



Iowa General Assembly
Daily Bills, Amendments & Study Bills
March 27, 2008

House Amendment 8333

PAG LIN

1 1 Amend Senate File 2281, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, line 7, by inserting after the word
1 4 <or> the following: <as a plaintiff, defendant, or
1 5 witness>.
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1 9 HEATON of Henry
1 10 SF 2281.501 82
1 11 ak/rj/21018
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House Amendment 8334

PAG LIN

1 1 Amend House File 2660 as follows:
 1 2 #1. Page 19, by inserting after line 1 the
 1 3 following:
 1 4 <Sec. _____. INTERIM REPORTING == IMPLEMENTATION.
 1 5 The board of parole shall develop and implement the
 1 6 certificate of employability program as provided in
 1 7 section 906.19, as enacted by this Act, by July 1,
 1 8 2009. The board shall file an interim status report
 1 9 regarding the certificate of employability program
 1 10 development with the general assembly and the
 1 11 legislative services agency by January 1, 2009.>
 1 12 #2. Page 19, by inserting after line 17 the
 1 13 following:
 1 14 <Sec. _____. NEW SECTION. 906.19 CERTIFICATES OF
 1 15 EMPLOYABILITY.
 1 16 1. As used in this section, "person" means a
 1 17 person on parole or a person who is no longer on
 1 18 parole but is currently unemployed or underemployed.
 1 19 2. The board shall develop and implement a
 1 20 certificate of employability program. The certificate
 1 21 program shall be developed to maximize the
 1 22 opportunities for rehabilitation and employability of
 1 23 a person and provide protection of the community,
 1 24 while considering the needs of potential employers.
 1 25 3. Issuance of a certificate of employability
 1 26 pursuant to the program shall be based upon the
 1 27 successful completion of designated programs and other
 1 28 relevant factors determined by the board.
 1 29 4. A person required to register under chapter
 1 30 692A shall be ineligible for the certificate of
 1 31 employability program.
 1 32 5. The board shall develop and adopt rules
 1 33 pursuant to chapter 17A for the implementation and
 1 34 administration of this section.>
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 1 38 ABDUL-SAMAD of Polk
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 1 42 T. TAYLOR of Linn
 1 43 HF 2660.202 82
 1 44 jm/jp/21014
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House Amendment 8335

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 3, by inserting after line 20 the
1 4 following:
1 5 <Sec. _____. Section 256.7, subsection 19, Code
1 6 Supplement 2007, is amended by adding the following
1 7 new unnumbered paragraph:
1 8 NEW UNNUMBERED PARAGRAPH. However, if a school or
1 9 school district uses any time from the school day,
1 10 which has been established by the school or school
1 11 district, for professional development for
1 12 instructional staff, for weather-related purposes, or
1 13 for athletic events, the school or school district
1 14 shall extend the school calendar so that the time used
1 15 is made up later in the school year.>
1 16 #2. By renumbering as necessary.
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1 20 TYMESON of Madison
1 21 SF 2278.203 82
1 22 kh/nh/11887
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House Amendment 8336

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 4, by inserting after line 8 the
1 4 following:
1 5 <Sec. _____. Section 256.11, subsection 10,
1 6 paragraph b, subparagraph (1), Code Supplement 2007,
1 7 is amended by adding the following new subparagraph
1 8 subdivision:
1 9 NEW SUBPARAGRAPH SUBDIVISION. (f) In response to
1 10 notification from the board of educational examiners
1 11 or a principal that an arrest of a school employee has
1 12 been reported pursuant to section 280.29.>
1 13 #2. Page 10, by inserting after line 12 the
1 14 following:
1 15 <Sec. _____. Section 272.2, subsection 14, paragraph
1 16 a, Code Supplement 2007, is amended to read as
1 17 follows:
1 18 a. The board may deny a license to or revoke the
1 19 license of a person upon the board's finding by a
1 20 preponderance of evidence that either the person has
1 21 been convicted of a crime or that there has been a
1 22 founded report of child abuse against the person.
1 23 Rules adopted in accordance with this paragraph shall
1 24 provide that in determining whether a person should be
1 25 denied a license or that a practitioner's license
1 26 should be revoked, the board shall consider the nature
1 27 and seriousness of the founded abuse or crime in
1 28 relation to the position sought, the time elapsed
1 29 since the crime was committed, the degree of
1 30 rehabilitation which has taken place since the
1 31 incidence of founded abuse or the commission of the
1 32 crime, the likelihood that the person will commit the
1 33 same abuse or crime again, and the number of founded
1 34 abuses committed by or criminal convictions of the
1 35 person involved. In addition, the board may revoke
1 36 the license of a person upon the board's finding by a
1 37 preponderance of the evidence that the person failed
1 38 to report an arrest as provided in section 280.29.>
1 39 #3. Page 18, by inserting after line 5 the
1 40 following:
1 41 <Sec. _____. NEW SECTION. 280.29 REPORTING ==
1 42 ARREST.
1 43 1. A school employee who has been arrested for a
1 44 criminal offense shall report the arrest to the board
1 45 of educational examiners within seven days of the
1 46 arrest. A school employee who is not licensed or
1 47 certified by the board of educational examiners, or
1 48 who does not have a statement of professional
1 49 recognition issued by the board of educational
1 50 examiners, shall report the arrest to the principal of



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House Amendment 8336 continued

2 1 the school within seven days of the arrest.
2 2 2. When an arrest is reported pursuant to
2 3 subsection 1, the board of educational examiners or
2 4 the principal of the school who received the report
2 5 shall notify the department of education and the
2 6 department shall proceed as provided in section
2 7 256.11, subsection 10, paragraph b, subparagraph (1),
2 8 subparagraph subdivision (f).
2 9 3. The school employee may be subject to
2 10 disciplinary action pursuant to section 272.2,
2 11 subsection 14, paragraph "a".>
2 12 #4. By renumbering as necessary.
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2 16 TYMESON of Madison
2 17 SF 2278.202 82
2 18 kh/nh/11883



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House Amendment 8337

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 16, by inserting after line 22 the
1 4 following:
1 5 <Sec. ____ . Section 279.13, subsection 1, paragraph
1 6 b, subparagraph (1), Code Supplement 2007, is amended
1 7 to read as follows:
1 8 b. (1) Prior to entering into an initial contract
1 9 with a teacher who holds a license other than an
1 10 initial license issued by the board of educational
1 11 examiners under chapter 272, the school district shall
1 12 either request the division of criminal investigation
1 13 of the department of public safety to conduct a
1 14 background investigation of the applicant or request a
1 15 qualified background screening company accredited by
1 16 the national association of professional background
1 17 ~~check~~ screeners to conduct a background check on the
1 18 applicant.>
1 19 #2. By renumbering as necessary.
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1 23 VAN FOSSEN of Scott
1 24 SF 2278.504 82
1 25 kh/nh/11886
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House Amendment 8338

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 16, by inserting after line 22 the
1 4 following:

1 5 <Sec. _____. Section 279.13, subsection 1, paragraph
1 6 a, Code Supplement 2007, is amended to read as
1 7 follows:

1 8 a. Contracts with teachers, which for the purpose
1 9 of this section means all licensed employees of a
1 10 school district and nurses employed by the board,
1 11 excluding superintendents, assistant superintendents,
1 12 principals, and assistant principals, shall be in
1 13 writing and shall state the number of contract days,
1 14 the annual compensation to be paid, and any other
1 15 matters as may be mutually agreed upon. However, the
1 16 contract shall not provide for reimbursement by the
1 17 school district or board for a discounted or free
1 18 membership or admission to a private business. The
1 19 contract may include employment for a term not
1 20 exceeding the ensuing school year, except as otherwise
1 21 authorized.

1 22 Sec. _____. Section 279.13, subsection 3, Code
1 23 Supplement 2007, is amended to read as follows:

1 24 3. If the provisions of a contract executed or
1 25 automatically renewed under this section conflict with
1 26 a collective bargaining agreement negotiated under
1 27 chapter 20 and effective when the contract is executed
1 28 or renewed, the provisions of the collective
1 29 bargaining agreement shall prevail. However, a
1 30 collective bargaining agreement shall not provide for
1 31 reimbursement by the school district or board for a
1 32 discounted or free membership or admission to a
1 33 private business.>

1 34 #2. By renumbering as necessary.

