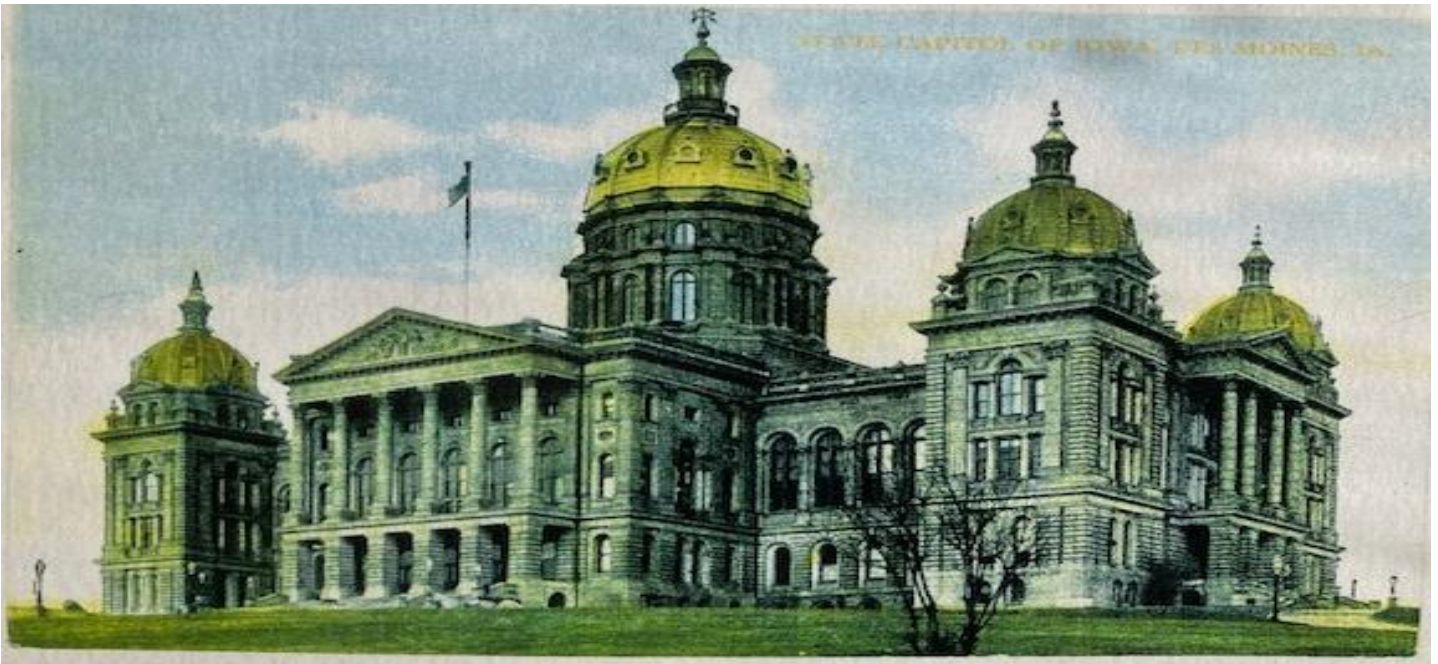


Legislative Update

Issue No. 23-9, 3/3/2023



Vintage image of the Iowa State Capitol Building. (Image from The Capitol Group's private collection)

First Procedural Deadline For Legislation Arrives

The first procedural hurdle of the 2023 Session of the Iowa Legislature officially arrived at the close of business today, Friday.

The so-called “First Funnel” is the date by which policy bills must be approved by a standing committee in its house of origin to remain eligible for further consideration that year.

The so-called “Second funnel” takes place at the close of business on Friday, March 31. This is the

date by which a bill has to be approved by a committee in the opposite chamber - meaning a House File must be approved by a Senate committee and a Senate File by a House committee to remain eligible for further consideration this year.

Please see the “Bills of Interest” section for more details on what proposals of interest remain eligible for further debate by lawmakers.

Remember To Invite Lawmakers to the Reception

Make plans to attend the 2023 IPAA Legislative Reception the evening of March 14 at offices of Bolton and Menk in Des Moines.

The event will begin at 5:00 pm and conclude at 7:00 pm.

Please send an email to the Representatives and Senators in your area and invite them to the event.

Here are links to the members of the House and Senate (and their email addresses):

House of Representatives:

<https://www.legis.iowa.gov/legislators/house>

Senate:

<https://www.legis.iowa.gov/legislators/senate>

Bolton and Menk is located at 430 E. Grand Avenue.

