**Iowa Legislative Report**

**Iowa State Police Association**

**88th General Assembly, 2019 Session**

**Week 1: January 14th - January 18th, 2019**

**Paula Feltner and Mike Heller, Lobbyists**

**Welcome to the 88th General Assembly of the Iowa Legislature!** Iowa lawmakers returned to the state Capitol this last Monday, January 14th, for the first session of the 88th General Assembly with **Republicans** once again **controlling the Governor’s Office and both legislative chambers**. Republicans enjoy a **32-18 advantage in the Senate and a 53-46 advantage in the House.** That represents a loss of five GOP seats in the House and a gain of three Republican seats in the Senate. One House seat will be subject to review. Representative Bergan (R – Decorah) prevailed in the recount in House 55 by nine votes, but Democrat Kayla Koether is contesting the results of the election. At issue is whether 29 additional absentee ballots should be considered and counted. The House has asked a contest committee to investigate and report on the matter. **Finally,** [there will be a record 45 women serving in the upcoming Iowa Legislature](https://www.desmoinesregister.com/story/news/politics/2018/11/07/iowa-midterm-election-women-representative-abby-finkenauer-cindy-axne-kim-reynolds-governor-gender/1913421002/)**— 33 in the 100-member House** and **11 in the 50-member Senate.** The most previously has been 35 female legislators.

Opening week was largely a ceremonial week.  The week began with opening speeches from each of the leaders of the majority and minority party caucuses outlining their goals and perspective for the 2019 session.  On Tuesday, Governor Kim Reynolds gave her 2019 Condition of the State Address along with submitting her state budget proposal for fiscal year 2020.  On Wednesday, Chief Justice Mark Cady delivered the Condition of the Judiciary Address, and on Thursday Major General Timothy Orr delivered the Condition of the National Guard Address.  Inclement winter weather shortened the week with most legislators leaving Thursday afternoon for their home districts.

**In her budget the Governor requested $10,829,911 for remodeling of the law enforcement academy. That is in addition to the $1.449 million that is anticipated to be spent this budget year. It appears that the academy will continue to be located in Des Moines, but rumors are that Newton is aggressively pursuing relocating the academy. The full text of her speech is available at** <https://governor.iowa.gov/2019/01/gov-reynolds-to-deliver-condition-of-the-state-address> **.**

In his address **the** Chief Justice requested an additional $7.3 million in funding which includes $1.9 million for a four percent raise for judges and magistrates, $2.5 million for technology, $1.6 million for additional employees for rural areas, $897,000 for juvenile services, $359,000 for non English speakers who represent themselves in court and $86,000 to improve problem solving courts. The full text of the speech is available at <https://www.iowacourts.gov/static/media/cms/CONDITION_OF_THE_JUDICIARY_Print_Ve_0B134A007DA52.pdf> .

In terms of the FY 2020 and FY 2021 budget, the Governor’s proposed spend- ing **$7.658,480,4925 billion** from the General Fund in **FY 2020**, which would be **an increase of 0.51 percent over her revised FY 2019 budget**. Governor Reynolds’s budget spends 97.36 percent of the ongoing revenue in the General Fund ($7.8661 billion). The Governor’s budget includes just one revenue adjustment, a $5 million increase in the Workforce Housing Tax Credit. Implementation of this reduces the FY 2019 on-going revenue amount from the December REC projection of $7.8684 billion to the $7.8661 billion used above.

Among the major items in the Governor’s budget are:

**Medicaid:** In Fiscal Year 2020, the state will spend $1.409 billion from the General Fund on the regular Medicaid program and the Health and Wellness program. The Governor’s budget makes few adjustments to the program, with the two identified changes being an increase in nursing home reimbursement rates and reducing the waiting list for kids waiting to be part of the Children’s Mental Health waiver program.