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1 38 TYMESON of Madison
1 39 SF 2278.703 82
1 40 kh/nh/11885

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House Amendment 8339

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
 1 2 reprinted by the Senate, as follows:
 1 3 #1. Page 18, by inserting after line 5 the
 1 4 following:
 1 5 <Sec. _____. Section 280.5, Code 2007, is amended to
 1 6 read as follows:
 1 7 280.5 DISPLAY OF UNITED STATES FLAG AND IOWA STATE
 1 8 FLAG == RECITATION OF PLEDGE OF ALLEGIANCE.
 1 9 1. The board of directors of each public school
 1 10 district and the authorities in charge of each
 1 11 nonpublic school shall provide and maintain a suitable
 1 12 flagstaff on each school site under its control, and
 1 13 the United States flag and the Iowa state flag shall
 1 14 be raised on all school days when weather conditions
 1 15 are suitable.
 1 16 2. The board of directors of each public school
 1 17 and the authorities in charge of each nonpublic school
 1 18 shall cause the pledge of allegiance to be recited at
 1 19 the beginning of each school day. Persons reciting
 1 20 the pledge of allegiance shall stand holding their
 1 21 right hand over their heart. A student shall not be
 1 22 compelled, against the student's objections or those
 1 23 of the student's parent or guardian, to recite the
 1 24 pledge of allegiance, but shall be required to
 1 25 maintain a respectful silence. A nonpublic school is
 1 26 exempt from this requirement if the authorities in
 1 27 charge of a nonpublic school determine that this
 1 28 requirement conflicts with the school's religious
 1 29 doctrines.>
 1 30 #2. By renumbering as necessary.
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 1 34 WINDSCHITL of Harrison
 1 35 SF 2278.502 82
 1 36 kh/nh/11884

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House Amendment 8340

PAG LIN

1 1 Amend Senate File 2278, as amended, passed, and
 1 2 reprinted by the Senate, as follows:
 1 3 #1. Page 23, line 34, by striking the words <area
 1 4 education director,> and inserting the following:
 1 5 ~~<area education director>~~.
 1 6 #2. Page 24, line 2, by striking the words <or a>
 1 7 and inserting the following: <during such term of
 1 8 office or employment. An area education agency
 1 9 director, officer, or teacher shall not act as an
 1 10 agent for school textbooks or school supplies in any
 1 11 transaction with a>.
 1 12 #3. Page 24, by striking lines 3 and 4 and
 1 13 inserting the following: <member of the area
 1 14 education agency or with any school district located
 1 15 within the area education agency during such term of
 1 16 office or employment.>
 1 17 #4. Page 24, line 5, by striking the words <and
 1 18 any> and inserting the following: ~~<and any Any>~~.
 1 19 #5. Page 24, line 8, by striking the words <in
 1 20 which the school district is located>.
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 1 24 KAUFMANN of Cedar
 1 25 SF 2278.702 82
 1 26 kh/nh/11881
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House Amendment 8341

PAG LIN

1 1 Amend Senate File 2882, as passed by the Senate, as
1 2 follows:
1 3 #1. Page 1, by striking lines 15 through 24 and
1 4 inserting the following: <students who drop out of
1 5 school; the number of students pursuing a high school
1 6 equivalency diploma pursuant to chapter 259A; the
1 7 number of students who were enrolled in the district
1 8 within the past five years and who received a high
1 9 school equivalency diploma; the percentage of students
1 10 who receive a high school diploma and who were not
1 11 proficient in reading, mathematics, and science in
1 12 grade eleven; the number of students in the prior year
1 13 who were enrolled as high school juniors who are
1 14 within four units of meeting the district's graduation
1 15 requirements; the number of students who are tested>.
1 16 #2. Page 4, by striking lines 3 and 4.
1 17
1 18
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1 20 KAUFMANN of Cedar
1 21 SF 2282.203 82
1 22 ak/rj/11396
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House Amendment 8342

PAG LIN

1 1 Amend Senate File 2282, 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. NEW SECTION. 24A.1 DEFINITIONS.
1 6 As used in this chapter:
1 7 1. "Contract" means an agreement between a
1 8 political subdivision and a person or entity involving
1 9 the exchange or payment of five thousand dollars or
1 10 more. A contract shall not include a contract that is
1 11 a confidential record pursuant to section 22.7.
1 12 2. "Expenditure" means a payment made by a
1 13 political subdivision to any person or entity of five
1 14 thousand dollars or more or multiple related payments
1 15 to a person or entity totaling five thousand dollars
1 16 or more.
1 17 3. "Political subdivision" means a municipality
1 18 required to adopt and certify a budget under chapter
1 19 24 or a political subdivision required to certify a
1 20 budget under section 24.17. "Political subdivision"
1 21 includes but is not limited to counties, cities,
1 22 school districts, area hospitals, townships, and
1 23 regional transit districts.
1 24 Sec. 2. NEW SECTION. 24A.2 ANNUAL REPORT ON
1 25 CONTRACTS == INTERNET POSTING.
1 26 1. On or before June 30 of each fiscal year, a
1 27 political subdivision shall prepare an annual report
1 28 of all contracts entered into or in effect during that
1 29 fiscal year. The report shall be on a form prepared
1 30 by the department of management and shall include all
1 31 of the following:
1 32 a. Names of all parties to the contract.
1 33 b. Date the contract was executed.
1 34 c. Amounts of all expenditures made in connection
1 35 with the contract.
1 36 d. Description of the contents and general nature
1 37 of the contract.
1 38 2. A political subdivision shall post a report of
1 39 all contracts on the political subdivision's web site,
1 40 if one is available, or on the government web site of
1 41 the county where the political subdivision is located
1 42 in all other cases.
1 43 3. The department of management shall establish a
1 44 uniform format that permits political subdivisions to
1 45 produce and report contract data required under
1 46 subsection 1. A political subdivision shall submit
1 47 its contract report for the previous fiscal year to
1 48 the department of management on or before August 1 of
1 49 each year. The department of management shall post
1 50 each contract report received on the department's web



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House Amendment 8342 continued

2 1 site created under section 24A.5, or shall place an
2 2 electronic link on the department's web site to each
2 3 contract report posted on the political subdivision
2 4 web site or county web site.
2 5 4. Annual contract reports shall remain available
2 6 to the public on the political subdivision's web site,
2 7 or county web site, and the department of management's
2 8 web site for a period of ten years.
2 9 Sec. 3. NEW SECTION. 24A.3 ANNUAL FINANCIAL
2 10 REPORT == INTERNET POSTING.
2 11 1. Annual financial reports or statements required
2 12 by law to be prepared by a political subdivision
2 13 including but not limited to annual financial reports
2 14 under section 331.403, annual reports under section
2 15 384.22, annual statements under 359.23, and financial
2 16 reports under section 279.63, shall be posted by the
2 17 political subdivision on the political subdivision's
2 18 web site, if one is available, or on the government
2 19 web site of the county where the political subdivision
2 20 is located in all other cases. Each report or
2 21 statement shall be posted no later than ten days after
2 22 the date the report or statement is required to be
2 23 completed.
2 24 2. Each report or statement posted pursuant to
2 25 subsection 1 shall also be submitted to the department
2 26 of management. The department of management shall
2 27 post each report or statement on the department's web
2 28 site, created under section 24A.5, or shall place an
2 29 electronic link on the department's web site to each
2 30 report or statement posted on the political
2 31 subdivision web site or county web site.
2 32 3. Reports shall remain available to the public on
2 33 the political subdivision's web site, or county web
2 34 site, and the department of management's web site for
2 35 a period of ten years.
2 36 Sec. 4. NEW SECTION. 24A.4 LOCAL BUDGETS ==
2 37 INTERNET POSTING.
2 38 1. Following certification of a local budget to
2 39 the county auditor under section 24.17, each political
2 40 subdivision shall post its budget on the political
2 41 subdivision's web site, if one is available, or on the
2 42 government web site of the county where the political
2 43 subdivision is located in all other cases.
2 44 2. The department of management shall post each
2 45 political subdivision budget on the department's web
2 46 site, created under section 24A.5, or shall place an
2 47 electronic link on the department's web site to each
2 48 budget posted on the political subdivision web site or
2 49 county web site.
2 50 3. Budgets shall remain available to the public on



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House Amendment 8342 continued

3 1 the political subdivision's web site, or county web
3 2 site, and the department of management's web site for
3 3 a period of ten years.

3 4 Sec. 5. NEW SECTION. 24A.5 DEPARTMENT OF
3 5 MANAGEMENT DUTIES.

3 6 1. The department of management shall create and
3 7 maintain a web site that is searchable and accessible
3 8 to the general public without paying a fee. The web
3 9 site shall contain all the information required to be
3 10 posted by the department under this chapter.

3 11 2. The department of management shall adopt rules
3 12 deemed necessary for the administration of this
3 13 chapter in accordance with chapter 17A.>

3 14 #2. Page 4, by inserting after line 33 the
3 15 following:

3 16 <Sec. _____. Section 331.401, subsection 1, Code
3 17 Supplement 2007, is amended by adding the following
3 18 new paragraph:

3 19 NEW PARAGRAPH. rr. Comply with the requirements
3 20 of chapter 24A, and assist other political
3 21 subdivisions within the county in complying with the
3 22 web site posting requirements of chapter 24A.

3 23 Sec. _____. Section 331.504, Code 2007, is amended
3 24 by adding the following new subsection:

3 25 NEW SUBSECTION. 9. Maintain county web site
3 26 postings pursuant to chapter 24A and assist the board
3 27 in meeting the web site posting requirements of
3 28 chapter 24A.

3 29 Sec. _____. IMPLEMENTATION OF ACT. Section 25B.2,
3 30 subsection 3, Code 2007, shall not apply to this Act.>

3 31 #3. Title page, line 3, by inserting after the
3 32 word <education> the following: <and local
3 33 governments>.

3 34 #4. By renumbering as necessary.

