The Iowa State Association of Counties (ISAC) is a private, nonprofit corporation. The organization was incorporated on October 8, 1964. ISAC members are elected and appointed county officials from all 99 counties. ISAC is comprised of several statewide associations called affiliates. For example, all the county sheriffs and deputies in the state have their own association, which is called the Iowa State Sheriffs’ and Deputies’ Association and is one of ISAC’s affiliates. In total, there are 16 of these associations that are affiliated with ISAC.

The main purpose of ISAC is to secure and maintain cooperation among the counties and county officials, promote comprehensive study and resolution of local problems, provide methods of interchange of ideas among various county officials, and promote and work for the enactment of legislation that is most beneficial to the citizens of Iowa. Counties pay voluntary dues to belong to ISAC. In return, ISAC provides a number of services to member counties, such as training, benefit programs, education, technical assistance, and intergovernmental services.

ISAC’s mission is to promote effective and responsible county government for the people of Iowa. ISAC’s vision is to be the principal, authoritative source of representation, information and services for and about county government in Iowa.
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INTRODUCTION

In 2018 Iowa counties participated with the 2nd Session of the 86th General Assembly in the development of many important public policy decisions. These bill summaries are organized according to ISAC areas of interest. In addition, all appropriations bills are located in the section entitled “Appropriations.” All members should look through this section to see appropriations items that are of interest. Most appropriations bills contain multiple topics so there is probably something in there for everyone.

Generally, bill summaries should be easy to find since the category subjects are so distinct. For example, a bill dealing with property tax reform would be found under “Taxation and Finance.” However, there are some occasions where a bill could logically fit under more than one category. We have cross-referenced those bills for your convenience.

Please note that text in shaded areas indicates bills that have been vetoed or portions of bills that have been line item vetoed by the Governor.
Mental Health and Disability Services
Another important piece of mental health reform was passed this year in HF 2456 which is based on the Complex Service Needs Study Work Group that was charged with giving recommendations to provide services to individuals with complex mental health, disability, and substance use disorder needs. This legislation calls for the creation by mental health regions as core services:
- Six Regional Access Centers;
- Twenty-Two Assertive Community Treatment Teams; and
- Intensive residential service homes that provide services up to 120 persons statewide.

Also in this legislation was similar language that was passed in SF 504 from last year that calls for an interim study in 2018 on sustainable funding for the mental health and disability services system. Recommendations from this study are then to be considered during the 2019 legislative session.

Secondary Roads
While the Iowa Legislature was not agreeable in 2018 to our proposals on new or increased fees for certain users of secondary roads that have a disproportionate negative impact, we were pleased to see that the cap and distribution formula for TIME-21 and the distribution formula for the Road Use Tax Fund (RUTF) were maintained. Any future discussions about the distribution formulas should be based on the fact that counties are responsible for over 75% of both the bridges and the public road miles in Iowa, yet counties only receive 20% of TIME-21 and 32.5% of RUTF funds. We were also satisfied when a proposed bill to eliminate liability for an individual performing maintenance or repairs on secondary roads on their own volition was not moved forward.

Tax Reform
One of the major undertakings of the 2018 session was the large-scale individual and corporate income tax reform package, so there was little interest in addressing property tax changes for county governments. The biggest issue this year from our tax reform proposal quickly became maintaining the commercial and industrial property tax backfill. While we were happy to see the backfill fully funded in the governor’s proposed budget, both the House and Senate contemplated phasing out or significantly reducing the backfill. Ultimately, the Legislature did not move forward with any phase-out or scale back plan, and the backfill remains fully funded moving forward. The commercial and industrial property tax backfill is a standing, limited appropriation to local governments, so it would take legislative action to reduce or eliminate the funding. This will continue to be an important issue for counties to closely watch moving forward.

Water Quality Management
One of the first pieces of legislation that was signed by the Governor this year was SF 512 which invests over $280 million over the next 12 years for water quality improvement efforts. This bill is funded with the creation of an excise tax on metered water, which is currently a sales tax and goes into the general fund, along with revenue from gaming proceeds. This funding will be invested in on-farm conservation structures and practices along with upgrades to wastewater treatment facilities. Unfortunately, the Iowa Legislature did not pass funding for the Natural Resources and Outdoor Recreation Trust Fund this session, and it still remains a high priority for ISAC.
HF 2253 – Lease-Purchase Agreements

This bill makes changes to public bidding requirements for lease-purchase agreements entered into by a public entity. This bill makes lease-purchase agreements involving a public entity subject to the public construction competitive bidding requirements in Iowa Code chapter 26. The bill also expands the definition of public improvement to include instances where a commitment has been made to pay for work in part or in whole with public funds even if funds have not been expended. Effective date: Upon enactment (April 4, 2018)

HF 2277 – Vital Records

This bill clarifies that records of birth, marriage, divorce or dissolution/annulment of marriage, and death that are in the custody of the county registrar may be inspected and copied as a right under Iowa Code chapter 22. The bill states that those records in the custody of the state archivist can be inspected and copied when the record is at least 75 years old, except for records of death and fetal death which must be 50 years old. Effective Date: Upon enactment (May 16, 2018)

HF 2286 – Time-of-Transfer Restrictions

This bill prohibits counties and cities from adopting and enforcing an ordinance, resolution, or other means to restrict a property owner from refinancing, selling, or otherwise transferring property by requiring the owner to take certain action or pay certain fees prior to, during, or within a time period after the refinance, sale, or transfer. Effective date: Upon enactment (May 16, 2018)
HF 2379 – Municipal Utility Employees
KH Auditors
This bill adds employees of all municipal utilities as employees that are eligible for IPERS. The law previously only included municipal water utility workers.

