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AROUND THE CAPITOL

The House approved 10 bills today, sending all of those bills over to the Senate. Most of the bills passed on unanimous or near unanimous votes. The House spent much of the debate on [HF 565 PIPELINE RULES](#) before passing the bill on a 73-20 vote, with support and opposition for the bill split between the parties, and Representatives Jones and Srinivas not voting due to financial conflicts. The House amended the bill to strike the prohibition against the IUB from issuing a permit for a liquid CO₂ (carbon capture) pipeline until federal safety rules have been adopted. Holt said that the bill offers important eminent domain protections as amended and said he was trying to craft a bill that could reach the Senate floor and make it down to the Governor. Representative Mommsen, who voted against the bill, offered an amendment to expand the bill to cover all pipelines. The amendment was ruled not germane. Mommsen said that Iowans need stronger protections against eminent domain takings.

The House approved [HF 605 ENERGY BENCHMARKING](#) on a 61-34 party-line vote. Representative Wills said it will allow benchmarking but prohibit the use of benchmarking to benefit private companies; Representative Bagniewski said that energy benchmarking programs in Iowa cities are voluntary or without enforcement mechanisms and said that the bill is not needed. The House approved [HF 652 COSMETOLOGY & BARBERING](#) on an 84-11 vote after rejecting an amendment from Representative Nielsen to retain current requirements for a cosmetologist or barber license applicant to have a HS degree or equivalent on a party-line vote.

The Senate sent three bills to the Governor and passed six over to the House, including approving [SF 494 PUBLIC ASSISTANCE OVERSIGHT](#) and [SF 496 GOVERNORS EDUCATION BILL](#) on party-line votes. The Senate also approved [SF 547 NO ELECTRONICS WHILE DRIVING](#) on a 47-3 vote, with Senators Gruenhagen, Westrich and Zahn voting against the bill. Senator Lofgren said that the current restrictions on texting do not cover enough situations and said that widening the ban will make driving on the highways safer.

[SF 494](#) establishes a new verification system for SNAP benefits. Senator Edler, who managed the bill, said the measure will help combat fraud in the state. Democrats said the bill creates hurdles that will keep some people who should be eligible for SNAP benefits from receiving those benefits. They said that the new verification program will cost the state \$17 million to implement over the first three years and about \$3.5 million in later years. They said that the savings from the loss of SNAP benefits, which are paid by the federal government, will hurt Iowa businesses rather than help the state economy. Senator Edler said that assistance programs are not meant to generate economic growth and that Republicans have approved other measures for economic growth.

AROUND THE CAPITOL (CONTINUED)

Senator Rozenboom, who managed [SF 496 GOVERNORS EDUCATION BILL](#), said that the bill will protect the rights of parents to direct the education of the children. He said that the majority of Iowans support the restrictions on any gender identification education in grade school and on restricting materials available in school libraries. Democrats said that the bill restricts the right of parents with LGBTQ students and restricts the right of parents who want to continue current sex education courses in schools and current school library policies. They said that Iowa law and school policies already prevent inappropriate material from being taught or used in schools.

The final bill approved by the Senate was [SF 506 CON/BIRTHING CENTERS](#), on a 29-21 vote, with Senators Brown, Dickey, Rozenboom, Shipley and Webster voting against the bill. Senator Edler said that the bill is needed update to the Certificate of Need process and said that the bill should ease the shortage of birthing centers in rural Iowa. Edler said that the CON process was federally-mandated in an effort to keep hospital costs down but that many states have eliminated the CON because it hasn't worked well. Senator Petersen said that the bill does not ensure that Medicare and Medicaid patients are treated fairly rather than discriminated against due to low reimbursement rates. Senator Jochum said that the Certificate of Need process does need to be updated but said that the bill needs more protections to make sure that the changes result in lower costs. She said that many of the problems in accessing health and birthing care in rural Iowa are due to declining populations and that the state needs to address those population declines.

FISCAL IMPACTS

[SF 549 CAPTIVE INSURANCE COMPANIES](#)

Enacts provisions on captive insurance companies. Defines such companies. Includes reporting requirements, tax payments on direct premiums, requirements to apply to the Insurance Commissioner for authority to issue various kinds of insurance, the duties of the Insurance Commissioner, timelines on examinations and on other matters.

The Senate passed the bill on a 47-0 vote, and it is now in the House Ways & Means Committee. The annual cost of the bill is estimated between \$400,000 and \$680,000 for new positions and office space. Promoting the captive insurance company industry in Iowa is expected to cost \$100,000 annually. Initial funding will be from the GF until sufficient premium revenue is collected. The state is expected to see increased premium tax revenues, but the amount cannot be estimated.

[HF 349 PROBATION DISCHARGE CREDITS](#)

Gives a probationer a discharge credit for each month the person successfully completes the terms of probation, an education credit for earning various degrees/certificates and workforce credit for each six-month period the probationer works 30 hours a week. Requires the probation officer to give an accounting to the probationer every quarter. Does not allow for a reduction of more than 60% of the probation term. Allows for administrative review of credits and limits the use. Takes effect 7/24.

The House passed the bill 93-1; the Senate companion bill did not make it out of committee. According to the DOC, the bill will require an additional 54 employees and 113,000 hours of staff time under the bill. Costs to the DOC are estimated at \$4.7 million annually, with \$350,000 in one-time costs to program the ICON system. Correctional and minority impacts cannot be estimated.