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3 38 SANDS of Louisa

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3 42 PAULSEN of Linn

3 43 SF 2282.301 82

3 44 ak/rj/11240



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House Amendment 8343

PAG LIN

1 1 Amend House File 2660 as follows:
1 2 #1. Page 19, by inserting after line 1 the
1 3 following:
1 4 <Sec. _____. Section 135.11, Code Supplement 2007,
1 5 is amended by adding the following new subsection:
1 6 NEW SUBSECTION. 32. In consultation with the
1 7 department of corrections, the antibiotic resistance
1 8 task force, and the American federation of state,
1 9 county and municipal employees, develop educational
1 10 programs to increase awareness and utilization of
1 11 infection control practices in institutions listed in
1 12 section 904.102.>
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1 16 L. Miller of Scott
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1 20 Abdul-Samad of Polk
1 21 HF 2660.502 82
1 22 jm/jp/21015
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House Amendment 8344

PAG LIN

1 1 Amend House File 2660 as follows:
1 2 #1. Page 19, by inserting after line 1 the
1 3 following:
1 4 <Sec. _____. CENTRAL WAREHOUSE AND SUPPLY DEPOT OF
1 5 DEPARTMENT OF HUMAN SERVICES. It is the intent of the
1 6 general assembly that upon completion of the central
1 7 warehouse and supply depot of the department of
1 8 corrections established pursuant to section 904.118A,
1 9 as enacted by this Act, the department of human
1 10 services shall cease utilizing the central warehouse
1 11 and supply depot of the department of human services
1 12 established pursuant to section 218.100.>
1 13 #2. Page 19, by inserting after line 17 the
1 14 following:
1 15 <Sec. _____. NEW SECTION. 904.118A CENTRAL
1 16 WAREHOUSE FUND.
1 17 The department shall establish a fund for
1 18 maintaining and operating a central warehouse and
1 19 supply depot and distribution facility for surplus
1 20 government products, canned goods, paper products,
1 21 other staples, and for such other items as determined
1 22 by the department. A department or agency of the
1 23 state or a political subdivision of this state may
1 24 purchase such products, goods, staples, or other items
1 25 from the central warehouse and supply depot. The fund
1 26 shall be permanent and shall be composed of the
1 27 receipts from the sales of merchandise and the
1 28 recovery of handling, operating, and delivery charges
1 29 for such merchandise. Notwithstanding section 8.33,
1 30 moneys credited to the fund shall not revert to any
1 31 other fund. Notwithstanding section 12C.7, interest
1 32 and earnings on moneys deposited in the fund shall be
1 33 credited to the fund.>
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1 37 ZIRKELBACH of Jones
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1 41 T. TAYLOR of Linn
1 42
1 43
1 44
1 45 LUKAN of Dubuque
1 46 HF 2660.701 82
1 47 jm/jp/21012
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**Iowa General Assembly
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House Amendment 8345

PAG LIN

1 1 Amend the amendment, H=8289, to Senate File 2216,
 1 2 as amended, passed, and reprinted by the Senate, as
 1 3 follows:
 1 4 #1. Page 1, by inserting after line 2 the
 1 5 following:
 1 6 <#____. Page 1, line 7, by striking the words <and
 1 7 accredited nonpublic schools> and inserting the
 1 8 following: ~~<and accredited nonpublic schools>.~~
 1 9 #2. Page 1, line 7, by inserting after the word
 1 10 <rule.> the following: <Accredited nonpublic schools
 1 11 are encouraged to meet the requirements of this
 1 12 subsection>.
 1 13 #3. Page 1, lines 10 and 11, by striking the words
 1 14 <or accredited nonpublic schools>.
 1 15 #4. Page 1, by inserting after line 16 the
 1 16 following:
 1 17 <#____. Page 2, line 12, by striking the words <and
 1 18 accredited nonpublic school> and inserting the
 1 19 following: ~~<and accredited nonpublic school>.~~
 1 20 #____. Page 2, lines 19 and 20, by striking the
 1 21 words: <and accredited nonpublic schools> and
 1 22 inserting the following: ~~<and accredited nonpublic~~
 1 23 ~~schools>.~~
 1 24 #____. Page 2, line 27, by inserting after the word
 1 25 <appropriate.> the following: <Accredited nonpublic
 1 26 schools are encouraged to meet the requirements of
 1 27 this subsection.>
 1 28 #5. Page 2, by inserting after line 32 the
 1 29 following:
 1 30 <#____. Page 4, by striking line 25 and inserting
 1 31 the following: <set forth in section 256.11,>.
 1 32 #____. Page 4, line 31, by striking the words <and
 1 33 the authorities in charge of each nonpublic school>.
 1 34 #____. Page 5, line 5, by striking the words <and
 1 35 school>.
 1 36 #____. Page 6, line 18, by striking the words <and
 1 37 accredited nonpublic schools>.>
 1 38 #6. By renumbering as necessary.
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 1 42 CHAMBERS of O'Brien
 1 43 SF 2216.309 82
 1 44 kh/nh/12170
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House Amendment 8346

PAG LIN

1 1 Amend Senate File 2216, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 3, line 6, by inserting after the word
1 4 <curriculum.> the following: <A school district shall
1 5 consider measures to generate serious student
1 6 consideration of end-of-course assessments and shall
1 7 use data obtained from end-of-course assessments,
1 8 along with formative assessments, to form the content
1 9 of professional development, focused on instructional
1 10 improvement using the Iowa professional development
1 11 model.>
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1 15 RAECKER of Polk
1 16 SF 2216.515 82
1 17 kh/rj/12168
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Iowa General Assembly
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House Amendment 8347

PAG LIN

1 1 Amend Senate File 2216, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, line 1, by striking the words and
1 4 figures <subsections 26 and 28> and inserting the
1 5 following: <subsection 26>.
1 6 #2. Page 1, line 2, by striking the word <are> and
1 7 inserting the following: <is>.
1 8 #3. Page 2, by striking lines 10 through 27 and
1 9 inserting the following:
1 10 <Sec. _____. Section 256.7, subsection 28, Code
1 11 Supplement 2007, is amended by striking the subsection
1 12 and inserting in lieu thereof the following:
1 13 28. a. (1) Adopt by rule, for implementation by
1 14 July 1, 2010, core content and performance standards
1 15 applicable to all students in prekindergarten through
1 16 grade twelve in every school district and accredited
1 17 nonpublic school. The board shall consider the
1 18 recommendations of the task force convened by the
1 19 director in accordance with subparagraph (2). The
1 20 board shall establish criteria to ensure that the
1 21 standards adopted are rigorous and support best
1 22 practices. However, the standards adopted shall not
1 23 exceed in scope or depth the curriculum that can be
1 24 reasonably taught in the instructional time available.
1 25 Prior to adoption, the board shall submit the proposed
1 26 standards to an external nonprofit educational
1 27 organization for an independent review. The results
1 28 of the review shall be posted on the department's
1 29 internet web site.
1 30 (2) Recommended core content and performance
1 31 standards shall be developed by a task force convened
1 32 by the director of the department. The task force
1 33 shall be comprised of teachers, school administrators,
1 34 higher education faculty who teach in the subjects for
1 35 which the standards are being adopted, private sector
1 36 employers, and members of the boards of directors of
1 37 school districts. The task force shall review the
1 38 national assessment of educational progress standards,
1 39 standards adopted by other states, and standards
1 40 identified as best practices in the field of study by
1 41 the national councils of teachers of English and
1 42 mathematics, the national council for the social
1 43 studies, the national science teachers association,
1 44 and other recognized experts. The director shall
1 45 provide at least one staff person who is qualified by
1 46 education and experience in developing content and
1 47 performance standards to assist the task force.
1 48 Members of the task force shall be allowed their
1 49 actual and necessary expenses incurred in the
1 50 performance of their duties. All expenses shall be



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House Amendment 8347 continued

2 1 paid from appropriations to the department. The task
2 2 force shall submit its recommendations to the state
2 3 board of education by January 2, 2009. The task force
2 4 may be reconvened whenever the director of the
2 5 department determines there is a need to review or
2 6 amend the core content and performance standards.
2 7 b. The core content standards for prekindergarten
2 8 through grade six shall include reading and writing,
2 9 mathematics, science, social studies, and art. The
2 10 core content standards for grades seven through twelve
2 11 shall include English and language arts, mathematics,
2 12 science, history, social studies, and art. The core
2 13 content standards shall be at least as rigorous as the
2 14 core content standards included in Iowa's approved
2 15 2006 standards and assessment system under Title I of
2 16 the federal Elementary and Secondary Education Act of
2 17 1965, 20 U.S.C. } 6301 et seq., as amended by the
2 18 federal No Child Left Behind Act of 2001, Pub. L. No.
2 19 107=110. School districts and accredited nonpublic
2 20 schools shall include, at a minimum, the core content
2 21 and performance standards adopted pursuant to this
2 22 subsection in any set of locally developed content
2 23 standards.
2 24 c. The performance standards shall be grade-level
2 25 expectations which are aligned to the core content
2 26 standards adopted pursuant to this subsection. The
2 27 performance standards shall specify expectations for
2 28 students' knowledge and performance at the end of a
2 29 given grade level. The performance standards for
2 30 kindergarten through grade six shall include reading
2 31 and writing, mathematics, and science, and for grades
2 32 seven through twelve shall include English and
2 33 language arts, mathematics, science, history and
2 34 social studies, and art.
2 35 d. The board shall require each school district to
2 36 align the local curriculum, instructional materials,
2 37 and classroom instruction to the standards adopted and
2 38 to submit evidence of such alignment satisfactory to
2 39 the department.
2 40 e. A student shall not be denied curriculum and
2 41 instruction consistent with the core content standards
2 42 which offer the student an opportunity to become
2 43 proficient on the performance standards adopted
2 44 pursuant to this subsection.>
2 45 #4. Page 2, by inserting before line 28 the
2 46 following:
2 47 <Sec. _____. Section 256.7, Code Supplement 2007, is
2 48 amended by adding the following new subsections:
2 49 NEW SUBSECTION. 29. Adopt grade level assessments
2 50 for each of the core content standard subjects. The



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House Amendment 8347 continued

3 1 board shall require school districts to administer the
3 2 assessments to students in grades four, eight, and
3 3 eleven. Where possible, the assessments shall be
3 4 highly correlated to proficiency on the national
3 5 assessment for educational progress. The assessment
3 6 results shall be reported annually to the department
3 7 and the local community in accordance with subsection
3 8 21.