HF 2475 – Ethics
KH All County Officials
This bill amends the definition of a lobbyist to include an individual of an association or organization that is paid compensation or specifically designated as a lobbyist. Previously, the person had to be paid compensation and specifically designated to be considered a lobbyist.

HF 2479 – Municipal Utility Employees
KH Auditors
This bill adds employees of all municipal utilities as employees that are eligible for IPERS. The law previously only included municipal water utility workers.

SF 2059 – Electronic Assessment Notices
LB Assessors
This bill authorizes the local assessor to send assessment and other notices required by law electronically if a property owner enrolls. Offering the electronic delivery of notices is optional for the local assessor and enrolling in the program is optional for the property owner.

SF 2200 – For-Profit Veterans Organizations
LB Veterans
This bill requires for-profit organizations that advertise or promote events on veterans' benefits to disclose that the event is not sponsored by or affiliated with the United States or Iowa Department of Veterans Affairs or federally recognized organizations or auxiliaries, that products or services discussed at the event are not necessarily endorsed by those organizations, and veterans may qualify for other benefits not discussed at the event. The bill also provides for penalties for violations of this requirement.

SF 2226 – Groundwater Hazard Statement
LB Environmental Health, Recorders
This bill adds groundwater hazard statements to the list of documents that are exempt from recorded document formatting requirements.

SF 2227 – Publishing Resolutions
LB Auditors, County Attorneys, Supervisors
This bill allows a county to publish a descriptive summary of resolutions adopted by the board of supervisors rather than the full text. Information on where an individual can obtain the full text, including office location and hours, must also be published, and the full text must also be posted to the county’s internet site.

SF 2256 – Campaign Finance
KH All Elected Officials
This bill clarifies that statements and reports filed with the ethics and campaign disclosure board must be filed electronically and adds additional situations that can be considered prohibited contributions in the name of another.

SF 2293 – Auto Dealers and Vehicle Registration
LB Treasurers
This bill makes changes to requirements for auto dealers, including relating to records retention, warranties and recalls, and obligations to franchisees. The bill also changes the date by which the program to allow for electronic applications for titling and registration, and for funds transfers for vehicles must be established from January 1, 2018 to July 1, 2019. If the program is not established and implemented by the new deadline, a vehicle owner may apply for registration and title in a county contiguous to the home county.

LB Treasurers
This bill allows the discharge of a security interest in a vehicle to be noted on a notarized form or letter in addition to the option of noting the discharge on the face of the title that was previously required.

SF 2353 – Workforce Development Boards
LB Supervisors
This bill conforms Iowa Code with federal requirements affecting the Department of Workforce Development, and state and local workforce development boards. Changes to the state Workforce Development Board include changes to conflict of interest, open meetings/open records, and gender and partisan balance policies. Changes to local workforce development boards include changes to membership and duties language, and it moves the responsibility of appointing members from the governor to local chief elected officials.

SF 2366 – Commission of Veterans Affairs
LB Veterans
This bill makes changes to the uses of and funds available for use in the Iowa Veterans Trust Fund. The bill also increases the members serving on the Commission of Veterans Affairs to 11, including the addition of a representative of the Iowa Association of County Commissioners and Veteran Service Officers.
**HF 2285 – Supplemental Transportation Funding**  
JC Community Services

This bill directs the Iowa Department of Human Services to submit a state plan amendment to the Centers for Medicare and Medicaid (CMS) that establishes a methodology that allows Medicaid providers in Iowa to track the actual costs of ground emergency medical transportation and use the unreimbursed portion as the state match to draw down federal funds without additional appropriations from the state. If approved by CMS, this extra funding would provide supplemental payments to service providers.

**SF 2290 – County Hospital Trustees**  
JC Public Health, Supervisors

This bill makes changes to the membership of county and city hospital boards of trustees by allowing them to create a process to remove a trustee for cause and to have five or seven members. The terms of the office are now changed under this legislation from four to six years. Additional changes in the bill call for stricter attendance requirements, clarify what constitutes a quorum, and allow term limits.

**HF 2305 – Telehealth Medicine**  
JC Community Services, Public Health

This bill pertains to insurance coverage for health care services that are delivered via telehealth. The bill requires insurance companies to provide the same coverage for health care services whether they are provided in person or by telehealth.

**HF 2445 – County of Residence**  
JC Auditors, Community Services, Supervisors

This bill permits mental health services provided by a state hospital to be billed to the mental health and disability services region instead of the county auditor. It also establishes that “county of residence” instead of “legal settlement” will be the means of remedy for legal disputes over payment between counties for all community services.

**HF 2456 – Complex Mental Health Needs**  
JC Auditors, Community Services, County Attorneys, Sheriffs, Supervisors

This bill is based on recommendations made by the the Complex Service Needs Study Work Group on how to most effectively provide services to individuals with complex mental health, disability, and substance use disorder needs. The bill calls for the creation by mental health and disability services regions as core services:

- Six Regional Access Centers;
- Twenty-Two Assertive Community Treatment Teams; and
- Intensive residential service homes that provide services to up to 120 persons statewide

**SF 2113 – Suicide Prevention**  
JC Community Services

This bill requires that the State Board of Education adopt rules requiring school districts to adopt protocols for suicide prevention and postvention. These protocols must be based on recognized best practices nationally. Local school boards are to require that school personnel must participate in at least an hour annually of evidence-based training in suicide prevention and postvention and sets a deadline of July 1, 2019 for school boards to put this in place.
This bill authorizes the Natural Resource Commission to establish rules and set fees for the issuance of hunting, fishing, and fur harvesting licenses. Previously, the fees were set in code and required a legislative change. The commission must evaluate fees at least every three years, and a fee cannot be increased more than five percent in a given year. The bill also makes changes to the revenue generated from the wildlife habitat fee, but the 50 percent minimum for agreements with county conservation boards remains.