FISCAL IMPACTS (CONTINUED)

HF 644/SF 523 SUPREME COURT RULES

Subpoena: Requires a criminal defendant to apply to the court in order to use a subpoena. Requires a defendant to show a compelling need by clear and convincing evidence. Makes any evidence received due to a subpoena that is not in compliance with these provisions inadmissible in court. **Deposition:** Prohibits use of depositions in criminal matters until the person is indicted. Requires the Supreme Court to adopt rules that prohibit a defendant from being physically present when a minor is being deposed. **Other:** Limits the use of conditional guilty pleas. Disqualifies persons who have been convicted of sex offenses or who are on parole/probation due to a felony conviction from jury duty. **SC:** Requires the Supreme Court to revise proposed rules of October 2022 to comply.

The House approved the bill with an amendment. The Senate Judiciary Committee approved the bill and Senator Dawson is the floor manager. The House has scheduled the bill for floor debate. The changes related to subpoenas are the only part of the bill expected to have a significant fiscal impact. The cost to the Indigent Defense Fund is estimated to be significant because of increases in attorney time and the need for expert witnesses. The State Public Defender is also expected to need about 15 additional investigators at \$1 million. The need to review subpoenas is expected to increase costs to the Judicial Branch; according to LSA estimates, reviews in 10% of the cases could increase court costs by more than \$100,000.

TODAY IN THE LEGISLATURE

Bills SIGNED by the Governor: (10)

Bills to the Governor: (3)

Bills to the Senate: (10)

Bills to the House: (11)

House Files: 2 (HF 680 - HF 681)

House Study Bills: 1 (HSB 233)

WITHDRAWN: [HF 17](#), [HF 101](#), [HF 195](#), [HF 368](#), [SF 198](#), [SF 409](#), [SF 433](#)

Senate Files: 2 (SF 554 - SF 555)

Senate Study Bills: none (last introduced SSB 1207)

Resolutions INTRODUCED in the Senate: (2)

SR 7 CONDEMNING COVID MILITARY VACCINATIONS (Salmon, 9 R's) (Rules)

Urges the US Senate to commend various groups and the Governor and legislative bodies for opposition to the COVID vaccination mandate for military members and to urge the Governor to take remedial action for Guards members dismissed from service, including reinstatement and back pay.

SR 8 ARRESTING DC JAIL OFFICIALS (Salmon, 5 R's) (Rules)

Urges the federal government to investigate and arrest the officials in charge of the Washington DC jail for the treatment of persons arrested at the Capitol on January 6.

Resolutions ADOPTED in the Senate: (1)

SR 6 HONORING JOHN LAWRENCE

Honors John Lawrence for his years of service to ISU and agricultural education.

SIGNED BY THE GOVERNOR

Bills SIGNED by the Governor: (10)

[HF 113](#) CHILD WELFARE REPRESENTATION

Extends the State Public Defender pilot project for child welfare representation to June 2025 and to 16 counties.

The **House PASSED** the bill 98-0

The **Senate PASSED** the bill 47-0

[HF 133](#) VOLUNTARY DEBT CANCELLATION NOTICE

Deems that the only obligation of a financial institution which purchases a car payment contract with voluntary debt cancellation is to notify the vehicle dealer within 30 days of the payment in full of the contract. Requires the dealer to determine whether the consumer is entitled to a refund and to issue it within 60 days.

The **House PASSED** the bill 99-0

The **Senate PASSED** the bill 48-0

[HF 202](#) BOMBS & EXPLOSIVES

Makes it a serious misdemeanor to use fire, destructive devices or explosives recklessly to endanger property or safety. Makes it a Class C felony to possess an explosive device with the intent to commit a public offense, or if used during the commission of a felony. **Other:** Defines such devices as offensive weapons in provisions making it a Class D felony for an unauthorized person to possess offensive weapons. **Fireworks:** Requires fireworks sellers to comply with national standards. **Definitions:** Makes it an aggravated misdemeanor to possess such materials. Defines detonators, explosive material, blasting agents and destructive devices. Adds an immediate effective date.

The **House PASSED** the bill 95-0

The **Senate PASSED** the bill 46-1

[HF 205](#) BEER BARREL TAX

Moves the barrel tax receipts for beer brewed at a brewpub for retail sale to the barrel tax fund.

The **House PASSED** the bill 98-0

The **Senate PASSED** the bill 47-2

[HF 257](#) CDL THIRD PARTY TESTERS

Strikes the current list of third-party CDL testers and authorizes the DOT to adopt rules restricting the scope of third-party testers.

The **House PASSED** the bill 79-20

The **Senate PASSED** the bill 49-0

[HF 337](#) REFRIGERANTS

Allows the use of any federally approved refrigerant so long as the refrigerant is used according to federal safety standards.

The **House PASSED** the bill 95-0

The **Senate PASSED** the bill 47-0

[SF 154](#) HYDRO EXCAVATION EQUIPMENT

Adds specified hydro-excavation equipment to the list of vehicles exempt from size, weight, load and permit requirements.

The **Senate PASSED** the bill 48-1

The **House PASSED** the bill 95-0

SIGNED BY THE GOVERNOR (CONTINUED)

Bills SIGNED by the Governor: (continued)

[SF 157](#) DRIVING TESTS

Allows persons who are qualified to give behind-the-wheel driving instruction but who are not licensed teachers to administer a final field driving test.

The **Senate PASSED** the bill 49-0

The **House PASSED** the bill 96-3

[SF 482](#) SCHOOL RESTROOMS

Requires K-12 schools to designate multi-occupant restrooms and changing rooms as being for one sex. Prohibits a person from using a toilet that does not correspond to the person's biological sex. Allows a school to designate alternative facilities on the request of the parent of a child. Allows any citizen to file a complaint and AG to investigate and take enforcement actions.