3 9 NEW SUBSECTION. 30. Adopt assessments which the
3 10 board shall make available to school districts to
3 11 administer to students at the end of each unit of
3 12 algebra, advanced algebra, geometry, biology,
3 13 chemistry, physics, and English. A school district
3 14 may use advanced placement examinations as a reliable
3 15 assessment for an end-of-unit examination for students
3 16 enrolled in advanced placement courses. A school
3 17 district shall consider measures to generate serious
3 18 student consideration of end-of-course assessments and
3 19 shall use data obtained from end-of-course
3 20 examinations, along with formative assessments, to
3 21 form the content of professional development, focused
3 22 on instructional improvement using the Iowa
3 23 professional development model.>

3 24 #5. Page 2, line 29, by striking the word
3 25 <subsection> and inserting the following:
3 26 <subsections>.

3 27 #6. Page 3, by striking lines 7 and 8.

3 28 #7. Page 3, by inserting after line 13 the
3 29 following:

3 30 <NEW SUBSECTION. 59. Develop and deliver, in
3 31 collaboration with the institutions of higher
3 32 education governed by the state board of regents and
3 33 the area education agencies, subject matter and
3 34 specific instructional strategies training for
3 35 teachers and administrators to implement improved
3 36 standards-based instruction and the Iowa professional
3 37 development model.>

3 38 #8. By renumbering as necessary.

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3 42 RAECKER of Polk

3 43 SF 2216.713 82

3 44 kh/nh/12169



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House File 2665 - Introduced

HOUSE FILE
 BY COMMITTEE ON WAYS AND MEANS
 (SUCCESSOR TO HF 898)
 (SUCCESSOR TO HF 75)

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

A BILL FOR

- 1 An Act relating to the sales and use taxes on the operation of
- 2 bingo games and including an effective date.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4 TLSB 6632HZ 82
- 5 mg/rj/14



Iowa General Assembly
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House File 2665 - Introduced continued

PAG LIN

1 1 Section 1. Section 423.2, subsection 4, unnumbered
1 2 paragraph 2, Code Supplement 2007, is amended to read as
1 3 follows:
1 4 The tax imposed under this subsection covers the total
1 5 amount from the operation of games of skill, games of chance,
1 6 ~~and raffles, and bingo games~~ as defined in chapter 99B, card
1 7 game tournaments conducted under section 99B.7B, and musical
1 8 devices, weighing machines, shooting galleries, billiard and
1 9 pool tables, bowling alleys, pinball machines, slot-operated
1 10 devices selling merchandise not subject to the general sales
1 11 taxes, the total amount less amounts awarded as prizes from
1 12 the operation of bingo games as defined in chapter 99B, and on
1 13 the total amount from devices or systems where prizes are in
1 14 any manner awarded to patrons and upon the receipts from fees
1 15 charged for participation in any game or other form of
1 16 amusement, and generally upon the sales price from any source
1 17 of amusement operated for profit, not specified in this
1 18 section, and upon the sales price from which tax is not
1 19 collected for tickets or admission, but tax shall not be
1 20 imposed upon any activity exempt from sales tax under section
1 21 423.3, subsection 78. Every person receiving any sales price
1 22 from the sources described in this section is subject to all
1 23 provisions of this subchapter relating to retail sales tax and
1 24 other provisions of this chapter as applicable.

1 25 Sec. 2. EFFECTIVE DATE. This Act takes effect July 1,
1 26 2009.

1 27 EXPLANATION

1 28 Under current law, the state sales and use tax is imposed
1 29 on the gross amount derived from the operation of bingo games.
1 30 This bill imposes the tax only on the gross amount less the
1 31 amounts awarded as prizes.

1 32 The bill takes effect July 1, 2009.

1 33 LSB 6632HZ 82

1 34 mg/rj/14



Iowa General Assembly
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March 27, 2008

House File 2666 - Introduced

HOUSE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO HF 2536)

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

Passed Senate, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

- 1 An Act relating to an adjustment in state foundation aid for
- 2 certain school districts required to repay property taxes and
- 3 providing an effective date.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 5 TLSB 6289HV 82
- 6 sc/nh/5



Iowa General Assembly
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March 27, 2008

House File 2666 - Introduced continued

PAG LIN

1 1 Section 1. Section 257.12, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. If a school district is required to repay property
1 4 taxes paid for school taxes levied on commercial or industrial
1 5 property originally assessed at five million dollars or more
1 6 because the assessment was subsequently reduced by the final
1 7 action of the local board of review, property assessment
1 8 appeal board, or judicial action and the amount of the
~~1 9 reduction in the assessment equals at least one hundred~~
~~1 10 thousand dollars or two percent of the assessed value of all~~
~~1 11 taxable property in the district prior to the reduction,~~
~~1 12 whichever is less,~~ the school district is eligible for an
1 13 adjustment in state foundation aid. To receive the adjustment
1 14 in state foundation aid, the school district shall apply to
1 15 the department of management prior to the beginning of the
1 16 budget year following the budget year in which the repayment
1 17 of the property taxes occurred. The department of management
1 18 shall determine the amount of adjustment in state foundation
1 19 aid pursuant to subsection 2.

1 20 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
1 21 immediate importance, takes effect upon enactment.

1 22 EXPLANATION

1 23 Current law provides that a school district is eligible for
1 24 an adjustment in state foundation aid if the school district
1 25 is required to repay property taxes on an assessment in excess
1 26 of \$5 million if the assessment was subsequently reduced on
1 27 appeal to the property assessment appeal board or the district
1 28 court, and the amount of the reduction equals at least
1 29 \$100,000 or 2 percent of the property valuation in the school
1 30 district.

1 31 This bill provides that a school district shall be eligible
1 32 for an adjustment in state foundation aid for repayment of
1 33 taxes on a reduction in valuation of any assessment on
1 34 commercial or industrial property, regardless of its original
1 35 assessment and regardless of the amount of the reduction.



**Iowa General Assembly
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House File 2666 - Introduced continued

2 1 The bill takes effect upon enactment.
2 2 LSB 6289HV 82
2 3 sc/nh/5



**Iowa General Assembly
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House Joint Resolution 2005 - Introduced

HOUSE JOINT RESOLUTION
BY McCARTHY

(COMPANION TO LSB 6621SS
BY GRONSTAL)

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

HOUSE JOINT RESOLUTION

1 A Joint Resolution authorizing the temporary use and consumption
2 of wine in the State Capitol, and the temporary display of
3 ceremonial banners, in conjunction with the awards ceremony of
4 the World Food Prize Foundation.
5 WHEREAS, the State of Iowa has the honor of being the home of
6 the World Food Prize Foundation which annually presents an
7 international award recognizing outstanding individual
8 achievement in improving the quality, quantity, or availability
9 of food in the world; and
10 WHEREAS, Iowa's unique State Capitol is an optimal location
11 for this awards ceremony of the World Food Prize Foundation and
12 previously served as the ceremony location; and
13 WHEREAS, the placement of ceremonial banners signifying the
14 awards ceremony is an appropriate way to announce and commemorate
15 the event; and
16 WHEREAS, wine is customarily served as an accompaniment to the
17 food and entertainment provided at this type of awards ceremony
18 and wine was served when the ceremony was previously held at the
19 State Capitol; and
20 WHEREAS, under 11 IAC 100.4(8), which prohibits the
21 consumption of alcoholic beverages on the State Capitol complex,
1 it is not possible to serve wine at this type of awards ceremony
2 in the State Capitol; NOW THEREFORE,
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 6621HH 82
5 rn/rj/5



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House Joint Resolution 2005 - Introduced continued

PAG LIN

1 1 Section 1. Notwithstanding 11 IAC 100.4(8) and any
1 2 contrary provisions of chapter 123, prohibiting the use and
1 3 consumption of alcoholic beverages in public places, wine may
1 4 be used and consumed within the state capitol at an awards
1 5 ceremony, to be held on or around October 16, 2008, hosted and
1 6 organized in whole or in part by the world food prize
1 7 foundation if the person providing the food and wine at the
1 8 awards ceremony possesses an appropriate valid liquor control
1 9 license. For the purpose of this section and section 123.95,
1 10 the state capitol is a private place.

