessary  
2 6 corrective action has been taken. If the  
2 7 establishment continues to be operated in violation of  
2 8 the order of the department, the department may  
2 9 request that the county attorney or the attorney  
2 10 general make an application in the name of the state  
2 11 to the district court of the county in which the  
2 12 violations have occurred for an order to enjoin the  
2 13 violations and confiscate commercial property and  
2 14 equipment. This remedy is in addition to any other  
2 15 legal remedy available to the department.

2 16 6. This section shall not apply to a procedure  
2 17 performed by a person licensed pursuant to chapter 148  
2 18 or 150A.>

2 19 #2. By renumbering as necessary.

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2 21

2 22

2 23 NANCY J. BOETTGER

2 24 JERRY BEHN

2 25 E. THURMAN GASKILL

2 26 JAMES A. SEYMOUR

2 27 PAUL McKINLEY

2 28 LARRY NOBLE

2 29 BRAD ZAUN

2 30 DAVE MULDER

2 31 DAVID JOHNSON

2 32 PAT WARD

2 33 JOHN PUTNEY

2 34 DAVID L. HARTSUCH

2 35 MARK ZIEMAN

2 36 LARRY McKIBBEN

2 37 RON WIECK

2 38 STEVE KETTERING

2 39 JAMES F. HAHN

2 40 MARY A. LUNDBY

2 41 HF 909.731 82

2 42 pf/gg/10111



**Iowa General Assembly  
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**Senate Amendment 3472**

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 76, by inserting after line 11 the  
 1 4 following:  
 1 5 <Sec. \_\_\_\_ . ADDITIONAL ALLOWED GROWTH FUNDING.  
 1 6 There is appropriated from the general fund of the  
 1 7 state to the department of human services for the  
 1 8 fiscal year beginning July 1, 2006, and ending June  
 1 9 30, 2007, the following amount, or so much thereof as  
 1 10 is necessary, to be used for the purposes designated:  
 1 11 To be distributed to counties in the succeeding  
 1 12 fiscal year as additional funding for purposes of and  
 1 13 in accordance with the provisions of 2006 Iowa Acts,  
 1 14 chapter 1185, section 1, subsection 1A, as enacted by  
 1 15 this division of this Act:  
 1 16 ..... \$ 12,000,000  
 1 17 Notwithstanding section 8.33, moneys appropriated  
 1 18 in this section that remain unencumbered or  
 1 19 unobligated at the close of the fiscal year shall not  
 1 20 revert but shall remain available for expenditure for  
 1 21 the purposes designated until the close of the  
 1 22 succeeding fiscal year.>  
 1 23 #2. Page 81, by inserting after line 25 the  
 1 24 following:  
 1 25 <Sec. \_\_\_\_ . EFFECTIVE DATE. The section of this  
 1 26 division of this Act making an appropriation for the  
 1 27 fiscal year beginning July 1, 2006, for purposes of  
 1 28 additional allowed growth funding, being deemed of  
 1 29 immediate importance, takes effect upon enactment.>  
 1 30 #3. By renumbering as necessary.  
 1 31  
 1 32  
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 1 34 BRAD ZAUN  
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 1 38 DAVE MULDER  
 1 39  
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 1 42 PAT WARD  
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 1 46 PAUL MCKINLEY  
 1 47  
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 1 50 STEVE KETTERING



Iowa General Assembly  
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Senate Amendment 3472 continued

2 1 DAVID L. HARTSUCH  
2 2 MARK ZIEMAN  
2 3 NANCY J. BOETTGER  
2 4 JOHN PUTNEY  
2 5 LARRY McKIBBEN  
2 6 MARY A. LUNDBY  
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2 10 DAVID JOHNSON  
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2 14 RON WIECK  
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2 18 JEFF ANGELO  
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2 22 MARY A. LUNDBY  
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2 26 E. THURMAN GASKILL  
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2 30 LARRY NOBLE  
2 31 JERRY BEHN  
2 32 HF 909.541 82  
2 33 jp/je/9215



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Senate Amendment 3473

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 1, by striking lines 13 through 15 and  
1 4 inserting the following: <elderly, resident advocate  
1 5 committee>.  
1 6 #2. Page 65, by striking lines 15 through 17 and  
1 7 inserting the following: <senior living program,>.  
1 8 #3. Page 65, by striking lines 30 through 32 and  
1 9 inserting the following: <elderly waiver.>  
1 10  
1 11  
1 12  
1 13 DAVID JOHNSON  
1 14 JERRY BEHN  
1 15 E. THURMAN GASKILL  
1 16 JAMES A. SEYMOUR  
1 17 LARRY NOBLE  
1 18 PAUL McKINLEY  
1 19 BRAD ZAUN  
1 20 DAVE MULDER  
1 21 PAT WARD  
1 22 DAVID L. HARTSUCH  
1 23 MARK ZIEMAN  
1 24 NANCY J. BOETTGER  
1 25 JOHN PUTNEY  
1 26 LARRY McKIBBEN  
1 27 JEFF ANGELO  
1 28 RON WIECK  
1 29 STEVE KETTERING  
1 30 JAMES F. HAHN  
1 31 MARY A. LUNDBY  
1 32 HF 909.310 82  
1 33 pf/cf/9467  
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Iowa General Assembly  
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Senate Amendment 3474

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 50, by inserting after line 17 the  
1 4 following:  
1 5 <12A. Notwithstanding any provision of this Act to  
1 6 the contrary, for the fiscal period beginning July 1,  
1 7 2007, the following providers and services shall be  
1 8 provided reimbursement in an amount that is three  
1 9 percent greater than the reimbursement amount in  
1 10 effect on June 30, 2007: inpatient and outpatient  
1 11 hospital services; disproportionate share hospitals,  
1 12 indirect medical education and direct medical  
1 13 education; home health services; physician services;  
1 14 anesthesia services; psychiatric services; family  
1 15 planning services; early periodic screening,  
1 16 diagnosis, and treatment; dental services; optometric  
1 17 services; supplies; ambulance services; practitioner  
1 18 services; podiatric services; chiropractic services;  
1 19 clinic services; community mental health centers; home  
1 20 and community-based waiver services; the Iowa plan for  
1 21 behavioral health; health maintenance organizations;  
1 22 case management services; rehabilitative treatment  
1 23 services; adult rehabilitative option services; and  
1 24 pharmacy dispensing fees.>  
1 25 #2. Page 50, by inserting after line 19 the  
1 26 following:  
1 27 <Sec. \_\_\_\_ . MEDICAL ASSISTANCE == PROVIDER  
1 28 REIMBURSEMENT INCREASE. Notwithstanding section 8.57,  
1 29 prior to the appropriation and distribution to the  
1 30 senior living trust fund and the cash reserve fund of  
1 31 the surplus existing in the general fund of the state  
1 32 at the conclusion of the fiscal year beginning July 1,  
1 33 2006, and ending June 30, 2007, pursuant to section  
1 34 8.57, subsections 1 and 2, of that surplus,  
1 35 \$14,497,989 is appropriated to the department of human  
1 36 services to supplement the medical assistance  
1 37 appropriation in this Act made from the general fund  
1 38 of the state to be used for the purpose of increasing  
1 39 provider reimbursement rates by 3 percent over the  
1 40 rates in effect on June 30, 2007, in the succeeding  
1 41 fiscal year as provided in this Act.>  
1 42 #3. Page 63, by inserting after line 31 the  
1 43 following:  
1 44 <\_\_\_\_ . The provision relating to the appropriation  
1 45 from the surplus existing in the general fund of the  
1 46 state at the close of the fiscal year beginning July  
1 47 1, 2006, to supplement the medical assistance  
1 48 appropriation for the purpose of increasing  
1 49 reimbursement rates to providers under the medical  
1 50 assistance program for the succeeding fiscal year.>



Iowa General Assembly  
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Senate Amendment 3474 continued

2 1 #4. By renumbering as necessary.  
2 2  
2 3  
2 4  
2 5 DAVE MULDER  
2 6 JERRY BEHN  
2 7 E. THURMAN GASKILL  
2 8 JAMES A. SEYMOUR  
2 9 LARRY NOBLE  
2 10 PAUL McKINLEY  
2 11 BRAD ZAUN  
2 12 DAVID JOHNSON  
2 13 PAT WARD  
2 14 DAVID L. HARTSUCH  
2 15 MARK ZIEMAN  
2 16 NANCY J. BOETTGER  
2 17 JOHN PUTNEY  
2 18 LARRY McKIBBEN  
2 19 JEFF ANGELO  
2 20 RON WIECK  
2 21 JAMES F. HAHN  
2 22 STEVE KETTERING  
2 23 MARY A. LUNDBY  
2 24 HF 909.312 82  
2 25 pf/cf/9503



Iowa General Assembly  
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Senate Amendment 3475

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 47, by striking line 11 and inserting the  
1 4 following:  
1 5 <j. For the fiscal year>.  
1 6 #2. Page 47, line 12, by striking the words <the  
1 7 average reimbursement rate for>.  
1 8 #3. Page 47, by striking lines 15 through 17 and  
1 9 inserting the following: <pursuant to section  
1 10 249A.20, shall be reimbursed in accordance with that  
1 11 section.>  
1 12  
1 13  
1 14  
1 15 DAVID JOHNSON  
1 16 JERRY BEHN  
1 17 E. THURMAN GASKILL  
1 18 JAMES A. SEYMOUR  
1 19 LARRY NOBLE  
1 20 PAUL McKINLEY  
1 21 BRAD ZAUN  
1 22 PAT WARD  
1 23 DAVID L. HARTSUCH  
1 24 MARK ZIEMAN  
1 25 NANCY J. BOETTGER  
1 26 JOHN PUTNEY  
1 27 LARRY McKIBBEN  
1 28 JEFF ANGELO  
1 29 RON WIECK  
1 30 STEVE KETTERING  
1 31 JAMES F. HAHN  
1 32 MARY A. LUNDBY  
1 33 HF 909.724 82  
1 34 pf/gg/10112  
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Iowa General Assembly  
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## Senate Amendment 3476

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 20, by inserting after line 28 the  
1 4 following:  
1 5 <1A. Medically necessary abortions do not include  
1 6 partial birth abortions as defined in section 707.8A.>  
1 7 #2. By renumbering as necessary.  
1 8  
1 9  
1 10  
1 11 DAVID JOHNSON  
1 12 JERRY BEHN  
1 13 E. THURMAN GASKILL  
1 14 JAMES A. SEYMOUR  
1 15 LARRY NOBLE  
1 16 PAUL McKINLEY  
1 17 BRAD ZAUN  
1 18 DAVE MULDER  
1 19 PAT WARD  
1 20 DAVID L. HARTSUCH  
1 21 MARK ZIEMAN  
1 22 NANCY J. BOETTGER  
1 23 JOHN PUTNEY  
1 24 LARRY McKIBBEN  
1 25 JEFF ANGELO  
1 26 RON WIECK  
1 27 STEVE KETTERING  
1 28 JAMES F. HAHN  
1 29 MARY A. LUNDBY  
1 30 HF 909.537 82  
1 31 pf/je/9469  
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Iowa General Assembly  
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Senate Amendment 3478

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 50, by inserting after line 19 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. MEDICAL ASSISTANCE == HOSPITAL  
1 6 REIMBURSEMENT. Notwithstanding section 8.57, prior to  
1 7 the appropriation and distribution to the senior  
1 8 living trust fund and the cash reserve fund of the  
1 9 surplus existing in the general fund of the state at  
1 10 the conclusion of the fiscal year beginning July 1,  
1 11 2006, and ending June 30, 2007, pursuant to section  
1 12 8.57, subsections 1 and 2, of that surplus, \$2,061,630  
1 13 is appropriated to the department of human services to  
1 14 supplement the medical assistance appropriation in  
1 15 this Act made from the general fund of the state to be  
1 16 used for the purpose of providing hospital  
1 17 reimbursement rates pursuant to section 249A.19A, in  
1 18 the succeeding fiscal year as provided in this Act.>  
1 19 #2. Page 54, by inserting after line 14 the  
1 20 following:  
1 21 <Sec. \_\_\_\_\_. NEW SECTION. 249A.19A HOSPITAL  
1 22 REIMBURSEMENT.  
1 23 Beginning July 1, 2007, the department shall  
1 24 reimburse hospitals as defined in section 135B.1 for  
1 25 provision of services under the medical assistance  
1 26 program at the reimbursement rate allowed under the  
1 27 Medicare program for the same service, subject to the  
1 28 medical assistance program upper payment limit. The  
1 29 reimbursement rate shall be adjusted annually, on July  
1 30 1, in accordance with the requirements of this section  
1 31 and shall provide for reimbursement that is not less  
1 32 than the reimbursement provided under the Medicare  
1 33 program, subject to the medical assistance program  
1 34 upper payment limit.>  
1 35 #3. Page 63, by inserting after line 31 the  
1 36 following:  
1 37 <\_\_\_\_\_. The provision relating to the appropriation  
1 38 from the surplus existing in the general fund of the  
1 39 state at the close of the fiscal year beginning July  
1 40 1, 2006, to supplement the medical assistance  
1 41 appropriation for the purpose of providing hospital  
1 42 reimbursement rates pursuant to section 249A.19A, as  
1 43 enacted in this Act.>  
1 44  
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1 47 MARK ZIEMAN  
1 48 JERRY BEHN  
1 49 E. THURMAN GASKILL  
1 50 JAMES A. SEYMOUR



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Senate Amendment 3478 continued

2 1 LARRY NOBLE  
2 2 PAUL McKINLEY  
2 3 MARY A. LUNDBY  
2 4 JAMES F. HAHN  
2 5 STEVE KETTERING  
2 6 RON WIECK  
2 7 JEFF ANGELO  
2 8 JOHN PUTNEY  
2 9 BRAD ZAUN  
2 10 DAVID JOHNSON  
2 11 PAT WARD  
2 12 DAVID L. HARTSUCH  
2 13 MARK ZIEMAN  
2 14 NANCY J. BOETTGER  
2 15 LARRY McKIBBEN  
2 16 HF 909.536 82  
2 17 pf/je/9472



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**Senate Amendment 3479**

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 45, line 14, by striking the figure  
1 4 <4.52> and inserting the following: <5.52>.  
1 5  
1 6  
1 7  
1 8 JEFF ANGELO  
1 9 JERRY BEHN  
1 10 E. THURMAN GASKILL  
1 11 JAMES A. SEYMOUR  
1 12 LARRY NOBLE  
1 13 PAUL McKINLEY  
1 14 BRAD ZAUN  
1 15 DAVE MULDER  
1 16 DAVID JOHNSON  
1 17 PAT WARD  
1 18 DAVID L. HARTSUCH  
1 19 MARK ZIEMAN  
1 20 NANCY J. BOETTGER  
1 21 JOHN PUTNEY  
1 22 LARRY McKIBBEN  
1 23 RON WIECK  
1 24 STEVE KETTERING  
1 25 JAMES F. HAHN  
1 26 MARY A. LUNDBY  
1 27 HF 909.240 82  
1 28 pf/es/9468  
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**Iowa General Assembly  
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**Senate Amendment 3480**

PAG LIN

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1 1 Amend the amendment, S=3445, to House File 909, as
1 2 amended, passed, and reprinted by the House, as
1 3 follows:
1 4 #1. Page 2, by inserting after line 28 the
1 5 following:
1 6 <#____. Page 23, by inserting after line 35 the
1 7 following:
1 8 <Sec. _____. MEDICAL ASSISTANCE FULL FUNDING. In
1 9 addition to any other funding appropriated in this
1 10 division of this Act for medical assistance, there is
1 11 appropriated from the general fund of the state to the
1 12 department of human services for the fiscal year
1 13 beginning July 1, 2007, and ending June 30, 2008, the
1 14 following amount, or so much thereof as is necessary,
1 15 for the purpose designated:
1 16 For fully funding the medical assistance program:
1 17 ..... $ 11,950,000>>
1 18 #2. By renumbering as necessary.
1 19
1 20
1 21
1 22 JEFF ANGELO
1 23 JERRY BEHN
1 24 E. THURMAN GASKILL
1 25 JAMES A. SEYMOUR
1 26 LARRY NOBLE
1 27 PAUL McKINLEY
1 28 BRAD ZAUN
1 29 DAVE MULDER
1 30 DAVID JOHNSON
1 31 PAT WARD
1 32 DAVID L. HARTSUCH
1 33 MARK ZIEMAN
1 34 JOHN PUTNEY
1 35 NANCY J. BOETTGER
1 36 LARRY McKIBBEN
1 37 RON WIECK
1 38 STEVE KETTERING
1 39 JAMES F. HAHN
1 40 MARY A. LUNDBY
1 41 HF 909.732 82
1 42 pf/gg/10118
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Senate Amendment 3481