We look forward to seeing you, and the lawmakers from your area that you invited, at this annual event.

Bills of Interest

(HF - House File, HSB - House Study Bill, SF - Senate File, SSB - Senate Study Bill)

(F - For, A - Against, U - Undecided/monitoring)

SF 411 (formerly SSB 1085) - City and County Engine Energy Rules Preemption (U) - This bill prohibits a county or city from adopting an ordinance, motion, resolution, or amendment that limits consumer access to an energy source to power an engine or that results in the de facto prohibition of the sale or production of an energy source or the related infrastructure necessary to provide consumer access to a specific energy source within the jurisdiction of the county or city. The bill specifically includes "aviation fuel" in the list of energy sources enumerated in the bill.

On Senate debate calendar

SF 369 - UAVs Over Farms (U) - This bill prohibits the use of remotely piloted aircraft (RPA) flying over a homestead or that part of a farmstead where agricultural animals are kept.

On Senate debate calendar

SF 203 (formerly SSB 1072) - Ransomware (F) - The bill defines "ransomware," and provides that a person shall not use ransomware with the intent to cause the malfunction or interruption of the operation of, or alter, damage, or destroy, all or any part of a computer, computer network, computer control language, computer software, computer system, computer service, or computer data.

The bill also provides that a person who has suffered a specific and direct injury because of a violation of the bill may bring a civil action in a court of competent jurisdiction, and the court may award actual damages, reasonable attorney fees, and court costs. A conviction for an offense under the bill is not a prerequisite for the filing of a civil action.

On Senate debate calendar

SF 144 (formerly SSB 1016) - Laser Pointing At Aircraft (F) - This bill relates to an assault involving a laser pointed toward an aircraft. Specifically, the bill provides that it is an assault for a person to intentionally point a laser emitting a visible light beam toward an aircraft. The bill defines "aircraft" as any contrivance intended for and capable of transporting persons through the airspace. Penalties for assault range from a simple misdemeanor to a class "C" felony.

On Senate debate calendar

~~SSB 1077 - Commercial Solar Installations~~ (U) - The bill prohibits a commercially owned solar panel field from installation on agricultural land unless the solar panel field is at least 150 feet from the nearest adjacent landowner and 1,200 feet from the nearest residence or livestock facility.

Approved by subcommittee with an amendment

HF 585 (formerly HF 231) - Regional Representation on the State Transportation Commission (U) - This bill requires that for each of the seven regions of the state, as designated by the bill, one member of the transportation commission must be appointed to represent, and must reside in, each region. The bill divides the state into seven regions with each region consisting of certain adjoining counties.

On House debate calendar

HF 572 (formerly HF 388) - UAVs Over Farms (U) - This bill prohibits the use of remotely piloted aircraft (RPA) flying over a homestead or that part of a farmstead where agricultural animals are kept.

On House debate calendar

HF 143 (formerly HSB 13) - Ransomware (F) - The bill defines "ransomware," and provides that a person shall not use ransomware with the intent to cause the malfunction or interruption of the operation of, or alter, damage, or destroy, all or any part of a computer, computer network, computer control language, computer software, computer system, computer service, or computer data.

The bill also provides that a person who has suffered a specific and direct injury because of a violation of the bill may bring a civil action in a court of competent jurisdiction, and the court may award actual damages, reasonable attorney fees, and court costs. A conviction for an offense under the bill is not a prerequisite for the filing of a civil action.

Approved by the House 97 to 1

~~HSB 53 - Laser Pointing At Aircraft~~ (F) - This bill relates to an assault involving a laser pointed toward an aircraft. Specifically, the bill provides that it is an assault for a person to intentionally point a laser emitting a visible light beam toward an aircraft. The bill defines "aircraft" as any contrivance intended for and capable of transporting persons through the airspace. Penalties for assault range from a simple misdemeanor to a class "C" felony.

Subcommittee: Dieken, Fry, Scheetz

~~HSB 16 - Essential Purpose For Cybersecurity~~ (U) - This bill amends the definitions of "essential county purpose" and "essential corporate purpose" to include the acquisition, development, and improvement of information systems to protect against a cybersecurity event. The bill defines "cybersecurity event" as an event resulting in unauthorized access to, or the disruption or misuse of, an information system or of nonpublic information stored on an information system, as defined in the bill.

Subcommittee: Latham, Graber and Isenhardt