1 11 Sec. 2. Three ceremonial banners may be temporarily
1 12 displayed either inside or outside the state capitol
1 13 commemorating the ceremony.

1 14 EXPLANATION

1 15 This joint resolution authorizes the world food prize
1 16 foundation to display three ceremonial banners and use and
1 17 consume wine at an awards ceremony to be held at the state
1 18 capitol on or around October 16, 2008. Current law and rules
1 19 prohibit the use and consumption of alcoholic beverages within
1 20 the state capitol.

1 21 LSB 6621HH 82

1 22 rn/rj/5



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Senate Amendment 5232

PAG LIN

1 1 Amend House File 2145, as passed by the House, as
1 2 follows:
1 3 #1. Page 2, by inserting after line 3 the
1 4 following:
1 5 <Sec. _____. NEW SECTION. 514C.24 COVERAGE FOR
1 6 PROSTHETIC DEVICES.
1 7 1. Notwithstanding the uniformity of treatment
1 8 requirements of section 514C.6, a policy or contract
1 9 providing for third-party payment or prepayment of
1 10 health or medical expenses shall provide coverage
1 11 benefits for prosthetic devices when prescribed by a
1 12 physician licensed under chapter 148, 150, or 150A.
1 13 Such coverage benefits for prosthetic devices shall
1 14 provide coverage for prosthetic devices that, at a
1 15 minimum, equals the coverage and payment for
1 16 prosthetic devices provided under federal laws for
1 17 health insurance for the aged and disabled pursuant to
1 18 42 U.S.C. } 1395k, 1395l, and 1395m, and 42 C.F.R. }
1 19 414.202, 414.210, 414.228, and 410.100, as applicable.
1 20 2. a. This section applies to the following
1 21 classes of third-party payment provider contracts or
1 22 policies delivered, issued for delivery, continued, or
1 23 renewed in this state on or after July 1, 2008:
1 24 (1) Individual or group accident and sickness
1 25 insurance providing coverage on an expense-incurred
1 26 basis.
1 27 (2) An individual or group hospital or medical
1 28 service contract issued pursuant to chapter 509, 514,
1 29 or 514A.
1 30 (3) An individual or group health maintenance
1 31 organization contract regulated under chapter 514B.
1 32 (4) A plan established pursuant to chapter 509A
1 33 for public employees.
1 34 (5) An organized delivery system licensed by the
1 35 director of public health.
1 36 b. This section shall not apply to accident only,
1 37 specified disease, short-term hospital or medical,
1 38 hospital confinement indemnity, credit, dental,
1 39 vision, Medicare supplement, long-term care, basic
1 40 hospital and medical-surgical expense coverage as
1 41 defined by the commissioner, disability income
1 42 insurance coverage, coverage issued as a supplement to
1 43 liability insurance, workers' compensation or similar
1 44 insurance, or automobile medical payment insurance.>
1 45 #2. Title page, line 1, by striking the words <to
1 46 require> and inserting the following: <relating to
1 47 health insurance mandates by requiring>.
1 48 #3. Title page, line 3, by inserting after the
1 49 word <virus> the following: <, and requiring health
1 50 insurance coverage for certain prosthetic devices.>



**Iowa General Assembly
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Senate Amendment 5232 continued

2 1 #4. By renumbering as necessary.
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2 5 RICH OLIVE
2 6 HF 2145.502 82
2 7 av/nh/10675



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Senate Amendment 5233

PAG LIN

1 1 Amend Senate File 2307 as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 <Sec. ____ . PREKINDERGARTEN THROUGH GRADE TWELVE
1 5 RESEARCH AND DEVELOPMENT == PROPOSALS.
1 6 The department of education shall solicit each
1 7 regents university and four-year private college and
1 8 university in the state to provide each an opportunity
1 9 to submit a plan for prekindergarten through grade
1 10 twelve research and development. Each plan shall
1 11 include a financing budget and a strategy for
1 12 implementation.
1 13 The interested universities and colleges shall
1 14 submit their proposals to the department and to the
1 15 general assembly by January 15, 2009.>
1 16 #2. Title page, by striking lines 1 through 3 and
1 17 inserting the following: <An Act providing for
1 18 colleges and universities to provide plans for
1 19 prekindergarten through grade twelve research and
1 20 development.>
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1 23
1 24 PAUL McKINLEY
1 25 SF 2307.701 82
1 26 ak/sc/21017
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Senate Amendment 5234

PAG LIN

1 1 Amend Senate File 2360 as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 <Section 1. Section 455B.310, subsection 2, Code
1 5 2007, is amended to read as follows:
1 6 2. The tonnage fee is four dollars and twenty-five
1 7 cents per ton of solid waste, except as provided in
1 8 section 455J.5, subsection 1, paragraph "b".
1 9 Sec. 2. Section 455D.3, Code 2007, is amended by
1 10 adding the following new subsection:
1 11 NEW SUBSECTION. 5. ENVIRONMENTAL MANAGEMENT
1 12 SYSTEMS. A planning area designated as an
1 13 environmental management system pursuant to section
1 14 455J.7 is exempt from the waste stream reduction goals
1 15 of this section.
1 16 Sec. 3. Section 455E.11, subsection 2, paragraph
1 17 a, subparagraph (1), Code 2007, is amended to read as
1 18 follows:
1 19 (1) After the one dollar and fifty-five cents is
1 20 allocated pursuant to subparagraph (2), the remaining
1 21 moneys from the tonnage fee shall be used for funding
1 22 alternatives to landfills and shall be allocated as
1 23 follows:
1 24 (a) Fifty thousand dollars to the department to
1 25 implement the special waste authorization program.
1 26 (b) One hundred sixty-five thousand dollars to the
1 27 department to be used for the by-products and waste
1 28 search service at the university of northern Iowa.
1 29 (c) Up to thirty percent of the fees remitted
1 30 shall be used for grants to environmental management
1 31 systems as provided in section 455J.7.
1 32 ~~(e)~~ (d) The balance of the remaining funds shall
1 33 be used by the department to develop and implement
1 34 demonstration projects for landfill alternatives to
1 35 solid waste disposal including recycling programs.
1 36 These funds may also be used to assist planning areas
1 37 which have not been designated as environmental
1 38 management systems in meeting the designation
1 39 requirements of section 455J.3.
1 40 Sec. 4. NEW SECTION. 455J.1 ENVIRONMENTAL
1 41 MANAGEMENT SYSTEMS == LEGISLATIVE FINDINGS == PURPOSE.
1 42 1. The purpose of this chapter is to encourage
1 43 responsible environmental management and solid waste
1 44 disposal and to enhance efforts to promote
1 45 environmental stewardship.
1 46 2. The general assembly finds and declares all of
1 47 the following:
1 48 a. The policy of responsible environmental
1 49 management can be furthered by rewarding solid waste
1 50 disposal projects that operate in an innovative,



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Senate Amendment 5234 continued

2 1 cost-effective, technologically advanced, and
2 2 environmentally sensitive manner.
2 3 b. Responsible environmental management can also
2 4 be furthered by changing the focus of solid waste
2 5 disposal projects from disposal management to
2 6 environmental resource management.
2 7 c. The concept of environmental stewardship
2 8 embraces every aspect of the environmental footprint
2 9 created by the management and disposal of solid waste.
2 10 d. Environmental management systems mitigate the
2 11 climate change impacts of solid waste disposal by
2 12 reducing the amount of greenhouse gases released into
2 13 the atmosphere. In addition, environmental management
2 14 systems improve water quality by limiting and treating
2 15 the impacts of leachate disposal and by providing
2 16 positive examples of sustainable water resource
2 17 management.
2 18 e. The goal of managing resources in a sustainable
2 19 manner is to increase the benefits to communities and
2 20 society for the present and for the future.
2 21 Sec. 5. NEW SECTION. 455J.2 DEFINITIONS.
2 22 For purposes of this chapter:
2 23 1. "Commission" means the environmental protection
2 24 commission.
2 25 2. "Council" means the solid waste alternatives
2 26 program advisory council established by the director.
2 27 3. "Department" means the department of natural
2 28 resources.
2 29 4. "Director" means the director of the department
2 30 of natural resources.
2 31 5. "Environmental management system" or "system"
2 32 means a solid waste planning area which has been
2 33 designated as an environmental management system
2 34 pursuant to section 455J.7. "Environmental management
2 35 system" includes a planning area designated as an
2 36 environmental management system that is providing
2 37 multiple environmental services in addition to solid
2 38 waste disposal and that is planning for the continuous
2 39 improvement of solid waste management by appropriately
2 40 and aggressively mitigating the environmental impacts
2 41 of solid waste disposal.
2 42 Sec. 6. NEW SECTION. 455J.3 ENVIRONMENTAL
2 43 MANAGEMENT SYSTEM DESIGNATION REQUIREMENTS.
2 44 To qualify for designation as an environmental
2 45 management system pursuant to section 455J.7 a solid
2 46 waste planning area shall actively pursue all of the
2 47 following:
2 48 1. YARD WASTE MANAGEMENT. Provide for the
2 49 operation of a yard waste management program or
2 50 contract with another party to do so.



