

# 1990 SESSION FISCAL REPORT

Volume I

73rd General Assembly  
State of Iowa

Legislative Fiscal Bureau

July 1990



DENNIS C. PROUTY  
DIRECTOR  
515/281-5279

STATE CAPITOL  
DES MOINES, IOWA  
50319

STATE OF IOWA  
LEGISLATIVE FISCAL BUREAU  
JULY, 1990

Members of the 73rd General Assembly of Iowa and Other Interested Citizens:

The Fiscal Report, issued by the Legislative Fiscal Bureau, contains a comprehensive summary of fiscal information and legislation passed by the 1990 Session of the 73rd General Assembly.

This report is intended to provide interested persons and parties with information on General Fund and non-General Fund appropriations, receipts, and bill summaries which have a significant fiscal impact upon the State of Iowa.

Included in this comprehensive report is the following information: appropriations summary, General Fund balance sheet, appropriations subcommittee review, fee increases, miscellaneous appropriation bills, executive summaries of the ways and means bills, and Legislative Fiscal Bureau reports.

The portions of the appropriations bills which were vetoed by the Governor are designated by the use of [ ] and are highlighted by the term **VETOED**.

Members of the Legislative Fiscal Bureau staff are available to answer any questions concerning the contents of this document.

Yours Truly,

Dennis C. Prouty,  
Director

**STAFF DIRECTORY  
LEGISLATIVE FISCAL BUREAU**

Dennis Prouty, Director  
Capitol, Second Floor  
281-5279

<b>DEPUTY DIRECTOR</b>	Tim Faller	281-4615	Capitol-Second
<b>FISCAL ANALYSIS</b>	Holly Lyons	281-7845	Capitol-Second
<b>POLICY ANALYSIS</b>	Dwayne Ferguson	281-6561	Lucas-Ground
<b>DATA BASE</b>	Glen Dickinson	281-4616	Lucas-Ground
<b>ADMINISTRATIVE STAFF</b>	Douglas Wulf	281-3250	Lucas-Ground

**APPROPRIATIONS SUBCOMMITTEES**

**ADMINISTRATION**

Personnel	Paul Accola	281-7942	Lucas-Ground
Revenue and Finance	Paul Accola		
General Services	Paul Accola		
Management	Paul Accola		
Governor	Dwayne Ferguson	281-6561	Lucas-Ground
Lieutenant Governor	Dwayne Ferguson		
Treasurer	Dwayne Ferguson		
Secretary of State	Dwayne Ferguson		
Executive Council	Dwayne Ferguson		

**STAFF DIRECTORY  
LEGISLATIVE FISCAL BUREAU**

**AGRICULTURE AND NATURAL RESOURCES**

Agriculture	Alice Wisner	281-4612	Capitol-Second
State Fair Authority	Alice Wisner		
Natural Resources	Jeff Robinson	281-4614	Capitol-Second

**ECONOMIC DEVELOPMENT**

Economic Development/Iowa Plan	John Hawley	281-7799	Capitol-Ground
	Khalid Mahmood	281-5270	Lucas-Ground

**EDUCATION**

Board of Regents	Sue Lerdal	281-7794	Capitol-Ground
College Aid Commission	Sue Lerdal		
Education	Jon Studer	281-6767	Capitol-Second
Cultural Affairs	Jon Studer		

**HEALTH AND HUMAN RIGHTS**

Public Health	Bob Snyder	281-6256	Capitol-Ground
Civil Rights	Bob Snyder		
Elder Affairs	Bob Snyder		
Human Rights	Bob Snyder		
Blind	Bob Snyder		



**STAFF DIRECTORY  
LEGISLATIVE FISCAL BUREAU**

**HUMAN SERVICES**

AFDC, WIN, and Food Stamps	Jon Neiderbach	<b>281-4613</b>	Lucas-Ground
Field Operations	Jon Neiderbach		
Foster Care	Jon Neiderbach		
Child Support Recovery	Jon Neiderbach		
County Based Services	Jon Neiderbach		
SSBG	Pam Shipman	<b>281-6764</b>	Lucas-Ground
Medical Services	Pam Shipman		
MH/MR/DD Enhanced Services	Pam Shipman		
Institutions	Pam Shipman		
General Administration	Pam Shipman		

**JUSTICE SYSTEM**

Parole Board	Beth Lenstra	<b>281-4617</b>	Capitol-Ground
Corrections	Beth Lenstra		
Justice	Beth Lenstra		
Judicial	Douglas Wulf	<b>281-3250</b>	Lucas-Ground

**REGULATION**

Commerce	Mary Shipman	<b>281-7846</b>	Lucas-Ground
Employment Services	Mary Shipman		
Campaign Finance Disclosure	Mary Shipman		
Inspections and Appeals	Tim Faller	<b>281-4615</b>	Capitol-Second
Public Employment Relations Board	Tim Faller		
Auditor	Tim Faller		

**STAFF DIRECTORY  
LEGISLATIVE FISCAL BUREAU**

**TRANSPORTATION**

Iowa Law Enforcement Academy	Douglas Wulf	281-3250	Lucas-Ground
Public Defense	Douglas Wulf		
Public Safety	David Reynolds	281-6934	
Transportation	David Reynolds		Lucas-Ground

**WAYS AND MEANS**

Standing Committees	Paul Durand	281-4611	Capitol-Second
Property Tax	Paul Durand		

**EDUCATION STANDING COMMITTEES**

School Finance	Carter Hawley	281-6301	Lucas-Ground
Education Standing Issues	Jon Studer	281-6767	Capitol-Second

**DATA BASE SUPPORT**

	Ray Knapp	281-5335	Luas-Ground
	Cynthia Dufty	281-6765	Lucas-Ground

**ADMINISTRATIVE STAFF**

	Nona Livingston	281-5279	Capitol-Second
	Lynn Sevedge	281-4594	Capitol-Second
	Le Ann Dunne-Jaber	281-6766	Lucas-Ground

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# General Fund Actual Receipts

Fiscal Year 1990

(In Millions)

## Other Receipts

Miscellaneous Receipts	\$16.4
County Reimbursement	\$50.7
Third Party Payments	\$55.2
Pari-mutuel Receipts	\$8.8

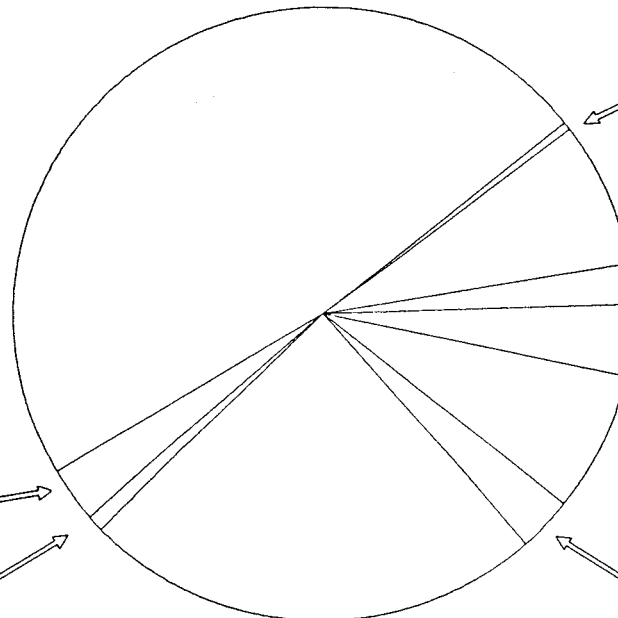
Judicial Revenue	\$35.3
Liquor Transfers	\$29.5
Transfers	\$2.3

Interest Fees	\$14.0
	\$12.0

Personal Income Tax	\$1,445.6 (47.88%)
---------------------	--------------------

Insurance Premiums	\$87.0 (2.88%)
--------------------	----------------

Franchise & Miscellaneous	\$26.1 (0.86%)
---------------------------	----------------



Beer Tax	\$12.6 (0.42%)
----------	----------------

Corporate Income Tax	\$230.7 (7.64%)
----------------------	-----------------

Inheritance	\$65.1 (2.16%)
-------------	----------------

Use Tax	\$114.3 (3.79%)
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Other Receipts	\$224.2 (7.42%)
----------------	-----------------

Cigarette & Tobacco	\$85.2 (2.82%)
---------------------	----------------

Sales Tax	\$728.5 (24.13%)
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Total: \$3,019.3

# General Fund Estimated Receipts

## Fiscal Year 1991

(In Millions)

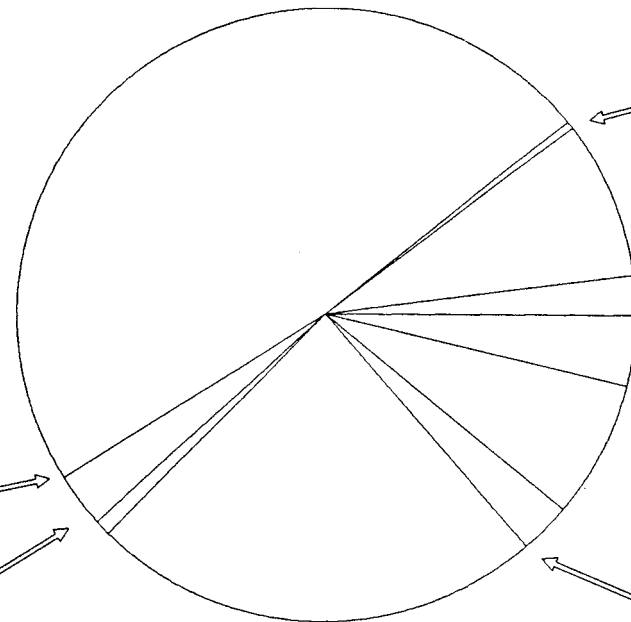
### Other Receipts

Miscellaneous Receipts	\$15.0
County Reimbursement	\$54.1
Third Party Payments	\$54.5
Pari-mutuel Receipts	\$8.8
Judicial Revenue	\$36.2
Liquor Transfers	\$28.8
Transfers	\$3.5
Interest	\$14.8
Fees	\$15.4

Personal Income Tax  
\$1,540.0 (48.17%)

Insurance Premiums  
\$91.5 (2.86%)

Franchise &  
Miscellaneous  
\$26.1 (0.82%)



Beer Tax  
\$12.3 (0.39%)

Corporate Income Tax  
\$267.0 (8.35%)

Inheritance  
\$68.9 (2.15%)

Use Tax  
\$118.1 (3.69%)

Other Receipts  
\$231.1 (7.23%)

Cigarette & Tobacco  
\$85.7 (2.68%)

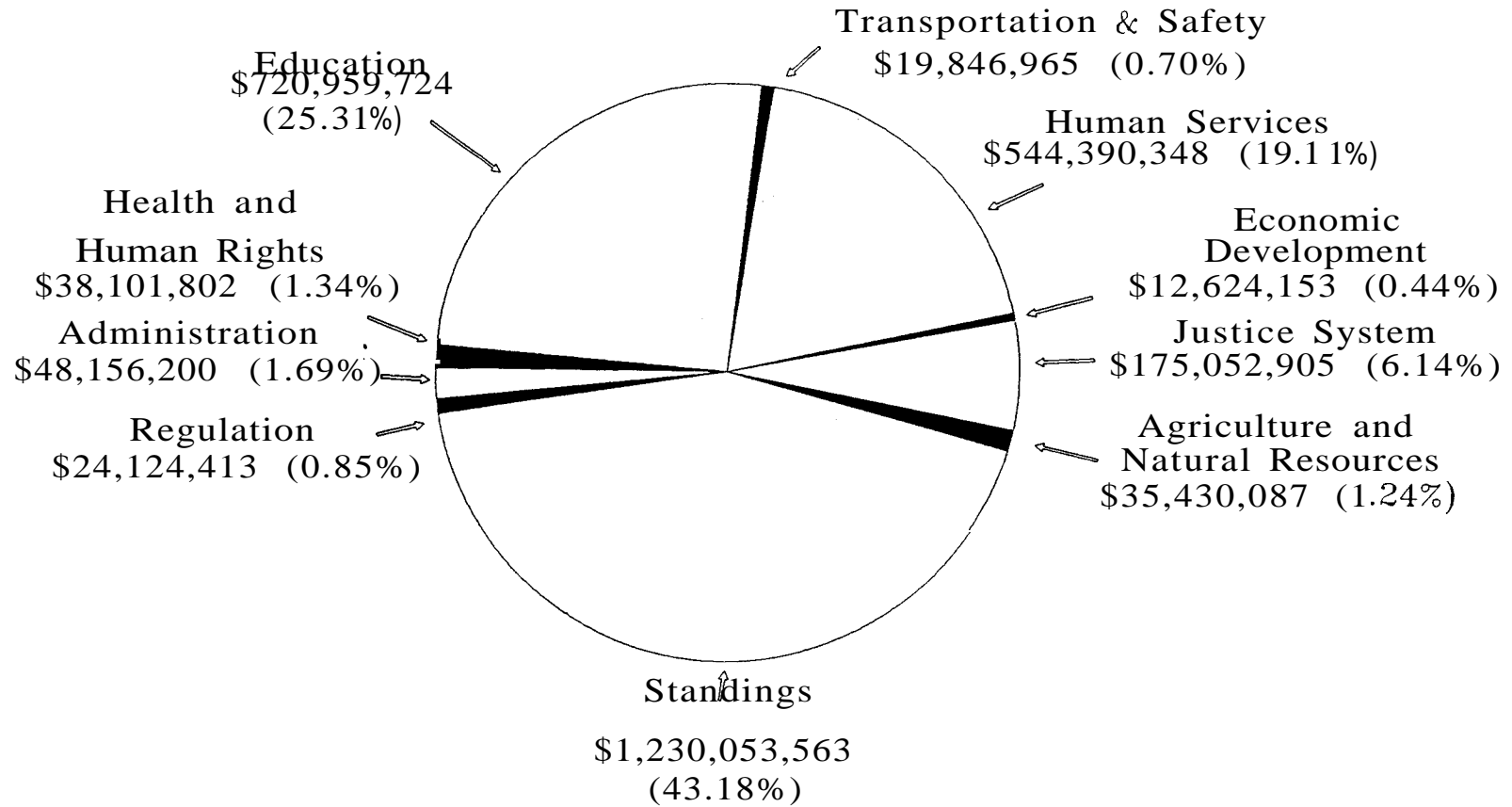
Sales Tax  
\$756.6 (23.66%)

### Total: \$3,197.3

As Estimated by March 13, 1990 Revenue Estimating Conference

# General Fund Appropriations

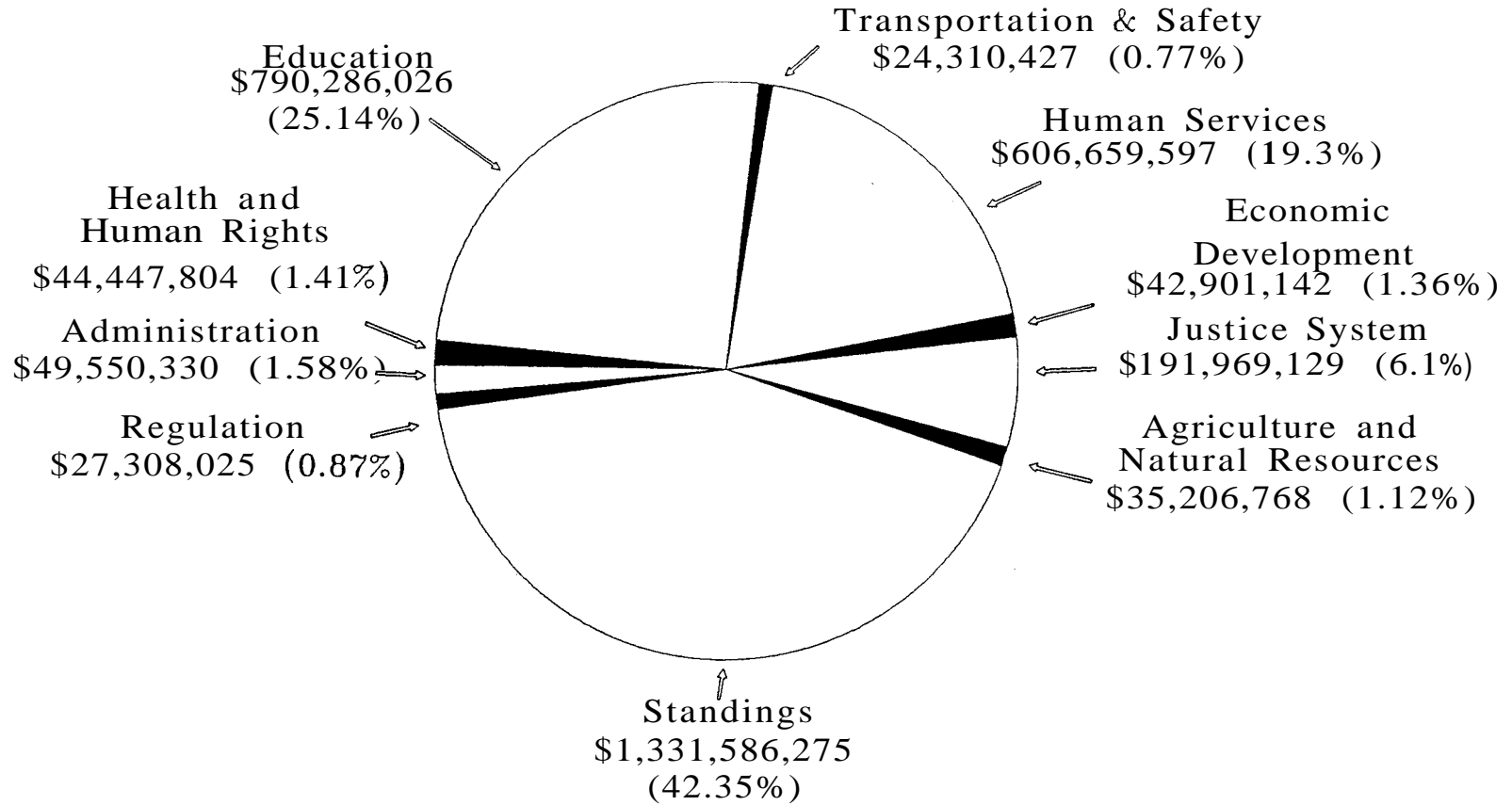
## Fiscal Year 1990



**Total: \$2,848,740,160**

# General Fund Appropriations

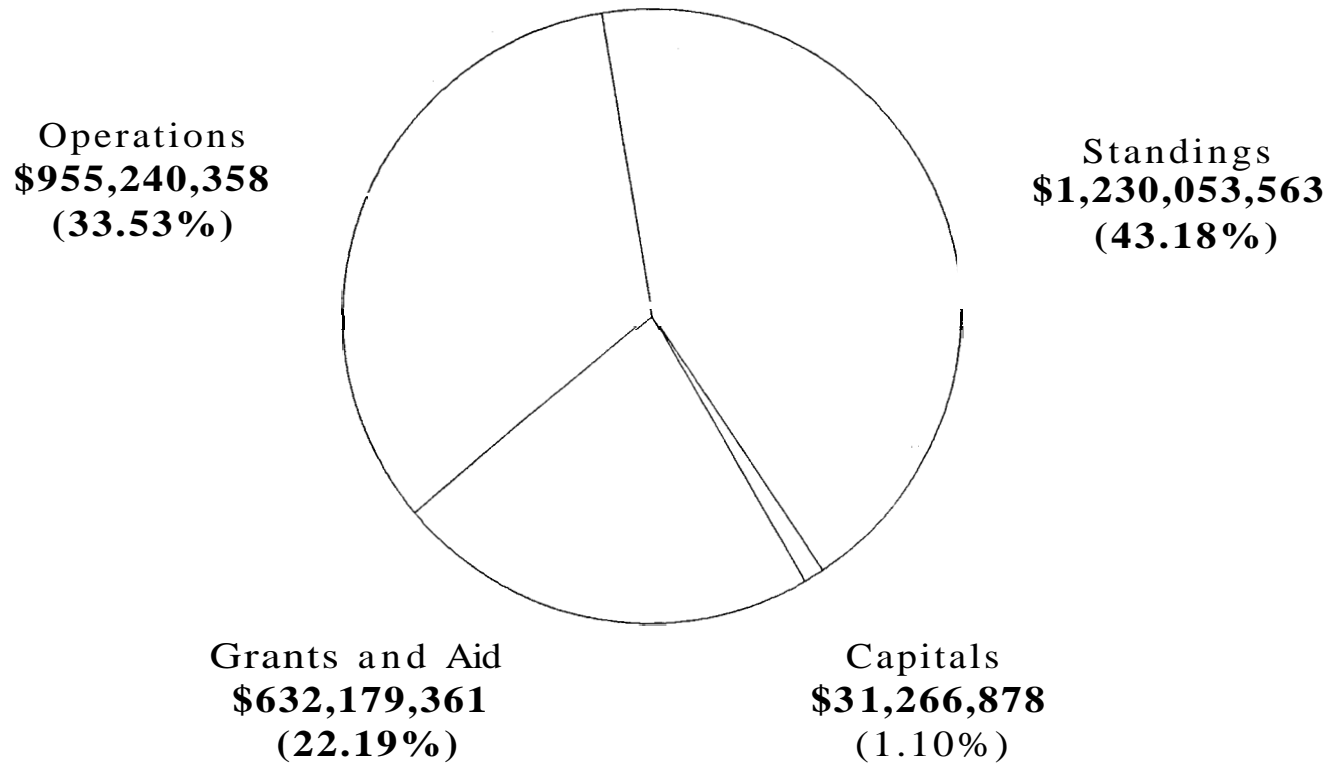
## Fiscal Year 1991



Total: \$3,144,225,523

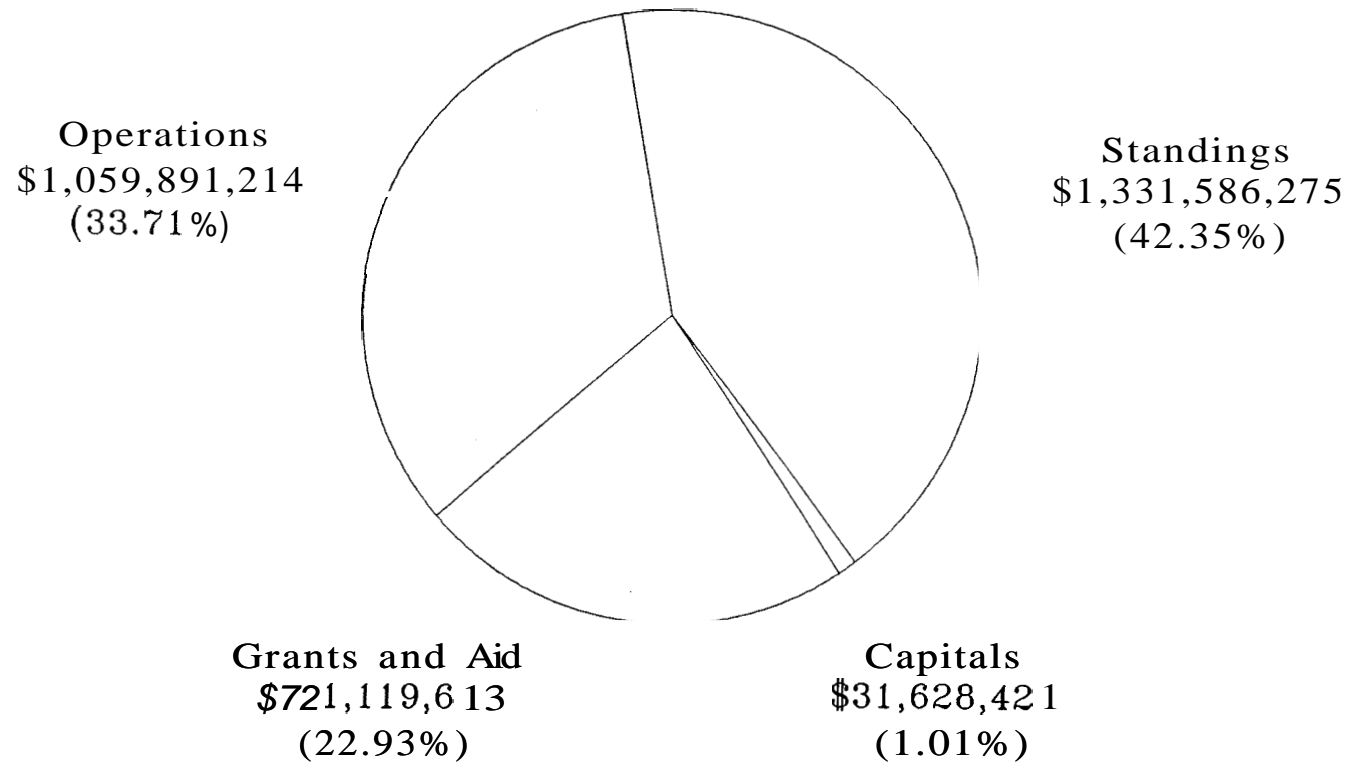


# General Fund Appropriations Fiscal Year 1990



**Total: \$2,848,740,160**

# General Fund Appropriations Fiscal Year 1991



**Total: \$3,144,225,523**

**STATE OF IOWA  
GENERAL FUND BALANCE**

Dollars in Millions

	Fiscal Year 1990		Fiscal Year 1991	
	Governor's Revised	Final Action	Governor's Revised	Final Action
<b><i>Estimated Funds Available:</i></b>				
Beginning Balance	\$ 95.4	\$ 95.4	\$ 99.6	\$ 135.6
Estimated Receipts				
Revenue Est. Conference	3,052.9	3,052.9	3,193.8	3,193.8
Miscellaneous Adjustments	0.7	0.7	7.3	7.3
Corp Tax-IRC Update			-0.8	-0.8
Lottery Revenue			39.0	
Lottery Bal Forward			4.7	
Pension Exclusion			-7.0	-7.0
Child Care Credit				1.3
Refunds	-198.1	-198.1	-200.6	-200.6
Accruals	12.5	12.5	10.3	10.3
Transfers	3.5	3.5	4.4	4.4
<b><i>Total Funds Available</i></b>	<b>2,966.9</b>	<b>2,966.9</b>	<b>3,150.7</b>	<b>3,144.3</b>
<b><i>Estimated Appropriations:</i></b>				
General Fund	2,822.3	2,822.3	3,139.8	3,144.2
Telecommunications-contingency	10.0	5.0		
Regents Capitals-contingency	33.9	5.6		
Supplementals/Deappropriations	18.7	16.0		
Reversions	-17.6	-17.6	-35.0	-35.0
Anticipated Reversion/item veto				-3.9 (1)
<b><i>Net Appropriations</i></b>	<b>2,867.3</b>	<b>2,831.3</b>	<b>3,104.8</b>	<b>3,105.3</b>
<b><i>Ending Balance</i></b>	<b>\$ 99.6</b>	<b>\$ 135.6</b>	<b>\$ 45.9</b>	<b>\$ 39.0</b>

(1) The Governor is recognizing an additional \$3,862,697 in anticipated increased reversions due to the item veto of intent language.

## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Subcommittee</b>								
Administration	\$ 382,572,775	\$ 314,570,426	\$ 376,316,960	\$ 314,886,340	\$ 775,000	\$ 2,237,330	\$ 316,348,670	
Agriculture & Natural Res.	36,290,479	35,430,087	54,612,264	34,422,553	300,000	1,004,215	35,206,768	
Economic Development	12,785,853	12,624,153	43,149,518	42,803,245	100,000	197,897	42,901,142	
Education	1,539,876,282	1,684,365,461	1,807,144,387	1,824,030,041	1,901,216	32,711,536	1,854,840,361	
Health & Human Rights	34,681,865	38,101,802	40,286,505	44,247,035	1,025,000	1,225,769	44,447,804	
Human Services	484,343,523	544,482,198	586,234,085	596,362,850	326,000	10,714,597	606,751,447	
Justice System	172,558,143	175,154,155	180,887,713	186,499,620	2,714,520	8,285,279	192,070,379	
Regulation	10,290,364	24,124,913	26,532,604	26,736,000	180,000	752,525	27,308,525	
Transportation and Safety	18,066,144	19,886,965	24,616,898	23,609,881	112,000	852,546	24,350,427	
<b>Total Appropriations</b>	<b>\$ 2,691,465,428</b>	<b>\$ 2,848,740,160</b>	<b>\$ 3,139,780,934</b>	<b>\$ 3,093,597,565</b>	<b>\$ 7,433,736</b>	<b>\$ 58,061,694</b>	<b>\$ 3,144,225,523</b>	
<b>Operations</b>	<b>\$ 901,326,260</b>	<b>\$ 955,240,358</b>	<b>\$ 1,054,489,556</b>	<b>\$ 1,006,942,972</b>	<b>\$ 2,986,000</b>	<b>\$ 55,934,242</b>	<b>\$ 1,059,891,214</b>	
<b>Grant and Aid</b>	<b>568,442,034</b>	<b>632,179,361</b>	<b>713,243,922</b>	<b>723,339,897</b>	<b>4,347,736</b>	<b>2,127,452</b>	<b>721,119,613</b>	
<b>Capitals</b>	<b>42,217,669</b>	<b>31,266,878</b>	<b>19,482,816</b>	<b>31,728,421</b>	<b>100,000</b>	<b>0</b>	<b>31,628,421</b>	
<b>Standings</b>	<b>1,179,479,465</b>	<b>1,230,053,563</b>	<b>1,352,564,640</b>	<b>1,331,586,275</b>	<b>0</b>	<b>0</b>	<b>1,331,586,275</b>	
<b>Total Appropriations</b>	<b>\$ 2,691,465,428</b>	<b>\$ 2,848,740,160</b>	<b>\$ 3,139,780,934</b>	<b>\$ 3,093,597,565</b>	<b>\$ 7,433,736</b>	<b>\$ 58,061,694</b>	<b>\$ 3,144,225,523</b>	

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	Bill
<b>Bill Summary</b>								
H. F. 774 - FY 1990 Education Appropriation Bill				\$ 13,579,598	\$ 0			
H. F. 2371 - Health/Human Rights Appropriation Bill				40,897,327	500,000			
H. F. 2546 - Child Day Care Appropriation Bill				1,260,000	0			
H. F. 2564 - Substance Abuse Appropriation Bill				2,835,000	522,000			
H. F. 2569 - State Government Appropriation Bill				12,825,998	1,046,000			
S. F. 2280 - Administration Appropriation Bill				46,999,000	0			
S. F. 2327 - Economic Development Appropriation Bill				44,353,245	50,000			
S. F. 2328 - Regulation Appropriation Bill				26,735,500	180,000			
S. F. 2364 - Ag & Natural Resources Appropriation Bill				34,422,553	300,000			
S. F. 2365 - Health Care Expansion Appropriation Bill				2,630,000	150,000			
S. F. 2402 - Transportation Appropriation Bill				23,153,996	112,000			
S. F. 2408 - Justice Appropriation Bill				185,219,370	2,508,520			
S. F. 2422 - Salary Adjustment Appropriation Bill				58,061,694	0			
S. F. 2423 - Education Appropriation Bill				735,233,703	1,879,216			
S. F. 2435 - Human Services Appropriation Bill				591,891,000	186,000			

**Column Explanations:**

Estimated FY 1990 includes supplemental appropriations less the Governor's actual vetoes.

Final Action FY 1991 reflects all FY 1991 appropriations except the salary adjustment bill (S.F. 2422). The distribution of salary adjustment funds is reflected in the Leg Sal. Adj. column.

Govn Veto FY 1991 are actual dollar vetoes. The Governor is recognizing an additional \$3,862,697 in anticipated forced reversions due to item vetoes of intent language. In addition, the Governor vetoed the Education (S.F. 2418) and the Human Services (S.F. 2421 and H.F. 2514) appropriation bills in their entirety.

## General Fund Appropriations

	Actual <b>FY 1989</b>	Estimated Net <b>FY 1990</b>	Govn Revised <b>FY 1991</b>	Final Action <b>FY 1991</b>	Govn Veto <b>FY 1991</b>	Leg Sal. Adj. <b>FY 1991</b>	Total <b>FY 1991</b>	Bill
Administration								
Executive Council								
Executive Council								
General Office	39,996	41,549	50,148	40,000		1,481	41,481	S.F. 2280
court costs	78,093	85,000	85,000	85,000			85,000	STDNG.
Public Improvements	63,439	60,000	60,000	60,000			60,000	STDNG.
Habeas Corpus Fees	18,327	25,000	25,000	25,000			25,000	STDNG.
Performance of Duty	1,362,685	1,000,000	850,000	850,000			850,000	STDNG.
	<b>1,562,540</b>	<b>1,211,549</b>	<b>1,070,148</b>	<b>1,060,000</b>	<b>0</b>	<b>1,481</b>	<b>1,061,481</b>	
Legislative Branch								
House of Representatives								
NCSL	64,701	67,455	69,479	69,000			69,000	S.F. 2280
House of Representatives	5,058,713	5,692,750	6,498,500	6,498,500			6,498,500	STDNG.
	<b>5,123,414</b>	<b>5,760,205</b>	<b>6,567,979</b>	<b>6,567,500</b>	<b>0</b>	<b>0</b>	<b>6,567,500</b>	
Senate								
Senate	3,209,632	3,104,236	3,660,149	3,660,149			3,660,149	STDNG.
Joint Exp of Legislature								
Joint Expenses	1,131,058	500,000	500,000	500,000			500,000	STDNG.
Citizens' Aide, Office of								
Citizens' Aide	431,737	481,000	553,150	553,150			553,150	STDNG.
Leg. Computer Support Bur								
Legislative Computer Supp	1,170,024	1,262,832	1,296,930	,296,930			,296,930	STDNG.
Legislative Fiscal Bureau								
Legislative Fiscal Bureau	1,095,660	1,187,400	1,358,000	,358,000			,358,000	STDNG.

## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Administration</b>								
<b>Legislative Branch</b>								
Legislative Service Bur								
Pioneer Lawmakers	700		707				0	S.F. 2280
Legislative Service Bur	2,829,945	2,952,237	3,529,125	3,529,125			3,529,125	STDNG.
	2,830,645	2,952,237	3,529,832	3,529,125	0	0	3,529,125	
Admin. Rules Review Comm.								
Administr. Rules Review	54,381	62,006	64,486	64,486			64,486	STDNG.
Uniform State Laws								
Uniform State Laws Comm	12,100	15,500	15,000	14,000			14,000	S.F. 2280
	15,058,651	15,325,416	17,545,526	17,543,340	0	0	17,543,340	
<b>Legislative Branch</b>								
<b>General Services, Dept of</b>								
General Services, Dept of								
Administration Div.	5,645,155	500,533	13,720,321	492,000		29,113	521,113	S.F. 2280
Information Services Div.	5,416,193	5,835,109		7,175,000		295,930	7,470,930	S.F. 2280
Utilities	1,867,302	1,867,302	2,033,000	2,002,000			2,002,000	S.F. 2280
Rental Space	655,431	440,929	618,056	608,000			608,000	S.F. 2280
Capitol Planning Comm.	1,542	1,542	1,542	2,000			2,000	S.F. 2280
Communications Division		420,141		413,000		19,801	432,801	S.F. 2280
Director's Office		104,644		102,000		3,695	105,695	S.F. 2280
Materials Management Div.		92,058		92,000		4,067	96,067	S.F. 2280
Property Management Div.		3,802,158		3,744,000		147,465	3,891,465	S.F. 2280
Printing & Mail Div.		560,750		492,000		27,632	519,632	S.F. 2280
Record Management Div.		407,460		422,000		19,987	441,987	S.F. 2280
Historical Building Maint		100,000					0	
Custodial Staff		82,658					0	
Micrographics Staff		22,538				1,238	1,238	S.F. 2280
Fire Safety				67,000			67,000	S.F. 2280

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
<b>Administration</b>								
<b>General Services, Dept of</b>								
General Services, Dept of								
Layoff Avoidance				250,000			250,000	S.F. 2280
Child day care planning				600,000	600,000		0	H.F.2569
Capitol Complex Renov.	700,000						0	
Capitol Renovation	7,970,000	,700,000					0	
Computer Lease Purchase		600,000					0	
State Salary Book Prtg.	7,972	8,500	10,000	10,000			10,000	STDNG.
Legislative Mailings	3,241	3,500	7,000	7,000			7,000	STDNG.
	<u>22,266,836</u>	<u>1,549,822</u>	<u>16,389,919</u>	<u>16,478,000</u>	<u>600,000</u>	<u>548,928</u>	<u>16,426,928</u>	
<b>Governor</b>								
Governor's Office, Iowa								
General Office	811,937	867,949	939,984	889,000		41,944	930,944	S.F. 2280
Administrative Rules Coor	91,315	102,056	105,414	103,000		6,699	109,699	S.F. 2280
Terrace Hill Quarters	91,921	94,975	97,117	95,000		4,823	99,823	S.F. 2280
Ad Hoc Committees	8,009	8,009	8,009	7,000			7,000	S.F. 2280
Natl Governor's Assoc.	68,980	73,120	77,870	75,000			75,000	S.F. 2280
Expense of Office	5,434	5,434	5,434	4,000			4,000	S.F.2280
Interstate Extradition	504	4,000	4,000	4,000			4,000	STDNG.
Presidential Electors	400						0	STDNG.
	<u>1,078,500</u>	<u>1,155,543</u>	<u>1,237,828</u>	<u>1,177,000</u>	<u>0</u>	<u>53,466</u>	<u>1,230,466</u>	
<b>Gov. Subst. Abuse Coord.</b>								
Gov. Sub Abuse Coord.								
Substance Abuse Prev Coor		50,997	396,401	105,000		2,489	107,489	S.F. 2280
Sub. Abuse Clearinghouse				59,000			59,000	H.F. 2564
Addicted Mothers' Babies				125,000	125,000		0	H.F. 2564
	<u>0</u>	<u>50,997</u>	<u>396,401</u>	<u>289,000</u>	<u>125,000</u>	<u>2,489</u>	<u>166,489</u>	



## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Administration</b>								
<b>Governor, Lieutenant</b>								
Lieutenant Governor, <del>OFF.</del>								
Lt. Gov. General Office	129,588	130,142	82,652	85,000		5,784	90,784	S.F.2280
Lt. Governor's Office			70,500	34,000			34,000	S.F. 2280
	129,588	130,142	153,152	119,000	0	5,784	124,784	
<b>Management, Department of</b>								
Management, Dept. of								
State & Local Legal Cntr	50,000						0	
General Office	1,607,628	1,696,793	1,740,622	1,566,000		89,303	1,655,303	S.F.2280
Salary Adjustment	1,878,456	218,996	60,424,059				0	S.F.2422
FY89 27th Pay Period Adj.	16,000,000						0	
Council of State Govt.	55,900	58,600	62,100	61,000			61,000	S.F. 2280
GAAP for Merged Area Sch	12,000,000						0	
Law Enforcement Training			125,000	123,000			123,000	S.F.2280
Early Retirement						285,000	285,000	S.F. 2280
Indian Settlement Officer	3,365	3,365	3,365	25,000			25,000	S.F. 2402
Appeal Board	3,327,558	2,500,000	1,900,000	1,900,000			1,900,000	STDNG.
	34,922,907	4,477,754	64,255,146	3,675,000	0	374,303	4,049,303	
<b>Personnel, Department of</b>								
Personnel, Department of								
Operations	3,578,203	3,764,078	4,180,526			201,629	201,629	S.F. 2280
DHS Personnel Transfer	50,000						0	
Pre-tax/Dependent Care	88,000	245,000				3,457	3,457	S.F. 2280
IDOP Safety Officers		63,097				2,531	2,531	S.F. 2280
Personnel Officer Travel		30,000					0	
IDOP Salary Annualization		50,000					0	
Administration				1,331,000			1,331,000	S.F.2280
Field Operations				1,454,000			1,454,000	S.F. 2280
Program Management				1,118,000			1,118,000	S.F. 2280
Workers' Comp Admin				140,000			140,000	S.F. 2280

## General Fund Appropriations

	Actual FY 1989	Estimate Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Administration</b>								
<b>Personnel, Department of</b>								
Personnel, Department of								
Worker's Compensation	3,875,318	3,500,000	3,600,000	3,600,000			3,600,000	STDNG.
	7,591,521	7,652,175	7,780,526	7,643,000	0	207,617	7,850,617	
<b>IDOP-Retirement</b>								
FOAB & IOASI Adminis.	109,141	109,141	109,141			5,705	5,705	S.F.2280
IPERS-LegislativeBuy-in	87,774	50,000	50,000	50,000			50,000	STDNG.
	196,915	159,141	159,141	50,000	0	5,705	55,705	
<b>Personnel, Department of</b>								
	7,788,436	7,811,316	7,939,667	7,693,000	0	213,322	7,906,322	
<b>Revenue &amp; Finance, Dept</b>								
Revenue and Finance, Dept								
Operations	18,693,032						0	
Increased Tax Enforcement	1,000,000	1,036,022				50,140	50,140	S.F. 2280
Processing		3,666,963				109,681	109,681	S.F. 2280
Accounting Function		930,143				47,586	47,586	S.F. 2280
Operations		1,752,505				91,215	91,215	S.F. 2280
Local Government Services		1,335,969				62,096	62,096	S.F. 2280
Administration		780,601					0	
Tax Policy & Appeals		1,172,624				42,081	42,081	S.F. 2280
Office Review		2,294,192				100,666	100,666	S.F. 2280
In-state Field Audit		2,782,107				113,523	113,523	S.F. 2280
Out-of-State Field Audit		1,092,892				43,554	43,554	S.F. 2280
Taxpayer Services		1,497,343				67,198	67,198	S.F. 2280
Collections		2,823,975				136,299	136,299	S.F. 2280
Audit & Compliance			9,350,844	9,350,844			9,350,844	S.F. 2280
Administration			774,903	715,000		38,048	753,048	S.F. 2280
Financial Management			6,541,472	6,047,156			6,047,156	S.F.2280
Information & Mgmt Serv.			1,790,106	1,654,000			1,654,000	S.F.2280
Local Govt. Services			1,363,212	1,260,000			1,260,000	S.F. 2280

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	Bill
Administration								
Revenue & Finance, Dept								
Revenue and Finance, Dept								
Technical Services			1,962,900	1,814,000			1,814,000	S.F. 2280
Layoff Avoidance				250,000			250,000	S.F. 2280
Ag Land Tax Credit	43,495,373	43,500,000	43,500,000	43,500,000			43,500,000	STDNG.
Pers Property Tax Repl	32,497,716						0	STDNG.
Property Tax Replacement	67,730,090	67,737,000	67,737,000	67,737,000			67,737,000	STDNG.
Printing Cigarette Stamps	104,278	130,000	130,000	130,000			130,000	STDNG.
Sales Tax Fees & Cost	47,976	58,800	58,800	58,800			58,800	STDNG.
Homestead Tax Credit Aid	95,193,450	97,000,000	99,000,000	99,000,000			99,000,000	STDNG.
Extraord. Prop. Tax Reim.	9,666,569	12,700,000	12,500,000	12,500,000			12,500,000	STDNG.
Peace Officer Retirement	3,551,662	3,300,000	3,300,000	3,300,000			3,300,000	STDNG.
Unemployment Compensati	390,162	504,000	493,000	493,000			493,000	STDNG.
Mach & Comp Tax Repl	12,252,756	9,500,000	6,500,000	6,500,000			6,500,000	STDNG.
Franchise Tax Reimburs.	8,279,925	6,300,000	6,300,000	6,300,000			6,300,000	STDNG.
Military Service Tax Cred	3,111,375	3,200,000	3,200,000	3,200,000			3,200,000	STDNG.
Waterloo Greyhound Pk Ref	579,878						0	STDNG.
	296,594,242	265,095,136	264,502,237	263,809,800	0	902,087	264,711,887	
Secretary of State								
Secretary of State								
Secretary of State	1,505,428	1,692,261	1,706,989	1,677,000		74,690	1,751,690	S.F. 2280
Official Register Prtg.	72,470		76,750	74,000			74,000	S.F. 2280
Iowa Servicemens Ballot	756	2,100					0	STDNG.
Constitutional Amendments			2,700	2,700			2,700	STDNG.
	1,578,654	1,694,361	1,786,439	1,753,700	0	74,690	1,828,390	
State-Federal Relations								
State-Fed. Relations								
Office of	194,694	206,769	225,562	221,000		6,659	227,659	S.F. 2280

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
<b>Administration</b>								
<b>Treasurer of State</b>								
Treasurer of State								
Office	667,348	761,121	814,435	762,000		54,121	816,121	S.F. 2280
Excursion Boat Gambling		100,000					0	
Child Support Collection	730,379						0	
World Food Prize				250,000			250,000	S.F. 2327
Rural County Investment				100,000			100,000	S.F. 2327
Rural County Investment				-100,000			-100,000	H.F. 2569
Special Olympics Fund				5,000			5,000	H.F. 2569
Fire Fighters' Memorial				50,000	50,000		0	H.F. 2569
Unclaimed Fee Refunds		500	500	500			500	STDNG.
	1,397,727	861,621	814,935	1,067,500	50,000	54,121	1,071,621	
<b>Operations</b>	<b>73,190,983</b>	<b>45,856,200</b>	<b>109,540,255</b>	<b>47,783,000</b>	<b>725,000</b>	<b>2,237,330</b>	<b>49,295,330</b>	
<b>Grant and Aid</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>255,000</b>	<b>0</b>	<b>0</b>	<b>255,000</b>	
<b>Capitals</b>	<b>8,670,000</b>	<b>2,300,000</b>	<b>0</b>	<b>50,000</b>	<b>50,000</b>	<b>0</b>	<b>0</b>	
<b>Standings</b>	<b>300,711,792</b>	<b>266,414,226</b>	<b>266,776,705</b>	<b>266,798,340</b>	<b>0</b>	<b>0</b>	<b>266,798,340</b>	
<b>Administration</b>	<b>\$ 382,572,775</b>	<b>\$ 314,570,426</b>	<b>\$ 376,316,960</b>	<b>\$ 314,886,340</b>	<b>\$ 775,000</b>	<b>\$ 2,237,330</b>	<b>\$ 316,348,670</b>	

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	<u>Bill</u>
Agriculture & Natural Res								
Agriculture & Land Stwd								
Agriculture & Land Stwd								
Administrative Division	997,698	1,247,702	1,239,018	1,274,018		68,090	1,342,108	S.F. 2364
Farm Commodity Division	935,681	1,064,780	1,074,748	1,097,748		51,907	1,149,655	S.F. 2364
Farmer's Market Coupon	100,000	198,333	198,333	198,333			198,333	S.F. 2364
Regulatory Division	4,122,443	4,212,203	4,438,440	4,053,440		206,627	4,260,067	S.F. 2364
Laboratory Division	607,241	845,888	792,895	858,472		20,436	878,908	S.F. 2364
Pseudorabies Eradication				250,000			250,000	S.F. 2364
Multifloral Rose Erad		62,400					0	
Lamb and Wool Education				250,000			250,000	S.F. 2364
Public/Private Ptnrshps				250,000	250,000		0	S.F. 2364
	6,763,063	7,631,306	7,743,434	8,232,011	250,000	347,060	8,329,071	
Ag. - Soil Conservation								
Soil Conservation Oper.	4,551,035	5,106,127	5,112,287	5,462,287		140,252	5,602,539	S.F. 2364
Soil Cons. Cost Sh FY 89	6,789,972						0	
Soil Cons. Cost Sh FY 90		6,789,972					0	
Soil Cons. Cost Sh FY 91			6,789,972	6,789,972			6,789,972	S.F. 2364
	11,341,007	11,896,099	11,902,259	12,252,259	0	140,252	12,392,511	
Agriculture & Land Stwd								
	18,104,070	19,527,405	19,645,693	20,484,270	250,000	487,312	20,721,582	
Natural Resources, Dept								
Natural Resources								
Outdoor Recreation Writer	20,000						0	
DNR Operations	11,780,426	13,411,699	13,485,833			596,903	596,903	S.F. 2364
Reimb. To USGS-Coop Agr	185,983	185,983		185,983			185,983	S.F. 2364
Green Thumb Program	200,000	200,000	230,738	230,500			230,500	S.F. 2364
Gen Fund-REAP Fund Trnsfr	5,000,000	2,000,000					0	
Loess Hills State Forest		105,000					0	
Office of the Director				115,891			115,891	S.F. 2364
Administration Division				1,903,642			,903,642	S.F. 2364
Coord & Inf Division				788,691			788,691	S.F. 2364
Energy Division				1,260,841			,260,841	S.F. 2364

## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Agriculture &amp; Natural Res</b>								
<b>Natural Resources, Dept</b>								
<b>Natural Resources</b>								
Env Protection Division				2,105,780			2,105,780	S.F. 2364
Forestry Division				1,581,069			1,581,069	S.F. 2364
Parks Division				5,415,886			5,415,886	S.F. 2364
Jones Co Lowhead Dam				50,000	50,000		0	S.F. 2364
REAP Fund Standing Approp			21,000,000				0	STDNG.
	17,186,409	15,902,682	34,716,571	13,638,283	50,000.	596,903	14,185,186	
<b>State Fair Authority</b>								
<b>Ag. - State Fair</b>								
State Fair Foundation			250,000				0	
State Fair Capitals				300,000			300,000	S.F. 2364
	0	0	250,000	300,000	0	0	300,000	
<b>Fair Board Capitals</b>								
Fair Board Capitals								
Fair Board Capitals FY89	1,000,000						0	
<b>Operations</b>	28,500,507	28,577,715	26,572,292	26,782,581	0	1,084,215	27,866,796	
<b>Grant and Aid</b>	6,789,972	6,852,372	7,039,972	7,289,972	250,000	0	7,039,972	
<b>Capitals</b>	1,000,000	0	0	350,000	50,000	0	300,000	
<b>Standings</b>	0	0	21,000,000	0	0	0	0	
<b>Agriculture &amp; Natural Res</b>	<u>\$ 36,290,479</u>	<u>\$ 35,430,087</u>	<u>\$ 54,612,264</u>	<u>\$ 34,422,553</u>	<u>\$ 300,000</u>	<u>\$ 1,084,215</u>	<u>\$ 35,206,768</u>	

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
Economic Development								
Economic Devel., Dept of								
INTERNET								
INTERNET				460,000			460,000	S.F. 2327
Wallace Tech Foundation								
Wallace Tech Foundation			7,325,000	2,729,880			2,729,880	S.F.2327
Small Business Advocate								
Small Business Advocate				281,245			281,245	S.F. 2327
Deapprop Sm. Bus. Advoc.				-281,245			-281,245	H.F.2569
	0	0	0	0	0	0	0	
Economic Development								
General Administration	302,880	860,706	1,040,548	815,706		53,209	868,915	S.F. 2327
National Marketing Oper.	744,614	780,535	822,803	822,535		27,840	850,375	S.F. 2327
National Marketing Adv.	790,000	3,000,000	3,350,000	3,000,000			3,000,000	S.F. 2327
Film Office	116,851	156,158	200,000	200,000		3,662	203,662	S.F. 2327
Tourism Operations	951,406	978,357	694,406	728,835		39,990	768,825	S.F. 2327
Tourism Advertising	915,000	2,785,000	3,350,000	3,450,000			3,450,000	S.F. 2327
Tourism - Multistate	5,000						0	
Mississippi River Parkway	19,535	19,535	19,535	19,535			19,535	S.F. 2327
International Trade	409,509	417,632	1,349,367	407,632		13,985	421,617	S.F. 2327
European Office	218,350	227,357		227,357			227,357	S.F. 2327
Asian Office	163,939	204,187		204,187		4,491	208,678	S.F. 2327
Japan Office	300,709	302,191		299,191			299,191	S.F.2327
Ag Products Adv Council	4,885	4,885	4,885	4,885			4,885	S.F.2327
Export Trade Assistance	400,000	400,000	400,000	400,000			400,000	S.F. 2327
Small Business Programs	319,393	150,591	435,343	151,314		13,193	164,507	S.F. 2327
Small Business Adv. Cncl.		5,000		5,000			5,000	S.F. 2327
Targeted Small Business		47,692		47,692			47,692	S.F. 2327
Existing Industry		124,006		125,594			125,594	S.F. 2327
Community Progress	455,124	469,338	633,812	642,838		19,372	662,210	S.F. 2327
Procurement Office			140,000	140,000			140,000	S.F. 2327

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sa Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
<b>Economic Development</b>								
<b>Economic Devel., Dept of</b>								
Economic Development								
Partner State Program		20,000	150,000	100,000			100,000	S.F. 2327
Economic Dev. Training			50,000	75,000			75,000	S.F. 2327
Welcome Centers			350,000	350,000			350,000	S.F. 2327
Satellite Centers			1,505,000	495,000			1,495,000	S.F. 2327
<b>Labor/Management Councils</b>			200,000	250,000			250,000	S.F. 2327
Small Bus. Dev. Centers			1,000,000	350,000			1,350,000	S.F. 2327
Sm. Bus. Innov. Research				100,000			100,000	S.F. 2327
Tech. Innovation Centers				200,000			200,000	S.F. 2327
Primary/Computer Centers				360,000			360,000	S.F. 2327
Inst. Phys. Res. & Tech.				300,000			300,000	S.F. 2327
Center for Biocatalysis				300,000			300,000	S.F. 2327
Inst. for Decision Making				750,000			750,000	S.F. 2327
Applied Tech. Program				300,000			300,000	S.F. 2327
Livestock Tech. Transfer				300,000			300,000	
EC 1992 Int'l Opportunity				60,000			60,000	S.F. 2327
Pacific Rim Marketing				51,000			51,000	S.F. 2327
Self Employ. Loan Program				139,571			139,571	S.F. 2327
SELP Case Management				83,486			83,486	S.F. 2327
Trgt. Sm. Bus. Fin. Asst.				496,943			496,943	S.F. 2327
Iowa Corp Program				109,836			109,836	S.F. 2327
Eastern Europe Trade				50,000			50,000	S.F. 2327
General Adm. Addtl Approp				225,000			225,000	H.F. 2569
Workforce Investment Prog			780,000	1,000,000			1,000,000	S.F. 2327
Job Training Partnership	480,000	480,000					0	
Iowa Youth Corp	290,164	294,789				3,648	3,648	S.F. 2327
Displaced Homemaker	727,272	500,000				405	405	S.F. 2327
Community Devel Blk Grant	71,222	296,194	296,194	296,194		18,102	314,296	S.F. 2327
Comm. Econ. Betterment			4,650,000	4,650,000			4,650,000	S.F. 2327



## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Economic Development</b>								
<b>Economic Devel., Dept of</b>								
Economic Development								
Business Dev. Fin. Corp.			641,000	641,000			641,000	S.F. 2327
Iowa Product Development			1,500,000	1,500,000			1,500,000	S.F. 2327
Micro Enterprise Fund			700,000				0	S.F. 2327
Rural Community 2000			1,600,000	1,600,000			1,600,000	S.F. 2327
Rural Enterprise Fund			400,000	400,000			400,000	S.F. 2327
Center/Collab Ldrshp Dev.			250,000				0	S.F. 2327
Mainstreet/Rural Mainstr			639,000	639,000			639,000	S.F. 2327
COG Assistance			300,000	300,000			300,000	S.F. 2327
Job Retraining			2,000,000	2,000,000			2,000,000	S.F. 2327
Small Bus. New Jobs Trng			1,000,000	1,000,000			1,000,000	S.F. 2327
Productivity Enhancement			200,000	150,000			150,000	S.F. 2327
Youth Workforce Programs			1,352,625				0	S.F. 2327
Workforce Investment Prog			220,000				0	S.F. 2327
Conservation Corp.				1,242,789			1,242,789	S.F. 2327
Special Events Fund				50,000	50,000		0	S.F. 2327
Grants-River Front Parks				50,000	50,000		0	H.F. 2569
Small Bus. Addtl Approp				56,245			56,245	H.F. 2569
	<b>7,685,853</b>	<b>12,524,153</b>	<b>32,224,518</b>	<b>34,713,365</b>	<b>100,000</b>	<b>197,897</b>	<b>34,811,262</b>	
Financial Authority								
Community Rural Develop.	5,000,000						0	
Homeless Shelters				1,000,000			1,000,000	S.F. 2327
Home Maintenance & Repair				500,000			500,000	S.F. 2327
Homeless Assistance	100,000	100,000	200,000				0	
Housing Asst./Mortg. Asst			2,000,000	2,000,000			2,000,000	S.F. 2327
Home Maintenance and Rent			1,400,000	1,400,000			1,400,000	S.F. 2327
	<b>5,100,000</b>	<b>100,000</b>	<b>3,600,000</b>	<b>4,900,000</b>	<b>0</b>	<b>0</b>	<b>4,900,000</b>	
<b>Economic Devel., Dept of</b>	<b>12,785,853</b>	<b>12,624,153</b>	<b>43,149,518</b>	<b>42,803,245</b>	<b>100,000</b>	<b>197,897</b>	<b>42,901,142</b>	