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 104, by inserting after line 19 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 155A.3, Code 2007, is amended  
1 6 by adding the following new subsection:  
1 7 NEW SUBSECTION. 7A. "Current usual and customary  
1 8 retail price" means the actual price that a pharmacy  
1 9 charges a retail purchaser without prescription drug  
1 10 coverage for a prescription drug at the listed dosage,  
1 11 and does not include discounts, special promotions, or  
1 12 other programs initiated to reduce prices for product  
1 13 costs available to the general public or to a special  
1 14 population.  
1 15 Sec. \_\_\_\_\_. NEW SECTION. 155A.42 PRESCRIPTION DRUG  
1 16 RETAIL PRICE COMPARISON == INTERNET SITE.  
1 17 1. The office of the attorney general shall create  
1 18 and operate a prescription drug retail price  
1 19 comparison internet site accessible by the general  
1 20 public to educate consumers about the retail prices of  
1 21 prescription drugs. The retail price information  
1 22 provided shall include information from the  
1 23 prescription drug retail price disclosure lists  
1 24 reported by participating pharmacies under this  
1 25 section. Participation by a pharmacy shall be  
1 26 voluntary. The information provided shall be  
1 27 organized in a format that is conducive to review and  
1 28 comparison by consumers and which allows consumers to  
1 29 search by locality and by both brand name and generic  
1 30 name.  
1 31 2. The board shall prepare the prescription drug  
1 32 retail price disclosure list on an annual basis. The  
1 33 list shall be a compilation of the twenty=five most  
1 34 frequently dispensed drugs together with their usual  
1 35 dosages. The list shall be available to all  
1 36 participating pharmacies in both printed and  
1 37 electronic formats.  
1 38 3. A participating pharmacy shall compile a  
1 39 prescription drug retail price disclosure list which  
1 40 shall contain the prescription drugs on the list  
1 41 provided by the board and the pharmacy's corresponding  
1 42 current usual and customary retail prices for all of  
1 43 the prescription drugs. A participating pharmacy  
1 44 shall update its prescription drug retail price  
1 45 disclosure list at least once every three months, and  
1 46 shall provide the list to any person upon request.  
1 47 The pharmacy shall also report the information  
1 48 included on the list to the office of the attorney  
1 49 general every three months in a form and manner  
1 50 established by the office of the attorney general.>



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Senate Amendment 3481 continued

2 1 #2. By renumbering as necessary.  
2 2  
2 3  
2 4  
2 5 JAMES A. SEYMOUR  
2 6 JERRY BEHN  
2 7 E. THURMAN GASKILL  
2 8 LARRY NOBLE  
2 9 PAUL McKINLEY  
2 10 BRAD ZAUN  
2 11 DAVID JOHNSON  
2 12 PAT WARD  
2 13 DAVE MULDER  
2 14 MARK ZIEMAN  
2 15 NANCY J. BOETTGER  
2 16 JOHN PUTNEY  
2 17 LARRY McKIBBEN  
2 18 JEFF ANGELO  
2 19 RON WIECK  
2 20 STEVE KETTERING  
2 21 JAMES F. HAHN  
2 22 MARY A. LUNDBY  
2 23 HF 909.241 82  
2 24 pf/es/9470



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Senate Amendment 3482

PAG LIN

1 1 Amend House File 909, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 124, by inserting after line 21 the  
1 4 following:  
1 5 <DIVISION  
1 6 PROVIDER APPEALS  
1 7 Sec. \_\_\_\_ . NEW SECTION. 217.41B PROVIDER APPEALS  
1 8 == FINAL DECISION.  
1 9 1. a. Notwithstanding any conflicting provision  
1 10 of chapter 17A, when an administrative law judge,  
1 11 assigned by the division of administrative hearings in  
1 12 accordance with the provisions of section 10A.801, is  
1 13 the presiding officer at a provider appeal hearing as  
1 14 described in subsection 2, the administrative law  
1 15 judge shall make a proposed decision that shall  
1 16 include findings of fact and conclusions of law,  
1 17 separately stated.  
1 18 b. When the presiding officer makes a proposed  
1 19 decision, that decision then becomes the final  
1 20 decision of the department, and shall meet the  
1 21 requirements of a final decision pursuant to section  
1 22 17A.16, without further proceedings, unless there is  
1 23 an appeal to, or review on motion of, the department  
1 24 within the time provided by rule.  
1 25 c. On appeal or review of the proposed decision,  
1 26 the department may only reject or modify the presiding  
1 27 officer's findings of fact and conclusions of law if  
1 28 the department states, with particularity, the  
1 29 department's reasons for rejecting or modifying each  
1 30 finding of fact and conclusion of law.  
1 31 (1) The department may only reject or modify  
1 32 findings of fact if the department first determines  
1 33 from a review of the entire record, and states with  
1 34 particularity in the order, that the findings of fact  
1 35 were clearly erroneous in view of the reliable,  
1 36 probative, and substantial evidence on the record as a  
1 37 whole, or that the proceedings on which the findings  
1 38 were based did not comply with the essential  
1 39 requirements of law.  
1 40 (2) The department may only reject or modify the  
1 41 conclusions of law if the department first determines  
1 42 from a review of the entire record, and states with  
1 43 particularity in the order, that the conclusions of  
1 44 law were clearly erroneous in view of the reliable,  
1 45 probative, and substantial evidence on the record as a  
1 46 whole.  
1 47 (3) Rejection or modification of conclusions of  
1 48 law shall not form the basis for rejection or  
1 49 modification of findings of fact.  
1 50 d. A party to a provider appeal hearing as



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Senate Amendment 3482 continued

2 1 described in subsection 2 may file a request for  
2 2 rehearing pursuant to section 17A.16.  
2 3 e. A party who is aggrieved or adversely affected  
2 4 by a final decision under this section is entitled to  
2 5 judicial review as provided in section 17A.19.  
2 6 2. A provider appeal hearing shall be available to  
2 7 a provider, if any of the following conditions, which  
2 8 constitutes a contested case, is met:  
2 9 a. The provider's license, certification,  
2 10 registration, approval, or accreditation has been  
2 11 denied or revoked or has not been acted upon in a  
2 12 timely manner.  
2 13 b. The provider's claim for payment or request for  
2 14 prior authorization for payment has been denied.  
2 15 c. The provider's contract as a medical assistance  
2 16 patient manager has been terminated.  
2 17 d. The provider has been notified that an  
2 18 overpayment has been established and repayment is  
2 19 requested.  
2 20 e. The provider has been notified that the  
2 21 reconsideration process has been exhausted and the  
2 22 provider is not satisfied with the result.  
2 23 f. The provider's claim for payment was not made  
2 24 according to department policy.  
2 25 g. The provider's application for a child care  
2 26 quality rating has not been acted upon in a timely  
2 27 manner, the provider disagrees with the department's  
2 28 quality rating decision, or the provider's certificate  
2 29 of quality rating has been revoked.  
2 30 3. For purposes of this subsection, "provider"  
2 31 means provider as defined in section 249A.2 or a  
2 32 provider of child care as defined in section 237A.1.>  
2 33 #2. By renumbering as necessary.  
2 34  
2 35  
2 36  
2 37 DAVID JOHNSON  
2 38 JERRY BEHN  
2 39 E. THURMAN GASKILL  
2 40 JAMES A. SEYMOUR  
2 41 LARRY NOBLE  
2 42 PAUL McKINLEY  
2 43 BRAD ZAUN  
2 44 PAT WARD  
2 45 JAMES F. HAHN  
2 46 DAVID L. HARTSUCH  
2 47 MARK ZIEMAN  
2 48 NANCY J. BOETTGER  
2 49 JOHN PUTNEY  
2 50 LARRY McKIBBEN



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Senate Amendment 3482 continued

3 1 JEFF ANGELO  
3 2 RON WIECK  
3 3 STEVE KETTERING  
3 4 MARY A. LUNDBY  
3 5 HF 909.248 82  
3 6 pf/es/10109



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## Senate Amendment 3483

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1 1 Amend the amendment, S=3445, to House File 909, as  
1 2 amended, passed, and reprinted by the House, as  
1 3 follows:  
1 4 #1. Page 1, by inserting after line 2 the  
1 5 following:  
1 6 <#\_\_\_\_. Page 5, line 16, by striking the word <if>  
1 7 and inserting the following: <as>.  
1 8 #\_\_\_\_. Page 6, by striking lines 10 through 12 and  
1 9 inserting the following: <shall be used to administer  
1 10 or implement the information and>.>  
1 11 #2. Page 1, line 14, by striking the words <Polk  
1 12 county> and inserting the following: <the fifth  
1 13 judicial district>.  
1 14 #3. Page 1, line 20, by inserting after the word  
1 15 <self=sufficiency> the following: <grant>.  
1 16 #4. Page 1, by inserting after line 25 the  
1 17 following:  
1 18 <#\_\_\_\_. Page 9, by striking lines 27 through 30 and  
1 19 inserting the following: <of the United States, in  
1 20 accordance with section 35A.15, as enacted by 2007  
1 21 Iowa Acts, Senate File 407:>>  
1 22 #5. Page 1, by striking lines 37 and 38 and  
1 23 inserting the following: <services other than family  
1 24 self=sufficiency grant services allocated>.  
1 25 #6. By striking page 1, line 46, through page 2,  
1 26 line 1.  
1 27 #7. Page 3, line 23, by striking the word  
1 28 <additionally> and inserting the following: <, after  
1 29 consultation with the governor and the general  
1 30 assembly,>.  
1 31 #8. Page 3, by inserting after line 30 the  
1 32 following:  
1 33 <#\_\_\_\_. Page 33, line 31, by striking the words  
1 34 <and related>.>  
1 35 #9. By striking page 3, line 50, through page 4,  
1 36 line 3.  
1 37 #10. Page 6, line 26, by inserting after the word  
1 38 <promotion.> the following: <Of the funds allocated  
1 39 in this lettered paragraph, \$255,000 may be utilized  
1 40 by the department for administrative purposes.>  
1 41 #11. Page 6, by inserting after line 26 the  
1 42 following:  
1 43 <#\_\_\_\_. Page 95, by striking lines 25 and 26.>  
1 44 #12. Page 6, line 28, by striking the figure  
1 45 <877,500> and inserting the following: <687,500>.  
1 46 #13. Page 6, line 44, by inserting after the word  
1 47 <children.> the following: <The department may enter  
1 48 into a contract to administer this paragraph.>  
1 49 #14. Page 6, by striking lines 45 through 48.  
1 50 #15. Page 7, line 37, by striking the figure



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Senate Amendment 3483 continued

2 1 <78,156,357> and inserting the following:  
 2 2 <78,165,357>.  
 2 3 #16. Page 7, by inserting after line 40 the  
 2 4 following:  
 2 5 <Sec. \_\_\_\_\_. DEPARTMENT OF MANAGEMENT == COMMUNITY  
 2 6 EMPOWERMENT OFFICE. There is appropriated from the  
 2 7 health care trust fund created in section 453A.35A to  
 2 8 the department of management for the fiscal year  
 2 9 beginning July 1, 2007, and ending June 30, 2008, the  
 2 10 following amount, or so much thereof as is necessary,  
 2 11 for the purposes designated:  
 2 12 For the community empowerment office to implement  
 2 13 the families with a newborn child voluntary home  
 2 14 visits program pursuant to section 28.11, as enacted  
 2 15 by this Act, and for not more than the following  
 2 16 full-time equivalent positions:  
 2 17 ..... \$ 190,000  
 2 18 ..... FTEs 1.00>  
 2 19 #17. Page 8, line 3, by striking the word  
 2 20 <fifth,>.  
 2 21 #18. Page 8, line 4, by striking the words <and  
 2 22 seventh> and inserting the following: <seventh, and  
 2 23 eighth>.  
 2 24 #19. Page 8, line 6, by striking the word <eighth>  
 2 25 and inserting the following: <fifth>.  
 2 26 #20. Page 8, by striking lines 24 and 25.  
 2 27 #21. Page 8, by inserting before line 26, the  
 2 28 following:  
 2 29 <#\_\_\_\_. Page 117, by striking lines 24 through 29  
 2 30 and inserting the following:  
 2 31 <Sec. \_\_\_\_\_. FUNDING == CONTINGENCY.  
 2 32 1. The provision in this division of this Act  
 2 33 relating to eligibility for certain persons with  
 2 34 disabilities under the medical assistance program  
 2 35 shall only be implemented if the department of human  
 2 36 services determines that funding is available in  
 2 37 appropriations made in this Act, in combination with  
 2 38 federal allocations to the state, for the state  
 2 39 children's health insurance program, in excess of the  
 2 40 amount needed to cover the current and projected  
 2 41 enrollment under the state children's health insurance  
 2 42 program. If such a determination is made, the  
 2 43 department of human services shall transfer funding  
 2 44 from the appropriations made in this Act for the state  
 2 45 children's health insurance program, not otherwise  
 2 46 required for that program, to the appropriations made  
 2 47 in this Act for medical assistance, as necessary, to  
 2 48 implement such provision of this division of this Act.  
 2 49 2. The provision in this division of this Act  
 2 50 relating to the development and support of a



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Senate Amendment 3483 continued

3 1 family=to=family health information center shall be  
3 2 implemented only if discretionary funding is received  
3 3 from the health resources and services administration  
3 4 of the United States department of health and human  
3 5 services for this purpose.>>  
3 6 #22. By striking page 33, line 26, through page  
3 7 34, line 17, and inserting the following:  
3 8 <Sec. \_\_\_\_ . NEW SECTION. 28.11 HOUSEHOLDS WITH A  
3 9 NEWBORN CHILD == VOLUNTARY HOME VISITS.  
3 10 1. a. The Iowa empowerment board shall develop a  
3 11 program with the goal of offering all households in  
3 12 the state with a newborn child a voluntary home visit.  
3 13 The components of the home visit shall include but are  
3 14 not limited to assessing the child's home environment,  
3 15 identifying the family and child needs and the  
3 16 services that could appropriately meet those needs,  
3 17 and assisting the family in accessing appropriate  
3 18 services.  
3 19 b. The Iowa board shall coordinate with existing  
3 20 programs that provide home-based instruction or  
3 21 support to households with a newborn child as  
3 22 necessary to make the best use of resources while  
3 23 expanding the availability of home visits.  
3 24 2. All of the following requirements shall apply  
3 25 to services provided under the program:  
3 26 a. Home visits shall be made by qualified and  
3 27 trained staff.  
3 28 b. Staff shall demonstrate a capacity to  
3 29 competently complete home visits, including the  
3 30 ability to identify family and child needs and  
3 31 facilitate referrals to and interventions by other  
3 32 resources available in the community, based upon needs  
3 33 identified during a home visit.  
3 34 c. The program shall have a plan for implementing  
3 35 a cooperative arrangement with local hospitals and  
3 36 birthing centers for the hospitals and centers to  
3 37 provide referral information for contacting families  
3 38 with a newborn child.  
3 39 d. The program shall incorporate performance  
3 40 measures and provide for reporting of outcome measures  
3 41 on a regular basis, both as identified by the Iowa  
3 42 board.  
3 43 3. The Iowa board shall implement the provisions  
3 44 of this section subject to the funding provided for  
3 45 purposes of this section.>  
3 46 #23. By renumbering as necessary.  
3 47  
3 48  
3 49  
3 50 JACK HATCH



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Senate Amendment 3483 continued