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Senate Amendment 5234 continued

- 3 1 2. HAZARDOUS HOUSEHOLD WASTE COLLECTION. Provide
3 2 for the proper management and disposal of hazardous
3 3 household waste by operating a regional collection
3 4 center or participating in a regional collection
3 5 center network. The regional collection center shall
3 6 provide for the collection and disposal of hazardous
3 7 household wastes, including but not limited to paint,
3 8 pesticides, batteries, automotive products, sharps,
3 9 needles and syringes, and pool chemicals. The
3 10 regional collection center shall encourage the reuse
3 11 of any materials for which reuse is possible and may
3 12 educate households on the use of safer alternatives
3 13 through efforts designed to increase public
3 14 participation and to increase the participation of
3 15 local government entities not currently in a network.
3 16 Regional collection centers may also provide for the
3 17 assessment of current educational programs by
3 18 examining changes in consumer behavior.
- 3 19 3. WATER QUALITY IMPROVEMENT. Provide for a water
3 20 quality improvement program within the system's
3 21 planning area. Such a program may include offering
3 22 educational programs, sponsoring awareness
3 23 initiatives, providing for cleanup activities such as
3 24 the cleanup of illegal dumping areas, and otherwise
3 25 promoting responsible environmental behavior.
- 3 26 4. GREENHOUSE GAS REDUCTION. Implement a
3 27 greenhouse gas reduction program designed to prevent
3 28 the release of greenhouse gases into the atmosphere.
3 29 Such a program may include but is not limited to the
3 30 following activities:
- 3 31 a. Generating electricity or producing other fuels
3 32 through the collection of landfill gas, such as a
3 33 methane gas recovery or minimization system.
- 3 34 b. Collecting and managing food and other organic
3 35 waste from households and from industrial and
3 36 commercial establishments, or attempting to recover
3 37 energy from the reuse of biomass.
- 3 38 c. Implementing programs that encourage the
3 39 efficient use of energy and promote the use of
3 40 renewable fuels.
- 3 41 d. Discouraging the uncontrolled burning of solid
3 42 waste and yard waste.
- 3 43 e. Setting recycling goals to measure energy
3 44 savings and quantify the level of success of
3 45 greenhouse gas mitigation efforts.
- 3 46 f. Collection and recycling services targeted at
3 47 waste generated by industrial and commercial
3 48 facilities such as cardboard, paper, construction, and
3 49 demolition waste.
- 3 50 5. RECYCLING SERVICES.



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Senate Amendment 5234 continued

- 4 1 a. Offer recycling services for paper, glass,
4 2 metal, and plastics within the communities served. In
4 3 addition to offering recycling of paper, metal, glass,
4 4 and plastics, a solid waste planning area may also
4 5 offer recycling services for electronic waste, white
4 6 goods, and tires.
- 4 7 b. Recycling services may also be targeted at
4 8 waste generated by industrial and commercial
4 9 facilities such as cardboard, paper, construction, and
4 10 demolition waste.
- 4 11 c. Recycling services offered in an effort to meet
4 12 the goals of this subsection may be provided through
4 13 drop-off sites or through curbside recycling programs
4 14 operated in conjunction with solid waste collection.
- 4 15 6. ENVIRONMENTAL EDUCATION. Plan and implement
4 16 programs educating the public on environmental
4 17 stewardship. These programs may include components
4 18 designed to prevent illegal dumping, reduce greenhouse
4 19 gas emissions, improve water quality, reduce waste
4 20 generation, increase recycling and reuse, or any other
4 21 environmental objective that furthers the purpose and
4 22 goals of this chapter.
- 4 23 Sec. 7. NEW SECTION. 455J.4 ANNUAL COMPLIANCE
4 24 REPORTS.
- 4 25 1. On September 1, 2009, and each year thereafter,
4 26 each environmental management system shall submit to
4 27 the department an annual report. The report shall
4 28 document the system's compliance with the requirements
4 29 of section 455J.3.
- 4 30 2. The department shall adopt by rule methods and
4 31 criteria for determining whether a system is in
4 32 compliance with the provisions of this chapter. In
4 33 adopting methods and criteria, the department shall
4 34 consult with stakeholders in order to develop
4 35 reasonable and appropriate criteria. In determining
4 36 whether a system is in compliance with the provisions
4 37 of this chapter, the department shall evaluate whether
4 38 a system is making continuing progress in regard to
4 39 the requirements of section 455J.3.
- 4 40 Sec. 8. NEW SECTION. 455J.5 INCENTIVES.
- 4 41 1. A solid waste planning area designated as an
4 42 environmental management system pursuant to section
4 43 455J.7 shall qualify for all of the following:
- 4 44 a. An exemption from solid waste reduction goals
4 45 imposed on sanitary landfills pursuant to section
4 46 455D.3.
- 4 47 b. A reduced tonnage fee of three dollars and
4 48 sixty-five cents per ton, to be imposed as provided in
4 49 section 455B.310, notwithstanding section 455B.310,
4 50 subsection 2, of which two dollars and ten cents shall



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5 1 be remitted to the department.
5 2 c. Financial assistance as recommended by the
5 3 council and approved by the commission pursuant to
5 4 section 455J.7.
5 5 2. Notwithstanding any other provision of law to
5 6 the contrary, in addition to the incentives in
5 7 subsection 1, an environmental management system is
5 8 only required to file its updated comprehensive plan
5 9 once every five years.
5 10 Sec. 9. NEW SECTION. 455J.6 SOLID WASTE
5 11 ALTERNATIVES PROGRAM ADVISORY COUNCIL.
5 12 1. A solid waste alternatives program advisory
5 13 council is established within the department. The
5 14 council consists of the following voting members
5 15 serving staggered three-year terms who shall be
5 16 appointed by the director:
5 17 a. One member representing the Iowa recycling
5 18 association.
5 19 b. One member representing the Iowa waste
5 20 exchange.
5 21 c. One member representing the department of
5 22 economic development's recycle Iowa program.
5 23 d. One member representing the Iowa society of
5 24 solid waste administrators.
5 25 e. Three members representing solid waste planning
5 26 areas of various sizes.
5 27 f. One member representing the Iowa chapter of the
5 28 national solid wastes management association.
5 29 g. One member representing the department.
5 30 2. In appointing members to the council, the
5 31 director shall include representatives from both
5 32 public and private solid waste entities.
5 33 3. Members shall not be entitled to compensation,
5 34 but shall be entitled to reimbursement for expenses
5 35 pursuant to section 7E.6.
5 36 4. A majority of voting members shall not include
5 37 any member who has a conflict of interest. A
5 38 statement by a member that the member has a conflict
5 39 of interest is conclusive for this purpose. A vacancy
5 40 in the membership does not impair the duties of the
5 41 council.
5 42 Sec. 10. NEW SECTION. 455J.7 DESIGNATION OF
5 43 ENVIRONMENTAL MANAGEMENT SYSTEMS.
5 44 1. CONSIDERATION OF PLANS. The council shall
5 45 consider solid waste management plans submitted by
5 46 solid waste planning areas and make recommendations
5 47 for designation as an environmental management system
5 48 to the commission. All system designations
5 49 recommended by the council are subject to approval by
5 50 the commission. Any solid waste planning area may



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6 1 submit a plan to the council and seek designation as a
6 2 system.

6 3 a. By October 1, 2008, the council shall recommend
6 4 the designation of up to six initial qualifying solid
6 5 waste planning areas as environmental management
6 6 systems to serve as pilot projects. By October 1,
6 7 2009, and by the same date each year thereafter, the
6 8 council may recommend the designation of any
6 9 additional planning areas as systems, provided those
6 10 areas meet the requirements of section 455J.3.

6 11 b. In recommending the designation of a planning
6 12 area as a system, the council shall make a
6 13 determination as to whether the area meets the
6 14 requirements of section 455J.3. The council shall not
6 15 recommend the designation of a planning area as a
6 16 system unless the planning area meets the requirements
6 17 of section 455J.3.

6 18 c. The commission shall consider the plans
6 19 submitted to the council and shall review the
6 20 council's recommendations on those plans. The
6 21 commission shall approve or reject each plan and shall
6 22 make publicly available its reasons for doing so.

6 23 2. SYSTEM REVIEW.

6 24 a. By October 1, 2009, and by the same date each
6 25 year thereafter, the council shall review the annual
6 26 reports of all designated systems and determine
6 27 whether those systems remain in compliance with
6 28 section 455J.3. If the council determines that a
6 29 planning area is no longer in compliance, the council
6 30 may recommend to the commission the revocation of the
6 31 planning area's system designation.

6 32 b. The council may review and monitor the progress
6 33 of those planning areas that have not been designated
6 34 as a system and shall coordinate with other statewide
6 35 boards, task forces, and other entities in order to
6 36 achieve the goals and objectives of this chapter.

6 37 3. ALLOCATION OF FUNDS.