The **Senate PASSED** the bill 33-16

The **House PASSED** the bill 57-39

[SF 538](#) BANNING GENDER AFFIRMING TREATMENT

Prohibits gender affirming surgery or other practices, including hormonal treatment, for minors. Prohibits a health care practitioner from aiding or abetting in prohibited practices. Includes exceptions for some medically verifiable conditions. Makes violations subject to license discipline. **Actions:** Allows a person to assert an actual or threatened violation of the bill and to obtain damages. Sets an SOL for such actions (20 years after reaching majority) but does not require the exhaustion of administrative relief. Allows the prevailing party to recover attorney fees. Allows the AG to enforce provisions of the bill.

The **Senate PASSED** the bill 33-16

The **House PASSED** the bill 58-39

HOUSE FLOOR ACTION

Bills to the Senate: (10)

[HF 429](#) SCHOOL TRANSFERS

Allows a parent to enroll their child at another school in the school district if the school board reasonably believes that another student or school employee or contractor has harassed or bullied the student.

Requires the parent to make a request to the school board. Authorizes the school board to adopt policies to allow the school supervisor to approve requests. Makes the requests for a period of at least a year. Requires the new school to have appropriate special education programs for the student. Requires that students who have been suspended or expelled be reinstated before a transfer is allowed. Makes the student eligible to compete in athletics if the student transfers to another school in the district. Requires teacher to notify parents if the teacher witnesses a student being injured, harassed or bullied.

[H 1145](#) by **Boden** - Includes requirements for video from a surveillance system or from a report by a school employee. Allows notification by school employees and includes provisions on school employees as witnesses. **ADOPTED**

The **House PASSED** the bill as amended 95-0; it now GOES to the **Senate**

HOUSE FLOOR ACTION (CONTINUED)

Bills to the **Senate**: (continued)

HF 474 ADOPTING SURRENDERED INFANTS

Includes state-licensed non-profit adoption service providers as a provider that a newborn can be surrendered to. Allows the adoption service provider to ask for information that can be used to facilitate an adoption. Requires HHS to maintain a list of pre-approved adoptive homes for placement of surrendered newborns. Includes other provisions to facilitate these adoptions.

[H 1154](#) by **Lohse** - Makes corrections. **ADOPTED**

[H 1158](#) to [H 1154](#) by **Lohse** - Perfecting amendment. **ADOPTED**

The **House PASSED** the bill as amended 93-2; it now GOES to the **Senate**

HF 548 SEALING EVICTION RECORDS

Requires eviction (forceable entry and detainer) records be sealed if the case is dismissed or the defendant is found not guilty, or there is no genuine issue between the parties, or the plaintiff does not appear. Allows the court to determine on its own that there is no genuine issue between the parties. Sets guidelines allowing the sealing of records in five years for non-payment of rent. Includes requirements for sealing records, including that the Supreme Court will adopt rules for access for scholarly, journalistic or governmental purposes, that the State Court Administrator will keep an aggregate record of linings and limiting reporting by consumer credit agencies.

[H 1144](#) by **C Thomson** - Requires that an eviction court record for non-payment of rent be sealed if the defendant has paid all that applicable costs and the defendant and plaintiff jointly file the petition and makes the waiting period seven years. **ADOPTED**

The **House PASSED** the bill as amended 95-0; it now GOES to the **Senate**

HF 565 PIPELINE RULES

CO2: Prohibits the IUB from issuing a permit for a liquid CO2 (carbon capture) pipeline until federal safety rules have been adopted. Requires a pipeline to acquire all other applicable permits before being granted a permit from the IUB. **ED**: Requires that a CO2 pipeline receive permission to build on 90% of an affected route before eminent domain authority can be issued. Requires regular reports on easements. **Restoration**: Allows a landowner to file complaints with the IUB on violations of land restoration standards. **Loss**: Includes soil compaction, damage to water and soil conservation structures and irrigation systems as compensable damages. Includes tenants as landowners. Allows any identifiable loss to be part of an action for compensable loss. Allows actions in small claims. **Other**: Effective on enactment and retroactive to pipeline applications since 7/2021.

AMENDMENTS to [HF 565](#)

[H 1036](#) by **Mommsen** - *Strike & Replace*: Requires pipeline companies to ask for permission to do survey work; limits the contact the pipeline company can have with landowners; establishes a complaint process with the IUB; includes required subjects for negotiation; includes requirements on paying for soil restoration; establishes a seven-day rescission period; includes notice requirements for repairs; establishes a three-person committee, with members appointed by the pipelines, the landowner and the supervisor.

[H 1048](#) by **Mommsen** - *Strike & Replace*: Perfecting amendment. **ADOPTED**

[H 1036](#) by **Mommsen** as amended, **RULED NOT GERMANE**

[H 1146](#) by **Holt** - *Strike & Replace*: Re-enacts much of the bill but does not include a bar on liquid CO2 pipelines until federal safety rules. Requires 90% voluntary easements, allows for compensation for crop yield losses as long as the loss occurs, includes a complaint process. Establishes a study committee on land entry for survey, public benefits versus private benefits, eminent domain and other issues.