4 1 HF 909.252 82  
4 2 pf/es/10119



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Senate Amendment 3484

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. By striking everything after the enacting  
1 3 clause and inserting the following:  
1 4 <DIVISION I  
1 5 COMMERCIAL PROPERTY TAX CREDIT  
1 6 Section 1. NEW SECTION. 422.11T COMMERCIAL  
1 7 PROPERTY TAX CREDIT.  
1 8 1. The taxes imposed under this division, less the  
1 9 credits allowed under sections 422.12 and 422.12B,  
1 10 shall be reduced by a commercial property tax credit.  
1 11 To qualify for this credit, the taxpayer shall have  
1 12 paid property tax during the tax year levied on  
1 13 property that is assessed as improved commercial  
1 14 property for property tax purposes, and the assessed  
1 15 value of such improved commercial property owned by  
1 16 the taxpayer does not exceed, in the aggregate  
1 17 statewide, three hundred thousand dollars.  
1 18 For purposes of this section, "improved commercial  
1 19 property" means land containing one or more structures  
1 20 that are being put to productive use.  
1 21 2. The total amount of tax credit that may be  
1 22 claimed by a taxpayer equals three hundred twenty  
1 23 dollars.  
1 24 3. The amount of the tax credit claimed under this  
1 25 section shall not be deducted in computing the  
1 26 taxpayer's taxable income for state income tax  
1 27 purposes.  
1 28 4. Any credit in excess of the tax liability shall  
1 29 be refunded with interest computed under section  
1 30 422.25. In lieu of claiming a refund, a taxpayer may  
1 31 elect to have the overpayment shown on the taxpayer's  
1 32 final, completed return credited to the tax liability  
1 33 for the following tax year.  
1 34 5. An individual may claim the tax credit allowed  
1 35 a partnership, limited liability company, S  
1 36 corporation, estate, or trust electing to have the  
1 37 income taxed directly to the individual. The amount  
1 38 claimed by the individual shall be based upon the pro  
1 39 rata share of the individual's earnings of the  
1 40 partnership, limited liability company, S corporation,  
1 41 estate, or trust.  
1 42 6. This section is repealed January 1, 2012, for  
1 43 the tax years beginning on or after that date.  
1 44 Sec. 2. Section 422.33, Code 2007, is amended by  
1 45 adding the following new subsection:  
1 46 NEW SUBSECTION. 24. a. The taxes imposed under  
1 47 this division shall be reduced by a commercial  
1 48 property tax credit. To qualify for this credit, the  
1 49 taxpayer shall have paid property tax during the tax  
1 50 year levied on property that is assessed as improved



Iowa General Assembly  
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Senate Amendment 3484 continued

2 1 commercial property for property tax purposes, and the  
2 2 assessed value of such improved commercial property  
2 3 owned by the taxpayer does not exceed, in the  
2 4 aggregate statewide, three hundred thousand dollars.  
2 5 For purposes of this subsection, "improved  
2 6 commercial property" means land containing one or more  
2 7 structures that are being put to productive use.  
2 8 b. The total amount of credit that may be claimed  
2 9 by a taxpayer equals three hundred twenty dollars.  
2 10 For corporations that file a consolidated Iowa return  
2 11 in accordance with section 422.37, each corporation  
2 12 filing on the consolidated return that paid commercial  
2 13 property tax during the tax year may claim the maximum  
2 14 tax credit.  
2 15 c. The amount of the tax credit claimed under this  
2 16 subsection shall not be deducted in computing the  
2 17 taxpayer's taxable income for state income tax  
2 18 purposes. For corporations that file a consolidated  
2 19 Iowa return in accordance with section 422.37, each  
2 20 corporation filing on the consolidated return that  
2 21 claimed the credit shall not deduct the amount of the  
2 22 tax credit claimed by it for state income tax  
2 23 purposes.  
2 24 d. Any credit in excess of the tax liability shall  
2 25 be refunded with interest computed under section  
2 26 422.25. In lieu of claiming a refund, a taxpayer may  
2 27 elect to have the overpayment shown on the taxpayer's  
2 28 final, completed return credited to the tax liability  
2 29 for the following tax year.  
2 30 e. This subsection is repealed January 1, 2012,  
2 31 for tax years beginning on or after that date.  
2 32 Sec. 3. EFFECTIVE AND RETROACTIVE APPLICABILITY  
2 33 DATES. This division of this Act, being deemed of  
2 34 immediate importance, takes effect upon enactment and  
2 35 applies retroactively to January 1, 2007, for tax  
2 36 years beginning on or after that date.  
2 37 DIVISION II  
2 38 ASSESSMENT OF PROPERTY  
2 39 Sec. 4. Section 441.21, subsection 5, Code 2007,  
2 40 is amended to read as follows:  
2 41 5. For valuations established as of January 1,  
2 42 1979, commercial property and industrial property,  
2 43 excluding properties referred to in section 427A.1,  
2 44 subsection 8, shall be assessed as a percentage of the  
2 45 actual value of each class of property. The  
2 46 percentage shall be determined for each class of  
2 47 property by the director of revenue for the state in  
2 48 accordance with the provisions of this section. For  
2 49 valuations established as of January 1, 1979, the  
2 50 percentage shall be the quotient of the dividend and



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Senate Amendment 3484 continued

3 1 divisor as defined in this section. The dividend for  
3 2 each class of property shall be the total actual  
3 3 valuation for each class of property established for  
3 4 1978, plus six percent of the amount so determined.  
3 5 The divisor for each class of property shall be the  
3 6 valuation for each class of property established for  
3 7 1978, as reported by the assessors on the abstracts of  
3 8 assessment for 1978, plus the amount of value added to  
3 9 the total actual value by the revaluation of existing  
3 10 properties in 1979 as equalized by the director of  
3 11 revenue pursuant to section 441.49. For valuations  
3 12 established as of January 1, 1979, property valued by  
3 13 the department of revenue pursuant to chapters 428,  
3 14 433, 437, and 438 shall be considered as one class of  
3 15 property and shall be assessed as a percentage of its  
3 16 actual value. The percentage shall be determined by  
3 17 the director of revenue in accordance with the  
3 18 provisions of this section. For valuations  
3 19 established as of January 1, 1979, the percentage  
3 20 shall be the quotient of the dividend and divisor as  
3 21 defined in this section. The dividend shall be the  
3 22 total actual valuation established for 1978 by the  
3 23 department of revenue, plus ten percent of the amount  
3 24 so determined. The divisor for property valued by the  
3 25 department of revenue pursuant to chapters 428, 433,  
3 26 437, and 438 shall be the valuation established for  
3 27 1978, plus the amount of value added to the total  
3 28 actual value by the revaluation of the property by the  
3 29 department of revenue as of January 1, 1979. For  
3 30 valuations established as of January 1, 1980,  
3 31 commercial property and industrial property, excluding  
3 32 properties referred to in section 427A.1, subsection  
3 33 8, shall be assessed at a percentage of the actual  
3 34 value of each class of property. The percentage shall  
3 35 be determined for each class of property by the  
3 36 director of revenue for the state in accordance with  
3 37 the provisions of this section. For valuations  
3 38 established as of January 1, 1980, the percentage  
3 39 shall be the quotient of the dividend and divisor as  
3 40 defined in this section. The dividend for each class  
3 41 of property shall be the dividend as determined for  
3 42 each class of property for valuations established as  
3 43 of January 1, 1979, adjusted by the product obtained  
3 44 by multiplying the percentage determined for that year  
3 45 by the amount of any additions or deletions to actual  
3 46 value, excluding those resulting from the revaluation  
3 47 of existing properties, as reported by the assessors  
3 48 on the abstracts of assessment for 1979, plus four  
3 49 percent of the amount so determined. The divisor for  
3 50 each class of property shall be the total actual value



Iowa General Assembly  
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Senate Amendment 3484 continued

4 1 of all such property in 1979, as equalized by the  
4 2 director of revenue pursuant to section 441.49, plus  
4 3 the amount of value added to the total actual value by  
4 4 the revaluation of existing properties in 1980. The  
4 5 director shall utilize information reported on the  
4 6 abstracts of assessment submitted pursuant to section  
4 7 441.45 in determining such percentage. For valuations  
4 8 established as of January 1, 1980, property valued by  
4 9 the department of revenue pursuant to chapters 428,  
4 10 433, 437, and 438 shall be assessed at a percentage of  
4 11 its actual value. The percentage shall be determined  
4 12 by the director of revenue in accordance with the  
4 13 provisions of this section. For valuations  
4 14 established as of January 1, 1980, the percentage  
4 15 shall be the quotient of the dividend and divisor as  
4 16 defined in this section. The dividend shall be the  
4 17 total actual valuation established for 1979 by the  
4 18 department of revenue, plus eight percent of the  
4 19 amount so determined. The divisor for property valued  
4 20 by the department of revenue pursuant to chapters 428,  
4 21 433, 437, and 438 shall be the valuation established  
4 22 for 1979, plus the amount of value added to the total  
4 23 actual value by the revaluation of the property by the  
4 24 department of revenue as of January 1, 1980. For  
4 25 valuations established as of January 1, 1981, and each  
4 26 year thereafter, the percentage of actual value as  
4 27 equalized by the director of revenue as provided in  
4 28 section 441.49 at which commercial property and  
4 29 industrial property, excluding properties referred to  
4 30 in section 427A.1, subsection 8, shall be assessed  
4 31 shall be calculated in accordance with the methods  
4 32 provided herein, except that any references to six  
4 33 percent in this subsection shall be four percent. For  
4 34 valuations established as of January 1, 2008, the  
4 35 percentage of actual value as equalized by the  
4 36 director of revenue as provided in section 441.49 at  
4 37 which commercial property and industrial property,  
4 38 excluding properties referred to in section 427A.1,  
4 39 subsection 8, shall be assessed shall be calculated in  
4 40 accordance with the methods provided herein, except  
4 41 that any references to six percent in this subsection  
4 42 shall be three percent. For valuations established as  
4 43 of January 1, 2009, the percentage of actual value as  
4 44 equalized by the director of revenue as provided in  
4 45 section 441.49 at which commercial property and  
4 46 industrial property, excluding properties referred to  
4 47 in section 427A.1, subsection 8, shall be assessed  
4 48 shall be calculated in accordance with the methods  
4 49 provided herein, except that any references to six  
4 50 percent in this subsection shall be two percent. For



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5 1 valuations established as of January 1, 2010, and each  
5 2 year thereafter, the percentage of actual value as  
5 3 equalized by the director of revenue as provided in  
5 4 section 441.49 at which commercial property and  
5 5 industrial property, excluding properties referred to  
5 6 in section 427A.1, subsection 8, shall be assessed  
5 7 shall be calculated in accordance with the methods  
5 8 provided herein, except that any references to six  
5 9 percent in this subsection shall be one percent. For  
5 10 valuations established as of January 1, 1981, and each  
5 11 year thereafter, the percentage of actual value at  
5 12 which property valued by the department of revenue  
5 13 pursuant to chapters 428, 433, 437, and 438 shall be  
5 14 assessed shall be calculated in accordance with the  
5 15 methods provided herein, except that any references to  
5 16 ten percent in this subsection shall be eight percent.  
5 17 Beginning with valuations established as of January 1,  
5 18 1979, and each year thereafter, property valued by the  
5 19 department of revenue pursuant to chapter 434 shall  
5 20 also be assessed at a percentage of its actual value  
5 21 which percentage shall be equal to the percentage  
5 22 determined by the director of revenue for commercial  
5 23 property, industrial property, or property valued by  
5 24 the department of revenue pursuant to chapters 428,  
5 25 433, 437, and 438, whichever is lowest.

5 26 DIVISION III

5 27 PROPERTY TAX STUDY

5 28 Sec. 5. LEGISLATIVE PROPERTY TAX STUDY COMMITTEE.  
5 29 1. A legislative property tax study committee is  
5 30 established. The study committee shall conduct a  
5 31 comprehensive review of property taxation in Iowa  
5 32 including but not limited to the continued use of  
5 33 property taxes as a major funding source for local  
5 34 governments and for local school districts in Iowa,  
5 35 the classification and assessment of property for  
5 36 property tax purposes and the impact of the tie  
5 37 between residential and agricultural property  
5 38 assessments, the level of consistency employed in  
5 39 classifying and assessing property for property tax  
5 40 purposes, the various exemptions and credits currently  
5 41 available to property taxpayers and the impact on  
5 42 local government and state budgets and on other  
5 43 taxpayers of providing those credits and exemptions,  
5 44 and the use of property taxes as an economic  
5 45 development tool and the impact on local and state  
5 46 government budgets and on other taxpayers of such use.  
5 47 In its study, the committee shall address the goals of  
5 48 property tax simplification and equity.  
5 49 2. a. The committee shall be comprised of the  
5 50 following voting members:



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Senate Amendment 3484 continued

6 1 (1) Five members who are members of the senate,  
6 2 three of whom shall be appointed by the majority  
6 3 leader of the senate and two of whom shall be  
6 4 appointed by the minority leader of the senate.  
6 5 (2) Five members who are members of the house of  
6 6 representatives, three of whom shall be appointed by  
6 7 the speaker of the house of representatives and two of  
6 8 whom shall be appointed by the minority leader of the  
6 9 house of representatives.  
6 10 b. The committee shall be comprised of the  
6 11 following nonvoting members who shall be appointed by  
6 12 the majority leader of the senate and the speaker of  
6 13 the house of representatives in consultation with the  
6 14 minority leaders of the senate and the house of  
6 15 representatives:  
6 16 (1) One member from an association representing  
6 17 Iowa counties.  
6 18 (2) One member from an association representing  
6 19 Iowa cities.  
6 20 (3) One member from an association representing  
6 21 Iowa school boards.  
6 22 (4) One member from an association representing  
6 23 agricultural property taxpayers.  
6 24 (5) One member from an association representing  
6 25 Iowa commercial property taxpayers.  
6 26 (6) One member from an association representing  
6 27 Iowa industrial taxpayers.  
6 28 (7) One member representing residential taxpayers.  
6 29 (8) One member from an association representing  
6 30 Iowa telecommunications property taxpayers.  
6 31 (9) Representatives of other interests as  
6 32 designated by the legislative council.  
6 33 c. The committee shall be comprised of the  
6 34 following nonvoting members who shall be appointed by  
6 35 the governor:  
6 36 (1) A representative employed by the department of  
6 37 management.  
6 38 (2) A representative employed by the department of  
6 39 revenue.  
6 40 (3) A representative employed by the department of  
6 41 economic development.  
6 42 3. The property tax study committee shall meet  
6 43 during the 2007 and 2008 legislative interims at the  
6 44 call of the chairperson. The committee is authorized  
6 45 to hold as many meetings as the committee deems  
6 46 necessary.  
6 47 4. The property tax study committee may contract  
6 48 with one or more tax consultants or experts familiar  
6 49 with the Iowa property tax system. The legislative  
6 50 council, pursuant to its authority in section 2.42,



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7 1 may allocate to the study committee funding from  
7 2 moneys available to it in section 2.12 for the purpose  
7 3 of contracting with the consultant or expert.  
7 4 5. The property tax study committee shall submit a  
7 5 final report to the general assembly on or before  
7 6 January 5, 2009. The final report shall include but  
7 7 not be limited to findings, analyses, and  
7 8 recommendations by the committee.>  
7 9 #2. Title page, by striking lines 1 through 6 and  
7 10 inserting the following: <An Act relating to state  
7 11 and local budgets and taxes by authorizing a  
7 12 commercial property tax credit for individual and  
7 13 corporate income tax, reducing the assessment  
7 14 limitation for commercial and industrial property,  
7 15 establishing a legislative property tax study  
7 16 committee, and including effective and retroactive  
7 17 applicability date provisions.>  
7 18 #3. By renumbering as necessary.  
7 19  
7 20  
7 21  
7 22 JEFF ANGELO  
7 23 SF 604.205 82  
7 24 sc/es/10133