### General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
<b>Economic Development Operations</b>	11,117,195	10,953,170	15,695,699	21,098,137	0	175,742	21,273,879	
<b>Grant and Aid</b>	1,668,658	1,670,983	27,453,819	21,705,108	100,000	22,155	21,627,263	
<b>Economic Development</b>	<u>\$ 12,785,853</u>	<u>\$ 12,624,153</u>	<u>\$ 43,149,518</u>	<u>\$ 42,803,245</u>	<u>\$ 100,000</u>	<u>\$ 197,897</u>	<u>\$ 42,901,142</u>	

## General Fund Appropriations

	Actual FY 1989	'Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Education</b>								
<b>College Aid Commission</b>								
College Aid Commission								
Scholarship & Grant Admin	287,852	313,271	326,106	326,271		10,498	336,769	S.F. 2423
Tuition Grant Program-Std	28,894,765	30,682,505	32,512,800	32,912,800			32,912,800	S.F. 2423
Scholarship Program-Stdg	750,000	800,000	1,023,840	1,023,840			1,023,840	S.F. 2423
Vocational Tech Tuition	644,294	750,000	1,330,647	1,330,647			1,330,647	S.F. 2423
Guaranteed Loan Paym Prg	84,699						0	
Supplemental Grant Progra	450,000						0	
College Work-study Prog.	2,650,000	3,000,000	3,000,000	3,210,000			3,210,000	S.F. 2423
Osteopathic Univ. Grant		426,000	497,000	497,000			497,000	S.F. 2423
Osteopathic Univ. Admin	715,000	374,000	497,000	497,000			497,000	S.F. 2423
Student Aid Programs		500,000	670,100	2,570,100			2,570,100	S.F. 2423
IMAGES Program- Privates		50,000	50,000				0	
National Gaurd Aid Prog				250,000			250,000	S.F. 2423
Aid for Displaced Workers				500,000			500,000	S.F. 2423
	34,476,610	36,895,776	39,907,493	43,117,658	0	10,498	43,128,156	
<b>Cultural Affairs, Dept of</b>								
Cultural Affairs, Dept of								
Iowa Arts Council	522,280	946,788	970,125	1,239,125		25,429	1,264,554	S.F. 2423
State Historical Society	2,039,056	2,561,266	2,625,453	2,775,453		100,887	2,876,340	S.F. 2423
Terrace Hill	190,048	211,581	211,581	211,581		6,636	218,217	S.F. 2423
State Library	1,227,033	1,862,617	2,076,277	2,326,277		48,676	2,374,953	S.F. 2423
Iowa Peace Institute		250,000	200,000	286,600			286,600	S.F. 2423
Cultural Affairs - Adm.	295,204	372,946	398,735	468,735		20,198	488,933	S.F. 2423
IA Tomorrow: 2010 Project	100,000						0	
Perm. School Fund Repymt.	55,000	94,000					0	
Cultural Grants			650,000	885,000			885,000	S.F. 2423
Town Square			150,000	150,000			150,000	S.F. 2423
Artist Endowment			100,000				0	
Peace Inst. Museum Study				35,000			35,000	H.F. 2569
Regional Library System	1,489,785	1,520,655	1,530,655	1,530,655		47,043	1,577,698	S.F. 2423
Regional Lib. Inflation				100,000	100,000		0	S.F. 2423

General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Education</b>								
<b>Cultural Affairs, Dept of</b>								
Cultural Affairs, Dept of Historical Capitals	600,000						0	
	6,518,406	7,819,853	8,912,826	10,008,426	100,000	248,869	10,157,295	
Cultural Affairs IPT								
S. W. Iowa Project		600,000					0	
State Commun. Network		4,400,000					0	
Iowa Public Television	6,373,739	6,879,951	6,834,345	6,947,451		173,604	7,121,055	S.F. 2423
	6,373,739	11,879,951	6,834,345	6,947,451	0	173,604	7,121,055	
<b>Cultural Affairs, Dept of</b>	12,892,145	19,699,804	15,747,171	16,955,877	700,000	422,473	17,278,350	
<b>Education, Department of</b>								
Education, Dept. of								
Penal Institution Program			2,192,177	2,293,893			2,293,893	S.F. 2423
MAS Faculty Salaries			2,105,000				0	S.F. 2423
Dept of Educ - Administr.	5,394,903	5,958,384	5,845,093	6,495,093		249,799	6,744,892	S.F. 2423
Vocational Educ. Admin.	894,148	947,665	931,636	931,636		43,382	975,018	S.F. 2423
Special Progr & Projects	750,000	790,000	50,000	500,000	500,000	5,059	5,059	S.F. 2423
Board Of Educ. Examiners	66,854	70,053	150,007	150,007		2,416	152,423	S.F. 2423
Iowa Alliance for Science			40,000				0	S.F. 2423
Career Information System		84,000	84,000	84,000		15,608	99,608	S.F. 2423
Dom Abuse In-service trng				22,000	22,000		0	H.F. 2564
Vocational Youth Organiz.	9,000	30,000	30,000	25,000			25,000	S.F. 2423
School Food Service	3,146,215	3,146,215	3,146,215	3,200,215			3,200,215	S.F. 2423
Txtbks-Nonpub School Stdt	348,413	368,413	643,052	643,053			643,053	S.F. 2423
Vocational Educ Secondary	3,666,360	3,666,360	3,666,360				0	
MAS General Aid	57,295,827	73,695,728	82,775,060	86,316,796			86,316,796	S.F. 2423
MAS 4th Quarter Aid	22,618,845	11,055,356	13,579,598	13,579,598			13,579,598	H.F. 774
MAS Formula Property Tax	411,772	57,162					0	
MAS Property Tax Replace	828,012	1,182,872	1,182,872	1,182,852			1,182,852	S.F. 2423

## General Fund Appropriations

	<u>Actual</u> FY 1989	<u>Estimated Net</u> FY 1990	<u>Govn Revised</u> FY 1991	<u>Final Action</u> FY 1991	<u>Govn Veto</u> FY 1991	<u>Leg Sal. Adj.</u> FY 1991	<u>Total</u> FY 1991	<u>Bill</u>
<b>Education</b>								
<b>Education, Department of</b>								
Education, Dept. of								
Nonenglish Speaking Stdts	150,000						0	
Science, Academy of	50,000	50,000	50,000				0	
Prog for Educ Excellence	92,007,985	92,007,985	92,007,985	92,007,985			92,007,985	S.F. 2423
Regional Planning Boards			150,000				0	
MAS Prof Development				454,216	454,216		0	S.F. 2423
Voc Ag Youth Org				50,000			50,000	S.F. 2423
Yth 2000 Coord/Drug Prev				80,000			80,000	H.F.2564
School Budget Review Comm				150,000	150,000		0	S.F.2423
AEA Special Education				225,000			225,000	S.F. 2423
School FoundationAid	872,099,208	955,700,000	1,049,200,000	1,049,200,000			1,049,200,000	STDNG.
Trans of Nonpublic Stdts	5,990,351	6,221,407	6,345,835	6,345,835			6,345,835	STDNG.
Child Development		1,175,700	8,700,000	8,700,000			8,700,000	STDNG.
	<u>1,065,727,893</u>	<u>1,156,207,300</u>	<u>1,272,874,890</u>	<u>1,272,637,179</u>	1,126,216	316,264	<u>1,271,827,227</u>	
Vocational Rehabilitation								
Vocational Rehabilitation	2,806,842	3,024,269	3,074,269	3,998,358		105,448	4,103,806	S.F. 2423
Independent Living	17,715	17,715	19,367	19,367		253	19,620	S.F. 2423
	<u>2,824,557</u>	<u>3,041,984</u>	<u>3,093,636</u>	<u>4,017,725</u>	0	105,701	<u>4,123,426</u>	
<b>Education, Department of</b>	<u>1,068,552,450</u>	<u>1,159,249,284</u>	<u>1,275,968,526</u>	<u>1,276,654,904</u>	1,126,216	421,965	<u>1,275,950,653</u>	
<b>Regents, Board of</b>								
Regents, Board of								
SUI-General University	148,388,236	165,039,399	168,828,389	164,663,389		11,875,737	176,539,126	S.F. 2423
SUI-Library	341,250						0	
SUI Ethanol Truck Project	15,000						0	
SUI Statewide Tumor Regis			190,500	190,500			190,500	S.F. 2423
SUI Ctr for Simul & Desgn				200,000	200,000		0	S.F. 2423
Indigent Patient Program	26,827,131	27,893,767	28,071,398	28,021,398		1,408,815	29,430,213	S.F. 2423
SUI-Psych Hospital	6,271,551	6,595,639	6,635,852	6,635,852		387,097	7,022,949	S.F. 2423

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
<b>Education</b>								
<b>Regents, Board of</b>								
Regents, Board of								
SUI-Hospital School	4,777,067	5,156,091	5,179,650	5,179,650		366,623	5,546,273	S.F. 2423
SUI-Oakdale Campus	2,582,112	2,804,756	2,833,505	2,833,505		115,386	2,948,891	S.F. 2423
SUI-Hygenic Laboratory	2,660,252	2,862,302	2,877,214	2,877,214		197,033	3,074,247	S.F. 2423
SUI-Family Practice Prog.	1,596,260	1,734,947	1,738,142	1,738,142		108,218	1,846,360	S.F. 2423
SCHS - Hemophilia, Cancer	363,237	398,880	399,945	399,945		38,245	438,190	S.F. 2423
SUI Ag Health & Safety	59,940	40,000		355,000			355,000	S.F. 2423
ISU-General University	124,052,766	133,467,736	136,617,728	133,589,728		10,378,174	143,967,902	S.F. 2423
ISU-Library	234,400						0	
ISU-Ag Experiment Station	14,530,604	17,397,068	21,800,167	17,200,167		1,214,629	18,414,796	S.F. 2423
ISU-Co-op Extension	14,278,391	15,811,988	15,878,812	15,878,812		1,315,877	17,194,689	S.F. 2423
ISU-Rural Hotline	90,000						0	
ISU-Fire Service Instit.	389,456	410,000	417,000	417,000			417,000	S.F. 2423
ISU-Leopold Center		600,000		600,000			600,000	S.F. 2423
UNI-General University	48,146,888	53,053,198	55,212,012	53,563,012		3,712,134	57,275,146	S.F. 2423
UNI-Library	60,850						0	
UNI-Center For Early Dev		400,000					0	
School for the Deaf	5,188,136	5,731,768	5,770,768	5,770,768		295,469	6,066,237	S.F. 2423
Braille & Sight Saving	2,873,319	3,173,172	3,197,141	3,197,141		186,650	3,383,791	S.F. 2423
Regents Board Office	565,556	1,084,378	1,136,134	1,136,134		47,790	1,183,924	S.F. 2423
Risk Management			750,000				0	
SUI-Salary Annualization				323,000			323,000	S.F. 2423
SUI-Inflation				1,319,000			1,319,000	S.F. 2423
SUI-Enhancing Undergrad				1,889,000			1,889,000	S.F. 2423
SUI-Enhancing Medical Ed				446,000			446,000	S.F. 2423
Quad Cities Grad Center				145,000			145,000	S.F. 2423
ISU-Salary Annualization				261,000			261,000	S.F. 2423
ISU-Inflation				993,000			993,000	S.F. 2423
ISU-Utility/Debt Service				724,000			724,000	S.F. 2423

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	Bill
Education								
Regents, Board of								
Regents, Board of								
ISU-Enhancing Udergrad Ed				1,317,000			1,317,000	S.F. 2423
ISU-Opening New Buildings				63,000			63,000	S.F. 2423
ISU-Comp Ag Research Prog				4,000,000			4,000,000	S.F. 2423
UNI-Salary Annualization				130,000			130,000	S.F. 2423
UNI-Inflation				359,000			359,000	S.F. 2423
UNI-Utility/Debt Service				54,000			54,000	S.F. 2423
UNI-Opening New Buildings				216,000			216,000	S.F. 2423
UNI-Enhancing Undergrad				1,130,000			1,130,000	S.F. 2423
UNI-Teacher Ed. Center				475,000	475,000		0	S.F. 2423
SUI-Utility/Debt Service				423,000			423,000	S.F. 2423
Salary Annualization						208,723	208,723	
SUI- Ag Health & Safety				-105,000			-105,000	H.F. 2569
Tri-State Graduate Center		40,000	40,000	75,000			75,000	S.F. 2423
Council Bluffs Grad Cntr				40,000			40,000	S.F. 2423
SUI Ritalin Study contin				5,000			5,000	H.F. 2564
Tuition Replacement	17,003,669	18,946,283	17,638,340	17,338,340			17,338,340	S.F. 2423
Livestock Disease Resrch	300,000	300,000	300,000	300,000			300,000	STDNG.
ISD Clothing & Transport.		3,000	3,000	3,000			3,000	STDNG.
ISD Tuition & Transport.	8,592	5,000	5,000	5,000			5,000	STDNG.
IBSSS Clothing & Trans.	414	630	500	500			500	STDNG.
	421,605,077	462,950,002	475,521,197	476,376,197	675,000	31,856,600	507,557,797	

## General Fund Appropriations

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated Net</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Leg Sal. Adj.</u> <u>FY 1991</u>	<u>Total</u> <u>FY 1991</u>	<u>Bill</u>
Education								
Regents Capitals								
Regents Capitals								
UNI Boiler	1,100,000						0	
SUI Fire/Env Safety Impr	500,000						0	
ISU Fire/Env Safety Impr	500,000						0	
UNI Fire/Env Safety Impr	250,000						0	
ISU-Livestock Units-FY90		2,000,000					0	
UNI-Library Addition-FY90		7,000,000					0	
SUI-Undergrad Bldg Plan		1,000,000					0	
UNI-Wright Hall Remodel		2,700,000					0	
SUI-Pharmacy Bldg Add		11,200,000					0	
UNI-Classroom/Office Bldg		1,000,000					0	
SUI-MaClean Hall Remodel		1,000,000					0	
SUI-Gilman Hall Remodel		7,040,000					0	
ISU-Agronomy Bldg Equip		1,000,000					0	
Regent Capital FY Shift		-28,369,405		10,925,405			10,925,405	H.F. 2569
	2,350,000	5,570,595	0	10,925,405	0	0	10,925,405	
Operations	425,313,076	473,039,595	486,568,528	488,755,204	1,197,000	32,664,493	520,222,697	
Grant and Aid	216,210,972	223,403,251	238,383,184	242,456,757	704,216	47,043	241,799,584	
Capitals	19,953,669	24,516,878	17,638,340	28,263,745	0	0	28,263,745	
Standings	878,398,565	963,405,737	1,064,554,335	1,064,554,335	0	0	1,064,554,335	
Education	<u>\$1,539,876,282</u>	<u>\$1,684,365,461</u>	<u>\$1,807,144,387</u>	<u>\$1,824,030,041</u>	<u>\$ 1,901,216</u>	<u>\$ 32,711,536</u>	<u>\$ 1,854,840,361</u>	



## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Health &amp; Human Rights</b>								
<b>Blind, Iowa Comm. for the</b>								
Blind, Department of								
Department for the Blind	1,330,118	1,375,383	1,451,011	1,458,800		33,614	1,492,414	H.F. 2371
<b>Civil Rights Commission</b>								
Civil Rights Commission								
General Office	894,430	922,347	1,051,000	1,051,000		37,501	1,088,501	H.F. 2371
<b>Elder Affairs, Dept of</b>								
Elder Affairs, Dept. of								
State Administration	338,278	454,570	471,375	506,000		24,726	530,726	H.F. 2371
Area Agencies on Aging	114,000	234,000	114,000	165,000			165,000	H.F. 2371
Elderly Services Program	1,356,000	1,381,000	1,431,000	1,531,000			1,531,000	H.F. 2371
Senior Legislature	13,000	13,000	13,000	13,000			13,000	H.F. 2371
Retired Iowan Employment	104,000	104,000	104,000	104,000			104,000	H.F. 2371
Alzheimer's Disease Supp		62,500	75,000	75,000			75,000	H.F. 2371
RSVP Projects	14,000	34,500	59,500	58,000			58,000	H.F. 2371
Elder Law Program - AAA	100,000	50,000		100,000	100,000		0	H.F. 2371
Care Review Comm Coord			120,000	120,000			120,000	H.F. 2371
RSVP - Expansion				25,000			25,000	H.F. 2371
Elder Law Program				75,000			75,000	S.F. 2423
	2,039,278	2,333,570	2,387,875	2,772,000	100,000	24,726	2,696,726	
<b>Health, Dept of Public</b>								
Health, Dept. of Public								
Central Administration	760,583	810,787	838,469	829,096		45,880	874,976	H.F. 2371
Professional Licensure	471,803	613,655	644,941	639,748		18,082	657,830	H.F. 2371
Health Planning	1,233,770	1,169,117	1,342,737	1,171,296		25,879	1,197,175	H.F. 2371
Disease Prevention	1,792,841	2,049,733	2,612,433	2,484,709		76,783	2,561,492	H.F. 2371
Substance Abuse	483,558	516,334	519,743	514,012		28,596	542,608	H.F. 2371
Family and Comm. Health	2,202,991	3,012,853	3,048,977	3,945,020		53,128	3,998,148	H.F. 2371
Dental Examiners	173,009	205,899	225,637	223,428		7,050	230,478	H.F. 2371
Medical Examiners	884,000	917,520	980,393	971,955		37,062	1,009,017	H.F. 2371

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Health &amp; Human Rights</b>								
<b>Health, Dept of Public</b>								
Health, Dept. of Public								
Nursing Examiners	743,971	774,142	781,702	773,995		33,721	807,716	H.F. 2371
Pharmacy Examiners	533,060	574,800	612,809	606,268		23,166	629,434	H.F. 2371
Addctn Trtmnt Advsy Cncl				250,000	250,000		0	H.F. 2564
D.A.W.N. and I.D.A.M.				12,500			12,500	H.F. 2564
Chem Exp Infants Council				50,000			50,000	H.F.2564
Office of Rural Health		50,000	57,228	187,000		3,878	190,878	H.F. 2371
Health Data Commission	250,000	375,000	375,000	375,000			375,000	H.F. 2371
Ag Health & Safety		45,000	45,000				0	H.F.2371
EMS -Training	1,001,864	1,014,337	1,014,337	1,014,000		6,675	1,020,675	H.F. 2371
Substance Abuse Prog Gtts	7,215,000	7,382,929	8,582,929	7,382,000		235,880	7,617,880	H.F. 2371
Gov's Allnce on Sub Abuse	45,206	50,317					0	H.F.2371
Physician Care for Child.		400,000	400,000	450,000			450,000	H.F. 2371
Primary & Prev. Health		300,000					0	H.F.2371
Sudden Infant Death Autop	14,000	13,000	10,000	10,000			10,000	H.F. 2371
Well Elderly Clinics	494,000	655,000	655,000	655,000			655,000	H.F. 2371
Local Public Health Nurs	2,235,200	2,541,042	2,541,042	2,668,000		81,249	2,749,249	H.F. 2371
Homemkr-Home Health Aid	7,988,200	8,475,982	8,475,982	8,699,000		261,159	8,960,159	H.F. 2371
Obstetrical Patient Care	770,784						0	
Homemaker Expansion				150,000	150,000		0	S.F. 2365
Maternal/Child Health Sal						113,715	113,715	S.F. 2280
Mobile & Reg Clinics Sal.						3,953	3,953	S.F. 2280
Emergency Medical Equip.				750,000			750,000	S.F. 2327
Subst Abuse Tttmnt Grants				1,162,208			1,162,208	H.F. 2564
Treatmt & Outreach Serv				125,000	125,000		0	H.F. 2564
Aftercare Treatmt Serv				250,000			250,000	H.F. 2564
Sub Abuse Prevention				200,000			200,000	H.F. 2564
Graduate Nursing Program				225,000			225,000	S.F. 2423
	<u>29,293,840</u>	<u>31,947,447</u>	<u>33,764,359</u>	<u>36,774,235</u>	<u>525,000</u>	<u>1,055,856</u>	<u>37,305,091</u>	

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	<u>Bill</u>
Health & Human Rights								
Human Rights, Dept of								
Human Rights, Dept. of								
Administration	116,306	211,698	242,304	242,000		11,960	253,960	H.F. 2371
Children, Youth and Fam.	140,062	163,010	181,795	181,000		8,621	189,621	H.F. 2371
Deaf Services Div	242,949	275,788	307,845	307,000		15,495	322,495	H.F. 2371
Persons With Disabilities	132,220	188,422	191,822	191,000		9,663	200,663	H.F. 2371
Spanish Speaking Peoples	60,000	62,385	127,003	127,000		2,891	129,891	H.F. 2371
Status of Women Div	114,659	330,427	287,846	211,000		10,879	221,879	H.F. 2371
Status of Blacks Div	52,611	69,386	69,651	69,000		1,225	70,225	H.F. 2371
Crim & Jw. Justice	215,392	221,939	223,994	223,000		13,338	236,338	H.F. 2371
Deaf Services Interpret.	50,000						0	
Policy Council				100,000			100,000	S.F.2408
Recreation/Education Grnt				400,000	400,000		0	H.F.2371
Displaced Homemaker Proa				140,000			140,000	H.F.2371
	<u>1,124,199</u>	<u>1,523,055</u>	<u>1,632,260</u>	<u>2,191,000</u>	<u>400,000</u>	<u>74,072</u>	<u>1,865,072</u>	
Operations	12,966,611	14,920,195	16,213,487	17,138,827	250,000	519,260	17,408,087	
Grant and Aid	21,715,254	23,181,607	24,073,018	27,108,208	775,000	706,509	27,039,717	
<b>Health &amp; Human Rights</b>	<u>\$ 34,681,865</u>	<u>\$ 38,101,802</u>	<u>\$ 40,286,505</u>	<u>\$ 44,247,035</u>	<u>\$ 1,025,000</u>	<u>\$ 1,225,769</u>	<u>\$ 44,447,804</u>	

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Human Services</b>								
<b>Human Services, Dept. of</b>								
Economic Assistance								
Child Support Recoveries	1,064,387	1,035,319	364,776	2,900,000		87,355	2,987,355	S.F. 2435
Collection Services Ctr		304,576	261,205	260,000		17,639	277,639	S.F. 2435
Promise Jobs	1,202,794	1,930,636	3,315,188	3,310,000			3,310,000	S.F. 2435
Ad to Dependent Children	47,328,449	44,726,207	44,421,649	42,050,000			42,050,000	S.F. 2435
Food Stamp Empl & Trng.	246,550	159,053	62,273	62,000			62,000	S.F. 2435
Ad to Indians	34,965	36,365	36,365	38,000			38,000	S.F. 2435
Family Development Grants	690,000	890,000	445,000	925,000			925,000	S.F. 2435
Protective Day Care		2,308,295					0	
Transitional Child Care	500,000	2,600,000		250,000			250,000	S.F. 2435
Child Care Services	2,100,000	3,986,108	7,705,588				0	
Child Care Res. & Refer.	150,000	250,000					0	
Child Care Start-up		606,125					0	
Child Care Emergency Grts		25,000					0	
Subsidized & Protect. CC				6,833,000			6,833,000	S.F. 2435
AFDC Emergency Assistance				500,000			500,000	S.F. 2327
Child Care Res. & Refer.				500,000			500,000	H.F. 2546
Child Day Care Start-up				760,000			760,000	H.F. 2546
	53,317,145	58,857,684	56,612,044	58,388,000	0	104,994	58,492,994	
Medical Services								
Drug Utilization Review				140,000	140,000		0	H.F. 2569
State Supplementary Assis	14,995,600	17,102,888	17,583,460	18,160,000			18,160,000	S.F. 2435
Medical Assistance	165,490,645	188,433,700	224,721,471	224,050,000			224,050,000	S.F. 2435
Med. Asst.-Pregnant Women	608,000						0	
Medical Assistance Expans		1,155,000					0	
Medical Contracts	3,127,045	4,164,800	3,876,600	3,870,000			3,870,000	S.F. 2435
Med Asst-Hlth Care Exp				2,480,000			2,480,000	S.F. 2365
Medical Asst. Supplement.		3,920,000					0	
	184,221,290	214,776,388	246,181,531	248,700,000	140,000	0	248,560,000	

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	<u>Bill</u>
Human Services								
Human Services, Dept. of								
Juvenile Institutions								
Toledo Juvenile Home	3,777,599	4,308,498	4,518,511	4,518,000		199,635	4,717,635	S.F. 2435
Eldora Training School	6,482,785	7,368,485	7,809,416	7,809,000		368,002	8,177,002	S.F. 2435
	<u>10,260,384</u>	<u>11,676,983</u>	<u>12,327,927</u>	<u>12,327,000</u>	0	567,637	<u>12,894,637</u>	
Helping Childr & Families								
Juvenile Justice	3,702,000	4,713,200	5,516,866	5,385,000			5,385,000	S.F. 2435
Child Abuse Prevention Gr	350,686						0	
Community Based Services	4,682,014	2,307,907	2,565,647	3,324,000			3,324,000	S.F. 2435
Child Abuse Prev. <b>Gts</b>		100,000					0	
Foster Care	38,247,000	43,449,278	46,873,185	48,457,000			48,457,000	S.F. 2435
Supp. Payments to Foster	450,000						0	
Add. Serv. for Foster Fam	240,000						0	
Foster Parent On-going Tr	200,000						0	
Foster Home Insur. Fund	165,000						0	
Home Based Services	6,974,800	8,333,382	10,290,606	11,290,000			11,290,000	S.F. 2435
Child Protection			838,000				0	
Decategorization Improv.		100,000					0	
CP Staff Training		420,000		420,000			420,000	S.F. 2435
CP TPR and Perm Planning		75,000		120,000			120,000	S.F. 2435
CP System Improvement		75,000					0	
CP A.G. Assistance		75,000		88,000			88,000	S.F. 2435
CP Foster Care Review Bd		10,000					0	
CP Multidisciplinary Team		75,000		75,000			75,000	S.F. 2435
CP Innovative Programs				40,000			40,000	S.F. 2435
CP Outcome-Oriented Eval				35,000			35,000	S.F. 2435
CP Reasonable Efforts Cnf				10,000	10,000		0	S.F. 2435
	<u>55,011,500</u>	<u>59,733,767</u>	<u>66,084,304</u>	<u>69,244,000</u>	10,000	0	<u>69,234,000</u>	

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Human Services</b>								
<b>Human Services, Dept. of</b>								
Veterans Homes								
Marshalltown Vets Home	24,573,080	28,355,601	28,663,258	28,680,000		1,250,413	29,930,413	S.F. 2435
Auto. Clinical Info Systm				176,000	176,000		0	<b>S.F.</b> 2435
	24,573,080	28,355,601	28,663,258	28,856,000	176,000	1,250,413	29,930,413	
Mental Health Institution								
Cherokee Mental Hlth Inst	12,696,871	13,849,600	15,150,878	15,158,000		692,126	15,850,126	S.F. 2435
Clarinda Mental Hlth Inst	6,814,537	7,264,349	7,439,253	7,442,000		329,187	7,771,187	S.F. 2435
Indep. Mental Hlth Inst	12,878,837	14,642,627	15,025,293	15,033,000		683,069	15,716,069	S.F. 2435
Mt Pleasant Mental Health	7,281,754	7,909,673	8,486,679	8,490,000		303,526	8,793,526	S.F. 2435
Suppl. for Certification		200,000					0	
	39,671,999	43,866,249	46,102,103	46,123,000	0	2,007,908	48,130,908	
State Hospital Schools								
Glenwood Hospital-School	35,020,849	37,752,245	38,044,249	38,044,000		1,997,006	<b>40,041,006</b>	<b>S.F.</b> 2435
Woodward Hospital-School	28,633,932	30,080,031	31,383,792	31,383,000		1,530,181	32,913,181	S.F. 2435
	63,654,781	67,832,276	69,428,041	69,427,000	0	3,527,187	72,954,187	
Serving Persons MH/MR/DD								
Enhanced MH/MR/DD Serv	1,300,000	3,479,600	2,630,481	2,630,000			2,630,000	S.F. 2435
Mental Hlth/Mental Ret Fd	3,205,000	3,205,000	2,564,000	3,255,000			3,255,000	S.F. 2435
MH/MR/DD Special Services			650,000	975,000			975,000	S.F. 2435
Family Support Subsidy		400,000	442,295	590,000			590,000	S.F. 2435
Special Needs Grant				55,000			55,000	<b>S.F.</b> 2435
	4,505,000	7,084,600	6,286,776	7,505,000	0	0	7,505,000	
Managing & Deliver Servc								
General Administration	7,146,465	8,651,426	8,459,256	9,000,000		465,586	9,465,586	<b>S.F.</b> 2435
Field Operations	34,763,197	39,621,259	41,825,340	41,963,000		2,790,872	44,753,872	<b>S.F.</b> 2435
Volunteers	67,932	81,758	82,703	95,000			95,000	S.F. 2435
	41,977,594	48,354,443	50,367,299	51,058,000	0	3,256,458	54,314,458	

## General Fund Appropriations

	Actual <u>FY 1989</u>	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Leg Sal. Adj. <u>FY 1991</u>	Total <u>FY 1991</u>	<b>Bill</b>
<b>Human Services</b>								
Human Services, Dept. of								
Miscellaneous								
Child Development Grants	1,175,700						0	
Social Serv. Block Grts	<b>3,064,000</b>	3,852,357	4,088,952	4,643,000			<b>4,643,000</b>	S.F. 2435
	<u>4,239,700</u>	<u>3,852,357</u>	<u>4,088,952</u>	<u>4,643,000</u>	0	0	<u>4,643,000</u>	
Human Services, Dept. of								
Commission of Inquiry		1,100	1,100	1,100			1,100	STDNG.
Non Res Tran Mentally III	2,285	5,250	5,250	5,250			5,250	STDNG.
Non Resident Commitment	<b>108,765</b>	85,500	85,500	85,500			85,500	STDNG.
	<u>111,050</u>	<u>91,850</u>	<u>91,850</u>	<u>91,850</u>	0	0	<u>91,850</u>	
Human Services, Dept. of	<b>481,543,523</b>	544,482,198	586,234,085	596,362,850	326,000	10,714,597	<b>606,751,447</b>	
Human Services Capitals								
Human Services Capitals								
Human Serv Major Maint.	1,000,000						0	
Human Services Juv. Inst.	<b>1,800,000</b>						0	
	<u>2,800,000</u>	0	0	0	0	0	0	
Operations	<b>182,337,087</b>	203,274,325	210,747,094	214,306,000	316,000	10,714,597	<b>224,704,597</b>	
Grant and Aid	<b>299,095,386</b>	341,116,023	375,395,141	381,965,000	10,000	0	<b>381,955,000</b>	
Capitals	<b>2,800,000</b>	0	0	0	0	0	0	
Standings	111,050	91,850	91,850	91,850	0	0	91,850	
<b>Human Services</b>	<u><b>\$ 484,343,523</b></u>	<u><b>\$ 544,482,198</b></u>	<u><b>\$ 586,234,085</b></u>	<u><b>\$ 596,362,850</b></u>	<u><b>\$ 326,000</b></u>	<u><b>\$ 10,714,597</b></u>	<u><b>\$ 606,751,447</b></u>	

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Ve o FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Tota FY 1991</u>	<u>Bill</u>
<b>Justice System</b>								
<b>Attorney General</b>								
Justice, Department of								
General Office	4,012,178	4,771,640	4,729,019	4,705,733		242,123	4,947,856	S.F. 2408
Economic Legal Assistance	69,700						0	
Victim Compensation Fund		211,053					0	
Prosecutor Internship	44,955	44,955	44,955	44,955			44,955	S.F. 2408
Farmers Legal Assistance	60,000	200,000	200,000	225,000			225,000	S.F. 2408
Farmers Mediation Service	200,000	200,000	200,000	200,000			200,000	S.F. 2408
Victim Assistance Grants			340,000	540,000			540,000	S.F.2408
	4,386,833	5,427,648	5,513,974	5,715,688	0	242,123	5,957,811	
Prosecuting Attorney Trng								
Pros. Attorney Training	91,842	198,495	188,400	188,400		6,663	195,063	S.F. 2408
Pros. Att. Manual Update		15,000					0	
	91,842	213,495	188,400	188,400	0	6,663	195,063	
<b>Attorney General</b>	4,478,675	5,641,143	5,702,374	5,904,088	0	248,786	6,152,874	
<b>Corrections, Dept of</b>								
CBC District 1								
CBC District 1	3,480,619	4,073,459	4,447,764	4,320,847		218,460	4,539,307	S.F. 2408
Intensive Supervision				55,328			55,328	S.F. 2408
Job Development				90,000	90,000		0	S.F. 2408
Min. Staff Field Sew.				296,103	296,103		0	S.F. 2408
Treatment Alternatives				53,519			53,519	S.F. 2408
Annualize Job Development				77,733			77,733	S.F. 2408
	3,480,619	4,073,459	4,447,764	4,893,530	386,103	218,460	4,725,887	
CBC District 2								
CBC District 2	2,772,411	3,092,022	3,295,642	3,208,365		173,747	3,382,112	S.F. 2408
Job Devel-Rep. Fed. Funds				99,505			99,505	S.F. 2408
Res. Minimum Staff				242,696	242,696		0	S.F. 2408
Min. Staff Field Sew.				305,319	305,319		0	S.F. 2408
Treatment Alternatives				85,333			85,333	S.F. 2408
	2,772,411	3,092,022	3,295,642	3,941,218	548,015	173,747	3,566,950	



## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Justice System</b>								
<b>Corrections, Dept of</b>								
CBC District 3								
CBC District 3	1,587,177	1,894,506	2,008,150	1,932,014		93,257	2,025,271	S.F. 2408
Staff for Sioux City				18,278			18,278	S.F. 2408
Min. Staff-Field Serv.				76,303	76,303		0	S.F. 2408
Intensive Supervision				62,327			62,327	S.F. 2408
Treatment Alternatives				38,567			38,567	S.F. 2408
	1,587,177	1,894,506	2,008,150	2,127,489	76,303	93,257	2,144,443	
CBC District 4								
CBC District 4	1,509,537	1,737,891	1,816,247	1,816,247		92,017	1,908,264	S.F. 2408
Treatment Alternatives				42,158			42,158	S.F. 2408
	1,509,537	1,737,891	1,816,247	1,858,405	0	92,017	1,950,422	
CBC District 5								
CBC District 5	4,818,535	5,234,520	5,959,309	5,468,203		289,652	5,757,855	S.F. 2408
Intensive Supervision				410,348			410,348	S.F. 2408
Tactical Unit - CBC 5				86,294	86,294		0	S.F. 2408
Treatment Alternatives				109,182			109,182	S.F. 2408
	4,818,535	5,234,520	5,959,309	6,074,027	86,294	289,652	6,277,385	
CBC District 6								
CBC District 6	3,547,884	3,894,140	4,745,080	3,982,335		242,898	4,225,233	S.F. 2408
Min. Staff - Field Serv.				609,228	609,228		0	S.F. 2408
intensive Supervision				179,814			179,814	S.F. 2408
Staff for Cedar Rapids				337,733			337,733	S.F. 2408
Home Work Release				68,432			68,432	S.F. 2408
Treatment Alternatives				35,100			35,100	S.F. 2408
Annualize Job Develop.				77,733			77,733	S.F. 2408
	3,547,884	3,894,140	4,745,080	5,290,375	609,228	242,898	4,924,045	

## General Fund Appropriations

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Justice System								
Corrections, Dept of								
<b>CBC District 7</b>								
<b>CBC District 7</b>	2,949,145	3,279,605	3,444,115	3,227,824		166,958	3,394,782	S.F. 2408
Min. Staff - Field Serv.				260,003	260,003		0	S.F. 2408
Intensive Supervision				57,131			57,131	S.F. 2408
Treatment Alternatives				55,890			55,890	S.F. 2408
Job Development				90,000			90,000	S.F. 2408
	<u>2,949,145</u>	<u>3,279,605</u>	<u>3,444,115</u>	<u>3,690,848</u>	<u>260,003</u>	<u>166,958</u>	<u>3,597,803</u>	
<b>CBC District 8</b>								
<b>CBC District 8</b>	1,470,319	1,660,797	2,353,586	1,699,249		74,756	1,774,005	S.F. 2408
Min. Staff - Field Serv.				299,190	299,190		0	S.F. 2408
Res. Minimum Staffing				43,384	43,384		0	S.F. 2408
Staff for Ottumwa				570,035			570,035	S.F. 2408
Treatment Alternatives				61,979			61,979	S.F. 2408
Annualize Job Develop.				77,733			77,733	S.F. 2408
New Job Development Prog.				90,000			90,000	S.F. 2408
New Job Dev-Eliminate				-90,000			-90,000	H.F. 2569
	<u>1,470,319</u>	<u>1,660,797</u>	<u>2,353,586</u>	<u>2,751,570</u>	<u>342,574</u>	<u>74,756</u>	<u>2,483,752</u>	
<b>CBC Statewide</b>								
Life Management Programs		100,000					0	
<b>CBC Statewide</b>	86,445	813,465	1,175,552	201,798			201,798	S.F. 2408
Intensive Supervision				85,272			85,272	S.F. 2408
Treatment Alternatives				150,180			150,180	S.F. 2408
Pilot Proj-Revocations				200,000	200,000		0	S.F. 2408
	<u>86,445</u>	<u>913,465</u>	<u>1,175,552</u>	<u>637,250</u>	<u>200,000</u>	<u>0</u>	<u>437,250</u>	

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
Justice System								
Corrections, Dept of								
Corrections-Centr Office								
Corrections Phase I Bond			625,860	625,860			625,860	S.F. 2408
Central Office Correction	1,776,147	2,052,228	2,145,174	2,145,174		77,172	2,222,346	S.F. 2408
FY '89 Roof Repairs	115,584						0	
County Confinement	119,580	239,580	215,000	215,000			215,000	S.F. 2408
Federal Prisoners/Contr	300,000	360,000	360,000	360,000			360,000	S.F. 2408
FY 1990 Expansion Capital		1,100,000					0	
FY90 Corrections Capitals		2,000,000					0	
Prison Expansion Design		250,000					0	
FY89 Suppl-Cap/Major Mtn	5,000,000						0	
Lease-Purchase Fin.		200,000					0	
Corrections Phase II Bond			1,028,000	1,028,000			1,028,000	H.F.2569
State Cases	61,388	100,000	100,000	100,000			100,000	STDNG.
Parole Relief Fund	1,250	1,250	1,250	1,250			1,250	STDNG.
	7,373,949	6,303,058	4,475,284	4,475,284	0	77,172	4,552,456	
Corr. Training Academy								
Corrections Training Ctr	290,861	306,038	366,476	366,476		13,727	380,203	S.F.2408
Corr. - Fort Madison								
Ft. Madison Inst.	18,214,686	19,730,830	20,365,206	20,398,056		1,128,566	21,526,622	S.F. 2408
Corr. - Anamosa								
Anamosa Inst.	12,590,206	14,605,007	14,898,776	15,171,304		740,626	15,911,930	S.F. 2408
Corr. - Oakdale								
Oakdale Inst.	8,743,875	9,700,505	10,411,617	10,689,482		559,392	11,248,874	S.F. 2408

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Justice System</b>								
<b>Corrections, Dept of</b>								
<b>Corr. - Newton</b>								
Newton Inst.	2,252,860	2,958,397	2,912,469	3,114,302		146,017	3,260,319	S.F. 2408
<b>Corr. - Mt Pleasant</b>								
Mt Pleasant Inst.	9,501,146	10,628,640	10,875,467	10,933,204		579,061	11,512,265	S.F. 2408
<b>Corr. - Rockwell City</b>								
Rockwell City Inst.	2,342,213	2,695,407	2,877,024	2,993,389		150,020	3,143,409	S.F. 2408
<b>Corr. - Clarinda</b>								
Clarinda Inst.	3,482,041	4,075,630	4,196,593	4,451,237		243,141	4,694,378	S.F. 2408
<b>Corr. - Mitchellville</b>								
Mitchellville Inst.	2,908,254	3,383,754	3,675,800	3,679,450		205,741	3,885,191	S.F. 2408
<b>Corrections, Dept of</b>	89,922,163	100,167,671	104,300,157	107,536,896	2,508,520	5,195,208	110,223,584	
<b>Judicial Branch</b>								
<b>Judicial Branch</b>		66,804,722	69,947,646	70,272,600		2,817,937	73,090,537	S.F. 2408
Indigent Defense	9,523,710						0	
Juvenile Indigent Defense	2,384,089						0	
Juvenile Vict. Restit.	115,000	100,000	100,000	100,000			100,000	S.F. 2408
Judicial Child Supp Oper		730,379					0	
Child Custody Pilot Progr		20,000					0	
Appeals Court Expenses				7,500			7,500	S.F. 2408
District 8 Judgeship				135,000			135,000	H.F. 2564
Child Custody Pilot Progr				136,000	136,000		0	H.F. 2569
Family Court Feas. Study				70,000	70,000		0	H.F. 2569

## General Fund Appropriations

	<u>Actual</u> FY 1989	<u>Estimated Net</u> FY 1990	<u>Govn Revised</u> FY 1991	<u>Final Action</u> FY 1991	<u>Govn Veto</u> FY 1991	<u>Leg Sal. Adj.</u> FY 1991	<u>Total</u> FY 1991	<u>Bill</u>
<b>Justice System</b>								
<b>Judicial Branch</b>								
<b>Judicial Branch</b>								
Iowa Court Inform System	3,400,000						0	
Child Support Computer		900,000					0	
Iowa Court Info. System				1,500,000			1,500,000	S.F. 2408
	15,422,799	68,555,101	70,047,646	72,221,100	206,000	2,817,937	74,833,037	
<b>Judicial Department</b>								
<b>Judicial Branch</b>	62,072,563						0	S.F. 2408
	77,495,362	68,555,101	70,047,646	72,221,100	206,000	2,817,937	74,833,037	
<b>Parole, Board of</b>								
<b>Parole Board</b>								
Parole Board	661,943	790,240	837,536	837,536		23,348	860,884	S.F. 2408
<b>Operations</b>	141,148,898	143,862,965	149,153,063	151,020,703	206,000	6,933,534	157,748,237	
<b>Grant and Aid</b>	22,946,607	26,739,940	30,605,400	32,849,667	2,508,520	1,351,745	31,692,892	
<b>Capitals</b>	8,400,000	4,450,000	1,028,000	2,528,000	0	0	2,528,000	
<b>Standings</b>	62,638	101,250	101,250	101,250	0	0	101,250	
<b>Justice System</b>	<u>\$ 172,558,143</u>	<u>\$ 175,154,155</u>	<u>\$ 180,887,713</u>	<u>\$ 186,499,620</u>	<u>\$ 2,714,520</u>	<u>\$ 8,285,279</u>	<u>\$ 192,070,379</u>	

## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Regulation</b>								
<b>Auditor of State</b>								
Auditor of State								
General Office	1,748,124	1,690,630	2,006,053	2,036,602		86,046	2,122,648	S.F. 2328
<b>Campaign Finance Discl.</b>								
Campaign Fin Discl Comm								
General Office	187,649	239,391	235,173	263,118		9,640	272,758	S.F. 2328
CFDC-Adminis. Intern	8,100						0	
	195,749	239,391	235,173	263,118	0	9,640	272,758	
<b>Commerce, Department of</b>								
Profess. Lic & Regulation								
Professional Licensing	100,000						0	
<b>Employment Services, Dept</b>								
Employment Services, Dept								
Industrial Services Div	1,516,908	1,508,097	1,751,430	1,989,820		82,687	2,072,507	S.F. 2328
Labor Services Div	1,842,860	2,416,447	2,487,513	2,727,562		98,236	2,825,798	S.F. 2328
Indust Services - Pilot				180,000	180,000		0	S.F. 2328
Workers Comp/Peace Offcrs		500	500	500			500	STDNG.
	3,359,768	3,925,044	4,239,443	4,897,882	180,000	180,923	4,898,805	
<b>Inspections/Appeals, Dept</b>								
Inspections and Appeals								
DIA General Operations	3,989,445	4,337,126	4,593,000			201,124	201,124	S.F. 2328
DIA-Gaming Auditor	37,000						0	
Foster Care Review Board	202,506	316,084	448,013	467,946		14,114	482,060	S.F. 2328
Employment Appeal Board	34,782	37,577	42,162	42,804		2,069	44,873	S.F. 2328
Public Defender		3,718,279	3,764,762	3,915,141		232,576	4,147,717	S.F. 2328
Finance & Services Div				582,796			582,796	S.F. 2328
Audits Division				559,809			559,809	S.F. 2328
Appeals and Fair Hearings				366,991			366,991	S.F. 2328
Investigations Division				467,632			467,632	S.F. 2328
Health Facilities Div				1,627,109			1,627,109	S.F. 2328

## General Fund Appropriations

	Actual FY 1989	Estimated Net FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Leg Sal. Adj. FY 1991	Total FY 1991	Bill
<b>Regulation</b>								
<b>Inspections/Appeals, Dept</b>								
Inspections and Appeals								
Inspections Division				929,177			929,177	S.F. 2328
Bingo Auditors				87,430			87,430	S.F. 2328
Indigent Defense		9,200,000	10,278,203	9,700,000			9,700,000	S.F. 2328
	4,263,733	17,609,066	19,126,140	18,746,835	0	449,883	19,196,718	
<b>Racing/Gaming Commission</b>								
Excursion Boat Gambling			261,177	106,154			106,154	S.F. 2328
	4,263,733	17,609,066	19,387,317	18,852,989	0	449,883	19,302,872	
<b>Inspections/Appeals, Dept</b>								
Public Employ Relations								
Public Employ Relations								
General Office	622,990	660,782	664,618	685,409		26,033	711,442	S.F. 2328
	10,290,364	14,924,413	16,253,901	17,035,500	180,000	752,525	17,608,025	
<b>Grant and Aid</b>	0	9,200,000	10,278,203	9,700,000	0	0	9,700,000	
<b>Standings</b>	0	500	500	500	0	0	500	
<b>Regulation</b>	\$ 10,290,364	\$ 24,124,913	\$ 26,532,604	\$ 26,736,000	\$ 180,000	\$ 752,525	\$ 27,308,525	

## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Transportation and Safety</b>								
<b>Law Enforcement Academy</b>								
Law Enforcement Academy								
ILEA Operations	760,512	884,867	897,867	953,617		50,269	1,003,886	S.F. 2402
Sanitation & Maintenance				12,000	12,000		0	S.F. 2402
	760,512	884,867	897,867	965,617	12,000	50,269	1,003,886	
<b>Public Defense, Dept of</b>								
Public Defense, Dept. of								
Public Defense	3,341,526	3,358,174	3,416,887	3,508,957		70,428	3,579,385	S.F. 2402
Title III	115,977						0	
FY90 Armory Maintenance		79,500					0	
Veterans Affairs		112,720	133,934	143,934		4,984	148,918	S.F. 2402
Disaster Services		307,271	307,271	307,271		14,374	321,645	S.F. 2402
War Orphans Education	15,185	15,185	15,185	10,185			10,185	S.F. 2402
Algona Armory	396,000						0	
Centerville Armory	438,000						0	
Denison Armory	460,000						0	
Camp Dodge Armory	100,000						0	
compensation & Expense	195,420	40,000	40,000	40,000			40,000	STDNG.
	5,062,108	3,912,850	3,913,277	4,010,347	0	89,786	4,100,133	
<b>Public Safety, Dept of</b>								
Public Safety, Dept. of								
Administration	1,970,848	2,105,917	2,510,622	2,510,622		91,104	2,601,726	S.F. 2402
Communication	2,924,122	3,121,543	3,227,667	3,227,667		142,132	3,369,799	S.F. 2402
Investigation, DCI	3,692,727	4,694,301	6,838,810	6,534,828		263,531	6,798,359	S.F. 2402
Pari-mutuel Enforcement	252,419						0	
Undercover Funds			400,000	200,000			200,000	S.F. 2402
Narcotics Enforcement	1,058,432	2,115,078	2,732,519	2,243,579		93,871	2,337,450	S.F. 2402
Fire Marshal	1,290,550	1,487,997	1,560,379	,560,379		58,402	1,618,781	S.F. 2402
Capitol Security	1,054,426	1,164,412	1,219,281	,219,281		63,451	1,282,732	S.F. 2402
Riverboat Gambling		400,000					0	
Fire Fighters' Trng Ctr				25,000			25,000	S.F. 2402
Service Monitors/Sp. Part				25,000			25,000	S.F. 2402



## General Fund Appropriations

	<u>Actual FY 1989</u>	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Leg Sal. Adj. FY 1991</u>	<u>Total FY 1991</u>	<u>Bill</u>
<b>Transportation and Safety</b>								
<b>Public Safety, Dept of</b>								
Public Safety, Dept. of								
DNA Laboratory Equip.				75,000	75,000		0	S.F. 2402
LEIN Program				10,000			10,000	S.F. 2402
DCI/Criminalistic Lab Tec				56,292			56,292	H.F. 2564
D.A.R.E. Troopers				28,000			28,000	H.F. 2564
Narcotics Officers				150,000			150,000	H.F. 2564
Drug Buy Money				125,000			125,000	H.F. 2564
National Accreditation				25,000	25,000		0	S.F. 2402
DCI - Incr. Pens Contrib				53,115			53,115	H.F. 2569
Narc Enf. Incr Pens Cont				20,837			20,837	H.F. 2569
Fire Marsh Pens Contrib				7,641			7,641	H.F. 2569
AFIS FY91-General Fund			536,676	536,676			536,676	S.F. 2402
Local Govt. AFIS Remotes			279,800				0	S.F. 2402
	12,243,524	15,089,248	19,305,754	18,633,917	100,000	712,491	19,246,408	
<b>Transportation, Dept of</b>								
Transportation, Dept of								
Drivers' License Costs			500,000				0	S.F. 2402
<b>Operations</b>	16,461,539	19,831,780	23,745,237	23,023,020	112,000	852,546	23,763,566	
<b>Grant and Aid</b>	15,185	15,185	15,185	10,185	0	0	10,185	
<b>Capitals</b>	1,394,000	0	816,476	536,676	0	0	536,676	
<b>Standings</b>	195,420	40,000	40,000	40,000	0	0	40,000	
<b>Transportation and Safety</b>	\$ 18,066,144	\$ 19,886,965	\$ 24,616,898	\$ 23,609,881	\$ 112,000	\$ 852,546	\$ 24,350,427	

### Authorized FTE Report

<u>Subcommittee</u>	<u>Actual</u> <u>FY 1989</u>	<u>Estimated</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Net</u> <u>FY 1991</u>	<u>Bill</u>
<b>Administration</b>	1,427.76	1,505.08	1,544.02	1,541.52	0.00	1,541.52	
<b>Agriculture &amp; Natural Res.</b>	1,390.43	1,453.53	1,471.73	1,487.23	0.00	1,487.23	
<b>Economic Development</b>	83.44	94.47	117.72	124.72	0.00	124.72	
<b>Education</b>	16,514.26	17,458.41	17,602.84	17,687.84	7.00	17,680.84	
<b>Health &amp; Human Rights</b>	457.02	537.02	544.35	556.45	3.50	552.95	
<b>Human Services</b>	6,967.01	7,268.81	7,413.26	7,500.28	14.00	7,486.28	
<b>Justice System</b>	4,178.43	4,415.58	4,638.78	4,648.57	65.87	4,582.70	
<b>Regulation</b>	1,053.69	1,297.06	1,367.99	1,388.99	0.00	1,388.99	
<b>Transportation and Safety</b>	4,910.82	4,993.12	5,059.95	5,060.95	0.00	5,060.95	
<b>Total Appropriations</b>	<u>36,982.86</u>	<u>39,023.08</u>	<u>39,760.64</u>	<u>39,996.55</u>	<u>90.37</u>	<u>39,906.18</u>	

NOTE: This report tracks FTEs authorized by the 1990 General Assembly.