6 38 a. The council shall recommend to the commission a
6 39 reasonable allocation of the moneys provided in
6 40 section 455E.11, subsection 2, paragraph "a",
6 41 subparagraph (1), subparagraph subdivision (c), to
6 42 eligible systems. In making its recommendation as to
6 43 the allocation of moneys, the council shall adopt and
6 44 use a set of reasonable criteria. The criteria shall
6 45 conform to the goals and purposes of this chapter as
6 46 described in section 455J.1 and shall be approved by
6 47 the commission.

6 48 b. Notwithstanding any other provision of law to
6 49 the contrary, the commission shall make a final
6 50 allocation of the funds described in section 455E.11,



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7 1 subsection 2, paragraph "a", subparagraph (1),
7 2 subparagraph subdivision (c), to systems meeting the
7 3 requirements of this chapter.
7 4 c. Moneys allocated pursuant to this subsection
7 5 shall be used by systems to further compliance with
7 6 any of the requirements of section 455J.3.
7 7 Sec. 11. COMPREHENSIVE RECYCLING PLANNING TASK
7 8 FORCE.
7 9 1. ESTABLISHMENT AND PURPOSE. A comprehensive
7 10 recycling planning task force is established. The
7 11 task force shall be initially convened by July 1,
7 12 2008, and shall be regularly convened as often as
7 13 necessary. The task force shall be convened for the
7 14 following purposes:
7 15 a. Studying and making recommendations for the
7 16 planning and implementation of comprehensive statewide
7 17 recycling programs, including an evaluation of the
7 18 current beverage container control law commonly
7 19 referred to as the bottle bill.
7 20 b. Making recommendations for reducing the amount
7 21 of recyclable materials contained in the waste stream
7 22 and for reducing litter.
7 23 2. MEMBERSHIP.
7 24 a. The task force shall consist of the following
7 25 voting members:
7 26 (1) One member selected by the Iowa recycling
7 27 association.
7 28 (2) One member selected by the Iowa society of
7 29 solid waste operations.
7 30 (3) Three members selected by the Iowa society of
7 31 solid waste operations representing solid waste
7 32 planning areas of various sizes and from various
7 33 locations across the state.
7 34 (4) One member selected by the Iowa league of
7 35 cities.
7 36 (5) One member selected by the solid waste
7 37 association of north America representing private
7 38 solid waste disposal entities.
7 39 (6) The director of the department of natural
7 40 resources, or the director's designee.
7 41 (7) One member selected by the Iowa environmental
7 42 council.
7 43 (8) One member selected by the league of women
7 44 voters of Iowa.
7 45 (9) One member selected by the Iowa wholesale beer
7 46 distributors association.
7 47 (10) One member selected by the Iowa beverage
7 48 association representing juice and soft drink
7 49 distributors.
7 50 (11) One member selected by the Iowa bottle bill



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8 1 coalition representing independent redemption centers.
8 2 (12) One member selected by the Iowa association
8 3 of counties.
8 4 (13) One member selected by the Iowa farm bureau
8 5 federation.
8 6 (14) One member selected by the association of
8 7 business and industry.
8 8 (15) One member selected by the home builders
8 9 association of Iowa.
8 10 (16) The director of the alcoholic beverages
8 11 division of the department of commerce, or the
8 12 director's designee.
8 13 (17) One member selected by keep Iowa beautiful.
8 14 (18) One member selected by the Iowa grocery
8 15 industry association.
8 16 (19) One member selected by the Iowa dairy foods
8 17 association.
8 18 (20) One member selected by the petroleum
8 19 marketers and convenience stores of Iowa.
8 20 (21) One member selected by the Iowa retail
8 21 federation.
8 22 (22) One member selected by the Iowa wine growers
8 23 association.
8 24 (23) The director of the department of
8 25 transportation, or the director's designee.
8 26 b. Nonvoting members of the task force shall
8 27 include all of the following:
8 28 (1) Two members of the senate. One senator shall
8 29 be appointed by the majority leader of the senate and
8 30 one senator shall be appointed by the minority leader
8 31 of the senate.
8 32 (2) Two members of the house of representatives.
8 33 One member shall be appointed by the speaker of the
8 34 house of representatives and one member shall be
8 35 appointed by the minority leader of the house of
8 36 representatives.
8 37 c. The voting members shall be appointed in
8 38 compliance with the requirements of sections 69.16,
8 39 69.16A, and 69.19, and shall serve for the duration of
8 40 the task force.
8 41 d. The members of the task force are entitled to
8 42 receive reimbursement for actual expenses incurred
8 43 while engaged in the performance of official duties.
8 44 e. The task force shall elect a chairperson and
8 45 the recommendations of the task force shall be
8 46 approved by a majority of the voting members. A
8 47 majority of the task force constitutes a quorum and an
8 48 affirmative vote of the majority of members is
8 49 necessary to approve the recommendations of the task
8 50 force. A vacancy in the membership does not impair



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Senate Amendment 5234 continued

9 1 the right of a quorum to exercise all rights and
9 2 perform all duties of the task force.
9 3 3. DUTIES. The task force shall do all of the
9 4 following:
9 5 a. Evaluate in a comprehensive manner the nature,
9 6 extent, and effectiveness of recycling programs
9 7 throughout the state.
9 8 b. Make recommendations for creating and enhancing
9 9 comprehensive sustainable recycling programs. Such
9 10 recommendations may include methods of collecting and
9 11 paying for the recycling of residential, industrial,
9 12 and commercial waste, mechanisms for increasing the
9 13 recycling of construction and demolition waste, and
9 14 incentives for increasing the recycling of yard waste,
9 15 food or other organic waste, hazardous household
9 16 waste, and electronic waste.
9 17 c. Assess the viability of a statewide curbside
9 18 recycling program and make recommendations regarding
9 19 the manner in which such a program might be
9 20 implemented. If the assessment determines that such a
9 21 program is viable, the task force shall provide an
9 22 evaluation of available funding sources for a
9 23 statewide curbside recycling program and include a
9 24 detailed budget proposal for funding, implementing,
9 25 and conducting such a program. The evaluation of
9 26 funding sources and the proposed budget shall ensure
9 27 adequate funding of recycling efforts throughout this
9 28 state until a transition from the current beverage
9 29 container control system to a statewide curbside
9 30 recycling program can be fully completed and
9 31 implemented.
9 32 d. Make recommendations for facilitating the
9 33 elimination of illegal dumping and littering
9 34 throughout the state, including an evaluation of
9 35 enhanced fines to increase deterrence. If
9 36 appropriate, the recommendations may include an
9 37 examination or incorporation of recommendations made
9 38 by other task forces or government agencies.
9 39 e. Make recommendations for the establishment and
9 40 funding of regional recycling centers.
9 41 f. Develop a plan to assist existing redemption
9 42 and recycling businesses in adapting to any industry
9 43 changes resulting from recommendations of the task
9 44 force.
9 45 g. Make recommendations for marketing programs
9 46 that increase education and awareness of recycling,
9 47 littering, and illegal dumping issues and that enhance
9 48 the understanding of and commitment to effective
9 49 environmental stewardship.
9 50 h. Assess the effectiveness and sustainability of



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Senate Amendment 5234 continued

10 1 the beverage container control law in Code chapter
10 2 455C, commonly referred to as the bottle bill, and
10 3 consider possible alternatives.
10 4 4. REPORT. The task force shall submit a written
10 5 report containing its findings and recommendations to
10 6 the governor and the general assembly by January 1,
10 7 2009.
10 8 5. DISSOLUTION. The task force shall complete its
10 9 duties no later than January 1, 2009, but may complete
10 10 its duties and dissolve itself prior to that date.>
10 11 #2. Title page, by striking lines 1 through 4 and
10 12 inserting the following: <An Act relating to solid
10 13 waste disposal and environmental management by
10 14 providing for the designation of environmental
10 15 management systems, providing incentives, and creating
10 16 a solid waste alternatives program advisory council
10 17 and comprehensive recycling planning task force, and
10 18 modifying fees and allocations of funds.>
10 19
10 20
10 21
10 22 FRANK B. WOOD
10 23 SF 2360.701 82
10 24 tw/nh/11418



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Senate Amendment 5235

PAG LIN

1 1 Amend House File 2526, as passed by the House, as
 1 2 follows:
 1 3 #1. Page 1, line 3, by striking the word
 1 4 <prohibited> and inserting the following:
 1 5 <restricted>.
 1 6 #2. Page 2, line 32, by striking the word <not>.
 1 7 #3. By striking page 2, line 35, through page 3,
 1 8 line 4, and inserting the following: <accordance with
 1 9 section 297.22. However, the electors shall be
 1 10 limited to twelve calendar months after an action by
 1 11 the board to exercise such power for a purpose
 1 12 directly contrary to the board's action.>
 1 13
 1 14
 1 15
 1 16 COMMITTEE ON EDUCATION
 1 17 BRIAN SCHOENJAHN, CHAIRPERSON
 1 18 HF 2526.301 82
 1 19 ak/nh/12244
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Senate Amendment 5236