(continued)

HOUSE FLOOR ACTION (CONTINUED)

Bills to the **Senate**: (continued)

HF 565 PIPELINE RULES (continued)

AMENDMENTS to **HF 565** (continued)

[H 1151](#) to [H 1146](#) by **Holt** - Corrective to crop yield losses. **ADOPTED**

[H 1155](#) to [H 1146](#) by **Holt** - Corrective and strikes small claims actions. **ADOPTED**

[H 1146](#) by **Holt** as amended- **ADOPTED**

The **House PASSED** the bill as amended 73-20; it now GOES to the **Senate**

HF 602 YOUR IOWA CRISIS NUMBERS

Requires public school 7-12 ID cards to include the Your Iowa Crisis telephone and text numbers. Allows schools that issue cards to grades 5-6 to do so as well. Applies to IDs issued after the effective date of the bill but allows schools to use of existing IDs until that supply is exhausted.

The **House PASSED** the bill 91-4; it now GOES to the **Senate**

HF 604 SCHOOL DISCIPLINE MATTERS

Authorizes the Ombudsman to investigate complaints about persons who have a license or registration from the BEE. Includes confidentiality requirements. **PD**: Requires that if a school requires participation in a particular professional development program to notify the affected employees of the Code section or rules that require participation in the program. **Punishment**: Requires schools to give employees a copy of the Code section on corporal punishment when a contract is renewed. **Notice/Reports**: Requires teacher to notify parents by phone within 24 hours of witnessing a student suffering a bodily injury. Prohibits schools from taking disciplinary action against employees or contractors for reports to law enforcement about a violation of law, gross mismanagement or abuse of funds or substantial dangers. **Discipline**: Allows a teacher, with the supervision of a school resource officer or administrator to remove a disruptive student from class. Includes counseling requirements. Requires the student to be expelled from the class after a 3rd offense and to not receive credit for the course if in HS.

AMENDMENTS to **HF 604**

[H 1152](#) by **Wheeler** - *Strike & Replace*: Allows complaints to be filed with the Ombudsman and for investigations by Ombudsman. Requires schools to cite statutory authority for professional development. Creates a policy of increasing punishments for the subsequent expulsions from class, including requirements for removal to another learning environment. Requires schools to give copies of these provisions when giving employees a contract.

[H 1156](#) to [H 1152](#) by **Wheeler** - Requires notice to parents about violent school children from teachers and administrators. Requires public schools to give copies of these provisions when giving employees a contract. Strikes private schools from the bill. Makes corrections. **ADOPTED**

[H 1152](#) by **Wheeler** as amended - **ADOPTED**

The **House PASSED** the bill as amended 89-6; it now GOES to the **Senate**

HF 605 ENERGY BENCHMARKING

Prohibits local governments from using energy benchmarking (requiring a decrease in the average energy used by a property or requiring that the property use less energy than a similar property).

The **House PASSED** the bill as 61-34; it now GOES to the **Senate**

HOUSE FLOOR ACTION (CONTINUED)

Bills to the Senate: (continued)

[HF 644](#) SUPREME COURT RULES

Subpoena: Requires a criminal defendant to apply to the court in order to use a subpoena. Requires a defendant to show a compelling need by clear and convincing evidence. Makes any evidence received from a subpoena not in compliance with these provisions inadmissible in court. **Deposition:** Prohibits use of depositions in criminal matter until the person is indicted. Requires the Supreme Court to adopt rules that prohibit a defendant from being physically present when a minor is being deposed. **Other:** Limits the use of conditional guilty pleas. Disqualifies persons who have been convicted of sex offenses or who are on parole/probation due to a felony conviction from jury duty. **SC:** Requires the Supreme Court to revise proposed rules of October 2022 to comply.

AMENDMENTS to [HF 644](#)

[H 1140](#) by **Holt** - Reduces burden of proof for subpoenas to a preponderance of the evidence and requires the evidence to be relevant rather than compelling and that it not be private information about the victim or others unless exculpatory. Requires a prosecutor be given the documents found through a defense subpoena within three days and allows for sanctions. Requires a defendant or counsel to agree with a prosecutor on a conditional guilty plea, rather than the AG. Makes corrections. **ADOPTED**

The **House PASSED** the bill as amended 95-0; it now GOES to the **Senate**

[HF 648](#) EXPUNGING FINANCIAL RECORDS

Allows for an investment advisor to petition the district court for the expungement of information in a FINRA record. Includes required parties and condition that must be met for the expungement.

The **House PASSED** the bill as 95-0; it now GOES to the **Senate**

[HF 652](#) COSMETOLOGY & BARBERING

Combines the Board of Cosmetology Arts and the Board of Barbering into the Board of Barbering and Cosmetology Arts & Sciences. Makes conforming changes. Creates a new license for barbering and hairstyling, without including other cosmetology elements. Creates a new category for hairstyling and removes braiding from cosmetology. Sets hourly requirements for esthetics at 600 and for nail technology at 325.

AMENDMENTS to [HF 652](#)

[H 1139](#) by **Wulf** - Cuts the requirements for cosmetology hours (1,050 or 51 semester hours). Includes an exception for a person to do blow dry styling with two hours of training in cosmetology and sanitation. Makes the requirements for esthetics and nail technology the minimum requirements. Requires an applicant to be at least 16 and to have completed 10th grade. Makes corrections and changes references. **ADOPTED**

[H 1153](#) to [H 1139](#) by **Nielsen** - Restores current requirements for a licensee to have graduated from high school or its equivalent. **FAILED** 64-31

The **House PASSED** the bill as amended 84-11; it now GOES to the **Senate**

SENATE FLOOR ACTION

Bills to the Governor: (3)

[HF 248](#) POWER PLANT EMISSION PLANS

Allows coal-fired power plants in Iowa to develop a multi-year, reasonably cost-effective plans on managing emissions. Strikes the current requirement for such plans and updates. Allows for the advanced review and approval of pollution and emission projects and requires rate-regulated utilities to seek such review. Effective on enactment.