## Authorized FTE Report

	Actual <u>FY 1989</u>	Estimated <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
Administration							
Executive Council							
Executive Council							
General Office	1.07	1.12	1.12	1.12		1.12	S.F. 2280
General Services, Dept of							
General Services, Dept of							
General Operations	211.87	16.00	390.80	16.00		16.00	S.F. 2280
Information Services Div.	154.01	155.30		158.00		158.00	S.F. 2280
Communications Division		9.00		19.00		19.00	S.F. 2280
Director's Office		2.00		2.00		2.00	S.F. 2280
Materials Management Div.		3.30		3.30		3.30	S.F. 2280
Property Management Div.		146.00		156.00		156.00	S.F. 2280
Printing & Mail Div.		22.00		22.00		22.00	S.F. 2280
Record Management Div.		13.50		14.50		14.50	S.F. 2280
Custodial Staff		4.00				0.00	
Micrographics Staff		1.00				0.00	
Centr. Purchasing Div.	13.82	15.00	15.00	15.00		15.00	S.F. 2280
	379.70	387.10	405.80	405.80	0.00	405.80	
Gen. Serv - Veh. Dispatch							
Vehicle Dispatcher Div.	14.30	15.00	17.00	17.00		17.00	S.F. 2280
Centralized Printing							
Centr. Printing Division	27.82	29.00	30.00	30.00		30.00	S.F. 2280
General Services, Dept of	421.82	431.10	452.80	452.80	0.00	452.80	

## Authorized FTE Report

	<u>Actual FY 1989</u>	<u>Estimated FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Administration</b>							
<b>Governor</b>							
Governor's Office, Iowa							
General Office	14.96	15.00	17.00	17.00		17.00	S.F. 2280
Administrative Rules Coor	1.93	2.00	2.00	2.00		2.00	S.F. 2280
Terrace Hill Quarters	3.00	3.00	3.00	3.00		3.00	S.F. 2280
	<u>19.89</u>	<u>20.00</u>	<u>22.00</u>	<u>22.00</u>	0.00	<u>22.00</u>	
<b>Gov. Subst. Abuse Coord.</b>							
Gov. Sub Abuse Coord.							
Substance Abuse Prev Coor		3.00	10.00	8.00		8.00	S.F. 2280
<b>Governor, Lieutenant</b>							
Lieutenant Governor, <del>Off.</del>							
Lt. Gov. General Office	3.20	2.50	2.50	3.00		3.00	S.F. 2280
Lt. Governor's Office			1.50			0.00	
	<u>3.20</u>	<u>2.50</u>	<u>4.00</u>	<u>3.00</u>	0.00	<u>3.00</u>	
<b>Management, Department of</b>							
Management, Dept. of							
General Office	32.04	33.00	33.00	33.00		33.00	S.F. 2280
<b>Personnel, Department of</b>							
Personnel, Department of							
Operations	97.62	99.25	104.25			0.00	
Pre-tax/Dependent Care		3.00				0.00	
IDOP Safety Officers		2.00				0.00	
Administration				29.65		29.65	S.F. 2280
Field Operations				36.60		36.60	S.F. 2280
Program Management				34.00		34.00	S.F. 2280
Workers' Comp Admin				4.00		4.00	S.F. 2280
	<u>97.62</u>	<u>104.25</u>	<u>104.25</u>	<u>104.25</u>	0.00	<u>104.25</u>	

## Authorized FTE Report

	<u>Actual</u> <b>FY 1989</b>	<u>Estimated</u> <b>FY 1990</b>	<u>Govn Revised</u> <b>FY 1991</b>	<u>Final Action</u> <b>FY 1991</b>	<u>Govn Veto</u> <b>FY 1991</b>	<u>Net</u> <b>FY 1991</b>	<b>Bill</b>
Administration							
Personnel, Department of							
IDOP-Retirement							
FOAB & IOASI Adminis.	2.45	2.50	2.50			0.00	
IPERS Administration	41.23	46.00	46.00	<b>46.00</b>		46.00	S.F. 2280
	<u>43.68</u>	<u>48.50</u>	<u>48.50</u>	<u>46.00</u>	0.00	<u>46.00</u>	
Personnel, Department of	141.30	152.75	152.75	150.25	0.00	150.25	
Revenue & Finance, Dept							
Revenue and Finance, Dept							
Motor Vehicle Tax	581.75	19.51	20.80			0.00	
Increased Tax Enforcement	28.93	33.00				0.00	
Processing		160.44				0.00	
Accounting Function		29.80				0.00	
Operations		42.12				0.00	
Local Government Services		33.74				0.00	
Administration		19.31				0.00	
Tax Policy & Appeals		17.34				0.00	
Office Review		54.71				0.00	
In-state Field Audit		73.56				0.00	
Out-of-State Field Audit		21.06				0.00	
Taxpayer Services		46.41				0.00	
Collections		92.26				0.00	
Audit & Compliance			237.37	237.37		237.37	S.F. 2280
Administration			19.88	19.88		19.88	S.F. 2280
Financial Management			255.13	255.13		255.13	S.F. 2280
Information & Mgmt Serv.			42.42	42.42		42.42	S.F. 2280
Local Govt. Services			34.24	34.24		34.24	S.F. 2280
Technical Services			41.81	41.81		41.81	S.F. 2280
Motor Vehicle Fuel Tax				20.80		20.80	S.F. 2280
	<u>610.68</u>	<u>643.26</u>	<u>651.65</u>	<u>651.65</u>	0.00	<u>651.65</u>	

## Authorized FTE Report

	<u>Actual FY 1989</u>	<u>Estimated FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Administration</b>							
<b>Revenue &amp; Finance, Dept</b>							
<b>Lottery Division</b>							
Lottery Operations	127.72	141.35	138.55	138.55		138.55	S.F.2280
<b>Revenue &amp; Finance, Dept</b>	<hr/> 738.40	<hr/> 784.61	<hr/> 790.20	<hr/> 790.20	<hr/> 0.00	<hr/> 790.20	
<b>Secretary of State</b>							
Secretary of State							
Secretary of State	42.34	47.00	47.00	50.00		50.00	S.F.2280
<b>State-Federal Relations</b>							
State-Fed. Relations							
Office of	3.00	3.00	3.15	3.15		3.15	S.F. 2280
<b>Treasurer of State</b>							
Treasurer of State							
Office	24.70	27.00	28.00	28.00		28.00	S.F.2280
<b>Administration</b>	<hr/> <hr/> 1,427.76	<hr/> <hr/> 1,505.08	<hr/> <hr/> 1,544.02	<hr/> <hr/> 1,541.52	<hr/> <hr/> 0.00	<hr/> <hr/> 1,541.52	

## Authorized FTE Report

	Actual <u>FY 1989</u>	Estimated <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
Agriculture & Natural Res							
Agriculture & Land Stwd							
Agriculture & Land Stwd							
Administrative Division	36.94	38.44	43.20	42.20		42.20	S.F. 2364
Farm Commodity Division	17.82	22.00	22.00	23.00		23.00	S.F. 2364
Farmer's Market Coupon		2.50				0.00	
Regulatory Division	134.42	140.20	141.20	140.20		140.20	S.F. 2364
Laboratory Division	80.06	81.00	83.00	<b>84.00</b>		<b>84.00</b>	S.F. 2364
Native Horse & Dog Prog	2.93	4.00	4.00	4.00		4.00	S.F. 2364
	<u>272.17</u>	<u>288.14</u>	<u>293.40</u>	<u>293.40</u>	0.00	<u>293.40</u>	
Ag. - Soil Conservation							
Soil Conservation Oper.	168.81	175.79	175.79	193.79		193.79	S.F. 2364
	<u>440.98</u>	<u>463.93</u>	<u>469.19</u>	<u>487.19</u>	0.00	<u>487.19</u>	
Agriculture & Land Stwd							
Natural Resources, Dept							
Natural Resources							
DNR Operations	931.23	968.81	<b>983.85</b>			<b>0.00</b>	
Green Thumb Program	18.22	18.68	18.69	18.69		<b>18.69</b>	S.F. 2364
Loess Hills State Forest		2.11				0.00	
Office of the Director				5.95		5.95	S.F. 2364
Administration Division				124.15		124.15	S.F. 2364
Coord & Inf Division				42.08		42.08	S.F. 2364
Energy Division				59.62		59.62	S.F. 2364
Env Protection Division				142.55		142.55	S.F. 2364
Fish & Wildlife Division				332.24		332.24	S.F. 2364
Forestry Division				55.71		55.71	S.F. 2364
Parks Division				208.05		208.05	S.F. 2364
Waste Management Auth.				11.00		11.00	S.F. 2364
	<u>949.45</u>	<u>989.60</u>	<u>1,002.54</u>	<u>1,000.04</u>	0.00	<u>1,000.04</u>	
Agriculture & Natural Res	<u>1,390.43</u>	<u>1,453.53</u>	<u>1,471.73</u>	<u>1,487.23</u>	0.00	<u>1,487.23</u>	

### Authorized FTE Report

	Actual <u>FY 1989</u>	Estimated <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
Economic Development							
Economic Devel., Dept of							
Economic Development							
General Administration	21.63	23.00	25.50	21.00		21.00	S.F. 2327
National Marketing Oper.	12.97	14.75	16.00	16.00		16.00	S.F. 2327
<b>Film Office</b>	0.92	2.00	2.00	2.00		2.00	S.F. 2327
Tourism Operations	14.97	15.97	15.97	15.97		15.97	S.F. 2327
International Trade	5.76	6.00	12.50	6.00		6.00	S.F. 2327
European Office		1.50		1.50		1.50	S.F. 2327
Asian Office	1.00	2.00		2.00		2.00	S.F. 2327
Japan Office		2.00		2.00		2.00	S.F. 2327
Export Trade Assistance	0.18	0.25	0.25	0.25		0.25	S.F. 2327
Small Business Programs	4.92	2.00	7.00	2.00		2.00	S.F. 2327
Targeted Small Business		1.00		1.00		1.00	S.F. 2327
Existing Industry		2.00		3.00		3.00	S.F. 2327
Community Progress	8.37	8.00	12.00	12.00		12.00	S.F. 2327
Workforce Investment Prog			1.00	1.00		1.00	S.F. 2327
Community Devel Blk Grant	12.72	14.00	14.00	14.00		14.00	S.F. 2327
Procurement Office			3.50	3.50		3.50	S.F. 2327
Micro Enterprise Fund			2.00			0.00	
Mainstreet & Rural Mainst			3.00	3.00		3.00	S.F. 2327
Youth Workforce Programs			3.00			0.00	
EC 1992 Int'l Opportunity				1.00		1.00	S.F. 2327
Conservation Corp.				2.00		2.00	S.F. 2327
Iowa Corp Program				1.00		1.00	S.F. 2327
Small Business Advocate				6.00		6.00	S.F. 2327
General Adm. Addtl Approp				4.50		4.50	H.F. 2569
Small Bus. Addtl Approp				1.50		1.50	H.F. 2569
280B Program Admin.				2.50		2.50	S.F. 2327
	<u>83.44</u>	<u>94.47</u>	<u>117.72</u>	<u>124.72</u>	<u>0.00</u>	<u>124.72</u>	
Economic Development	<u>83.44</u>	<u>94.47</u>	<u>117.72</u>	<u>124.72</u>	<u>0.00</u>	<u>124.72</u>	



## Authorized FTE Report

	Actual FY 1989	Estimated FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Net FY 1991	Bill
Education							
College Aid Commission							
College Aid Commission							
Scholarship & Grant Adm	5.02	6.24	8.05	8.05		8.05	S.F. 2423
Stafford Loan Program Adm	27.11	31.23	32.52	32.52		32.52	S.F. 2423
	<u>32.13</u>	<u>37.47</u>	<u>40.57</u>	<u>40.57</u>	0.00	<u>40.57</u>	
Cultural Affairs, Dept of							
Cultural Affairs, Dept of							
Iowa Arts Council	10.41	12.00	12.00	13.00		13.00	S.F. 2423
State Historical Society	54.30	72.00	75.00	76.00		76.00	S.F. 2423
Terrace Hill	5.50	5.50	5.25	5.25		5.25	S.F. 2423
State Library	35.31	40.00	41.00	41.00		41.00	S.F. 2423
Cultural Affairs - Adm.	7.94	9.00	10.00	10.00		10.00	S.F. 2423
	<u>113.46</u>	<u>138.50</u>	<u>143.25</u>	<u>145.25</u>	0.00	<u>145.25</u>	
Cultural Affairs IPT							
Iowa Public Television	96.34	103.00	101.00	104.00		104.00	S.F. 2423
	<u>209.80</u>	<u>241.50</u>	<u>244.25</u>	<u>249.25</u>	0.00	<u>249.25</u>	
Cultural Affairs, Dept of							
Education, Department of							
Education, Dept. of							
Dept of Educ - Administr.	105.53	124.75	125.75	135.75		135.75	S.F. 2423
Vocational Educ. Admin.	39.96	39.60	39.60	39.60		39.60	S.F. 2423
Special Progr & Projects	0.02	4.00	2.00	2.00		2.00	S.F. 2423
Board Of Educ. Examiners	0.60	1.20	2.00	2.00		2.00	S.F. 2423
School Food Service	11.87	14.00	14.00	14.00		14.00	S.F. 2423
Career Information System		5.00	5.00	5.00		5.00	S.F. 2423
	<u>157.98</u>	<u>188.55</u>	<u>188.35</u>	<u>198.35</u>	0.00	<u>198.35</u>	
Vocational Rehabilitation							
Vocational Rehabilitation	290.00	314.50	314.50	319.50		319.50	S.F. 2423
Independent Living	0.77	1.50	1.50	1.50		1.50	S.F. 2423
	<u>290.77</u>	<u>316.00</u>	<u>316.00</u>	<u>321.00</u>	0.00	<u>321.00</u>	
Education, Department of	448.75	504.55	504.35	519.35	0.00	519.35	

## Authorized FTE Report

	<u>Actual FY 1989</u>	<u>Estimated FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Education</b>							
<b>Regents, Board of</b>							
Regents, Board of							
SUI-General University	4,040.59	4,369.05	4,402.65	4,413.65		4,413.65	S.F. 2423
SUI Statewide Tumor Regis			5.05	5.05		5.05	S.F. 2423
Indigent Patient Program	5,194.10	5,251.76	5,251.76	5,251.76		5,251.76	S.F. 2423
SUI-Psych Hospital	283.42	286.76	286.76	286.76		286.76	S.F. 2423
SUI-Hospital School	180.65	184.22	184.22	184.22		184.22	S.F. 2423
SUI-Oakdale Campus	72.15	73.60	73.60	73.60		73.60	S.F. 2423
SUI-Hygienic Laboratory	98.47	117.26	117.26	117.26		117.26	S.F. 2423
SUI-Family Practice Prog.	177.17	174.19	174.19	174.19		174.19	S.F. 2423
SCHS - Hemophilia, Cancer	12.97	12.55	12.55	12.55		12.55	S.F. 2423
SUI Ag Health & Safety	1.28			7.00		7.00	<b>S.F. 2423</b>
ISU-General University	3,367.18	3,707.98	3,726.48	3,740.48		3,740.48	S.F. 2423
ISU-Ag Experiment Station	387.00	419.00	474.00	473.00		473.00	S.F. 2423
ISU-Co-op Extension	434.85	480.00	480.00	480.00		480.00	S.F. 2423
ISU-Fire Service Instit.	11.00	11.00	11.00	11.00		11.00	S.F. 2423
UNI-General University	1,318.70	1,342.20	1,366.83	1,385.83		1,385.83	S.F. 2423
School for the Deaf	133.24	133.24	133.24	133.24		133.24	S.F. 2423
Braille & Sight Saving	92.45	92.45	92.45	92.45		92.45	<b>S.F. 2423</b>
Regents Board Office	18.36	19.63	21.63	19.63		19.63	S.F. 2423
SUI-Enhancing Medical Ed				10.00		10.00	S.F. 2423
UNI-Teacher Ed. Center				7.00	7.00	0.00	<b>S.F. 2423</b>
	<u>15,823.58</u>	<u>16,674.89</u>	<u>16,813.67</u>	<u>16,878.67</u>	<u>7.00</u>	<u>16,871.67</u>	
<b>Education</b>	<u>16,514.26</u>	<u>17,458.41</u>	<u>17,602.84</u>	<u>17,687.84</u>	<u>7.00</u>	<u>17,680.84</u>	

## Authorized FTE Report

	Actual FY 1989	Estimated FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Net FY 1991	Bill
<b>Health &amp; Human Rights</b>							
<b>Blind, Iowa Comm. for the</b>							
Blind, Department of							
Department for the Blind	98.03	102.50	102.50	103.50		103.50	H.F. 2371
<b>Civil Rights Commission</b>							
Civil Rights Commission							
Civil Rights Commission	31.51	36.25	37.00	37.00		37.00	H.F. 2371
<b>Elder Affairs, Dept of</b>							
Elder Affairs, Dept. of							
State Administration	28.69	32.00	32.00	33.00		33.00	H.F. 2371
<b>Health, Dept of Public</b>							
Health, Dept. of Public							
Central Administration	48.45	56.92	57.00	57.00		57.00	H.F. 2371
Professional Licensure	10.32	13.50	13.50	13.50		13.50	H.F. 2371
Health Planning	10.54	15.75	15.75	15.75		15.75	H.F. 2371
Office of Rural Health		2.00	2.00	4.00		4.00	H.F. 2371
Disease Prevention	67.09	73.50	79.50	78.50		78.50	H.F. 2371
EMS - Training	3.39	4.00	5.00	5.00		5.00	H.F. 2371
Substance Abuse	15.87	18.00	15.00	15.00		15.00	H.F. 2371
Gov's Allnce on Sub Abuse	3.22	5.00				0.00	
Family and Comm. Health	65.15	84.60	87.60	87.60		87.60	H.F. 2371
Dental Examiners	3.99	4.00	4.00	4.00		4.00	H.F. 2371
Medical Examiners	16.84	19.00	19.00	19.00		19.00	H.F. 2371
Nursing Examiners	15.92	17.00	17.00	17.00		17.00	H.F. 2371
Pharmacy Examiners	11.14	12.00	12.00	12.00		12.00	H.F. 2371
Addctn Trtmt Advsy Cncl				2.50	2.50	0.00	H.F. 2564
	277.92	325.27	327.35	330.85	2.50	328.35	

## Authorized FTE Report

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<b>Health &amp; Human Rights</b>							
<b>Human Rights, Dept of</b>							
<b>Human Rights, Dept. of</b>							
<b>Administration</b>	4.98	7.00	9.00	9.00		<b>9.00</b>	<b>H.F. 2371</b>
<b>Children, Youth and Fam.</b>	5.04	6.00	6.50	8.00		8.00	<b>H.F. 2371</b>
<b>Deaf Services Div</b>	7.26	10.00	10.00	10.00		10.00	<b>H.F. 2371</b>
<b>Persons With Disabilities</b>	2.35	4.00	4.00	4.00		4.00	<b>H.F. 2371</b>
<b>Spanish Speaking Peoples</b>	1.40	1.50	3.50	<b>3.50</b>		<b>3.50</b>	<b>H.F. 2371</b>
<b>Status of Women Div</b>	2.54	4.00	4.00	4.10		4.10	<b>H.F. 2371</b>
<b>Status of Blacks Div</b>	0.57	1.50	1.50	1.50		1.50	<b>H.F. 2371</b>
<b>Crim &amp; Jw. Justice</b>	2.73	7.00	7.00	7.00		7.00	<b>H.F. 2371</b>
<b>Recreation/Education Grnt</b>				1.00	1.00	0.00	<b>H.F. 2371</b>
<b>Policy Council</b>				4.00		4.00	<b>S.F.2408</b>
	<u>26.87</u>	<u>41.00</u>	<u>45.50</u>	<u>52.10</u>	<u>1.00</u>	<u>51.10</u>	
<b>Health &amp; Human Rights</b>	<u>457.02</u>	<u>537.02</u>	<u>544.35</u>	<u>556.45</u>	<u>3.50</u>	<u>552.95</u>	

## Authorized FTE Report

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Human Services							
Human Services, Dept. of							
Economic Assistance							
Child Support Recoveries	123.38	165.00	185.50	234.50		234.50	S.F. 2435
Collection Services Ctr	49.56	28.00	26.00	26.00		26.00	S.F. 2435
	<u>172.94</u>	<u>193.00</u>	<u>211.50</u>	<u>260.50</u>	0.00	<u>260.50</u>	
Juvenile Institutions							
Toledo Juvenile Home	119.28	123.50	128.50	128.50		128.50	S.F. 2435
Eldora Training School	212.78	224.00	229.00	229.00		229.00	S.F. 2435
	<u>332.06</u>	<u>347.50</u>	<u>357.50</u>	<u>357.50</u>	0.00	<u>357.50</u>	
Helping Childr & Families							
CP Permanency Planning				3.00		3.00	S.F. 2435
CP Innovative Programs				1.00		1.00	S.F. 2435
	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>4.00</u>	0.00	<u>4.00</u>	
Veterans Homes							
Marshalltown Vets Home	750.03	832.16	836.87	836.87		836.87	S.F. 2435
Mental Health Institution							
Cherokee Mental Hlth Inst	372.39	379.40	409.33	409.33		409.33	S.F. 2435
Clarinda Mental Hlth Inst	185.26	194.11	192.06	192.06		192.06	S.F. 2435
Indep. Mental Hlth Inst	384.62	417.22	424.77	424.77		424.77	S.F. 2435
Mt Pleasant Mental Health	186.77	200.49	207.50	207.50		207.50	S.F. 2435
	<u>1,129.04</u>	<u>1,191.22</u>	<u>1,233.66</u>	<u>1,233.66</u>	0.00	<u>1,233.66</u>	
State Hospital Schools							
Glenwood Hospital-School	1,151.97	1,190.50	1,178.00	1,178.00		1,178.00	S.F. 2435
Woodward Hospital-School	954.32	946.50	957.28	957.30		957.30	S.F. 2435
	<u>2,106.29</u>	<u>2,137.00</u>	<u>2,135.28</u>	<u>2,135.30</u>	0.00	<u>2,135.30</u>	
Managing & Deliver Servc							
General Administration	314.35	332.45	342.45	350.95	6.00	344.95	S.F. 2435
Field Operations	2,159.49	2,232.48	2,293.00	2,318.50	8.00	2,310.50	S.F. 2435
	<u>2,473.84</u>	<u>2,564.93</u>	<u>2,635.45</u>	<u>2,669.45</u>	14.00	<u>2,655.45</u>	

### Authorized FTE Report

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<b>Human Services</b>							
<b>Human Services, Dept. of</b>							
<b>Human Services, Dept. of</b>							
<b>Gamblers Assistance Fund</b>	2.81	3.00	3.00	3.00		3.00	S.F. 2435
<b>Human Services, Dept. of</b>	6,967.01	7,268.81	7,413.26	7,500.28	14.00	7,486.28	
<b>Human Services</b>	6,967.01	7,268.81	7,413.26	7,500.28	14.00	7,486.28	

## Authorized FTE Report

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Justice System							
Attorney General							
Justice, Department of							
General Office	144.98	160.00	165.50	166.00		166.00	S.F. 2408
Victim Compensation Fund		6.00	6.00	6.00		6.00	S.F. 2408
	<u>144.98</u>	<u>166.00</u>	<u>171.50</u>	<u>172.00</u>	0.00	<u>172.00</u>	
Prosecuting Attorney Trng							
Pros. Attorney Training	2.00	3.00	3.00	3.00		3.00	S.F. 2408
Consumer Advocate							
Consumer Advocate	19.39	31.00	31.00	32.00		32.00	S.F. 2408
	<u>166.37</u>	<u>200.00</u>	<u>205.50</u>	<u>207.00</u>	0.00	<u>207.00</u>	
Attorney General							
Corrections, Dept of							
CBC District 1							
CBC District 1	108.91	108.91	122.16	119.16		119.16	S.F. 2408
Intensive Supervision				1.66		1.66	S.F. 2408
Min. Staff Field Serv.				10.00	10.00	0.00	S.F. 2408
	<u>108.91</u>	<u>108.91</u>	<u>122.16</u>	<u>130.82</u>	10.00	<u>120.82</u>	
CBC District 2							
CBC District 2	84.67	85.70	85.87	82.87		82.87	S.F. 2408
Job Devel-Rep. Fed. Funds				3.00		3.00	S.F. 2408
Res. Minimum Staff				8.53	8.53	0.00	S.F. 2408
Min. Staff Field Serv.				8.02	8.02	0.00	S.F. 2408
	<u>84.67</u>	<u>85.70</u>	<u>85.87</u>	<u>102.42</u>	16.55	<u>85.87</u>	
CBC District 3							
CBC District 3	46.22	47.50	49.69	47.69		47.69	S.F. 2408
Staff for Sioux City				0.50		0.50	S.F. 2408
Min. Staff-Field Serv.				2.07	2.07	0.00	S.F. 2408
Intensive Supervision				1.58		1.58	S.F. 2408
	<u>46.22</u>	<u>47.50</u>	<u>49.69</u>	<u>51.84</u>	2.07	<u>49.77</u>	

## Authorized FTE Report

	Actual FY 1989	Estimated FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Net FY 1991	Bill
<b>Justice System</b>							
<b>Corrections, Dept of</b>							
<b>CBC District 4</b>							
CBC District 4	44.50	46.50	45.50	45.50		45.50	S.F. 2408
<b>CBC District 5</b>							
CBC District 5	147.41	147.41	157.41	148.41		148.41	S.F. 2408
Intensive Supervision				6.26		6.26	S.F. 2408
Tactical Unit - CBC 5				2.00	2.00	0.00	S.F. 2408
	147.41	147.41	157.41	156.67	2.00	154.67	
<b>CBC District 6</b>							
CBC District 6	111.00	112.00	126.70	109.00		109.00	S.F. 2408
Min. Staff - Field Serv.				16.79	16.79	0.00	S.F. 2408
Intensive Supervision				3.49		3.49	S.F. 2408
Staff for Cedar Rapids				7.70		7.70	S.F. 2408
Home Work Release				2.00		2.00	S.F. 2408
	111.00	112.00	126.70	138.98	16.79	122.19	
<b>CBC District 7</b>							
CBC District 7	80.60	83.10	86.10	83.10		83.10	S.F. 2408
Min. Staff - Field Serv.				8.83	8.83	0.00	S.F. 2408
Intensive Supervision				1.00		1.00	S.F. 2408
	80.60	83.10	86.10	92.93	8.83	84.10	
<b>CBC District 8</b>							
CBC District 8	40.29	40.42	55.70	40.42		40.42	S.F. 2408
Min. Staff - Field Serv.				8.40	8.40	0.00	S.F. 2408
Res. Minimum Staffing				1.23	1.23	0.00	S.F. 2408
Staff for Ottumwa				13.28		13.28	S.F. 2408
	40.29	40.42	55.70	63.33	9.63	53.70	



## Authorized FTE Report

	Actual <u>FY 1989</u>	Estimated <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	Bill
Justice System							
Corrections, Dept of							
CBC Statewide							
CBC Statewide			6.50			0.00	
Intensive Supervision				1.37		1.37	S.F. 2408
Treatment Alternatives				4.25		4.25	S.F. 2408
	0.00	0.00	6.50	5.62	0.00	5.62	
Corrections-Centr Office							
Central Office Correction	35.21	40.52	42.52	42.52		42.52	S.F. 2408
Corr. Training Academy							
Corrections Training Ctr	6.14	6.22	8.22	8.22		8.22	S.F. 2408
Corr. - Fort Madison							
Ft. Madison Inst.	457.61	490.00	501.50	501.50		501.50	S.F. 2408
Corr. - Anamosa							
Anamosa Inst.	305.15	325.00	354.00	355.00		355.00	S.F. 2408
Corr. - Oakdale							
Oakdale Inst.	238.97	246.50	254.50	258.50		258.50	S.F. 2408
Corr. - Newton							
Newton Inst.	53.24	67.00	67.00	71.00		71.00	S.F. 2408
Corr. - Mt Pleasant							
Mt Pleasant Inst.	241.03	260.28	264.78	267.15		267.15	S.F. 2408
Corr. - Rockwell City							
Rockwell City Inst.	62.24	67.00	71.00	73.00		73.00	S.F. 2408

## Authorized FTE Report

	<b>Actual FY 1989</b>	<b>Estimated FY 1990</b>	<b>Govn Revised FY 1991</b>	<b>Final Action FY 1991</b>	<b>Govn Veto FY 1991</b>	<b>Net FY 1991</b>	<b>Bill</b>
<b>Justice System</b>							
<b>Corrections, Dept of</b>							
Con. - Clarinda Clarinda Inst.	98.49	107.65	110.30	118.30		118.30	S.F. 2408
Con. - Mitchellville Mitchellville Inst.	78.33	86.50	97.00	97.00		97.00	S.F. 2408
<b>Corrections, Dept of</b>	<u>2,240.01</u>	<u>2,368.21</u>	<u>2,506.45</u>	<u>2,580.30</u>	<u>65.87</u>	<u>2,514.43</u>	
<b>Judicial Branch</b>							
Judicial Branch Judicial Branch		1,828.37	1,906.83	1,841.27		1,841.27	S.F. 2408
<b>Judicial Department</b>							
Judicial Branch	1,755.58					0.00	
<b>Judicial Branch</b>	<u>1,755.58</u>	<u>1,828.37</u>	<u>1,906.83</u>	<u>1,841.27</u>	<u>0.00</u>	<u>1,841.27</u>	
<b>Parole, Board of</b>							
Parole Board Parole Board	16.47	19.00	20.00	20.00		20.00	S.F. 2408
<b>Justice System</b>	<u><u>4,178.43</u></u>	<u><u>4,415.58</u></u>	<u><u>4,638.78</u></u>	<u><u>4,648.57</u></u>	<u><u>65.87</u></u>	<u><u>4,582.70</u></u>	

## Authorized FTE Report

	<u>Actual</u> <u>FY 1989</u>	<u>Estimated</u> <u>FY 1990</u>	<u>Govn Revised</u> <u>FY 1991</u>	<u>Final Action</u> <u>FY 1991</u>	<u>Govn Veto</u> <u>FY 1991</u>	<u>Net</u> <u>FY 1991</u>	<u>Bill</u>
<b>Regulation</b>							
<b>Auditor of State</b>							
Auditor of State							
General Office	100.14	135.50	154.50	154.50		154.50	S.F.2328
Auditor Of State - Audit	33.54					0.00	
	133.68	135.50	154.50	154.50	0.00	154.50	
<b>Campaign Finance Discl.</b>							
Campaign Fin Discl Comm							
General Office	3.91	5.75	5.75	6.75		6.75	S.F.2328
<b>Commerce, Department of</b>							
<b>Commerce-Administration</b>							
Central Admin Div	39.62	43.50	43.50	43.50		43.50	S.F. 2328
<b>Alcoholic Beverages Div</b>							
Alcoholic Beverages Div	83.43	87.86	85.86	85.86		85.86	S.F.2328
<b>Banking Division</b>							
Banking Division	111.09	118.50	118.50	118.50		118.50	S.F.2328
Interstate Banking Admin				2.00		2.00	S.F. 2280
	111.09	118.50	118.50	120.50	0.00	120.50	
<b>Credit Union Division</b>							
Credit Union Division	17.61	20.00	20.00	20.00		20.00	S.F.2328
<b>Insurance Division</b>							
Insurance Division	82.27	93.33	92.33	92.33		92.33	S.F. 2328
<b>Profess. Lic &amp; Regulation</b>							
Prof Licensing Div	7.23	9.00	10.00	11.00		11.00	S.F. 2328
<b>Savings and Loan Division</b>							
Savings & Loan Div	5.24	6.00	6.00	3.00		3.00	S.F. 2328

## Authorized FTE Report

	Actual <u>FY 1989</u>	Estimated <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	Bill
Regulation							
Commerce, Department of							
Utilities Division							
Utilities Division	90.00	87.50	87.50	87.50		87.50	S.F. 2328
<hr/>							
Commerce, Department of	436.49	465.69	463.69	463.69	0.00	463.69	
Employment <b>Services</b> , Dept							
Employment Services, Dept							
Industrial Services Div	33.87	36.95	41.76	45.76		45.76	S.F. 2328
Labor Services Div	74.40	94.05	97.80	104.80		104.80	S.F. 2328
Admin Contr Surcharge Fd	135.13	149.94	171.80	171.80		171.80	S.F. 2328
Indust Services - Pilot				4.00		4.00	S.F. 2328
	<u>243.40</u>	<u>280.94</u>	<u>311.36</u>	<u>326.36</u>	<u>0.00</u>	<u>326.36</u>	
<b>Inspections/Appeals</b> , Dept							
Inspections and Appeals							
DIA Operations	217.42	249.00	234.00			0.00	
Foster Care Review Board	6.25	8.35	12.35	12.85		12.85	S.F. 2328
Employment Appeal Board	1.65	1.80	16.80	16.80		16.80	S.F. 2328
Public Defender		88.50	88.80	93.80		93.80	S.F. 2328
Finance & Services Div				26.00		26.00	S.F. 2328
Audits Division				18.00		18.00	S.F. 2328
Appeals and Fair Hearings				15.50		15.50	S.F. 2328
Investigations Division				39.00		39.00	S.F. 2328
Health Facilities Div				104.00		104.00	S.F. 2328
Inspections Division				26.50		26.50	S.F. 2328
Bingo Auditors				2.00		2.00	S.F. 2328
	<u>225.32</u>	<u>347.65</u>	<u>351.95</u>	<u>354.45</u>	<u>0.00</u>	<u>354.45</u>	

## Authorized FTE Report

	<u>Actual FY 1989</u>	<u>Estimated FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Regulation</b>							
<b>Inspections/Appeals, Dept</b>							
Racing/Gaming Commission							
Racing/Gaming-Tracks		32.53	34.49	35.49		35.49	S.F. 2328
Excursion Boat Regulation		4.00		17.00		17.00	S.F. 2328
Excursion Boat Gambling			21.25	5.25		5.25	S.F. 2328
	0.00	36.53	55.74	57.74	0.00	57.74	
Road Use Tax Fund							
RUTF		11.50	11.50	11.50		11.50	S.F. 2328
<b>Inspections/Appeals, Dept</b>	225.32	395.68	419.19	423.69	0.00	423.69	
<b>Public Employ Relations</b>							
Public Employ Relations							
General Office	10.89	13.50	13.50	14.00		14.00	S.F. 2328
<b>Regulation</b>	1,053.69	1,297.06	1,367.99	1,388.99	0.00	1,388.99	

### Authorized FTE Report

	<u>Actual FY 1989</u>	<u>Estimated FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<b>Bill</b>
<b>Transportation and Safety</b>							
<b>Law Enforcement Academy</b>							
Law Enforcement Academy							
ILEA Operations	21.15	27.70	27.70	29.70		29.70	S.F. 2402
<b>Public Defense, Dept of</b>							
Public Defense, Dept. of							
Public Defense	136.18	144.26	149.59	151.59		151.59	S.F. 2402
Title III	2.44					0.00	
Veterans Affairs		3.16	4.16	4.16		4.16	S.F. 2402
Disaster Services		12.00	12.00	12.00		12.00	S.F. 2402
	<u>138.62</u>	<u>159.42</u>	<u>165.75</u>	<u>167.75</u>	0.00	<u>167.75</u>	
<b>Public Safety, Dept of</b>							
Public Safety, Dept. of							
Administration	<b>44.88</b>	53.50	51.50	<b>51.50</b>		51.50	S.F. 2402
Communication	77.31	79.50	80.00	80.00		80.00	S.F. 2402
Investigation, DCI	106.95	133.00	141.00	136.00		136.00	S.F. 2402
Pari-mutuel Enforcement	4.69					0.00	
Narcotics Enforcement	23.25	38.50	50.00	38.00		38.00	S.F. 2402
Fire Marshal	30.48	33.00	33.00	33.00		33.00	S.F. 2402
Capitol Securii	35.60	36.00	36.00	36.00		36.00	S.F. 2402
Pari-mutuel Enforcement		5.00	5.00	5.00		5.00	S.F. 2402
Highway Patrol	449.19	450.50	454.50	450.50		450.50	S.F. 2402
DCI/Criminalistic Lab Tec				4.00		4.00	H.F. 2564
D.A.R.E. Troopers				4.00		4.00	H.F. 2564
Narcotics Officers				10.00		10.00	H.F. 2564
	<u>772.35</u>	<u>829.00</u>	<u>851.00</u>	<u>848.00</u>	0.00	<u>848.00</u>	

## Authorized FTE Report

	Actual FY 1989	Estimated FY 1990	Govn Revised FY 1991	Final Action FY 1991	Govn Veto FY 1991	Net FY 1991	Bill
Transportation and Safety							
Transportation, Dept of							
Primary Road Fund							
Administration	301.25	293.00	293.00	293.00		293.00	S.F. 2402
General Counsel Division	6.80	7.00	7.00	7.00		7.00	S.F. 2402
Planning Division	162.40	165.00	165.00	165.00		165.00	S.F. 2402
Aeronautics/Public Trans	5.00	5.00	5.00	5.00		5.00	S.F. 2402
Highway	2,876.00	2,870.00	2,889.00	2,889.00		2,889.00	S.F. 2402
Motor Vehicle Division	7.00	22.00	22.00	22.00		22.00	S.F. 2402
Rail And Water Division	6.00	7.00	7.00	7.00		7.00	S.F. 2402
	3,364.45	3,369.00	3,388.00	3,388.00	0.00	3,388.00	
Road Use Tax Fund							
Administration	52.75	44.00	47.50	47.50		47.50	S.F. 2402
General Counsel Division	1.20	1.00	1.00	1.00		1.00	S.F. 2402
Planning Division	8.60	6.00	9.00	9.00		9.00	S.F. 2402
Aeronautics/Public Trans	5.00	5.00	5.00	5.00		5.00	S.F. 2402
Motor Vehicle Division	531.30	528.00	541.00	541.00		541.00	S.F. 2402
Rail And Water Division	15.40	15.00	15.00	15.00		15.00	S.F. 2402
	614.25	599.00	618.50	618.50	0.00	618.50	
State Aviation Fund							
Aeronautics/Public Trans		9.00	9.00	9.00		9.00	S.F. 2402
Transportation, Dept of	3,978.70	3,977.00	4,015.50	4,015.50	0.00	4,015.50	
Transportation and Safety	4,910.82	4,993.12	5,059.95	5,060.95	0.00	5,060.95	

## Other Fund Appropriations

<b>Subcommittee</b>	<b>Estimated Net FY 1990</b>	<b>Govn Revised FY 1991</b>	<b>Final Action FY 1991</b>	<b>Govn Veto FY 1991</b>	<b>Net FY 1991</b>	<b>Bill</b>
<b>Administration</b>	\$ 14,940,485	\$ 12,415,846	\$ 20,830,057	\$ 0	\$ 20,830,057	
<b>Agriculture &amp; Natural Res.</b>	46,694,296	38,856,959	64,864,267	10,115,800	54,748,467	
<b>Economic Development</b>	55,420,000	7,882,503	2,513,650	0	2,513,650	
<b>Education</b>	2,703,989	12,315,748	5,274,948	2,484,200	2,790,748	
<b>Health &amp; Human Rights</b>	1,178,000	276,000	176,000	0	176,000	
<b>Human Services</b>	250,008	0	0	0	0	
<b>Justice System</b>	1,714,665	1,915,289	2,049,789	0	2,049,789	
<b>Regulation</b>	31,103,270	31,098,207	31,511,681	0	31,511,681	
<b>Transportation and Safety</b>	213,688,224	220,043,258	219,242,663	800,000	218,442,663	
<b>Total Appropriations</b>	<u>\$ 367,692,937</u>	<u>\$ 324,803,810</u>	<u>\$ 346,463,055</u>	<u>\$ 13,400,000</u>	<u>\$ 333,063,055</u>	

NOTE: This report tracks non-General Fund appropriations made by the 1990 General Assembly.



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### Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Administration</b>						
General Services, Dept of General Services, Dept of Centr. Purchasing Div.	540,382	543,147	543,147		543,147	S.F. 2280
Gen. Serv - Veh. Dispatch Vehicle Dispatcher Div.	480,742	568,764	568,764		568,764	S.F. 2280
Centralized Printing Centr. Printing Division	832,826	886,644	886,644		886,644	S.F. 2280
<b>General Services, Dept of</b>	<u>1,853,950</u>	<u>1,998,555</u>	<u>1,998,555</u>	<u>0</u>	<u>1,998,555</u>	
<b>Management, Department of Primary Road Fund Salary Adjustment PRF</b>			5,213,662		5,213,662	S.F. 2422
<b>Road Use Tax Fund Road Use Tax Fund-Staff Salary Adjustment RUTF</b>	55,000		55,000 1,785,755		55,000 1,785,755	S.F. 2280 S.F. 2422
<b>Management, Department of</b>	<u>55,000</u>	<u>0</u>	<u>1,840,755</u>	<u>0</u>	<u>1,840,755</u>	
<b>Personnel, Department of Personnel, Department of IPERS Data Processing</b>	55,000	0	7,054,417	0	7,054,417	
<b>IDOP-Retirement IPERS Administration</b>	2,529,206	2,529,206	2,616,118		2,616,118	S.F. 2280
<b>Personnel, Department of</b>	<u>2,529,206</u>	<u>2,529,206</u>	<u>3,399,118</u>	<u>0</u>	<u>3,399,118</u>	

## Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Administration</b>						
Revenue & Finance, Dept						
Revenue and Finance, Dept						
Motor Vehicle Tax	592,413	615,922	1,105,804		1,105,804	S.F. 2280
<b>Lottery Division</b>						
Lottery Operations	7,409,916	7,272,163	7,272,163		7,272,163	S.F. 2280
<b>Revenue &amp; Finance, Dept</b>	<u>8,002,329</u>	<u>7,888,085</u>	<u>8,377,967</u>	<u>0</u>	<u>8,377,967</u>	
<b>Treasurer of State</b>						
Treasurer of State						
EMS Equipment	1,500,000				0	
Small Business Job Trng.	1,000,000				0	
	<u>2,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<b>Administration</b>	<u>\$ 14,940,485</u>	<u>\$ 12,415,846</u>	<u>\$ 20,830,057</u>	<u>\$ 0</u>	<u>\$ 20,830,057</u>	

## Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	Bill
<b>Agriculture &amp; Natural Res</b>						
<b>Agriculture &amp; Land Stwd</b>						
Agriculture & Land Stwd						
Administrative Division	195,203	198,584	198,584		198,584	S.F. 2364
Laboratory Division	2,370,576	1,880,136	2,027,471		2,027,471	S.F. 2364
Native Horse & Dog Prog	157,281	159,072	159,072		159,072	<b>S.F.</b> 2364
Lamb/Wool Education Prog	250,000				0	
Ag Revitalization	450,000				0	
Ag Export Trade Assistanc	75,000				0	
Native Seed Preservation			150,000	<b>150,000</b>	0	S.F. 2153
On-Farm Demonstrations			451,200	<b>451,200</b>	0	S.F. 2153
	<u>3,498,060</u>	<u>2,237,792</u>	<u>2,986,327</u>	<u>601,200</u>	<u>2,385,127</u>	
Ag. - Soil Conservation						
Abandoned Well Closure			295,200	295,200	0	S.F. 2153
Soil & Water Cost-Share			1,497,600		1,497,600	S.F. 2153
Filter Strips & Waterways			451,200		451,200	S.F. 2153
Reforestation Programs			451,200		451,200	S.F. 2153
	<u>0</u>	<u>0</u>	<u>2,695,200</u>	<u>295,200</u>	<u>2,400,000</u>	
<b>Agriculture &amp; Land Stwd</b>	<u>3,498,060</u>	<u>2,237,792</u>	<u>5,681,527</u>	<u>896,400</u>	<u>4,785,127</u>	
<b>Natural Resources, Dept</b>						
Natural Resources						
IPF - REAP Fund Transfer	8,000,000				0	
Toxic Waste Cleanup Days	400,000				0	
Oil Overcharge	9,241,200	6,838,200	7,163,200		7,163,200	H.F. 2567
Fish & Game Operations	14,230,050	14,457,445			0	S.F. 2364
Fish & Game Admin.	2,949,365	2,754,472	2,754,472		2,754,472	S.F. 2364
Mar. Fuel Tax to Oper.	400,000	400,000	400,000		400,000	S.F. 2364
Law Enforcement Bureau			4,953,493		4,953,493	S.F. 2364
Fisheries Bureau			4,506,802		4,506,802	S.F. 2364
Wildlife Bureau			5,004,526		5,004,526	S.F. 2364
F & W Division Management			180,847		180,847	S.F. 2364
REAP (Lottery)			25,000,000		25,000,000	S.F. 2153

## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	Bill
<b>Agriculture &amp; Natural Res</b>						
Natural Resources, Dept						
Natural Resources						
Waste Volume Reduction			4,284,000	4,284,000	0	S.F. 2153
Env. Advertising Board			108,000	108,000	0	S.F. 2153
Haz. Waste Cleanup Prog.			504,000	504,000	0	S.F. 2153
Gov't Waste Mgmt. Program			252,000	252,000	0	S.F. 2153
Haz. Material Coll. Sites			504,000	504,000	0	S.F. 2153
Rural Well-Water Testing			252,000	252,000	0	S.F. 2153
Air Quality Toxics Prog.			352,800	352,800	0	S.F. 2153
Surface Water Evaluation			504,000	504,000	0	S.F. 2153
Ethanol & Technology <b>OFF.</b>			384,000	384,000	0	S.F. 2153
Three-Mile Lake Reservoir			700,000	700,000	0	S.F. 2153
Springbrook Lake Restor.			100,000	100,000	0	S.F. 2153
Water System Analysis			300,000	300,000	0	S.F. 2153
Repair of Lowhead Dams			100,000	100,000	0	S.F. 2153
Energy Admin & Trans.			451,200	451,200	0	S.F. 2153
Energy Efficiency Program			198,400	198,400	0	S.F. 2153
Poweshiek Rural Water			100,000	100,000	0	S.F. 2153
Swimming Pool Grants			100,000	100,000	0	S.F. 2153
Energy Eff. Pilot Project			25,000	25,000	0	S.F. 2153
	<u>35,220,615</u>	<u>24,450,117</u>	<u>59,182,740</u>	<u>9,219,400</u>	<u>49,963,340</u>	
State Fair Authority						
Ag. - State Fair						
Tourism Building-lottery	400,000				0	
Tourism Building	100,000				0	
	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	
Fair Board Capitals						
Fair Board Capitals						
Fair Board Capitals FY89	968,121				0	

**Other Fund Appropriations**

	<b>Estimated Net FY 1990</b>	<b>Govn Revised FY 1991</b>	<b>Final Action FY 1991</b>	<b>Govn Veto FY 1991</b>	<b>Net FY 1991</b>	<b>Bill</b>
<b>Agriculture &amp; Natural Res</b>						
<b>Natural Res Capitals</b>						
<b>Natural Res Capitals</b>						
Fish And Game Capital	4,082,500	2,926,000			0	
Marine Fuel Tax Capitals	2,425,000				0	
REAP - FY 91 Open Spaces		5,582,050			0	
REAP - FY 91 Land Mngmnt		1,670,000			0	
Marine Fuel Tax Capitals		1,991,000			0	
	<u>6,507,500</u>	<u>12,169,050</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<b>Agriculture &amp; Natural Res</b>	<u>\$ 46,694,296</u>	<u>\$ 38,856,959</u>	<u>\$ 64,864,267</u>	<u>\$ 10,115,800</u>	<u>\$ 54,748,467</u>	

## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	Bill
Economic Development						
Economic Devel., Dept of						
Economic Development						
General Administration	325,000	325,656			0	
National Marketing Oper.	75,000	50,000			0	
Tourism Advertising	10,000				0	
Export Assistance Program	1,000				0	
Workforce investment Prog		220,000			0	
Job Training Partnership	1,000				0	
Community Dev. Blk. Grant	1,599				0	
ICDL Iowa Youth Corp	109,836				0	
Self Employment Loan Prog	140,430				0	
TSB FinancialAsst. Prgrm	500,000				0	
Selp Case Management	84,000				0	
Funding Rural Eco. Dev.	165,362	71,000	71,000		71,000	S.F. 2327
POW/MIA Flags	10,000				0	
National MarketingAdv.	143,266				0	
Tourism Advertising	19,546				0	
Comm. Econ. Betterment	16,652,914				0	
DED - Set Of Programs	5,998,598				0	
Welcome Centers	1,230,789				0	
Conservation Corps	1,427,205				0	
Labor/Management	273,163				0	
Iowa Product Development	3,043,948				0	
Business Dev. Fin. Corp	7,093,199				0	
Workforce	2,000,000				0	
Rural Development	846,000				0	
Sister State	80,000				0	
Tech. Transfer - EARDA	11,633,145				0	
Comm. Econ. Betterment		4,059,163			0	
Iowa Product Development		432,669			0	
Rural Community 2000		1,165,000	500,000		500,000	S.F. 2327
Center/Comm. Ldshp Dev			50,000		50,000	S.F. 2327

## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
Economic Development						
Economic Devel., Dept of						
Economic Development						
Mainstreet & Rural Mainst		134,680			0	
Welcome Centers		230,789			0	
Satellite Centers		518,327			0	
Business Info. & Trng Net		274,337			0	
Labor/Management		40,206			0	
Youth Workforce Programs		360,676			0	
Value-Added Ag. Products			209,000		209,000	S.F. 2327
Tech. Transfer Consortia			300,000		300,000	S.F. 2327
Research Parks			471,000		471,000	S.F. 2327
Insur. Dev. Coordinator			50,000		50,000	S.F. 2327
Canadian Trade Office			50,000		50,000	S.F. 2327
Ag. Marketing Grants	60,000				0	
280B Program Admin.			125,000		125,000	S.F. 2327
Workplace/Workforce			30,000		30,000	S.F. 2327
Comm. Betterment Program			7,650		7,650	S.F. 2327
Riverfront Development			150,000		150,000	S.F. 2327
	<u>51,925,000</u>	<u>7,882,503</u>	<u>2,013,650</u>	<u>0</u>	<u>2,013,650</u>	
Financial Authority						
Homeless Assistance	100,000				0	
Housing Assist./Mortgage	2,000,000				0	
Home Maintenance and Rent	1,395,000				0	
E911 Financing Program			500,000		500,000	S.F. 2327
	<u>3,495,000</u>	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>500,000</u>	
Economic Devel., Dept of	<u>55,742,000</u>	<u>7,882,503</u>	<u>2,513,650</u>	<u>0</u>	<u>2,513,650</u>	
Economic Development	<u>\$ 55,420,000</u>	<u>\$ 7,882,503</u>	<u>\$ 2,513,650</u>	<u>\$ 0</u>	<u>\$ 2,513,650</u>	

## Other Fund Appropriations

	Estimated Net <b>FY 1990</b>	Govn Revised <b>FY 1991</b>	Final Action <b>FY 1991</b>	Govn Veto <b>FY 1991</b>	Net <b>FY 1991</b>	Bill
Education						
College AM Commission						
CollegeAid Commission						
Stafford Loan ProgramAdrn	2,668,989	2,815,748	2,790,748		2,790,748	S.F. 2423
Cultural Affairs, Dept of						
Cultural Affairs, Dept of						
Terrace Hill Maintenance	30,000				0	
Terrace Hill Landscaping	5,000				0	
	<u>35,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	
Cultural Affairs IPT						
State Commun. Network		9,250,000			0	
Cultural Affairs, Dept of	<u>35,000</u>	<u>9,250,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	
Regents, Board of						
Regents, Board of						
SUI-Ctr For Health Eff		250,000			0	
ISU Water Research Inst.			144,000	144,000	0	S.F.2153
Low-Income Weatherization			713,600	713,600	0	S.F. 2153
Community Energy Grants			1,001,600	1,001,600	0	S.F.2153
Env. Contamination Res.			300,000	300,000	0	S.F. 2153
Regional Env. Change Res.			325,000	325,000	0	S.F. 2153
	<u>0</u>	<u>250,000</u>	<u>2,484,200</u>	<u>2,484,200</u>	<u>0</u>	
Education	<u>\$ 2,703,989</u>	<u>\$ 12,315,748</u>	<u>\$ 5,274,948</u>	<u>\$ 2,484,200</u>	<u>\$ 2,790,748</u>	



### Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<b>Bill</b>
<b>Health &amp; Human Rights</b>						
<b>Health, Dept of Public</b>						
<b>Health, Dept. of Public</b>						
Ext Heart Pump Research	250,000				0	
Office of Rural Health	1,000	100,000			0	
Sex Abuse Investigations	102,000	176,000	176,000		176,000	H.F. 2371
Sexual Abuse Investig.	75,000				0	
	<u>428,000</u>	<u>276,000</u>	<u>176,000</u>	<u>0</u>	<u>176,000</u>	
<b>Human Rights, Dept of</b>						
<b>Human Rights, Dept. of</b>						
Recreational/Educational	500,000				0	
Juvenile Detention Center	250,000				0	
	<u>750,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<b>Health &amp; Human Rights</b>	<u>\$ 1,178,000</u>	<u>\$ 276,000</u>	<u>\$ 176,000</u>	<u>\$ 0</u>	<u>\$ 176,000</u>	

**Other Fund Appropriations**

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Human Services</b>						
<b>Human Services, Dept. of   Economic Assistance</b>						
Child Support Recoveries	8				0	
<b>Human Services, Dept. of   IFP Juvenile Detention Gr</b>	250,000				0	
<b>Human Services, Dept. of</b>	<u>250,008</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<b>Human Services</b>	<u>\$ 250,008</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	

### Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
Justice System						
Attorney General						
Consumer Advocate						
Consumer Advocate	1,714,665	1,915,289	2,049,789		2,049,789	S.F. 2408
Justice System	<u>\$ 1,714,665</u>	<u>\$ 1,915,289</u>	<u>\$ 2,049,789</u>	<u>\$ 0</u>	<u>\$ 2,049,789</u>	

## Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Regulation</b>						
<b>Commerce, Department of</b>						
Commerce-Administration						
Central Admin Div	1,598,124	1,528,295	1,528,295		1,528,295	S.F. 2328
Alcoholic Beverages Div						
Alcoholic Beverages Div	4,967,015	4,690,167	4,690,167		4,690,167	S.F. 2328
Banking Division						
Banking Division	5,536,951	5,590,448	5,650,448		5,650,448	S.F. 2328
Interstate Banking Admin			50,000		50,000	S.F. 2280
	<u>5,536,951</u>	<u>5,590,448</u>	<u>5,700,448</u>	0	<u>5,700,448</u>	
Credit Union Division						
Credit Union Division	1,022,200	1,037,070	1,067,070		1,067,070	S.F. 2328
Insurance Division						
Insurance Division	4,185,645	4,282,403	4,282,403		4,282,403	S.F. 2328
Agent Licensing Data			60,000		60,000	S.F. 2328
	<u>4,185,645</u>	<u>4,282,403</u>	<u>4,342,403</u>	0	<u>4,342,403</u>	
Profess. Lic & Regulation						
Real Estate Education Fd	49,500	47,900	47,900		47,900	S.F. 2328
Prof Licensing Div	693,063	790,320	856,600		856,600	S.F. 2328
Real Estate Appraisers	15,000				0	
	<u>757,563</u>	<u>838,220</u>	<u>904,500</u>	0	<u>904,500</u>	
Savings and Loan Division						
Savings & Loan Div	314,435	315,778	162,818		162,818	S.F. 2328
Utilities Division						
Utilities Division	4,625,754	4,650,920	4,650,920		4,650,920	S.F. 2328
<b>Commerce, Department of</b>	<u>23,007,687</u>	<u>22,933,301</u>	<u>23,046,621</u>	0	<u>23,046,621</u>	

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## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
<b>Regulation</b>						
Employment Services, Dept						
Employment Services, Dept						
UI Tax Penalty & Interest	550,500	609,300	609,300		609,300	S.F. 2328
ACS Surcharge Fund	5,109,231	4,895,084	4,895,084		4,895,084	S.F. 2328
Pen & Int./Field Offices	200,000				0	
	<u>5,859,731</u>	<u>5,504,384</u>	<u>5,504,384</u>	<u>0</u>	<u>5,504,384</u>	
<b>Inspections/Appeals, Dept</b>						
Racing/Gaming Commission						
Racing/Gaming-Riverboats		418,213	448,213		448,213	S.F. 2328
Racing/Gaming-Tracks	1,798,879	1,758,953	1,793,953		1,793,953	S.F. 2328
Excursion Boat Gambling			235,154		235,154	S.F. 2328
	<u>1,798,879</u>	<u>2,177,166</u>	<u>2,477,320</u>	<u>0</u>	<u>2,477,320</u>	
<b>Road Use Tax Fund</b>						
RUTF	436,973	483,356	483,356		483,356	S.F. 2328
	<u>2,235,852</u>	<u>2,660,522</u>	<u>2,960,676</u>	<u>0</u>	<u>2,960,676</u>	
<b>Inspections/Appeals, Dept</b>	<u>2,235,852</u>	<u>2,660,522</u>	<u>2,960,676</u>	<u>0</u>	<u>2,960,676</u>	
<b>Regulation</b>	<u>\$ 31,103,270</u>	<u>\$ 31,098,207</u>	<u>\$ 31,511,681</u>	<u>\$ 0</u>	<u>\$ 31,511,681</u>	

## Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final.Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Transportation and Safety</b>						
<b>Public Defense, Dept of</b>						
Public Defense, Dept. of STARC Armory-Camp Dodge	500,000				0	
<b>Public Safety, Dept of</b>						
Public Safety, Dept. of						
AFIS-Trng Reimbursement	32,937				0	
AFIS - Lottery FY89	250,000				0	
AFIS (FY90)	270,000				0	
Local Govt. AFIS Remotes	410,000				0	
Mobile Repeaters (FY90)	360,000				0	
Pari-mutuel Enforcement	263,575	281,970	281,970		281,970	S.F. 2402
Undercover Fds-Trng Reimb	200,000				0	
DPS-Drug Tip Hotline	50,000				0	
DCI Riverboat Gambling	300,000				0	
ISP Repeating Radios-Supv		150,000	150,000		150,000	S.F. 2402
ISP Radars		400,000	133,334		133,334	S.F. 2402
ISP Scanners		90,000	30,000		30,000	S.F. 2402
Highway Patrol	22,893,183	23,776,323	23,568,231		23,568,231	S.F. 2402
IHP Workers Compensation	175,544	180,000	180,000		180,000	S.F. 2402
IHP-IDOP Reimb Costs	65,000	95,274	95,274		95,274	S.F. 2402
Planning/Site Selection			25,000	25,000	0	S.F. 2402
Vehicle Theft Ops.			350,000	350,000	0	S.F. 2402
AFIS Remote Terminals			279,800		279,800	S.F. 2402
Denison Patrol Post			220,000		220,000	S.F. 2402
Pari-mutuel Enf Pen Contr			3,207		3,207	H.F. 2569
Highway Safety Pen Contr			281,156		281,156	H.F. 2569
	<u>25,270,239</u>	<u>24,973,567</u>	<u>25,597,972</u>	<u>375,000</u>	<u>25,222,972</u>	

## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	<u>Bill</u>
Transportation and Safety						
Transportation, Dept of						
Primary Road Fund						
Area Garages		3,000,000	3,700,000		3,700,000	S.F. 2402
Area Garages FY90	2,941,000				0	
Inventory And Replacement	2,000,000	2,000,000	1,750,000		1,750,000	S.F. 2402
Administration	20,619,622	21,536,313	20,597,213		20,597,213	S.F. 2402
General Counsel Division	1,035,188	1,031,140	1,031,140		1,031,140	S.F. 2402
Planning Division	6,150,190	6,468,645	6,332,700		6,332,700	S.F. 2402
Aeronautics/Public Trans	221,894	222,300	222,300		222,300	S.F. 2402
Highway	128,694,681	130,472,966	129,749,966		129,749,966	S.F. 2402
Motor Vehicle Division	726,859	717,620	693,835		693,835	S.F. 2402
Rail And Water Division	274,863	281,100	281,100		281,100	S.F. 2402
Personnel Reimbursement	304,000	741,000	741,000		741,000	S.F. 2402
Unemployment Compens	232,750	232,750	232,750		232,750	S.F. 2402
Workers Compensation	666,540	1,425,000	1,425,000		1,425,000	S.F. 2402
IDOP Reimbursement	342,000				0	
Workers Compensation	665,000				0	
Environ. & Fuel Tax Req.			57,600		57,600	S.F. 2402
Increased Postage Costs			86,000		86,000	S.F. 2402
Computer Enhancements			645,000		645,000	S.F. 2402
Park Fair Mall Lease			150,500		150,500	S.F. 2402
Traffic Monitoring Guide			91,295		91,295	S.F. 2402
Hazardous Mat. Asses.			44,650		44,650	S.F. 2402
Roadside Veg. Prog.			215,000		215,000	S.F. 2402
Commercial Net. Design			202,000		202,000	S.F. 2402
Motor Carrier Services			5,825		5,825	S.F. 2402
Commercial Dri. Lic.			17,960		17,960	S.F. 2402
Parcel Acquisition			306,000		306,000	S.F. 2402
	164,874,587	168,128,834	168,578,834	0	168,578,834	