**HF 2258 – Flood Protection Project Costs**  
*LB  Auditors, Emergency Management, Supervisors, Zoning*

This bill adds reimbursements for advanced funds for approved projects to the list of authorized expenditures from the governmental entity’s flood project fund. The bill applies to projects approved by the flood mitigation board before, on, or after the effective date.

**HF 2281 – Fish Confinements**  
*LB  Environmental Health, Supervisors, Zoning*

This bill provides a different animal unit capacity (AUC) equivalency factor to smaller fish for purposes of determining a confinement’s AUC. The factor remains 0.001 for fish weighing 25 grams or more and is reduced to 0.00006 for fish weighing less than 25 grams.

Effective Date: Upon enactment (April 4, 2018)

**HF 2371 – Honeybees**  
*KH  Supervisors, County Attorneys, Conservation*

This bill creates an exemption under the Iowa Torts Claim Act related to honeybee hives on municipal property.

**HF 2422 – Noxious Weeds**  
*JC  Conservation, Supervisors*

This bill adds “eradication” to the list of authorities county boards of supervisors have in the control of weeds.

**SF 512 – Water Quality Improvement**  
*JC  Conservation, Environmental Health, Supervisors*

This legislation invests over $280 million over the next 12 years for water quality improvement efforts. The bill is funded with the creation of an excise tax on metered water, which is currently a sales tax and goes into the general fund, along with revenue from gaming proceeds.

**SF 2311 – Utility Matters**  
*LB  Environmental Health, Supervisors*

This bill makes changes to the regulation and oversight of gas and electric public utilities. The bill modifies the authority of the Iowa Utilities Board (IUB) and makes changes to certain timelines requiring action by IUB. The bill requires rate-regulated utilities to pass on to customers any reduction in the utility’s federal corporate income tax. The bill exempts electric cooperatives with fewer than 10,000 customers from rate regulation and prohibits IUB from requiring energy efficiency plans that would result in annual costs in excess of two percent of the utility’s annual rate revenue.

Effective date: Upon enactment (May 4, 2018) for sections addressing federal tax savings and energy efficiency plan cost limitations.

**SF 2390 – Food Fees**  
*JC  Environmental Health, Public Health*

This bill raises food fees for county food inspection programs which will allow counties to maintain existing inspection programs at a local level and restore some programs that went back to the Iowa Department of Inspection and Appeals due to the lack of funding.
**PUBLIC SAFETY**

**HF 2254 – E911 Telephone Systems**

JC Emergency Management, Sheriffs

This bill makes the following changes to the Emergency 911 Telephone Systems Program in Iowa:

- Maintains the collection and the distribution of the E911 Wireless surcharges;
- Maintains the E911 Wireless surcharge fund formula distribution to public safety answering points (PSAP);
- Eliminates the cap on the amount of funding for PSAP consolidation grants; and
- Creates a new shared service environment operated by Iowa Homeland Security and Emergency Management that PSAP's could voluntary utilize.

Effective date: Upon enactment (April 4, 2018) except the removal of the cap for PSAP grants which is effective July 1, 2018.

**HF 2255 – Community-Based Correctional Facilities**

KH Sheriffs, County Attorneys

This bill adds community-based correctional facilities to the list of types of buildings in which it is illegal to bring contraband.

**HF 2302 – Rescue Vehicles**

KH Sheriffs, County Attorneys, Emergency Management

This bill adds to the definition of rescue vehicles to include vehicles equipped with hazardous material or emergency management equipment for the purpose of allowing such vehicles to be exempted from certain traffic laws in specific emergency situations and conditions.

**HF 2304 – Stationary Vehicles**

KH Sheriffs, County Attorneys

This bill makes clarifying changes related to the appropriate ways to approach emergency and non-emergency standing vehicles and adds fines for violating the laws related to approaching non-emergency stationary vehicles.

**HF 2338 – Driver’s License Suspension I**

LB County Attorneys, Sheriffs, Treasurers

This bill removes certain driver’s license suspension periods for individuals convicted of operating while intoxicated and requires the installation of an ignition interlock device for all holders of a temporary restricted license issued because of this conviction. The bill also strikes restrictions and limits on the use of a temporary restricted license and provides that the holder may operate a vehicle in the same manner as the holder of a Class C driver’s license. The bill applies to temporary restricted licenses issued after July 1, 2018, and holders of those issued prior can apply for a re-issuance that would be subject to the restrictions in the bill.

**SF 481 – Sanctuary Jurisdictions**

KH All County Officials

This bill requires local governments to comply with and assist with the enforcement of all immigration laws, including detainer requests from immigration and customs enforcement. A local entity is prohibited from adopting or enforcing a policy, or taking any action, which discourages the enforcement of immigration laws. Federal immigration officers must be permitted to enter and conduct enforcement activities at a jail or other detention facility. Each state or local law enforcement agency is required to: 1) formalize in writing any unwritten policies relating to immigration laws; and 2) update the agency’s policies to require each officer or employee to fully comply with this bill. Any person may file a complaint with the Iowa attorney general alleging a local government has violated this bill. If the attorney general finds that the complaint is valid (including that the violation was intentional), the attorney general is authorized to file a civil action in district court, and the local entity will be denied all state funds for the fiscal year that begins after the date on which a final judicial determination of the violation is made. The only exception is that funds for the provision of wearable body protective gear for law enforcement shall not be denied. The bill also contains a process for local governments to petition to become eligible for state funds prior to the expiration of the fiscal year.

**SF 2201 – National Guard Matters**

LB County Attorneys, Sheriffs, Veterans

This bill authorizes the adjutant general of the Iowa National Guard to establish a self-funded morale, welfare, and recreation activity similar to the programs and activities operated by U.S. military branches. The bill also requires a civilian law enforcement agency that receives notification from the National Guard of allegations of certain criminal offenses committed by one member of the National Guard against another member to assign a case number and to report back to the National Guard the results of the investigation or the reason no investigation was conducted.