One key item that is not included is any adjustment in the per member/per month rates paid to the managed care companies. While DHS is considering chang- ing the contract period from the fiscal year July 1 to June 30) to the calendar year (January 1 to December 31), new rates have yet to be set. Additional funds may be needed at some point if the adjustment calls for higher rates. **Medicaid and Mental Health spending comprise 18.41% of the proposed budget.**

**HAWK-I:** For the first time in several years, state funding for the Healthy and Well Kids in Iowa (HAWK-i) insurance program has increased. The additional funds are needed as Congress is re- turning the program to its normal matching of 75% federal/25% state. For the past few years, HAWK-I had a temporary matching rate adjustment to 95% federal/5% state due to a provision in Obamacare.

**Supplemental State Aid for Schools:** Governor Reynolds is proposing that Iowa’s education system would receive $93.4 mil- lion in money during FY 2020. The vast majority of this amount - $89.6 million – would be provided to school districts through a 2.3 percent increase in Supplemental State Aid for Schools. Under the Governor’s budget, the state would continue providing qualifying districts with $11.2 million in school transportation funding. Continuing her commitment to increasing access to STEM, the Governor has proposed a $1 million increase for the activities of the STEM advisory council. **Funding for** **State Aid to schools comprises 43.64% of the proposed budget.**

**Higher Education:** State funding for state universities under the Board of Regents, Community Colleges, and the Iowa Tuition Grant program would also receive an increase in FY 2020. Funding to the three state universities would be increased to the level requested by the Board of Regents, with Iowa and Iowa State each receiving a $7 million increase and UNI is getting an additional $4 million. The community colleges are recommended to receive an increase of $4.7 million. Students at Iowa’s independent colleges would benefit from a $1.1 million increase to the Iowa Tuition Grant program.

**State universities funding would comprise 7.69% of the budget and community college spending would be about 2.70% of the budget.**

**Future Ready Iowa:** One of last year’s major legislative, the Future Ready Iowa program moves into the implementation stage during FY 2020. Governor Reynolds’s budget proposes to provide $17.2 million to the College Student Aid Commission to fund the Last-Dollar Scholarship program. Additional funds would be provided for program administration and the Future Ready Iowa grant program.

**Mental Health:** Another of the major issues addressed in the 2018 session was improving access to mental health care for adults. The Governor’s FY 2020 budget provides funding to implement these changes, with $6 million committed for increasing the number of regional Access Centers and for additional mobile treatment teams around the state.

The Governor has also proposed the initial stages to fund elements necessary for the creation of a children’s mental health system. In addition to reducing the waiting list for the Children’s Mental Health waiver program in Medicaid, the budget would propose $3 million for training teachers to help detect students’ mental health issues.

To address the need for additional mental health providers throughout Iowa, the Governor is proposing to expand the number of psychiatry residencies at the University of Iowa Hospitals and Clinics by four each year over the next four years. She also is proposing to provide additional funds for training physician assistants and nurse practitioners specializing in mental health care.

**Broadband –** Governor Reynolds renewed her call for efforts to expand access to broadband throughout Iowa. Her budget pro- poses $10 million of General Fund money in both FY 2020 and FY 2021 for this purpose, while removing this initiative from the list of projected funded by the Rebuild Iowa Infrastructure Fund.

**Technology**: For the first time in five years, Governor Reynolds is proposing that funding for technology projects via the Technology Reinvestment Fund come from the General Fund instead of the Rebuild Iowa Infrastructure Fund. The Governor would provide $17,500,000 to the Technology Reinventment Fund for a variety of projects, including major new computer systems at DHS and the Iowa Veterans Home. Beyond that, the Governor’s budget also moves a number of pro- jects and programs previously funded thru the Technology Reinvestment Fund into the General Fund.

**Rebuild Iowa Infrastructure Fund** – As part of her budget proposal, Governor Reynolds also released her recommendations for the Rebuild Iowa Infrastructure Fund (RIIF) for both FY 2020 and FY 2021. A significant portion of the RIIF had already been committed by the Legislature last year when it passed a five year, $104.5 million appropriation for major maintenance at state facilities. Also, the Legislature committed to provide $61 million towards the construction of a new $120 million Veterinary Diagnostic Laboratory at Iowa State.