## Other Fund Appropriations

	Estimated Net <u>FY 1990</u>	Govn Revised <u>FY 1991</u>	Final Action <u>FY 1991</u>	Govn Veto <u>FY 1991</u>	Net <u>FY 1991</u>	Bill
Transportation and Safety						
Transportation, Dept of						
Road Use Tax Fund						
Administration	3,352,913	3,506,687	3,353,787		3,353,787	S.F. 2402
General Counsel Division	164,141	167,860	167,860		167,860	S.F. 2402
Planning Division	323,695	340,455	333,300		333,300	S.F. 2402
Aeronautics/Public Trans	221,894	222,300	222,300		222,300	S.F. 2402
Motor Vehicle Division	17,136,555	17,751,005	17,180,165		17,180,165	S.F. 2402
Rail And Water Division	648,430	655,900	705,900		705,900	S.F. 2402
Personnel Reimbursement	16,000	39,000	39,000		39,000	S.F. 2402
Unemployment Compens	12,250	12,250	12,250		12,250	S.F. 2402
Workers Compensation	35,080	75,000	75,000		75,000	S.F. 2402
Scale Facilities	84,000	50,000	50,000		50,000	S.F. 2402
Scale Lot Paving	225,000	250,000	250,000		250,000	S.F. 2402
Per Delv of Serv (STDG)	135,000	160,000	160,000		160,000	S.F. 2402
IDOP Reimbursement	16,000				0	
Workers Compensation	35,000				0	
Scenic Routes			500,000		500,000	S.F. 2402
Environ. & Fuel Tax Req.			9,400		9,400	S.F. 2402
Increased Postage Costs			14,000		14,000	S.F. 2402
Computer Enhancements			55,000		55,000	S.F. 2402
Park Mall Lease			24,500		24,500	S.F. 2402
Traffic Monitoring Guide			4,805		4,805	S.F. 2402
Hazardous Mat. Assess.			2,350		2,350	S.F. 2402
Motor Carrier Services			139,800		139,800	S.F. 2402
Commercial Drii. Lic.			431,040		431,040	S.F. 2402
Drivers' License Costs			500,000		500,000	S.F. 2402
	<u>22,405,958</u>	<u>23,230,457</u>	<u>24,230,457</u>	<u>0</u>	<u>24,230,457</u>	



## Other Fund Appropriations

	<u>Estimated Net FY 1990</u>	<u>Govn Revised FY 1991</u>	<u>Final Action FY 1991</u>	<u>Govn Veto FY 1991</u>	<u>Net FY 1991</u>	<u>Bill</u>
<b>Transportation and Safety</b>						
<b>Transportation, Dept of</b>						
<b>State Aviation Fund</b>						
<b>Air Terminal Improvements</b>	250,000		250,000	250,000	0	S.F. 2402
<b>Aeronautics/Public Trans</b>	<u>387,440</u>	<u>410,400</u>	<u>410,400</u>		<u>410,400</u>	S.F. 2402
	637,440	410,400	660,400	250,000	410,400	
<b>Parks &amp; Inst. Road Fund</b>						
<b>Clear Lake Road</b>			175,000	175,000	0	S.F. 2402
	<u>187,917,985</u>	<u>191,769,691</u>	<u>193,644,691</u>	<u>425,000</u>	<u>193,219,691</u>	
<b>Transportation Capitals</b>						
<b>Transportation Capital</b>						
<b>Area Garages FY91</b>		3,000,000			0	
<b>Scale Lot Paving</b>		250,000			0	
<b>Scale Facilities Constr</b>		<u>50,000</u>			<u>0</u>	
	<u>0</u>	<u>3,300,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<b>Transportation and Safety</b>	<u>\$ 213,688,224</u>	<u>\$ 220,043,258</u>	<u>\$ 219,242,663</u>	<u>\$ 800,000</u>	<u>\$ 218,442,663</u>	

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## EXECUTIVE SUMMARY ADMINISTRATION APPROPRIATIONS BILL

SENATE FILE 2280

### NEW PROGRAMS, SERVICES, OR ACTIVITIES

- Adds additional fees for certain business filings with the Secretary of State. The additional monies and 3.0 FTE positions will be used to automate the Office's record system to provide instant access to electronic files of business records. The completed system is expected to cost approximately \$2,000,000 and will be paid entirely from these fees. (Page 28, Line 8)

### MAJOR INCREASES, DECREASES OR TRANSFERS OF EXISTING PROGRAMS

- Separates the Department of Personnel's (IDOP) general operations appropriation into three divisions to enhance legislative oversight. (Page 11, Line 14)
- Permits the Department of General Services (DGS) to utilize excess funds on July 1, 1990 from the Division of Insurance, of the Department of Commerce revolving account for the renovation of Lucas Building office space. (Page 10, Line 16)
- Creates a standing unlimited appropriation to allow the Secretary of State to use metered mail and pay for the return postage on voter's registration materials. (Page 24, Line 5)
- Adds \$647,000 for full-year funding of the lease purchase agreement for the DGS new computer. Half of the cost was funded in the FY 1990 supplemental appropriation. (Page 6, Line 16)
- Adds \$67,000 for additional fire alarms and fire exits within capitol complex buildings. (Page 8, Line 10)
- Adds \$68,000 to IDOP for full-year funding for two safety officers to evaluate unsafe worksites and provide safety training. These positions were funded for only half of FY 1990. (Page 11, Line 33)
- Adds \$21,000 to IDOP for annual awards given through the State's Top Achievement Award Program (STAR) to State employees who have demonstrated excellent performance. (Page 11, Line 20)
- Adds \$123,000 to the Department of Management (DOM) for the reimbursement of law enforcement agencies for the training of officers who resign within three years of receiving law enforcement training, Section 384.15(17), Code of Iowa. (Page 18, Line 1)

**EXECUTIVE SUMMARY**  
**ADMINISTRATION APPROPRIATIONS BILL**

**SENATE FILE 2280**

**STUDIES AND INTENT LANGUAGE**

- The Substance Abuse Prevention Coordinator's Office and the Governor's Alliance on Substance Abuse are combined and funded at the FY 1990 level. The remaining funding and allocation of FTE positions are included in H.F. 2546--Substance Abuse Bill. (Page 2, Line 24)
- Adds **\$250,000** to both DGS and Department of Revenue and Finance (DORF) to be used, if needed and with DOM approval, to avoid layoffs after implementing other cost saving methods. (Page 19, Line 19)
- Reduces the FY 1990 appropriation to the State Communications Network Fund from **\$10,000,000** to **\$5,000,000** and creates a standing appropriation of **\$5,000,000** for FY 1992 through FY 1996. (Page 22, Line 31)
- Requires **DGS** to report quarterly on savings generated **as** a result of implementing energy conservation projects which were funded from funds appropriated for utility costs. (Page 7, Line 31)
- Requires **DGS** to report semi-annually the energy conservation projects undertaken which were funded by excess funds in the Utilities account at year-end and their cost and projected savings. (Page 8, Line 19)
- Requires **DGS** to negotiate utility rate reductions for the capitol complex and report the results of these efforts. (Page 8, Line 32)
- Requires IDOP to report quarterly on the average time to fill vacancies categorized by agency and occupation. (Page 12, Line 18)
- Requires IDOP to report before January 1, 1991 and semi-annually thereafter, on the progress made in implementing the pension and employment information system. (Page 13, Line 17)
- Requires IDOP to report semi-annually on the results and effectiveness of the wellness program pilot project. (Page 13, Line 27)
- Requires IDOP to report semi-annually on the results and effectiveness of the pilot project on automating hiring procedures. (Page 14, Line 2)

**EXECUTIVE SUMMARY  
ADMINISTRATION APPROPRIATIONS BILL**

**SENATE FILE 2280**

**SIGNIFICANT CHANGES TO THE CODE OF IOWA**

- Requires IDOP to annually report the results of the STAR Program. (Page 14, Line 10)
- Requires DORF to annually report the cost and effectiveness of tax audits and investigations conducted as a result of excess DORF funds not reverting at the end of FY 1991. (Page 15, Line 29)
- Requires DORF to report quarterly on the progress in the implementation of Generally Accepted Accounting Principles (GAAP). (Page 16, Line 2)
- Directs DGS to employ a consultant during the implementation of Phases I and II of the State Communications Network. Requires the consultant to report to the General Assembly on the impact of changing technology on the potential cost and capabilities of the State Communications Network. Also directs the Department of Education to conduct a study of new techniques in distant teaching and provide a report to the General Assembly. (Page 22, Line 20)
- Requires the Administrative Rules Coordinator's prescribed style and form for the submission of rules pursuant to Chapter 17A, Code of Iowa, to include a reference to the statute which the rules are intended to implement. Also requires the Administrative Rules Coordinator to assign and utilize ARC identification numbers for each rulemaking document. (Page 20, Line 3 and Page 21, Line 22)
- Permits the Board of Optometry Examiners to employ an attorney, independent of the Attorney General's Office, to act as legal counsel for the Board. (Page 20, Line 24)
- Applies a 5% tax on admission fees to closed-circuit telecasts of boxing and wrestling matches. Directs the Commissioner of Athletics to utilize monies collected from the tax to award grants to organizations which promote amateur boxing matches in Iowa. (Page 24, Line 14)
- Adds language governing the control and acquisition of a banking business in this State by a bank or bank holding company located in or outside the State. (Page 29, Line 15)
- Expands the definition of correctional officer to include employees whose primary duties include enforcing discipline and maintaining safety and security. (Page 25, Line 12)

## EXECUTIVE SUMMARY ADMINISTRATION APPROPRIATIONS BILL

SENATE FILE 2280

### GOVERNOR'S VETOES

- The Governor vetoed additional fees charged by the Secretary of State for the filing of certain documents. The additional monies and 3.0 FTE positions would have been used to establish a new information and filing system within the Office of Secretary of State. The Governor stated that the fees would have been imposed upon those individuals filing documents and not upon those who would utilize the new information system. (Page 28, Line 8)
- The Governor vetoed language requiring DGS to review service contracts for possible reduction before laying off staff and language which specified layoff procedures, stating that decisions concerning the implementation of layoff procedures are the responsibility of the Executive Branch. (Page 7, Line 3)
- The Governor vetoed language requiring DGS to negotiate utility rate reductions for the capitol complex, stating that Iowa law does not allow utility companies to grant a special rate to the State and does not permit discriminatory rate setting practices. (Page 8, Line 32)
- The Governor vetoed language requiring excess funds transferred from the Division of Insurance revolving account to DGS to be used for the renovation of the Division's office space in the Lucas Building, stating that any arrangements for the renovation of the Lucas Building or other facility should be made by DGS. (Page 10, Line 16)
- The Governor vetoed language specifying employee layoff and recall procedures to be implemented by IDOP, if positions are terminated as a result of this Act, stating that a layoff of State employees is not being considered and this provision contradicts layoff language contained in the American Federation of State, County and Municipal Employees (AFSCME) collective bargaining agreement. (Page 19, Line 7)
- The Governor vetoed language allowing the Board of Optometry Examiners to employ an attorney, independent of the Attorney General's Office, to act as legal counsel, stating that an independent legal counsel would require additional expenditures for services which the Attorney General's Office has the staff and funding to provide. (Page 20, Line 24)

**EXECUTIVE SUMMARY**  
**ADMINISTRATION APPROPRIATIONS BILL**

**SENATE FILE 2280**

- The Governor vetoed language creating a standing unlimited appropriation to allow the Secretary of State to use metered mail and pay for the return postage on voter's registration materials, stating that voter registration in Iowa has been made easier by prior legislative action and potential voters must accept some responsibilities. (Page **24**, Line **5**)
- The Governor vetoed language expanding the definition of a correctional officer, stating that the expanded definition of a correctional officer would greatly increase the number of employees who would be brought under special Iowa Public Employees Retirement System (IPERS) retirement provisions. (Page 25, Line 12)



Senate File 2280 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
8	5	11.3	Nwthstnd	Sec. 18.16	Credit to Rent Revolving Fund
8	19	12	Nwthstnd	Sec. 18.12(11)	Non-Reversion of Excess Funds in Utilities Account
13	12	16.2	Nwthstnd	Sec. 8.33	IPERS Data Information System Non-Reversion
15	23	17.7	Nwthstnd	Sec. 8.33	Non-Reversion of Excess DORF Appropriation
18	17	24	Nwthstnd	Sec. 0.55	Iowa Economic Emergency Fund, Non-Reversion
20	1	28	Amends	Sec. 7.17	Administrative Rules Coordinator
20	22	29	Deletes	Sec. 8.6(5), Code Supplement 1989	Certification of Amount to be Levied for Gen. State Taxes
20	24	30	Amends	Sec. 13.7	Special Counsel
21	17	31	Adds	Sec. 17A.2	ARC Number Defined
21	22	32	Amends	Sec. 17A.4(1)(a)	Assignment of ARC Number
22	1	33	Amends	Sec. 17A.5(1), Code Supplement 1989	Assignment of ARC Number
22	12	34	Adds	Sec. 17A.6,(7 & 8), Code Supplement 1989	Citing of Iowa Administrative Code and Bulletin
22	20	35	Adds	Sec. 18.136,(4A), Code Supplement 1989	State Communications Network Consultant
22	31	36	Amends	Sec. 18.137	State Communications Network Appropriation
24	5	37	Adds	Sec. 48.3	Standing Unlimited for Voter Registration Postage
24	14	38	Amends	Sec. 90A.7	Boxing and Wrestling Tax
25	12	39	Adds	Sec. 97B.49(16)(d)(3A)	Correctional Officer Defined
25	21	40	Adds	Sec. 258A.3(5)	Board of Optometry Attorney
25	35	41	Adds	Sec. 303.79(11)	Educational Telecommunication System Demonstration Program
26	13	42	Amends	Sec. 384.15(7)(b)	Law Enforcement Training

Page #	Line #	Bill Section	Action	Code Section Changed	Description
26	22	43	Amends	Sec. 524.1213(9), Code Supplement 1989	Reimbursement Account Merged Bank Office Restriction
26	31	44	Adds	Sec. 554.9403(5)(C)	Additional Fee for Filing Financing Statement
27	9	45	Adds	Sec. 554.9405(4)	Additional Fee for Filing an Assignment of Security Interest
27	23	46	Adds	Sec. 554.9406	Additional Fee for Filing a Release of Collateral
27	35	47	Amends	Sec. 570A.4(4)	Additional Fee for Filing a Lien Statement by an Agricultural Supply Dealer
28	27	48	Nwthstnd	Sec. 8.33	Non-Reversion of Revolving Fund until FY 96
28	35	49	Amends	Sec. 911.3	Disposition of Surcharge by court
29	15	50	Amends	Sec. 3(1), H.F.685 1990 Iowa Acts	Bank Acquisition Defined
29	25	51	Adds	Sec. 3(1A & 4A), H.F.685 1990 Iowa Acts	Definitions
30	2	52	Adds	Sec. New, H.F.685 1990 Iowa Acts	Acquisitions by Bank Holding Companies
30	9	53	Amends	Sec. 4, H.F.685 1990 Iowa Acts	Acquisitions
30	31	54	Amends	Sec. 6(5)(L), H.F.685 1990 Iowa Acts	Superintendent of Banking Responsibilities
31	11	55	Amends	Sec. 6(8), H.F.685 1990 Iowa Acts	Conditioned Approval
31	29	56	Amends	Sec. 8(3), H.F.685 1990 Iowa Acts	Civil Penalty
31	35	57	Amends	Sec. 13(2), H.F.685 1990 Iowa Acts	Title 20 Activities
32	9	58	Adds	Sec. New, H.F.685 1990 Iowa Acts	Prohibited Acquisitions

1 1 Section 1.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the office of the secretary of state for the fiscal year  
 1 4 beginning July 1, 1990, and ending June 30, 1991, the  
 1 5 following amounts, or so much thereof as is necessary, to be  
 1 6 used for the purposes designated:  
 1 7 1. For saieries, support, maintenance, miscellaneous  
 1 8 purposes, and for not more than the following full-time  
 1 9 equivalent positions:  
 1 10 ..... \$ 1,677,000  
 1 11 ..... FTEs 50.00

General Fund appropriation to the Secretary of State.  
Maintains current level of service.

1 12 [The funds for the salaries, support, maintenance, and  
 1 13 miscellaneous purposes for 3 of the 50 FTEs authorized in this  
 1 14 section shall be paid from the fund created in section 48 of  
 1 15 this Act.]

VETOED

Requires that 3.0 FTE positions will be funded from the revolving fund created from the additional fees raised by the Secretary of State.

VETOED: The Governor vetoed this intent language stating that funding for 3.0 FTE positions should come from the General Fund, rather than a special revolving fund. The Governor also vetoed Sections 44, 45, 46, 47, and 48 of this Act which provided additional fees to be charged by the Secretary of State to establish a new information and filing system.

1 16 2. For the costs incurred in the printing of the official  
 1 17 register:  
 1 18 ..... \$ 74,000

General Fund appropriation for printing of the Official Register.

1 19 Sec. 2.  
 1 20 There is appropriated from the general fund of the state to  
 1 21 the office of the governor for the fiscal year beginning July  
 1 22 1, 1990, and ending June 30, 1991, the following amounts, or  
 1 23 so much thereof as is necessary, to be used for the purposes  
 1 24 designated:

1 25 1. For salaries, support, maintenance, and miscellaneous  
 1 26 purposes for the general office of the governor, and for not  
 1 27 more than the following full-time equivalent positions:

General Fund appropriation to the Governor's Office.  
Maintains current level of service.

PG LN	Senate File 2280	Explanation
1 28	..... \$ 889,000	
1 29	..... FTEs 17.00	
1 30	2. For the governor's expenses connected with office:	General Fund appropriation for the Governor's expenses of office.
1 31	..... \$ 4,000	DETAIL: Reflects a reduction of \$4,434 as compared to FY 1990.
1 32	3. For salaries, support, maintenance, and miscellaneous	General Fund appropriation for the Governor's quarters at Terrace Hill.
1 33	purposes for the governor's quarters at Terrace Hill, and for	
1 34	not more than the following full-time equivalent positions:	
1 35	..... \$ 95,000	DETAIL: Reflects an increase of \$25 as compared to FY 1990.
2 1	..... FTEs 3.00	
2 2	4. For the payment of expenses of ad hoc committees,	General Fund appropriation for expenses of Governor's Ad Hoc Committees.
2 3	councils, and task forces appointed by the governor to	
2 4	research and analyze a particular subject area relevant to the	
2 5	problems and responsibilities of state and local government,	DETAIL: Reflects a reduction of \$1,009 as compared to FY 1990.
2 6	including the employment of professional, technical, and	
2 7	administrative staff and the payment of per diem, not	
2 8	exceeding \$40, and actual expenses of committee, council, or	
2 9	task force members and as a condition, limitation, and	
2 10	qualification of this appropriation, the ad hoc committees,	
2 11	councils, and task forces appointed by the governor shall be	
2 12	subject to chapters 21 and 22 and the members shall be so	
2 13	informed:	
2 14	..... \$ 7,000	
2 15	5. For salaries, support, maintenance, and miscellaneous	General Fund appropriation to the Office of the Administrative Rules Coordinator. Maintains current level of service.
2 16	purposes for the office of administrative rules coordinator,	
2 17	and for not more than the following full-time equivalent	
2 18	positions:	
2 19	..... \$ 103,000	
2 20	..... FTEs 2.00	
2 21	6. For payment of Iowa's membership in the national	General Fund appropriation for Iowa's membership dues for the National Governor's Conference.
2 22	governors' conference:	
2 23	..... \$ 75,000	

DETAIL: Membership dues for FY 1991 are \$77,870, requiring \$2,870 in funding from another source.

General Fund appropriation to the Office of the Governor's Substance Abuse Prevention Coordinator.

DETAIL: Includes funds and FTE positions for only the current Office and the Governor's Alliance on Substance Abuse. Funds and FTE positions for remaining activities and expansions in the substance abuse area are appropriated in H. F. 2564.

NOTE: H. F. 2564 contains the following appropriations (and federal match) related to the Governor's Substance Abuse Prevention Coordinator:

1. \$81,000 in FY 1990 Lottery dollars (\$243,000 federal match) for administration.
2. \$59,000 in General Fund monies and \$22,000 in FY 1990 Lottery dollars for the Iowa Substance Abuse Information Center in Cedar Rapids.
3. \$125,000 for a pilot project for elementary school students experiencing learning and behavioral problems associated with their mothers' substance abuse during pregnancy.
4. \$73,500 in FY 1990 Lottery dollars for a Prosecuting Attorney Training Program.
5. \$25,000 to make guaranteed student loan payments for law enforcement officers.
6. \$73,500 in FY 1990 Lottery dollars for drug enforcement training of local law enforcement officers.

Other departments may receive the following amounts in federal match money administered by the Governor's Alliance on Substance Abuse:

1. \$37,500 to the State Board of Pharmacy for the Drug Abuse Warning Network (DAWN) and the Iowa Drug Abuse Monitoring System (IDAM).
2. \$375,000 for drug buy money; \$168,876 to hire

2 24 **Sec. 3.**  
 2 25 There is appropriated from the general fund of the state to  
 2 26 the office of the governor's substance abuse prevention  
 2 27 coordinator for the fiscal year beginning July 1, 1990, and  
 2 28 ending June 30, 1991, the following amounts, or so much  
 2 29 thereof as is necessary, to be used for the purposes  
 2 30 designated:  
 2 31 For salaries, support, maintenance, miscellaneous purposes,  
 2 32 and for not more than the following full-time equivalent  
 2 33 positions:

2 34 .....	\$	105,000
2 35 .....	FTEs	8.00

laboratory technicians to work in the criminalistics laboratory; \$84,000 to train state troopers as trainers for the D.A.R.E Program; and \$450,000 to hire narcotics enforcement officers and support staff to the Department of Public Safety.

- 3. \$75,000 to the Judicial Department to reduce court delays and train judges.

3 1 Sec. 4.

3 2 There is appropriated from the general fund of the state to  
3 3 the office of the lieutenant governor for the portion of the  
3 4 fiscal year beginning July 1, 1990, and ending on the date of  
3 5 the next inauguration of the lieutenant governor, the  
3 6 following amount, or so much thereof as is necessary, to be  
3 7 used for the purposes designated:

3 8 For salaries, support, maintenance, and miscellaneous  
3 9 purposes including the lieutenant governor's compensation and  
3 10 expenses including service as a member of the legislative  
3 11 council and per diem and expenses incurred while performing  
3 12 duties of the lieutenant governor when the general assembly is  
3 13 not in session:

3 14 ..... \$ 85,000

General Fund appropriation to the Lieutenant Governor for July 1, 1990 to inauguration day.

DETAIL: Includes \$10,000 to help defray the costs of hosting the National Conference of Lieutenant Governors' 1990 Annual Meeting to be held in Iowa.

3 15 Sec. 5.

3 16 There is appropriated from the general fund of the state to  
3 17 the office of the lieutenant governor for the portion of the  
3 18 fiscal year beginning with the next inauguration of the  
3 19 lieutenant governor and ending June 30, 1991, the following  
3 20 amount, or so much thereof as is necessary, to be used for the  
3 21 purposes designated:

3 22 For salaries, support, maintenance, and miscellaneous  
3 23 purposes including the lieutenant governor's compensation and  
3 24 expenses including service as a member of the legislative  
3 25 council and per diem and expenses incurred while performing  
3 26 duties of the lieutenant governor when the general assembly is  
3 27 not in session:

3 28 ..... \$ 34,000

General Fund appropriation to the Lieutenant Governor from inauguration day to June 30, 1991.

DETAIL: Splits the appropriation to allow for the change occurring when the Governor and Lieutenant Governor are elected as a team.

3 29 Sec. 6.

Specifies FTE positions for the entire year for

3 30 The amounts appropriated under sections 4 and 5 for the  
 3 31 fiscal period beginning July 1, 1990, and ending June 30,  
 3 32 1991, shall be used for not more than the following full-time  
 3 33 equivalent positions in addition to the purposes designated  
 3 34 under sections 4 and 5:  
 3 35 ..... FTEs 3.00

Lieutenant Governor.

4 1 **Sec. 7.**  
 4 2 There is appropriated from the general fund of the state to  
 4 3 the office of treasurer of state for the fiscal year beginning  
 4 4 July 1, 1990, and ending June 30, 1991, the following amount,  
 4 5 or so much thereof as is necessary, to be used for the  
 4 6 purposes designated:  
 4 7 For salaries, support, maintenance, miscellaneous purposes,  
 4 8 and for not more than the following full-time equivalent posi-  
 4 9 tions:  
 4 10 ..... \$ 762,000  
 4 11 ..... FTEs 28.00

General Fund appropriation to the Office of the Treasurer. Maintains current level of service.

4 12 Of the amount appropriated by this section, \$29,839 shall  
 4 13 be used for salary and support for one full-time equivalent  
 4 14 position designated as a computer programmer.

Requires the Treasurer's Office to spend \$29,839 on a computer programmer position.

NOTE: H.F. 2569 appropriates \$50,000 from the General Fund to the Office of the Treasurer to fund the costs of building a fire fighters' memorial.

NOTE: H.F. 2569 appropriates \$5,000 from the General Fund to the Office of the Treasurer to establish an Iowa Special Olympics Fund.

4 15 **Sec. 8.**  
 4 16 There is appropriated from the general fund of the state to  
 4 17 the executive council for the fiscal year beginning July 1,  
 4 18 1990, and ending June 30, 1991, the following amount, or so  
 4 19 much thereof as is necessary, to be used for the purposes  
 4 20 designated:  
 4 21 For salaries, support, maintenance, miscellaneous purposes,  
 4 22 and for not more than the following full-time equivalent posi-  
 4 23 tions:  
 4 24 ..... \$ 40,000

General Fund appropriation to the Executive Council.

DETAIL: Reflects a reduction of \$1,549 as compared to FY 1990.

PG LN	Senate File 2280	Explanation
4 25	FTEs 1.12	
4 26	Sec. 9.	
4 27	There is appropriated from the general fund of the state to	
4 28	the following named agencies for the fiscal year beginning	
4 29	July 1, 1990, and ending June 30, 1991, the following amounts,	
4 30	or so much thereof as is necessary, to be used for the	
4 31	purposes designated:	
4 32	1. NATIONAL CONFERENCE OF STATE LEGISLATURES	General Fund appropriation for Iowa's membership dues
4 33	For support of the membership assessment:	to the National Conference of State Legislatures.
4 34	\$ 69,000	Maintains current level of service.
4 35	2. COMMISSION ON UNIFORM STATE LAWS	General Fund appropriation for Iowa's membership dues
5 1	For support of the commission and expenses of the members:	for the Commission on Uniform State Laws.
5 2	\$ 14,000	
		DETAIL: Reflects a reduction of \$1,500 as compared
		to FY 1990.
5 3	Sec. 10.	
5 4	There is appropriated from the general fund of the state to	
5 5	the department of general services for the fiscal year	
5 6	beginning July 1, 1990, and ending June 30, 1991, the	
5 7	following amounts, or so much thereof as is necessary, to be	
5 8	used for the purposes designated:	
5 9	1. ADMINISTRATION DIVISION	General Fund appropriation to the Department of
5 10	For salaries, support, maintenance, miscellaneous purposes,	General Services (DGS) Administration Division.
5 11	and for not more than the following full-time equivalent posi-	Maintains current level of service.
5 12	tions:	
5 13	\$ 492,000	
5 14	FTEs 16.00	
5 15	2. COMMUNICATIONS DIVISION	General Fund appropriation to the DGS Communications
5 16	For salaries, support, maintenance, miscellaneous purposes,	Division. Maintains current level of service.
5 17	and for not more than the following full-time equivalent posi-	
5 18	tions:	
5 19	\$ 413,000	
5 20	FTEs 19.00	



<p>5 21 3. DIRECTOR'S OFFICE                  5 22 For salaries, support, maintenance, miscellaneous purposes,                  5 23 and for not more than the following full-time equivalent posi-                  5 24 tions:                  5 25 ..... \$ 102,000                  5 26 ..... FTEs 2.00</p>	<p>General Fund appropriation to the DGS Director's Office. Maintains current level of service.</p>
<p>5 27 4. MATERIALS MANAGEMENT DIVISION                  5 28 For salaries, support, maintenance, miscellaneous purposes,                  5 29 and for not more than the following full-time equivalent posi-                  5 30 tions:                  5 31 ..... \$ 92,000                  5 32 ..... FTEs 3.30</p>	<p>General Fund appropriation to the DGS Materials Management Division. Maintains current level of service.</p>
<p>5 33 5. PROPERTY MANAGEMENT DIVISION                  5 34 For salaries, <b>support</b>, maintenance, miscellaneous purposes,                  5 35 and for not more than the following full-time equivalent posi-                  6 1 tions:                  6 2 ..... \$ 3,744,000                  6 3 ..... FTEs 156.00</p>	<p>General Fund appropriation to the DGS Property Management Division. Maintains current level of service.</p>
<p>6 4 6. PRINTING AND MAIL DIVISION                  6 5 For salaries, support, maintenance, miscellaneous purposes,                  6 6 and for not more than the following full-time equivalent posi-                  6 7 tions:                  6 8 ..... \$ 492,000                  6 9 ..... FTEs 22.00</p>	<p>General Fund appropriation to the DGS Printing and Mail Division. Maintains current level of service.</p>
<p>6 10 7. RECORDS MANAGEMENT DIVISION                  6 11 For salaries, support, maintenance, miscellaneous purposes,                  6 12 and for not more than the following full-time equivalent posi-                  6 13 tions:                  6 14 ..... \$ 422,000                  6 15 ..... FTEs 14.50</p>	<p>General Fund appropriation to the DGS Records Management Division. Maintains current level of service.</p>
<p>6 16 8. INFORMATION SERVICES DIVISION                  6 17 For salaries, support, maintenance, miscellaneous purposes,                  6 18 and for not more than the following full-time equivalent posi-                  6 19 tions:                  6 20 ..... \$ 7,175,000                  6 21 ..... FTEs 158.00</p>	<p>General Fund appropriation to the DGS Information Services Division. Maintains current level of service.</p>

<p>6 22 [9. The department of general services shall not change the  6 23 appropriations for the purposes designated in subsections 1  6 24 through 8 from the amounts appropriated under those  6 25 subsections unless notice of the revisions is given prior to  6 26 their effective date to the legislative fiscal bureau. The  6 27 notice shall include information on the department's rationale  6 28 for making the changes.]</p>	<p>VETOED</p>	<p>Requires the DGS to notify the Legislative Fiscal Bureau (LFB) prior to any transfers or revisions from the above line-item appropriations.</p> <p>VETOED: The Governor vetoed this Section stating that procedures are currently in place which notify the LFB of intradepartmental transfers.</p>
<p>6 29 10. Savings achieved in providing telecommunications  6 30 services shall be used by the department of general services  6 31 to increase efficiencies in the provision of those services.</p>		<p>Requires DGS to use savings achieved in providing telecommunication services to increase efficiencies in this area.</p>
<p>6 32 11. In carrying out the requirements of 1990 Iowa Acts,  6 33 Senate File 2212, section 24, relating to the acquisition or  6 34 construction of expanded prison facilities, the department of  6 35 general services may include the architectural and engineering  7 1 costs of the project as a part of the total costs of the  7 2 project to be financed by lease-purchase arrangements.</p>		<p>Permits DGS to include architectural and engineering costs for prisons in the lease-purchase arrangements.</p>
<p>7 3 [12. If personnel reductions are required in the department  7 4 of general services resulting from budget reductions, the  7 5 layoffs shall be made only after service contracts with  7 6 private parties have been reviewed and reduced or canceled  7 7 where possible. Personnel reductions shall be distributed  7 8 among management employees, nonmanagement employees who are  7 9 not members of a bargaining unit, and nonmanagement employees  7 10 who are members of a bargaining unit in the same proportion as  7 11 the proportion to total employees represented by each group.  7 12 The department shall retain those employees most essential to  7 13 the department's mission. The department shall report to the  7 14 co-chairpersons and ranking members of the joint  7 15 administration appropriations subcommittee concerning any  7 16 personnel reductions to demonstrate how the department has  7 17 complied with the requirements of this subsection.]</p>	<p>VETOED</p>	<p>Requires DGS to review service contracts for possible reductions before laying off staff. Requires personnel layoffs to be distributed among management, nonmanagement, collective bargaining employees, and non-collective bargaining employees in the same proportion as the proportion to total employees represented by each group.</p> <p>Requires DGS to report the distribution of employee layoffs to the co-chairpersons and ranking members of the Joint Administration Appropriations Subcommittee.</p> <p>VETOED: The Governor vetoed this Section stating that decisions concerning the implementation of layoff procedures are the responsibility of the Executive Branch.</p> <p>NOTE: H.F. 2569 appropriates from the General Fund to DGS \$600,000 in FY 1991 and \$1,100,000 in FY 1992 for planning, design, lease purchase, and other</p>

expenditures necessary to establish a child day care program on or near the capitol complex.

NOTE: H.F. 2569 appropriates from the capitol projects contingency appropriation to DGS: \$6,400,000 for capitol restoration; \$1,000,000 for fire safety improvements to capitol complex buildings; \$1,000,000 for renovation of the Lucas Building; \$2,000,000 to remodel the Old Historical Building; and \$400,000 to demolish the Court Avenue bridge.

7 18 Sec. 11.

7 19 There is appropriated from the general fund of the state to  
7 20 the department of general services for the fiscal year  
7 21 beginning July 1, 1990, and ending June 30, 1991, the  
7 22 following amounts, or so much thereof as is necessary, to be  
7 23 used for the purposes designated:

7 24 1. CAPITOL PLANNING COMMISSION

7 25 For expenses of the members in carrying out their duties  
7 26 under chapter 18A:  
7 27 ..... \$ 2,000

General Fund appropriation for expenses of the Capitol Planning Commission. Maintains current level of service.

7 28 2. UTILITY COSTS

7 29 For payment of utility costs:  
7 30 ..... \$ 2,002,000

General Fund appropriation for payment of utility costs on the capitol complex. Maintains current level of service.

7 31 The department of general services may use funds  
7 32 appropriated in this subsection for utility costs to fund  
7 33 energy conservation projects in the state capitol complex  
7 34 which will have a 100 percent payback within a 24 month  
7 35 period. The department of general services shall report  
8 1 quarterly to the chairpersons and ranking members of the  
8 2 administration appropriations subcommittee concerning the  
8 3 savings generated as a result of implementation of these  
8 4 projects.

Permits DGS to fund energy conservation projects which have a two-year payback.

DETAIL: Requires the Department to report quarterly on savings generated as a result of implementing energy conservation projects.

8 5 3. RENTAL SPACE

CODE: General Fund appropriation for payment of

8 6 For payment of lease or rental costs of buildings and  
 8 7 office space at the seat of government as provided in section  
 8 8 18.12, subsection 9, notwithstanding section 18.16:  
 8 9 ..... \$ 608,000

lease or rental costs of buildings and offices placed  
 at the seat of government.

8 10 4. FIRE SAFETY  
 8 11 For payment of costs incurred in providing for additional  
 8 12 fire safety measures:  
 8 13 ..... \$ 67,000

General Fund appropriation for fire safety on the  
 capitol complex.

DETAIL: Funds fire alarms and fire exits on the  
 capitol complex.

8 14 The moneys appropriated by this subsection may be used for,  
 8 15 but are not limited to, the provision of alarm warning systems  
 8 16 and additional means of egress. Moneys provided under this  
 8 17 subsection shall not be used to defray the costs of deferred  
 8 18 maintenance.

Prohibits the Department from spending these funds  
 for deferred maintenance.

8 19 Sec. 12.  
 8 20 Notwithstanding section 18.12, subsection 11, any excess  
 8 21 funds appropriated for utility costs in section 11, subsection  
 8 22 2, shall not be deposited in the general fund of the state on  
 8 23 June 30, 1991, and these funds are to be used for  
 8 24 implementation of energy conservation projects having a  
 8 25 payback of 100 percent within a 2-year to 6-year period. The  
 8 26 department of general services shall report semiannually to  
 8 27 the chairpersons and ranking members of the administration  
 8 28 appropriations subcommittee and to the legislative fiscal  
 8 29 bureau. The reports shall include a listing of the projects  
 8 30 undertaken, the cost of each project, and the projected  
 8 31 savings on an annual basis and for the life of the project.

CODE: Appropriates excess funds from DGS Utilities  
 Account at the end of FY 1991 for energy conservation  
 projects having a two-year to six-year payback  
 period.

DETAIL: Requires the Department to report  
 semi-annually the projects undertaken, project cost,  
 and projected savings.

8 32 [The department of general services shall also pursue  
 8 33 utility rate reductions for the capitol complex and report the  
 8 34 results of these efforts to the chairpersons and ranking  
 8 35 members of the administration appropriations subcommittee and  
 9 1 to the legislative fiscal bureau. The report shall include,  
 9 2 but is not limited to, the options examined, the proposals of  
 9 3 the department of general services, and the responses of the  
 9 4 utilities. Supporting documentation, including correspondence  
 9 5 between the department of general services and the utilities,  
 9 6 shall accompany the report.]

VETOED

Requires DGS to negotiate utility rate reductions and  
 report the results of their efforts.

VETOED: The Governor vetoed this Section stating  
 that Iowa law does not allow utility companies to  
 grant a special rate to the State and does not permit  
 discriminatory rate setting practices.

9 7 Sec. 13.

9 8 There is appropriated from the revolving funds designated  
 9 9 to the department of general services for the fiscal year  
 9 10 beginning July 1, 1990, and ending June 30, 1991, the  
 9 11 following amounts, or *so* much thereof as is necessary, to be  
 9 12 used for the purposes designated:

9 13 1. From the centralized printing permanent revolving fund  
 9 14 established by section 18.57 for salaries, support,  
 9 15 maintenance, miscellaneous purposes, and for not more than the  
 9 16 following full-time equivalent positions:

9 17 .....	\$	886,644
9 18 .....	FTEs	30.00

Centralized Printing Revolving Fund appropriation for salaries, support and miscellaneous purposes. Maintains current level of service.

9 19 2. The remainder of the centralized printing permanent  
 9 20 revolving fund is appropriated for the expense incurred in  
 9 21 supplying paper stock, offset printing, copy preparation,  
 9 22 binding, distribution costs, original payment of printing and  
 9 23 binding claims and contingencies arising during the fiscal  
 9 24 year beginning July 1, 1990, and ending June 30, 1991, which  
 9 25 are legally payable from this fund.

Requires the remainder of the Centralized Printing Revolving Fund to be appropriated for the expenses incurred and which are legally payable from this Fund.

9 26 3. From the centralized purchasing permanent revolving  
 9 27 fund established by section 18.9 for salaries, support,  
 9 28 maintenance, miscellaneous purposes, and for not more than the  
 9 29 following full-time equivalent positions:

9 30 .....	\$	543,147
9 31 .....	FTEs	15.00

Centralized Purchasing Revolving Fund appropriation for salaries, support and miscellaneous purposes. Maintains current level of service.

9 32 4. The remainder of the centralized purchasing permanent  
 9 33 revolving fund is appropriated for the payment of expenses  
 9 34 incurred through purchases by various state departments and  
 9 35 for contingencies arising during the fiscal year beginning  
 10 1 July 1, 1990, and ending June 30, 1991, which are legally  
 10 2 payable from this fund.

Requires the remainder of the Centralized Purchasing Revolving Fund to be appropriated for the expenses incurred and which are legally payable from this Fund.

10 3 5. From the vehicle dispatcher revolving fund established  
 10 4 by section 18.119 for salaries, support, maintenance, miscel-  
 10 5 laneous purposes, and for not more than the following full-  
 10 6 time equivalent positions:

Vehicle Dispatcher Revolving Fund appropriation for salaries, support and miscellaneous purposes. Maintains current level of service.

PG LN Senate File 2280 Explanation

10	7	.....	\$	568,764
10	8	.....	FTEs	17.00

10 9 6. The remainder of the vehicle dispatcher revolving fund  
 10 10 is appropriated for the purchase of gasoline, gasohol, oil,  
 10 11 tires, repairs, and all other maintenance expenses incurred in  
 10 12 the operation of state-owned motor vehicles and for contin-  
 10 13 gencies arising during the fiscal year beginning July 1, 1990,  
 10 14 and ending June 30, 1991, which are legally payable from this  
 10 15 fund.

Requires the remainder of the Vehicle Dispatcher Revolving Fund to be appropriated for the expenses incurred and which are legally payable from this Fund.

10 16 7. The division of insurance of the department of commerce  
 10 17 shall, on or before July 1, 1990, transfer remaining funds  
 10 18 from its revolving account, in excess of those funds necessary  
 10 19 to provide initial start-up for the division's fiscal year  
 10 20 1991 revolving fund, to the department of general services.

Transfers excess funds on July 1, 1990 from the Division of Insurance of the Department of Commerce revolving account to the DGS.

10 21 [As a condition of the appropriation, it is the intent of  
 10 22 the general assembly that these transferred funds be used for  
 10 23 the following purposes:

VETOED

Requires these funds to be utilized for costs associated with the renovation of the Division of Insurance's office space within the Lucas Building.

10 24 a. The department of general services shall provide from  
 10 25 the funds the rental, preparation of space, and physical move  
 10 26 of the division of insurance of the department of commerce to  
 10 27 new quarters off of the state capitol complex for the fiscal  
 10 28 year beginning July 1, 1990.

VETOED: The Governor vetoed language requiring excess funds transferred from the Division of Insurance revolving account to DGS be used for the renovation of the Division's office space in the Lucas Building. The Governor stated that any arrangements for the renovation of the Lucas Building or other facility should be made by DGS.

10 29 b. After the rental, preparation, and move of the division  
 10 30 of insurance of the department of commerce, the funds remain-  
 10 31 ing shall be applied to the renovation of the Lucas state  
 10 32 office building.]

Requires renovation of the office space be accomplished as soon after the effective date of this Act as possible.

10 33 It is the intent of the general assembly that the require-  
 10 34 ments of this subsection shall be accomplished as soon after  
 10 35 the effective date of this Act as practically feasible.

11 1 [Additionally, the division of insurance of the department  
 11 2 of commerce shall provide, on or before January 1, 1991, a  
 11 3 report and projection regarding the revenue of the division  
 11 4 and the sufficiency of that revenue to cover future rental  
 11 5 costs for the division. The report shall be delivered to the  
 11 6 chairpersons, vice chairpersons, and ranking members of the  
 11 7 appropriations committees, and to the legislative fiscal  
 11 8 bureau.]

VETOED

Requires the Division of Insurance of the Department of Commerce to report on or before January 1, 1991 on projected revenue of the Division and the sufficiency of that revenue to cover future Division rental costs.

VETOED: The Governor vetoed language requiring the Division of Insurance to report on projected revenue

of the Division and the sufficiency of that revenue to cover future Division rental costs due to the veto of intent language requiring DGS to renovate the Division's office space in the Lucas Building.

11 9 Sec. 14.

11 10 Any capitol complex new construction appropriation shall  
11 11 commence in the administration appropriations subcommittee,  
11 12 even if consideration of the matter necessitates reconvening  
11 13 the subcommittee after its other work is completed.

Requires the appropriation for any new construction on the capitol complex to commence in the Administration Appropriations Subcommittee.

11 14 Sec. 15.

11 15 There is appropriated from the general fund of the state to  
11 16 the department of personnel for the fiscal year beginning July  
11 17 1, 1990, and ending June 30, 1991, the following amount, or so  
11 18 much thereof as is necessary, to be used for the purposes  
11 19 designated:

11 20 1. ADMINISTRATION

11 21 For salaries, support, maintenance, and miscellaneous  
11 22 purposes for the director's staff, office services, data/word  
11 23 processing, and insurance cost management, and for not more  
11 24 than the following full-time equivalent positions:

11 25 .....	\$	1,331,000
11 26 .....	FTEs	29.65

General Fund appropriation to the Department of Personnel (IDOP) Administration Division. Also includes funds for support, maintenance and miscellaneous purposes for personnel assigned to the Field Operations Division and the Program Management Division.

DETAIL: Includes \$21,000 for the State Top Achievement Recognition (STAR) Award Program.

11 27 2. FIELD OPERATIONS

11 28 For salaries for the personnel services, employment  
11 29 law/labor relations, and development, and for not more than  
11 30 the following full-time equivalent positions:

11 31 .....	\$	1,454,000
11 32 .....	FTEs	36.60

General Fund appropriation to IDOP Field Operations Division for salaries. Maintains current level of service.

11 33 3. PROGRAM MANAGEMENT

11 34 a. For salaries for employment and compensation and  
11 35 benefits, and for not more than the following full-time  
12 1 equivalent positions:

12 2 .....	\$	1,118,000
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General Fund appropriation to IDOP Program Management Division for salaries.

DETAIL: Includes full-year funding of salaries for two Safety Officers to identify unsafe worksites and

PG LN	Senate File 2280	Explanation
12 3	..... FTEs 34.00	provide safety training.
12 4	b. <b>WORKERS' COMPENSATION ADMINISTRATION</b>	General Fund appropriation for the administration of workers' compensation. Maintains current level of service.
12 5	For salaries for the administration of the workers'	
12 6	compensation fund and not more than the following full-time	
12 7	equivalent positions:	
12 8	..... \$ 140,000	
12 9	..... FTEs 4.00	
12 10	Any funds received by the department for workers'	Requires the funds to be used for the administration of workers' compensation.
12 11	compensation purposes other than the funds appropriated in	
12 12	paragraph b shall be used only for the payment of workers'	
12 13	compensation claims.	
12 14	The funds for support, maintenance, and miscellaneous	
12 15	purposes for personnel assigned to field operations under	
12 16	subsection 2 and program management under subsection 3 are	
12 17	payable from the appropriation made in subsection 1.	
12 18	As a condition, limitation, and qualification of this	Requires IDOP to report quarterly on the average time needed to fill vacancies, organized by State agency and general occupational category.
12 19	appropriation, the department of personnel shall report	
12 20	quarterly to the chairpersons and ranking members of the	DETAIL: Requires all departments to cooperate with IDOP in preparing the reports. The resulting report will provide information to begin evaluating hiring procedures and the creation of available funds through positions remaining open.
12 21	administration appropriations subcommittee concerning the	
12 22	number of vacancies in existing full-time equivalent positions	
12 23	and the average time taken to fill the vacancies. The reports	
12 24	shall include quarterly and annual averages organized	
12 25	according to state agency and general occupational category as	
12 26	established by the federal equal employment opportunity	
12 27	commission. All departments and agencies of the state shall	
12 28	cooperate with the department in the preparation of the	
12 29	reports.	
12 30	Sec. 16.	IPERS Fund appropriation to IDOP for FY 1991 to pay the costs of administering the Iowa Public Employees' Retirement System.
12 31	There is appropriated from the Iowa public employees'	
12 32	retirement system fund to the department of personnel for the	
12 33	fiscal year beginning July 1, 1990, and ending June 30, 1991,	
12 34	the following amount, or so much thereof as is necessary, to	DETAIL: Includes \$86,912 and 3.0 FTE positions to provide support necessary to implement benefit legislation upon enactment.
12 35	be used for the purposes designated:	
13 1	1. For salaries, support, maintenance, and other	
13 2	operational purposes to pay the costs of the Iowa public	



13 3 employees' retirement system:  
 13 4 ..... \$ 2,616,118

13 5 It is the intent of the general assembly that the Iowa  
 13 6 public employees' retirement system employ sufficient staff  
 13 7 within the appropriation provided in this section to meet the  
 13 8 developing requirements of the investment program.

Directs the IPERS Division to employ a sufficient level of staff to meet the requirements of the Program.

DETAIL: Provides funding for **46.0** FTE positions. Permits the IPERS Division to determine how many FTE positions are necessary to provide service during the fiscal year.

13 9 2. For design, development, and implementation of a data  
 13 10 information system:  
 13 11 ..... \$ 783,000

IPERS Fund appropriation for the development of a data information system.

DETAIL: Adds funds for phase one of a three-year project to develop a data information system which will replace outdated pension and employment information systems. The implementation of both systems simultaneously creates cost efficiencies during the development and design of the new system. The system will provide greater data manipulation, accessibility, and efficient data storage.

13 12 Notwithstanding section 8.33, funds appropriated under this  
 13 13 subsection that remain unencumbered or unobligated on June 30,  
 13 14 1991, shall not revert to the general fund of the state but  
 13 15 shall be available for expenditure in subsequent years to  
 13 16 complete the data information systems.

CODE: Requires that unexpended funds not revert at the end of FY 1991 and be used in subsequent years to complete the data information system.

13 17 The department of personnel shall report on or before  
 13 18 January 1, 1991, and each 6 months thereafter until the data  
 13 19 information system is fully implemented to the chairpersons  
 13 20 and ranking members of the administration appropriations  
 13 21 subcommittee and to the legislative fiscal bureau, on the  
 13 22 progress made in implementing the data information system.  
 13 23 The report shall include, but is not limited to, moneys spent  
 13 24 and encumbered, progress made relative to the scheduled  
 13 25 implementation, and benefits or anticipated benefits of the

Requires IDOP to report before January 1, 1991 and semi-annually thereafter on the progress of data information system implementation.

13 26 system.

13 27 The department of personnel shall report to the  
13 28 chairpersons and ranking members of the administration  
13 29 appropriations subcommittee and to the legislative fiscal  
13 30 bureau the results and effectiveness of the wellness program  
13 31 pilot project developed and tested by the department of  
13 32 personnel in conjunction with the state department of  
13 33 transportation. The department of personnel shall submit the  
13 34 reports in June and December of each year of the project's  
13 35 existence and shall submit a final report upon completion of  
14 1 the project.

Requires IDOP to report semi-annually on the results and effectiveness of the Wellness Program Pilot Project.

14 2 The department of personnel shall report to the  
14 3 chairpersons and ranking members of the administration  
14 4 appropriations subcommittee and to the legislative fiscal  
14 5 bureau the results and effectiveness of the pilot project  
14 6 regarding the automation of hiring procedures. The department  
14 7 of personnel shall submit progress reports in June and  
14 8 December during the period of existence of the project, and  
14 9 shall submit a final report upon completion of the project.

Requires IDOP to report semi-annually on the results and effectiveness of the pilot project on automating hiring procedures.

14 10 The department of personnel shall submit, annually, a  
14 11 report to the chairpersons and ranking members of the  
14 12 administration appropriations subcommittee and to the  
14 13 legislative fiscal bureau regarding the results of the state's  
14 14 top achievement recognition program. The reports submitted  
14 15 shall include, but are not limited to, identification of the  
14 16 recipients, a description of the meritorious achievements, and  
14 17 the awards conferred.

Requires IDOP to report annually the results of the STAR Program.

DETAIL: A maximum of ten awards will be given annually to individuals or groups who have demonstrated excellent performance, with cash awards up to \$1,000.

14 18 Sec. 17.

14 19 There is appropriated from the general fund of the state to  
14 20 the department of revenue and finance for the fiscal year  
14 21 beginning July 1, 1990, and ending June 30, 1991, the  
14 22 following amounts, or so much thereof as is necessary, to be  
14 23 used for the purposes designated, and for not more than the  
14 24 following full-time equivalent positions used for the purposes  
14 25 designated in subsections 1 through 6:  
14 26 ..... FTEs 651.65

Establishes overall FTE position cap for general operations for the Department of Revenue and Finance (DORF). The total FTE positions reflect General Fund supported and Motor Vehicle Fuel Tax Fund (unappropriated) supported positions. Though FTE positions are not appropriated at the program level to allow flexibility in meeting staffing needs, the General Fund supported FTE positions are indicated according to the level of funding provided and for the purposes of tracking.

PG LN	Senate File 2280	Explanation
14 27	1. AUDIT AND COMPLIANCE	General Fund appropriation to DORF for Audit and Compliance. This appropriation funds 237.37 FTE positions. Maintains current level of service.
14 28	For salaries, support, maintenance, and miscellaneous	
14 29	purposes:	
14 30	..... \$ 9,350,844	
14 31	2. FINANCIAL MANAGEMENT	General Fund appropriation to DORF for Financial Management. This funds 255.13 FTE positions. Maintains current level of service.
14 32	For salaries, support, maintenance, and miscellaneous	
14 33	purposes:	
14 34	..... \$ 6,047,156	
14 35	3. INFORMATION AND MANAGEMENT SYSTEMS	General Fund appropriation to DORF for Information and Management Systems. This funds 42.42 FTE positions. Maintains current level of service.
15 1	For salaries, support, maintenance, and miscellaneous	
15 2	purposes:	
15 3	..... \$ 1,654,000	
15 4	4. LOCAL GOVERNMENT SERVICES	General Fund appropriation to DORF for Local Government Services. This funds 34.24 FTE positions. Maintains current level of service.
15 5	For salaries, support, maintenance, and miscellaneous	
15 6	purposes:	
15 7	..... \$ 1,260,000	
15 8	5. TECHNICAL SERVICES	General Fund appropriation to DORF for Technical Services. This funds 41.81 FTE positions. Maintains current level of service.
15 9	For salaries, support, maintenance, and miscellaneous	
15 10	purposes:	
15 11	..... \$ 1,814,000	
15 12	6. ADMINISTRATION	General Fund appropriation to DORF for Administration. This funds 19.88 FTE positions. Maintains current level of service.
15 13	For salaries, support, maintenance, and miscellaneous	
15 14	purposes:	
15 15	..... \$ 715,000	
15 16	7. The department of revenue and finance shall not change	Requires DORF to notify the LFB prior to any transfers or revisions from the above line-item appropriations.
15 17	the appropriations for the purposes designated in subsections	
15 18	1 through 6 from the amounts appropriated under those	
15 19	subsections unless notice of the revisions is given prior to	
15 20	their effective date to the legislative fiscal bureau. The	
15 21	notice shall include information on the department's rationale	
15 22	for making the changes.	
15 23	Notwithstanding section 8.33, the excess funds appropriated	CODE: Requires that excess funds appropriated to

<p>15 24 to the department of revenue and finance shall not be  15 25 deposited in the general fund of the state on June 30, 1991  15 26 The funds shall be expended by the audit and compliance  15 27 division for personnel salaries and support to increase tax  15 28 receipts.</p>	<p>DORF not revert at the end of FY 1991 and be expended  by the Audit and Compliance Division for salaries and  support to increase tax receipts.</p>
<p>15 29 The director shall report annually to the fiscal committee  15 30 of the legislative council, the legislative fiscal bureau, and  15 31 the chairpersons and ranking members of the administration  15 32 appropriations subcommittee concerning the effectiveness of  15 33 the tax audits and investigations conducted, the moneys  15 34 expended, the tax obligations established, and taxes collected  15 35 as a result of the tax collection and enforcement efforts of  16 1 the department.</p>	<p>Requires an annual report on the cost and  effectiveness of tax audits and investigations  conducted.</p>
<p>16 2 The department of revenue and finance shall report quar-  16 3 terly to the chairpersons and ranking members of the  16 4 administration appropriations subcommittee, concerning  16 5 progress in the implementation of generally accepted  16 6 accounting principles, including determination of reporting  16 7 entities, fund classifications, modification of the Iowa  16 8 financial accounting system, progress on preparing a  16 9 comprehensive annual financial report, and the most current  16 10 estimate of the general fund balance based on current  16 11 generally accepted accounting principles.</p>	<p>Requires a quarterly report to co-chairs and ranking  members of the Administration Appropriations  Subcommittee on the progress of Generally Accepted  Accounting Principles (GAAP) implementation by DORF.</p>
<p>16 12 <b>Sec. 18.</b>  16 13 There is appropriated from the motor vehicle fuel tax fund  16 14 created by section 324.77 to the department of revenue and  16 15 finance for the fiscal year beginning July 1, 1990, and ending  16 16 June 30, 1991, the following amount, or so much thereof as is  16 17 necessary, to be used for the purposes designated:  16 18 For salaries, support, maintenance, and miscellaneous  16 19 purposes for administration and enforcement of the provisions  16 20 of chapter 324 and the motor vehicle use tax program:  16 21 ..... \$ 1,105,804</p>	<p>Motor Vehicle Fuel Tax Fund appropriation to DORF for  salary, support, maintenance, and other operational  purposes for the administration and enforcement of  the provisions of Chapter 324, Code of Iowa, and the  Motor Vehicle Use Tax Program. Maintains current  level of service.</p>
<p>16 22 <b>Sec. 19.</b>  16 23 There is appropriated from the lottery fund to the  16 24 department of revenue and finance for the fiscal year  16 25 beginning July 1, 1990, and ending June 30, 1991, the</p>	<p>Iowa Plan Fund appropriation to DORF for the  administration of the Lottery Division. Maintains  current level of service.</p>

16 26 following amount, ~~or~~ so much thereof as is necessary, to be  
 16 27 used for the purposes designated:  
 16 28 For salaries, support, maintenance, miscellaneous purposes,  
 16 29 and for not more than the following full-time equivalent posi-  
 16 30 tions:  
 16 31 ..... \$ 7,272,163  
 16 32 ..... FTEs 138.55

16 33 Sec. 20.  
 16 34 There is appropriated from the general fund of the state to  
 16 35 the department of management for the fiscal year beginning  
 17 1 July 1, 1990, and ending June 30, 1991, the following amount,  
 17 2 ~~or~~ so much thereof as is necessary, to be used for the  
 17 3 purposes designated:  
 17 4 For salaries, support, maintenance, 'miscellaneous purposes,  
 17 5 and for not more than the following full-time equivalent  
 17 6 positions:  
 17 7 ..... \$ 1,566,000  
 17 8 ..... FTEs 33.00

17 9 [As a condition, limitation, and qualification of this  
 17 10 appropriation, not more than \$1,410,270 from all revenue  
 17 11 sources, plus an allocation for salary adjustment, may be  
 17 12 expended for salaries and benefits for not more than the above  
 17 13 listed full-time equivalent positions and not more than  
 17 14 \$210,730 from all revenue sources may be expended for support  
 17 15 and miscellaneous purposes. Unanticipated federal and local  
 17 16 grants or receipts received **after** this Act becomes effective  
 17 17 are not subject to this **condition.**]

VETOED

General Fund appropriation to the Department of Management (DOM) for operations. Maintains current level of service.