**SF 2235 – Critical Infrastructure Sabotage**

JC County Attorneys, Emergency Management, Engineers, Sheriffs, Supervisors

This bill creates a new crime relating to the damage and “sabotage of critical infrastructure.” This is defined as “an unauthorized and overt act intended to cause and having the means to cause, and in substantial furtherance of causing, a substantial and widespread interruption or impairment of a fundamental service rendered by the critical infrastructure.” The penalty for this crime is a class “B” felony punishable by up to 25 years in prison and a fine between $85,000 and $100,000. The categories that would be deemed critical infrastructure would be: electrical, gas, oil, petroleum, telecommunications, wastewater, and water supply infrastructure.
**SF 2321 – Weapons that Direct an Electric Current**
*KH Sheriffs, County Attorneys*

This bill allows adults (18 years and older) to conceal and carry weapons that direct an electric current, as long as such weapon does not generate a projectile that directs an electric current. For minors (under 18 years old) carrying a weapon that directs an electric current is a simple misdemeanor.

**SJR 2007 – Driver’s License Suspension II**
*LB County Attorneys, Sheriffs, Treasurers*

This joint resolution expresses opposition to state law adopted to meet the requirements of federal law relating to driver’s license suspensions for drug offenses. Under federal law, states must comply or lose federal highway funds. However, a state can pass a resolution and the governor can certify that the state does not wish to comply, and federal highway funding will not be withheld.

Effective date: Upon enactment (enrolled March 21, 2018). No Governor signature required
**HF 2378 – Construction Equipment Sales Tax**  
*Supervisors*

This bill exempts from the sales and use tax the purchase of construction equipment that will subsequently be rented or leased out.

**HF 2480 – Manufactured Housing Program Fund**  
*Supervisors*

This bill creates the Manufactured Housing Program Fund under the administration of the Iowa Finance Authority (IFA) for the purpose of providing funds to financial institutions to finance the purchase of manufactured homes on leased land by individuals. IFA is authorized to transfer up to $1 million annually in unobligated funds from other revolving loan funds.

**HF 2500 – Workforce Housing Tax Incentive Program**  
*Supervisors*

This bill authorizes the Iowa Economic Development Authority (IEDA) to extend the three-year housing project completion deadline by up to one year for developers that have received credits under the Workforce Housing Tax Incentive Program. The developer must apply for the extension before the initial deadline and show good cause for the extension.

**SF 2155 – Local Operating Funds**  
*Supervisors, Treasurers*

This bill authorizes a political subdivision to invest accrued public funds in excess of 33% of operating funds in certificates of deposit that mature within 63 months. Funds not in excess of 33% of operating funds must still comply with the previous restriction and can only be invested in instruments that mature within 397 days.

**SF 2255 – State Auditor Matters**  
*Auditors*

This bill amends certain provisions relating to the auditor of state. The bill provides that the auditor of state may conduct a review of state agencies concerning state or federal funds at the request of a member of the legislature. The bill allows the auditor of state to conduct an examination rather than an audit of city or township finances when an application for an audit is received from the required number of taxpayers, if it is determined an examination is sufficient.

**SF 2388 – Telecommunications Property Assessment**  
*Assessors, Auditors, Supervisors*

This bill makes changes to the assessment and taxation of telecommunications property. Over a three-year phase-in certain telecommunications property, including cables, wires, poles, and other transmission equipment will become exempt from property taxation. The property will be assessed at 75% of actual value in Assessment Year 2019, 50% in Assessment Year 2020, 25% in Assessment Year 2021, and will be completely exempt beginning in Assessment Year 2022. Telecommunications property will also move from central assessment by the Department of Revenue to local assessment by the county or city assessor.

**SF 2400 – Local Government Risk Pools**  
*Auditors, Supervisors*

This bill adds library districts to the list of entities defined as a municipality for the purpose of participating in a local government risk pool. The bill also expands what may be covered by the risk pool to include loss of property and any other risk associated with the operation of the municipality.

Effective date: Upon enactment (May 16, 2018)

**SF 2417 – Income Tax Reform**  
*All County Officials*

This bill provides significant changes to Iowa’s income and sales tax systems. Among the changes, the bill reduces individual and corporate income tax rates, reduces the number of individual income tax brackets, couples Iowa’s tax code with most federal tax provisions, and phases out federal deductibility. The bill modifies or eliminates several tax credits and deductions. The bill expands the sales and use tax to include online sales, digital products, subscription services, ride sharing services, and lodging facilitation services. Most provisions apply to income tax years beginning January 1, 2019.
**HF 2195 – State Transportation Commission**

This bill adjusts the terms of office for members of the State Transportation Commission from May 1 of the appointment year through April 30 of the expiration year to July 1 of the appointment through June 30 of the expiration year. The bill takes effect upon enactment and applies retroactively to current commissioners by extending the terms to June 30 of the expiration year.

Effective date: Upon enactment (April 2, 2018)

**SF 449 – Cattle Guards**

This bill allows a landowner to install a cattleguard on a Class B or Class C secondary road as long as the road ends at a dead end, exits to a secondary road, serves no residence, and is located in a flood plain. The landowner must also own the land on both sides of the road, and the reason for the installation must be that fencing is continually affected by flooding. The bill also provides requirements for the installation, maintenance, and repair of the cattle guard, and the liability insurance held by the landowner.

Effective date: Upon enactment (April 17, 2018)

**HF 2196 – Texting While Operating a Commercial Motor Vehicle**

This bill updates Iowa Code to keep it consistent with federal regulations prohibiting a commercial motor vehicle operator from texting or using a hand held electronic device.