The Governor proposed significant funding to renovate the State Historical Building. Last session, the Legislature agreed to provide $6.6 million of major maintenance funds to the Historical Building for roof and skylight repairs. This year, the Governor is requesting a four-year, $50 million commitment of RIIF funds. In FY 2020 and 2021, the amounts would be $13.7 million each year.

Governor Reynolds has also included renovation of the Industrial Technology Center at UNI. This project from the Board of Regents is projected to cost around $41 million. As proposed by the Re- gents and endorsed by the Governor in her budget, the state would provide $37 million over four years towards the cost of the project while UNI would commit to raising just $4 million. This would go against the new standard for Regents funding, established by the Legislature’s commitment of 50 percent of the fund- ing for Iowa State’s Student Innovation Center and Vet Diagnostic Lab.

Addressing safety issues at the Iowa School for the Deaf is another new item in the Governor’s RIIF budget, as she proposed to use $4.3 million for renovations at Long Hall. The Iowa State Fair would receive $5 million over two years to fund an extensive renovation of the 4H Building. This will be matched by the State Fair Foundation, who is raising $10 million for the project.

In addition to the new projects in the Governor’s RIIF proposal, Governor Reynolds moves some items from RIIF to the General Fund. These include funding for water quality projects and the closure of ag drainage wells, and funding for broadband initiatives.

**Fiscal Year 2021:** The Governor also released her budget proposal for FY 2021. General Fund spending would rise to $7.8409 billion. This would be an increase of $182.4 million, or 2.38 percent.

**Fiscal Year 2019 adjustments** – In addition to proposing budgets for the next two years, the Governor also brought forward some adjustments to the current year’s budget. Unlike the last two years, the changes do not include reductions in spending. Governor Reynolds is asking for supplemental appropriations of $144.5 million. The adjustment funds would go to the following programs:

**Medicaid** - $141.1 million  
**Indigent Defense** - $2.5 million  
**Dept. of Administrative Services state building utilities** - $0.5 million  
**Law Enforcement Academy relocation expenses** – $0.5 million

**IPTV 24 hour broadcasting** - $0.1 million

The size of the Medicaid supplemental is larger than had been expected, as the state incurs one-time costs from the first contracting period. These costs, agreed to by then-Governor Branstad and his staff, were incurred to address issues with reimbursement for certain services and Amerihealth’s withdrawal from the program which forced the remaining two MCO’s to pick up additional clients. These one-time

costs account for over half of the supplemental amount. This should mean that the on-going Medicaid costs will not be as high as the adjusted FY 19 Medicaid budget.

It is possible/ probable that the Medicaid supplemental may change if DHS should decide to contract with the MCO’s on a calendar year basis. That change would start with calendar year 2019.

**One significant change in rules in the Senate was the elimination of the 24 hour notice for subcommittee meetings. The rule had been in place since 2005 and the change was widely criticized by democratic legislators but viewed by republican legislators as a procedural change.**

Throughout this legislative session we will be sending weekly email newsletters on Fridays that focus on legislative issues and topics of importance.  We want to keep you informed and involved during the legislative session because having you all active in the legislative process at the local level is IMPERATIVE for us to be successful on your behalf at the capitol.

Please take the time early in the session to determine who the Senator and Representative is for your district. Simply **click on**: **“FIND YOUR LEGISLATOR**” at <https://www.legis.iowa.gov/legislators>/find**.** Enter your address on the right side of the page and you will get both your State Representative and your State Senator. **Click the two names and you will be taken to a site where you can find out all kinds of information about each person (district, home address, home phone, committees, etc).**

**YOU CAN ALSO SIGN UP FOR THEIR WEEKLY NEWSLETTERS AND ANNOUNCEMENTS.** They are a wonderful source of information on what your legislators are thinking, what is important to them, and **when they are conducting** **forums**. **Most legislators conduct forums back in their home districts on Fridays and on the weekends to seek constituent feedback on a variety of topics.** **We strongly encourage attendance at forums. Legislators KNOW who attends and who they represent. It is a very effective way to let legislators know we work in their districts**