Requires that DOM spend a maximum of \$1,410,270 for salaries and not more than \$210,730 for support.

VETOED: The Governor vetoed this Section stating that flexibility in appropriation allocation is especially important for small agencies.

17 18 Sec. 21.  
 17 19 There is appropriated from the road use tax fund to the  
 17 20 department of management for the fiscal year beginning July 1,  
 17 21 1990, and ending June 30, 1991, the following amount, or so  
 17 22 much thereof as is necessary, to be used for the purposes  
 17 23 designated:  
 17 24 For salaries, support, maintenance, and miscellaneous  
 17 25 purposes:  
 17 26 ..... \$ 55,000

Road Use Tax Fund (RUTF) appropriation to DOM for support and service to the Department of Transportation (DOT).

DETAIL: Maintains the historical funding of DOM support to DOT from the RUTF.

17 27 Sec. 22.

17 28 There is appropriated from the general fund of the state to  
 17 29 the department of management for the fiscal year beginning  
 17 30 July 1, 1990, and ending June 30, 1991, the following amount,  
 17 31 or so much thereof as is necessary, to be used for the  
 17 32 purposes designated:

17 33 1. COUNCIL OF STATE GOVERNMENTS

17 34 For support of the membership assessment:

17 35 ..... \$ 61,000

General Fund appropriation to DOM for Iowa's membership dues to the Council of State Governments. Maintains current level of service.

18 1 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

18 2 For reimbursements to local law enforcement agencies for  
 18 3 the training of officers who resign pursuant to section  
 18 4 384.15, subsection 7:

18 5 ..... \$ 123,000

General Fund appropriation to DOM for law enforcement training reimbursements.

DETAIL: For reimbursement of law enforcement training expenses incurred by local law enforcement agencies in training law enforcement officers who resign within four years of receiving training.

18 6 Sec. 23.

18 7 There is appropriated from the general fund of the state to  
 18 8 the office of state-federal relations for the fiscal year  
 18 9 beginning July 1, 1990, and ending June 30, 1991, the  
 18 10 following amount, or so much thereof as is necessary, to be  
 18 11 used for the purposes designated:

18 12 For salaries, support, maintenance, miscellaneous purposes,  
 18 13 and for not more than the following full-time equivalent posi-  
 18 14 tions:

18 15 ..... \$ 221,000

18 16 ..... FTEs 3.15

General Fund appropriation to the Office of State-Federal Relations. Maintains current level of service.

18 17 Sec. 24.

18 18 Notwithstanding section 8.55, the moneys in the Iowa  
 18 19 economic emergency fund are transferred to the general fund of  
 18 20 the state if necessary to avoid a deficit in the general fund  
 18 21 of the state and to defray expenses at the conclusion of the  
 18 22 fiscal year beginning July 1, 1990, and ending June 30, 1991.

CODE: Requires moneys in the Iowa Economic Emergency Fund to be transferred to the General Fund if necessary to avoid a deficit in the General Fund and to defray expenses at the conclusion of FY 1991.

18 23 Sec. 25.

18 24 For purposes of this Act and any other appropriations

Defines a full-time equivalent (FTE) position as a monitoring and budgeting unit equated as the total of

18 25 statute enacted by the Seventy-third General Assembly, 1990  
 18 26 Session, full-time equivalent position means a budgeting and  
 18 27 monitoring unit that equates the aggregate of full-time  
 18 28 positions, part-time positions, a vacancy and turnover factor,  
 18 29 and other adjustments. 1 full-time equivalent position  
 18 30 represents 2,080 working hours, which is the regular number of  
 18 31 hours 1 full-time person works in 1 fiscal year. The number  
 18 32 of full-time equivalent positions shall be calculated by  
 18 33 totaling the regular number of hours that could be annually  
 18 34 worked by persons in all authorized positions, reducing those  
 18 35 hours by a vacancy and turnover factor and dividing that  
 19 1 amount by 2,080 hours. In order to achieve the full-time  
 19 2 equivalent position level, the number of filled positions may  
 19 3 exceed the number of full-time equivalent positions during  
 19 4 parts of the fiscal year to compensate for time periods when  
 19 5 the number of filled positions is below the authorized number  
 19 6 of full-time equivalent positions.

19 7 [Sec. 26. LAYOFF AND RECALL PROCEDURES.  
 19 8 The department of personnel in consultation with the  
 19 9 department of management, the department of revenue and  
 19 10 finance, and the department of general services, shall  
 19 11 establish a program for employees of those departments whose  
 19 12 positions are terminated as a result of this Act. The  
 19 13 departments shall give a preference to qualified persons  
 19 14 previously employed whose jobs were terminated as a result of  
 19 15 this Act when hiring to fill vacant positions according to  
 19 16 existing outplacement procedures established by the department  
 19 17 of personnel and recall procedures established by public  
 19 18 employee collective bargaining agreements.]

19 19 Sec. 27.  
 19 20 There is appropriated from the general fund of the state to  
 19 21 the department of general services and the department of  
 19 22 revenue and finance for the fiscal year beginning July 1,  
 19 23 1990, and ending June 30, 1991, the following amounts, or so  
 19 24 much thereof as is necessary, to be used for the purpose  
 19 25 designated:  
 19 26 For allocation, upon approval of the department of  
 19 27 management, to avoid layoffs, if, after implementing  
 19 28 efficiencies and other methods to achieve savings as directed

full-time positions, part-time positions, vacancy,  
 turnover factors, and other adjustments. One FTE  
 position represents 2,080 working hours per fiscal  
 year.

DETAIL: Specifies how FTE positions are to be  
 calculated, and provides that this definition of a  
 FTE position is effective for all Acts enacted by the  
 Seventy-Third General Assembly, 1990 Session.

VETOED

Requires IDOP, through consultation with DOM, DORF,  
 and DGS, to establish a program which would assist  
 laid off State employees find other jobs within State  
 government.

VETOED: The Governor vetoed this Section stating  
 that a layoff of State employees is not being  
 considered and this provision contradicts layoff  
 language contained in the American Federation of  
 State, County and Municipal Employees (AFSCME)  
 collective bargaining agreement.

General Fund appropriation to DGS and DORF for  
 allocation to avoid layoffs if implemented cost  
 saving methods are insufficient to avoid layoffs.

19 29 by the department of management, the governor, and the  
 19 30 department directors, funds appropriated by this Act are  
 19 31 insufficient to otherwise avoid layoffs:  
 19 32 1. Department of general services:  
 19 33 ..... \$ 250,000  
 19 34 2. Department of revenue and finance:  
 19 35 ..... \$ 250,000

20 1 Sec. 28. Section 7.17, Code 1989, is amended to read as  
 20 2 follows:  
 20 3 7.17 OFFICE OF ADMINISTRATIVE RULES CO-ORDINATOR.  
 20 4 The governor shall establish the office of the  
 20 5 administrative rules co-ordinator, and appoint its staff,  
 20 6 which shall be a part of the governor's office. The  
 20 7 administrative rules co-ordinator shall receive all notices  
 20 8 and rules promulgated pursuant to chapter 17A and provide the  
 20 9 governor with an opportunity to review and object to any rule  
 20 10 as provided in chapter 17A. The administrative rules co-  
 20 11 ordinator in consultation with the Code editor shall prescribe  
 20 12 a uniform style and form by which an agency shall prepare and  
 20 13 file a rule pursuant to chapter 17A which shall correlate each  
 20 14 rule to a uniform numbering system devised by the  
 20 15 administrative rules co-ordinator. The administrative rules  
 20 16 co-ordinator shall review all submitted rules for style and  
 20 17 form and may return or revise a rule which is not in proper  
 20 18 style and form. In prescribing the style and form, the  
 20 19 administrative rules co-ordinator shall require that the  
 20 20 agency include a reference to the statute which the rules are  
 20 21 intended to implement.

CODE: Requires the Administrative Rules Coordinator to determine the style and form of rules submitted by agencies include a reference to the statute which the rules are intended to implement.

20 22 Sec. 29. Section 8.6, subsection 5, Code Supplement 1989,  
 20 23 is amended by striking the subsection.

CODE: Deletes the requirement that the Director of DORF certify the amount of money to be levied for general state taxes.

20 24 [Sec. 30. Section 13.7, Code 1989, is amended to read as  
 20 25 follows:  
 20 26 13.7 SPECIAL COUNSEL.  
 20 27 Compensation shall not be allowed to any person for  
 20 28 services as an attorney or counselor to an executive  
 20 29 department of the state government, or the head thereof, or to  
 20 30 a state board or commission. However, the executive council

VETOED

CODE: Permits the Board of Optometry Examiners to employ legal assistance from sources outside the Attorney General's Office.

VETOED: The Governor vetoed this Section stating that an independent legal counsel would require additional expenditures for services which the



20 31 may employ legal assistance, at a reasonable compensation, in  
 20 32 a pending action or proceeding to protect the interests of the  
 20 33 state, but only upon a sufficient showing, in writing, made by  
 20 34 the attorney general, that the department of justice cannot  
 20 35 for reasons stated by the attorney general perform the  
 21 1 service, which reasons and action of the council shall be  
 21 2 entered upon its records. When the attorney general  
 21 3 determines that the department of justice cannot perform legal  
 21 4 service in an action or proceeding, the executive council  
 21 5 shall request the department involved in the action or  
 21 6 proceeding to recommend legal counsel to represent the  
 21 7 department. If the attorney general concurs with the  
 21 8 department that the person recommended is qualified and  
 21 9 suitable to represent the department, the person recommended  
 21 10 shall be employed. If the attorney general does not concur in  
 21 11 the recommendation, the department shall submit a new  
 21 12 recommendation. This section does not affect the general  
 21 13 counsel for the utilities board of the department of commerce,  
 21 14 the legal counsel for the board of optometry examiners, or the  
 21 15 legal counsel of the division of job service of the department  
 21 16 of employment services.]

Attorney General's Office has the competence and funding to provide.

21 17 Sec. 31. Section 17A.2, Code 1989, is amended by adding  
 21 18 the following new subsection:  
 21 19 NEW SUBSECTION. 11. ARC number means the identification  
 21 20 number assigned by the governor's administrative rules  
 21 21 coordinator to each rulemaking document.

CODE: Defines Administrative Rules Coordinator (ARC) number.

21 22 Sec. 32. Section 17A.4, subsection 1, paragraph a, Code  
 21 23 1989, is amended to read as follows:  
 21 24 a. Give notice of its intended action by submitting three  
 21 25 copies of the notice to the administrative rules co-ordinator,  
 21 26 who shall assign an ARC number to each rulemaking document and  
 21 27 forward two copies to the Code editor for publication in the  
 21 28 Iowa Administrative Bulletin created pursuant to section  
 21 29 17A.6. Any notice of intended action shall be published at  
 21 30 least thirty-five days in advance of the action. The notice  
 21 31 shall include a statement of either the terms or substance of  
 21 32 the intended action or a description of the subjects and  
 21 33 issues involved, and the time when, the place where, and the  
 21 34 manner in which interested persons may present their views

CODE: Requires the Administrative Rules Coordinator to assign an ARC number to each rulemaking document.

21 35 thereon.

22 1 Sec. 33. Section 17A.5, subsection 1, Code Supplement  
 22 2 1989, is amended to read as follows:  
 22 3 1. Each agency shall file in the office of the  
 22 4 administrative rules co-ordinator three certified copies of  
 22 5 each rule adopted by it. ~~Two copies of each rule shall be~~  
 22 6 ~~forwarded to the Code editor by the administrative rules co-~~  
 22 7 ~~ordinator. The administrative rules co ordinator shall assign~~  
 22 8 an ARC number to each rulemaking document and forward two  
 22 9 copies to the Code editor. The administrative rules co-  
 22 10 ordinator shall keep a permanent register of the rules open to  
 22 11 public inspection.

CODE: Requires the Administrative Rules Coordinator to assign an ARC number to each rulemaking document.

22 12 Sec. 34. Section 17A.6, Code Supplement 1989, is amended  
 22 13 by adding the following new subsections:  
 22 14 NEW SUBSECTION. 7. The Iowa administrative code shall be  
 22 15 cited as (agency identification number) IAC, (chapter, rule,  
 22 16 subrule, lettered paragraph, or numbered subparagraph).  
 22 17 NEW SUBSECTION. 8. The Iowa administrative bulletin shall  
 22 18 be cited as IAB (volume), (number), (publication date), (page  
 22 19 number), (ARC number).

CODE: Specifies how the Iowa Administrative Code and Bulletin should be cited.

22 20 Sec. 35. Section 18.136, Code Supplement 1989, is amended  
 22 21 by adding the following new subsection:  
 22 22 NEW SUBSECTION. 4A. It is the intent of the general  
 22 23 assembly that during the implementation of parts I and II of  
 22 24 the system, the department of general services shall employ a  
 22 25 consultant to report to it on the impact of changing  
 22 26 technology on the potential cost and capabilities of the  
 22 27 system. It is also the intent of the general assembly that  
 22 28 the department of education shall study new techniques in  
 22 29 distant teaching. These reports shall be made available to  
 22 30 the general assembly.

CODE: Directs **DGS** to employ a consultant during the implementation phases of the State Communications Network. Also requires the Department of Education to study new techniques in distant teaching and report to the General Assembly.

22 31 Sec. 36. Section 18.137, unnumbered paragraph 1, Code  
 22 32 Supplement 1989, is amended to read as follows:  
 22 33 There is created in the office of the treasurer of state a  
 22 34 temporary fund to be known as the state communications network  
 22 35 fund. There is ~~appropriated, contingent upon the~~  
 23 1 ~~certification from the department of management of financial~~

CODE: Reduces the General Fund appropriation to the State Communications Network Fund from \$10,000,000 to \$5,000,000 for FY 1990 and appropriates \$5,000,000 per year for FY 1992 through FY 1996.

DETAIL: A disaster recovery facility is to be built

23 2 ~~resources adequate to fund the expenditure,~~ to the state  
 23 3 communications network fund for eeh the fiscal year of the  
 23 4 ~~fiscal period~~ beginning July 1, 1989, and ending June 30, \$994  
 23 5 1990, the sum of ten five million dollars from funds in the  
 23 6 general fund of the state not otherwise appropriated. Any  
 23 7 ~~moneys remaining in the fund on June 30 of a fiscal year, of~~  
 23 8 ~~moneys appropriated from the general fund of the state for~~  
 23 9 ~~that fiscal year, shall revert to the general fund of the~~  
 23 10 ~~state, except that those funds needed to provide the state~~  
 23 11 ~~matching funds pursuant to section 18.136 shall not revert,~~  
 23 12 ~~notwithstanding section 8.33.~~ There is appropriated from the  
 23 13 general fund of the state to the state communications network  
 23 14 fund for each fiscal year of the fiscal period beginning July  
 23 15 1, 1991, and ending June 30, 1996, the sum of five million  
 23 16 dollars.. Notwithstanding section 8.33, unobligated and  
 23 17 unencumbered moneys from the appropriation for a fiscal year  
 23 18 remaining on June 30 of that fiscal year shall not revert to  
 23 19 the general fund of the state but shall remain available for  
 23 20 expenditure during the next following fiscal year. There  
 23 21 shall also be deposited into the state communications network  
 23 22 fund proceeds from bonds issued for purposes of projects  
 23 23 authorized pursuant to section 18.136, matching funds received  
 23 24 from the area schools and the local school boards, funds  
 23 25 received from leases pursuant to section 18.134, and other  
 23 26 moneys by law credited to or designated by a person for  
 23 27 deposit into the fund. Notwithstanding the requirements of  
 23 28 section 18.136, subsection 1, for the fiscal year beginning  
 23 29 July 1, 1990, and ending June 30, 1991, thirty-one thousand  
 23 30 dollars of moneys in the state communications network fund may  
 23 31 be expended for the state's share of the cost for the design  
 23 32 of a disaster recovery facility to be built in conjunction  
 23 33 with the Iowa communications network facility and emergency  
 23 34 operation center. The department of general services may  
 23 35 increase its fees for data processing in order to collect an  
 24 1 additional amount not exceeding two hundred thousand dollars  
 24 2 during the fiscal year beginning July 1, 1991, to pay for the  
 24 3 state's share of the cost of construction of the disaster  
 24 4 recovery facility.

in conjunction with the State Communications Network  
 facility and emergency operation center. A maximum  
 of \$31,000 may be expended from the State  
 Communications Network Fund during FY 1991 for the  
 design of a disaster recovery facility. The DGS may  
 increase the data processing fees to collect an  
 additional amount not to exceed \$200,000 in FY 1992  
 to fund the construction of the disaster recovery  
 facility.

24 5 [Sec. 37. Section 48.3, Code 1989, is amended by adding the  
 24 6 following new unnumbered paragraph:

**VETOED**

CODE: Creates a General Fund standing unlimited  
 appropriation to pay postage for mailed voter

24 7 **NEW UNNUMBERED PARAGRAPH.** The state shall pay the postage  
 24 8 for all registration forms printed pursuant to this section.  
 24 9 There is appropriated annually to the state commissioner of  
 24 10 elections out of any funds in the general fund of the state  
 24 11 which are not otherwise appropriated, a sum sufficient to pay  
 24 12 the postage for all registration forms printed as provided in  
 24 13 this section.]

registration forms.

DETAIL: Approximately **350,000** voters register annually. At 15 cents postage per mailed registration, the maximum cost would be \$52,500 (i.e., if every new registrant used mailed registration forms).

VETOED: The Governor vetoed this Section stating that voter registration in Iowa has been made easier by prior legislative action and potential voters must accept some responsibilities.

24 14 Sec. 38. Section 90A.7, Code 1989, is amended to read as  
 24 15 follows:  
 24 16 90A.7 **WRITTEN REPORT FILED -- TAX.**  
 24 17 1. Every person conducting a boxing or wrestling match or  
 24 18 charging an admission fee for viewing of a closed-circuit  
 24 19 boxing or wrestling match in this state shall, within twenty-  
 24 20 four hours after such match, furnish to the commissioner a  
 24 21 written report, duly verified, showing the number of tickets  
 24 22 sold for such boxing or wrestling match, and the amount of  
 24 23 gross proceeds thereof of such boxing or wrestling match, and  
 24 24 such other matters as the commissioner may prescribe; and  
 24 25 shall also within the said same time period pay to the  
 24 26 treasurer of state a tax of five percent of its total gross  
 24 27 receipts, after deducting ~~any federal admission~~ state sales  
 24 28 tax, from the sale of tickets of admission to such boxing or  
 24 29 wrestling match.  
 24 30 2. Moneys collected pursuant to subsection 1 in excess of  
 24 31 the amount of moneys needed to administer this chapter are  
 24 32 appropriated and shall be used by the state commissioner of  
 24 33 athletics to award grants to organizations which promote  
 24 34 amateur boxing matches in this state.  
 24 35 3. The state commissioner of athletics shall adopt rules  
 25 1 pursuant to chapter 17A to establish procedures for the  
 25 2 submission of applications for grants to be awarded pursuant  
 25 3 to subsection 2, and for the awarding of grants pursuant to  
 25 4 subsection 2.  
 25 5 4. An advisory board composed of three members of the

CODE: Includes revenue from closed circuit viewing of boxing or wrestling matches under the State's boxing and wrestling match tax of 5%. Requires moneys collected from the tax to be used by the State Commissioner of Athletics to award grants to organizations which promote amateur boxing matches in the State.

DETAIL: Requires the State Commissioner of Athletics to establish rules and procedures for the application for and the awarding of grants. Requires an advisory board, consisting of three members from the Iowa branch of the Golden Gloves Association of America and three members from the Iowa branch of the United States Amateur Boxing Federation, to advise the State Commissioner of Athletics regarding the awarding of grants.

25 6 golden gloves association of America, incorporated -- Iowa  
 25 7 branch, appointed by the association, and three members of the  
 25 8 United States of America amateur boxing federation -- Iowa  
 25 9 branch, appointed by the federation, shall advise the state  
 25 10 commissioner of athletics regarding the awarding of grants  
 25 11 pursuant to subsection 2.

25 12 [Sec. 39. Section 978.49. subsection 16, paragraph d, Code  
 25 13 1989, is amended by adding the following new subparagraph:  
 25 14 NEW SUBPARAGRAPH. (3A) As used in Subparagraph (3),  
 25 15 correctional officer includes any employee of the Iowa  
 25 16 department of corrections whose primary purpose is, through  
 25 17 ongoing direct inmate contact, to enforce and maintain  
 25 18 discipline, safety, and security within a correctional  
 25 19 facility and any employee of that department whose primary  
 25 20 purpose is to provide security within a correctional facility.]

VETOED

CODE: Defines a correctional officer as any Department of Corrections employee whose primary purpose is to enforce and maintain discipline, safety, and provide security within a correctional facility.

VETOED: The Governor vetoed this Section stating that the expanded definition of a correctional officer would greatly increase the number of employees who would be brought under special Iowa Public Employees Retirement System (IPERS) retirement provisions.

25 21 [Sec. 40. Section 258A.3, Code 1989, is amended by adding  
 25 22 the following new subsection:  
 25 23 NEW SUBSECTION. 5. The board of optometry examiners may  
 25 24 retain a competent attorney to serve as its legal counsel as  
 25 25 it finds necessary for the full and efficient discharge of its  
 25 26 duties. The legal counsel retained by the board of optometry  
 25 27 examiners shall be the attorney for, and legal advisor of, the  
 25 28 board of optometry examiners while retained. The legal  
 25 29 counsel is exempt from the merit provisions of chapter 19A.  
 25 30 The legal counsel retained by the board of optometry examiners  
 25 31 shall provide necessary legal advice to the board and may  
 25 32 represent the board in disciplinary hearings or in actions  
 25 33 instituted in a state or federal court challenging the  
 25 34 validity of a rule or order of the board.]

VETOED

CODE: Permits the Board of Optometry Examiners to employ an attorney for legal counsel from a source independent of the Attorney General's Office.

VETOED: The Governor vetoed this Section stating that an independent legal counsel would require additional expenditures for services which the Attorney General's Office has the competence and funding to provide.

25 35 Sec. 41. Section 303.79, Code 1989, is amended by adding  
 26 1 the following new subsection:  
 26 2 NEW SUBSECTION. 11. If the narrowcast system advisory  
 26 3 committee determines that an expansion of the number of sites  
 26 4 utilizing distance learning would benefit the implementation

CODE: Permits the Iowa Public Broadcasting Board to establish a demonstration program upon determination by the Narrowcast System Advisory Committee that expansion of sites utilizing distance learning would benefit from the implementation of the State

26 5 of the state educational telecommunications system by  
 26 6 demonstrating its capabilities to a greater number of  
 26 7 individuals, the advisory committee may recommend that the  
 26 8 board establish a demonstration program. Notwithstanding  
 26 9 section 18.136, the board may allocate not more than one  
 26 10 hundred thousand dollars from the state communications network  
 26 11 fund for each of the fiscal years beginning July 1, 1990, and  
 26 12 July 1, 1991, to be used to equip additional classrooms.

26 13 **Sec. 42.** Section 384.15, subsection 7, paragraph b, Code  
 26 14 1989, is amended by striking the paragraph and inserting in  
 26 15 lieu thereof the following:  
 26 16 b. An appropriated law enforcement training reimbursement  
 26 17 account is established in the department of management. The  
 26 18 proceeds shall be used by the director of the department of  
 26 19 management to reimburse cities or counties for eligible law  
 26 20 enforcement training expenses incurred as provided in this  
 26 21 section.

26 22 **Sec. 43.** Section 524.1213, subsection 9, Code Supplement  
 26 23 1989, is amended to read as follows:  
 26 24 9. The resulting bank of a merger or consolidation shall  
 26 25 not retain any united community bank office or any other bank  
 26 26 office within the municipality ~~or urban complex~~ in which the  
 26 27 principal office of the resulting bank is located if the  
 26 28 resulting bank then would have a greater number of bank  
 26 29 offices within that municipality ~~or urban complex~~ than is  
 26 30 expressly permitted by section 524.1202, subsection 2.

26 31 **[Sec. 44.** Section 554.9403, subsection 5, Code 1989, is  
 26 32 amended by adding the following new paragraph:  
 26 33 **NEW PARAGRAPH.** c. In addition to the fee imposed under  
 26 34 this subsection for an original financing statement or a  
 26 35 continuation statement on the standard form, the secretary of  
 27 1 state shall collect an additional fee of three dollars. In  
 27 2 addition to the fee imposed under this subsection for an  
 27 3 original financing statement or a continuation statement on a  
 27 4 nonstandard form, the secretary of state shall collect an  
 27 5 additional fee of six dollars. A county filing officer shall  
 27 6 collect the additional fee provided in this paragraph if the

Educational Telecommunications System.

DETAIL: The Iowa Public Broadcasting Board is authorized to allocate \$100,000 from the State Communications Network Fund in FY 1991 and FY 1992 to fund equipment for additional demonstration classrooms.

CODE: Eliminates the Law Enforcement Training Reimbursement Fund within the Office of the Treasurer which was funded through a criminal surcharge and establishes an account within the Department of Management funded through a General Fund appropriation.

CODE: Eliminates the restriction upon a resulting bank of a merger, retaining a bank office in the urban complex in which the principal office of the resulting office is located, if the resulting bank would have more bank offices within that urban complex than is permitted by Section 524.1202(2), Code of Iowa. The restriction still applies to the municipality in which the principal office of the resulting office is located.

**VETOED**

CODE: Creates an additional filing fee of \$3 for a standard form and \$6 a for nonstandard form for an original filing or a continuation of a financing statement.

VETOED: The Governor vetoed additional filing fees to fund a new information and filing system within the Office of the Secretary of State, stating that the fees would have been imposed upon those individuals filing documents and not upon those who would utilize the new information system.

27 7 county officer elects to utilize the uniform commercial code  
27 8 information system maintained by the secretary of state]

27 9 [Sec. 45. Section 554.9405, Code 1989, is amended by adding **VETOED**  
27 10 the following new subsection:  
27 11 NEW SUBSECTION. 4. In addition to the fees imposed by  
27 12 this section for an original financing statement indicating an  
27 13 assignment or a separate statement of assignment on the  
27 14 standard form, the secretary of state shall collect an  
27 15 additional fee of three dollars. In addition to the fee  
27 16 imposed in this paragraph for an original financing statement  
27 17 indicating an assignment or a separate statement of assignment  
27 18 on a nonstandard form, the secretary of state shall collect an  
27 19 additional fee of six dollars. A county filing officer shall  
27 20 collect the additional fee provided in this subsection if the  
27 21 county officer elects to utilize the uniform commercial code  
27 22 information system maintained by the secretary of state.]

CODE: Creates an additional filing fee of \$3 for a standard form and \$6 for a nonstandard form for assignment of a security interest.

VETOED: The Governor vetoed additional filing fees to fund a new information and filing system within the Office of the Secretary of State, stating that the fees would have been imposed upon those individuals filing documents and not upon those who would utilize the new information system.

27 23 [Sec. 46. Section 554.9406, Code 1989, is amended by adding **VETOED**  
27 24 the following new unnumbered paragraph:  
27 25 NEW UNNUMBERED PARAGRAPH. In addition to the fee imposed  
27 26 in this section for a statement of release on the standard  
27 27 form, the secretary of state shall collect an additional fee  
27 28 of three dollars. In addition to the fee imposed in this  
27 29 paragraph for a statement of release on a nonstandard form,  
27 30 the secretary of state shall collect an additional fee of six  
27 31 dollars. A county filing officer shall collect the additional  
27 32 fee provided in this section if the county officer elects to  
27 33 utilize the uniform commercial code information system  
27 34 maintained by the secretary of state.]

CODE: Creates an additional filing fee of \$3 for a standard form and \$6 for a nonstandard form for a release of collateral.

VETOED: The Governor vetoed additional filing fees to fund a new information and filing system within the Office of the Secretary of State, stating that the fees would have been imposed upon those individuals filing documents and not upon those who would utilize the new information system.

27 35 [Sec. 47. Section 570A.4, subsection 4, Code 1989, is **VETOED**  
28 1 amended to read as follows:  
28 2 4. The secretary of state shall not~~e~~ the filing of a lien  
'28 3 statement under this section in the manner provided by chapter  
28 4 554, the uniform commercial code, and shall charge a ~~five~~  
28 5 ~~dollar filing fee if the statement is the standard form~~  
28 6 ~~prescribed by the secretary of state, and otherwise a fee of~~  
28 7 ~~six dollars~~ fee as provided under section 554.94031

CODE: Provides that the same additional fee as charged for filing a financing statement be charged for a lien statement filed by an agricultural supply dealer.

VETOED: The Governor vetoed additional filing fees to fund a new information and filing system within the Office of the Secretary of State, stating that the fees would have been imposed upon those individuals filing documents and not upon those who

28 8 [Sec. 48.  
 28 9 A fund is created for the purpose of funding efforts to  
 28 10 improve the technology used in making records maintained by  
 28 11 the secretary of state available to the public. The fees  
 28 12 collected by a filing officer under sections 44 through 47 of  
 28 13 this Act shall be paid to the treasurer of state within the  
 28 14 time required by section 12.10. The treasurer of state shall  
 28 15 hold these funds in a revolving fund that shall be established  
 28 16 in the name of the secretary of state for the payment of  
 28 17 expenses incurred in improving the availability of public  
 28 18 records. This fund is subject at all times to the warrant of  
 28 19 the department of revenue and finance, drawn upon written  
 28 20 requisition of the secretary of state or the secretary of  
 28 21 state's designated representative, for the payment of salaries  
 28 22 and other expenses necessary to carry out the purposes for  
 28 23 which the fund is created. The money in the fund held by the  
 28 24 treasurer of state shall be invested by the treasurer of state  
 28 25 and the income derived from these investments shall be  
 28 26 credited to the fund established in this section.

VETOED

would utilize the new information system.

Creates a revolving fund to receive the funds raised through the additional fees described in Sections 44-47.

Requires the funds be used to upgrade technology and computer software to improve the availability of and access to public records.

DETAIL: These funds will be used for technological improvements to the Secretary of State's information and filing systems and to provide county governments, businesses, and the general public computerized access to the business records maintained by the Secretary of State. The system will allow instant access to corporate and UCC records, instant purchase of documents, and electronic filing of documents. The system will be designed to operate through existing telephone connections, but will be compatible with the Iowa Telecommunications Network and will allow access through that system.

The Secretary of State projects the increased fees will produce approximately \$432,000 to \$540,000 annually, for a total of \$2,592,000 to \$3,240,000 over the six years of the project. The new system is projected to cost in excess of \$2,000,000. The scope of the project can be adjusted, so funding should be adequate for installation and implementation of the system. No significant reversion is expected at the end of the project.

28 27 Notwithstanding section 8.33, no part of the fund held by the  
 28 28 treasurer of state shall be transferred to the general fund of  
 28 29 the state or any other fund, except that the balance of the  
 28 30 fund on June 30, 1996, shall be transferred to the general  
 28 31 fund of the state.

CODE: Requires that funds not revert to the General Fund until the end of FY 1996 when the fund is dissolved.

28 32 The secretary of state shall provide the legislative fiscal

Requires reporting of monthly deposits and



28 33 bureau with a monthly **accounting** of deposits in the fund and  
 28 34 expenditures from the fund. ]

expenditures from the revolving fund.

VETOED: The Governor vetoed the establishment of a revolving fund to receive additional filing fees imposed by the Secretary of State to fund a new information and filing system, stating that the fees should be deposited in the General Fund.

28 35 Sec. 49. Section 911.3, Code 1989, is amended to read as  
 29 1 follows:  
 29 2 911.3 DISPOSITION OF SURCHARGE.  
 29 3 When a court assesses a surcharge under section 911.2, the  
 29 4 clerk of the district court shall transmit ninety percent of  
 29 5 the surcharge collected to the treasurer of state by the  
 29 6 fifteenth day of the following month. The treasurer of state  
 29 7 shall deposit ~~one-third of~~ the money in the ~~law enforcement~~  
 29 8 ~~training reimbursement fund established under section 384.15~~  
 29 9 ~~and the remaining two-thirds of the money in the~~ general fund  
 29 10 of the state. The clerk of the district court shall transmit  
 29 11 ten percent of the surcharge to the county treasurer or shall  
 29 12 remit ten percent of the surcharge to the city that was the  
 29 13 plaintiff in any action for deposit in the general fund of the  
 29 14 city.

CODE: Eliminates deposits to the Law Enforcement Training Reimbursement Fund. The reimbursements are funded through the General Fund.

29 15 Sec. 50. 1990 Iowa Acts, House File 685, section 3,  
 29 16 subsection 1, is amended to read as follows:  
 29 17 1. ~~Acquire, except in section 524.1802, subsection 1,~~  
 29 18 means to ~~directly or indirectly~~ acquire ~~twenty-five percent or~~  
 29 19 ~~more of the voting securities or other capital stock of, or~~  
 29 20 ~~power to control in any manner the election of a majority of~~  
 29 21 ~~the directors of,~~ over one or more banks conducting a banking  
 29 22 business in this state or one or more bank holding companies  
 29 23 located in this state or controlling one or more banks  
 29 24 conducting a banking business in this state.

CODE: Revises the definition of when a bank or bank holding company is termed acquired.

29 25 Sec. 51. 1990 Iowa Acts, House File 685, section 3, is  
 29 26 amended by adding the following new subsections:  
 29 27 NEW SUBSECTION. 1A. Bank conducting a banking business  
 29 28 in this state means a state bank or national bank that has  
 29 29 its principal place of business in this state and that is  
 29 30 authorized to engage and actually is engaged in receiving

CODE: Specifies the definition of a bank conducting a banking business in this State and the definition of control of a bank or bank holding company.

29 31 money for demand deposit, receiving money for time deposit,  
 29 32 paying checks, and making commercial loans.  
 29 33 NEW SUBSECTION. 4A. Control means control as defined  
 29 34 and described in the federal Bank Holding Company Act of 1956,  
 29 35 12 U.S.C. } 1841(a)(2)(A) and (B), as amended to January 1,  
 30 1 1990.

30 2 Sec. 52. 1990 Iowa Acts, House File 685, is amended by  
 30 3 adding the following new section:  
 30 4 SEC.     . NEW SECTION. 524.1851A RIGHTS RESERVED.  
 30 5 Notwithstanding any other provision of this division, a  
 30 6 bank holding company described in section 524.1805 may engage  
 30 7 in any acquisition or transaction in which it could lawfully  
 30 8 engage in the absence of this division.

CODE: Permits a bank holding company to engage in any lawful acquisition or transaction.

30 9 Sec. 53. 1990 Iowa Acts, House File 685, section 4, is  
 30 10 amended to read as follows:  
 30 11 SEC. 4. NEW SECTION. 524.1852 ACQUISITIONS.  
 30 12 1. A regional bank holding company may directly or  
 30 13 indirectly ~~acquire an interest in the voting securities or~~  
 30 14 ~~other capital stock of, or power to control in any manner the~~  
 30 15 ~~election of any of the directors of~~ obtain interests not  
 30 16 constituting control in, one or more banks conducting a  
 30 17 banking business in this state or in one or more bank holding  
 30 18 companies located in this state or controlling one or more  
 30 19 banks conducting a banking business in this state.  
 30 20 2. ~~Notwithstanding subsection 1, a~~ A regional bank holding  
 30 21 company shall not ~~directly or indirectly acquire twenty-five~~  
 30 22 ~~percent or more of the voting securities or other capital~~  
 30 23 ~~stock of, or power to control in any manner the election of a~~  
 30 24 ~~majority of the directors of,~~ acquire one or more banks  
 30 25 conducting a banking business in this state or one or more  
 30 26 bank holding companies located in this state or controlling  
 30 27 one or more banks conducting a banking business in this state  
 30 28 without except upon the prior approval of the superintendent  
 30 29 and compliance with the application procedures and acquisition  
 30 30 conditions, limitations, and requirements of this division.

CODE: Specifies that a regional bank holding company may obtain interests not constituting control in banks and bank holding companies located in or conducting business in the State, but may not acquire banks or bank holding companies in the State without prior approval of the Superintendent of Banking and compliance with application procedures and requirements.

30 31 Sec. 54. 1990 Iowa Acts, House File 685, section 6,  
 30 32 subsection 5, paragraph I, is amended to read as follows:  
 30 33 1. Will on balance have a positive effect upon the

CODE: Directs the Superintendent of Banking to investigate the short-term and long-term impact of a bank acquisition on community interests.

30 34 community interests of the communities served by the bank or  
 30 35 banks to be acquired. In considering community interest  
 31 1 factors, the superintendent may investigate in addition to the  
 31 2 effects of the acquisition on shareholders or depositors, the  
 31 3 effects of the acquisition on employees, suppliers, creditors,  
 31 4 short-term and long-term impact upon community interests, and  
 31 5 community development. ~~The superintendent shall consider the~~  
 31 6 ~~short-term and long-term impact upon community interests of~~  
 31 7 ~~the proposed acquisition, including the possibility that~~  
 31 8 ~~community interests may be best served by the continued~~  
 31 9 ~~independence of the bank or bank holding company to be~~  
 31 10 ~~acquired.~~

31 11 Sec. 55. 1990 Iowa Acts, House File 685, section 6,  
 31 12 subsection 8, is amended by striking the subsection and  
 31 13 inserting in lieu thereof the following:  
 31 14 8. Approval shall be conditioned upon the applicant  
 31 15 entering into a contract with the superintendent providing  
 31 16 that any bank located in this state and owned or controlled by  
 31 17 the applicant will be operated in a manner that conforms to  
 31 18 any actions, promised to be undertaken by the applicant in its  
 31 19 application, to correct any deficiencies in the procedures or  
 31 20 operations of the acquired bank, including requirements of  
 31 21 subsection 5, which promises were necessary to allow the  
 31 22 superintendent to approve the application. As part of such  
 31 23 contract, the applicant shall agree that the applicant, as  
 31 24 well as any Iowa bank or Iowa bank holding company acquired by  
 31 25 the applicant, shall provide reports to and permit  
 31 26 examinations of its records by the superintendent to the  
 31 27 extent necessary to ensure compliance with the promises  
 31 28 referred to in the application.

31 29 Sec. 56. 1990 Iowa Acts, House File 685, section 8,  
 31 30 subsection 3, is amended to read as follows:  
 31 31 3. The superintendent may assess a civil penalty to a bank  
 31 32 holding company in violation of a condition up to five  
 31 33 ~~thousand~~ hundred dollars per violation, but not to exceed a  
 31 34 total of ~~two hundred fifty ten~~ thousand dollars per year.

31 35 See. 57. 1990 Iowa Acts, House File 685, section 13,  
 32 1 subsection 2, is amended to read as follows:

CODE: Specifies that approval of a bank acquisition be conditioned upon the applicant agreeing to conform to the contents of their application, correct any operating deficiencies of the acquired bank, and allow the review of records by the Superintendent of Banking.

CODE: Establishes the civil penalty to a bank holding company for violation of an acquisition condition.

CODE: Specifies that a State banks' authorization to engage in activities regulated under Title 20 does

32 2 2. An authorization for a ~~state~~ bank ~~chartered in this~~  
 32 3 ~~state~~, to engage in activities regulated under title 20, if  
 32 4 any, does not grant ~~the bank~~ a regional bank holding company  
 32 5 that acquires a state bank under section 524.1852 or any state  
 32 6 bank owned or controlled by that bank holding company or any  
 32 7 subsidiary or affiliate the ability or right to engage in such  
 32 8 activities outside of this state.

not allow a bank holding company acquiring the bank to engage in those activities outside the State.

32 9 Sec. 58. 1990 Iowa Acts, House File 685, is amended by  
 32 10 adding the following new section:  
 32 11 SEC. \_\_. NEW SECTION. 524.1862 PROHIBITED ACQUISITIONS.  
 32 12 Unless expressly authorized by federal law in the absence  
 32 13 of the enactment of this division, a foreign bank, as defined  
 32 14 in 12 U.S.C. } 3101, or an out-of-state bank holding company  
 32 15 that is directly or indirectly owned or controlled by a  
 32 16 foreign bank shall not make any type of acquisition described  
 32 17 or referred to in section 524.1852, and shall divest itself of  
 32 18 any interest acquired in violation of this section. The  
 32 19 superintendent may prosecute any action or proceeding  
 32 20 necessary to compel compliance with this section.

CODE: Prohibits a foreign bank or a bank holding company that is controlled by a foreign bank from acquiring a bank in the State.

32 21 Sec. 59.  
 32 22 There is appropriated from the banking revolving fund to  
 32 23 the banking division of the department of commerce for the  
 32 24 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 32 25 the following amount, or so much thereof as is necessary, for  
 32 26 the purpose designated:  
 32 27 For salaries, support, maintenance, miscellaneous purposes,  
 32 28 and for not more than the following full-time equivalent  
 32 29 positions, in connection with the implementation,  
 32 30 administration, and enforcement of interstate banking:  
 32 31 ..... \$ 50,000  
 32 32 ..... FTEs 2.00

Banking Revolving Fund appropriation to the Banking Division of the Department of Commerce to fund the implementation, administration, and enforcement of interstate banking.

32 33 Sec. 60. ~~OF~~ COMMUNICATION SERVICES.  
 32 34 It is the intent of the general assembly that the  
 32 35 department of general services shall not provide or resell  
 33 1 communication services to agencies other than accredited  
 33 2 nonpublic schools, nonprofit institutions of higher education  
 33 3 eligible for tuition grants, state agencies, school  
 33 4 corporations, city libraries, regional libraries as provided

Specifies to whom the DGS can provide or resell communication services.

33 5 in chapter 3038, and county libraries as provided in chapter  
33 6 358B.

33 7 Sec. 61. EFFECTIVE DATES.

33 8 1. This section and sections 36 and 43 of this Act, being  
33 9 deemed of immediate importance, take effect upon enactment.  
33 10 All other sections of this Act take effect July 1, 1990.

33 11 2. Sections 50 through 58 of this Act shall have the same  
33 12 effect as if originally enacted in 1990 Iowa Acts, House File  
33 13 685.

33 14 3. Section 58 of this Act is repealed effective January 1,  
33 15 1992.

33 16 [4. Sections 44, 45, 46, and 48 of this Act are repealed  
33 17 effective July 1, 1996.]

33 18 SF 2280

33 19 tj/cc/26

Sets the effective dates for Sections of this Act.

VETOED: The Governor vetoed the effective date for  
the repeal of Sections 44, 45, 46, and 48 of this  
Act.

**VETOED**

**EXECUTIVE SUMMARY****SENATE FILE 2364****AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS BILL****NEW PROGRAMS, SERVICES, OR  
ACTIVITIES**

- Adds \$250,000 to the Regulatory Division of the Department of Agriculture and Land Stewardship (DALs) for the Pseudorabies Eradication Program. (Page 6, Line 30)

- Appropriates **\$300,000** to the Iowa State Fair Authority for capital projects and major maintenance at the Iowa State Fairgrounds, with \$100,000 to be used only on a matching basis with private contributions. (Page 7, Line 4)

- Appropriates General Fund monies to the Department of Natural Resources (DNR) by divisions rather than with a one line-item appropriation for operations, and from the State Fish and Game Protection Fund by bureaus rather than with a one line-item appropriation.

- \*Appropriates **\$250,000** to the DALs for Pilot Lamb and Wool Management Education Projects. This is the same level of funding this Program received from Iowa Plan Funds for FY 1990. (Page 6, Line 3)

- Allows the Laboratory Division of the **DALS** to exceed their FTE limit if other funding becomes available, proper notification is given to the Legislative Council, and approval is given by the Department of Management. (Page 3, Line 11)

**MAJOR INCREASES, DECREASES OR  
TRANSFERS OF EXISTING PROGRAMS**

- Adds \$23,000 and 1.0 FTE position to the Farm Commodity Division of the DALs for support of livestock auction reporting functions. (Page 1, Line 31)

- Adds \$3,342 to the Regulatory Division of DALs for purchase of equipment used to detect sulfamethazine contamination. (Page 2, Line 17)

- Adds \$350,000 to the Soil Conservation Division of DALs for 18.0 soil conservation technician FTE positions. (Page 3, Line 30)

- Adds \$30,500 for the Green Thumb Program for minimum wage increases. (Page 9, Line 18)

- Appropriates \$130,000 from the Solid Waste Account of the Groundwater Protection Fund to the University of Northern Iowa to conduct a feasibility study of thermoreclamation of foundry sand. (Page 16, Line 6)

## EXECUTIVE SUMMARY

SENATE FILE 2364

### AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS BILL

#### SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Adds language amending the Code of Iowa to clarify the deposit of civil fines from the violation of environmental regulations into the Waste Reduction and Recycling Fund, Emergency Response Fund, and Household Hazardous Waste Account of the Groundwater Protection Fund. (Page 15, Line 11 and Page 18, Line 27)
- Alters the distribution of the first fifty cents collected from the deposit of a ton of solid waste in a landfill. (Page 17, Line 34)
- Adds language suspending authority over the Resource Conservation and Recovery Act until June 30, 1994. (Page 14, Line 30)
- Adds language allowing a pesticide containing daminozide to be sold or used for purposes other than on a product to be consumed. (Page 16, Line 23)
- Adds language allowing, in certain situations, relaxed monitoring of a closed sanitary landfill. (Page 16, Line 30)
- Adds language regarding waste management research conducted by persons in conjunction with institutions of higher education. (Page 17, Line 19)
- Adds language decreasing the amount of soil conservation cost-share funds available from 75% of the estimated cost to 50% of the estimated cost. (Page 19, Line 23)

#### STUDIES AND INTENT LANGUAGE

- Allows a private contributor to have their name associated with a project or building on the State Fairgrounds upon approval of the Iowa State Fair Board. (Page 7, Line 13)
- Requires the DNR and the DALs to report quarterly to the Legislative Fiscal Bureau any additions and deletions to their Table of Organization. (Page 12, Lines 21 and 34)
- Requires the DNR to conduct a hearing in Pocahontas County by October 1, 1990 on the topic of restoration of Lizard Lake. (Page 12, Line 3)

## EXECUTIVE SUMMARY

SENATE FILE 2364

## AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS BILL

## GOVERNOR'S VETOES

- Requires the DALS to fill the 18.0 soil conservation technician positions added to the Soil Conservation Bureau by September 1, 1990. (Page 3, Line 30)
- Requires the DNR to establish prices of plants grown at the State Forest Nurseries to cover all growing expenses. (Page 13, Line 19)
- The Governor vetoed \$37,577 to the Laboratory Division of the DALS for support of an assistant attorney general because he felt it should be funded from pesticide receipts. (Page 2, Line 34)
- The Governor vetoed \$28,000 and one FTE position to the Laboratory Division of the DALS for a program planner to perform pesticide case reviews because he felt it should be funded from pesticide receipts. (Page 3, Line 3)
- The Governor vetoed \$250,000 in General Fund monies for Rural Revitalization public/private partnerships in agricultural marketing. This program was previously funded at \$450,000 from Iowa Plan Funds. The Governor stated that the Department of Economic Development (DED) is charged with agricultural marketing and that the DALS and the DED should work together to prevent duplication, (Page 5, Line 31)
- The Governor vetoed requiring the DALS to notify the chairpersons and ranking members of the Agriculture and Natural Resources Appropriations Subcommittee regarding fund transfers from the Dairy Trade Practices Fund, the Commercial Feed Fund, the Fertilizer Fund and the Pesticide Fund. He stated that this language is unnecessary because Section 8.39, Code of Iowa, specifies transfer procedures. (Page 6, Line 9)
- The Governor vetoed allowing increased fee revenues into the Fertilizer and Pesticide funds to be used for purposes described in the Groundwater Protection Act, stating that the use of the Fertilizer and Pesticide Funds should be authorized through the appropriation process. (Page 6, Line 22)
- The Governor vetoed \$30,000 to the DNR for an Environmental Specialist II for the development of preserves management plans and stated that present staff could handle the development management plans for the more than 80 State preserves. (Page 9, Line 4)



AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS BILL

- The Governor vetoed language directing the DNR not to expend license fees and other receipts to the Fish and Game Protection Fund on capitals and acquisitions, unless those funds are specifically earmarked for those purposes by the Code of Iowa. This requirement applies only in the event of a projected decrease in the Fund. He stated that, in the event of a budgeted deficit in the Fund, this language could require the DNR to turn back federal land acquisition funding before staffing was reduced. (Page 11, Line 6)
- The Governor vetoed \$50,000 to the DNR to be used for restoration and repair of a lowhead dam in Jones County. He stated that Resource Enhancement and Protection (REAP) funds were available for the repair of this dam, and the budget constraints of the State did not allow this expenditure. (Page 12, Line 7)
- The Governor vetoed requiring the DNR and the **DALS** to notify the chairpersons and ranking members of the Agriculture and Natural Resources Appropriations Subcommittee regarding appropriation transfers between appropriation line-items since the Department of Management currently notifies the chairpersons and ranking members of proposed fund transfers. (Page 13, Line 32)
- The Governor vetoed requiring the DNR to provide financial data to the Legislative Fiscal Bureau on a monthly basis by cost center because of the change to line-item appropriations by division. (Page 14, Line 10)
- The Governor vetoed language eliminating Jones County from the list of four counties who are allowed to borrow Resource Enhancement and Protection (REAP) funds to restore and repair lowhead dams because the appropriation for the Jones County dam was also vetoed. (Page 15, Line 26)

Senate File 2364 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
5	8	1.6(e)	Nwthstnd	Sec. 8.33	Soil Conservation Cost Share Non-Reversion
11	28	10(2)	Nwthstnd	Sec. 8.33	Marine Fuel Tax Non-Reversion Clause
13	19	16	Nwthstnd	Sec. 17A.2(7g)	Nursery Stock Prices
14	30	20	Amends	Sec. 204(5), Chap. 233 1987 Iowa Acts	RCRA Suspension Through FY 1994
15	11	21	Amends	Sec. 29C.8A(1)	Civil Fine Deposit Clarification
15	26	22	Amends	Sec. 9(4), Chap. 311 1989 Iowa Acts	REAP - Jones County Dam
16	23	24	Amends	Sec. 206.33	Pesticides Containing Code Supplement 1989 Daminozide
16	30	25	Adds	Sec. 4558.304 Code Supplement 1989	Landfill Closure Requirements
17	19	26	Adds	Sec. 455B.500	Waste Management Research
17	34	27	Amends	Sec. 455E.11(2a)(8) Code Supplement 1989	Solid Waste Account Distribution
18	27	28	Amends	Sec. 455E.11(2c) Code Supplement 1989	Household Hazardous Waste Clarification
19	23	29	Amends	Sec. 467A.48(1) Code Supplement 1989	Cost-Share Funding Percentage Change
20	9	30	Nwthstnd	Sec. 8.33	Non-Reversion Multiflora Rose

1 1 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP  
 1 2 Section 1.  
 1 3 There is appropriated from the general fund of the state  
 1 4 and the trust funds indicated to the department of agriculture  
 1 5 and land stewardship for the fiscal year beginning July 1,  
 1 6 1990, and ending June 30, 1991, the following amounts, or so  
 1 7 much thereof as is necessary, to be used for the purposes  
 1 8 designated:

1 9 1. ADMINISTRATIVE DIVISION

1 10 a. From the general fund of the state for salaries,  
 1 11 support, maintenance, and miscellaneous purposes:  
 1 12 ..... \$ 1,274,018

General Fund appropriation to the Administrative Division to maintain the current level of service.

1 13 b. From the fertilizer fund to be transferred to the  
 1 14 administration division:  
 1 15 ..... \$ 51,147

Fertilizer Fund transfer to the Administrative Division for fertilizer audits.

1 16 c. From the dairy trade practice fund to be transferred to  
 1 17 the administration division:  
 1 18 ..... \$ 96,290

Dairy Trade Practice Fund transfer to the Administrative Division for operations of the Dairy Trade Practices Bureau.

1 19 d. From the commercial feed fund to be transferred to the  
 1 20 administration division:  
 1 21 ..... \$ 51,147

Commercial Feed Fund transfer to the Administrative Division for commercial feed audits.

1 22 e. Funds appropriated by this subsection are for the  
 1 23 salaries and support of not more than the following full-time  
 1 24 equivalent positions:  
 1 25 ..... FTEs 42.20

Specifies the level of FTE positions for the Administrative Division.

1 26 f. As a condition, limitation, and qualification of the  
 1 27 appropriation from the general fund under paragraph a,  
 1 28 \$35,000 shall be allocated from the appropriation to the state  
 1 29 4-H foundation to foster the development of Iowa's youth and  
 1 30 to encourage them to study the subject of agriculture.

Specifies that \$35,000 of the appropriation be allocated for the State 4-H Foundation to foster the development of Iowa's youth and to encourage them to study the subject of agriculture.

1 31 2. FARM COMMODITY DIVISION

1 32 From the general fund of the state for salaries, support,  
 1 33 maintenance, miscellaneous purposes, and for the following

General Fund appropriation to the Farm Commodity Division.



NOTE: An additional \$18,900 was appropriated to the Laboratory Division in S.F. 2212 for the purposes of conducting a state-wide gypsy moth detection survey. This money will be available for FY 1991.

2 25 b. From the commercial feed fund to be transferred to the  
2 26 laboratory division:  
2 27 ..... \$ 600,609

Commercial Feed Fund transfer to the Laboratory Division for the operations of the commercial feed programs.

2 28 c. From the pesticide fund to be transferred to the  
2 29 laboratory division:  
2 30 ..... \$ 662,296

Pesticide Fund transfer to the Laboratory Division for the operations of the pesticide programs.

2 31 d. From the fertilizer fund to be transferred to the  
2 32 laboratory division:  
2 33 ..... \$ 764,566

Fertilizer Fund transfer to the Laboratory Division for the operations of the fertilizer programs.

2 34 [e. As a condition, limitation, and qualification of the  
2 35 appropriation from the general fund under paragraph a,  
3 1 \$37,577 shall be used for the support of an assistant attorney  
3 2 general.]

VETOED

Specifies that \$37,577 will be used for the support of an assistant attorney general.

VETOED: The Governor vetoed this Section of intent and stated that such a position should be funded from pesticide receipts, not General Fund dollars.

3 3 [f. As a condition, limitation, and qualification of the  
3 4 appropriation from the general fund under paragraph a,  
3 5 \$28,000 shall be used to support the position of program  
3 6 planner to perform pesticide case reviews3

VETOED

Specifies that \$28,000 will be used for the support of a program planner to perform pesticide case reviews.

VETOED: The Governor vetoed this Section of intent and stated that such-a position should be funded from pesticide receipts, not General Fund dollars.

3 7 g. Funds appropriated by this subsection are for the  
3 8 salaries and support of not more than the following full-time  
3 9 equivalent positions:  
3 10 ..... FTEs 84.0

Specifies the level of FTE positions for the Laboratory Division.

3 11 The amount of full-time equivalent positions allocated  
 3 12 under this paragraph g may be exceeded, if all of the  
 3 13 following conditions are satisfied:  
 3 14 (1) Additional funding other than from the state general  
 3 15 fund is available during the fiscal year beginning July 1,  
 3 16 1990, and ending June 30, 1991.  
 3 17 (2) The legislative council is notified of the additional  
 3 18 funding and the number of full-time equivalent positions to be  
 3 19 increased.  
 3 20 (3) The department of management approves the increase in  
 3 21 full-time equivalent positions recommended by the legislative  
 3 22 council.

Allows the Laboratory Division to exceed its FTE position cap if sufficient other funds are available, proper notification is given to the Legislative Council, and approval is given by the Department of Management (DOM) of the additional positions recommended by the Legislative Council.

3 23 6. SOIL CONSERVATION DIVISION

General Fund appropriation to the Soil Conservation Division.

3 24 a. From the general fund of the state for salaries,  
 3 25 support, maintenance, assistance to soil conservation  
 3 26 districts, miscellaneous purposes, and for not more than the  
 3 27 following full-time equivalent positions:  
 3 28 ..... \$ 5,462,287  
 3 29 ..... FTEs 193.79

DETAIL: This represents an increase of 7.0% over the estimated FY 1990 funding level to support 18 additional soil conservation technicians in field offices.

3 30 b. As a condition, limitation, and qualification of the  
 3 31 appropriation from the general fund under paragraph a,  
 3 32 \$350,000 shall be allocated from the appropriation to support  
 3 33 additional soil conservation technicians for field offices.  
 3 34 Also as a condition, limitation, and qualification of the  
 3 35 appropriation, all documentation relating to employing persons  
 4 1 as soil conservation technicians shall be transmitted to the  
 4 2 department of personnel and to the department of management by  
 4 3 July 1, 1990, and the positions shall commence by July 1,  
 4 4 1990. Persons shall be employed to fill these additional  
 4 5 positions by September 1, 1990.