**SF 2163 – DOT Snow Removal Equipment Lights**

This bill strikes the July 1, 2019, repeal of provisions allowing the use of blue and white lights, in conjunction with amber lights, on certain snow removal and ice treatment equipment operated by the Department of Transportation, thus allowing the continued use of such lights.

**HF 2197 – Commercial Driver’s License Testing**

This bill repeals the 2019 sunset of a provision allowing the Department of Transportation (DOT) to designate third-party entities to administer the commercial driver’s license driving skills test. The repeal allows DOT to indefinitely continue to designate third-party entities for this testing.

**SF 2271 – Motor Carriers**

This bill makes changes to the application and use of certain motor carrier certificates issued by the Department of Transportation and places restrictions on taxicab services. The bill also clarifies that in addition to the state-issued taxicab service passenger certificate, a taxicab service must also be in compliance with all applicable regulations of the local jurisdiction in which they are operating.

**HF 2233 – Public Construction Liens**

This bill makes changes to mechanic’s liens and public construction liens. The bill requires a provider of labor, materials, services, or transportation to a subcontractor to provide notice within 30 days of first providing service or materials in order to have a claim on the retainage kept by the public entity. The 30-day requirement does not apply to highway, bridge, or culvert projects.

**SF 2256 – County Bridge Reports**

This bill repeals the 2019 sunset of required reports on county bridges that were mandated as part of the fuel tax increase in 2015. The bill also requires the Department of Transportation to develop a report on the impact of electric and hybrid vehicles to the Road Use Tax Fund and proposed funding alternatives.
## APPROPRIATIONS

### HF 2491 – Agriculture and Natural Resources Appropriations

**All County Officials**

This bill makes appropriations from the general fund and other funds for agriculture and natural resources programs for FY 2019 and includes policy provisions.

#### From the General Fund

- **To the Department of Agriculture and Land Stewardship (DALS)**
  - For a local food and farm program coordinator ................................................................. $75,000 (no change)
  - For the Water Quality Initiative Fund .............................................................. $3,000,000 (no change)

- **To the Department of Natural Resources (DNR)**
  - For flood management and dam safety ................................................................. $1,510,000 (-$375,000)
    - Of this amount, up to $400,000 may be used to install stream gauges for tracking and predicting flood events and for compiling necessary data to improve flood frequency analysis.
    - The $375,000 reduction in the General Fund appropriation is made up for with a $375,000 appropriation from the Environment First Fund (see below).

#### From the Environment First Fund

- **To the Department of Agriculture and Land Stewardship (DALS)**
  - For the conservation reserve enhancement program (CREP) .................................................. $1,000,000 (no change)
    - Permits DALS to use these funds in combination with other Environment First Fund (EFF) monies to match federal funds provided from the federal Wetlands Reserve Enhancement Program.
  - For soil and water conservation administration ...................................................................... $3,800,000 (no change)
    - This appropriation is to be used for administration of soil and water conservation programs and to support soil and water conservation districts.
    - Of this amount, $490,000 is appropriated to the Loess Hills development and conservation fund.

#### From Various Special Funds

- For groundwater quality ........................................................................................................ $3,455,832 (no change)
- For enforcing snowmobile laws ............................................................................................... $100,000 (no change)
- For underground storage tank programs ................................................................................ $200,000 (no change)

### HF 2492 – Justice System Appropriations

**All County Officials**

This bill makes appropriations from the general fund and other funds to the justice system for FY 2019 and includes policy provisions.

- **To the Department of Corrections**
  - For reimbursement for county confinement of state prisoners ................................................. $1,575,092 (no change)
  - For offender mental health and substance abuse treatment ...................................................... $28,065 (no change)

- **To the Iowa Law Enforcement Academy** ............................................................................ $971,341 (+$16,585)
To the Department of Homeland Security and Emergency Management
For E911 Communications .................................................................$250,000 (no change)
  • This appropriation from the E911 Emergency Communications Fund is for costs associated with implementation, support, and maintenance of the functions of the E911 program manager and for an annual state audit of the fund.

Miscellaneous Policy Provisions
Prohibits an individual from operating an unmanned aerial vehicle in, on, or above a county jail, municipal holding facility, juvenile detention facility, correctional facility, or prison unless the person has permission from the facility or is operating for a commercial use. Violation of this law is a Class D felony.

HF 2493 – Economic Development Appropriations
LB All County Officials
This bill makes appropriations from the general fund and other funds for various economic development programs for FY 2019 and includes policy provisions.

To the Department of Cultural Affairs
For the Iowa Great Places program ..............................................$150,000 (no change)

To the Iowa Economic Development Authority
For financial assistance to Iowa’s councils of governments ......................$200,000 (+$25,000)
For the High Quality Jobs Program ..................................................$13,650,000 (-$2,250,000)
  • The program appropriation for FY 2018 was reduced by $10 million in SF 2117. The $2.25 million reduction represents the portion not restored for the FY 2019 budget.

To the Department of Workforce Development
For the workforce development board and field office operations ..............$7,945,650 (no change)
  • Of the total appropriation $150,000 is designated for the state library for licensing of an online resource to assist persons with enhancing job skills and vocational test-taking abilities.

To the Public Employment Relations Board
For salaries, support, maintenance, and miscellaneous purposes ................$1,492,452 (+$150,000)
  • Of the total appropriation, $15,000 is designated for the maintenance of the online database with searchable access to collective bargaining information.

HF 2494 – Transportation, Infrastructure, and Capitals Appropriations
LB Engineers, Supervisors, Treasurers
This bill makes appropriations for FY 2019 from the Road Use Tax Fund (RUTF) and the Primary Road Fund to the Department of Transportation (DOT).