PAG LIN

1 1 Amend House File 2197, as passed by the House, as
1 2 follows:
1 3 #1. By striking everything after the enacting
1 4 clause and inserting the following:
1 5 <Section 1. NEW SECTION. 261.7 TEXTBOOK NOTICE
1 6 == LEGISLATIVE INTENT.
1 7 1. In order to promote consumer choice and lower
1 8 the costs of higher education, the general assembly
1 9 intends that every public and private institution for
1 10 higher education in this state post the list of
1 11 required and suggested textbooks for all courses and
1 12 the corresponding international standard book numbers
1 13 for such textbooks at least fourteen days before the
1 14 start of each semester or term, to the extent
1 15 possible, at the locations where textbooks are sold on
1 16 campus and on the web site for the respective
1 17 institution for higher education.
1 18 2. The college student aid commission is directed
1 19 to convey this legislative intent to every registered
1 20 institution for higher education in the state at least
1 21 once a year.>
1 22 #2. Title page, line 1, by striking the word
1 23 <requiring> and inserting the following:
1 24 <encouraging>.
1 25 #3. Title page, lines 1 and 2, by striking the
1 26 words <and community colleges>.
1 27
1 28
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1 30 COMMITTEE ON EDUCATION
1 31 BRIAN SCHOENJAHN, CHAIRPERSON
1 32 HF 2197.302 82
1 33 ak/nh/12245
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Senate Amendment 5237

PAG LIN

1 1 Amend House File 2555, as passed by the House, as
1 2 follows:
1 3 #1. Page 4, by inserting after line 3, the
1 4 following:
1 5 <____. The commissioner, with the advice of the
1 6 governor, shall appoint a consumer advocate who shall
1 7 be knowledgeable in the area of insurance and who
1 8 shall conduct the duties of the bureau as set forth in
1 9 this subsection.>
1 10 #2. Page 4, line 12, by inserting after the word
1 11 <functions> the following: <related to consumer
1 12 advocacy>.
1 13 #3. By renumbering as necessary.
1 14
1 15
1 16
1 17 RICH OLIVE
1 18 HF 2555.502 82
1 19 av/nh/21020
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Senate Amendment 5238

PAG LIN

1 1 Amend House File 2555, as passed by the House, as
1 2 follows:
1 3 #1. Page 18, by striking lines 18 through 25.
1 4 #2. Title page, by striking line 10 and inserting
1 5 the following: <the Iowa>.
1 6 #3. By renumbering as necessary.
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1 10 RICH OLIVE
1 11 HF 2555.702 82
1 12 av/nh/11376
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**Iowa General Assembly
Daily Bills, Amendments & Study Bills
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Senate Resolution 123 - Introduced

PAG LIN

S.R. _____ H.R. _____

1 1 SENATE RESOLUTION NO.

1 2 BY ANGELO, WIECK, ZIEMAN, KETTERING, BOETTGER,

1 3 WARD, MULDER, JOHNSON, ZAUN, MCKINLEY, NOBLE,

1 4 PUTNEY, GASKILL, LUNDBY, HOUSER, SEYMOUR, WOOD,

1 5 HECKROTH, RIELLY, SCHOENJAHN, OLIVE, KREIMAN,

1 6 STEWART, QUIRMBACH, WARNSTADT, RAGAN, BOLKCOM,

1 7 FRAISE, DOTZLER, HATCH, DVORSKY, CONNOLLY, SENG,

1 8 APPEL, HOGG, DEARDEN, GRONSTAL, COURTNEY,

1 9 HANCOCK, KIBBIE, DANIELSON, SCHMITZ, and HORN

1 10 A Resolution to honor Iowa's Olympic athletes.

1 11 WHEREAS, the tradition of the Olympic games was

1 12 revived in 1896 in Athens, Greece, with 14 nations

1 13 participating in 43 events; and

1 14 WHEREAS, 112 years later the Olympics includes 35

1 15 sports, nearly 400 events, and thousands of athletes;

1 16 and

1 17 WHEREAS, Iowa has a long and proud Olympic

1 18 tradition, including many gold medal winners; and

1 19 WHEREAS, in 2008, Iowa will be represented by the

1 20 following nine athletes, serving as principal

1 21 competitors or as alternates, competing in five

1 22 Olympic sports:

1 23 Haley Dunn, from Eddyville, competing in skeet

1 24 shooting; Lee Fullhart, from Hesper, competing in

1 25 wrestling; Kirk Hinrich, from Sioux City, competing in

1 26 basketball; Shawn Johnson, from West Des Moines,

1 27 competing in gymnastics; Sara McMann, from Iowa City,

1 28 competing in wrestling; Doug Schwab, from Osage,

1 29 competing in wrestling; Tolly Thompson, from

1 30 Janesville, competing in wrestling; Joe Williams, from



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Senate Resolution 123 - Introduced continued

2 1 Iowa City, competing in wrestling; and Joey Woody,
2 2 from Iowa City, competing in track and field; and
2 3 WHEREAS, the games of the XXIX Olympiad will be
2 4 held August 8 through 24, 2008, in Beijing, China,
2 5 with the networks of NBC Universal providing an
2 6 unprecedented level of coverage totaling 3,600 hours
2 7 across multiple channels available to Iowans through
2 8 Mediacom Communications; NOW THEREFORE,
2 9 BE IT RESOLVED BY THE SENATE, that the Senate
2 10 honors these young Iowans, whose efforts bring honor
2 11 not only to themselves, but also to their communities
2 12 and all Iowa, and wishes them the best of luck in the
2 13 XXIX Olympiad.
2 14 LSB 6513SS 82
2 15 jr/rj/8



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Senate Resolution 124 - Introduced

PAG LIN

S.R. _____ H.R. _____

1 1 SENATE RESOLUTION NO.
1 2 BY RAGAN and SEYMOUR
1 3 A Resolution to recognize the work of the federal
1 4 Advisory Committee on Immunization Practices (ACIP)
1 5 and the efforts to reduce the incidence of
1 6 vaccine-preventable influenza.
1 7 WHEREAS, influenza is the most frequent cause of
1 8 death from a vaccine-preventable disease in the United
1 9 States; and
1 10 WHEREAS, between 1990 and 1999, an average of
1 11 36,000 influenza-associated pulmonary and circulatory
1 12 deaths occurred during each influenza season; and
1 13 WHEREAS, influenza is also responsible for an
1 14 average of 200,000 hospitalizations per year; and
1 15 WHEREAS, health officials estimate that influenza
1 16 and other respiratory viruses may be the cause of
1 17 death for approximately 20 children in Iowa this
1 18 winter; and
1 19 WHEREAS, health experts believe vaccinating
1 20 children may help prevent deaths and prevent the
1 21 illness from spreading to adults and the elderly; and
1 22 WHEREAS, ACIP makes the official federal
1 23 recommendations for the use of vaccines and
1 24 immunizations in the United States; and
1 25 WHEREAS, ACIP consists of 15 experts in fields
1 26 associated with immunization who have been selected by
1 27 the secretary of the United States Department of
1 28 Health and Human Services; and
1 29 WHEREAS, ACIP's recommendations are routinely
1 30 adopted by the centers for disease control and



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Senate Resolution 124 - Introduced continued

2 1 prevention, which issues vaccination guidelines to
2 2 doctors and hospitals; and
2 3 WHEREAS, ACIP recommends routine influenza
2 4 vaccination for all children aged six months through
2 5 18 years, except those who are contraindicated,
2 6 effective July 1, 2008; and
2 7 WHEREAS, influenza vaccination is currently
2 8 recommended for those considered to be at high risk
2 9 for severe complications from influenza including
2 10 children ages six months to five years, adults 50 or
2 11 more years of age, and people with weakened immune
2 12 systems, as well as persons who live or care for
2 13 people at high risk; and
2 14 WHEREAS, vaccine manufacturers are expected to
2 15 produce enough vaccine doses to ensure that supplies
2 16 meet the demand of persons considered to be at high
2 17 risk and persons covered by the new expanded
2 18 vaccination recommendations; and
2 19 WHEREAS, the need to increase the vaccination rate
2 20 for children is a national priority and the health
2 21 care system may not be prepared to accommodate 30
2 22 million children; and
2 23 WHEREAS, recent studies suggest school-based
2 24 vaccination programs are an effective way to vaccinate
2 25 children while reducing community infection rates and
2 26 reducing rates of school absenteeism due to influenza;
2 27 and
2 28 WHEREAS, increased communication with and education
2 29 of parents and health care providers can increase the
2 30 rate of vaccination for children and adults and may



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Senate Resolution 124 - Introduced continued

3 1 reduce infection and serious illness; NOW THEREFORE,
3 2 BE IT RESOLVED BY THE SENATE, That the Senate
3 3 commends ACIP for its recommendation to immunize all
3 4 children ages six months through 18 years beginning
3 5 July 1, 2008; and
3 6 BE IT FURTHER RESOLVED, That the Senate supports
3 7 the efforts to reduce the incidence of
3 8 vaccine-preventable diseases in the United States,
3 9 including communication and education programs to
3 10 encourage influenza vaccination to reduce infection
3 11 and serious illness; and
3 12 BE IT FURTHER RESOLVED, That the Senate encourages
3 13 increased funding for the delivery of influenza
3 14 vaccines to children, including school-based
3 15 vaccination programs.
3 16 LSB 6624SS 82
3 17 md/nh/5