Specifies that \$350,000 of this appropriation will be used to support 18 additional soil conservation technicians in field offices. Directs the Department to forward documentation for employing these technicians to the Department of Personnel (IDOP) and DOM by July 1, 1990. The positions are to be filled by September 1, 1990.

4 6 c. To provide financial incentives for soil conservation  
 4 7 practices in accordance with paragraph d:  
 4 8 ..... \$ 6,789,972

General Fund appropriation for the Soil Conservation Cost-Share Program at the same level as for FY 1990.

4 9 d. As a condition, limitation, and qualification of the  
 4 10 appropriation from the general fund under paragraph c, the

Permits up to 5% of the cost-share funds to be used to abate complaints filed under Sections 467A.47

<p>4 11 following requirements apply to the funds appropriated by  4 12 paragraph c:  4 13 (1) Not more than 5 percent may be allocated for cost  4 14 sharing to abate complaints filed under section <b>467A.47</b> and  4 15 <b>467A.48</b>.</p> <p>4 16 (2) Not more than 10 percent may be allocated for finan-  4 17 cial incentives not exceeding 75 percent of the approved cos  4 18 of permanent soil conservation practices under chapter <b>467A</b> on  4 19 watersheds above publicly owned lakes in accordance with the  4 20 priority list required in 1989 Iowa Acts, chapter 311, section  4 21 15.</p> <p>4 22 (3) The soil conservation district commissioners may al-  4 23 locate financial incentives not exceeding <b>60</b> percent of the  4 24 cost of permanent soil conservation practices for special  4 25 watershed practices or summer construction incentives under  4 26 section <b>467A.7</b>, subsections 17 and 19.</p> <p>4 27 (4) Except for the allocations subject to subparagraphs  4 28 (1), (2), and (3), these funds shall not be used alone or in  4 29 combination with other public funds to provide a financial  4 30 incentive payment greater than 50 percent of the approved cost  4 31 for voluntary permanent soil conservation practices and  4 32 priority shall be given to family-operated farms.</p> <p>4 33 (5) The soil conservation committee may allocate funds to  4 34 conduct research and demonstration projects to promote conser-  4 35 vation tillage and nonpoint sources pollution control  5 1 practices.</p> <p>5 2 (6) Not more than 30 percent of a district's allocation  5 3 may be allocated by the soil conservation district com-  5 4 missioners for the establishment of management practices to  5 5 control soil erosion on land that is now row cropped.</p>	<p>(inspection of land on complaint) and <b>467A.48</b>  (application for public cost-sharing funds), <u>Code  of Iowa</u>.</p> <p>Permits up to 10% of the cost-share funds to be used  for financial incentives not exceeding <b>75%</b> of the  approved costs of permanent soil conservation  practices on watersheds above publicly owned lakes.</p> <p>Permits the allocation of financial incentives, not  exceeding <b>60%</b> of the cost of permanent soil  conservation practices, for special watershed  practices or summer construction incentives.</p> <p>Requires that these funds not be used alone or in  combination with other public funds to provide a  financial incentive payment greater than 50% of the  approved cost of voluntary permanent soil  conservation practices, except for the allocations  subject to Section 1.6(d)(1-3) of this Act. Requires  that priority for financial incentives be given to  family-operated farms.</p> <p>Permits the Soil Conservation Committee to allocate  funds to conduct research and demonstration projects  to promote conservation tillage and nonpoint source  pollution control practices.</p> <p>Permits the use of <b>up to 30%</b> of a Soil Conservation  District's allocation by the district commissioners  for the establishment of management practices to  control the soil erosion on land that is now row  cropped.</p>
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5 6 (7) The financial incentive payments may be used in com-  
5 7 bination with department of natural resources funds.

Permits the use of financial incentive payments in combination with Department of Natural Resource funds.

5 8 e. The provisions of section 8.33 shall not apply to the  
5 9 funds appropriated by paragraph c. Unencumbered or unobli-  
5 10 gated funds remaining on June 30, 1994, from funds  
5 11 appropriated for the fiscal year beginning July 1, 1990, shall  
5 12 revert to the general fund on September 30, 1994.

CODE: Requires unencumbered or unobligated funds remaining on June 30, 1994, from funds appropriated for FY 1990, to revert to the General Fund on September 30, 1994.

5 13 Sec. 2.

5 14 There is appropriated from the funds available under  
5 15 section 99D.13 to the regulatory division of the department of  
5 16 agriculture and land stewardship for the fiscal year beginning  
5 17 July 1, 1990, and ending June 30, 1991, the following amount,  
5 18 or so much thereof as necessary, to be used for the purposes  
5 19 designated:

Appropriation from unclaimed pari-mutuel winnings receipts to the Horse and Dog Breeders Program to maintain the current level of service.

5 20 For the salaries, support, maintenance, and miscellaneous  
5 21 purposes, and for not more than the following full-time  
5 22 equivalent positions for the administration of section 990.22:  
5 23 ..... \$ 159,072  
5 24 ..... FTEs 4.0

5 25 Sec. 3.

5 26 There is appropriated from the general fund of the state to  
5 27 the department of agriculture and land stewardship for the  
5 28 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
5 29 the following amounts, or so much thereof as is necessary, to  
5 30 be used for the purposes designated:

5 31 [1. RURAL REVITALIZATION

**VETOED**

5 32 For developing pilot public/private partnerships to assist  
5 33 Iowa producers of agricultural products in the promotion,  
5 34 marketing, and selling of agricultural products to local and  
5 35 regional markets, as provided in section 99E.32, subsection 3,  
6 1 paragraph i:

Appropriation for developing public/private partnerships to assist in the promotion, marketing and selling of agricultural products.

6 2 ..... \$ 250,000 ]

DETAIL: This Program was previously funded through the Iowa Plan Fund at a level of \$450,000 for FY 1990.

VETOED: The Governor vetoed this Section and stated



that the Department of Economic Development (DED) is charged with agricultural marketing and that the DALs and DED should work together to prevent duplication.

6 3 2. PILOT LAMB AND WOOL MANAGEMENT EDUCATION PROJECTS  
6 4 To fund pilot lamb and wool management education projects  
6 5 approved by the department at area schools selected as project  
6 6 sites as provided in section 99E.32, subsection 3, paragraph  
6 7 m:  
6 8 ..... \$ 250,000

General Fund appropriation to fund Lamb and Wool Management Education projects.

DETAIL: This Program was previously funded through the Iowa Plan Fund at a level of \$250,000 for FY 1990.

6 9 [Sec. 4.  
6 10 The department shall not make transfers from the funds  
6 11 established in chapter 192A, 198, 200, and 206, to be used for  
6 12 purposes not authorized in those chapters without notifying  
6 13 the chairpersons and ranking members of the agriculture and  
6 14 natural resources appropriations subcommittee in writing prior  
6 15 to the proposed transfer of funds. The notice from the  
6 16 department shall include information concerning the amount of  
6 17 the proposed transfer, the funds affected by the proposed  
6 18 transfer, and the reasons for the proposed transfer.  
6 19 Chairpersons and ranking members notified shall be given at  
6 20 least 2 weeks to review and comment on the proposed transfer  
6 21 before the transfer of funds is made.]

VETOED

Requires the Department to notify, in writing, the chairpersons and ranking members of the Agriculture and Natural Resources Appropriations Subcommittee regarding the fund transfers from the Dairy Trade Practices Fund, the Commercial Feed Fund, the Fertilizer Fund, and the Pesticide Fund,

VETOED: The Governor vetoed this Section and stated that this language is unnecessary because Section 8.39, Code of Iowa, specifies transfer procedures.

6 22 [Sec. 5  
6 23 For the fiscal year beginning July 1, 1990, and ending June  
6 24 30, 1991, the increased fee revenues resulting to the  
6 25 fertilizer fund and to the pesticide fund during the fiscal  
6 26 year, from the increases in fees and expansion of coverage of  
6 27 fee requirements, are appropriated for that fiscal year to the  
6 28 department of agriculture and land stewardship for the  
6 29 administration and implementation of chapters 200 and 206.]

VETOED

Permits the Department to use increased revenues from the Fertilizer and Pesticide Funds for the purposes described in the Groundwater Protection Act. This language was in the original Act for one year and is required for proper implementation of the fertilizer and pesticide programs.

VETOED: The Governor vetoed this language and stated that the use of Fertilizer and Pesticide Funds should be authorized through the appropriation process.

6 30 Sec. 6.  
6 31 There is appropriated from the general fund of the state to

General Fund appropriation for the Pseudorabies Eradication Program.

6 32 the department of agriculture and land stewardship for the  
 6 33 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 6 34 the following amount, or so much thereof as is necessary, to  
 6 35 be used for the purpose designated:

7 1 For support of the pseudorabies eradication program:  
 7 2 ..... \$ 250,000

7 3 IOWA STATE FAIR AUTHORITY

7 4 Sec. 7.

7 5 There is appropriated from the general fund of the state to  
 7 6 the Iowa state fair authority for the fiscal year beginning  
 7 7 July 1, 1990, and ending June 30, 1991, the following amounts,  
 7 8 or so much thereof as may be necessary, to be used for the  
 7 9 purposes designated:

7 10 For capital projects or major maintenance improvements at  
 7 11 the Iowa state fairgrounds:  
 7 12 ..... \$ 300,000

7 13 As a condition, limitation, and qualification of the  
 7 14 appropriation made under this section, \$100,000 shall be  
 7 15 allocated from the appropriation to be used only on a matching  
 7 16 basis from private contributions. The name of a private  
 7 17 contributor may be associated with any project or improvement  
 7 18 upon approval by the Iowa state fair board.

General Fund appropriation for capital projects or major maintenance improvements at the Iowa State Fairgrounds.

Requires that \$100,000 of this appropriation be used only on a matching basis with private contributions. Allows the name of a private contributor to be used for any project or improvement with approval of the Iowa State Fair Board.

7 19 DEPARTMENT OF NATURAL RESOURCES

7 20 Sec. 8.

7 21 There is appropriated from the general fund of the state to  
 7 22 the department of natural resources for the fiscal year  
 7 23 beginning July 1, 1990, and ending June 30, 1991, the  
 7 24 following amounts, or so much thereof as may be necessary, to  
 7 25 be used for the purposes designated:

DETAIL: For FY 1991, General Fund appropriations to the Department of Natural Resources (DNR) total \$13,558,283. This represents a 2.7% decrease from the FY 1990 estimated level. The figures for FY 1991 takes into consideration the Governor's item veto of the preserves management position.

7 26 1. OFFICE OF DIRECTOR

7 27 From the general fund of the state for salaries, support,  
 7 28 maintenance, miscellaneous purposes, and for the following  
 7 29 full-time equivalent positions:  
 7 30 ..... \$ 115,891

General Fund appropriation and FTE position limit for the Office of the Director of the DNR.

7 31 ..... FTEs 5.95

7 32 2. ADMINISTRATIVE SERVICES DIVISION

7 33 From the general fund of the state for salaries, support,  
7 34 maintenance, miscellaneous purposes, and for the following  
7 35 full-time equivalent positions:

8 1 ..... \$ 1,903,642  
8 2 ..... FTEs 124.15

General Fund appropriation and FTE position limit for the Administrative Services Division of the DNR.

8 3 3. COORDINATION AND INFORMATION DIVISION

8 4 From the general fund of the state for salaries, support,  
8 5 maintenance, miscellaneous purposes, and for the following  
8 6 full-time equivalent positions:

8 7 ..... \$ 788,691  
8 8 ..... FTEs 42.08

General Fund appropriation and FTE position limit for the Coordination and Information Division of the DNR.

8 9 4. ENERGY AND GEOLOGICAL RESOURCES DIVISION

8 10 a. From the general fund of the state for salaries,  
8 11 support, maintenance, miscellaneous purposes, and for the  
8 12 following full-time equivalent positions:

8 13 ..... \$ 1,260,841  
8 14 ..... FTEs 59.62

General Fund appropriation and FTE position limit for the Energy and Geological Resources Division of the DNR.

8 15 5. ENVIRONMENTAL PROTECTION DIVISION

8 16 a. From the general fund of the state for salaries,  
8 17 support, maintenance, miscellaneous purposes, and for the  
8 18 following full-time equivalent positions:

8 19 ..... \$ 2,105,780  
8 20 ..... FTEs 142.55

General Fund appropriation and FTE position limit for the Environmental Protection Division of the DNR.

8 21 6. FISH AND WILDLIFE DIVISION

8 22 From the general fund of the state for salaries, support,  
8 23 maintenance, miscellaneous purposes, and for the following  
8 24 full-time equivalent positions:

8 25 ..... \$ 0  
8 26 ..... FTEs 332.24

Specifies the FTE position limit for the Fish and Wildlife Division of the DNR.

8 27 7. FORESTS AND FORESTRY DIVISION

8 28 From the general fund of the state for salaries, support,  
8 29 maintenance, miscellaneous purposes, and for the following  
8 30 full-time equivalent positions:

General Fund appropriation and FTE position limit for the Forest and Forestry Division of the DNR.

PG LN Senate File 2364 Explanation

8 31 ..... \$ 1,581,069
8 32 ..... FTEs 55.71

8 33 8. PARKS AND PRESERVES DIVISION
8 34 a. From the general fund of the state for salaries,
8 35 support, maintenance, miscellaneous purposes, and for the
9 1 following full-time equivalent positions:

9 2 ..... \$ 5,415,886
9 3 ..... FTEs 208.05

9 4 [b. As a condition, limitation, and qualification of the
9 5 appropriation under paragraph a, \$30,000 from the
9 6 appropriation shall be used to support the position of
9 7 environmental specialist II for the development of preserves
9 8 management plans.]

VETOED

General Fund appropriation and FTE position limit for the Parks and Preserves Division of the DNR.

Specifies that \$30,000 of the appropriation to the Parks and Preserves Division is for the addition of a preserves management position.

DETAIL: The FTE position limit for the Parks Division adds 1.0 FTE position for preserves management.

VETOED: The Governor vetoed this position and stated that present staff could handle the development of management plans for the more than 80 State preserves.

9 9 9. WASTE MANAGEMENT AUTHORITY
9 10 a. From the general fund of the state for salaries,
9 11 support, maintenance, miscellaneous purposes, and for the
9 12 following full-time equivalent positions:

9 13 ..... \$ 0
9 14 ..... FTEs 11.00

Specifies the FTE position limit for the Waste Management Authority of the DNR.

9 15 10. For reimbursement to federal agencies for cooperative
9 16 contracts:
9 17 ..... \$ 185,983

General Fund appropriation for the reimbursement to the United States Geological Survey for cooperative contracts.

9 18 11. For the green thumb program for the' employment of the
9 19 elderly in conservation and outdoor recreation related fields
9 20 in coordination with other agencies as provided by law, and
9 21 for not more than the following full-time equivalent
9 22 positions:

9 23 ..... \$ 230,500
9 24 ..... FTEs 18.69

General Fund appropriation and FTE position limit for the Green Thumb Program.

9 25 12. If an amount is expended in excess of the amount  
 9 26 designated for any purpose, including any division specified  
 9 27 under this section, the department shall notify the  
 9 28 legislative fiscal bureau, the chairpersons of the standing  
 9 29 appropriations committees of the senate and house of  
 9 30 representatives, and the chairpersons of the agriculture and  
 9 31 natural resources appropriations subcommittee pursuant to  
 9 32 section 8.39.

Requires the Department to notify the Legislature as directed by Section 8.39, Code of Iowa, if the Department exceeds the amount listed in any Division.

9 33 Sec. 9.

9 34 There is appropriated from the state fish and game  
 9 35 protection fund to the division of fish and game of the  
 10 1 department of natural resources for the fiscal year beginning  
 10 2 July 1, 1990, and ending June 30, 1991, the following amounts,  
 10 3 or so much thereof as is necessary, to be used for the  
 10 4 purposes designated:

10 5 1. From the state fish and game protection fund for  
 10 6 administrative support during the fiscal year beginning July  
 10 7 1, 1990, and ending June 30, 1991:  
 10 8 ..... \$ 2,754,472

State Fish and Game Protection Fund appropriation for administrative support.

10 9 2. From the state fish and game protection fund for the  
 10 10 law enforcement bureau of the fish and wildlife division for  
 10 11 salaries, support, maintenance, equipment, and miscellaneous  
 10 12 purposes during the fiscal year beginning July 1, 1990, and  
 10 13 ending June 30, 1991:  
 10 14 ..... \$ 4,953,493

State Fish and Game Protection Fund appropriation to the Law Enforcement Bureau of the Fish and Wildlife Division.

10 15 3. From the state fish and game protection fund for the  
 10 16 fisheries bureau of the fish and wildlife division for  
 10 17 salaries, support, maintenance, equipment, and miscellaneous  
 10 18 purposes during the fiscal year beginning July 1, 1990, and  
 10 19 ending June 30, 1991:  
 10 20 ..... \$ 4,506,802

State Fish and Game Protection Fund appropriation to the Fisheries Bureau of the Fish and Wildlife Division.

10 21 4. From the state fish and game protection fund for the  
 10 22 wildlife bureau of the fish and wildlife division for  
 10 23 salaries, support, maintenance, equipment, and miscellaneous  
 10 24 purposes during the fiscal year beginning July 1, 1990, and

State Fish and Game Protection Fund appropriation to the Wildlife Bureau of the Fish and Wildlife Division.

PG LN	Senate File 2364	Explanation
10 25	ending June 30, 1991:	
10 26	..... \$ 5,004,526	
10 27	5. From the state fish and game protection fund for	State Fish and Game Protection Fund appropriation for Division management of the Fish and Wildlife Division.
10 28	division management of the fish and wildlife division, for	
10 29	salaries, support, maintenance, equipment, and miscellaneous	
10 30	purposes, during the fiscal year beginning July 1, 1990, and	
10 31	ending June 30, 1991:	
10 32	..... \$ 180,847	
10 33	6. From the fees deposited under section 3210.7 to the	Snowmobile Fund appropriation to the fish and Game Protection Fund for enforcement of snowmobile laws and snowmobile safety.
10 34	fish and game protection fund for enforcement of snowmobile	
10 35	laws as part of the state snowmobile program:	
11 1	..... \$ 150,000	
11 2	7. From the fees deposited under section 106.52 to the	Boat Registration Fund appropriation to the Fish and Game Protection Fund for administration and enforcement of navigation laws and water safety.
11 3	fish and game protection fund for administration and	
11 4	enforcement of navigation laws and water safety:	
11 5	..... \$ 1,000,000	
11 6	8. As a condition, limitation, and qualification of the	<p><b>VETOED</b></p> <p>Prohibits the DNR from expending license fees or other receipts to the Fish and Game Protection Fund on capitals or acquisitions, unless the funds are specifically earmarked for those purposes. This restriction applies only in the event of a projected deficit in the Fund.</p> <p>VETOED: The Governor vetoed this Section and stated that, in the event of a budgeted deficit in the Fund, this language could require the DNR to turn back federal land acquisition funding before staffing was reduced.</p>
11 7	appropriation under this section, if reductions in	
11 8	expenditures are determined to be necessary to avoid a budget	
11 9	deficit in the fish and game protection fund, the department	
11 10	shall take all actions necessary to avoid using license	
11 11	receipts or other income for capitals and acquisitions, unless	
11 12	the' Code specifically designates the use. The department	
11 13	shall not reduce personnel until all other actions	
11 14	necessitated by the expenditure reduction are exhausted.]	
11 15	Sec. 10.	
11 16	There is appropriated from the marine fuel tax fund to the	
11 17	department of natural resources for the fiscal year beginning	
11 18	July 1, 1990, and ending June 30, 1991, the following amounts,	
11 19	or so much thereof as is necessary, to be used for the	
11 20	purposes designated:	
11 21	1. For maintenance and development of boating facilities	Marine Fuel Tax Fund appropriation for maintenance

11 22 and access to public waters:  
11 23 ..... \$ 400,000

and development of boating facilities and access to public waters.

11 24 2. For deposit in the state fish and game protection fund  
11 25 for the administration and enforcement of navigation laws and  
11 26 boat safety:  
11 27 ..... \$ 150,000

Marine Fuel Tax Fund appropriation to the State Fish and Game Protection Fund for the administration and enforcement of navigation laws and boat safety.

11 28 As a condition, limitation, and qualification of the  
11 29 appropriations made under this section, the balance of the  
11 30 amount computed as provided in section 324.84 for the fiscal  
11 31 year beginning July 1, 1990, and ending June 30, 1991, is  
11 32 appropriated for the purposes provided in section 324.79,  
11 33 subsections 1, 2, 3, and 5. Notwithstanding section 8.33, the  
11 34 unencumbered or unobligated balances of funds specifically  
11 35 allocated for such projects for the fiscal year ending June  
12 1 30, 1991, shall revert to the fund from which appropriated on  
12 2 September 30, 1993.

Permits the balance of the Marine Fuel Tax Fund to be appropriated during FY 1991 for the following purposes:

- 1) dredging and renovation of natural lakes;
- 2) acquisition, development, and maintenance of access to public boating waters;
- 3) development and maintenance of boating facilities and navigation aids;
- 4) administration, operation, and maintenance of recreational boating activities; and
- 5) acquisition, development, and maintenance of recreation facilities associated with recreational boating.

CODE: Requires the unencumbered or unobligated balances specifically allocated for such projects for FY 1991 to revert to the Marine Fuel Tax Fund on September 30, 1993.

12 3 Sec. 11.  
12 4 The department of natural resources, by October 1, 1990,  
12 5 shall conduct a public hearing in Pocahontas county relating  
12 6 to the possible restoration and preservation of Lizard Lake.

Requires the DNR to conduct a public hearing in Pocahontas County on the topic of Lizard Lake.

12 7  Sec. 12. **LOWHEAD DAM REPAIR.**  
12 8 1. There is appropriated to the department of natural  
12 9 resources for the fiscal year beginning July 1, 1990, and  
12 10 ending June 30, 1991, the following amount or so much thereof  
12 11 as is necessary, to be used for the purpose designated:  
12 12 For use by the department to transfer immediately to the  
12 13 county board of supervisors of Jones county in order to enter  
12 14 into an agreement with the department to restore and repair a  
12 15 lowhead dam in the county:

**VETOED**

Appropriates \$50,000 from the General Fund to the DNR, to be transferred to Jones County to restore and repair a lowhead dam.

VETOED: The Governor vetoed this Section and stated that Resource Enhancement and Protection (REAP) funds were available for the repair of this dam, and the budget constraints of the State did not allow this expenditure.

12 16 ..... \$ 50,000  
 12 17 2. The unencumbered or unobligated balance of the  
 12 18 appropriation made for the fiscal term as provided under this  
 12 19 section shall revert to the state treasury pursuant to section  
 12 20 8.33.]

12 21 **Sec. 13.**  
 12 22 The department of agriculture and land stewardship, in  
 12 23 cooperation as necessary with the department of management and  
 12 24 the department of personnel, shall provide a list to the  
 12 25 legislative fiscal bureau, on a quarterly basis, of all  
 12 26 permanent positions added to or deleted from the department's  
 12 27 table of organization in the previous fiscal quarter. This  
 12 28 list shall include at least the position number, salary range,  
 12 29 projected funding source or sources of each position, and the  
 12 30 reason for the addition or deletion. The legislative fiscal  
 12 31 bureau may use this information to assist in the establishment  
 12 32 of the FTE limits contained in the appropriation bill for the  
 12 33 department.

Requires the DALs to report to the Legislative Fiscal Bureau (LFB). on a quarterly basis, all additions and deletions to the Department's Table of Organization.

12 34 **Sec. 14.**  
 12 35 The department of natural resources, in cooperation as  
 13 1 necessary with the department of management and the department  
 13 2 of personnel, shall provide a list to the legislative fiscal  
 13 3 bureau, on a quarterly basis, of all permanent positions added  
 13 4 to or deleted from the department's table of organization in  
 13 5 the previous fiscal quarter. This list shall include at least  
 13 6 the position number, salary range, projected funding source or  
 13 7 sources of each position, and the reason for the addition or  
 13 8 deletion. The legislative fiscal bureau may use this  
 13 9 information to assist in the establishment of the FTE limits  
 13 10 contained in the appropriation bill for the department.

Requires the DNR to report to the LFB, on a quarterly basis, all additions and deletions to the Department's Table of Organization.

13 11 **Sec. 15.**  
 13 12 The natural resources commission shall establish a priority  
 13 13 list of watersheds which are of highest importance based on  
 13 14 soil loss to be used for the allocation of funds set aside in  
 13 15 the appropriations to the department of agriculture and land  
 13 16 stewardship for permanent soil conservation practices,  
 13 17 pursuant to section 1, subsection 6, paragraph d,  
 13 18 subparagraph (2) of this Act.

Requires the Natural Resources Commission to establish a priority list of watersheds above publicly owned lakes, which are of highest importance in terms of soil loss, to be used for the allocation of funds set aside through the DALs for permanent soil conservation practices.



13 19 Sec. 16.

13 20 Notwithstanding section 17A.2, subsection 7, paragraph g,  
13 21 the department shall by rule establish prices of plant  
13 22 material grown at the state forest nurseries to cover all  
13 23 expenses related to the growing of the plants.

CODE: Requires the DNR to establish, by rule, prices of plant material grown at the state forest nurseries to cover all expenses related to the growing of the plants.

13 24 The department shall develop additional programs to  
13 25 encourage the wise management and preservation of existing  
13 26 woodlands and shall increase its efforts to encourage  
13 27 forestation and reforestation on private and public lands in  
13 28 the state.

Requires the development of additional programs to encourage wise management, preservation, forestation, and reforestation on private and public lands, and to encourage a cooperative relationship between the State forest nurseries and private nurseries.

13 29 The department shall encourage a cooperative relationship  
13 30 between the state forest nurseries and private nurseries in  
13 31 the state in order to achieve these goals.

13 32 [Sec. 17.

VETOED

13 33 If the department of agriculture and land stewardship or  
13 34 the department of natural resources makes an appropriation  
13 35 transfer between appropriation line-items, the chairpersons  
14 1 and ranking members of the agriculture and natural resources  
14 2 appropriations subcommittee shall be notified in writing prior  
14 3 to the proposed transfer of funds. The notice from the  
14 4 department shall include information concerning the amount of  
14 5 the proposed transfer, the appropriation line-items affected  
14 6 by the proposed transfer, and the reasons for the proposed  
14 7 transfer. Chairpersons and ranking members notified shall be  
14 8 given at least two weeks to review and comment on the proposed  
14 9 transfer before the transfer of funds is made.]

Requires the DNR and the DALs to notify, in writing, the chairpersons and ranking members of the Agriculture and Natural Resources Appropriations Subcommittee regarding the transfer of funds between appropriation line-items at least two weeks prior to the actual transfer.

VETOED: The Governor vetoed this language and stated that it was unnecessary since the DOM currently notifies the chairpersons and ranking members of proposed fund transfers.

14 10 [Sec. 18.

VETOED

14 11 The department of natural resources shall provide the  
14 12 legislative fiscal bureau information and financial data by  
14 13 cost center, on at least a monthly basis, relating to the  
14 14 indirect cost accounting procedure, the amount of funding from  
14 15 each funding source for each cost center, and the internal  
14 16 budget system used by the department. The information shall  
14 17 include but is not limited to financial data covering the  
14 18 department's budget by cost center and funding source prior to  
14 19 the start of the fiscal year, and to the department's actual  
14 20 expenditures by cost center and funding source after the

Requires the DNR to provide financial data to the LFB, on at least a monthly basis, by cost center relating to the indirect cost accounting procedure, the amount of funding from each funding source for each cost center, and the internal budget system.

VETOED: The Governor vetoed this Section and stated that this language was first included in last year's appropriations bill in lieu of divisional budgeting, and with the move to line-item appropriations by division, these reports are no longer necessary.

14 21 accounting system has been closed for that fiscal year.]	
14 22 Sec. 19. 14 23 During the fiscal year for which funds are appropriated by 14 24 section 7 of this Act, the department of natural resources 14 25 shall not require the installation or use of equipment to 14 26 control the emission of dust or other particulate matter on or 14 27 by facilities for storage of grain which are located within 14 28 the ambient air quality attainment areas for suspended 14 29 particulates.	Prohibits the DNR from requiring the installation or use of equipment to control the emission of dust or other particulate matter located within the ambient air quality attainment areas for suspended particulates.
14 30 Sec. 20. 1987 Iowa Acts, chapter 233, section 204, 14 31 subsection 5, as amended by 1989 Iowa Acts, chapter 311, 14 32 section 21, is amended to read as follows: 14 33 5. It is the intention of the general assembly in adopting 14 34 the appropriation under subsection 1 and this subsection to 14 35 cease funding for the department's implementation of the 15 1 federal Resource Conservation and Recovery Act permit program 15 2 for hazardous waste facilities in this state. Section 15 3 455B.411, subsections 6, 9, and 10, section 455B.412, 15 4 subsections 2 through 4, and sections 455B.413 through 15 5 455B.421 are suspended and do not apply as they pertain to 15 6 that permit program, but are not suspended and do apply as 15 7 they pertain to abandoned and uncontrolled sites, used oil, 15 8 and site licensing under chapter 455B, division IV, part 6. 15 9 The suspension provided by this subsection begins July 1, 1987 15 10 and ends June 30, 1990 <u>1994</u> .	CODE: Extends the State's suspension of authority over portions of the federal Resource Conservation and Recovery Act through FY 1994.
15 11 Sec. 21. Section 29C.8A, subsection 1, Code 1989, is 15 12 amended to read as follows: 15 13 1. An emergency response fund is created in the state 15 14 treasury. The first one hundred thousand dollars received 15 15 annually by the treasurer of state for the civil penalties and 15 16 fines imposed by the court pursuant to sections 455B.146, 15 17 455B.191, 455B.386, 455B.417, 455B.454, 455B.466, and 455B.477 15 18 shall be deposited in the <u>general waste volume reduction and</u> 15 19 <u>recycling fund of the state created in section 455D.15</u> . The 15 20 next hundred thousand dollars shall be deposited in the 15 21 emergency response fund and any additional moneys shall be 15 22 deposited in the household hazardous waste account. All 15 23 moneys received annually by the treasurer of the state for the	CODE: Technical correction to make two separate Sections of the <u>Code of Iowa</u> consistent.  DETAIL: The Waste Volume Reduction and Recycling Act, as passed during the 1989 Session, altered the distribution of the first \$100,000 deposited from the civil fines paid for the violation of certain environmental protection laws. However, only the references to the first \$100,000 in the Household Hazardous Waste Account, found in Section 455E.11, were changed. This action makes the two Sections consistent.

15 24 fines imposed by sections 716B.2, 716B.3, and 716B.4 shall  
15 25 also be deposited in the emergency response fund.

15 26 [Sec. 22. 1989 Iowa Acts, chapter 311, section 9,  
15 27 subsection 4, unnumbered paragraph 1, is amended to read as  
15 28 follows:

15 29 County boards of supervisors of Jones, Lyon, Jasper, or  
15 30 Buena Vista counties may each enter into an agreement with the  
15 31 department of natural resources to restore and repair lowhead  
15 32 dams within their counties. The department shall use moneys  
15 33 appropriated to the county conservation account of the Iowa  
15 34 resources enhancement and protection fund under section  
15 35 455A.19, subsection 1, paragraph b, subparagraph (3), as  
16 1 provided in 1989 Iowa Acts, House File 769. Under an  
16 2 agreement, ~~Jones county is eligible to receive \$50,000~~, Lyon  
16 3 county is eligible to receive \$50,000, Jasper county is  
16 4 eligible to receive \$25,000, and Buena Vista is eligible to  
16 5 receive \$25,000.]

16 6 Sec. 23.

16 7 There is appropriated from the fees deposited in the  
16 8 portion of the solid waste account of the groundwater  
16 9 protection fund pursuant to section 455E.11, subsection 2,  
16 10 paragraph a, subparagraph (2), subparagraph subdivision (d),  
16 11 subparagraph subdivision part (ii), which were deposited prior  
16 12 to July 1, 1990, to the Iowa center for applied research in  
16 13 metal casting at the university of northern Iowa, the  
16 14 following amount, or so much thereof as is necessary, to be  
16 15 used to conduct a feasibility study to determine the economic  
16 16 and technical feasibility of thermoreclamation of foundry  
16 17 sand. The study shall include an evaluation of the types of  
16 18 foundry sand in Iowa, an economic analysis of  
16 19 thermoreclamation of foundry sand, and the environmental  
16 20 benefits and acceptability of thermoreclamation of foundry  
16 21 sand:

16 22 ..... \$ 130,000

16 23 Sec. 24. Section 206.33, Code Supplement 1989, is amended  
16 24 to read as follows:

16 25 206.33 DAMINOZIDE -- PROHIBITION.

16 26 A person shall not offer for sale, sell, purchase, apply,

VETOED

CODE: Deletes Jones County from the list of counties who may borrow REAP allotments in order to repair low-head dams.

VETOED: The Governor vetoed this Section and stated that, because of the veto of the General Fund appropriation for the Jones County dam, this Section must also be vetoed.

Appropriates \$130,000 from the Solid Waste Account of the Groundwater Protection Fund, to the University of Northern Iowa, to be used to study the feasibility of thermoreclamation of foundry sand.

DETAIL: The funds appropriated are from a pool of monies accumulating for the payment of landfill cleanups for which no responsible party can be found to pay.

CODE: Permits the sale and use of a pesticide containing daminozide if it is to be used on products which will not be consumed.

16 27 or use a pesticide containing daminozide in this state if the  
 16 28 pesticide is sold, purchased, applied, or used for purposes of  
 16 29 enhancing or improving a product produced to be consumed.

16 30 Sec. 25. Section 455B.304, Code Supplement 1989, is  
 16 31 amended by adding the following new unnumbered paragraph:  
 16 32 NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions  
 16 33 of this chapter regarding the requirement of the equipping of  
 16 34 a sanitary landfill with a leachate control system and the  
 16 35 establishment and continuation of a postclosure account, the  
 17 1 department shall adopt rules which provide for an exemption  
 17 2 from the requirements to equip a sanitary landfill with a  
 17 3 leachate control system and to establish and maintain a  
 17 4 postclosure account if the sanitary landfill operator is a  
 17 5 public agency, if the sanitary landfill has closed or will  
 17 6 close by July 1, 1992, and will no longer accept waste for  
 17 7 disposal after that date, and if at the time of closure of the  
 17 8 sanitary landfill monitoring of the groundwater does not  
 17 9 reveal the presence of leachate. The rules may require  
 17 10 postclosure groundwater monitoring and shall establish the  
 17 11 requirements for the implementation of leachate collection and  
 17 12 control in cases in which leachate is found during postclosure  
 17 13 monitoring. The rules shall provide for a closure completion  
 17 14 period following the date of closure of a sanitary landfill.  
 17 15 Notwithstanding the provisions of this paragraph, the public  
 17 16 agency shall retain financial responsibility for closure and  
 17 17 postclosure requirements applicable to sanitary disposal  
 17 18 projects.

CODE: Permits, under certain situations, relaxed closure and monitoring requirements for landfills closed before July 1, 1992.

17 19 Sec. 26. NEW SECTION. 455B.500 WASTE MANAGEMENT RESEARCH  
 17 20 BY PERSONS IN CONJUNCTION WITH INSTITUTIONS OF HIGHER  
 17 21 EDUCATION.

17 22 A person acting in conjunction with a private college,  
 17 23 community college, or state board of regents' institution, to  
 17 24 conduct research relating to waste management, on private  
 17 25 property, or on property in which a city or county holds an  
 17 26 interest, shall notify the department in writing. The person  
 17 27 is not required to obtain authorization, including but not  
 17 28 limited to a permit, by the department for one hundred twenty  
 17 29 days after submitting the notice. After the end of the one  
 17 30 hundred-twenty-day period the department shall conduct an

CODE: Permits higher education institutions to initiate waste management related research prior to approval of permit applications by the DNR.

17 31 evaluation of the permit status of the research and may  
 17 32 determine whether a permit ought to be issued or modified  
 17 33 before the research continues.

17 34 Sec. 27. Section 455E.11, subsection 2, paragraph a,  
 17 35 subparagraph (8), Code Supplement 1989, is amended by striking  
 18 1 the subparagraph and inserting in lieu thereof the following:

18 2 (8) The first fifty cents per ton of funds received from  
 18 3 the tonnage fee imposed for the fiscal year beginning July 1,  
 18 4 1990, and thereafter shall be used for the following:

18 5 (a) Twenty cents per ton of the amount allocated under  
 18 6 this subparagraph is appropriated to the university of  
 18 7 northern Iowa to develop and maintain the Iowa waste reduction  
 18 8 center for the safe and economic management of solid waste and  
 18 9 hazardous substances established at the university of northern  
 18 10 Iowa.

18 11 (b) Thirty cents per ton of the amount allocated under  
 18 12 this subparagraph is appropriated to the department of natural  
 18 13 resources for the following purposes:

18 14 (i) Eight thousand dollars of the amount allocated under  
 18 15 this subparagraph shall be transferred to the Iowa department  
 18 16 of public health for carrying out the departmental duties  
 18 17 pursuant to section 135.11, subsections 20 and 21, and section  
 18 18 139.35.

18 19 (ii) The administration and enforcement of a groundwater  
 18 20 monitoring program and other required programs which are  
 18 21 related to solid waste management.

18 22 (iii) The development of guidelines for groundwater  
 18 23 monitoring at sanitary disposal projects as defined in section  
 18 24 455B.301, subsection 13.

18 25 (iv) The waste management authority of the department of  
 18 26 natural resources.

18 27 Sec. 28. Section 455E.11, subsection 2, paragraph c,  
 18 28 unnumbered paragraph 1, Code Supplement 1989, is amended to  
 18 29 read as follows:

18 30 A household hazardous waste account. The moneys collected  
 18 31 pursuant to section 455F.7 and moneys collected pursuant to  
 18 32 section 29C.8A which are designated for deposit, shall be  
 18 33 deposited in the household hazardous waste account. Except  
 18 34 ~~for the first one hundred thousand dollars received annually~~

CODE: Alters the distribution of the first fifty cents collected from the deposit of a ton of solid waste in a landfill.

DETAIL: Prior to FY 1991, six cents per ton was distributed to the Waste Management Authority in DNR, with fourteen cents going to the Waste Reduction Center at U.N.I., five cents going to a State landfill cleanup fund, \$8,000 to the Department of Health, and the remainder to the Environmental Protection Division of DNR. This amendment changes the distribution to twenty cents to the Waste Reduction Center, \$8,000 to the Department of Health, and the remainder to the Waste Management Authority, Environmental Protection Division, and the landfill cleanup fund. The DNR will determine the distribution of its funds between these three functions.

CODE: Clarifies the language for the deposit of monies into the Household Hazardous Waste Account of the Groundwater Protection Fund which are received from civil fines imposed for the violation of certain environmental laws.

DETAIL: This clarification references Section 29C.8A of the Code of Iowa, rather than restating the

18 35 ~~for deposit in the waste volume reduction and recycling fund~~  
 19 1 ~~to be used by the department to provide financial assistance~~  
 19 2 ~~to counties in investigation of complaints; and the next one~~  
 19 3 ~~hundred thousand dollars received annually for deposit in the~~  
 19 4 ~~emergency response fund, the treasurer of state shall deposit~~  
 19 5 ~~moneys received from civil penalties and fines imposed by the~~  
 19 6 ~~court pursuant to sections 455B.146, 455B.191, 455B.386,~~  
 19 7 ~~455B.417, 455B.454, 455B.466, and 455B.477, in the household~~  
 19 8 ~~hazardous waste account. Two thousand dollars is appropriated~~  
 19 9 ~~annually to the Iowa department of public health to carry out~~  
 19 10 ~~departmental duties under section 135.11, subsections 20 and~~  
 19 11 ~~21, and section 139.35, eighty thousand dollars is~~  
 19 12 ~~appropriated to the department of natural resources for city,~~  
 19 13 ~~county, or service organization project grants relative to~~  
 19 14 ~~recycling and reclamation events, and eight thousand dollars~~  
 19 15 ~~is appropriated to the department of transportation for the~~  
 19 16 ~~period of October 1, 1987, through June 30, 1989, for the~~  
 19 17 ~~purpose of conducting the used oil collection pilot project.~~  
 19 18 ~~The remainder of the account shall be used to fund Toxic~~  
 19 19 ~~Cleanup Days programs, education programs, and other~~  
 19 20 ~~activities pursuant to chapter 455F, including the~~  
 19 21 ~~administration of the household hazardous materials permit~~  
 19 22 ~~program by the department of revenue and finance.~~

distribution of the civil fines.

19 23 Sec. 29. Section 467A.48, subsection 1, Code Supplement  
 19 24 1989, is amended to read as follows:  
 19 25 1. An owner or occupant of land in this state is not  
 19 26 required to establish any new permanent or temporary soil and  
 19 27 water conservation practice unless public or other cost-  
 19 28 sharing funds have been specifically approved for that land  
 19 29 and actually made available to the owner or occupant. The  
 19 30 amount of cost-sharing funds made available shall not exceed  
 19 31 ~~seventy-five~~ fifty percent of the estimated cost as  
 19 32 established by the commissioners of a permanent soil and water  
 19 33 conservation practice, or ~~seventy-five~~ fifty percent of the  
 19 34 actual cost, whichever is less, or an amount set by the  
 19 35 committee for a temporary soil and water conservation  
 20 1 practice, except as otherwise provided by law with respect to  
 20 2 land classified as agricultural land under conservation cover.  
 20 3 The commissioners shall establish the estimated cost of  
 20 4 permanent soil and water conservation practices in the

CODE: Lowers the amount of cost-sharing funds  
 available for soil and water conservation practices  
 from 75% to no more than 50% of the estimated or  
 actual cost of the practices.

20 5 district based upon one and two-tenths of the average cost of  
 20 6 the practices installed in the district during the previous  
 20 7 year. The average costs shall be reviewed and approved by the  
 20 8 commissioners each calendar year.

20 9 Sec. 30.

20 10 Notwithstanding section 8.33, the moneys appropriated in  
 20 11 1989 Iowa Acts, chapter 311, section 5 that remain  
 20 12 unencumbered and unobligated on June 30, 1990, shall not  
 20 13 revert to the general fund but shall remain available for  
 20 14 expenditure for the purposes designated during the fiscal year  
 20 15 beginning July 1, 1990 and ending June 30, 1991.

CODE: Permits the unexpended funds from the General  
 Fund appropriation for the Multifloral Rose  
 Eradication Program in FY 1990 to carry forward into  
 FY 1991.

20 16 Sec. 31.

20 17 Sections 21, 23, 24, 26, and 28 of this Act, being deemed  
 20 18 of immediate importance, take effect upon enactment.

Makes changes to the Code of Iowa involving the  
 distribution of the civil fines, the appropriation  
 from the Solid Waste Account for the foundry sand  
 reclamation project, daminozide usage and waste  
 management research effective immediately.

20 19 SF 2364

20 20 da/cc/26

**EXECUTIVE SUMMARY**  
**ECONOMIC DEVELOPMENT APPROPRIATIONS BILL**

**SENATE FILE 2327**

**NEW PROGRAMS, SERVICES, OR  
ACTIVITIES**

- **European Community 1992 Opportunities:** Adds \$60,000 and 1.0 FTE position to take advantage of opportunities emerging from the creation of a common market. (Page 3, Line 23)
- **Work Force Investment Program:** Adds \$1,000,000 for the Program to increase Iowa's pool of available labor via training and support services for hard-to-serve populations. This Program combines resources currently available for the Job Training Partnership Act and the Displaced Homemaker Program and adds \$20,000 to expand the Program. (Page 6, Line 20)
- **Value-Added Agricultural Financing:** Adds \$209,000 from the Iowa Community Development Loan Fund (ICDL) to provide grants and loans to small businesses that will add value to an Iowa agricultural product through new or innovative processing, marketing, or packaging. (Page 15, Line 17)
- **World Food Prize:** Adds \$250,000 to recognize, encourage, and reward outstanding individual achievements in improving the quality, quantity, and availability of the world food supply. (Page 16, Line 29)
- **Canadian Trade Office:** Adds \$50,000 for a multi-state trade office in Canada. (Page 18, Line 16)
- **Riverfront Development and Restoration Program:** Adds \$150,000 for grants to enhance riverfront areas to improve historic, educational, and recreational value of Iowa's riverfronts. (Page 18, Line 23)
- **Institute for Physical Research and Technology (IPRT):** Adds \$300,000 for the Institute at Iowa State University. (Page 19, Line 15)
- **Center for Biocatalysis:** Adds \$300,000 for the Center at the University of Iowa. (Page 19, Line 18)
- **Housing Trust Fund (Iowa Finance Authority):** Adds \$500,000 for home maintenance and repair services for elderly and handicapped individuals and families. (Page 22, Line 34)
- **Emergency Assistance (Department of Human Services):** Adds \$500,000 to help families with dependent children in emergency situations. (Page 23, Line 5)



**EXECUTIVE SUMMARY**  
**ECONOMIC DEVELOPMENT APPROPRIATIONS BILL**

**SENATE FILE 2327**

**MAJOR INCREASES, DECREASES, OR  
TRANSFER OF EXISTING PROGRAMS**

- Tourism Operations: Reduces \$249,522 from the FY 1990 level due to a \$215,000 printing budget transfer to Tourism Advertising, a decrease in the State aid line-item, and a vacancy factor adjustment. (Page 1, Line 13)
- Tourism Advertising: Adds \$665,000 to expand advertising into new markets. Includes \$100,000 for the Department of Cultural Affairs for promotion of State-owned and operated cultural and historical sites. (Page 1, Line 23)
- Community Progress: Adds \$140,000 to transfer 3.0 FTE positions from the Satellite Center Network to consolidate the technical assistance activities. (Page 5, Line 35)
- Business Development Finance Corporation (BDFC): Reduces \$2,009,000 from the FY 1990 funding level. The appropriated funds are to be used to establish a Capital Access Program emphasizing revitalization of the livestock industry. (Page 7, Line 25)
- Satellite Center Network Adds \$265,000 for international trade, and science and technology transfer outreach programs at each of the 15 centers. (Page 9, Line 26)
- Youth Work Force Programs: Consolidates the Conservation Corp from the Iowa Plan Fund (\$800,000) and the Iowa Youth Corp (\$294,789) into this Program and adds \$148,000 for the effects of the State minimum wage increase. (Page 10, Line 33)
- Wallace Technology Transfer Foundation: Adds \$2,329,880 to provide for operational expenses, grants, and seed capital. (Page 12, Line 16)
- INTERNET Adds \$210,000 for operational expenses, marketing research, and program implementation. (Page 14, Line 15)
- Rural Community 2000: Adds \$500,000 from the ICDL for new and traditional infrastructure. (Page 15, Line 9)
- Decision-Making Institute: Adds \$250,000 for the Institute at the University of Northern Iowa (UNI). (Page 19, Line 9)
- Applied Technology Program: Adds \$200,000 for the Program at UNI. (Page 19, Line 26)

**EXECUTIVE SUMMARY**  
**ECONOMIC DEVELOPMENT APPROPRIATIONS BILL**

**SENATE FILE 2327**

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Emergency Medical Services Equipment: Reduces \$750,000 from the FY 1990 funding level. (Page 20, Line 17)

- Homeless Shelters: Adds \$900,000 for the operation, construction, and rehabilitation of homeless shelters. (Page 22, Line 4)

- Requires that unencumbered, unobligated, and unexpended funds from FY 1990 remain available for expenditure during the next fiscal year for various programs.

- Reallocates funds previously used for the administration of the 280B Program (Industrial New Jobs Training) for **six** programs. (Page 17, Line 34)

- Requires the DED to establish a Microenterprise Development Revolving Fund. (Page 25, Line 2)

- Changes the definition of traditional infrastructure for loan or grant qualifications under the Rural Community 2000 Program. (Page 25, Line 28)

- Requires the DED to conduct a study, in cooperation with the Departments of Natural Resources and Cultural Affairs, of Iowa historical sites and recommend ways to develop, promote, and advertise sites for tourism purposes. (Page 2, Line 3)

STUDIES AND INTENT LANGUAGE

- Requires the DED to expend \$300,000 of the funds appropriated for the Iowa Work Force Investment Program for the Displaced Homemaker Program. (Page 6, Line 23)

- Requires the DED to evaluate the pilot project welcome centers and report its recommendations to the General Assembly by January 15, 1991. (Page 9, Line 16)

- Requires the DED, if providing recognition to a business, institution or local unit of government in the awarding of funds appropriated in this bill, to notify the Governor, and the State Senator and Representative in whose district the award ceremony is to take place. (Page 19, Line 29)

- Requires that \$650,000 of the Housing Trust Fund appropriation be used for homeless shelter operations, \$200,000 for construction and rehabilitation of homeless shelters, and \$150,000 for those homeless shelters which face closure. (Page 22, Line 14)

**EXECUTIVE SUMMARY  
ECONOMIC DEVELOPMENT APPROPRIATIONS BILL**

**SENATE FILE 2327**

**GOVERNOR'S VETOES**

- The Governor vetoed language which requires any Iowa trade delegation led by the Governor that receives funds from the Export Trade Activities Program be represented by a bipartisan delegation of the Executive Council or its designee, stating that if a member of the Executive Council has particular interest and expertise, the member would be invited. (Page 4, Line 31)
- The Governor vetoed language which requires unencumbered or unobligated funds from previous fiscal years be reallocated for the purposes of the Satellite Center Network, stating that this would restrict the flexibility of the DED to utilize these funds to carry out the mission of the Program. (Page 9, Line 28)
- The Governor vetoed language which requires the Agricultural Products Advisory Council to make recommendations on applications to the DED Director and requires that loans not exceed **\$50,000** with interest rates between 0% and 10%, that financing be restricted to businesses with 30 or less employees, and that the Council may hire a consultant, stating that these provisions are inconsistent with S.F. **2385** which creates this Program. (Page 15, Line 17)
- The Governor vetoed language which requires unexpended and unobligated funds at the end of the current fiscal year be used for the Rural Technical Assistance Centers, stating that it would be fiscally irresponsible to obligate unspent funds for the Centers. (Page 17, Line 13)
- The Governor vetoed language which requires \$50,000 be allocated for a Special Events Fund, stating that Community Cultural Grants Program is providing assistance for similar purposes. (Page 20, Line 2)
- The Governor vetoed language which requires each State agency which issues licenses or permits to adopt procedural rules, stating that it would further delay the process of issuing licenses and permits. (Page 26, Line 35)
- The Governor vetoed language which requires moneys deposited in the **ICDL** in the subsequent fiscal years be used for financing the E911 Program, stating that the appropriation should be made on an annual basis, (Page 27, Line 10)

**EXECUTIVE SUMMARY**  
**ECONOMIC DEVELOPMENT APPROPRIATIONS BILL**

**SENATE FILE 2327**

The Governor vetoed language which requires each State agency which provides assistance to small businesses to designate a Business Assistance Office to assist small businesses, stating that it would delay the process of issuing licenses and permits to small businesses. (Page 31, Line 14)

The Governor vetoed language which requires each State agency to maintain a current **catalog** of licenses, permits, and other regulatory requirements, provide such information to clients, and notify the Office of the Small Business Advocate of any changes in the catalog information, stating that it would slow the process of issuing licenses and permits to small businesses. (Page 32, Line 10)

Senate File 2327 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
5	30	1.13	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
6	34	1.18	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
8	25	1.23	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
9	4	1.25	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
9	11	1.26	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
10	17	1.30	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
10	24	1.31	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
11	13	1.32(b)	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
11	18	1.32(b)	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
11	29	1.32(b)	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
14	11	3.2	Nwthstnd	Sec. 15.283(4)	Percentage Allocations
14	34	6	Nwthstnd	Sec. 28.120(5)(6)	Use of ICDL Funds
15	7	6.1	Nwthstnd	Sec. 8.39	Non-Transfer of Funds
15	13	6.2	Nwthstnd	Sec. 15.283(4)	Percentage Allocations
16	6	6.3	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
17	13	8	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
17	34	10	Nwthstnd	Sec. 15.251(2)	Appropriation of Funds
21	35	15	Nwthstnd	Sec. 15.283(4)	Funding for infrastructure
23	25	18	Deletes	Sec. 15.108(7)(a)(b)	Receive and Review
				Code Supplement 1989	Complaints
23	27	19	Amends	Sec. 15.108(7)(c)(1-2)(4)	Director Duties
				Code Supplement 1989	
24	21	20	Deletes	Sec. 15.108(7)(d)	Train Bank Loan Officers
				Code Supplement 1989	
24	23	21	Amends	Sec. 15.108(7)(e)	Train Employers
				Code Supplement 1989	
24	31	22	Deletes	Sec. 15.108(7)(f)	Feasibility Study
				Code Supplement 1989	
24	33	23	Adds	Sec. 15.112	Restrictions Relating to Councils of 'Government
25	2	24	Adds	Sec. 15.248	Microenterprise Development Program Revolving Fund

Page #	Line #	Bill Section	Action	Code Section Changed	Description
25	28	25	Amends	Sec. 15.284 Code Supplement 1989	Traditional Infrastructure
26	28	26	Amends	Sec. 15.288 Code Supplement 1989	Redefine Political Subdivision
26	35	27	Adds	Sec. 17A.34	Adopt Rules
27	10	28	Amends	Sec. 28.120	Appropriation of Funds
27	21	29	Amends	Sec. 28.154(1)(a)(5-6) Code Supplement 1989	Designation of Members
27	29	30	Adds	Sec. 28.162	Office of Small Business Advocate Established
27	32	31	Adds	Sec. 28.163	Defines Small Business & Small Business Advocate
28	2	32	Adds	Sec. 28.164	Appoints Small Business Advocate
28	14	33	Adds	Sec. 28.165	Duties of Small Business Advocate
30	23	34	Adds	Sec. 28.166	Annual Report by Advocate
31	1	35	Adds	Sec. 28.167	Additional Duties
31	14	36	Adds	Sec. 28.168	Business Assistance Officer
32	10	37	Adds	Sec. 28.169	Agency Info. Availability
32	29	38	Amends	Sec. 220.100(2)(a)	Homeless Grant Program
32	34	39	Adds	Sec. 220.100	Advisory Committee
33	9	40	Deletes	Sec. 473B.1(2), S.F. 2366 1990 Iowa Acts	Petition by Counties to Form Council of Government
33	12	41	Amends	Sec. Sec.7, S.F. 2366 1990 Iowa Acts	Council of Government

1 1 Section 1. DEPARTMENT OF ECONOMIC DEVELOPMENT.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the department of economic development for the fiscal year  
 1 4 beginning July 1, 1990, and ending June 30, 1991, the  
 1 5 following amounts, or so much thereof as is necessary, to be  
 1 6 used for the purposes designated:

1 7 1. GENERAL ADMINISTRATION  
 1 8 For salaries, support, maintenance, miscellaneous purposes,  
 1 9 and for not more than the following full-time equivalent  
 1 10 positions:  
 1 11 ..... \$ 815,706  
 1 12 ..... FTEs 21.00

1 13 2. TOURISM OPERATIONS  
 1 14 For salaries, support, maintenance, miscellaneous purposes,  
 1 15 and for not more than the following full-time equivalent  
 1 16 positions:  
 1 17 ..... \$ 728,835  
 1 18 ..... FTEs 15.97

1 19 As a condition, limitation, and qualification of the  
 1 20 appropriation made in this subsection, the appropriation shall  
 1 21 not be used for advertising placements for in-state and out-  
 1 22 of-state tourism marketing.

1 23 3. TOURISM ADVERTISING  
 1 24 For contracting exclusively for tourism advertising for in-  
 1 25 state and out-of-state tourism marketing services, tourism  
 1 26 promotion programs, electronic media, print media, and printed

General Fund appropriation to the Department of Economic Development (DED).

General Fund appropriation for General Administration.

DETAIL: Adds \$175,000 and 2.5 FTE positions to transfer Rural Resource Coordination from the Iowa Plan Fund, \$5,000 for annualization of FY 1990 salary increases, and subtracts \$225,000 and 4.5 FTE positions to be used for the Office of the Small Business Advocate.

NOTE: H.F. 2569, Section 1201, appropriates \$225,000 and 4.5 FTE positions to the General Administration budget.

General Fund appropriation for Tourism Operations.

DETAIL: Includes a decrease of \$232,522 for transferring printing costs to Tourism Advertising and a base adjustment for a vacancy factor. Also includes a reduction of \$17,000 in the printing budget and State aid line-item.

Requires the DED not to use the Tourism Operations funds for in-state and out-of-state tourism advertising.

General Fund appropriation for Tourism Advertising.

DETAIL: Transfers \$215,000 from the printing budget of Tourism Operations. Adds \$450,000 to expand





2 25 5. NATIONAL MARKETING ADVERTISING  
 2 26 For contracting exclusively for marketing and promotion  
 2 27 programs and services and advertising contracts for ~~out-of-~~  
 2 28 state national marketing programs, for electronic media, print  
 2 29 media, and printed materials:  
 2 30 ..... \$ 3,000,000

General Fund appropriation for National Marketing Advertising. Maintains the current level of service.