From the Road Use Tax Fund (RUTF)
For drivers’ licenses production costs/central issuance ........................................$3,876,000 (no change)
For county issuance of drivers’ licenses and vehicle registrations and titles ...............$1,406,000 (no change)
For costs associated with the statewide interoperability network .......................$497,191 (new appropriation)
  • This payment was previously funded by the Rebuild Iowa Infrastructure Fund (RIIF) and the E911 Fund. It is now funded through Road Use Tax Fund (RUTF) and the Primary Road Fund (see below).

From the Primary Road Fund
For costs associated with the statewide interoperability network .......................$3,054,172 (new appropriation)

HF 2495 – Judicial Branch Appropriations
LB County Attorneys, Supervisors
In addition to making appropriations for the judicial branch for FY 2019, this bill includes a number of policy provisions and intent statements. It requires the judicial branch to continue its effort to collect delinquent fines, penalties, court costs, fees, and surcharges, and calls for semiannual reports on the collections effort. It states that it is the intent of the General Assembly that the offices of the clerks of court operate in each county and should be accessible to the public as much as reasonably possible.
This bill makes appropriations for property tax credits and other programs, implements miscellaneous policy provisions, and moves funds to the Cash Reserve Fund.

Tax Credit, Exemption, and Replacement Claim Appropriations
The bill requires the full funding of the homestead, agricultural land and family farm, elderly and disabled, and military service exemption refund as required by law. The bill also requires the full funding of the Business Property Tax Credit and replacement claims as provided in SF 295 (2013). The amounts below are the estimated state obligation with the Agricultural Land Tax Credit, Commercial/Industrial Replacement Claims, and Business Property Tax Credit being a specific limited amount.

- Homestead Tax Credit .......................................................................................................................... $135,071,538
- Agricultural Land Tax Credit ................................................................................................................... $39,100,000
- Elderly and Disabled Tax Credit ............................................................................................................. $24,690,028
- Military Service Exemption Refund ........................................................................................................ $1,961,234
- Commercial/Industrial Replacement Claims ........................................................................................ $152,114,544
- Business Property Tax Credit ............................................................................................................... $125,000,000

Cash Reserve Fund
The bill transfers $113.1 million from the General Fund to the Cash Reserve Fund to replenish the fund after previous year transfers to the General Fund. This is an increase of $2 million from the amount approved for FY 2019 in Standings during the 2017 legislative session.

Miscellaneous Policy Provisions
The bill:
- Amends SF 449 to specify that cattle guards installed on or before April 25, 2018, will not be ordered uninstalled or found in noncompliance if the service classification of the road is changed. Effective upon enactment and applies retroactively to April 17, 2018.
- Eliminates requirement that a construction vehicle receive route approval from a local jurisdiction for travel on non-primary roads when operating under the maximum gross weight table for primary highways. Construction vehicles must still comply with weight restrictions on bridges.
- Clarifies consumer merchandise pre-emption language to prohibit any action that contradicts state law, whether a requirement or a prohibition.
- Requires state and local election officials to accept a tribal identification card issued by a federally recognized Native American tribe or nation as a form of voter identification.
- Prohibits wind energy conversion property approval by the Iowa Utilities Board (IUB) on or after July 1, 2018, from qualifying for the 90% industrial property rollback if it already qualifies for the special assessment for wind energy conversion property contained in Iowa Code §427B.26.
- Repeals Iowa Code §901.5(10) relating to suspension of a driver's license for drug offenses. This repeal takes effect upon the governor certifying opposition to the state complying with federal law on this matter and certifying the legislature adopted a resolution stating the same (see SJR 2007).

SF 2117 – FY 2018 Budget Adjustment
The bill provides current fiscal year supplemental appropriations and current fiscal year de-appropriations. Under the bill, fiscal year 2018 appropriations are reduced by a net total of $23.3 million, with significant reductions to the board of regents, community colleges, department of education, department of public health, department of human services, department of revenue, department of corrections, the judicial branch, and the High Quality Jobs Program.

Effective date: Upon enactment (March 28, 2018)
SF 2414 – Rebuild Iowa Infrastructure Fund (RIIF) Appropriations

This bill makes infrastructure-related appropriations from a number of sources to various state departments and agencies for FY 2019.

From the Rebuild Iowa Infrastructure Fund (RIIF)
To the Department of Cultural Affairs
For the Iowa Great Places program ...............................................................$1,000,000 (no change)
To the Department of Natural Resources
For lake restoration and water quality projects...........................................$9,600,000 (no change)
For water trails and low head dam safety grants ...........................................$500,000 (+$500,000)
To the Department of Agriculture and Land Stewardship (DALS)
For the Water Quality Initiative Fund ............................................................$5,200,000 (no change)
For the Agricultural Drainage Well Water Quality Assistance Fund ............$1,875,000 (no change)
To the Department of Transportation
For recreational trails .................................................................................$1,000,000 (no change)
To the Treasurer of State
For county fair infrastructure improvements .............................................$1,060,000 (no change)
• The money is distributed to all 106 county fairs in the Association of Iowa Fairs ($10,000 each).
To the Judicial Branch
For furniture and equipment for the Polk County Justice Center ......................$1,464,705

From the Technology Reinvestment Fund
To the Department of Homeland Security and Emergency Management
For the implementation of a statewide mass notification and emergency messaging system ..........$ 400,000 (no change)
To the Department of Management
For the continued implementation of an online database for budget and financial information ..........$ 45,000 (no change)
For the upgrade of the local government budget and property tax system .......................$ 600,000 (no change)

SF 2416 – Administration and Regulation Appropriations

This bill makes appropriations from the state General Fund and other funds to various administrative and regulatory state agencies for FY 2019 and includes policy provisions.