**and to advance and address issues that are important to us. A link to these forums can be found once the session gets into full swing here:**

that are vital to counties. A link to these forums can be found here   
[http://www.iowahouserepublicans.com/forums](https://iowacounties.us16.list-manage.com/track/click?u=92e93987356ff70bf32043f81&id=d57707e44c&e=d60e9d6200)  
[http://iowahouse.org/forums/](https://iowacounties.us16.list-manage.com/track/click?u=92e93987356ff70bf32043f81&id=16b1deef6c&e=d60e9d6200)  
[http://www.senate.iowa.gov/democrats/events/](https://iowacounties.us16.list-manage.com/track/click?u=92e93987356ff70bf32043f81&id=2ead7fa5ca&e=d60e9d6200)  
[http://www.iowasenaterepublicans.com/events/](https://iowacounties.us16.list-manage.com/track/click?u=92e93987356ff70bf32043f81&id=27532d0bd9&e=d60e9d6200)

The following is a list of bills we are following on your behalf **AND HISTORY OF EACH BILL.** **Please let us know your positions and which bills you want deleted from the list. When we first place a bill on your list, we register you as MONITOR – this is necessary so we can attend subcommittee meetings. It is up to you to let us know whether you want to change that position to OPPOSE or SUPPORT and we will make that change.** You are currently registered as MONITOR on all the bills. **Please contact us if you have questions and have a safe weekend.**

behalf. **THESE BILLS ARE 'HOTLINKED" IF YOU WANT TO LOOK AT THE TEXT** **AND HISTORY OF EACH BILL.** **Please let us know your positions and which bills you want deleted from the list. When we first place a bill on your list, we register you as MONITOR – this is necessary so we can attend subcommittee meetings. It is up to you to let us know whether you want to change that position to OPPOSE or SUPPORT and we will make that change.** You are currently registered as MONITOR on all the bills. **Please contact us if you have questions and have a safe weekend.**

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| [HSB 9](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HSB%209) | A bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa. |
| [HSB 8](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HSB%208) | A bill for an act relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements. |
| [HSB 7](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HSB%207) | A bill for an act relating to judicial residency requirements. |
| [HSB 6](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HSB%206) | A bill for an act relating to reimbursement of witness mileage expenses. |
| [HF 14](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HF%2014) | A bill for an act relating to entering or modifying and extending a no-contact order associated with a criminal offense classified as a simple misdemeanor and a no-contact order entered in conjunction with the expungement of a deferred judgment. |
| [HF 13](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=HF%2013) | A bill for an act relating to the expungement of simple misdemeanor offenses. |
| [SF 44](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SF%2044) | A bill for an act relating to recording custodial interrogations in a criminal or juvenile case. |
| [SF 14](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SF%2014) | A bill for an act relating to the expungement of violations of local ordinances. |
| [SF 11](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SF%2011) | A bill for an act relating to the awarding of joint custody and joint physical care. |
| [SF 10](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SF%2010) | A bill for an act relating to grandparent and great-grandparent visitation. |
| [SSB 1018](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SSB%201018) | A bill for an act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships. |
| [SSB 1007](https://www.legis.iowa.gov:443/legislation/BillBook?ga=88&ba=SSB%201007) | A bill for an act allowing county attorneys and assistant county attorneys to obtain a professional permit to carry weapons. |