2 31 As a condition, limitation, and qualification of the  
 2 32 appropriation made by this subsection, the department shall  
 2 33 develop public-private partnerships with Iowa businesses, Iowa  
 2 34 business organizations, Iowa chambers of commerce, and  
 2 35 political subdivisions in this state, to assist in the  
 3 1 development of the marketing efforts. The department shall,  
 3 2 to the fullest extent possible, develop cooperative efforts  
 3 3 for advertising with contributions from other sources.

Requires the DED to develop public-private partnerships to assist in the development of marketing efforts and, to the extent possible, match contributions from other sources to fund the marketing contracts.

3 4 6. FILM OFFICE  
 3 5 For salaries, support, maintenance, miscellaneous purposes,  
 3 6 and for not more than the following full-time equivalent  
 3 7 positions:  
 3 a ..... \$ 200,000  
 3 9 ..... FTEs 2.00

General Fund appropriation for the Film Office.

DETAIL: Adds \$43,842 to assist film projects with on-location support and to work with prospects considering Iowa locations.

3 10 7. INTERNATIONAL TRADE OPERATIONS  
 3 11 For salaries, support, maintenance, miscellaneous purposes,  
 3 12 and for not more than the following full-time equivalent  
 3 13 positions:  
 3 14 ..... \$ 407,632  
 3 15 ..... FTEs 6.00

General Fund appropriation for International Trade Operations.

DETAIL: Subtracts \$10,000 for a base budget adjustment due to a vacancy factor.

3 16 8. INTERNATIONAL TRADE OFFICES  
 3 17 a. For the operation and maintenance of the European  
 3 18 office, including salaries, support, maintenance,  
 3 19 miscellaneous purposes, and for not more than the following  
 3 20 full-time equivalent positions:  
 3 21 ..... \$ 227,357  
 3 22 ..... FTEs 1.50

General Fund appropriation for the European Office. Maintains the current level of service.

3 23 b. For European community 1992 opportunities, including  
 3 24 salary, support, maintenance, and miscellaneous purposes for

General Fund appropriation for European Community 1992 opportunities.

PG LN	Senate File 2327	Explanation
3 25	not more than the following full-time equivalent positions:	DETAIL: Adds \$60,000 and 1.0 FTE position to expand trade with European Community countries.
3 26	..... \$ 60,000	
3 27	..... FTEs 1.00	
3 28	The Iowa business council is requested to conduct a study	Requests the Iowa Business Council to conduct a study and report to the DED on the best utilization of funds to take advantage of European Community 1992 opportunities.
3 29	to determine the best utilization of the funds appropriated by	
3 30	this paragraph. The council shall report its findings to the	
3 31	department of economic development in conjunction with this	
3 32	program.	
3 33	c. To initiate trade activities with eastern Europe:	General Fund appropriation for trade with Eastern Europe.
3 34	..... \$ 50,000	
DETAIL: Adds \$50,000 to this new Program to initiate trade with countries in Eastern Europe.		
3 35	d. For the operation and maintenance of the Asian trade	General Fund appropriation for the Asian Office. Maintains the current level of service.
4 1	office, including salaries, support, maintenance,	
4 2	miscellaneous purposes, and for not more than the following	
4 3	full-time equivalent positions:	
4 4	..... \$ 204,187	
4 5	..... FTEs 2.00	
4 6	e. For targeted marketing in Pacific rim countries:	General Fund appropriation for targeted marketing in the Pacific Rim countries.
4 7	..... \$ 51,000	
DETAIL: Adds \$51,000 to this new Program to explore new export markets in the Pacific Rim countries.		
4 8	f. For the operation and maintenance of the Japanese trade	General Fund appropriation for the Japan Office.
4 9	office, including salary, support, maintenance, miscellaneous	
4 10	purposes, and for not more than the following full-time	
4 11	equivalent positions:	
4 12	..... \$ 299,191	
4 13	..... FTEs 2.00	
4 14	9. AGRICULTURAL PRODUCT ADVISORY COUNCIL	General Fund appropriation for the Agricultural Product Advisory Council. Maintains the current
4 15	For support, maintenance, and miscellaneous purposes:	

4 16 ..... \$ 4,885

level of service.

4 17 10. EXPORT TRADE ACTIVITIES PROGRAM  
 4 18 For export trade activities, including a program to  
 4 19 encourage and increase participation in trade shows and trade  
 4 20 missions by providing financial assistance to businesses for a  
 4 21 percentage of their costs of participating in trade shows and  
 4 22 trade missions, by providing for the lease/sublease of  
 4 23 showcase space in existing world trade centers, by providing  
 4 24 temporary office space for foreign buyers, international  
 4 25 prospects, and potential reverse investors, and by providing  
 4 26 other promotional and assistance activities, including  
 4 27 salaries and support for not more than the following full-time  
 4 28 equivalent positions:  
 4 29 ..... \$ 400,000  
 4 30 ..... FTEs 0.25

General Fund appropriation for the Export Trade Activities Program. Maintains the current level of service.

4 31 [As a condition, limitation, and qualification, any official  
 4 32 Iowa trade delegation led by the governor or any executive  
 4 33 council member which receives financial or other support from  
 4 34 the appropriation in this subsection shall be represented by a  
 4 35 bipartisan delegation of the executive council or their  
 5 1 designees.]

VETOED

Requires that any Iowa trade delegation led by the Governor that receives funds from this Program be represented by a bipartisan delegation of the Executive Council or its designee.

VETOED: The Governor vetoed this language, stating that if a trade mission should require the participation of a member of the Executive Council in an area of their particular interest and expertise, the member would be invited.

5 2 11. PARTNER STATE PROGRAM:  
 5 3 ..... \$ 100,000

General Fund appropriation for the Partner State Program. Maintains the current level of service.

DETAIL: The Program received \$80,000 from the Iowa Plan Fund and \$20,000 from the General Fund in FY 1990.

5 4 The department may contract with private groups or  
 5 5 organizations which are the most appropriate to administer  
 5 6 this program. The groups and organizations participating in

Requires the DED to match funds, to the fullest extent possible, from other sources for the Program

5 7 the program shall, to the fullest extent possible, provide the  
 5 8 funds to match the appropriation made in this subsection.

5 9 12. DOMESTIC MARKETING PROGRAMS

5 10 For purposes of programs listed in this subsection,  
 5 11 including salaries, support, maintenance, and miscellaneous  
 5 12 purposes for not more than the following full-time positions:

5 13 a. Small business program:

5 14 ..... \$ 151,314  
 5 15 ..... FTEs 2.00

General Fund appropriations for the Domestic Marketing Programs.

General Fund appropriation for the Small Business Program.

DETAIL: Adds \$723 for annualization of FY 1990 salary increases.

NOTE: H.F. 2569, Section 1202, appropriates \$56,245 and 1.5 FTE positions to expand the activities of the Program.

5 16 b. Small business advisory council:

5 17 ..... \$ 5,000

General Fund appropriation for the Small Business Advisory Council. Maintains the current level of service.

5 18 c. Targeted small business program:

5 19 ..... \$ 47,692  
 5 20 ..... FTEs 1.00

General Fund appropriation for the Targeted Small Business Program. Maintains the current level of service.

5 21 d. Existing industry program:

5 22 ..... \$ 125,594  
 5 23 ..... FTEs 3.00

General Fund appropriation for the Existing Industry, Program.

DETAIL: Adds \$1,588 for annualization of FY 1990 salary increases.

5 24 13. FEDERAL PROCUREMENT OFFICE

5 25 For salaries, support, maintenance, miscellaneous purposes,  
 5 26 and for not more than the following full-time equivalent  
 5 27 positions:

5 28 ..... \$ 140,000

General Fund appropriation for the Federal Procurement Office.

DETAIL: Adds \$60,000 due to declining federal funds. The Program received \$80,000 from the Iowa Plan Fund

<p>5 29 .....</p> <p>5 30 Notwithstanding section 8.33, moneys appropriated in this</p> <p>5 31 subsection that remain unencumbered or unobligated on June 30,</p> <p>5 32 1991, shall not revert to the general fund of the state but</p> <p>5 33 shall remain available for expenditure for the purposes</p> <p>5 34 designated during the fiscal year beginning July 1, 1991.</p> <p>5 35 14. COMMUNITY PROGRESS</p> <p>6 1 For salaries, support, maintenance, miscellaneous purposes,</p> <p>6 2 and for not more than the following full-time equivalent</p> <p>6 3 positions:</p> <p>6 4 ..... \$ 642,838</p> <p>6 5 ..... FTEs 12.00</p> <p>6 6 Of the amount appropriated in this subsection, up to</p> <p>6 7 \$27,000, and 1 FTE shall be used to assist communities or</p> <p>6 8 groups of communities to develop and implement planning</p> <p>6 9 efforts for community, business, and economic development.</p> <p>6 10 15. MISSISSIPPI RIVER PARKWAY COMMISSION</p> <p>6 11 For support, maintenance, and miscellaneous purposes:</p> <p>6 12 ..... \$ 19,535</p> <p>6 13 16. COMMUNITY DEVELOPMENT BLOCK GRANT</p> <p>6 14 For administration and related federal housing and urban</p> <p>6 15 development grant administration for salaries, support,</p> <p>6 16 maintenance, miscellaneous purposes, and for not more than the</p> <p>6 17 following full-time equivalent positions:</p> <p>6 18 ..... \$ 296,194</p> <p>6 19 ..... FTEs 14.00</p> <p>6 20 17. IOWA WORK FORCE INVESTMENT PROGRAM:</p> <p>6 21 ..... \$ 1,000,000</p> <p>6 22 ..... FTEs 1.00</p>	<p>in FY 1990.</p> <p>CODE: Allows the Federal Procurement Office to carry forward unencumbered or unobligated funds at the end of FY 1991 to be expended in the next fiscal year.</p> <p>General Fund appropriation for the Community Progress Program.</p> <p>DETAIL: Transfers \$140,000 and 3.0 FTE positions from the Satellite Centers to consolidate the technical assistance activities, and adds \$6,500 for annualization for FY 1990 salary increases.</p> <p>Requires that \$27,000 and 1.0 FTE position be used to provide technical assistance to communities to develop and implement business development programs.</p> <p>General Fund appropriation for the Mississippi River Parkway Commission. Maintains the current level of service.</p> <p>General Fund appropriation for the Community Development Block Grant. Maintains the current level of service.</p> <p>General Fund appropriation for the Iowa Work Force Investment Program.</p> <p>DETAIL: This is a new Program designed to increase Iowa's pool of available labor via training and</p>
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support services for special hard-to-serve populations. Combines resources currently available for the Job Training Partnership Act and for the Displaced Homemaker Program, and adds \$20,000 to expand the Program.

6 23 This program shall be administered through the department  
6 24 of economic development in consultation with the state job  
6 25 training coordinating council. The program shall be operated  
6 26 on a competitive grant basis and funds shall be available for  
6 27 projects that increase Iowa's pool of available labor via  
6 28 training and support services. \$300,000 of the amount  
6 29 appropriated in this subsection shall be available  
6 30 specifically for displaced homemaker programs.

Requires the DED to expend \$300,000 of the funds appropriated in this Subsection for the Displaced Homemaker Program.

6 31 18. COMMUNITY ECONOMIC BETTERMENT PROGRAM  
6 32 For use of the fund established in this subsection:  
6 33 ..... \$ 4,650,000

General Fund appropriation for the Community Economic Betterment Program. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

6 34 Notwithstanding section 8.33, moneys appropriated from the  
6 35 community economic betterment account for the fiscal years  
7 1 beginning July 1, 1985, under section 99E.31, subsection 2,  
7 2 and July 1, 1986, July 1, 1987, July 1, 1988, and July 1,  
7 3 1989, under section 99E.32, subsection 2, that remain  
7 4 unencumbered or **unobligated** on June 30, 1990, all unexpended  
7 5 cash balances of obligated and encumbered funds remaining in  
7 6 the community economic betterment account on June 30, 1990,  
7 7 and loan repayments or other **moneys received** from awards made  
7 8 from the community economic betterment account shall not  
7 9 revert to any fund but shall be deposited in a special  
7 10 community economic betterment program fund to be used by the  
7 11 department of economic development for the community economic  
7 12 betterment program and to supplement the funds appropriated in  
7 13 this subsection for that program. The conditions, criteria,  
7 14 and limitations referred to or specified in section 99E.32,  
7 15 subsection 2, paragraph b, apply to the providing of moneys

CODE: Requires all funds remaining in the Community Economic Betterment Account to not revert at the end of FY 1990, but be deposited in the Community Economic Betterment Program Fund to be used for the Program.

7 16 under the community economic betterment program from the fund  
 7 17 established in this subsection.  
 7 18 Notwithstanding section 8.33, moneys in this special fund  
 7 19 at the end of each fiscal year shall not revert to any other  
 7 20 fund but shall remain in this community economic betterment  
 7 21 program fund.

7 22 **19. IOWA PRODUCT DEVELOPMENT CORPORATION**  
 7 23 To the fund established under section 28.89:  
 7 24 ..... \$ 1,500,000

General Fund appropriation for the Iowa Product Development Corporation (IPDC). Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

7 25 **20. BUSINESS DEVELOPMENT FINANCE CORPORATION**  
 7 26 For deposit in the business development finance corporation  
 7 27 assistance fund created in section 28.148:  
 7 28 ..... \$ 641,000

General Fund appropriation for the Business Development Finance Corporation (BDFC).

DETAIL: Subtracts \$2,009,000 from the FY 1990 funding level. The Program was being funded through the Iowa Plan Fund in FY. 1990. The BDFC is capitalizing their second venture capital fund, and will be using these new funds for the Capital Access Program (CAP).

7 29 Moneys appropriated in this subsection shall be used to  
 7 30 establish a capital access program operated under the sponsor-  
 7 31 ship of the business development finance corporation. The  
 7 32 capital access program shared by banks and the business  
 7 33 development finance corporation shall use a risk pooling  
 7 34 concept to help banks create a portfolio of higher risk  
 7 35 venture loans to businesses. The emphasis of this program  
 8 1 should be, but is not limited to, revitalizing the livestock  
 8 2 industry of Iowa.

Requires funds to be used to establish a CAP with a primary emphasis on revitalization of the livestock industry.

8 3 **21. MICROENTERPRISE DEVELOPMENT REVOLVING FUND**  
 8 4 For deposit in the microenterprise development revolving  
 8 5 fund established pursuant to section 15.248 for the programs  
 8 6 and in the amounts listed in this subsection:

General Fund appropriations for the Microenterprise Development Revolving Fund.

8 7 a. SELF-EMPLOYMENT LOAN PROGRAM:

General Fund appropriation for the Self-Employment

PG LN	Senate File 2327	Explanation
8 8	\$ 139,571	Loan Program (SELP).  DETAIL: Subtracts \$859 from the FY 1990 funding level. The Program was funded through the Community Development Loan Fund (ICDL) in FY 1990.
8 9 b. SELF-EMPLOYMENT LOAN CASE MANAGEMENT:		
8 10	\$ 83,486	General Fund appropriation for Self-Employment Case Management.  DETAIL: Subtracts \$514 from the FY 1990 funding level. The Program was funded through the ICDL in FY 1990.
8 11 c. TARGETED SMALL BUSINESS FINANCIAL ASSISTANCE PROGRAM:		
8 12	\$ 496,943	General Fund appropriation for the Targeted Small Business Financial Assistance Program.  DETAIL: Subtracts \$3,057 from the FY 1990 funding level. The Program was funded through the ICDL in FY 1990.
8 13 22. COUNCILS OF GOVERNMENTS		
8 14 To provide to Iowa's councils of governments funds for 8 15 planning and technical assistance funds to assist local 8 16 governments to develop community development strategies for 8 17 addressing long-term and short-term community needs:		General Fund appropriation for the Councils of Governments. Maintains the current level of service.  DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.
8 18	\$ 300,000	
8 19 23. MAIN STREET/RURAL MAIN STREET PROGRAM:		
8 20	\$ 639,000	General Fund appropriation for the Main Street/Rural Main Street Program. Maintains the current level of service.
8 21 Moneys appropriated in this subsection may be used for 8 22 salaries and support for not more than the following full-time 8 23 equivalent positions:		
8 24	FTEs 3.00	DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.
8 25 Notwithstanding section 8.33, moneys committed to grantees 8 26 under contract that remain unexpended on June 30 of any fiscal 8 27 year shall not revert to any fund but shall be available for		CODE: Requires that funds committed to grants under contract not revert, but be available to fulfill the purposes of the contract during the next fiscal year.



8 28 expenditure for purposes of the contract during the succeeding  
 8 29 fiscal year.

8 30 24. ECONOMIC DEVELOPMENT TRAINING PROGRAM  
 8 31 For an economic development training program at the school  
 8 32 of business at the university of northern Iowa which shall use  
 8 33 these funds in consultation with the department of economic  
 8 34 development, the university, and the professional developers  
 8 35 of Iowa:

9 1 ..... \$ 75,000

General Fund appropriation for the Economic Development Training Program at the University of Northern Iowa (UNI).

DETAIL: Subtracts \$25,000 from the FY 1990 level. The Program was funded through the Iowa Plan Fund in FY 1990.

Requires funds to be used in consultation with the DED and the Professional Developers of Iowa.

9 2 25. RURAL ENTERPRISE FUND:  
 9 3 ..... \$ 400,000

General Fund appropriation for the Rural Enterprise Fund. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

9 4 Notwithstanding section 8.33, moneys committed to grantees  
 9 5 under contract that remain unexpended on June 30 of any fiscal  
 9 6 year shall not revert to any fund but shall be available for  
 9 7 expenditure for purposes of the contract during the succeeding  
 9 8 fiscal year.

CODE: Requires that funds committed to grants under contract not revert, but be available to fulfill the purposes of the contract during the next fiscal year.

9 9 26. WELCOME CENTER PROGRAM:  
 9 10 ..... \$ 350,000

General Fund appropriation for the Welcome Center Program.

DETAIL: Subtracts \$350,000 from the FY 1990 funding level, because no new centers will be built in FY 1991. The appropriated funds will be used to continue the development of a data base and technical support. The Program was funded through the Iowa Plan Fund in FY 1990.

9 11 Notwithstanding section 8.33, moneys committed to grantees  
 9 12 under contract that remain unexpended on June 30 of any fiscal

CODE:, Requires that funds committed to grants under contract not revert, but be available to fulfill the

9 13 year shall not revert to any fund but shall be available for  
9 14 expenditure for purposes of the contract during the succeeding  
9 15 fiscal year.

purposes of the contract during the next fiscal year.

9 16 As a condition, limitation, and qualification of the  
9 17 appropriations made in this subsection, moneys appropriated  
9 18 shall be used for implementation of the recommendations of the  
9 19 statewide long-range plan for developing and operating welcome  
9 20 centers throughout the state. In addition, the department  
9 21 shall evaluate the operation of the pilot project welcome  
9 22 centers established pursuant to sections 15.271 and 15.272 and  
9 23 report to the general assembly by January 15, 1991, its  
9 24 recommendations for long-term operation of the pilot project  
9 25 welcome centers.

Requires the DED to expend funds to evaluate the pilot project welcome centers and report to the General Assembly by January 15, 1991, its recommendations for long-term operation of the pilot project program.

9 26 27. SATELLITE CENTER PROGRAM: ·  
9 27 ..... \$ 1,495,000

General Fund appropriation for the Satellite Centers.

DETAIL: Adds \$265,000 to the FY 1990 funding level to increase support for the centers. The Program was funded through the Iowa Plan Fund in FY 1990.

9 28 Of the moneys appropriated in this subsection, \$350,000  
9 29 shall be for international trade and science and technology  
9 30 transfer outreach programs conducted by satellite centers.  
9 31 Each satellite center shall be allocated by the department not  
9 32 less than \$20,000 nor more than \$50,000 for these purposes.  
9 33 The amount allocated to a satellite center is in addition to  
9 34 other moneys allocated to the satellite center. **The**  
9 35 department shall reallocate any unencumbered or unobligated  
**10 1** funds appropriated from previous fiscal years to the satellite  
**10 2** centers for the purposes of this paragraph.

**VETOED**

Requires the **DED** to use \$350,000 of the funds appropriated for the Satellite Center Program for international trade and science and technology transfer outreach programs. Of this money, each Center will be allocated not less than \$20,000 and no more than \$50,000.

**VETOED:** The Governor vetoed the language that required the **DED** to reallocate unencumbered or unobligated funds from previous fiscal years to the satellite centers for the purposes of this Subsection, stating that this would restrict the flexibility of the DED to utilize these funds to carry out the mission of the Satellite Center Network.

10 3 If the satellite centers are renamed or replaced by other  
10 4 regional-based centers as a result of legislation enacted by

Requires that if the Satellite Centers are renamed as a result of other legislation, **the** appropriation in

10 5 the Seventy-third General Assembly, 1990 Session, the  
 10 6 appropriation and reference in this subsection and other  
 10 7 provisions of this Act shall mean the renamed or replacement  
 10 8 regional-based centers, as applicable.

this Subsection will apply to the renamed Satellite Centers.

10 9 28. PRIMARY RESEARCH AND COMPUTER CENTER OPERATIONS:  
 10 10 ..... \$ 360,000

General Fund appropriation for the Primary Research and Computer Center at the DED to provide support for the Satellite Center Network.

DETAIL Adds \$45,000 to return to the FY 1989 funding level to enhance the service level of the Computer Center. The Program was funded through the Iowa Plan Fund in FY 1990.

10 11 29. JOB RETRAINING PROGRAM  
 10 12 To the Iowa employment retraining fund created in section  
 10 13 15.298:  
 10 14 ..... \$ 2,000,000

General Fund appropriation for the Job Retraining Program. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

10 15 30. PRODUCTIVITY ENHANCEMENT:  
 10 16 ..... \$ 150,000

General Fund appropriation for Productivity Enhancement.

DETAIL: Adds \$50,000 to the FY 1990 funding level. The Program was funded through the Iowa Plan Fund in FY 1990.

10 17 Notwithstanding section 8.33, moneys committed to grantees  
 10 18 under contract that remain unexpended on June 30 of any fiscal  
 10 19 year shall not revert to any fund but shall be available for  
 10 20 expenditure for purposes of the contract during the succeeding  
 10 21 fiscal year.

CODE: Requires that funds committed to grants under contract not revert, but be available to fulfill the purposes of the contract during the next fiscal year.

10 22 31. LABOR MANAGEMENT COUNCILS:  
 10 23 ..... \$ 250,000

General Fund appropriation for the Labor-Management Councils.

DETAIL, Adds \$50,000 to the FY 1990 funding level. The Program was funded through the Iowa Plan Fund in

10 24 Notwithstanding section 8.33, moneys committed to grantees  
 10 25 under contract that remain unexpended on June 30 of any fiscal  
 10 26 year shall not revert to any fund but shall be available for  
 10 27 expenditure for purposes of the contract during the succeeding  
 10 28 fiscal year.

FY 1990.

CODE: Requires that funds committed to grants under contract not revert, but be available to fulfill the purposes of the contract during the next fiscal year.

10 29 As a condition, limitation, and qualification of the  
 10 30 appropriations made in this subsection, the department shall  
 10 31 not require that projects funded by this program employ  
 10 32 additional staff people.

Requires the DED to not require additional staff for the Labor-Management Council projects.

10 33 32. YOUTH WORK FORCE PROGRAMS

General Fund appropriation for the Youth Workforce Programs.

10 34 a. For purposes of the conservation corps, including  
 10 35 salary, support, maintenance, and miscellaneous purposes for  
 11 1 not more than the following full-time equivalent positions:  
 11 2 ..... \$ 1,242,789  
 11 3 ..... FTEs 2.00

DETAIL: Consolidates the Conservation Corp from the Iowa Plan Fund (\$800,000) and the Youth Corp Programs from the General Fund (\$294,789). Adds \$148,000 for increased wages due to the State minimum wage law.

11 4 Not more than \$95,000 of the moneys appropriated in this  
 11 5 paragraph shall be used for administration of the program.

Requires the DED to spend a maximum of \$95,000 for administering the Program.

11 6 b. For purposes of the Iowa corps, including salary,  
 11 7 support, maintenance, and miscellaneous purposes for not more  
 11 8 than the following full-time equivalent positions:  
 11 9 ..... \$ 109,836  
 11 10 ..... FTEs 1.00

General Fund appropriation for the Iowa Corps. Maintains the current level of service.

DETAIL: The Program was funded through the ICDL in FY 1990.

11 11 Not more than \$35,000 of the moneys appropriated in this  
 11 12 paragraph shall be used for administration of this program.

Requires the DED to spend a maximum of \$35,000 for administering the Program.

11 13 Notwithstanding section 8.33, moneys committed to grantees  
 11 14 under contract that remain unexpended on June 30 of any fiscal  
 11 15 year shall not revert to any fund but shall be available for

CODE: Requires that funds committed to grants under contract not revert, but be available to fulfill the purposes of the contract during the next fiscal year.

11 16 expenditure for purposes of the contract during the succeeding  
 11 17 fiscal year.

11 18 Notwithstanding section 8.33, moneys appropriated from the  
 11 19 Iowa community development loan fund for the fiscal year  
 11 20 beginning July 1, 1989, under 1989 Iowa Acts, chapter 308,  
 11 21 section 2, subsection 1, that remain unencumbered or  
 11 22 unobligated on June 30, 1990, or that are encumbered or  
 11 23 obligated but remain unexpended on June 30, 1990, shall not  
 11 24 revert to any fund but shall be available for expenditure for  
 11 25 the purposes designated in this subsection during the fiscal  
 11 26 year beginning July 1, 1990, and shall be in addition to any  
 11 27 other moneys available under this subsection for those  
 11 28 purposes.

CODE: Requires unencumbered, unobligated, and unexpended funds from FY 1990, which were appropriated from the ICDL, to not revert, but be available during FY 1991.

11 29 Notwithstanding section 8.33, moneys appropriated in this  
 11 30 subsection that remain unencumbered or unobligated on June 30,  
 11 31 1991, shall not revert to the general fund of the state but  
 11 32 shall remain available for expenditure for the purposes  
 11 33 designated during the fiscal year beginning July 1, 1991.

CODE: Requires unencumbered or unobligated funds remaining at the end of FY 1991 to not revert, but be available during FY 1992.

11 34 33. SMALL BUSINESS NEW JOBS TRAINING PROGRAM  
 11 35 To the revolving loan account of the area school job  
 12 1 training fund established under section 280C.6 for the Iowa  
 12 2 small business new jobs training program:  
 12 3 ..... \$ 1,000,000

General Fund appropriation for the Small Business New Jobs Training Program. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

12 4 34. SMALL BUSINESS INNOVATION RESEARCH:  
 12 5 ..... \$ 100,000

General Fund appropriation for Small Business Innovative Research. Maintains the current level of service.

DETAIL: The Program. was funded through the Iowa Plan Fund in FY 1990.

12 6 35. TECHNOLOGY INNOVATION CENTERS:  
 12 7 ..... \$ 200,000

General Fund appropriation for Technology Innovation Centers. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan

Fund in FY 1990.

12 8 The amount appropriated in this subsection shall be  
 12 9 allocated equally for support of the Iowa technology  
 12 10 innovation centers at the state university of Iowa and the  
 12 11 Iowa state university of science and technology.

Requires the funds to be equally split between the centers at Iowa State University (ISU) and the State University of Iowa (U of I).

12 12 36. The department of economic development may contract  
 12 13 with the Wallace technology transfer foundation for  
 12 14 administration of the programs under subsections 34 and 35 and  
 12 15 section 6, subsections 4 and 5 of this Act.

Permits the DED to contract with the Wallace Technology Transfer Foundation in FY 1991 for administration of Small Business Innovation Research, Technology Innovation Centers, Consortiums, and Research Parks.

12 16 Sec. 2. WALLACE TECHNOLOGY TRANSFER FOUNDATION.  
 12 17 There is appropriated from the general fund of the state to  
 12 18 the Wallace technology transfer foundation for the fiscal year  
 12 19 beginning July 1, 1990, and ending June 30, 1991, the  
 12 20 following amount, or so much thereof as is necessary, to be  
 12 21 used for the purposes designated:  
 12 22 For deposit in the Wallace technology transfer foundation  
 12 23 fund created by the foundation board:  
 12 24 ..... \$ 2,729,880

General Fund appropriation for the Wallace Technology Transfer Foundation.

DETAIL: Adds \$2,329,880 for operational expenses and for providing grants and seed capital. The Program was funded through the Iowa Plan Fund in FY 1990.

12 25 It is the intent of the general assembly that the Wallace  
 12 26 technology transfer foundation will be utilized to coordinate  
 12 27 a comprehensive approach to research and technology transfer  
 12 28 programs in the state of Iowa. It is the intent of the  
 12 29 general assembly to substantially enhance the funding and the  
 12 30 programs administered by the Wallace technology transfer  
 12 31 foundation for the fiscal year beginning July 1, 1991, and  
 12 32 succeeding fiscal years.

Directs the Foundation to coordinate research and technology transfer programs in the State. States the intent of the General Assembly to substantially enhance funding for the Foundation in FY 1992 and beyond.

12 33 Sec. 3. IOWA FINANCE AUTHORITY.  
 12 34 There is appropriated from the general fund of the state to  
 12 35 the Iowa finance authority for the fiscal year beginning July  
 13 1 1, 1990, and ending June 30, 1991, the following amounts, or  
 13 2 so much thereof as is necessary, to be used for the purposes  
 13 3 designated:

General Fund appropriation to the Iowa Finance Authority (IFA).

13 4 1. HOUSING ASSISTANCE PROGRAM  
 13 5 a. To provide mortgage and finance assistance to  
 13 6 individuals for the purchase or acquisition of homes:  
 13 7 ..... \$ 2,000,000

General Fund appropriation for the Housing Assistance Program to provide mortgage and financial assistance to individuals for the purchase or acquisition of homes. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

13 8 b. Of the amount appropriated in paragraph a, \$200,000  
 13 9 shall be used to finance the purchase or acquisition, in  
 13 10 communities with a population of less than 10,000, of modular  
 13 11 homes, as defined in section 1350.1, and manufactured homes as  
 13 12 defined in 42 U.S.C. } 5403.

Allocates \$200,000 of Housing Assistance Funds to individuals in communities with populations of less than 10,000 for the purchase of modular and manufactured homes.

13 13 c. Funds provided under paragraph a shall not be  
 13 14 restricted to first-time home buyers but shall be for lower  
 13 15 income and very low income families as defined in section  
 13 16 220.1. The assistance provided shall include at least one of  
 13 17 the following kinds of assistance:  
 13 18 (1) Closing costs assistance.  
 13 19 (2) Down payment assistance.  
 13 20 (3) Home maintenance and repair assistance.  
 13 21 (4) Loan processing assistance through a loan endorser  
 13 22 review contractor who would act on behalf of the authority in  
 13 23 assisting lenders in processing loans that will qualify for  
 13 24 government insurance or guarantee or for financing under the  
 13 25 authority's mortgage revenue bond program.  
 13 26 (5) Mortgage insurance program.  
 13 27 Not more than 50 percent of the assistance provided by the  
 13 28 authority shall be provided under subparagraphs (4) and (5).  
 13 29 So long as at least one of the kinds of assistance described  
 13 30 in subparagraphs (1) through (5) are provided, additional  
 13 31 assistance not described in subparagraphs (1) through (5) may  
 13 32 also be provided.

Requires Housing Assistance funds be used for low income families to provide assistance for closing costs, downpayments, home maintenance and repairs, loan processing, and mortgage insurance.

Requires that not more than 50% of the assistance be expended for loan processing and mortgage insurance.

13 33 d. Assistance provided under paragraph a shall be  
 13 34 limited to mortgages under \$35,000, except in those areas of  
 13 35 the state where the median price of homes exceeds the state  
 14 1 average and except in the case of the \$200,000 set aside for  
 14 2 communities of less than 10,000 where the mortgage limit is

Requires that housing assistance be limited to mortgages under \$35,000, except in those areas of the State where the median price of homes exceeds the State average, and in the case of the \$200,000 set aside in paragraph b, where the mortgage limit is

<p>14 3 \$50,000. In providing the assistance, the authority shall                  14 4 require substantial seller participation of not less than 2                  14 5 percent of the mortgage amount, which participation includes,                  14 6 but is not limited to, home ownership maintenance funding,                  14 7 down payment assistance, payment of closing costs, or                  14 8 rehabilitation costs.</p>	<p>\$50,000.                   Requires seller participation of not less than 2% of                  the mortgage amount.</p>
<p>14 9 2. FOR THE RURAL COMMUNITY 2000 PROGRAM:                  14 10 ..... \$ 1,400,000</p>	<p>General Fund appropriations for housing programs                  under the Rural Community 2000 (RC 2000) Program.                   DETAIL: Adds \$5,000 to the FY 1990 funding level.                  The Program was funded through the Iowa Plan Fund in                  FY 1990.</p>
<p>14 11 Notwithstanding section 15.283, subsection 4, for the                  14 12 fiscal year beginning July 1, 1990, all funds allocated under                  14 13 this subsection are for housing programs and shall be applied                  14 14 to programs authorized under section 15.286.</p>	<p>CODE: Requires the funds appropriated in this                  Subsection to be used for programs authorized under                  Section 15.286, <u>Code of Iowa</u>.</p>
<p>14 15 Sec. 4. INTERNET.                  14 16 There is appropriated from the general fund of the state to                  14 17 INTERNET for the fiscal year beginning July 1, 1990, and                  14 18 ending June 30, 1991, the following amount, or so much thereof                  14 19 as is necessary, to be used for the purposes designated:                  14 20 For deposit in the international network on trade fund                  14 21 created by the INTERNET board:                  14 22 ..... \$ 460,000</p>	<p>General Fund appropriation for INTERNET.                   DETAIL: Adds \$210,000 to the FY 1990 funding level                  for operational expenditure, market research, and                  program implementation.</p>
<p>14 23 Sec. 5. DEPARTMENT OF ECONOMIC DEVELOPMENT.                  14 24 There is appropriated from the insurance examination                  14 25 revolving fund in the department of commerce to the department                  14 26 of economic development, for the fiscal year beginning July 1,                  14 27 1990, and ending June 30, 1991, the following amount, or so                  14 28 much thereof as is necessary, to be used for the purposes                  14 29 designated:                  14 30 For use in the national marketing operations for salaries                  14 31 and support of the insurance marketing program:                  14 32 ..... \$ 50,000</p>	<p>Insurance Examination Revolving Fund appropriation, to                  the DED National Marketing Program for the Insurance                  Development Coordinator.                   DETAIL: Subtracts \$25,000 from the FY 1990 funding                  level. The Insurance Development Coordinator is                  housed at the DED while the funds are appropriated                  from the Insurance Examination Revolving Fund.</p>
<p>14 33 Sec. 6. IOWA COMMUNITY DEVELOPMENT LOAN FUND.</p>	<p>Iowa Community Development Loan Fund (ICDL)</p>



appropriations.

14 34 Notwithstanding section 28.120, subsections 5 and 6, there  
14 35 is appropriated from the Iowa community development loan fund  
15 1 to the department of economic development for the fiscal year  
15 2 beginning July 1, 1990, and ending June 30, 1991, the  
15 3 following amounts, or so much thereof as is necessary, to be  
15 4 used for the purposes designated:

CODE: Requires the funds appropriated to be used for the purposes designated.

15 5 1. FOR FINANCING RURAL ECONOMIC DEVELOPMENT:  
15 6 ..... \$ 71,000

ICDL appropriation to the Financing Rural Economic Development (FRED) Program.

DETAIL: Subtracts \$94,362 from the FY 1990 level due to reduction in the provision of technical assistance to small businesses in rural areas.

15 7 Notwithstanding section 8.39, funds appropriated by this  
15 8 subsection shall not be subject to transfer.

CODE: Prohibits funds from being transferred.

15 9 2. RURAL COMMUNITY 2000  
15 10 For deposit in the revolving fund created under section  
15 11 15.287:  
15 12 ..... \$ 500,000

ICDL appropriation for the RC 2000 Program.

DETAIL: Adds \$500,000 for the Program for new and traditional infrastructure.

15 13 Notwithstanding section 15.283, subsection 4, for the  
15 14 fiscal year beginning July 1, 1990, all funds allocated under  
15 15 this program for traditional and new infrastructure shall be  
15 16 applied to programs under sections 15.284 and 15.285.

CODE: Requires funds to be used for traditional and new infrastructure components of the RC 2000 Program.

15 17 3. VALUE-ADDED AGRICULTURAL PRODUCTS FINANCING PROGRAM:  
15 18 ..... \$ 209,000

ICDL appropriation for the Value-Added Agricultural Products Financing Program to provide grants and loans to small businesses that will add value to an Iowa agricultural product through new or innovative methods of processing, marketing, or packaging.

15 19 A fund is created which shall be known as the value-added  
15 20 agricultural products financing program fund. The purpose of  
15 21 this fund is to provide financing, including grants, loans, or  
15 22 a combination of both, for small businesses that will add  
15 23 value to an Iowa agricultural product through new or  
15 24 innovative methods of processing, marketing, or packaging.  
15 25 Final recommendations on individual applications are to be

DETAIL: Adds \$209,000 for this new Program to be funded, through the ICDL.

VETOED

15 26 made by the agricultural products advisory council to the  
 15 27 director of the department of economic development who shall  
 15 28 make the final decision. Loans under the program shall not  
 15 29 exceed \$50,000 with interest charged at an annual rate of 0 to  
 15 30 10 percent. Financing under the program is restricted to  
 15 31 businesses with fewer than 30 employees or less than  
 15 32 \$1,000,000 in annual sales. However, funding shall not be  
 15 33 available for individual farming operations.]  
 15 34 [The agricultural products advisory council may expend funds  
 15 35 appropriated in this subsection to employ or contract with a  
 16 1 consultant or specialist as provided in section 15.203,  
 16 2 subsection 5.]

VETOED

Requires the Agricultural Products Advisory Council to make application recommendations to the Director of the DED.

Requires that loans not exceed \$50,000 with interest rates between 0% and 10%.

Requires businesses that have fewer than 30 employees and annual sales of less than \$1,000,000 to be eligible for financing.

Permits a portion of the appropriation to be used by the APAC to hire a consultant to resolve differences between the DED and the Department of Agriculture and Land Stewardship (DALs) in their agricultural marketing programs.

VETOED: The Governor vetoed the language that requires the APAC to make recommendations to the DED, that loans not exceed \$50,000 with interest rates between 0% and 10%, that financing is restricted to businesses with 30 or less employees, and allows the Council to hire a consultant, stating that these provisions are inconsistent with S.F. 2385 which creates this Program.

16 3 Up to \$50,000 in the fund may be used in cooperation with  
 16 4 the Iowa state university of science and technology  
 16 5 agricultural extension to provide technical assistance.

Permits up to \$50,000 to be transferred to the ISU Agricultural Extension Service for marketing purposes.

16 6 Notwithstanding section 8.33, moneys in the fund at the end  
 16 7 of a fiscal year shall not revert but shall remain available  
 16 8 for purposes of the program.

CODE: Requires funds to not revert, but be available for purposes of the Program in the next fiscal year.

16 9 4. RESEARCH AND DEVELOPMENT CONSORTIUMS  
 16 10 For operation of the consortiurns established under chapter  
 16 11 262B:  
 16 12 ..... \$ 300,000

ICDL appropriation for the Research and Development Consortiurns at the three Regent universities. Maintains the current level of service.

16 13 5. RESEARCH PARKS  
 16 14 For the operation and maintenance of the university-related  
 16 15 research parks at the state university of Iowa and the Iowa  
 16 16 state university of science and technology:  
 16 17 ..... \$ 471,000

ICDL appropriation for the Research Parks at ISU and the U of I. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

16 18 Sec. 7. SMALL BUSINESS ADVOCATE.  
 16 19 There is appropriated from the general fund of the state to  
 16 20 the small business advocate for the fiscal year beginning July  
 16 21 1, 1990, and ending June 30, 1991, the following amount, or so  
 16 22 much thereof as is necessary, to be used for the purposes  
 16 23 designated:  
 16 24 For salaries, support, maintenance, miscellaneous purposes,  
 16 25 and for not more than the following full-time equivalent  
 16 26 positions:  
 16 27 ..... \$ 281,245  
 16 28 ..... FTEs 6.00

General Fund appropriation for the Small Business Advocate.

DETAIL: Create the Office of Small Business Advocate responsible for assisting small businesses in obtaining financial assistance and act as a liaison between the various small business programs and small businesses.

NOTE: H.F. 2569, Section 1203 repeals this Section. Of the funds appropriated for the Small Business Advocate, \$225,000 and 4.5 FTE positions are being transferred to General Administration of the DED.

16 29' Sec. 8.  
 16 30 There is appropriated from the general fund of the state to  
 16 31 the treasurer of state for the fiscal year beginning July 1,  
 16 32 1990, and ending June 30, 1991, the following amount, or so  
 16 33 much thereof as is necessary, to be used for the purposes  
 16 34 designated:  
 16 35 For the initial funding of Iowa's participation in the  
 17 1 funding of the world food prize:  
 17 2 ..... \$ 250,000

General Fund appropriation to the Treasurer of State for the World Food Prize.

DETAIL: Adds \$250,000 for this new Program to recognize, encourage, and reward outstanding individual achievement in improving the quality, quantity, and availability of the world food supply.

17 3 It is the intent of the general assembly that this  
 17 4 appropriation of public funds will result in a commitment for  
 17 5 additional funding for the world food prize'from private  
 17 6 sources.

Directs that this appropriation will result in a similar commitment of funds from private sources.

17 7 The treasurer of state shall only provide the funds  
 17 8 appropriated in this section to the world food prize  
 17 9 foundation if sufficient private funds are raised to locate  
 17 10 the world food prize foundation in Iowa and the foundation is

Requires the Treasurer to only provide funds, if sufficient private funds are raised to assure participation.

17 11 structured to include representation that reflects  
17 12 environmental concerns and sustainable agriculture.

17 13 [Notwithstanding section 8.33, if the treasurer of state has  
17 14 not provided the total amount appropriated in this section to  
17 15 the world food prize foundation by June 30, 1991, the  
17 16 remaining amount shall not revert but shall be available for  
17 17 expenditure by the department of economic development for  
17 18 purposes of the technical assistance centers.]

VETOED

CODE: Requires all unexpended and unobligated funds at the end of the current fiscal year to be used for the Rural Technical Assistance Centers.

VETOED: The Governor vetoed the language that required unexpended funds to be available for the Rural Technical Assistance Centers, stating that it would be fiscally irresponsible to obligate unspent funds for the Centers.

17 19 Sec. 9.  
17 20 There is appropriated from the general fund of the state to  
17 21 the treasurer of state for the fiscal year beginning July 1,  
17 22 1990, and ending June 30, 1991, the following amount, or so  
17 23 much thereof as is necessary, to be used for the purposes  
17 24 designated:

17 25 To be used by the treasurer of state to provide state  
17 26 matching funds as provided in the rural county investment Act  
17 27 if enacted by the Seventy-third General Assembly, 1990  
17 28 Session:  
17 29 ..... \$ 100,000

General Fund appropriation to the Treasurer's Office to provide matching funds for the Rural County Investment Act.

DETAIL: Adds \$200,000 for this new Program to be used as State matching funds as provided in the Rural County Investment Act.

NOTE: H.F. 2569, Section 1203 repeals this Section. The funding for this Program was contingent upon the passage of S.F. 2353, an Act relating to the establishment of rural county investment funds. S.F. 2353 was not passed, therefore, there was no need for the appropriation.

17 30 Of the amount appropriated in this section, \$25,000 shall  
17 31 be used for technical assistance as provided under the rural  
17 32 county investment Act if enacted by the Seventy-third General  
17 33 Assembly, 1990 Session.

Requires \$25,000 to be used for technical assistance if the Rural County Investment Act is enacted into law.

17 34 Sec. 10.  
17 35 Notwithstanding section 15.251, subsection 2, there is  
18 1 appropriated from the jobs now account within the Iowa plan  
18 2 fund for economic development to the department of economic  
18 3 development for the fiscal year beginning July 1, 1990, and  
18 4 ending June 30, 1991, the following amounts, or so much

CODE: Jobs Now Account of the Iowa Plan Fund appropriation from funds which had previously been used for the administration of the 280B Program (Industrial New Jobs Training) for the following six programs:

18 5 thereof as is necessary, to be used for the purposes  
18 6 designated:

18 7 1. For administration of chapter 280B, including salaries,  
18 8 support, maintenance, and miscellaneous purposes for not more  
18 9 than the following full-time equivalent positions:  
18 10 ..... \$ 125,000  
18 11 ..... FTEs 2.50

1. For the administration of Chapter 280B, Code. of Iowa.

DETAIL: Subtracts \$149,337 from the Program to administer the Iowa Industrial New Job Training Program.

18 12 2. For a public/private partnership to provide information  
18 13 to employers, employees, and educators about the changing  
18 14 nature of the workplace and the workforce:  
18 15 ..... \$ 30,000

2. For providing information about changes in the workplace and workforce in Iowa.

DETAIL: This is a new Program to encourage a private/public partnership for the purposes of providing advice to Iowa companies about changes expected to take place in the workforce and work environment in the coming decades.

18 16 3. To fund a multistate trade office in Canada:  
18 17 ..... \$ 50,000

3. For the Canadian Trade Office.

DETAIL: Adds \$50,000 to this new Program to explore trade opportunities in Canada in cooperation with other Midwestern states.

18 18 4. In addition to moneys provided for in section 1,  
18 19 subsection 14 of this Act, to assist communities or groups of  
18 20 communities to develop and implement planning efforts for  
18 21 community, business, and economic development:  
18 22 ..... \$ 7,650

4. For the Community Betterment Program in Community Progress in the DED to provide technical assistance to Iowa communities.

DETAIL: Adds \$7,650 in addition to the funds appropriated from the General Fund for the Community Betterment Program.

18 23 5. For a riverfront development and restoration grant  
18 24 program to be used for construction, renovation, or  
18 25 restoration of existing or new structures that enhance the  
18 26 historic, educational, or recreational value of the riverfront

5. For the Riverfront Development Grants Program.

DETAIL; Adds \$150,000 for this new Program to provide riverfront development grants for developing

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<p>18 27 area:                  18 28 .....</p>	<p>\$ 150,000</p>	<p>the riverfronts in Iowa for recreational and tourism purposes.</p> <p>NOTE: H.F. 2569, Section 1301, appropriates an additional \$50,000 for the development of public riverfront park, wetlands, and recreational areas.</p>
<p>18 29 As a condition, limitation, and qualification of the                  18 30 appropriation, the department shall give priority to projects                  18 31 that provide at least a 2-to-1 dollar match from private or                  18 32 other sources.</p>		<p>Requires the DED to give priority to projects which provide two-to-one dollar match from private sources.</p>
<p>18 33 6. For the center for community leadership to assist                  18 34 leaders from multicomunity clusters or individual communities                  18 35 to develop their personal and team skills in order to create                  19 1 and implement plans for the development of their communities:                  19 2 .....</p>	<p>\$ 50,000</p>	<p>6. For the Center for: Community Leadership to assist community leaders.</p> <p>DETAIL: Adds \$50,000 for this new Program to assist community leaders in developing economic development strategies.</p>
<p>19 3 Sec. 11.                  19 4 There is appropriated from the general fund of the state to                  19 5 the following named institutions for the fiscal year beginning                  19 6 July 1, 1990, and ending June 30, 1991, the following amounts,                  19 7 or so much thereof as is necessary, to be used for the                  19 8 purposes designated:</p>		<p>General Fund appropriation to the Regents institutions for the following six programs:</p>
<p>19 9 1. To the university of northern Iowa for the decision-                  19 10 making science institute:                  19 11 .....</p>	<p>\$ 750,000</p>	<p>1. To the Decision-Making Science Institute at UNI.</p> <p>DETAIL: Adds \$250,000 to the FY 1990 funding level.</p>
<p>19 12 2. To the Iowa state university of science and technology                  19 13 for funding the small business development centers:                  19 14 .....</p>	<p>\$ 1,350,000</p>	<p>2. To the Small Business Development Centers at ISU.</p> <p>DETAIL: Adds \$50,000 to the FY 1990 funding level. The Program was funded through the Iowa Plan Fund in FY 1990.</p>

19 15 3. To the Iowa state university of science and technology  
 19 16 for the institute for physical research and technology:  
 19 17 ..... \$ 300,000

3. To the Institute of Physical Research and Technology at ISU.

DETAIL: Adds \$300,000 for this new Program.

19 18 4. To the state university of Iowa for the center for  
 19 19 biocatalysis:  
 19 20 ..... \$ 300,000

4. To the Center for Biocatalysis at the U of I.

DETAIL: Adds \$300,000 for this new Program.

19 21 5. To the Iowa state university of science and technology  
 19 22 for an intensive effort of technology transfer for the  
 19 23 livestock industry as provided in section 99E.32, subsection  
 19 24 4, paragraph g:  
 19 25 ..... \$ 300,000

5. To the Livestock Technology Transfer Program at ISU. Maintains the current level of service.

DETAIL: The Program was funded through the Iowa Plan Fund in FY 1990.

19 26 6. To the university of northern Iowa for the applied  
 19 27 technology program:  
 19 28 ..... \$ 300,000

6. To the Applied Technology Program at UNI.

DETAIL: Adds \$200,000 to the FY 1990 funding level. The Program was funded through the Iowa Plan Fund in FY 1990.

19 29 Sec. 12.  
 19 30 If moneys appropriated in this Act are awarded to a  
 19 31 business, institution, or local unit of government and a  
 19 32 ceremony is to be held in recognition of such award, the  
 19 33 department shall notify the governor and the state senator and  
 19 34 representative in whose district the award ceremony is taking  
 19 35 place. The notice shall be given early enough to allow the  
 20 1 governor, state senator, and state representative to attend.

Requires the OED, if providing recognition to a business, institution, or local unit of government in the awarding of funds appropriated in this Act, to notify the Governor, and the State Senator and Representative in whose district the award ceremony is to take place.

20 2 [Sec. 13. There is appropriated from the general fund for  
 20 3 the fiscal year beginning July 1, 1990 to a special events  
 20 4 fund in the department of economic development, the sum of  
 20 5 fifty thousand dollars to be used as one-time funding to  
 20 6 assist in the start-up, promotion, continued operation and  
 20 7 organization of local tourism, recreational, or cultural  
 20 8 special events. Not more than fifteen thousand dollars shall

VETOED

General Fund appropriation of \$50,000 for a Special Events Fund.

Requires a maximum of \$15,000 to be awarded for any one event.

Requires preference to be given to national events

20 9 be awarded for any event. Special events are those of a  
 20 10 nature that occur not more than twice a year and include, but  
 20 11 are not limited to, hot air ballon races, fishing tournaments,  
 20 12 and car racing meets. Preference shall be given to national  
 20 13 events. In awarding grants priority shall be given to those  
 20 14 events where state funds shall be matched on at least a one-  
 20 15 to-one basis with electronic or other media advertising being  
 20 16 provided to the event.]

and priority be given to those events where state funds will be matched on at least a one-to-one basis with electronic or other media advertising.

VETOED: The Governor vetoed this Section, stating that the Community Cultural Grants Program is currently dedicated to providing assistance for similar purposes and that such a Special Events Fund should be structured as a revolving loan fund to provide low-interest loans to local communities.

20 17 Sec. 14.  
 20 18 There is appropriated from the general fund of the state to  
 20 19 the Iowa department of public health for the fiscal year  
 20 20 beginning July 1, 1990, and ending June 30, 1991, the  
 20 21 following amount, or *so* much thereof as is necessary, to be  
 20 22 used for the purposes designated:  
 20 23 For the acquisition of emergency medical services  
 20 24 equipment:  
 20 25 ..... \$ 750,000

General Fund appropriation for the Emergency Medical Services (EMS) equipment.

DETAIL: Reduces \$750,000 from the FY 1990 level. This Program was funded from the Iowa Plan Fund in FY 1990.

20 26 1. The funds appropriated under this section shall be  
 20 27 allocated to each county based upon the apportionment of funds  
 20 28 as follows:  
 20 29 a. 50 percent of the funds is apportioned based upon the  
 20 30 area of a county to the total area of all counties.  
 20 31 b. 25 percent of the funds is apportioned based upon the  
 20 32 population of the county to the total population of all  
 20 33 counties.  
 20 34 c. 25 percent of the funds is apportioned based upon the  
 20 35 rural population of the county to the total rural population  
 21 1 of all counties.

Requires the funds to be allocated to counties based upon the apportionment provided in this Subsection.

21 2 2. Each county EMS association shall propose a plan for  
 21 3 spending, the county's allocation and submit the plan to the  
 21 4 regional EMS council for its review and comment. The regional  
 21 5 EMS council shall review the plan and shall approve, modify,  
 21 6 or deny the plan. If a request is denied, the county EMS  
 21 7 association may submit a new proposal. Upon approval by the  
 21 8 regional EMS council, the Iowa department of public health

Requires that each county provide an EMS plan to be reviewed by the Regional EMS Council. Requires each county to match dollar for dollar awards provided under this Subsection.



21 9 shall remit the amount approved to the award recipients. Each  
21 10 award of \$1 to a county shall require a \$1 match by the county  
21 11 or EMS provider. The Iowa department of public health shall  
21 12 provide assistance to the regional EMS council in reviewing  
21 13 the proposals.

21 14 3. For the purposes of this section, unless the context  
21 15 otherwise requires:

21 16 a. Area, county EMS association, EMS provider,  
21 17 regional EMS council, and rural population mean the same  
21 18 as defined in 641 I.A.C., ch. 130.

21 19 b. Emergency medical services equipment means  
21 20 defibrillators, nondisposable essential ambulance equipment,  
21 21 as defined by the American college of surgeons, communications  
21 22 pagers, radios, and base repeaters. Emergency medical  
21 23 services equipment does not include ambulances, automotive  
21 24 parts, or buildings.

21 25 It is the intent of the general assembly to fund an  
21 26 additional \$750,000 in fiscal year 1992 for this purpose.

21 27 Sec. 15.

21 28 There is appropriated from the general fund of the state to  
21 29 the Iowa finance authority for the fiscal year beginning July  
21 30 1, 1990, and ending June 30, 1991, the following amount, or so  
21 31 much thereof as is necessary, to be used for the purposes  
21 32 designated:

21 33 For the rural community 2000 program:  
21 34 ..... \$ 1,600,000

21 35 Notwithstanding section 15.283, subsection 4, the amount  
22 1 appropriated in this section shall be allocated for  
22 2 traditional infrastructure under section 15.284 and for new  
22 3 infrastructure under section 15.285.

22 4 Sec. 16.

22 5 There is appropriated from the general fund of the state to  
22 6 the Iowa finance authority for the fiscal year beginning July  
22 7 1, 1990, and ending June 30, 1991, the following amounts, or  
22 8 so much thereof as is necessary, to be used for the purposes

Provides definitions for Area and Emergency  
Medical Services Equipment.

Directs an additional \$750,000 be provided for the  
Program in FY 1992.

General Fund appropriation to the RC 2000 Program  
within the IFA.

DETAIL: Adds \$5,000 to the FY 1990 funding level.

CODE: Requires that the funds be used for  
traditional and new infrastructure.

General Fund appropriation to the IFA for the  
operation, construction, and rehabilitation of  
homeless shelters.

DETAIL: Adds \$900,000 for the Program to provide

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<p>22 9 designated:  22 10 1. To the housing trust fund, for the operation,  22 11 construction, and rehabilitation of homeless shelters under  22 12 section 220.100, subsection 2, paragraph a :  22 13 ..... \$ 1,000,000</p>	<p>shelter to the homeless in Iowa.</p>
<p>22 14 a. Of the amount appropriated in this subsection, as  22 15 nearly as practicable, \$650,000 shall be used for operating  22 16 costs, including utilities, maintenance, food, clothing, and  22 17 other supplies, or staff support services for homeless  22 18 shelters; \$200,000 shall be used for construction and  22 19 rehabilitation of homeless shelters; and \$150,000 shall be  22 20 used for assistance to homeless shelters that are facing  22 21 closure. If the moneys allocated for any of the purposes in  22 22 this paragraph are not used or dedicated by February 1 of the  22 23 fiscal year, the moneys may be reallocated for the other  22 24 purposes in this paragraph that have the most need as  22 25 determined by the Iowa finance authority.</p>	<p>Requires that of the amount appropriated in this Subsection, \$650,000 be used for homeless shelter operations, \$200,000 for construction and rehabilitation of homeless shelters, and \$150,000 for those homeless shelters which face closure.</p>
<p>22 26 b. As a condition, limitation, and qualification of the  22 27 \$1,000,000 appropriation to the housing trust fund in this  22 28 subsection and notwithstanding section 220.100, subsection 6,  22 29 from the moneys available for operating costs of and staff  22 30 support services for homeless shelters in paragraph a, the  22 31 Iowa finance authority shall contract with a nongovernmental  22 32 entity to administer the funds available for operating costs  22 33 of and staff support services for homeless shelters.</p>	<p>Requires that funds appropriated in this Subsection be used by the IFA to contract with a nongovernmental entity to administer the funds available for operating and support costs for homeless shelters.</p>
<p>22 34 2. To the housing trust fund, to be used for the programs  22 35 provided in section 220.100, subsection 2, paragraphs b and  23 1 c:  23 2 ..... \$ 500,000</p>	<p>General Fund appropriation to the IFA for home maintenance and repair services to the elderly, handicapped, and disabled families. and for rental rehabilitation and construction of single and multi-family rental properties leased to low-income families.</p>
<p>23 3 The Iowa finance authority may award reimbursement for the  23 4 costs incurred in submitting grant applications.</p>	<p>Allows the IFA to reimburse costs incurred in submitting grant applications.</p>
<p>23 5 Sec. 17.</p>	<p>General Fund appropriation of \$500,000 to the</p>

23 6 There is appropriated from the general fund of the state to  
 23 7 the department of human services for the fiscal year beginning  
 23 8 July 1, 1990, and ending June 30, 1991, the following amount,  
 23 9 or so much thereof as is necessary, to be used for the purpose  
 23 10 designated:  
 23 11 For emergency assistance to families with dependent  
 23 12 children under Title IV-A of the federal Social Security Act  
 23 13 to match federal dollars for homeless prevention programs:  
 23 14 ..... \$ 500,000

Department of Human Services for providing emergency assistance to families with dependent children.