To the Iowa Public Information Board ...........................................................$339,343 (+$16,145)
From the Road Use Tax Fund
To the Administrative Hearings Division of the Department of Inspections and Appeals ..........$1,623,897 (no change)
To the Department of Management ..................................................................$56,000 (no change)
To the Office of the Treasurer of State .................................................................$93,148 (no change)

$120,400 is appropriated from the Address Confidentiality Program Revolving Fund to the Secretary of State’s Office for administration of the Address Confidentiality Program (Safe at Home).

In addition to the appropriations, the bill requires that the first $750,000 in fees collected in FY 2019 for the furnishing of certified abstracts of vehicle operating records shall be transferred to the lowAccess revolving fund for the purpose of maintaining and expanding electronic access to government records.

The bill also requires the Department of Revenue to prepare and issue a State Appraisal Manual at no cost to counties and cities.
This bill makes appropriations from various sources for human services, aging, veterans, and public health programs for FY 2019 and contains various policy provisions.

**General Fund Appropriations**

To the Department of Aging
For case management for the frail elderly, adult day services, and other services........................................$11,042,924 (+$448)

To the Department of Public Health
For addictive disorders treatment and prevention/cessation programs......................................... $24,804,344 (-$2,002,859)
For strengthening local health care delivery systems.................................................................$2,907,776 (-$181,487)
  • To the University of Iowa to expand/improve MH/DS workforce............................................$0 (-$110,656)
  • For psychologists in urban and rural mental health professional shortage areas......................$48,069 (no change)
For local boards of health for services that promote healthy aging.........................................................$7,662,464 (-$535,414)
For the Healthy Opportunities for Parents to Experience Success (HOPES) program care .................$734,841 (no change)
For infectious diseases prevention and care ..................................................................................$1,796,426 (+$150,000)
For public protection.........................................................................................................................$4,095,139 (-$100,000)
  • Of this amount, $304,700 (no change) is to be credited to the emergency medical services fund.
  • Of this amount, $504,796 (-$12,186) is for childhood lead poisoning prevention, testing, and remediation.

To the Department of Veterans Affairs
For the Iowa Veterans Home................................................................. $7,162,976 (-$65,164)
For the county commissions of veterans affairs fund......................... $990,000 (+$42,075)

To the Department of Human Services (DHS)
From moneys received under the federal Temporary Assistance for Needy Families (TANF) block grant
For child and family services .................................................................................................$32,380,654 (no change)

From the General Fund
For medical assistance (Medicaid)....................................................................................................$1,337,841,375 (+$53,435,635)
For state supplementary assistance................................. $10,250,873 (-$121,785)
For child and family services .................................................................................................$84,939,774 (-$2,339,601)
  • For group foster care maintenance and services.................................................................$34,536,646 (-$1,200,001)
  • For decategorization service funding pools and governance boards.................................$1,717,753 (no change)
  • For shelter care and child welfare emergency services...................................................$8,096,158 (no change)
  • For continuation and expansion of child protection sites..................................................$630,240 (no change)
  • For continuation of minority youth and family projects......................................................$371,250 (no change)
  • For funding of the community circle of care collaboration for children and youth in NE Iowa (formerly the substance abuse and mental health services administration grant)..................................................$851,595 (-$285,000)
  • For continuation of a system of care grant in Cerro Gordo and Linn Counties.......................$235,000 (no change)
  • For continuation of a system of care grant in Polk County....................................................$211,872 (no change)
For the state mental health institute at Cherokee................................................................. $13,870,254 (no change)
For the state mental health institute at Independence..............................................................$17,513,621 (no change)

**Miscellaneous Policy Provisions**
The bill makes the following changes related to MH/DS regions:
  • Updates Iowa Code to eliminate last remnants of state cases. Changes have been made for the last two years and should not impact funding or services.
  • Cleans up MH/DS regional language regarding Polk County (since it no longer needs authorization to form its own region), but in so doing eliminates the ability of any other one-county region to be formed.
  • Eliminates the ability to waive the three-county minimum requirement for the creation of an MH/DS region (with the exception of existing single-county region) and eliminates exceptions for counties to join non-contiguous regions.
  • Allows the DHS director to authorize a new region to be formed by counties wanting to leave the County Social Services Region and establishes the following minimum requirements: a population of at least 100,000; include a city with a population of more than 24,000; meet all core service requirements; file compliance information by February 1, 2019; and be in full operation by July 1, 2019.
- Requires the DHS director to work with counties having difficulty joining a new region and allows the DHS director to assign a county that has not joined a region by February 1, 2019.
- Clarifies how recalculations of expenditure targets will be handled. This applies to all regions, but was needed for newly forming regions. States that the regional per capita expenditure target is the sum of all county base expenditure amounts, divided by the population of the region, beginning July 1, 2019 but maintains that the statewide per capita expenditure target cannot be exceeded.
- Beginning July 1, 2020, the regional per capita expenditure target amount for the region shall equal that which was in place July 1, 2019. Per capita expenditure targets can no longer be increased in the region. Changes to regions are effective upon enactment.
- Allows Polk County MH/DS region to use other county funds to fund MH/DS services if the MH/DS levy is not sufficient. They must report on this use by September 1, 2019. This is in addition to the $6.5 million Broadlawns agreement for combination of in kind/cash to help with funding shortfall.