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**Senate Amendment 3485**

PAG LIN

1 1 Amend House File 911, as amended, passed, and  
 1 2 reprinted by the House, as follows:  
 1 3 #1. Page 6, by inserting after line 3 the  
 1 4 following:  
 1 5 <(1) It is the intent of the general assembly that  
 1 6 the department of natural resources shall implement  
 1 7 the lake restoration annual report and plan submitted  
 1 8 to the joint appropriations subcommittee on  
 1 9 transportation, infrastructure, and capitals and the  
 1 10 legislative services agency on December 26, 2006,  
 1 11 pursuant to section 456A.33B. The lake restoration  
 1 12 projects that are recommended by the department to  
 1 13 receive funding for fiscal year 2007=2008 and that  
 1 14 satisfy the criteria in section 456A.33B, including  
 1 15 local commitment of funding for the projects, shall be  
 1 16 funded in the amounts provided in the report.  
 1 17 Of the amounts appropriated in this lettered  
 1 18 paragraph, at least the following amounts shall be  
 1 19 allocated as follows:  
 1 20 (a) For clear lake in Cerro Gordo county:  
 1 21 ..... \$ 2,500,000  
 1 22 (b) For storm lake in Buena Vista county:  
 1 23 ..... \$ 1,000,000  
 1 24 (c) For crystal lake in Hancock county:  
 1 25 ..... \$ 250,000>  
 1 26 #2. Page 6, line 4, by inserting before the word  
 1 27 <Of> the following: <(2)>.  
 1 28 #3. Page 6, line 9, by striking the figure <(1)>  
 1 29 and inserting the following: <(a)>.  
 1 30 #4. Page 6, line 14, by striking the figure <(2)>  
 1 31 and inserting the following: <(b)>.  
 1 32 #5. By renumbering as necessary.  
 1 33  
 1 34  
 1 35  
 1 36 AMANDA RAGAN  
 1 37 E. THURMAN GASKILL  
 1 38 HF 911.303 82  
 1 39 rh/cf/9532

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Senate Amendment 3486

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. NEW SECTION. 422.11T INCOME TAX  
1 5 CREDIT FOR CERTAIN RENTERS.  
1 6 1. The taxes imposed under this division, less the  
1 7 credits allowed under sections 422.12 and 422.12B,  
1 8 shall be reduced by a renters tax credit. The tax  
1 9 credit shall not exceed an amount equal to ten percent  
1 10 of the total rent paid by the taxpayer for lease of  
1 11 property described in section 441.21, subsection 13,  
1 12 during the tax year.  
1 13 2. Any credit in excess of the tax liability shall  
1 14 be refunded with interest computed under section  
1 15 422.25. In lieu of claiming a refund, a taxpayer may  
1 16 elect to have the overpayment shown on the taxpayer's  
1 17 final, completed return credited to the tax liability  
1 18 for the following tax year.  
1 19 3. An individual may claim the tax credit allowed  
1 20 a partnership, limited liability company, S  
1 21 corporation, estate, or trust electing to have the  
1 22 income taxed directly to the individual. The amount  
1 23 claimed by the individual shall be based upon the pro  
1 24 rata share of the individual's earnings of the  
1 25 partnership, limited liability company, S corporation,  
1 26 estate, or trust.  
1 27 Sec. \_\_\_\_\_. Section 422.33, Code 2007, is amended by  
1 28 adding the following new subsection:  
1 29 NEW SUBSECTION. 24. a. The taxes imposed under  
1 30 this division shall be reduced by a renters tax  
1 31 credit. The tax credit shall not exceed an amount  
1 32 equal to ten percent of the total rent paid by the  
1 33 taxpayer for lease of property described in section  
1 34 441.21, subsection 13, during the tax year.  
1 35 b. For corporations that file a consolidated Iowa  
1 36 return in accordance with section 422.37, each  
1 37 corporation filing on the consolidated return that  
1 38 paid rent for lease of property described in section  
1 39 441.21, subsection 13, during the tax year may claim  
1 40 the tax credit.  
1 41 c. Any credit in excess of the tax liability shall  
1 42 be refunded with interest computed under section  
1 43 422.25. In lieu of claiming a refund, a taxpayer may  
1 44 elect to have the overpayment shown on the taxpayer's  
1 45 final, completed return credited to the tax liability  
1 46 for the following tax year.>  
1 47 #2. Page 4, by inserting before line 8 the  
1 48 following:  
1 49 <Sec. \_\_\_\_\_. APPLICABILITY. The sections of this  
1 50 Act enacting new Code section 422.11T and amending



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2 1 Code section 422.33 apply to tax years beginning on or  
2 2 after January 1, 2009.>  
2 3 #3. Title page, line 1, by striking the words <to  
2 4 the> and inserting the following: <to income and  
2 5 property taxes by creating an income tax credit for  
2 6 certain renters and by establishing the minimum>.  
2 7 #4. Title page, line 6, by inserting after the  
2 8 word <cities> the following: <and including an  
2 9 applicability provision>.  
2 10 #5. By renumbering as necessary.  
2 11  
2 12  
2 13  
2 14 LARRY MCKIBBEN  
2 15 SF 604.705 82  
2 16 sc/gg/7403



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**Senate Amendment 3487**

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1 1 Amend Senate File 427, as passed by the Senate, as  
1 2 follows:  
1 3 #1. Page 1, line 4, by striking the words  
1 4 <identity, appearance, expression, or behavior> and  
1 5 inserting the following: <identity>.  
1 6 #2. Page 8, by inserting after line 4 the  
1 7 following:  
1 8 <Sec. \_\_\_\_ . NEW SECTION. 216.21 CONSTRUCTION OF  
1 9 CHAPTER.  
1 10 This chapter shall not be construed to allow  
1 11 marriage between persons of the same sex, in  
1 12 accordance with chapter 595.>  
1 13 #3. By renumbering as necessary.  
1 14 SF 427.H  
1 15 rh/jg/25  
1 16  
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Senate Amendment 3488

PAG LIN

1 1 Amend Senate File 455 as follows:  
1 2 #1. By striking everything after the enacting  
1 3 clause and inserting the following:  
1 4 <DIVISION I  
1 5 CRIMINAL PENALTIES  
1 6 Section 1. Section 692A.1, subsection 7, Code  
1 7 2007, is amended by adding the following new  
1 8 paragraph:  
1 9 NEW PARAGRAPH. dd. Indecent exposure by  
1 10 electronic transmission of an image in violation of  
1 11 section 709.9A.  
1 12 Sec. 2. NEW SECTION. 709.9A INDECENT EXPOSURE BY  
1 13 ELECTRONIC TRANSMISSION OF AN IMAGE INVOLVING A CHILD.  
1 14 A person who electronically transmits an image of  
1 15 the person's exposed genitals or pubes, or  
1 16 electronically transmits an image of the person  
1 17 committing a sex act, commits an aggravated  
1 18 misdemeanor if all of the following apply:  
1 19 1. The image is intended to be viewed by a child  
1 20 or a person believed to be a child.  
1 21 2. The person intends to arouse or satisfy the  
1 22 sexual desires of either party.  
1 23 Sec. 3. NEW SECTION. 710.12 SEXUAL SOLICITATION  
1 24 OF A MINOR.  
1 25 1. As used in this section:  
1 26 a. "Instant message" means a form of real-time  
1 27 communication between two or more people based on  
1 28 typed text.  
1 29 b. "Solicit" means to command, authorize, urge,  
1 30 entice, request, or advise a person by any means  
1 31 including in person, through an agent, over the  
1 32 telephone, through any print medium, by mail, by  
1 33 computer or internet, by instant message, or by any  
1 34 other electronic means.  
1 35 2. A person shall not, with the intent to commit  
1 36 sexual abuse or sexual exploitation, knowingly solicit  
1 37 a minor or a person reasonably believed to be a minor,  
1 38 to engage in a prohibited sex act.  
1 39 3. For purposes of determining jurisdiction under  
1 40 section 803.1, an offense is considered committed in  
1 41 this state if the solicitation of a minor or a person  
1 42 believed to be a minor who is present in this state  
1 43 originates from another state, or the solicitation of  
1 44 a minor or a person believed to be a minor originates  
1 45 from this state.  
1 46 4. A person who violates this section commits a  
1 47 class "C" felony if the person solicited is a minor  
1 48 under thirteen years of age or a person reasonably  
1 49 believed to be under thirteen years of age.  
1 50 5. A person who violates this section commits a



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2 1 class "D" felony if the person solicited is a minor  
2 2 under sixteen years of age or a person reasonably  
2 3 believed to be under sixteen years of age.

2 4 DIVISION II  
2 5 JUVENILE SEX OFFENDERS AND  
2 6 SEX OFFENDER RESIDENCY RESTRICTIONS

2 7 Sec. 4. Section 692A.2, subsection 1, paragraph c,  
2 8 Code 2007, is amended to read as follows:

2 9 c. From the date of release as a juvenile from  
2 10 group foster care or residential treatment.

2 11 Sec. 5. Section 692A.2, subsection 6, Code 2007,  
2 12 is amended to read as follows:

2 13 6. A person is not required to register while  
2 14 incarcerated, in group foster care, or in a state or  
2 15 private residential treatment program. ~~A person who  
2 16 is convicted, as defined in section 692A.1, of a  
2 17 criminal offense against a minor, sexual exploitation,  
2 18 a sexually violent offense, or an other relevant  
2 19 offense as a result of adjudication of delinquency in  
2 20 juvenile court shall be required to register as  
2 21 required in this chapter unless the juvenile court  
2 22 finds that the person should not be required to  
2 23 register under this chapter. If a juvenile is  
2 24 required to register and the court later modifies the  
2 25 order regarding the requirement to register, the court  
2 26 shall immediately notify the department. Convictions  
2 27 of more than one offense which require registration  
2 28 under this chapter but which are prosecuted within a  
2 29 single indictment shall be considered as a single  
2 30 offense for purposes of registration.~~

2 31 Sec. 6. Section 692A.2, Code 2007, is amended by  
2 32 adding the following new subsections:

2 33 NEW SUBSECTION. 7. A person who is convicted, as  
2 34 defined in section 692A.1, of a criminal offense  
2 35 against a minor, an aggravated offense, a sexually  
2 36 violent offense, or an other relevant offense as a  
2 37 result of an adjudication of delinquency shall be  
2 38 required to register as required in this chapter  
2 39 unless the juvenile court finds, pursuant to  
2 40 subsection 8, that the person should not be required  
2 41 to register or that the person shall register for a  
2 42 period of time shorter in duration than otherwise  
2 43 required. If the court later modifies the requirement  
2 44 to register or the period of registration, the court  
2 45 shall immediately notify the department.

2 46 NEW SUBSECTION. 8. The juvenile court, upon  
2 47 motion of the person required to register as a result  
2 48 of an adjudication of delinquency, shall set a hearing  
2 49 on the motion and give reasonable notice to all  
2 50 parties. For good cause, the court may order that the



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3 1 person not be required to register or order that the  
3 2 person register for a period of time shorter in  
3 3 duration than otherwise required. The motion shall be  
3 4 made and hearing shall be held prior to the person's  
3 5 discharge from juvenile court jurisdiction for the  
3 6 offense requiring registration. If the person has  
3 7 been ordered to participate or is voluntarily  
3 8 participating in an appropriate outpatient treatment  
3 9 program for juvenile sex offenders, the juvenile court  
3 10 may temporarily suspend the registration requirement  
3 11 and may defer the hearing on the matter until the  
3 12 person has completed or has been discharged from the  
3 13 treatment program. A final order shall be entered  
3 14 within thirty days from the date of the person's  
3 15 completion of or discharge from treatment. An order  
3 16 that suspends or modifies the registration requirement  
3 17 shall include written findings that a departure from  
3 18 the registry requirements is warranted and shall  
3 19 include appropriate restrictions during the period of  
3 20 suspension or modification of the registry  
3 21 requirements.

3 22 NEW SUBSECTION. 9. Notwithstanding any other  
3 23 provision of this chapter to the contrary, if a person  
3 24 required to register under this chapter is a minor at  
3 25 the time the offense was committed, the court having  
3 26 jurisdiction of the person's offense, upon application  
3 27 of the person, after reasonable notice and hearing,  
3 28 may order a period of registration shorter in duration  
3 29 than what is otherwise required. The court shall make  
3 30 written findings that a shorter period of registration  
3 31 is warranted based upon any of the following: the  
3 32 person's successful completion of treatment; age of  
3 33 the person at the time the offense was committed; the  
3 34 nature of the offense; or any other relevant  
3 35 information.

3 36 NEW SUBSECTION. 10. Convictions of more than one  
3 37 offense which require registration under this chapter  
3 38 but which are prosecuted within a single indictment  
3 39 shall be considered as a single offense for purposes  
3 40 of registration.

3 41 Sec. 7. Section 692A.2, subsection 7, Code 2007,  
3 42 is amended to read as follows:

3 43 ~~7.~~ 11. A person who has been convicted of an  
3 44 offense under the laws of this state or of another  
3 45 state which would qualify the person as a sexually  
3 46 violent predator shall register as provided in this  
3 47 chapter for life.

3 48 Sec. 8. Section 692A.2A, Code 2007, is amended to  
3 49 read as follows:

3 50 692A.2A RESIDENCY RESTRICTIONS == CHILD CARE



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Senate Amendment 3488 continued

4 1 FACILITIES AND SCHOOLS.

~~4 2 1. For purposes of this section, "person" means a  
4 3 person who has committed a criminal offense against a  
4 4 minor, or an aggravated offense, sexually violent  
4 5 offense, or other relevant offense that involved a  
4 6 minor.~~

4 7 1. As used in this section:

4 8 a. "Person" means a person required to register  
4 9 under this chapter who has been convicted of a  
4 10 criminal offense against a minor, or an offense  
4 11 involving a minor that is an aggravated offense,  
4 12 sexually violent offense, or other relevant offense.

4 13 b. "School" means a public or nonpublic elementary  
4 14 or secondary school.

4 15 2. For purposes of measuring the distance from the  
4 16 real property comprising a school or a child care  
4 17 facility to a residence, the distance shall be  
4 18 measured from the real property comprising the school  
4 19 or child care facility to the real property comprising  
4 20 the residence where the person resides.

~~4 21 3. A person shall not reside within two  
4 22 thousand feet of the real property comprising a public  
4 23 or nonpublic elementary or secondary school or a child  
4 24 care facility.~~

~~4 25 3. A person who resides within two thousand feet  
4 26 of the real property comprising a public or nonpublic  
4 27 elementary or secondary school, or a child care  
4 28 facility, commits an aggravated misdemeanor.~~

4 29 4. A person residing within two thousand feet of  
4 30 the real property comprising a public or nonpublic  
4 31 elementary or secondary school or a child care  
4 32 facility does not commit a violation of this section  
4 33 if any of the following apply:

4 34 a. The person is required to serve a sentence at a  
4 35 jail, prison, juvenile facility, or other correctional  
4 36 institution or facility.

4 37 b. The person is subject to an order of commitment  
4 38 under chapter 229A.

4 39 c. The person has established a residence prior to  
4 40 July 1, 2002, or a school or child care facility is  
4 41 newly located on or after July 1, 2002.

4 42 d. The person has established a residence prior to  
4 43 any newly located school or child care facility being  
4 44 established.

~~4 45 d. e. The person is a minor or a ward under a  
4 46 guardianship.~~

4 47 f. The person is enrolled in a secondary school.

4 48 g. The person is a ward in a guardianship.

4 49 5. A person who commits a violation of this  
4 50 section commits an aggravated misdemeanor.