The **House PASSED** the bill 75-24 (2/15)

The **Senate PASSED** the bill 41-9; it now GOES to the **Governor**

[HF 316](#) VALUE ADDED INSURANCE SERVICES

Excludes various value-added services from insurers that are offered at low cost from rebates or unfair discrimination. Requires the cost to the insurer to be reasonable in relation to the premiums paid by the insured. Requires the insurer to give the customer various information on the product and that it be offered in a non-discriminatory manner. Requires the insurer to be able to document that the product is offered in a non-discriminatory manner. Allows an insurer to offer such a service under a pilot project if data is needed to show non-discrimination.

The **House PASSED** the bill 95-0 (2/22)

The **Senate PASSED** the bill 49-1; it now GOES to the **Governor**

[HF 557](#) LAKE ELECTIONS

Requires elections for benefitted recreational lake and water quality districts to be conducted by the county commissioner of elections (auditor).

The **House PASSED** the bill 92-4 (3/16)

The **Senate PASSED** the bill 50-0; it now GOES to the **Governor**

Bills to the House: (11)

[SF 208](#) BOW HUNTING

Allows a bow hunter who was unsuccessful during an earlier bowhunting season to use the license in the January antlerless deer season or the late muzzleloader season. Allows the use of a crossbow.

The **Senate PASSED** the bill 32-18; it now GOES to the **House**

[SF 250](#) COMPUTER GRANTS

Allows recipients of computer science professional development grants to use the money in the fiscal year of the grant through to September 30. Effective on enactment.

The **Senate PASSED** the bill 50-0; it now GOES to the **House**

[SF 252](#) UNIVERSITY PREGNANCY ACCOMMODATIONS

Requires the state universities and community colleges, including employees and faculty, to make reasonable accommodations to students who are pregnant or who have recently given birth. Defines reasonable accommodations and give examples. Requires the AG to maintain a system for receiving and investigating complaints and requires founded complaints to be forwarded to the US DOE. Includes additional requirements.

The **Senate PASSED** the bill 50-0; it now GOES to the **House**

SENATE FLOOR ACTION (CONTINUED)

Bills to the **House**: (continued)

SF 315 RAW MILK

Allows the sale of raw milk and raw milk products by raw milk dairies. Limits raw milk dairies to ten animals or less and prohibits pasteurizing or grading the milk. Requires sales be made at the dairy or delivered to a location specified by the buyer. Prohibits resale. Includes requirements for veterinarian testing. Requires retention of health records and requires buyers be allowed to inspect records. Prohibits home food establishments from selling raw milk and raw milk products. Makes definitions. Includes enforcement provisions.

The **Senate PASSED** the bill 34-15; it now GOES to the **House**

SF 418 PUBLIC INVESTMENT IN CHINA

Prohibits public funds (the Treasurer, the Regents, various retirement funds) from investing in companies controlled by the Chinese military or Chinese government. Makes definitions and sets deadlines for releasing lists of prohibited companies. Requires the sale of assets in prohibited companies within 180 days of the company becoming a prohibited company. Requires the creation and maintenance of a list of prohibited companies. Authorizes IPERS to issue and RFP for a third-party to identify prohibited companies.

The **Senate PASSED** the bill 49-1 it now GOES to the **House**

SF 484 SCHOOL FINANCE REVIEW

Requests the Legislative Council allow the School Finance Formula Review Committee to meet in 2023 to begin review work due to various funding disparities.

The **Senate PASSED** the bill 50-0; it now GOES to the **House**

SF 494 PUBLIC ASSISTANCE OVERSIGHT

SNAP: Requires the HHS to conduct an asset check on all members of the household of a SNAP recipient. Requires the HHS to enter into memos of understanding with any necessary department. Sets the income threshold at 160% of the FPL. **Medicaid**: Requires someone receiving Medicaid to cooperate with the CSRU. **Other**: Requires the HHS to redesign and implement a new computer verification system for income and eligibility for other kinds of public benefits by July 2024. Includes notice and appeals provisions. Allows the HHS to contract with a 3rd-party vendor. Requires applicants to complete a computerized authentication process and requires the HHS to terminate an application if the applicant files to do so. Requires the HHS to take no further action if it finds a discrepancy in eligibility but to HHS to notify the applicant. Gives the applicant 10 days notice to respond. Requires HHS to seek any needed waiver. Allows HHS to refer cases of potential fraud to the appropriate agency and to take measures to collect amounts from fraud that it is substantiated with a conviction, including recovery of money. Includes reporting requirements for the authentication measures and the impact on public assistance.

AMENDMENTS to SF 494

S 3102 by **Celsi** - Increases the income level for SNAP to 200% of the FPL. **FAILED** 34-16

S 3098 by **Trone Garriott** - Exempts households with children under 18 from the bill. **FAILED** 34-16

S 3101 by **Dotzler** - Increases the notice period to 30 days. **FAILED** 33-17

S 3094 by **Edler** - Strikes requirements for checking Section 8 housing payments. **ADOPTED**

The **Senate PASSED** the bill as amended 34-16; it now GOES to the **House**

SENATE FLOOR ACTION (CONTINUED)

Bills to the **House**: (continued)