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| **Bill #** | **Description** |
| [HF 1](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%201) | A bill for an act prohibiting the provision or use of false or misleading caller identification information to certain persons, and making penalties applicable. |
| [HF 13](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2013) | A bill for an act relating to the expungement of simple misdemeanor offenses. |
| [HF 14](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2014) | A bill for an act relating to entering or modifying and extending a no-contact order associated with a criminal offense classified as a simple misdemeanor and a no-contact order entered in conjunction with the expungement of a deferred judgment. |
| [HF 17](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2017) | A bill for an act prohibiting the carrying, transportation, or possession of firearms in the capitol building and on capitol grounds, and making penalties applicable. |
| [HF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%203) | A bill for an act relating to child sexual abuse and sexual assault awareness and prevention and including effective date provisions. |
| [HF 31](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2031) | A bill for an act prohibiting the manufacture, possession, shipment, transportation, or receipt of a multi-burst trigger activator, and providing penalties. |
| [HF 32](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2032) | A bill for an act relating to the issuance, denial, suspension, or revocation of a permit to carry weapons and a permit to acquire pistols or revolvers. |
| [HF 34](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2034) | A bill for an act relating to the possession, delivery, or possession with intent to deliver marijuana, and providing penalties. |
| [HF 35](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%2035) | A bill for an act relating to the criminal offense of possession of drug paraphernalia and sentencing enhancements under Iowa’s controlled substances Act. |
| [HF 5](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HF%205) | A bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal. |
| [HJR 1](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HJR%201) | A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the restoration of voting rights to felons. |
| [HSB 11](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=HSB%2011) | A bill for an act relating to the civil commitment of sexually violent predators. |
| [SF 12](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2012) | A bill for an act establishing an interim study committee to review and develop recommendations for the appointment of a special prosecutor for incidents involving the use of deadly force by a peace officer. |
| [SF 13](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2013) | A bill for an act relating to carrying or possessing a dangerous weapon when entering real property if a written notice forbidding such entry has been conspicuously posted, and providing penalties. |
| [SF 22](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2022) | A bill for an act relating to the exclusion of certain retirement income from the calculation of net income, and including retroactive applicability provisions. |
| [SF 26](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2026) | A bill for an act increasing the speed limit on the interstate road system. |
| [SF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%203) | A bill for an act prohibiting the mistreatment of certain animals other than livestock and wild animals, providing reporting requirements, providing for criminal offenses, and including penalties. |
| [SF 42](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2042) | A bill for an act allowing the display of one registration plate on the rear of certain older, reconstructed, and specially constructed motor vehicles. |
| [SF 44](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2044) | A bill for an act relating to recording custodial interrogations in a criminal or juvenile case. |
| [SF 51](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2051) | A bill for an act relating to lighted lamps on bicycles and bicycle riders, making penalties applicable, and including effective date provisions. |
| [SF 52](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2052) | A bill for an act relating to the assessment of fees when a public defender or designee requests copies of certain documents. |
| [SF 64](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2064) | A bill for an act relating to the creation of a green alert program for missing veterans-at-risk. |
| [SF 66](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2066) | A bill for an act establishing the minimum age relative to various activities relating to vapor products, and making penalties applicable. |
| [SF 68](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2068) | A bill for an act relating to immunity from civil liability for disaster response by volunteers who enter upon or in private property without express consent of the owner, lessee, or person in lawful possession. |
| [SF 7](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%207) | A bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds. |
| [SF 70](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2070) | A bill for an act relating to school building emergency operations plans by authorizing investigations of unplanned fire alarm activations prior to initiation of regular evacuation and safety procedures. |
| [SF 71](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SF%2071) | A bill for an act relating to the administration of medical cannabidiol by primary caregivers to students at public and nonpublic schools. |
| [SSB 1002](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201002) | A bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable. |
| [SSB 1004](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201004) | A bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions. |
| [SSB 1007](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201007) | A bill for an act allowing county attorneys and assistant county attorneys to obtain a professional permit to carry weapons. |
| [SSB 1012](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201012) | A bill for an act relating to the possession of marijuana, and providing penalties. |
| [SSB 1017](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201017) | A bill for an act relating to going armed with, carrying, or transporting a firearm when transporting a person to or from a school or delivering an item to the school. |
| [SSB 1024](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201024) | A bill for an act relating to electric standup scooters, and providing penalties. |
| [SSB 1025](https://www.legis.iowa.gov/legislation/BillBook?ga=88&ba=SSB%201025) | A bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions. |