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Senate Amendment 3488 continued

5 1 DIVISION III  
5 2 SEX OFFENDER TREATMENT AND SUPERVISION TASK  
5 3 FORCE  
5 4 Sec. 9. NEW SECTION. 216A.139 SEX OFFENDER  
5 5 TREATMENT AND SUPERVISION TASK FORCE.  
5 6 1. The division shall establish and maintain a  
5 7 task force to study and make recommendations for  
5 8 treating and supervising sex offenders in correctional  
5 9 institutions, community-based correctional programs,  
5 10 and in the community.  
5 11 2. Members of the task force shall include members  
5 12 of the general assembly selected by the legislative  
5 13 council and representatives of the following:  
5 14 a. One representative from the state department of  
5 15 transportation.  
5 16 b. One representative of the Iowa civil liberties  
5 17 union.  
5 18 c. One representative of the department of human  
5 19 services.  
5 20 d. One representative of the department of public  
5 21 safety.  
5 22 e. One representative of the Iowa state sheriffs'  
5 23 and deputies' association.  
5 24 f. One representative of the Iowa county attorneys  
5 25 association.  
5 26 g. One representative of the department of  
5 27 corrections.  
5 28 h. One representative of the board of parole.  
5 29 i. One representative of a judicial district  
5 30 department of correctional services.  
5 31 j. One representative of the department of  
5 32 justice.  
5 33 k. One representative of the state public  
5 34 defender.  
5 35 l. One representative of the Iowa coalition  
5 36 against sexual assault.  
5 37 m. One representative of the judicial branch.  
5 38 3. The task force shall study the following:  
5 39 a. The effectiveness of electronically monitoring  
5 40 sex offenders.  
5 41 b. The effects and costs of sex offender  
5 42 sentencing laws including the special sentence in  
5 43 chapter 903B.  
5 44 c. Risk assessment models created for sex  
5 45 offenders.  
5 46 d. Determining the best treatment programs  
5 47 available for sex offenders and the efforts of Iowa  
5 48 and other states to implement treatment programs.  
5 49 e. The efforts of Iowa and other states to prevent  
5 50 sex-related crimes and child sexual abuse.



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6 1 f. Any other issues the task force deems necessary  
6 2 including but not limited to computer and internet  
6 3 sex-related crimes, the investigation of sex-related  
6 4 crimes, sex offender case management, best practices  
6 5 for sex offender supervision, the sex offender  
6 6 registry, and the effectiveness of safety zones.  
6 7 4. During the 2007 interim and periodically  
6 8 thereafter the task force shall study and make  
6 9 specific recommendations for licensure or  
6 10 certification standards of sex offender treatment  
6 11 programs. The specific recommendations shall be part  
6 12 of any report submitted pursuant to subsection 6.  
6 13 5. In addition, during the 2007 interim the task  
6 14 force shall study the federal Adam Walsh Child  
6 15 Protection and Safety Act of 2006 and compare the Act  
6 16 with Iowa's sex offender registry laws, and make  
6 17 recommendations part of any report submitted pursuant  
6 18 to subsection 6.  
6 19 6. Beginning on January 15, 2008, and every year  
6 20 thereafter by January 15, the task force shall report  
6 21 to the governor and the general assembly the issues  
6 22 studied, actions taken, and task force  
6 23 recommendations.  
6 24 Sec. 10. 2005 Iowa Acts, chapter 158, section 52,  
6 25 is amended by striking the section.>  
6 26 #2. Title page, by striking lines 1 through 3 and  
6 27 inserting the following: <An Act relating to  
6 28 prohibited sex acts including certain sex acts  
6 29 involving minors, the sex offender registry, sex  
6 30 offender residency restrictions, the sex offender task  
6 31 force, and providing penalties.>  
6 32  
6 33  
6 34  
6 35 KEITH A. KREIMAN  
6 36 ROBERT E. DVORSKY  
6 37 ROBERT M. HOGG  
6 38 SF 455.706 82  
6 39 jm/gg/10211



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**Senate Amendment 3489**

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1 1 Amend House File 911, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 1, by inserting after line 34 the
1 4 following:
1 5 <____. For the purchase and installation of
1 6 decorative planters in the downtown area of Urbandale,
1 7 Iowa, notwithstanding section 8.57, subsection 6,
1 8 paragraph "c":
1 9 ..... $ 120,000
1 10 _____. For the purchase and installation of
1 11 decorative planters in the downtown Beaverdale area of
1 12 Des Moines, Iowa, notwithstanding section 8.57,
1 13 subsection 6, paragraph "c":
1 14 ..... $ 120,000>
1 15 #2. By renumbering as necessary.
1 16
1 17
1 18
1 19 BRAD ZAUN
1 20 HF 911.723 82
1 21 rh/gg/9533
1 22
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Senate Amendment 3490

PAG LIN

1 1 Amend House File 556, as passed by the House, as  
1 2 follows:  
1 3 #1. Page 2, line 21, by inserting after the word  
1 4 <ten> the following: <voting>.  
1 5 #2. Page 3, by inserting after line 11 the  
1 6 following:  
1 7 <\_\_\_. The following persons shall be ex officio,  
1 8 nonvoting members of the council designated for  
1 9 three-year terms as follows:  
1 10 a. A professional fire fighter designated by the  
1 11 Iowa association of professional fire chiefs.  
1 12 b. A volunteer fire fighter designated by the Iowa  
1 13 firemen's association.  
1 14 c. An experienced plumber involved in plumbing  
1 15 training programs designated by the Iowa state  
1 16 building and construction trades council.  
1 17 d. A heating, ventilation, and air conditioning  
1 18 professional involved in heating, ventilation, and air  
1 19 conditioning training programs designated by the Iowa  
1 20 state building and construction trades council.  
1 21 e. A community college instructor with experience  
1 22 in conducting fire safety programs designated by the  
1 23 Iowa association of community college presidents.  
1 24 f. A representative of a property and casualty  
1 25 insurance company with experience in insuring sellers  
1 26 of propane gas designated by the Iowa insurance  
1 27 institute.>  
1 28 #3. Page 3, line 32, by inserting after the word  
1 29 <The> the following: <voting members of the>.  
1 30 #4. Page 3, line 33, by striking the words <its  
1 31 membership> and inserting the following: <the voting  
1 32 members>.  
1 33 #5. Page 8, line 28, by striking the words <fire  
1 34 marshal> and inserting the following: <general  
1 35 assembly>.  
1 36 #6. By renumbering as necessary.  
1 37  
1 38  
1 39  
1 40 JOE BOLKCOM  
1 41 HF 556.501 82  
1 42 av/je/9729  
1 43  
1 44  
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**Iowa General Assembly  
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**Senate Amendment 3491**

PAG LIN

1 1 Amend the House amendment, S=3436, to Senate File  
 1 2 551, as amended, passed, and reprinted by the Senate,  
 1 3 as follows:  
 1 4 #1. Page 1, by inserting after line 2 the  
 1 5 following:  
 1 6 <#\_\_\_\_. Page 8, by inserting after line 1 the  
 1 7 following:  
 1 8 <Sec. \_\_\_\_\_. BIOFUEL PROMOTION. There is  
 1 9 appropriated from the general fund of the state to the  
 1 10 department of natural resources for the fiscal year  
 1 11 beginning July 1, 2007, and ending June 30, 2008, the  
 1 12 following amount, or so much thereof as is necessary,  
 1 13 to be used for the purposes designated:  
 1 14 For the promotion of retail motor fuel sites  
 1 15 offering E=85 gasoline or biodiesel blended fuels for  
 1 16 sale to the public:  
 1 17 ..... \$ 25,000  
 1 18 It is the intent of the general assembly that  
 1 19 moneys appropriated in this section shall be used by  
 1 20 the clean air choice program administered by the  
 1 21 American lung association for promotional use for  
 1 22 retail motor fuel sites that sell E=85 gasoline or  
 1 23 biodiesel blended fuels to the public.>>  
 1 24 #2. Page 2, by inserting after line 16 the  
 1 25 following:  
 1 26 <#\_\_\_\_. Page 20, by inserting after line 27 the  
 1 27 following:  
 1 28 <DIVISION  
 1 29 E=85 GASOLINE  
 1 30 Sec. \_\_\_\_\_. Section 455G.31, Code 2007, is amended  
 1 31 to read as follows:  
 1 32 455G.31 E=85 GASOLINE STORAGE AND DISPENSING  
 1 33 INFRASTRUCTURE.  
 1 34 1. As used in this section, unless the context  
 1 35 otherwise requires:  
 1 36 a. "E=85 gasoline", "ethanol blended gasoline",  
 1 37 and "retail dealer" mean the same as defined in  
 1 38 section 214A.1.  
 1 39 b. "Gasoline storage and dispensing  
 1 40 infrastructure" means any storage tank located below  
 1 41 ground or above ground and any associated equipment  
 1 42 including but not limited to a pipe, hose, connection,  
 1 43 fitting seal, or pump, which is used to store,  
 1 44 measure, and dispense gasoline by a retail dealer.  
 1 45 2. A retail dealer may use gasoline storage and  
 1 46 dispensing infrastructure to store and dispense E=85  
 1 47 gasoline if all of the following apply:  
 1 48 a. For gasoline storage and dispensing  
 1 49 infrastructure other than the dispenser, the  
 1 50 department of natural resources under this chapter or



Iowa General Assembly  
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Senate Amendment 3491 continued

2 1 the state fire marshal under chapter 101 must  
2 2 determine that it is compatible with E-85 gasoline.  
2 3 If the compatibility of the thread sealant or adhesive  
2 4 is undetermined, the thread sealant or adhesive may  
2 5 continue to be used if precision line testing is  
2 6 conducted annually and if an analysis to determine  
2 7 compatibility of the thread sealant or adhesive is  
2 8 completed by July 1, 2011.  
2 9 b. For a dispenser, ~~the manufacturer must state~~  
2 10 ~~all one~~ of the following shall apply:  
2 11 (1) ~~That the dispenser is, in the opinion of the~~  
2 12 ~~manufacturer, not incompatible with E-85 gasoline.~~  
2 13 The manufacturer must state that the dispenser is  
2 14 listed by an independent testing laboratory as  
2 15 compatible with ethanol blended gasoline.  
2 16 (2) ~~The manufacturer has initiated the process of~~  
2 17 ~~applying to an independent testing laboratory for~~  
2 18 ~~listing of the equipment for use in dispensing E-85~~  
2 19 ~~gasoline.~~  
2 20 A manufacturer's statement must include a written  
2 21 statement, with reference to a particular type and  
2 22 model of equipment for use in dispensing E-85  
2 23 gasoline, signed by a responsible official on behalf  
2 24 of the manufacturer, provided either to the retail  
2 25 dealer using the gasoline storage and dispensing  
2 26 infrastructure or to the department of natural  
2 27 resources or the state fire marshal. If the written  
2 28 statement is provided to a retail dealer, the  
2 29 statement shall be retained in the files on the  
2 30 premises of the retail dealer and shall be available  
2 31 to personnel of the department of natural resources or  
2 32 the state fire marshal upon request. The owner or  
2 33 operator or a person authorized by the owner or  
2 34 operator must visually inspect the dispenser and the  
2 35 dispenser sump daily for leaks and equipment failure  
2 36 and maintain a record of such inspection for at least  
2 37 one year after the inspection. If a leak is detected,  
2 38 the department of natural resources shall be notified  
2 39 pursuant to section 455B.386.  
2 40 If a commercially available dispenser is listed as  
2 41 compatible for use with E-85 gasoline by an  
2 42 independent testing laboratory, this paragraph "b"  
2 43 shall not apply to new dispensers installed after the  
2 44 commercial availability of such a certified dispenser.  
2 45 ~~3. This section is repealed July 1, 2009.>>~~  
2 46 #3. By renumbering as necessary.  
2 47  
2 48  
2 49  
2 50 THOMAS RIELLY



Iowa General Assembly  
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Senate Amendment 3491 continued

3 1  
3 2  
3 3  
3 4 BRIAN SCHOENJAHN  
3 5  
3 6  
3 7  
3 8 FRANK B. WOOD  
3 9 SF 551.713 82  
3 10 da/gg/10170



Iowa General Assembly  
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Senate Amendment 3492

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. NEW SECTION. 422.11T COMMERCIAL  
1 5 PROPERTY TAX CREDIT.  
1 6 1. The taxes imposed under this division, less the  
1 7 credits allowed under sections 422.12 and 422.12B,  
1 8 shall be reduced by a commercial property tax credit.  
1 9 To qualify for this credit, the taxpayer shall have  
1 10 paid property tax during the tax year levied on  
1 11 property that is assessed as commercial property for  
1 12 property tax purposes.  
1 13 2. The total amount of tax credit that may be  
1 14 claimed by a taxpayer equals two hundred seventy-five  
1 15 dollars.  
1 16 3. The amount of the tax credit claimed under this  
1 17 section shall not be deducted in computing the  
1 18 taxpayer's taxable income for state income tax  
1 19 purposes.  
1 20 4. Any credit in excess of the tax liability shall  
1 21 be refunded with interest computed under section  
1 22 422.25. In lieu of claiming a refund, a taxpayer may  
1 23 elect to have the overpayment shown on the taxpayer's  
1 24 final, completed return credited to the tax liability  
1 25 for the following tax year.  
1 26 5. An individual may claim the tax credit allowed  
1 27 a partnership, limited liability company, S  
1 28 corporation, estate, or trust electing to have the  
1 29 income taxed directly to the individual. The amount  
1 30 claimed by the individual shall be based upon the pro  
1 31 rata share of the individual's earnings of the  
1 32 partnership, limited liability company, S corporation,  
1 33 estate, or trust.  
1 34 6. This section is repealed January 1, 2009, for  
1 35 the tax years beginning on or after that date.  
1 36 Sec. 2. Section 422.33, Code 2007, is amended by  
1 37 adding the following new subsection:  
1 38 NEW SUBSECTION. 24. a. The taxes imposed under  
1 39 this division shall be reduced by a commercial  
1 40 property tax credit. To qualify for this credit, the  
1 41 taxpayer shall have paid property tax during the tax  
1 42 year levied on property that is assessed as commercial  
1 43 property for property tax purposes.  
1 44 b. The total amount of credit that may be claimed  
1 45 by a taxpayer equals two hundred seventy-five dollars.  
1 46 For corporations that file a consolidated Iowa return  
1 47 in accordance with section 422.37, each corporation  
1 48 filing on the consolidated return that paid commercial  
1 49 property tax during the tax year may claim the maximum  
1 50 tax credit.



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Senate Amendment 3492 continued

2 1 c. The amount of the tax credit claimed under this  
2 2 subsection shall not be deducted in computing the  
2 3 taxpayer's taxable income for state income tax  
2 4 purposes. For corporations that file a consolidated  
2 5 Iowa return in accordance with section 422.37, each  
2 6 corporation filing on the consolidated return that  
2 7 claimed the credit shall not deduct the amount of the  
2 8 tax credit claimed by it for state income tax  
2 9 purposes.

2 10 d. Any credit in excess of the tax liability shall  
2 11 be refunded with interest computed under section  
2 12 422.25. In lieu of claiming a refund, a taxpayer may  
2 13 elect to have the overpayment shown on the taxpayer's  
2 14 final, completed return credited to the tax liability  
2 15 for the following tax year.

2 16 e. This subsection is repealed January 1, 2009,  
2 17 for tax years beginning on or after that date.>

2 18 #2. Page 4, by inserting before line 8 the  
2 19 following:

2 20 <Sec. \_\_\_\_\_. EFFECTIVE AND APPLICABILITY DATES. The  
2 21 sections of this Act enacting section 422.11T and  
2 22 amending section 422.33 apply to tax years beginning  
2 23 on or after January 1, 2009.>

2 24 #3. Title page, line 6, by inserting after the  
2 25 word <cities> the following: <and by providing a  
2 26 commercial property tax credit and an applicability  
2 27 date.>

2 28 #4. By renumbering as necessary.