SF 496 GOVERNORS EDUCATION BILL

Sex Ed: Prohibits instruction on gender identify or sexual activity in grades K-3. Strikes required instruction on AIDS in Human Growth & Development (Sex Ed) courses and on HPV for grades 7-12. Requires sex ed to be age-appropriate and evidence-based in the kindergarten project. **Civics**: Requires the use of the US citizenship test in HS civics courses and that results be submitted to the DOE. Requires students to score 70% or to retake the test. **Emotional Learning**: Prohibits surveys on emotional learning or on physical health that are not required under law, unless the parent or guardian agrees. Requires written notice of such surveys. **Books**: Requires the state BOE to adopt rules to require public schools and charter schools to review books in the library. Requires schools to publish a list of the material used in class, lists of persons with student contact, books available in the library and procedures to request removal of materials. Requires the school to notify the DOE of the removal of a book and for the DOE to maintain a removal list. Requires the parents of a minor child in other districts give written consent before a child can check out a schoolbook on the removal list. Prohibits allowing minors to serve on a committee that determines if material should be removed from a library. **Gender ID**: Requires schools to report to parents if a child expresses a different gender identity, unless the school believes the report will lead to child abuse. Requires the school to then report to HHS instead for potential action as a CHINA case. Requires written permission from parents before a child can be addressed with a name or pronoun that does not match the biological sex of the child. **Other**: Allows parents to review all school records on a child. Prohibits school districts from any activity involving obscene material or sexually explicit material. Includes civil penalties for schools. Requires parental consent before students can be asked about a variety of topics for surveys. Requires schools to publish a list of all persons who receive money from the school and who have direct contact with children. Allows a child needing special education to be placed under private instruction without approval from an AEA. Deems the parent as ultimately responsible for decisions affecting medical care, moral upbringing, religion, residence, and extracurriculars. Exempts the bill from state mandate laws on funding.

AMENDMENTS to SF 496

[S 3069](#) by **Quirnbach** - *Strike & Replace* of the bill. Similar to [S 3070](#). **FAILED**

[S 3070](#) to [S 3069](#) by **Quirnbach** - *Strike & Replace* of the bill and amendment. Requires schools to list the topic for Human Growth & Development (sex education) and allows parents to opt out different topics. Requires the classes to be age appropriate. Requires schools to allow access to parents to the school library catalog and to allow parents to give notice to stop their child from checking out books specified in the notice. **FAILED** 34-16

[S 3097](#) by **Rozenboom** - *Strike & Replace*: Re-enacts much of the bill. Includes grades K-6 under gender identity education prohibitions. Does not include statewide library book removal provisions. Allows for modification of the civics test for students with special needs.

[S 3099](#) to [S 3097](#) by **Rozenboom** - Limits the persons who must be on the list of persons who have contact with students to those who are paid for work in instruction or activities. **ADOPTED**

[S 3104](#) to [S 3097](#) by **Rozenboom** - Adds enforcement mechanisms for violations by school employees related to library materials. **ADOPTED** 33-17

[S 3097](#) by **Rozenboom** as amended - **ADOPTED**

The **Senate PASSED** the bill as amended 34-16; it now GOES to the **House**

SENATE FLOOR ACTION (CONTINUED)

Bills to the **House**: (continued)

SF 506 CON/BIRTHING CENTERS

HFC: Eliminates the Health Facilities Council and assigns duties to the HHS. **CON**: Changes the Certificate of Need process. Changes definitions to exclude community MH centers and birthing centers from the CON process. Makes changes to definitions and other procedures. Updates threshold. Requires an economic impact statement. **Birthing**: Establishes provisional licensing of birthing centers and requires the DIA to develop proposed legislation for permanent licensing.

[S 3092](#) by **Edler** - Strikes organized outpatient facilities from the definition of institutional health facilities. Applies the new thresholds more broadly. Strikes some restrictions on donations. Allows written testimony to be submitted prior to public hearings. Strikes contrary language in [SF 514 STATE GOVERNMENT REORGANIZATION](#). Adds civil protections for health care providers accepting transfers of patients from provisional licensing of a birthing center. **ADOPTED**

The **Senate PASSED** the bill as amended 29-21; it now GOES to the **House**

SF 525 CRIMINAL MATTERS

Evidence: Defines exculpatory evidence that can be released despite confidentiality protections as only information negating guilt and not information that is only impeaching or cumulative. **No-Contact**: Requires a court to extend certain no-contact orders issued due to stalking, harassment and abuse crimes at the end of the five-year period for another five years unless the defendant files with the court to show that the defendant is no longer a threat. **SOL**: Allows actions to be brought at any time for offenses involving the continuous sexual abuse of a child or kidnapping or burglary offenses involving sex acts. **Sex Predator**: Adds as a sexually predatory offense crimes involving attempts to entice a minor under 16 to have sex. **Victims**: Requires sheriffs to prepare victim rights pamphlets to give to victims of delinquent offenses/public offenses by minors. Establishes a presumption that statements made by children 14 and older to forensic examiners and child advocacy centers are reliable and should be admitted into evidence. Includes grounds for admitting or challenging such statements. Requires the unreliability of the statement be proven by clear and convincing evidence. **Discovery**: Limits discovery in criminal cases to a showing of exceptional circumstances. Sets timelines for a defendant to submit witness lists. Limits discovery in post-conviction relief. **Pleas**: Allows discretionary review of a guilty plea if the court abused its discretion but not in plea agreements, mandatory sentences or if the sentence follows the recommendation of the defendant. **Bail**: Requires the court to give significant consideration to the danger posed by a defendant in Class A/forcible felonies before setting bond amounts. Establishes minimum bonds ranging from \$5,000 for a Class D forcible felony to \$500,000 for a Class A felony. Requires bonds to be cash or sufficient surety.