The bill makes the following changes related to Managed Care Oversight:
- Increase by $1.5 million to pay for the MCO oversight provisions in the bill.
- Requires MCOs to pay claims accurately as required by their contracts with the state.
- Requires MCOs to give the reason for the full or partial denial in a manner consistent with national industry best practice guidelines.
- Requires MCOs to correct any errors it finds in its systems “within a reasonable timeframe” determined by DHS, and to fully reprocess claims affected by the error within 30 days of corrections to system.
- Requires MCOs to give 60-day written notice to affected individuals when there is a program or procedural change, as determined necessary by DHS.
- Requires DHS to develop a list of changes that require this 60-day notice by July 1, 2019 and may include billing/collection procedures, provider network provisions, member/provider services, and prior authorization.
- Requires DHSS to have dedicated provider relations staff to assist Medicaid providers in resolving billing conflicts with MCOs including claims denials, technical omissions, and incomplete information.
- Requires provider relations staff to report any observed trends evidencing fraudulent claims or improper reimbursement to DHS for further review.
- Requires DHSS to adopt rules to require MCOs to include PAs and ARNPs as primary care providers for the purposes of population health management.
- Directs DHSS to develop and requires the use of standardized Medicaid provider enrollment forms and uniform Medicaid provider credentialing used by MCOs.
- Directs MCOs to authorize and reimburse for at least three days of court-ordered substance-related disorder treatment or mental health services before medical necessity criteria can be applied.
- Requires DHSS to maintain and update Medicaid member eligibility files in a timely manner and consistent with national industry best practices.
- Requires DHSS to use an independent external quality review vendor to randomly sample decreased level of care determinations to make sure the MCOs are using national industry best practices and appropriate medically necessary services are provided. A report on findings due is due December 15, 2018 that includes a plan to address findings.
- Requires DHSS to annually review all appeals dismissed, withdrawn, or overturned to determine negative patterns or trends.
- Members whose appeals are subject to this analysis shall have their services continued for up to 90 days while the new assessments are being done. DHS is to report these findings biannually.
- Requires DHSS to convene a Health Home Work Group with health home providers and MCOs to review health homes, including an analysis of the relevant parts of the state plan amendment, review of current health home system (including rationale for changes), development of clear and consistent delivery model that is linked to program-determined outcomes and data reporting requirements, and a work plan to be used in communicating with stakeholders about the operation and administration of the programs. DHSS is to report on the work group’s findings, recommendations, and any actions taken before December 1, 2018. Clarifies that the Health Home Work Group’s activities do not interfere with DHS’s ability to enforce the current Medicaid state plan amendment.
Getting bills through the Legislature is important to ISAC, but sometimes things that did not happen can also measure the success of a legislative session. ISAC policy statements and input from the legislative policy committee are principally used as the guideline for ISAC staff in opposing legislation. The following is a list of bills that ISAC opposed that were successfully defeated. Also listed are failed bills that ISAC supported.

The following is a list of bills that ISAC opposed that were successfully defeated.

- SSB 1186/HF 575 – Bottle Bill Repeal I
- SF 10 – Bottle Bill Repeal II
- SF 12/SF 28 – County Compensation Boards
- SF 57 – Road Improvement Liability
- SF 2027 – Veteran Driver's License
- SF 2052 – Firearms in County Courthouses
- SF 2081/SF 2420 – Backfill Phase-out
- SF 2267 – Urban Renewal Districts I
- SF 2338 – Exercise of Religion
- SF 2346 – Ballots/Psychological Ads
- HSB 511 – Local Budget Certification
- HSB 521 – DPS Officer Power
- HSB 678 – Backfill Phase-out II
- HSB 681 – Urban Renewal Districts II
- HF 106 – REAP Allocation Formula
- HF 2017 – DPH Elimination
- HF 2055 – Raw Milk I
- HF 2056 – Raw Milk II
- HF 2057 – Raw Milk III
- HF 2063 – Urban Renewal Districts III
- HF 2117 – Records for Public Defenders
- HF 2123 – County Supervisor Districts
- HF 2313 – Raw Forest Vehicles (included in Standings)
- HF 2369 – Referendum Times

The following is a list of bills supported by ISAC that failed to pass this session.

- SSB 3082 – Assessing Abatement Costs
- SSB 3207 – Tree and Forest Advisory Council
- SF 158 – Government Notice
- SF 407/HF 590 – Electronic Devices While Driving
- SF 2006/HF 2086 – CAFO Siting I
- SF 2009/HF 2081 – Master Matrix Committee
- SF 2019/HF 2082 – CAFO Permit Hearings
- SF 2049/HF 2084 – CAFO Manure Notifications
- SF 2075 – Medicaid Coverage
- SF 2119 – Medicaid MCO Credentials
- SF 2120 – Medicaid MCO Billing
- SF 2140 – Medicaid Assessment Appeals
- SF 2144/HF 2182 – Delinquent Parking Tickets
- SF 2156/HF 2155 – Bottle Bill Expansion
- SF 2218 – Abandoned Buildings
- SF 2261 – CAFO Siting II
- SF 2264 – CAFO Siting III
- SF 2351 – Mental Health and Disability Services
- SF 2369 – County of Legal Settlement
- SF 2387 – Sioux/Plymouth MH/DS Region
- SF 2394 – Increasing Fines and Civil Charges
- SF 2401 – Boat Registration
- HSB 649 – Drainage District Risks
- HF 2032 – Psychiatric Bed Tracking
- HF 2131 – Hotel/Motel Taxes
- HF 2142 – Integrated Health Homes
- HF 2149 – County Share of Fees
- HF 2154 – Drones Over Prisons (included in Standings)
- HF 2210 – Pumping Stations
- HF 2220 – Fireworks Sales
- HF 2221 – Absentee Ballot Timelines
- HF 2310 – County Courthouse Custody
- HF 2314 – Fireworks Violations
- HF 2430 – Vehicular Homicide
- HF 2433 – County GO Bonds
- HF 2462 – DHS Programs
- HF 2476 – Commercial Drivers Licenses Fee
- HF 2479 – Township Fire Levies
- HF 2483 – DHS Medical Services
2018 LEGISLATIVE POLICY COMMITTEE MEMBERS

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