2 29

2 30

2 31

2 32 JEFF ANGELO

2 33 SF 604.207 82

2 34 sc/es/10137



Iowa General Assembly  
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**Senate Amendment 3493**

PAG LIN

1 1 Amend Senate File 604 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. NEW SECTION. 422.11T COMMERCIAL  
1 5 PROPERTY TAX CREDIT.  
1 6 1. The taxes imposed under this division, less the  
1 7 credits allowed under sections 422.12 and 422.12B,  
1 8 shall be reduced by a commercial property tax credit.  
1 9 To qualify for this credit, the taxpayer shall have  
1 10 paid property tax during the tax year levied on  
1 11 property that is assessed as improved commercial  
1 12 property for property tax purposes, and the assessed  
1 13 value of such improved commercial property owned by  
1 14 the taxpayer does not exceed, in the aggregate  
1 15 statewide, three hundred thousand dollars.  
1 16 For purposes of this section, "improved commercial  
1 17 property" means land containing one or more structures  
1 18 that are being put to productive use.  
1 19 2. The total amount of tax credit that may be  
1 20 claimed by a taxpayer equals three hundred twenty  
1 21 dollars.  
1 22 3. The amount of the tax credit claimed under this  
1 23 section shall not be deducted in computing the  
1 24 taxpayer's taxable income for state income tax  
1 25 purposes.  
1 26 4. Any credit in excess of the tax liability shall  
1 27 be refunded with interest computed under section  
1 28 422.25. In lieu of claiming a refund, a taxpayer may  
1 29 elect to have the overpayment shown on the taxpayer's  
1 30 final, completed return credited to the tax liability  
1 31 for the following tax year.  
1 32 5. An individual may claim the tax credit allowed  
1 33 a partnership, limited liability company, S  
1 34 corporation, estate, or trust electing to have the  
1 35 income taxed directly to the individual. The amount  
1 36 claimed by the individual shall be based upon the pro  
1 37 rata share of the individual's earnings of the  
1 38 partnership, limited liability company, S corporation,  
1 39 estate, or trust.  
1 40 6. This section is repealed January 1, 2012, for  
1 41 the tax years beginning on or after that date.  
1 42 Sec. 2. Section 422.33, Code 2007, is amended by  
1 43 adding the following new subsection:  
1 44 NEW SUBSECTION. 24. a. The taxes imposed under  
1 45 this division shall be reduced by a commercial  
1 46 property tax credit. To qualify for this credit, the  
1 47 taxpayer shall have paid property tax during the tax  
1 48 year levied on property that is assessed as improved  
1 49 commercial property for property tax purposes, and the  
1 50 assessed value of such improved commercial property



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Senate Amendment 3493 continued

2 1 owned by the taxpayer does not exceed, in the  
2 2 aggregate statewide, three hundred thousand dollars.  
2 3 For purposes of this subsection, "improved  
2 4 commercial property" means land containing one or more  
2 5 structures that are being put to productive use.  
2 6 b. The total amount of credit that may be claimed  
2 7 by a taxpayer equals three hundred twenty dollars.  
2 8 For corporations that file a consolidated Iowa return  
2 9 in accordance with section 422.37, each corporation  
2 10 filing on the consolidated return that paid commercial  
2 11 property tax during the tax year may claim the maximum  
2 12 tax credit.  
2 13 c. The amount of the tax credit claimed under this  
2 14 subsection shall not be deducted in computing the  
2 15 taxpayer's taxable income for state income tax  
2 16 purposes. For corporations that file a consolidated  
2 17 Iowa return in accordance with section 422.37, each  
2 18 corporation filing on the consolidated return that  
2 19 claimed the credit shall not deduct the amount of the  
2 20 tax credit claimed by it for state income tax  
2 21 purposes.  
2 22 d. Any credit in excess of the tax liability shall  
2 23 be refunded with interest computed under section  
2 24 422.25. In lieu of claiming a refund, a taxpayer may  
2 25 elect to have the overpayment shown on the taxpayer's  
2 26 final, completed return credited to the tax liability  
2 27 for the following tax year.  
2 28 e. This subsection is repealed January 1, 2012,  
2 29 for tax years beginning on or after that date.>  
2 30 #2. Page 4, by inserting before line 8 the  
2 31 following:  
2 32 <Sec. \_\_\_\_\_. APPLICABILITY DATE. The sections of  
2 33 this Act enacting Code section 422.11T and amending  
2 34 Code section 422.33 apply to tax years beginning on or  
2 35 after January 1, 2009.>  
2 36 #3. Title page, line 6, by inserting after the  
2 37 word <cities> the following: <and by providing a  
2 38 commercial property tax credit and applicability  
2 39 date>.  
2 40 #4. By renumbering as necessary.  
2 41  
2 42  
2 43  
2 44 JEFF ANGELO  
2 45 SF 604.206 82  
2 46 sc/es/10136



**Iowa General Assembly  
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## Senate Amendment 3494

PAG LIN

1 1 Amend the House amendment, S=3436, to Senate File  
 1 2 551, as amended, passed, and reprinted by the Senate,  
 1 3 as follows:  
 1 4 #1. Page 1, by inserting before line 3, the  
 1 5 following:  
 1 6 <#\_\_\_\_. Page 3, by striking line 9, and inserting  
 1 7 the following: <maintenance, miscellaneous purposes,  
 1 8 and for not more than the following full-time  
 1 9 equivalent positions:>  
 1 10 #\_\_\_\_. Page 3, by inserting after line 10, the  
 1 11 following:  
 1 12 <..... FTEs 1.00>  
 1 13 #\_\_\_\_. Page 11, line 26, by striking the figure  
 1 14 <1,500,000> and inserting the following: <1,480,000>.  
 1 15 #\_\_\_\_. Page 12, line 35, by striking the figure  
 1 16 <600,000> and inserting the following: <580,000>.  
 1 17 #\_\_\_\_. Page 13, line 2, by striking the figure  
 1 18 <400,000> and inserting the following: <386,667>.  
 1 19 #\_\_\_\_. Page 13, line 8, by striking the figure  
 1 20 <200,000> and inserting the following: <193,333>.  
 1 21 #\_\_\_\_. Page 13, by inserting after line 17, the  
 1 22 following:  
 1 23 <\_\_\_\_. For purposes of supporting a farm-to-school  
 1 24 program, as provided in chapter 190A, if enacted by  
 1 25 2007 Iowa Acts, Senate File 601, including salaries,  
 1 26 support, maintenance, and miscellaneous purposes:  
 1 27 ..... \$ 80,000  
 1 28 \_\_\_\_\_. For purposes of supporting the office of  
 1 29 state apiarist, including the state apiarist who shall  
 1 30 be appointed by the secretary of agriculture pursuant  
 1 31 to section 160.1, and for carrying out the duties of  
 1 32 the state apiarist as provided in chapter 160:  
 1 33 ..... \$ 40,000>  
 1 34 #\_\_\_\_. Page 14, line 5, by striking the figure  
 1 35 <2,490,000> and inserting the following: <2,470,000>.  
 1 36 #\_\_\_\_. Page 14, line 19, by striking the figure  
 1 37 <400,000> and inserting the following: <360,000>.  
 1 38 #\_\_\_\_. Page 15, line 9, by striking the figure  
 1 39 <500,000> and inserting the following: <480,000>.>  
 1 40  
 1 41  
 1 42  
 1 43 Dr. JOE M. SENG  
 1 44  
 1 45  
 1 46  
 1 47 NANCY J. BOETTGER  
 1 48  
 1 49  
 1 50



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Senate Amendment 3494 continued

2 1 DENNIS H. BLACK  
2 2 SF 551.216 82  
2 3 da/es/10172



Iowa General Assembly  
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Senate Amendment 3495

PAG LIN

1 1 Amend the House amendment, S=3436, to Senate File  
1 2 551, as amended, passed, and reprinted by the Senate,  
1 3 as follows:

1 4 #1. Page 2, by inserting after line 16 the  
1 5 following:

1 6 <#\_\_\_\_. Page 20, by inserting after line 27 the  
1 7 following:

1 8 <DIVISION

1 9 E=85 GASOLINE

1 10 Sec. \_\_\_\_\_. Section 455G.31, Code 2007, is amended  
1 11 to read as follows:

1 12 455G.31 E=85 GASOLINE STORAGE AND DISPENSING  
1 13 INFRASTRUCTURE.

1 14 1. As used in this section, unless the context  
1 15 otherwise requires:

1 16 a. "E=85 gasoline", "ethanol blended gasoline",  
1 17 and "retail dealer" mean the same as defined in  
1 18 section 214A.1.

1 19 b. "Gasoline storage and dispensing  
1 20 infrastructure" means any storage tank located below  
1 21 ground or above ground and any associated equipment  
1 22 including but not limited to a pipe, hose, connection,  
1 23 fitting seal, or pump, which is used to store,  
1 24 measure, and dispense gasoline by a retail dealer.

1 25 2. A retail dealer may use gasoline storage and  
1 26 dispensing infrastructure to store and dispense E=85  
1 27 gasoline if all of the following apply:

1 28 a. For gasoline storage and dispensing  
1 29 infrastructure other than the dispenser, the  
1 30 department of natural resources under this chapter or  
1 31 the state fire marshal under chapter 101 must  
1 32 determine that it is compatible with E=85 gasoline.  
1 33 If the compatibility of the thread sealant or adhesive  
1 34 is undetermined, the thread sealant or adhesive may  
1 35 continue to be used if precision line testing is  
1 36 conducted annually and if an analysis to determine  
1 37 compatibility of the thread sealant or adhesive is  
1 38 completed by July 1, 2011.

1 39 b. For a dispenser, ~~the manufacturer must state~~  
1 40 all of the following shall apply:

1 41 (1) ~~That the dispenser is, in the opinion of the~~  
1 42 ~~manufacturer, not incompatible with E=85 gasoline.~~

1 43 The manufacturer must state that the dispenser is  
1 44 listed by an independent testing laboratory as  
1 45 compatible with ethanol blended gasoline.

1 46 (2) ~~The manufacturer has initiated the process of~~  
1 47 ~~applying to an independent testing laboratory for~~  
1 48 ~~listing of the equipment for use in dispensing E=85~~  
1 49 ~~gasoline.~~

1 50 ~~A manufacturer's statement must include a written~~



Iowa General Assembly  
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~~Senate Amendment 3495 continued~~

~~2 1 statement, with reference to a particular type and  
2 2 model of equipment for use in dispensing E=85  
2 3 gasoline, signed by a responsible official on behalf  
2 4 of the manufacturer, provided either to the retail  
2 5 dealer using the gasoline storage and dispensing  
2 6 infrastructure or to the department of natural  
2 7 resources or the state fire marshal. If the written  
2 8 statement is provided to a retail dealer, the  
2 9 statement shall be retained in the files on the  
2 10 premises of the retail dealer and shall be available  
2 11 to personnel of the department of natural resources or  
2 12 the state fire marshal upon request. The owner or  
2 13 operator or a person authorized by the owner or  
2 14 operator must visually inspect the dispenser and the  
2 15 dispenser sump daily for leaks and equipment failure  
2 16 and maintain a record of such inspection for at least  
2 17 one year after the inspection. If a leak is detected,  
2 18 the department of natural resources shall be notified  
2 19 pursuant to section 455B.386.~~

~~2 20 If a commercially available dispenser is listed as  
2 21 compatible for use with E=85 gasoline by an  
2 22 independent testing laboratory, this paragraph "b"  
2 23 shall not apply to new dispensers installed after the  
2 24 commercial availability of such a certified dispenser.~~

~~2 25 3. This section is repealed July 1, 2009.>>~~

2 26 #2. By renumbering as necessary.

2 27

2 28

2 29

2 30 THOMAS RIELLY

2 31

2 32

2 33

2 34 BRIAN SCHOENJAHN

2 35

2 36

2 37

2 38 FRANK B. WOOD

2 39 SF 551.217 82

2 40 da/es/10171



Iowa General Assembly  
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**Senate Concurrent Resolution 7 - Introduced**

PAG LIN

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

1 1 SENATE CONCURRENT RESOLUTION NO.  
1 2 BY KREIMAN  
1 3 A Concurrent Resolution relating to the establishment  
1 4 of a criminal code revisions legislative study  
1 5 committee.  
1 6 WHEREAS, a need exists to review, reorganize,  
1 7 update, and revise the criminal code; and  
1 8 WHEREAS, the last major criminal code revision  
1 9 occurred approximately 30 years ago; and  
1 10 WHEREAS, many criminal code provisions have been  
1 11 enacted over the previous 30 years that have added a  
1 12 layer of complexity to the existing Iowa criminal  
1 13 code; and  
1 14 WHEREAS, the general assembly believes that a  
1 15 comprehensive review of the entire criminal justice  
1 16 system, including current criminal penalties and  
1 17 sentencing practices, is necessary to determine the  
1 18 maximum opportunity for the protection of the  
1 19 community, the rehabilitation of offenders, and a more  
1 20 workable and effective criminal justice system; NOW  
1 21 THEREFORE,  
1 22 BE IT RESOLVED BY THE SENATE, THE HOUSE OF  
1 23 REPRESENTATIVES CONCURRING, That the legislative  
1 24 council is requested to establish an interim study  
1 25 committee to review, reorganize, update, and revise  
1 26 the criminal code; and  
1 27 BE IT FURTHER RESOLVED, That the committee shall  
1 28 consist of no fewer than two members of the senate and  
1 29 two members of the house of representatives, and  
1 30 nonlegislative members having special knowledge in the



**Iowa General Assembly  
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Senate Concurrent Resolution 7 - Introduced continued

2 1 fields of criminal law and procedure, law enforcement,  
2 2 and justice; and  
2 3 BE IT FURTHER RESOLVED, That staff assistance shall  
2 4 be provided by the legislative services agency, and  
2 5 additional staff may be employed as deemed necessary  
2 6 by the legislative council and the legislative  
2 7 services agency; and  
2 8 BE IT FURTHER RESOLVED, That the committee shall  
2 9 submit to the general assembly an interim report  
2 10 during the 2008 legislative session and a final report  
2 11 by January 15, 2009.  
2 12 LSB 2920SS 82  
2 13 jm:rj/je/5



Iowa General Assembly  
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**Senate File 605 - Introduced**

SENATE FILE  
BY COMMITTEE ON GOVERNMENT  
OVERSIGHT

(SUCCESSOR TO SSB 1360)

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

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

**A BILL FOR**

- 1 An Act relating to student loans, including the protection of
- 2 students and parents from certain lenders and institutions of
- 3 higher education with conflicts of interest, and establishing
- 4 penalties and a student lending education fund.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 6 TLSB 2939SV 82
- 7 kh/gg/14



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1 1 Section 1. NEW SECTION. 261E.1 DEFINITIONS.  
1 2 As used in this chapter, unless otherwise specified:  
1 3 1. "Administrator" means either the attorney general or  
1 4 the attorney general's designee. The attorney general may  
1 5 charge the college student aid commission or the  
1 6 superintendent of banking, credit unions, or savings and loans  
1 7 with enforcing this chapter against the person under  
1 8 investigation.  
1 9 2. "Borrower" means a student attending a covered  
1 10 institution in this state, or a parent or person in parental  
1 11 relation to such student, who also obtains an educational loan  
1 12 from a lending institution to pay for or finance higher  
1 13 education expenses.  
1 14 3. "Covered institution" means any educational institution  
1 15 that offers a postsecondary educational degree, certificate,  
1 16 or program of study and receives state funding or assistance.  
1 17 "Covered institution" includes an agent of the educational  
1 18 institution, including an alumni association, booster club, or  
1 19 other organization directly or indirectly associated with the  
1 20 institution.  
1 21 4. "Covered institution employee" means any employee,  
1 22 agent, contractor, director, officer, or trustee of a covered  
1 23 institution.  
1 24 5. "Educational loan" means any loan that is made,  
1 25 insured, or guaranteed under title IV of the federal Higher  
1 26 Education Act of 1965, as amended, any high risk loan, or any  
1 27 private loan issued by a lending institution for the purposes  
1 28 of paying for or financing higher education expenses.  
1 29 6. "Gift" means any discount, favor, gratuity, inducement,  
1 30 loan, stock, thing of value, or other item having a monetary  
1 31 value of more than ten dollars.  
1 32 a. The term "gift" includes but is not limited to:  
1 33 (1) Any money, service, loan, entertainment, honoraria,  
1 34 hospitality, lodging costs, meals, registration fees, travel  
1 35 expenses, discount, forbearance, or promise.