AMENDMENTS to SF 525

[S 3090](#) by **Quirmbach** - Removes the sections on evidence, on discovery, pleas and post-conviction relief and bail. **FAILED** 34-16

[S 3091](#) by **Petersen** - Adds severability if part of the bill is found unconstitutional. **FAILED** 34-16

[S 3096](#) by **Dawson** - **WITHDRAWN**

[S 3100](#) by **Dawson** - Strikes impeaching from the exclusion from exculpatory evidence. Makes corrections. **ADOPTED**

[S 3103](#) by **Boulton** - Strikes the requirement for exceptional circumstances for discovery evidence and requires that discovery evidence be relevant. **FAILED** 34-16

The **Senate PASSED** the bill as amended 37-13; it now GOES to the **House**

SENATE FLOOR ACTION (CONTINUED)

Bills to the House: (continued)

[SF 547](#) NO ELECTRONICS WHILE DRIVING

Prohibitions: Prohibits the use of any electronic devices while driving. Establishes exemptions in some situations for hands-free devices, for law enforcement, health care workers, transit workers, utility maintenance workers, in emergency situations, agricultural uses and for other reasons. **Other:** Makes citations a moving violation and increases the scheduled fine to \$100. Establishes a warning period until January 2024.

The **Senate PASSED** the bill 47-3; it now GOES to the **House**

SENATE COMMITTEE ACTION

Senate Rules Committee: Voted Out (1)

[SR 6](#) HONORING JOHN LAWRENCE

Honors John Lawrence for service to ISU and agricultural education. **PASSED** 6-0; *FM: Shipley*

Senate Transportation Committee: Voted Out (2)

[HF 583](#) VEHICLE TITLES

Allows a person entitled to ownership of a vehicle of a decedent to file an affidavit on the right of ownership and to make any necessary odometer statement for obtaining a title as the affiant. **PASSED** 18-0;

FM: Zumbach

[HF 590](#) FLOOD MITIGATION FUNDS

Strikes the repeal set for 7/23 of the transfer of funds from the Flying Our Colors plates to the Flood Mitigation Fund. **PASSED** 18-0; *FM: Webster*

Senate Ways & Means Committee: Voted Out (4)

[SF 113](#) VOLUNTEER EMS TAX ABATEMENT (now [SF 555](#))

Allows a volunteer EMS to request an abatement of property taxes of up to 10% on a home or up to \$500. Requires the volunteer EMS to have been a volunteer for at least five years and to have made less than \$5,000 annually. Allows a volunteer who has been a volunteer for more than 20 years to receive a lifetime abatement. Includes other requirements. **PASSED** 18-0; *FM: Dickey*

[SF 284](#) PBM REVERSE AUCTIONS (now [SF 554](#))

Establishes a process through DAS for PBMs to participate in an on-line reverse auction to allow a PBM to counteroffer a lower price on a prescription drug to a multiple health plan prescription drug purchasing plan. Includes specifics on the bidding process, participants in the plan, timelines for starting the auctions and on implementing matters. Allows DAS to vacate an auction if it determines that the PBM bids are not below market prices. **PASSED** 13-5; *FM: Klimesh*

SENATE COMMITTEE ACTION (CONTINUED)

Senate Ways & Means Committee: Voted Out (continued)

SSB 1205 GRAIN INDEMNITY FUND

Phases out the grain indemnity fees and replaces those fees with check-off funds from soybeans and corn. Changes the names of the corn promotion and soybean promotion funds to the corn check-off and soybean check-off funds and makes the check-off and indemnity funds public funds. Requires transfers to the new indemnity fund to keep a balance between \$10 and \$20 million. Requires assessments to be suspended or reinstated to maintain that balance as needed. Increases payout to \$600,000 for claims. **AMENDED & PASSED** 11-7; FM: *Driscoll*

HF 318 ELDERLY PROPERTY TAX CREDIT

Extends the good cause deadline for missing the filing deadline for the elderly/disabled property tax credit until March 31 of the fiscal year. Effective on enactment. **PASSED** 17-0; FM: *Rowley*

HOUSE & SENATE AGENDA

THURSDAY, MARCH 23, 2023		
7-9 AM	Iowa Public Transit Association Legislative Breakfast	Rotunda
7-9:30 AM	Iowa PBS Legislative Breakfast	Legislative Dining Room 15
8:30 AM	HOUSE CONVENES	House Chamber
9 AM-4 PM	<i>Theocracy is UnAmerican: A Rally for Secular Government</i>	Rotunda
9 AM	SENATE CONVENES	Senate Chamber
	House Appropriations Committee	Room 103
10 AM	House Commerce Committee SF 411 BANNING ENERGY SOURCES: C Thomson (C)	Room 103
	Senate Judiciary Committee HF 232 PROBATE PROCEEDINGS: J Taylor (C) HF 398 ADOPTION PROCEEDINGS: Reichman (C) HF 645 RULE & STATUTE INTERPRETATION: Bousselot (C)	Room 116
	House Judiciary Committee SF 362 ASSISTED REPRODUCTION FRAUD SOL: Jones (C)	Room 103
11 AM	Senate Education Committee HF 252 COMPREHENSIVE TRANSITION SCHOLARSHIPS: J Taylor (C) HF 256 BEE LICENSING AGE: Salmon (C) HF 421 IOWA TUITION GRANT ELIGIBILITY: J Taylor (C) HF 614 OUT-OF-STATE LICENSING: Evans (C)	Room 116