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- 2 1       (2) Gifts provided in kind, by purchase of a ticket,  
2 2 payment in advance, or reimbursement after expenses have been  
2 3 incurred.
- 2 4       (3) Any computer hardware for which the recipient pays  
2 5 below-market prices.
- 2 6       (4) Any printing costs or services.
- 2 7       b. The term "gift" does not include any of the following:
- 2 8       (1) A lending institution's own brochure or promotional  
2 9 literature.
- 2 10       (2) Food, refreshments, training, or informational  
2 11 material furnished to a covered institution employee as an  
2 12 integral part of a training session, if such training  
2 13 contributes to the professional development of the covered  
2 14 institution employee.
- 2 15       7. "High risk loans" means any agreement between a lending  
2 16 institution and a covered institution that provides for the  
2 17 lending institution to provide loans to students with a poor  
2 18 or no credit history, who would otherwise not be eligible for  
2 19 educational loans.
- 2 20       8. "Higher education expenses" includes all of the  
2 21 following:
- 2 22       a. Tuition and fees.
- 2 23       b. Costs incurred for books, supplies, transportation, and  
2 24 miscellaneous personal expenses.
- 2 25       c. Room and board costs.
- 2 26       9. "Lending institution" means any of the following:
- 2 27       a. Any entity that itself or through an affiliate makes  
2 28 educational loans to pay for or finance higher education  
2 29 expenses or that securitizes such loans.
- 2 30       b. Any entity, or association of entities, that guarantees  
2 31 educational loans.
- 2 32       c. Any industry, trade, or professional association or  
2 33 other entity that receives money from any entity described in  
2 34 paragraph "a" or "b".
- 2 35       10. "Preferred lender list" means a list of one or more



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3 1 recommended or suggested lending institutions that a covered  
3 2 institution makes available for use, in print or any other  
3 3 medium or form, by borrowers, prospective borrowers, or  
3 4 others.

3 5 11. "Revenue sharing" means any arrangement whereby a  
3 6 lending institution pays a covered institution or an  
3 7 affiliated entity or organization of such covered institution  
3 8 a percentage of the principal of each loan directed towards  
3 9 the lending institution from a borrower at the covered  
3 10 institution.

3 11 Sec. 2. NEW SECTION. 261E.2 PROHIBITION OF GIFTS BY  
3 12 LENDING INSTITUTIONS TO COVERED INSTITUTIONS AND EMPLOYEES.

3 13 1. A lending institution shall not, directly or  
3 14 indirectly, offer or provide any gift to a covered institution  
3 15 or a covered institution employee in exchange for any  
3 16 advantage or consideration provided to such lending  
3 17 institution related to its educational loan activities.

3 18 2. A lending institution shall not engage in revenue  
3 19 sharing with a covered institution.

3 20 Sec. 3. NEW SECTION. 261E.3 PROHIBITION OF RECEIPT OF  
3 21 GIFTS BY COVERED INSTITUTIONS.

3 22 1. A covered institution shall not, directly or  
3 23 indirectly, solicit, accept, or receive any gift from or on  
3 24 behalf of a lending institution in exchange for any advantage  
3 25 or consideration provided to such lending institution related  
3 26 to its educational loan activities.

3 27 2. A covered institution shall not engage in revenue  
3 28 sharing with a lending institution.

3 29 Sec. 4. NEW SECTION. 261E.4 PROHIBITION OF RECEIPT OF  
3 30 GIFTS BY COVERED INSTITUTION EMPLOYEES.

3 31 1. A covered institution shall prohibit a covered  
3 32 institution employee, on the employee's behalf or on behalf of  
3 33 another, directly or indirectly, from soliciting, accepting,  
3 34 or receiving any gift from or on behalf of a lending  
3 35 institution. Nothing in this subsection shall be construed as



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4 1 prohibiting a covered institution employee from conducting  
4 2 business with a lending institution, provided that such  
4 3 business is unrelated in any manner whatsoever to a covered  
4 4 institution.

4 5 2. A covered institution employee, on the employee's  
4 6 behalf or on behalf of another, shall not directly or  
4 7 indirectly solicit, accept, or receive any gift from or on  
4 8 behalf of a lending institution. Nothing in this subsection  
4 9 shall be construed as prohibiting a covered institution  
4 10 employee from conducting business with any lending  
4 11 institution, provided that such business is unrelated in any  
4 12 manner whatsoever with the covered institution.

4 13 3. A covered institution employee shall report to the  
4 14 administrator any instance of a lending institution attempting  
4 15 to give a gift to the covered institution employee.

4 16 Sec. 5. NEW SECTION. 261E.5 COVERED INSTITUTION EMPLOYEE  
4 17 PROHIBITIONS AND REPORTING REQUIREMENTS.

4 18 1. A lending institution shall not provide any  
4 19 remuneration or expense reimbursement to a covered institution  
4 20 employee for serving as a member of or participant on an  
4 21 advisory board of a lending institution.

4 22 2. A covered institution shall prohibit a covered  
4 23 institution employee from receiving any remuneration for  
4 24 serving as a member of or participant on an advisory board of  
4 25 a lending institution or receiving any reimbursement of  
4 26 expenses for so serving, notwithstanding section 261.4.

4 27 3. Nothing in this section shall be construed as  
4 28 prohibiting any of the following:

4 29 a. A covered institution employee's participation on an  
4 30 advisory board of a lending institution that is unrelated in  
4 31 any manner whatsoever to educational loans.

4 32 b. A covered institution employee, who does not have a  
4 33 direct interest in or does not benefit from the functions of  
4 34 the covered institution's financial aid office, from serving  
4 35 on a board of directors of a publicly traded or privately held



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5 1 company.

5 2 4. A covered institution employee who is directly involved  
5 3 with or benefits from the functions of the covered  
5 4 institution's financial aid office shall report to the  
5 5 administrator, in a form and manner prescribed by the  
5 6 administrator, all participation or financial interests  
5 7 related to any lending institution.

5 8 Sec. 6. NEW SECTION. 261E.6 MISLEADING IDENTIFICATION OF  
5 9 LENDING INSTITUTIONS' EMPLOYEES.

5 10 1. A lending institution shall prohibit an employee or  
5 11 agent of the lending institution from being identified to  
5 12 borrowers or prospective borrowers of a covered institution as  
5 13 an employee, representative, or agent of the covered  
5 14 institution.

5 15 2. A covered institution shall prohibit an employee or  
5 16 agent of a lending institution from being identified as an  
5 17 employee, representative, or agent of the covered institution.

5 18 3. An employee, representative, or agent of a lending  
5 19 institution shall not staff a covered institution's financial  
5 20 aid offices.

5 21 Sec. 7. NEW SECTION. 261E.7 LOAN DISCLOSURE AND  
5 22 PROHIBITION OF QUID PRO QUO HIGH RISK LOANS.

5 23 1. A covered institution shall inform the borrower or  
5 24 prospective borrower of all available state education  
5 25 financing options, and financing options under title IV of the  
5 26 federal Higher Education Act of 1965, as amended, including  
5 27 information on any terms and conditions of available loans  
5 28 under such title that are more favorable to the borrower,  
5 29 before a lending institution may provide a private educational  
5 30 loan to a borrower attending a covered institution with which  
5 31 a lending institution has an educational loan arrangement.

5 32 2. Neither a lending institution nor a covered institution  
5 33 shall enter into an agreement or otherwise provide any high  
5 34 risk loans in exchange for the covered institution providing  
5 35 concessions or promises to the lending institution that may



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6 1 prejudice other borrowers or prospective borrowers.  
6 2     Sec. 8. NEW SECTION. 261E.8 STANDARDS FOR PREFERRED  
6 3 LENDER LISTS.  
6 4     A covered institution that provides or makes available a  
6 5 preferred lender list shall comply with all of the following  
6 6 standards:  
6 7     1. A preferred lender list shall disclose the process by  
6 8 which the covered institution selected lending institutions  
6 9 for such preferred lender list, including, but not limited to,  
6 10 the method and criteria used to choose the lending  
6 11 institutions and the relative importance of those criteria.  
6 12     2. A preferred lender list shall state in the same font  
6 13 size and same manner as the predominant text on the document  
6 14 that borrowers have the right and ability to select the  
6 15 education loan provider of their choice, are not required to  
6 16 use any of the lenders on such preferred lender list, and will  
6 17 suffer no penalty for choosing a lender that is not on such  
6 18 preferred lender list.  
6 19     3. The covered institution's decision to include a lending  
6 20 institution on any preferred lender list and the covered  
6 21 institution's decision as to where on the preferred lender  
6 22 list the lending institution's name appears shall be  
6 23 determined solely by consideration of the best interests of  
6 24 the borrowers who may use such preferred lender list without  
6 25 regard to the pecuniary interests of the covered institution.  
6 26     4. The contents of any preferred lender list shall be  
6 27 reviewed and updated at least annually.  
6 28     5. A lending institution shall not be placed on a  
6 29 preferred lender list unless the lending institution provides  
6 30 assurance to the covered institution and to borrowers who take  
6 31 out loans from the lending institution that the advertised  
6 32 benefits upon repayment will continue to inure to the benefit  
6 33 of borrowers regardless of whether the lending institution's  
6 34 loans are sold.  
6 35     6. A lending institution that, to the covered



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7 1 institution's knowledge after reasonable inquiry, has an  
7 2 agreement to sell its loans to another unaffiliated lending  
7 3 institution shall not be included on a preferred lender list  
7 4 unless such agreement is disclosed therein in the same font  
7 5 size and same manner as the predominant text on the document  
7 6 in which the preferred lender list appears.

7 7 7. A lending institution shall not be placed on a covered  
7 8 institution's preferred lender lists or in favored placement  
7 9 on a covered institution's preferred lender lists for a  
7 10 particular type of loan, in exchange for benefits provided to  
7 11 the covered institution or to the covered institution's  
7 12 students in connection with a different type of loan.

7 13 Sec. 9. NEW SECTION. 261E.9 PROPER EXECUTION OF MASTER  
7 14 PROMISSORY NOTES.

7 15 A covered institution shall not direct potential borrowers  
7 16 to any electronic master promissory notes or other loan  
7 17 agreements that do not allow the borrower to enter the lender  
7 18 code or name for any lending institution offering the relevant  
7 19 loan.

7 20 Sec. 10. NEW SECTION. 261E.10 DISCLOSURES AT REQUEST OF  
7 21 COVERED INSTITUTIONS.

7 22 Except for educational loans made, insured, or guaranteed  
7 23 by the federal government, upon the request of any covered  
7 24 institution, a lending institution shall disclose to such  
7 25 covered institution, in reasonable detail and form, the  
7 26 historic default rates of the borrowers from such covered  
7 27 institution, and the rates of interest charged to borrowers  
7 28 from such covered institution in the year preceding the  
7 29 disclosures and the number of borrowers obtaining each rate of  
7 30 interest.

7 31 Sec. 11. NEW SECTION. 261E.11 PENALTIES.

7 32 1. If after providing notice and an opportunity for a  
7 33 hearing the administrator determines that a covered  
7 34 institution or lending institution has violated a provision of  
7 35 this chapter, the covered institution or lending institution



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8 1 may be liable for a civil penalty of up to fifty thousand  
8 2 dollars. In taking action against a covered institution or  
8 3 lending institution, consideration shall be given to the  
8 4 nature and severity of a violation of this chapter.  
8 5 2. If after providing notice and an opportunity for a  
8 6 hearing the administrator determines that a covered  
8 7 institution employee has violated a provision of this chapter,  
8 8 the covered institution employee may be liable for a civil  
8 9 penalty of up to seven thousand five hundred dollars. In  
8 10 taking action against a covered institution employee,  
8 11 consideration shall be given to the nature and severity of a  
8 12 violation of this chapter.  
8 13 3. If after providing notice and an opportunity for a  
8 14 hearing the administrator determines that a lending  
8 15 institution has violated a provision of this chapter, such  
8 16 lending institution shall not be placed or remain on any  
8 17 covered institution's preferred lender list unless notice of  
8 18 such violation is provided to all potential borrowers of the  
8 19 covered institution.  
8 20 4. Nothing in this section shall prohibit the  
8 21 administrator from reaching a settlement agreement with a  
8 22 covered institution, covered institution employee, or lending  
8 23 institution in order to effectuate the purposes of this  
8 24 section. Provided, however, if such settlement agreement is  
8 25 reached with a covered institution or lending institution, the  
8 26 administrator shall provide notice of such action to the  
8 27 borrowers in a form and manner prescribed by the  
8 28 administrator.  
8 29 5. The administrator shall deposit the funds generated  
8 30 pursuant to this section into the student lending education  
8 31 fund, created in section 261E.13. Such funds shall be given  
8 32 to covered institutions upon application to the attorney  
8 33 general for the purposes provided pursuant to section 261E.13.  
8 34 Sec. 12. NEW SECTION. 261E.12 RULES AND REGULATIONS.  
8 35 The attorney general and any official or agency charged by



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9 1 the attorney general with enforcing this chapter against a  
9 2 person under investigation shall promulgate rules and  
9 3 regulations necessary for the implementation of this chapter.  
9 4 Sec. 13. NEW SECTION. 261E.13 STUDENT LENDING EDUCATION  
9 5 FUND.

9 6 1. There is established in the state treasury a student  
9 7 lending education fund.

9 8 2. The fund shall consist of all revenues generated  
9 9 pursuant to section 261E.11 and all other moneys credited or  
9 10 transferred to the fund from any other fund or source pursuant  
9 11 to law.

9 12 3. Moneys in the fund shall be made available to the  
9 13 attorney general for the purposes of:

9 14 a. Supporting programs that educate students, prospective  
9 15 students, and parents of such students on the loan process  
9 16 including but not limited to available loan options and  
9 17 understanding rates and terms of student loans.

9 18 b. Reimbursing students from inflated loan prices caused  
9 19 by revenue sharing agreements between such covered institution  
9 20 and a lending institution.

9 21 EXPLANATION

9 22 This bill relates to protection of students and parents  
9 23 from certain lenders and institutions of higher education with  
9 24 conflicts of interest, and establishes penalties and a student  
9 25 lending education fund under the control of the attorney  
9 26 general.

9 27 DEFINITIONS. The bill defines "covered institution" as any  
9 28 educational institution that offers a postsecondary  
9 29 educational degree, certificate, or program of study and  
9 30 receives state funding or assistance. The term includes an  
9 31 agent of the educational institution, including an alumni  
9 32 association, booster club, or other organization directly or  
9 33 indirectly associated with the institution. "Gift" means  
9 34 anything having a monetary value of more than \$10 except a  
9 35 lending institution's own brochure or promotional literature



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10 1 and food, refreshments, training, or informational material  
10 2 furnished to a covered institution employee as an integral  
10 3 part of a training session, if such training contributes to  
10 4 the professional development of the covered institution  
10 5 employee.

10 6 GIFTS AND REMUNERATION PROHIBITED. The bill prohibits a  
10 7 lending institution from providing a covered institution with  
10 8 a gift in exchange for any advantage or consideration relating  
10 9 to the lending institution's educational loan activities.  
10 10 Likewise, the bill prohibits a covered institution and its  
10 11 employees from accepting or soliciting a gift from a lending  
10 12 institution for any advantage or consideration relating to the  
10 13 lending institution's educational loan activities and from  
10 14 revenue sharing with the lending institution. However,  
10 15 nothing in the bill prohibits a covered institution employee  
10 16 from conducting business with a lending institution unrelated  
10 17 to a covered institution.

10 18 GIFT REPORTING. Covered institution employees are required  
10 19 to report to the administrator any instance of a lending  
10 20 institution attempting to give a gift to such covered  
10 21 institution employees.

10 22 ADMINISTRATOR. The administrator of the chapter is the  
10 23 attorney general or the attorney general's designee. However,  
10 24 the bill authorizes the attorney general to charge the college  
10 25 student aid commission or the superintendent of banking,  
10 26 credit unions, or savings and loans with enforcing the  
10 27 chapter, and those entities are permitted to adopt rules to  
10 28 implement the chapter.

10 29 REMUNERATION PROHIBITED. An employee of a covered  
10 30 institution is prohibited from receiving remuneration or  
10 31 expense reimbursement for serving as a member or participant  
10 32 of an advisory board of a lending institution. Lending  
10 33 institutions are prohibited from providing remuneration or  
10 34 expense reimbursement to a covered institution employee for  
10 35 serving as a member or participant of an advisory board of a



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11 1 lending institution.