SUBCOMMITTEE MEETINGS

THURSDAY, MARCH 23, 2023

8 AM	House Local Government Subcommittee SF 455 STORMWATER MANAGEMENT: Stoltenberg (C), Deyoe , Staed	House Lounge 2
8:15 AM	House Appropriations Subcommittee HF 412 ENTERTAINMENT AREAS: Lohse (C), Amos , Graber	House Lounge
8:30 AM	House Appropriations Subcommittee HF 152 RURAL SCHOOL SECURITY GRANTS: Collins (C), Ehlert , Nordman (<i>reassigned</i>)	House Lounge
	Senate Judiciary Subcommittee HF 568 TRIBES AS JUSTICE AGENCIES: Reichman (C), Bousselot , Weiner	Room 217
9 AM	Senate Transportation Subcommittee HF 585 STATE TRANSPORTATION COMMISSION: Lofgren (C), Bennett , Bousselot	Senate Lounge
	Senate Ways & Means Subcommittee SF 246 DROP-OUT FUNDING: Cournoyer (C), Dawson , Quirnbach	Room 217
9:30 AM	Senate State Government Subcommittee HF 656 DENTAL COMPACT: Bousselot (C), Kraayenbrink , Weiner	Room 217
11:30 AM	Senate Judiciary Subcommittee HF 469 TELEVISED COMMITMENT TESTIMONY: Reichman (C), Petersen , Shipley	Room 217
NOON	Senate Judiciary Subcommittee HF 636 EDUCATIONAL SETTING: J Taylor (C), Quirnbach , Webster	State Lounge
	Senate Ways & Means Subcommittee SF 462 MEDICAID RECOVERIES & MCO PREMIUMS: Dawson (C), Jochum , Sweeney	Room 217
12:30 PM	House Judiciary Subcommittee SF 295 GUARDIANSHIPS & CONSERVATORSHIPS: Gustoff (C), Scheetz , C Thomson	House Lounge
	Senate Local Government Subcommittee HF 540 COUNTY BUILDINGS: Lofgren (C), Guth , Quirnbach	Room 217
1 PM	Senate Health & Human Services Subcommittee HF 555 PHARMACY MATTERS: Edler (C), Costello , Trone Garriott	Room 217

HOUSE SUBCOMMITTEE ASSIGNMENTS

	<u>AGRICULTURE</u>	
<u>SF 473</u>	LIVESTOCK HEALTH COUNCIL	Harris (C), Isenhart, Wulf
	<u>APPROPRIATIONS</u>	
<u>SF 513</u>	DOT PEACE OFFICER TRANSITION	Lohse (C), Amos, Bossman, Holt, Wessel-Kroeschell
	<u>EDUCATION</u>	
<u>SF 482</u>	SCHOOL RESTROOMS	Kaufmann (C), Bergan, Nielsen
	<u>NATURAL RESOURCES</u>	
<u>SF 519</u>	OFF-ROAD VEHICLE RENEWALS	Fisher (C), Carlson, Zabner

SENATE SUBCOMMITTEE ASSIGNMENTS

	<u>JUDICIARY</u>	
<u>HF 547</u>	TERMINATING LEASES	Webster (C), De Witt, Quirnbach
<u>HF 625</u>	FELON FIREARM SENTENCES	Reichman (C), Knox, Webster
<u>HF 657</u>	EVIDENCE & FILE PRESERVATION	Bousselot (C), Petersen, Zaub
	<u>TRANSPORTATION</u>	
<u>HF 585</u>	STATE TRANSPORTATION COMMISSION	Lofgren (C), Bennett, Bousselot

HOUSE FILES (HF 680 – HF 681)

HF 680 COUNTY DRIVERS LICENSE FEES (**Ways & Means**; Successor to [HF 267](#)) *FM: **Bloomingtondale***

Allows a county treasurer to charge a non-resident of the county a \$10 fee for issuing a license. Does not allow the fee if the non-resident pays property taxes in the county. See [SF 217](#)

HF 681 FAIR SALES TAX EXEMPTION (**Ways & Means**; Successor to [HSB 225](#)) *FM: **Jones***

Exempts the sale of tangible personal property and specified digital products furnished to county and district fairs from the sales tax.

HOUSE STUDY BILLS (HSB 233)

HSB 233 CHILDCARE ASSISTANCE REQUIREMENTS (Appropriations) **Fry** (C), **Ehlert**, **A Meyer**

Establishes work and income requirements for state child care assistance (32 hours a week; no more than 155% of the FPL or 200% of the FPL for families with special needs children; or 85% of the state median gross income). Defines special needs. Establishes half-day rates. Prohibits the HHS from making waivers regarding reimbursement rates or eligibility without specific legislative authorization approved after January 2023.

SENATE FILES (SF 554 – SF 555)

SF 554 PBM REVERSE AUCTIONS (**Ways & Means**; Successor to [SF 284](#)) *FM: **Klimesh***

Establishes a process through DAS for PBMs to participate in an on-line reverse auction to allow a PBM to counteroffer a lower price on a prescription drug to a multiple health plan prescription drug purchasing plan. Includes specifics on the bidding process, participants in the plan, timelines for starting the auctions and on implementing matters. Allows DAS to vacate an auction if it determines that the PBM bids are not below market prices.

SF 555 VOLUNTEER EMS TAX ABATEMENT (**Ways & Means**; Successor to [SF 113](#)) *FM: **Dickey***

Allows a volunteer EMS to request an abatement of property taxes of up to 10% on a home or up to \$500. Requires the volunteer EMS to have been a volunteer for at least five years and to have made less than \$5,000 annually. Allows a volunteer who has been a volunteer for more than 20 years to receive a lifetime abatement. Includes other requirements.