11 2       EMPLOYEE DISCLOSURE OF BENEFIT. Covered institution  
11 3 employees who are directly involved with or benefit from the  
11 4 functions of the covered institution's financial aid office  
11 5 are required to report to the administrator all participation  
11 6 or financial interests related to any lending institution.

11 7       EMPLOYEE AND AGENT MISREPRESENTATION PROHIBITED. A lending  
11 8 institution is prohibited from representing its employees or  
11 9 agents to borrowers or prospective borrowers of a covered  
11 10 institution as employees, representatives, or agents of a  
11 11 covered institution. Employees or agents of a covered  
11 12 institution are also prohibited from identifying themselves as  
11 13 employees or agents of a lending institution to borrowers or  
11 14 prospective borrowers of the covered institution.

11 15       FINANCIAL AID STAFFING PROHIBITION. An employee,  
11 16 representative, or agent of a lending institution is  
11 17 prohibited from staffing a covered institution's financial aid  
11 18 offices.

11 19       DISCLOSURE OF FAVORABLE LOAN OPTIONS. A covered  
11 20 institution must inform the borrower or prospective borrower  
11 21 of all available federal financing options that are more  
11 22 favorable to the borrower before a lending institution may  
11 23 provide a private educational loan to a borrower attending a  
11 24 covered institution with which a lending institution has an  
11 25 educational loan arrangement.

11 26       HIGH RISK LOAN PROHIBITION. Lending institutions and  
11 27 covered institutions are prohibited from entering into an  
11 28 agreement, or otherwise providing any high risk loans, in  
11 29 exchange for the covered institution providing concessions or  
11 30 promises to the lending institution that may prejudice other  
11 31 borrowers or prospective borrowers.

11 32       PREFERRED LENDER LIST STANDARDS. The bill establishes a  
11 33 number of standards with which a covered institution that  
11 34 provides or makes available a preferred lender list must  
11 35 comply. A lending institution that violates a provision of



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12 1 the bill shall not be placed or remain on any covered  
12 2 institution's preferred lender list unless notice of the  
12 3 violation is provided to all potential borrowers.  
12 4       ELECTRONIC MASTER PROMISSORY NOTE PROHIBITION. A covered  
12 5 institution is prohibited from directing potential borrowers  
12 6 to any electronic master promissory notes or other loan  
12 7 agreements that do not allow the borrower to enter the lender  
12 8 code or name for any lending institution offering the relevant  
12 9 loan.  
12 10       DEFAULT RATE DISCLOSURE. Lending institutions must  
12 11 disclose to covered institutions the historic default rates of  
12 12 the borrowers and the rates of interest charged to borrowers  
12 13 from such covered institution in the year preceding the  
12 14 disclosures and the number of borrowers obtaining each rate of  
12 15 interest.  
12 16       CIVIL PENALTY. An institution that violates a provision of  
12 17 the bill may be liable for a civil penalty of up to \$50,000.  
12 18 A covered institution employee who violates a provision of the  
12 19 bill may be liable for a civil penalty of up to \$7,500.  
12 20       FUND USE. Funds collected which result from the imposition  
12 21 of penalties are to be deposited in the student lending  
12 22 education account, which is established in the state treasury  
12 23 and is available to the attorney general. Moneys in the fund  
12 24 may be given to covered institutions to educate borrowers and  
12 25 prospective borrowers on the loan process and to reimburse  
12 26 borrowers from inflated loan prices caused by revenue sharing  
12 27 agreements between covered institutions and lending  
12 28 institutions.  
12 29 LSB 2939SV 82  
12 30 kh:nh/gg/14



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**Senate File 606 - Introduced**

SENATE FILE  
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 1359)

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

**A BILL FOR**

1 An Act relating to revenue for the construction and maintenance  
2 of roads by establishing a TIME=21 fund for deposit of  
3 revenues credited by law to the fund, and requiring evaluation  
4 of revenue sources.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 2934SV 82  
7 dea/cf/24



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1 1 Section 1. NEW SECTION. 312A.1 DEFINITIONS.  
1 2 As used in this chapter, unless the context otherwise  
1 3 requires:  
1 4 1. "Department" means the state department of  
1 5 transportation.  
1 6 2. "Fund", or "TIME=21 fund", means the transportation  
1 7 investment moves the economy in the twenty=first century fund.  
1 8 Sec. 2. NEW SECTION. 312A.2 TRANSPORTATION INVESTMENT  
1 9 MOVES THE ECONOMY IN THE TWENTY=FIRST CENTURY (TIME=21) FUND.  
1 10 A transportation investment moves the economy in the  
1 11 twenty=first century fund is created in the state treasury  
1 12 under the control of the department. The fund shall be known  
1 13 and referred to as the TIME=21 fund. The fund shall consist  
1 14 of any moneys appropriated by the general assembly and any  
1 15 revenues credited by law to the TIME=21 fund. Moneys in the  
1 16 fund are not subject to section 8.33. Notwithstanding section  
1 17 12C.7, subsection 2, interest or earnings on moneys deposited  
1 18 in the fund shall be credited to the fund.  
1 19 Sec. 3. NEW SECTION. 312A.3 ALLOCATION AND USE OF FUNDS.  
1 20 Moneys in the TIME=21 fund shall be credited and used as  
1 21 follows:  
1 22 1. Sixty percent for deposit in the primary road fund to  
1 23 be used exclusively for highway maintenance and construction,  
1 24 including purchase of right=of=way but not including project  
1 25 planning and design. The following projects are eligible for  
1 26 funding under this subsection and shall have funding priority  
1 27 in the order listed:  
1 28 a. Completion of projects on highways designated as access  
1 29 Iowa highways pursuant to 2005 Iowa Acts, chapter 178, section  
1 30 41.  
1 31 b. Projects on highways in the commercial and industrial  
1 32 highway network that are included in the department's  
1 33 five=year plan, or in the long=range plan, for the primary  
1 34 road system. Priority shall be given to projects in areas of  
1 35 the state that have existing biodiesel, ethanol, or other



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2 1 biorefinery plants.  
2 2 c. Projects on interstate highways.  
2 3 2. Twenty percent for deposit in the secondary road fund,  
2 4 for apportionment according to the methodology adopted  
2 5 pursuant to section 312.3C, to be used by counties for  
2 6 construction and maintenance projects on secondary road  
2 7 bridges and on highways in the farm-to-market road system. At  
2 8 least ten percent of the moneys allocated to a county under  
2 9 this subsection shall be used for bridge construction, repair,  
2 10 and maintenance, with priority given to projects that aid and  
2 11 support economic development and job creation.  
2 12 3. Twenty percent for deposit in the street construction  
2 13 fund of the cities, apportioned on the basis of population in  
2 14 the manner provided in section 312.3, to be used to sustain  
2 15 and improve the municipal street system.  
2 16 Sec. 4. NEW SECTION. 312A.4 FUTURE REPEAL.  
2 17 This chapter is repealed June 30, 2028.  
2 18 Sec. 5. NEW SECTION. 307.31 PERIODIC REVIEW OF REVENUES  
2 19 == EVALUATION OF ALTERNATIVE FUNDING SOURCES.  
2 20 1. The department shall periodically review the current  
2 21 revenue levels of the road use tax fund and the sufficiency of  
2 22 those revenues for the projected construction and maintenance  
2 23 needs of city, county, and state governments in the future.  
2 24 The department shall submit a written report to the general  
2 25 assembly regarding its findings by December 31 every five  
2 26 years, beginning in 2011. The report may include  
2 27 recommendations concerning funding levels needed to support  
2 28 the future mobility and accessibility for users of Iowa's  
2 29 public road system.  
2 30 2. The department shall evaluate alternative funding  
2 31 sources for road maintenance and construction and report to  
2 32 the general assembly at least every five years on the  
2 33 advantages and disadvantages and the viability of alternative  
2 34 funding mechanisms. The department's evaluation of  
2 35 alternative funding sources may be included in the report



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3 1 submitted to the general assembly under subsection 1.

3 2 Sec. 6. TIME=21 REVENUE COMMITTEE.

3 3 1. The legislative council shall establish a study  
3 4 committee for the 2007 legislative interim to address the  
3 5 revenue needs of the TIME=21 fund created in this Act. The  
3 6 membership of the committee shall consist of eight members of  
3 7 the general assembly as follows:

3 8 a. Four members of the senate, two appointed by the  
3 9 majority leader of the senate and two appointed by the  
3 10 minority leader of the senate.

3 11 b. Four members of the house of representatives, two  
3 12 appointed by the speaker of the house and two appointed by the  
3 13 minority leader of the house.

3 14 2. The committee may consider the revenue options proposed  
3 15 in the 2006 report prepared by the state department of  
3 16 transportation entitled "study of Iowa's current road use tax  
3 17 funds (RUTF) and future road maintenance and construction  
3 18 needs", as well as any other revenue options and related  
3 19 issues. The committee shall report its findings and  
3 20 recommendations, including a proposal for funding the TIME=21  
3 21 fund, to the general assembly by January 1, 2008.

3 22 EXPLANATION

3 23 This bill creates a new transportation investment moves the  
3 24 economy in the 21st century fund in the state treasury under  
3 25 the control of the department of transportation. The fund is  
3 26 to be known as the TIME=21 fund. The fund shall consist of  
3 27 revenues appropriated by the general assembly or credited by  
3 28 law to the fund.

3 29 The bill allocates 60 percent of TIME=21 funds to the  
3 30 primary road fund, 20 percent to the secondary road fund, and  
3 31 20 percent to the street construction fund of the cities.

3 32 The bill specifies that funds allocated from the TIME=21  
3 33 fund to the primary road fund shall be used for construction  
3 34 and maintenance projects on access Iowa highways, commercial  
3 35 and industrial network (CIN) highways that are included in the



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4 1 transportation department's five-year plan or long-range plan,  
4 2 and interstate highways. Projects on access Iowa highways  
4 3 have the highest funding priority, followed by CIN highway  
4 4 projects, with preference given to projects in areas with  
4 5 existing biodiesel, ethanol, or other biorefinery plants.  
4 6 Funds used for construction may be used for purchase of  
4 7 right-of-way, but not for planning and design.

4 8 The bill directs that TIME=21 funds allocated to the  
4 9 secondary road fund are to be used for construction and  
4 10 maintenance of secondary road bridges and for construction and  
4 11 maintenance of farm-to-market roads. At least 10 percent of  
4 12 the moneys received by a county must be used for bridge  
4 13 construction, repair, and maintenance with priority given to  
4 14 projects that aid and support economic development and job  
4 15 creation. The bill provides for allocation of TIME=21 funds  
4 16 to the street construction fund of the cities on a population  
4 17 basis, to be used to sustain and improve roads in the  
4 18 municipal street system.

4 19 Provisions in the bill concerning the TIME=21 fund are  
4 20 repealed June 30, 2028.

4 21 The bill requires the department of transportation to  
4 22 continue to study the revenue levels of the road use tax fund  
4 23 and report its findings and recommendations to the general  
4 24 assembly every five years, beginning December 31, 2011. The  
4 25 department is also required to evaluate alternative funding  
4 26 sources for road maintenance and construction and report to  
4 27 the general assembly at least every five years on the  
4 28 viability of alternative funding mechanisms.

4 29 The bill requires the legislative council to establish an  
4 30 interim committee composed of eight legislative members to  
4 31 study funding options for the TIME=21 fund and report the  
4 32 committee's recommendations to the general assembly by January  
4 33 1, 2008.

4 34 LSB 2934SV 82

4 35 dea:rj/cf/24



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Senate Resolution 50 - Introduced

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

1 1 SENATE RESOLUTION NO.  
1 2 BY DEARDEN  
1 3 A Resolution requesting the establishment of an  
1 4 interim study committee by the legislative  
1 5 council to conduct a study for purposes of  
1 6 determining how to best provide for a sustainable  
1 7 source or sources of funding for natural resources  
1 8 needs in this state.  
1 9 WHEREAS, a sustainable natural resource funding  
1 10 advisory committee was established in 2006 Iowa Acts,  
1 11 chapter 1185, section 43, for the purpose of studying  
1 12 how to best provide a sustainable source or sources of  
1 13 funding for natural resources needs in Iowa; and  
1 14 WHEREAS, according to 2006 Iowa Acts, chapter 1185,  
1 15 section 43, the sustainable natural resource funding  
1 16 advisory committee was required to prepare a report  
1 17 which provides information on what surrounding states  
1 18 have done to provide sustainable funding for natural  
1 19 resource conservation, outlines a conservation funding  
1 20 initiative, outlines the amount of revenue needed and  
1 21 items to be accomplished if the conservation funding  
1 22 initiative is implemented, and provides an analysis of  
1 23 Iowa's citizens' willingness to pay for an identified  
1 24 conservation funding initiative; and  
1 25 WHEREAS, there is significant need to continue a  
1 26 sustainable natural resource funding study in order to  
1 27 determine how best to provide for a sustainable source  
1 28 or sources of funding for natural resources needs,  
1 29 including the implementation of a conservation funding  
1 30 initiative; NOW THEREFORE,



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Senate Resolution 50 - Introduced continued

2 1 BE IT RESOLVED BY THE SENATE, That the legislative  
2 2 council is requested to establish an interim study  
2 3 committee to continue to study how to best provide for  
2 4 a sustainable source or sources of funding for natural  
2 5 resources needs in this state, to provide necessary  
2 6 support in order to conduct the study, and to  
2 7 cooperate with interested persons including those  
2 8 persons who participated in the sustainable natural  
2 9 resource funding advisory committee.  
2 10 LSB 2938SS 82  
2 11 da:nh/gg/14



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**Senate Resolution 51 - Introduced**

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

1 1 SENATE RESOLUTION NO.  
1 2 BY DVORSKY and CONNOLLY  
1 3 A Senate Resolution providing for the formation of a  
1 4 committee by the legislative council to conduct an  
1 5 examination of public financing for state and local  
1 6 elections.  
1 7 WHEREAS, a fundamental tenet of democracy is  
1 8 government "of, by and for the people"; and  
1 9 WHEREAS, our political system at all levels is  
1 10 increasingly dominated by the influence of large sums  
1 11 of private money that finance electoral campaigns, and  
1 12 large donations that increasingly seem to be an  
1 13 integral part of lawmaking and public policy  
1 14 development; and  
1 15 WHEREAS, a number of states, including Arizona and  
1 16 Maine, have adopted systems of clean elections which  
1 17 provide full public financing for primary and general  
1 18 campaigns to candidates who opt to "run clean" and who  
1 19 qualify by gathering a set number of signatures in  
1 20 their district along with a small qualifying and  
1 21 certified contribution by each signer, and who then  
1 22 agree to accept no additional private contributions  
1 23 and not to use any of their personal wealth; NOW  
1 24 THEREFORE,  
1 25 BE IT RESOLVED BY THE SENATE, That the legislative  
1 26 council is requested to appoint an interim committee  
1 27 to study the projected costs and sources of revenue  
1 28 that could be made available to support a system of  
1 29 public financing for state and local elections, and to  
1 30 study legislation for voter-owned Iowa clean elections



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Senate Resolution 51 - Introduced continued

2 1 and develop recommendations related to the specifics  
2 2 of a clean elections statute, including but not  
2 3 limited to the appropriate voluntary spending limit  
2 4 for campaigns of each type, the eligibility threshold  
2 5 for qualifying for public funds, the financing  
2 6 mechanisms and sources, and the legal requirements for  
2 7 establishing such a policy; and  
2 8       BE IT FURTHER RESOLVED, That the committee be  
2 9 composed of 10 members, representing both political  
2 10 parties and both houses of the general assembly, with  
2 11 five members to be members of the senate and with five  
2 12 members to be members of the house of representatives;  
2 13 and  
2 14       BE IT FURTHER RESOLVED, That the interim study  
2 15 committee issue a report of recommendations to the  
2 16 general assembly by December 15, 2007.  
2 17 LSB 2943SS 82  
2 18 jr:rj/gg/14