DETAIL: Adds \$500,000 to this new Program to provide emergency assistance to families with dependent children.

23 15 The emergency assistance provided for in this section shall  
 23 16 be available only if all other publicly funded resources have  
 23 17 been exhausted. This emergency assistance includes, but is  
 23 18 not limited to, assisting people who face eviction, potential  
 23 19 eviction, or foreclosure, utility shut-off or fuel shortage,  
 23 20 loss of heating energy supply or equipment, homelessness,  
 23 21 utility or rental deposits, or other unspecified crisis which  
 23 22 threatens family or living arrangements. This assistance  
 23 23 shall be available to migrant families who would otherwise  
 23 24 meet eligibility criteria.

Requires the emergency assistance be available only if other sources of funding have been exhausted. Requires the funds be available to people who face eviction foreclosure, utility shut-off or fuel shortage, homelessness, utility or rental deposits, and for low-income migrant families who meet eligibility criteria.

23 25 Sec. 18. Section 15.108, subsection 7, paragraphs a and b,  
 23 26 Code Supplement 1989, are amended by striking the paragraphs.

CODE: Deletes the Subsection that deals with receiving and reviewing complaints from individual small businesses.

NOTE: H.F. 2569, Section 1203 repeals this Section.

23 27 Sec. 19. Section 15.108, subsection 7, paragraph c,  
 23 28 subparagraphs (1), (2) and (4), Code Supplement 1989, are  
 23 29 amended to read as follows:

23 30 (1) The director, in conjunction with the director of the  
 23 31 department of management and small business advocate, shall  
 23 32 publicize the procurement set-aside program to targeted small  
 23 33 businesses and to agencies of state government, attempt to  
 23 34 locate targeted small businesses able to perform set-aside  
 23 35 awards, and encourage program participation. The director may  
 24 1 request the cooperation of the department of general services,  
 24 2 the department of transportation, the state board of regents,  
 24 3 or any other agency of state government in publicizing this  
 24 4 program.

CODE: Requires the Director of the DED in conjunction with the Director of the Department of Management, to include the Small Business Advocate, when publicizing the procurement set-aside program, financial assistance programs, and advising and assisting targeted small businesses.

NOTE: H.F. 2569, Section 1203, repeals this Section.

24 5 (2) The director, in conjunction with the director of the  
 24 6 department of management and small business advocate, shall  
 24 7 publicize the financial assistance program established in  
 24 8 section 15.247 to targeted small businesses.

24 9 (4) The director, in conjunction with the director of the  
 24 10 department of management, small business advocate, and jointly  
 24 11 with the universities under the jurisdiction of the state  
 24 12 board of regents, the area community colleges, and the area  
 24 13 vocational schools, shall develop and make available in all  
 24 14 areas of the state, programs to offer and deliver  
 24 15 concentrated, in-depth advice and services to assist targeted  
 24 16 small businesses. The advice and services shall extend to all  
 24 17 areas of business management in its practical application,  
 24 18 including but not limited to accounting, engineering,  
 24 19 drafting, grant writing, obtaining financing, locating bond  
 24 20 markets, market analysis, and projections of profit and loss.

24 21 Sec. 20. Section 15.108, subsection 7, paragraph d, Code  
 24 22 Supplement 1989, is amended by striking the paragraph.

CODE: Deletes the Subsection which deals with the training of bank loan officers in order to increase their expertise in regard to business loans.

NOTE: H.F. 2569, Section 1203, repeals this Section.

24 23 Sec. 21. Section 15.108, subsection 7, paragraph e, Code  
 24 24 Supplement 1989, is amended to read as follows:  
 24 25 e. To the extent feasible, cooperate with the department  
 24 26 of employment services and small business advocate to  
 24 27 establish a program to educate existing employers and new or  
 24 28 potential employers on the rates and workings of the state  
 24 29 unemployment compensation program and the state workers'  
 24 30 compensation program.

CODE: Provides for cooperation between the DED and the Small Business Advocate in establishing the program to educate employers and potential employers on Unemployment Compensation Program.

NOTE: H.F. 2569, Section 1203, repeals this Section.

24 31 Sec. 22. Section 15.108, subsection 7, paragraph f, Code  
 24 32 Supplement 1989, is amended by striking the paragraph.

CODE: Deletes the Subsection which deals with conducting a feasibility study to reduce the number of state licenses, permits, and certificates required to conduct small business in Iowa.

NOTE: H.F. 2569, Section 1203, repeals this Section.

24 33 Sec. 23. NEW SECTION. 15.112 RESTRICTIONS RELATING TO  
24 34 COUNCILS OF GOVERNMENTS.

24 35 The department shall not require a city or county to be a  
25 1 dues paying member of a council of governments.

CODE: Creates a new Section that requires the DED to not require a city or county to be a dues paying member of a council of governments.

25 2 . Sec. 24. NEW SECTION. 15.248 MICROENTERPRISE DEVELOPMENT  
25 3 PROGRAM -- MICROENTERPRISE DEVELOPMENT REVOLVING FUND.

25 4 The department shall establish, contingent on the  
25 5 availability of funds authorized for the program, a  
25 6 microenterprise development program and a microenterprise  
25 7 development revolving fund to provide grants, loans, loan  
25 8 guarantees, financial or technical assistance, or any other  
25 9 necessary support and assistance to a person beginning or  
25 10 expanding a small business, as defined in section 220.1,  
25 11 subsection 28. For the fiscal year beginning July 1, 1990,  
25 12 the program shall include the following programs:

25 13 1. The self-employment loan program under section 15.241.

25 14 2. The case management program under section 15.246.

25 15 3. The targeted small business financial assistance  
25 16 program under section 15.247.

25 17 4. The department shall review the microenterprise  
25 18 development program and may include different programs than  
25 19 those designated in subsections 1, 2, and 3 for fiscal years  
25 20 beginning on or after July 1, 1991.

25 21 5. Repayments of loans under the programs listed in  
25 22 subsections 1, 2, and 3 received through June 30, 1991, shall  
25 23 be repaid to the Iowa community development loan fund created  
25 24 pursuant to section 28.120. Repayments of loans under the  
25 25 programs listed in subsections 1, 2, and 3 on or after July 1,  
25 26 1991, shall be deposited in the revolving loan fund created in  
25 27 this section.

CODE: Creates a new Section that requires the DED to establish a Microenterprise Development Revolving Fund to provide grants and loans to small businesses for the Self-Employment Loan Program, the Case Management Program, and the Targeted Small Business Program.

Requires the DED to review the Microenterprise Development Program and may include programs other than those listed in this Section.

Requires that repayments of loans for the programs listed in this Section received through July 1, 1990, be repaid to the ICDL, and after that date, the loans be repaid to the Revolving Fund created under this Section.

25 28 Sec. 25. Section 15.284, Code Supplement 1989, is amended  
25 29 to read as follows:

25 30 15.284 TRADITIONAL INFRASTRUCTURE:

25 31 1. The traditional infrastructure category contains  
25 32 projects that include, but are not limited to, sewer, water,  
25 33 roads, bridges, airports, and other projects described in  
25 34 section 384.24, subsection 3.

25 35 2. Any Iowa city, ~~or county,~~ rural water district created  
26 1 under chapter 357A, or nonprofit corporation created for the

CODE: Redefines the traditional infrastructure category as projects that include, but not limited to, sewer, water, roads, bridges, airports and others defined in Section 384.24 (3). Code of Iowa.

Permits any Iowa city, county, or rural water district to be eligible to apply for loans or grants and provides for the information which an applicant must submit in order to receive a grant or loan.

<p>26 2 <u>purpose of operating a rural water system</u> is eligible to apply  26 3 for loans or grants from this category. Along with the  26 4 application, the <del>city or county</del> <u>applicant</u> shall submit the  26 5 following:  26 6 a. A needs assessment study.  26 7 b. A capital improvement program.  26 8 c. Evidence of matching contribution of at least twenty-  26 9 five percent of the total project cost.  26 10 3. Applications must be seeking funds to improve the  26 11 physical assets of the traditional infrastructure of the  26 12 <del>political subdivision</del> <u>applicant</u> in aid of development.</p>	<p>Requires the DED to rank applications according to the criteria provided in this Subsection.</p>
<p>26 13 4. The finance division of the department shall rank the  26 14 applicants according to financial need, cost-benefit of the  26 15 project, percent of match, impact, and ability to administer  26 16 project.</p>	
<p>26 17 5. The interest rate for a loan, if assessed, may range  26 18 from zero to five percent. The department may charge  26 19 applicants an administration fee, not to exceed one percent of  26 20 the principal amount of the loan or grant, to be paid as a  26 21 lump sum.</p>	<p>Provides for the interest rate for a loan to be between 0% and 5% and requires the DED to not charge an administrative fee of more than 1% of the principal amount.</p>
<p>26 22 6. The department may coordinate with the department of  26 23 natural resources to assist <del>political subdivisions</del> <u>applicants</u>  26 24 receiving federal or other state aid for waste water treatment  26 25 facilities. However, the department shall not allocate more  26 26 than fifty percent of the moneys available to this category  26 27 for this purpose.</p>	<p>Provides for the DED to coordinate with the DNR to assist applicants and requires the DED to not allocate more than 50% of the money available for this purpose.</p>
<p>26 28 Sec. 26. Section 15.288, Code Supplement 1989, is amended  26 29 by adding the following new unnumbered paragraph:  26 30 <u>NEW UNNUMBERED PARAGRAPH.</u> For purposes of this section as  26 31 it relates to the traditional infrastructure category under  26 32 section 15.284, political subdivision includes a rural water  26 33 district created under chapter 357A or a nonprofit corporation  26 34 created for the purpose of operating a rural water system.</p>	<p>CODE: Includes a rural water system or a nonprofit corporation created to operate a rural water district in the definition of a political subdivision.</p>
<p>26 35 [Sec. 27. <u>NEW SECTION.</u> 17A.34 NOTICE OF LICENSE OR PERMIT  27 1 APPLICATION.  27 2 An agency which issues licenses or permits shall adopt</p>	<p>CODE: Requires each State agency which issues license's or permits to adopt procedural rules.</p>

VETOED

27 3 rules providing notice of issuance procedures to a person  
 27 4 applying for a license or permit in the event the application  
 27 5 cannot be processed within two weeks of receipt of the license  
 27 6 or permit application by the agency. The notice shall be sent  
 27 7 two weeks after receipt of the license or permit application,  
 27 8 and shall explain the approximate amount of time necessary to  
 27 9 process the application.

VETOED: The Governor vetoed this Section, stating that it would further delay the process of issuing licenses and permits.

27 10 Sec. 28. Section 28.120, Code 1989, is amended by adding  
 27 11 the following new subsection:  
 27 12 NEW SUBSECTION. 7. Notwithstanding subsections 5 and 6,  
 27 13 for the fiscal year beginning July 1, 1990, and ending June  
 27 14 30, 1991, five hundred thousand dollars is appropriated from  
 27 15 the Iowa community development loan fund to the Iowa finance  
 27 16 authority for an E911 financing program. For the fiscal year  
 27 17 beginning July 1, 1991, and for each subsequent fiscal year,  
 27 18 all moneys in the Iowa community development loan fund are  
 27 19 appropriated to the Iowa finance authority for the E911  
 27 20 financing program.

VETOED

CODE: Appropriates funds from the ICDL to the IFA for financing a E911 Financing Program and requires all ICDL moneys in subsequent years to be used for financing the E911 Financing Program.

VETOED: The Governor vetoed part of this Section which requires moneys deposited in the ICDL in the subsequent years to be used for financing the E911 Financing Program, stating that the appropriation should be made on an annual basis.

27 21 Sec. 29. Section 28.154, subsection 1, paragraph a,  
 27 22 subparagraphs (5) and (6). Code Supplement 1989, are amended  
 27 23 to read as follows:  
 27 24 (5) The chairperson of the Iowa product development  
 27 25 corporation or the chairperson's designee.  
 27 26 (6) A shareholder member of the business development  
 27 27 finance corporation elected by the business development  
 27 28 finance corporation board or the shareholder's designee.

CODE: Permits the IPDC and BDFC chairpersons to designate members on the Wallace Technology Foundation Board.

27 29 Sec. 30. NEW SECTION. 28.162 SMALL BUSINESS ADVOCATE  
 27 30 ESTABLISHED.  
 27 31 The office of the small business advocate is established.

CODE: Establishes the Office of the Small Business Advocate.

NOTE: H.F. 2569, Section 1203, repeals this Section.

27 32 Sec. 31. NEW SECTION. 28.163 DEFINITIONS.  
 27 33 1. Advocate means the small business advocate.  
 27 34 2. Agency means any state agency, commission, or board.  
 27 35 3. Small business means a small business or targeted  
 28 1 small business as defined in section 15.102.

CODE: Defines the Small Business Advocate, State agencies, and small businesses.

NOTE: H.F. 2569, Section 1203, repeals this Section.

28 2 Sec. 32. NEW SECTION. 28.164 SMALL BUSINESS ADVOCATE --  
 28 3 APPOINTMENT.  
 28 4 A small business advocate shall be appointed to a four-year  
 28 5 term by the governor, subject to confirmation by the senate,  
 28 6 and shall serve at the pleasure of the governor. The governor  
 28 7 shall fill a vacancy in the office in the same manner as the  
 28 8 original appointment was made. The small business advocate  
 28 9 shall not be selected on the basis of political affiliation  
 28 10 and shall not engage in political activity while holding the  
 28 11 office. The salary of the small business advocate shall be  
 28 12 fixed by the governor within a salary range established by the  
 28 13 general assembly.

CODE: Provides for the Small Business Advocate to be appointed by the Governor for a four-year term and confirmed by the Senate.

NOTE: H.F. 2569, Section 1203, repeals this Section.

28 14 Sec. 33. NEW SECTION. 28.165 ~~SMALL~~ BUSINESS ADVOCATE --  
 28 15 DUTIES.  
 28 16 The small business advocate shall do all of the following:  
 28 17 1. Study the feasibility of reducing the total number of  
 28 18 state licenses, permits, and certificates required to conduct  
 28 19 small business.  
 28 20 2. Receive and review complaints from individual small  
 28 21 businesses that relate to rules or decisions of state  
 28 22 agencies, and refer questions and complaints to a governmental  
 28 23 agency where appropriate.  
 28 24 3. Operate and administer the regulatory information  
 28 25 service provided for in section 28.17.  
 28 26 4. Operate and administer the small business information  
 28 27 center established under section 99E.32, subsection 3,  
 28 28 paragraph d, subparagraph (4).  
 28 29 5. If determined necessary by the small business advocate,  
 28 30 provide training for bank loan officers to increase their  
 28 31 level of expertise in regard to business loans.  
 28 32 6. Facilitate resolution of complaints from small  
 28 33 businesses under section 15.108, subsection 7, paragraph a  
 28 34 through the agency's business assistance officer. However,  
 28 35 the advocate may refer complaints to the citizens' aide or the  
 29 1 attorney general for further investigation or action if  
 29 2 necessary.  
 29 3 7. Serve as ombudsman for small businesses in their  
 29 4 relations with state agencies and with regard to economic  
 29 5 development assistance programs, including but not limited to  
 29 6 the following programs:

CODE: Defines the duties of the Small Business Advocate.

NOTE: H.F. 2569, Section 1203, repeals this Section.



- 29 7 a. The targeted small business linked investments programs  
29 8 created under section 12.43.
- 29 9 b. The targeted small business procurement program created  
29 10 under sections 73.15 through 73.21.
- 29 11 c. The Iowa product development corporation.
- 29 12 d. The business development finance corporation.
- 29 13 e. Other programs and development activities authorized  
29 14 under chapter 28.
- 29 15 f. The federal procurement office.
- 29 16 g. The community economic betterment program.
- 29 17 h. The small business new jobs training program under  
29 18 chapter 280C.
- 29 19 i. Business incubators established under section 99E.32,  
29 20 subsection 3, paragraph d, subparagraph (5).
- 29 21 8. Consult and advise the three branches of government on  
29 22 issues that directly or indirectly affect small businesses in  
29 23 the state.
- 29 24 9. Make recommendations to reduce or prevent duplication  
29 25 of services to small businesses by an agency, local  
29 26 government, or nonprofit or other private organization.
- 29 27 10. Assist the primary research and marketing center for  
29 28 business and international trade established under section  
29 29 28.101.
- 29 30 11. Work with associations or citizen groups and local,  
29 31 state, or federal agencies that affect small business in  
29 32 improving the small business climate in the state and in  
29 33 encouraging federal and local governmental agencies to  
29 34 simplify and coordinate permit and application forms for  
29 35 projects in the state.
- 30 1 12. Provide mediation services to a small business.
- 30 2 13. Request a small business regulatory flexibility  
30 3 analysis under section 17A.31.
- 30 4 14. Provide information to the public on business activity  
30 5 in the state and the small business advocate's office and  
30 6 services.
- 30 7 15. Serve as chairperson of the interagency committee of  
30 8 business assistance officers that coordinates interagency  
30 9 activities affecting small business.
- 30 10 16. Employ personnel as necessary to carry out the duties  
30 11 and responsibilities of the small business advocate consistent  
30 12 with the provisions of chapter 19A. Professional employees

30 13 are exempt from the merit system provisions of chapter 19A.  
 30 14 17. Manage the internal operations of the office of the  
 30 15 small business advocate, including the purchasing or leasing  
 30 16 of equipment or office space, and establish guidelines and  
 30 17 procedures to promote the orderly and efficient administration  
 30 18 of the office.  
 30 19 18. Prepare a budget for the small business advocate and  
 30 20 prepare reports as required by law.  
 30 21 19. Apply for, administer, and use federal or other funds  
 30 22 available for carrying out the purposes of this chapter.

30 23 Sec. 34. NEW SECTION. 28.166 ANNUAL REPORT.

30 24 1. The small business advocate shall annually, no later  
 30 25 than November 1, submit to the governor and the general  
 30 26 assembly, a report summarizing the state of small business in  
 30 27 Iowa.

30 28 2. The report shall include but is not limited to the  
 30 29 following:

30 30 a. A summary of the work of the small business advocate in  
 30 31 administering the advocate's duties and responsibilities.

30 32 b. Recommendations regarding agency permit programs and  
 30 33 recommendations to simplify or consolidate state regulatory  
 30 34 activities, permits, inspection, certification, or licensing  
 30 35 relating to small business.

31 1 Sec. 35, NEW SECTION. 28.167 ADDITIONAL DUTIES.

31 2 1. The small business advocate shall provide assistance to  
 31 3 a small business which raises a complaint regarding an agency  
 31 4 or experiences a delay in receiving a permit or license, or  
 31 5 other services from an agency.

31 6 2. A small business may contact the advocate to review or  
 31 7 assist in resolving a complaint or delay in service under  
 31 8 subsection 1.

31 9 3. The advocate shall adopt rules pursuant to chapter 17A  
 31 10 to administer this chapter.

31 11 4. An agency shall cooperate in providing information and  
 31 12 assistance to the advocate in resolving a complaint or delay  
 31 13 in service.

31 14 [ Sec. 36. NEW SECTION. 28.168 BUSINESS ASSISTANCE  
 31 15 OFFICER.

**VETOED**

CODE: Requires the Small Business Advocate to present a report annually on or before November 1, to the Governor and the General Assembly.

NOTE: H.F. 2569, Section 1203, repeals this Section.

CODE: Requires the Small Business Advocate to provide assistance to businesses with complaints against any State agency regarding any delays in obtaining permits, licenses or other services.

NOTE: H.F. 2569, Section 1203, repeals this Section.

CODE: Requires each State agency which provides assistance to small businesses to designate a

31 16 1. Each agency which provides information, economic or  
 31 17 technical assistance, licenses or permits, or other services  
 31 18 to small businesses shall designate a business assistance  
 31 19 officer.

31 20 2. A business assistance officer shall do all of the  
 31 21 following:

31 22 a. Consult with the advocate with regard to regulation and  
 31 23 forms management.

31 24 b. Provide regulatory assistance to small business.

31 25 c. Resolve small business complaints within the business  
 31 26 assistance officer's agency.

31 27 d. Maintain, at a central location, a current catalog of  
 31 28 all types of license, permit, and other regulatory  
 31 29 requirements of the agency affecting small business.

31 30 e. Review agency rules to reduce any adverse economic  
 31 31 effect on small business.

31 32 f. Promptly notify the advocate of any rule change.

31 33 g. Train agency personnel on how to reduce unnecessary  
 31 34 regulatory burdens and solve business complaints.

31 35 h. Cooperate with the advocate in the exercise of the  
 32 1 advocate's duties under this chapter and take administrative  
 32 2 action necessary to implement programs developed by the  
 32 3 advocate pursuant to this chapter.

32 4 i. Serve on the interagency committee of business  
 32 5 assistance officers that coordinates interagency activities  
 32 6 affecting small businesses.

32 7 j. Submit an annual report by July 1 to the advocate on  
 32 8 the regulatory practices of the officer's agency and of the  
 32 9 services provided to small businesses by the agency3

32 10 [Sec. 37. NEW SECTION. 28.169 AGENCY INFORMATION -- VETOED  
 32 11 AVAILABILITY.

32 12 Except as otherwise provided, each agency shall do all of  
 32 13 the following:

32 14 1. Maintain, at a central location, a current catalog of  
 32 15 all types of projects, license, permits, and other regulatory  
 32 16 requirements administered by the agency. Specific application  
 32 17 forms, applicable agency rules, and the time period necessary  
 32 18 for license and permit application consideration, based upon  
 32 19 experience and statutory requirement, shall be included in the  
 32 20 catalog.

Business Assistance Officer who will be responsible for consulting with the Office of the Small Business Advocate with regard to providing assistance, responding to complaints, and keeping a current catalogue of all types of licenses, permits, and other regulatory requirements affecting small businesses.

VETOED: The Governor vetoed this Section, stating that it would delay the process of issuing licenses and permits to small businesses.

CODE: Requires each State agency to maintain at a central location a current catalog of licenses, permits, and other regulatory requirements, provide such information to clients upon request, and notify the Office of the Small Business Advocate of any changes in the catalogue information.

VETOED: The Governor vetoed this Section, stating that it would slow the process of issuing licenses and permits to small businesses.

PG LN	Senate File 2327	Explanation
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32 21 2. Provide to a person, upon request, information from the  
32 22 catalog or any application forms used by the agency.

32 23 3. Provide to the advocate, upon request, information from  
32 24 the catalog, including as many copies of the catalog as the  
32 25 advocate determines is necessary.

32 26 4. Promptly notify the advocate of any changes in  
32 27 information in the catalog if the advocate has previously  
32 28 requested information concerning the catalog.

32 29 Sec. 38. Section 220.100, subsection 2, paragraph a, Code  
32 30 1989, is amended to read as follows:

32 31 a. A grant program for the homeless for the construction,  
32 32 rehabilitation, ~~or~~ expansion, or costs of operating of group  
32 33 home shelter for the homeless.

CODE: Includes costs for the operation of group home shelters as part of a grant program for the homeless.

32 34 Sec. 39. Section 220.100, Code 1989, is amended by adding  
32 35 the following new subsection:

33 1 NEW SUBSECTION. 7. A homelessness advisory committee is  
33 2 created consisting of the executive director or the executive  
33 3 director's designee, the directors or their designees from the  
33 4 departments of economic development, elder affairs, human  
33 5 services, and human rights, and at least three individuals  
33 6 from the private sector to be selected by the executive  
33 7 director. The advisory committee shall advise the authority  
33 8 in coordinating programs that provide for the homeless.

CODE: Creates a Homeless Advisory Committee to provide advice to the IFA in coordinating programs that provide for the homeless.

33 9 Sec. 40. Section 473B.1. subsection 2, as enacted by 1990  
33 10 Iowa Acts, Senate File 2366, section 1, is amended by striking  
33 11 the subsection.

CODE: Deletes the Section which allows certain counties or regions to form a council of government to enter into a Chapter 28E agreement.

33 12 Sec. 41. 1990 Iowa Acts, Senate File 2366, section 7, is  
33 13 amended by striking the section and inserting in lieu thereof  
33 14 the following:

33 15 SEC. 7.

33 16 Any of the following counties of Boone, Dallas, Jasper,  
33 17 Marion, Polk, Story, and Warren, or combinations of these  
33 18 counties may form councils of governments or associate with  
33 19 any existing councils of governments.

33 20 SF 2327

33 21 mg/cc/26

CODE: Allows certain counties to form councils of government or associate with already existing ones.

DETAIL: This language relaxes the condition set in S.F. 2366 which states that the affected counties must join a council of government within six months.

**EXECUTIVE SUMMARY  
EDUCATION APPROPRIATIONS BILL**

**SENATE FILE 2423**

**NEW PROGRAMS, SERVICES, OR  
ACTIVITIES**

- Appropriates \$2,293,89 for a centralize Penal Institution Education Program. (Page 8, Line 16)
- Appropriates money for staff development at Community Colleges. (Page 14, Line 25)
- Creates a Multidisciplinary Cultural Grant Program. (Page 3, Line 4)
- Creates a financial aid program for displaced workers. (Page 4, Line 33)
- Appropriates money to increase student aid programs to fund an Iowa Grant Program and the Physicians Loan Program. (Page 4, Line 13)
- Appropriates \$475,000 for a Leadership for Teacher Education Program at the University of Northern Iowa. (Page 27, Line 9)
- Appropriates \$75,000 for an Elderlaw Education Program. (Page 29, Line 15)
- Appropriates \$500,000 for the Department of Education (DE) Special Programs and Projects: for college bound voucher programs, year-round school pilot project, and the American-Japan Alliance. (Page 7, Line 30)
- Appropriates \$200,000 for the Center for Simulation and Design at the University of Iowa. (Page 22, Line 32)
- Appropriates \$150,000 to the School Budget Review Committee to compensate school districts for enrollment losses due to open enrollment changes made by S.F. 2306. (Page 32, Line 11)
- Appropriates \$50,000 for new funding of the Vocational Agricultural Youth Organization. (Page 8, Line 11)
- Adds \$225,000 for new funding of a Graduate Nursing Grant Program. (Page 29, Line 22)

**MAJOR INCREASES, DECREASES OR  
TRANSFERS OF EXISTING PROGRAMS**

- Increases funding to the Iowa Arts Division, the Historical Division, the State Library, Iowa Peace Institute, the Administration Division, and the Regional Libraries; within the Department of Cultural Affairs. (Page 1, Line 9, 15, and 34; Page 2, Lines 5, 30, and 35)
- Increases funding to the Board of Educational Examiners by \$79,954. (Page 7, Line 34)

**EXECUTIVE SUMMARY  
EDUCATION APPROPRIATIONS BILL****SENATE FILE 2423**

- Increases funding to Merged Area Schools General Aid by \$12,621,068. This increase includes **salary** increases for community college faculty and professional staff. (Page 11, Line 1; Page 13, Line 11)
- Increases funding for agricultural health and safety programs by \$355,000, with child safety programs receiving \$25,000 of the appropriation. (Page 19, Line 2)
- Increases funding for the IMAGES Program at the Regents' institutions. (Page 19, Line 21; Page 24, Line 5; and Page 26, Line 29)
- Appropriates \$225,000 to certain area education agencies for special education support services. (Page 34, Line 28)
- Transfers Iowa Plan Fund money for appropriation to the Department of Cultural Affairs for cultural grants and to the DE for equipment purchases at community colleges. (Page 3, Line 4; Page 11, Line 1)
- Moves the appropriation for Vocational Education Aid to Secondary Schools from FY 1991 to FY 1992. (Page 16, Line 15)
- Strikes the separate line-item appropriation to the Academy of Science and adds funding and language to the general appropriation for the University of Northern Iowa for the Academy. (Page 25, Lines 11 and 34)
- Increases the Nonpublic Textbook reimbursement by \$10 and the appropriation by **\$274,640**. (Page 10, Line 7)
- Increases funding to the DE, General Administration by \$536,709 for an early childhood consultant, an Autism Regional Assistance Program, development of model competency-based curriculum, and to implement the Higher Education Act of 1990. (Page 6, Line 25)
- Increases funding to the Vocational Rehabilitation Division by \$947,089 for a federal match which will obtain an additional \$3,896,368 in federal funding. (Page 10, Line 14)

**EXECUTIVE SUMMARY  
EDUCATION APPROPRIATIONS BILL**

**SENATE FILE 2423**

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Establishes a Regional Autism Assistance Program. (Page 43, Line 13)
- By a phase-in process over four years, changes the Iowa Osteopathic Grant Program to a **Loan** Forgiveness Program and requires that **22%** of the students be Iowa residents at the University of Osteopathic Medicine and Health Sciences to receive subvention funding. (Page 47, Line 28; Page 49, Line 3)
- Prohibits the Board of Regents from charging back costs to the institutions under its control. (Page 56, Line 29)
- Provides funding from the FY 1990 State Communications Network appropriation for Merged Area VII for technology equipment. (Page 36, Line 28)
- Changes the budget enrollment for a school district which has reorganized. (Page 65, Line 25)
- Allows a county's quota for the Indigent Patient Program to be increased, if the Governor finds it necessary due to economic emergency. (Page 39, Line 15)
- Allows school districts to amend an existing whole-grade sharing agreement to include the sixth grade. (Page 34, Line 14)
- Permits the school year to begin on a day during the calendar week which precedes the first day of September, if the first day of September is a Sunday. (Page 57, Line 19)
- Exempts nonpublic schools from certain educational standards, if the nonpublic school does not offer vocational education programs. (Page 35, Line 21)
- Requires nonpublic schools to use a multicultural and nonsexist approach in educational programs. (Page 40, Line 32)
- Delays implementation of the media center and guidance counselor requirements for schools. (Page 42, Line 4)
- Creates a Displaced Workers Financial Aid Program, Iowa Grants Program, and an Access to Education Program. (Page 53, Line 24; Page 56, Line 6)
- Creates a position of Ambassador to Education in the DE. (Page 43, Line 26)

**EXECUTIVE SUMMARY  
EDUCATION APPROPRIATIONS BILL**

**SENATE FILE 2423**

**STUDIES AND INTENT LANGUAGE**

- Requires the Department of Personnel to design classifications of positions within the Division of Community Colleges to attract persons with superior qualifications. (Page 37, Line 25)
- Provides the State Training School and the Iowa Juvenile Home with additional funds from the School Foundation Aid Formula for FY 1992 and requires the funds to be distributed on a monthly basis. (Page 58, Line 23)
- Requires the College Aid Commission to conduct a study of cosmetology and chiropractic programs. (Page 3, Line 34)
- Requires the DE to study the impact of weighting for student placement in the least restrictive environment. (Page 7, Line 16)
- Requires the School for the Deaf and the Braille and Sight-Saving School to be responsible for the cost of education for a student removed because of abuse. (Page 27, Line 18)
- Requires the DE to study the costs of extended year special education. (Page 33, Line 20)
- Requires the DE to study an administrators' excellence program. (Page 33, Line 30)
- Requires the Department of Cultural Affairs, Administration Division, to expend \$70,000 for a Midwest Regional Space Center feasibility study. (Page 1, Line 9)
- Requires the DE to review autism and provide a system to identify students with autism. (Page 40, Line 21)
- The Governor vetoed \$100,000 for Regional libraries, stating fiscal restraints. (Page 2, Line 33)
- The Governor vetoed \$500,000 for Special Projects in the DE, including college bound programs, year-round schools, and the American-Japan Alliance, stating fiscal restraints. (Page 7, Line 33)
- The Governor vetoed certain portions of salary increases for certain employees of community colleges and funding for professional development, stating other funding sources, exceeding the Governor's budget, and fiscal restraints. (Page 11, Line 23; Page 13, Line 6; Page 14, Line 2)

**GOVERNOR'S VETOES**



**EXECUTIVE SUMMARY  
EDUCATION APPROPRIATIONS BILL**

**SENATE FILE 2423**

- The Governor vetoed language prohibiting the Board of Regents from charging back costs to its institutions, stating that the Board of Regents should be able to seek appropriate reimbursement from the universities. (Page 17, Line 26; Page 56, Line 29)
- The Governor vetoed \$150,000 for certain districts adversely affected by open enrollment changes made by S.F. 2306, stating that it is necessary to wait until the effects of the open enrollment law are known, before providing financial assistance. (Page 32, Line 11)
- The Governor vetoed \$200,000 for the Center for Simulation and Design at the University of Iowa and \$475,000 for the Leadership in Teacher Education Program at the University of Northern Iowa, stating fiscal restraints. (Page 22, Line 32; Page 27, Line 9)
- The Governor vetoed language relating to placement of and financial responsibility for certain students at the Iowa School for the Deaf and the Iowa Blind and Sight-Saving School, stating that decisions regarding placement of students and responsibility for costs should be made by the judicial system. (Page 27, Line 18)
- The Governor vetoed language requiring the Board of Regents to issue bonds to finance energy-saving projects, stating that the Board has undertaken energy-saving measures and this requirement is not necessary. (Page 29, Line 5)
- The Governor vetoed language specifying the timelines to be met by the DE for the Phase III study, stating that the Department is already responsible for the study by January 1, 1992. (Page 30, Line 25)
- The Governor vetoed language requiring the DE to undertake studies relating to extended school year, autism, and the Administrators' Excellence Program, stating fiscal restraints. (Page 33, Line 20; Page 40, Line 21)
- The Governor vetoed language relating to pay classification plans for employees of the Community College Division in the DE, stating that it is inappropriate to reclassify employees through Statute. (Page 37, Line 25)
- The Governor vetoed \$250,000 from the Community Economic Betterment Account for certain programs for displaced workers, stating that other funds are available. (Page 46, Line 12)

Senate File 2423 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
1	21	1.2	Nwthstnd	Sec. 8.33	Arts Division Non-Reversion Clause
3	9	2	Nwthstnd	Sec. 302.1 & 302.1A	Allows Transfer of Interest from Permanent School Fund
5	27	5	Nwthstnd	Sec. 26 1.85	Usage of Work-Study Program Funding for Heritage Corps
16	6	12	Nwthstnd	Sec. 294A.25(1)	Changes Standing Limited Appropriation
19	9	14.2(b)	Nwthstnd	Sec. 8.33	Educators Enhancement Funds Non-Reversion Clause
23	28	14.3(b)	Nwthstnd	Sec. 8.33	Educators Enhancement Funds Non-Reversion Clause
26	17	14.3(b)	Nwthstnd	Sec. 8.33	Educators Enhancement Funds Non-Reversion Clause
30	9	21	Nwthstnd	Sec. 8.33 & 18. 37	Communication Network Fund Non-Reversion Clause
30	15	22	Nwthstnd	Sec. 267.5	Mysterious Pig Disease Research Appropriation
30	25	23	Nwthstnd	Sec. 294A.14 & 294A.25	Phase III Evaluation
33	14	25	Nwthstnd	Sec. S.F. 2306 1990 Iowa Acts	Open Enrollment Good Cause Exception
34	6	28	Nwthstnd	Sec. 8.33	FY 1990 Tuition Replacement Funds Non-Reversion Clause
34	14	29	Nwthstnd	Sec. 282.10	Whole-Grade Sharing
34	28	30	Nwthstnd	Sec. 273.3 (12)	AEA Special Education Support Services
35	6	31	Amends	Sec. 130, Chapter 135 1989 Iowa Acts	Fee Study Extension
35	21	32	Amends	Sec. 1 and 2, Chapter 278 1989 Iowa Acts	Nonpublic School Exemption
36	28	33	Amends	Sec. 7, Chapter 322, 1989 Iowa Acts	Changes Allocation of Telecommunications Fund

Page #	Line #	Bill Section	Action	Code Section Changed	Description
37	13	34	Adds	Sec. 18.136 (7), Code Supplement 1989	Narrowcast Applications
37	25	35	Amends	Sec. 19A.9(1.2)	Department of Personnel Salary and Classifications
39	15	36	Amends	Sec. 255.16	County Quotas
40	11	37	Adds	Sec. 256.7, Code Supplement 1989	Job training Accounts
40	21	38	Adds	Sec. 256.9, Code Supplement 1989	Autism Requirements
40	32	39	Amends	Sec. 256.11	Nonpublic Schools Approach
41	8	40	Amends	Sec. 256.11 (9,9A)	Nonpublic School Exemption
42	4	41	Amends	Sec. 256.11A (3, 4) Code Supplement 1989	One-Year Extension for Media and Sequential Programs
43	13	42	Adds	Sec. 256.35	Establishes Regional Autism Program
43	26	43	Adds	Sec. 256.43	Ambassador to Education
44	24	44	Adds	Sec. 257.10 (4) Code Supplement 1989	AEA Special Education
44	35	45	Amends	Sec. 261.2, Code Supplement 1989	Administration of Displaced Workers Financial Aid
45	5	46	Adds	Sec. 261.5	Displaced Workers Financial Aid Program Created
46	12	47	Nwthstnd	Sec. 99E.32	Economic Betterment Account
46	30	48	Amends	Sec. 261.9(5) Code Supplement 1989	Controlled Substance Policy
47	9	49	Amends	Sec. 261.12(1)b Code Supplement 1989	Annual Tuition Grant
47	14	50	Amends	Sec. 261.17(2) Code Supplement 1989	Reeligibility for Voc-tech Grant
47	24	50	Amends	Sec. 261.17(3) Code Supplement 1989	Increase Annual Voc-tech Grant
47	28	51	Amends	Sec. 261.19 Code Supplement 1989	Percent of Iowa Students at UOMHS
49	3	52	Adds	Sec. 261.19A	Osteopath Forgivable Loan Program
49	25	53	Nwthstnd	Sec. 261.18 & 261.19A	Osteopathic Phase-In and Phase-Out
49	35	54	Amends	Sec. 261.25(1) Code Supplement 1989	Tuition Grant Appropriation

Page #	ine #	Bill Section	Action	Code Section Changed	Description
50	6	<b>54</b>	Amends	Sec. 261.25(2) Code Supplement 1989	Scholarship Grant Appropriation
50	10	54	Amends	Sec. 261.25(3) Code Supplement 1989	Annual Vocational- Technical Grant Appropriation
50	22	56	Amends	Sec. 261.44 Code Supplement 1989	Elimination of Preference for Certain Loan Programs
51	2	57	Amends	Sec. 261.50, Code Supplement 1989	Physician Loan Program Definition
51	11	58	Amends	Sec. 261.85 Code Supplement 1989	Annual Appropriation for Work-study Program
51	16	59	Adds	Sec. 261.92	Iowa Grant Program Definitions
53	24	60	Adds	Sec. 261.93	Establishment of the Iowa Grant Program
53	35	61	Adds	Sec. 261.94	Grant Time Period
54	7	62	Adds	Sec. 261.95	Grant Amounts
55	3	63	Adds	Sec. 261.96	College Aid Commission Duties
55	26	64	Adds	Sec. 261.97	Application Process
56	6	65	Adds	Sec. 261.98	Access to Education Program
56	29	66	Amends	Sec. 262.12	Prohibition of Regent Charge-backs
57	14	67	Adds	Sec. 262.54	Taxation of Computer Sales
57	19	68	Amends	Sec. 279.10 (1)	School Year Change
57	34	69	Amends	Sec. 279.51 (1d) Code Supplement 1989	At-Risk Funds Distribution
58	15	70	Adds	Sec. 279.51(1), Code Supplement 1989	Changes Administration Percentage
58	23	71	Amends	Sec. 282.28	Training School and Juvenile Home
60	16	72	Amends	Sec. 282.31 (1)	Conforming Language
62	26	73	Adds	Sec. 294A.25, Code Supplement 1989	Ambassador Funds
62	31	74	Amends	Sec. 298.20	Bonding by School Corporations
63	10	75	Amends	Sec. 301.30, Code Supplement 1989	Nonpublic Textbooks
63	31	<b>76</b>	Amends	Sec. 303.18	Permanent School Fund 'Repayment

<b>Page #</b>	<b>Line #</b>	<b>Bill Section</b>	<b>Action</b>	<b>Code Section Changed</b>	<b>Description</b>
64	18	77	Adds	Sec. 303.89	Community Cultural Grants
65	25	78	Amends	Sec. 442.4 (8)	Reorganized School District's Budget Enrollment
66	10	79	Nwthstnd	Sec. 8.33	Special Programs and Projects Funds Non-Reversion Clause
66	21	80	Repeals	Sec. 88.89.90 1989 Iowa Acts	Training School and Juvenile Home

1 1 DIVISION I  
 1 2 DEPARTMENT OF CULTURAL AFFAIRS  
 1 3 Section 1.  
 1 4 There is appropriated from the general fund of the state to  
 1 5 the department of cultural affairs for the fiscal year  
 1 6 beginning July 1, 1990, and ending June 30, 1991, the  
 1 7 following amounts, or so much thereof as is necessary, to be  
 1 8 used for the purposes designated:

1 9 1. ADMINISTRATION DIVISION  
 1 10 For salaries, support, maintenance, miscellaneous purposes,  
 1 11 and for not more than the following full-time equivalent  
 1 12 positions:  
 1 13 ..... \$ 468,735  
 1 14 ..... FTEs 10

General Fund appropriation to the Administration Division of the Department of Cultural Affairs (DCA).  
  
 DETAIL: This represents \$95,789 over the estimated FY 1990 funding level to fund clerical support and conduct a feasibility study.

The Administration Division shall expend:

1. \$ 25,000 for clerical support.
2. \$ 70,000 for a Midwest Regional Space Center feasibility study.

1 15 2. ARTS DIVISION  
 1 16 For salaries, support, maintenance, miscellaneous purposes,  
 1 17 including funds to match federal grants, and for not more than  
 1 18 the following full-time equivalent positions:  
 1 19 ..... \$ 1,239,125  
 1 20 ..... FTEs 13

General Fund appropriation to the Arts Division.

DETAIL: This represents \$292,337 over the estimated FY 1990 funding level. This increase is to be used for new and expanded Arts Council programs. Of the increase, \$100,000 replaces previous funding from the Iowa Plan Funds for the artist endowment.

The Arts Division shall expend:

1. \$ 69,000 on basic arts education.
2. \$100,000 for ~~artists-in-residency~~.
3. \$100,000 for artist endowment.
4. \$ 25,000 for rural arts organizations.

1 21 [ Notwithstanding section 8.33, unobligated or unencumbered **VETOED**  
 1 22 funds appropriated in this subsection, to be used as matching

CODE: Allows funds designated as matching funds to be carried forward into FY 1992 if not used during FY

1 23 funds for federal grant moneys administered by the arts  
 1 24 division and remaining on June 30, 1991, shall not revert to  
 1 25 the general fund of the state, but shall remain available for  
 1 26 expenditure by the arts division for those purposes for the  
 1 27 fiscal year beginning July 1, 1991.

1991.

VETOED: The Governor vetoed this Section stating that the project associated with these funds has been completed and that the authorization to retain the funds is no longer needed.

1 28 As a condition, limitation, and qualification of the  
 1 29 appropriation in this subsection, not more than 10 percent of  
 1 30 the difference between the moneys appropriated in this  
 1 31 subsection and the moneys appropriated in 1989 Iowa Acts,  
 1 32 chapter 319, section 1, subsection 2, shall be expended by the  
 1 33 arts division for administrative costs.

Requires that no more than 10% of the new moneys appropriated for the Iowa Arts Council be used for administrative purposes.

1 34 3. HISTORICAL DIVISION

General Fund appropriation to the Historical Division.

1 35 For salaries, support, maintenance, miscellaneous purposes,  
 2 1 and for not more than the following full-time equivalent  
 2 2 positions:  
 2 3 ..... \$ 2,775,453  
 2 4 ..... FTEs 76

DETAIL: This represents \$214,187 over the estimated FY 1990 funding level to be used for conservation.

The Historical Division shall expend \$250,000 for conservation of artifacts and library materials.

2 5 4. LIBRARY DIVISION

General Fund appropriation for the State Library Division.

2 6 For salaries, support, maintenance, miscellaneous purposes,  
 2 7 and for not more than the following full-time equivalent  
 2 8 positions:  
 2 9 ..... \$ 2,326,277  
 2 10 ..... FTEs 41

DETAIL: This represents \$313,660 over the estimated FY 1990 funding level. Estimated FY 1990 funding level includes \$150,000 which was item vetoed by the Governor. This increase is to be used for State Library materials and expanded programs and services.

The State Library shall expend:

1. \$70,000 for the purchase of materials for information services and medical collections.
2. \$30,000 for the purchase of materials and equipment for the Law Library.
3. \$300,000 for a Statewide Open Access Program.

- 4. \$43,400 for the purchase of patents on microfilm.
- 5. \$51,260 to transfer the State Data Center position from the Department of Management to the State Library.

2 11 As a condition, limitation, and qualification of the funds  
 2 12 appropriated in this subsection, the department of cultural  
 2 13 affairs shall adopt, by January 1, 1991, rules relating to the  
 2 14 copying of library material and the defraying of copying  
 2 15 expenses, including, but not limited to, the charging of  
 2 16 reasonable fees for the copying of library material for  
 2 17 nonresident persons.

Requires the Library Division to adopt rules relating to the copying of library materials and defraying the expenses of copying including charging fees for nonresident persons.

2 18 5. PUBLIC BROADCASTING DIVISION

General Fund appropriation for the Public Broadcasting Division.

2 19 For salaries, support, maintenance, capital expenditures,  
 2 20 miscellaneous purposes, and for not more than the following  
 2 21 full-time equivalent positions:

2 22 .....	\$	6,947,451
2 23 .....	FTEs	104

DETAIL: This represents the same funding level as estimated FY 1990. Energy savings of \$183,000 will be realized in FY 1991 because of energy efficient transmitters purchased in FY 1990. Estimated FY 1990 funding level includes \$67,500 which was item vetoed by the Governor.

The Public Broadcasting Division shall expend:

- 1. \$67,500 on instructional schedule guide books and teachers' guide materials.
- 2. \$113,106 for locally produced broadcast hours.
- 3. \$100,000 for repair parts and service contracts.
- 4. \$83,000 for the PBS' station programming cooperative.

2 24 6. TERRACE HILL COMMISSION

General Fund appropriation for the Terrace Hill Commission.

2 25 For salaries, support, maintenance, miscellaneous purposes,  
 2 26 for the operation of Terrace Hill and for not more than the  
 2 27 following full-time equivalent positions:

2 28 .....	.. \$	211,581
2 29 .....	FTEs	5.25

DETAIL: This represents the same funding level as estimated FY 1990.



2 30	7. REGIONAL LIBRARY SYSTEM		General Fund appropriation for the Regional Library System.
2 31	a. For state aid:		
2 32	.....	\$ 1,530,655	DETAIL: This represents \$40,000 less than the estimated FY 1990 funding level. Estimated FY 1990 funding level includes \$50,000 which was item vetoed by the Governor.
2 33	[ b. For additional state aid:		General Fund appropriation for the Regional Library System.
2 34	.....	\$ 100,000 ] VETOED	DETAIL: This represents additional funding to the Regional Library System to maintain current level of service.
			VETOED: The Governor vetoed this Section stating the additional funding cannot be provided because of the financial constraints of the State.
2 35	8. IOWA PEACE INSTITUTE		General Fund appropriation to the Iowa Peace Institute.
3 1	For allocation to the Iowa peace institute established in		
3 2	chapter 38:		
3 3	.....	\$ 286,600	DETAIL: This represents \$36,600 over the estimated FY 1990 funding level for additional operational support.
			NOTE: H.F. 2569 appropriated an additional \$35,000 to the Peace Institute for the feasibility study of an International Museum.
3 4	9. For planning and programming for the community cultura		General Fund appropriation for the Community Cultural Grants Programs.
3 5	grants program established under section 303.89:		
3 6	.....	\$ 885,000	DETAIL: This replaces previous funding from Iowa Plan Funds at \$235,000 over the estimated FY 1990 funding. The program has been expanded to include the new Multi-disciplinary Cultural Institution Grant

Program. Section 77 codifies the Cultural Grants Programs to include the Community Cultural Grants Program and the Multi-disciplinary Cultural Institution Grants Program.

The Community Cultural Grants Programs shall expend \$235,000 on the Multi-disciplinary Cultural Institution Grants Program.

3 7 10. For the Iowa town square project:  
3 8 ..... \$ 150,000

General Fund appropriation for the Town Square Project.

DETAIL: This replaces previous funding from Iowa Plan Funds. This is \$30,000 over the estimated FY 1990 funding level.

3 9 Sec. 2.  
3 10 Notwithstanding sections 302.1 and 302.1A, for the fiscal  
3 11 year beginning July 1, 1990, and ending June 30, 1991, the  
3 12 portion of the interest earned on the permanent school fund  
3 13 that is not transferred to the credit of the first in the  
3 14 nation in education foundation and not transferred to the  
3 15 credit of the national center for gifted and talented  
3 16 education shall be credited as a payment by the historical  
3 17 division of the department of cultural affairs of the  
3 18 principal and interest due on moneys loaned to the historical  
3 19 division under section 303.18.

CODE: Requires that interest earned on the Permanent School Fund not transferred to the First-In-the-Nation-in-Education Foundation or the National Center for Gifted and Talented Education be used to pay principal and interest on moneys borrowed from the Permanent School Fund by the Historical Division.

3 20 DIVISION II  
3 21 COLLEGE AID COMMISSION

3 22 Sec. 3.  
3 23 There is appropriated from the general fund of the state to  
3 24 the college aid commission for the fiscal year beginning July  
3 25 1, 1990, and ending June 30, 1991, the following amounts, or  
3 26 so much thereof as may be necessary, to be used for the  
3 27 purposes designated:

3 28 1. GENERAL ADMINISTRATION  
3 29 For salaries, support, maintenance, miscellaneous purposes,  
3 30 and for not more than the following full-time equivalent

General Fund appropriation for the College Aid Commission.

3 31 positions:  
 3 32 ..... \$ 326,271  
 3 33 ..... FTEs 8.05

DETAIL: This represents \$13,000 over the estimated FY 1990 level.

NOTE: The Commission also received \$10,498 for salary adjustment purposes in S. F. 2422.

3 34 As a condition, limitation, and qualification of the  
 3 35 appropriation in this subsection, the college aid commission  
 4 1 shall conduct a study of the cosmetology and chiropractic  
 4 2 programs available to lowans at both private and public  
 4 3 postsecondary institutions. The study shall include the  
 4 4 number of students attending the programs, the type of  
 4 5 financial aid that is available to the students, a description  
 4 6 of the accreditation standards which are required to be met by  
 4 7 each program, a listing of those areas in which programs have  
 4 8 failed to meet accreditation standards, the number of students  
 4 9 placed within 1 year of graduation in professions for which  
 4 10 they have been trained, and the number of students who have  
 4 11 continued in the professions for which they have been trained  
 4 12 5 years after graduation from a professional program.

Requires the College Aid Commission to conduct a study of cosmetology and chiropractic programs.

4 13 2. STUDENT AID PROGRAMS  
 4 14 For payments to students for student aid programs:  
 4 15 ..... \$ 2,570,100

General Fund appropriation for various student aid programs, including the Teacher Loan Payment Program, the Occupational Therapists Program, the Education Savings Program, the Nursing Loan Program, the Work for College Program, an Iowa Grant Program, and the Graduate Student Financial Assistance Program.

DETAIL: The following amounts shall be expended for the financial aid programs:

1. \$100,000 for the Education Savings Program.
2. \$62,100 for the Teacher Loan Payment Program.
3. \$48,000 for the Occupational Therapists Loan Program.
4. \$310,000 for the Nursing Loan Program.
5. \$50,000 for the Work for College Program.
6. \$100,000 for the Graduate Student Financial Assistance Program.
7. \$50,000 for the Physician Loan Program.

8. \$1,850,000 for an Iowa Grant Program.

The Graduate Student Financial Assistance Program was created in S.F. 2410. The Iowa Grant Program was created in Section 60 of this Act. For FY 1991, the funds are not distributed by that Program, but rather by the methodology specified in this Section of this Act.

Specifies the allocations to the Regents' institutions, private colleges and universities, and community colleges from an Iowa Grant Program

4 16 As a condition, limitation, and qualification of the funds  
4 17 appropriated in this subsection, \$1,850,000 shall be expended  
4 18 for an Iowa grant program, with funds to be allocated to  
4 19 institutions in the following manner:

4 20 a. Total allocations to students attending regents'  
4 21 institutions shall be determined by multiplying 72.973 percent  
4 22 of \$1,850,000 by 37.6 percent.

4 23 b. Total allocations to students attending community  
4 24 colleges shall be determined by multiplying 72.973 percent of  
4 25 \$1,850,000 by 25.9 percent and by 2.43.

4 26 c. Total allocations to students attending private  
4 27 colleges and universities shall be determined by multiplying  
4 28 72.973 percent of \$1,850,000 by 36.5 percent.

4 29 3. NATIONAL GUARD LOAN REPAYMENT

4 30 For payments to students for the national guard loan  
4 31 payment program in section 261.49:

4 32 ..... \$ 250,000

General Fund appropriation for the National Guard Loan Program.

DETAIL: This represents the same funding level as estimated FY 1990.

4 33 4. AID FOR DISPLACED WORKERS

4 34 For payments to institutions for attendance of displaced  
4 35 workers:

5 1 ..... \$ 500,000

5 2 Notwithstanding the purposes for which moneys are  
5 3 appropriated in this subsection, any unobligated or  
5 4 unencumbered funds remaining on March 15, 1991, from the  
5 5 moneys appropriated in this subsection shall be used for the  
5 6 remainder of the fiscal year by the commission to supplement  
5 7 moneys appropriated for an Iowa grant program.

General Fund appropriation for the Aid for Displaced Workers Program.

DETAIL: This represents new funding for the Program. The Program is created in Section 46 of this Act.

5 8 Sec. 4.

5 9 There is appropriated from the general fund of the state to  
5 10 the college aid commission for the fiscal year beginning July  
5 11 1, 1990, and ending June 30, 1991, the following amounts, or  
5 12 so much thereof as may be necessary, to be used for the  
5 13 purposes designated:  
5 14 UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

5 15 1. For grants to sophomores, juniors, and seniors and for  
5 16 forgivable loans to freshmen, who are Iowa students attending  
5 17 the university of osteopathic medicine and health sciences,  
5 18 under the grant program pursuant to section 261.18 and the  
5 19 forgivable loan program pursuant to section 261.19A:  
5 20 ..... \$ 497,000

General Fund appropriation for the College Aid Commission for grants to Iowa students attending the University of Osteopathic Medicine and Health Sciences who are sophomores, juniors, and seniors at the University; and for forgivable loans for freshmen at the University.

DETAIL: Section 52 of this Act creates a Forgivable Loan Program for Iowa students at the University of Osteopathic Medicine and Health Sciences. The funding is for both the Forgivable Loan Program and the Grant Program, which are phased-in and phased-out respectively in Section 53 of this Act. This represents \$71,000 more than the estimated FY 1990 level when both programs are compared together.

5 21 2. For the university of osteopathic medicine and health  
5 22 sciences for the admission and education of Iowa students in  
5 23 each of the 4 years of classes at the university of  
5 24 osteopathic medicine and health sciences pursuant to section  
5 25 261.19:  
5 26 ..... \$ 497,000

General Fund appropriation for the College Aid Commission to secure seats at the University of Osteopathic Medicine and Health Sciences for Iowa residents.

DETAIL: Section 51 of this Act amends Section 261.19 Code of Iowa to secure 22% of the seats. This is phased-in at a rate of 1/2% per year for the next four years. This represents \$123,000 over the estimated FY 1990 funding level.

5 27 Sec. 5.

5 28 . Notwithstanding section 261.85, from the moneys  
5 29 appropriated to the college aid commission in section 261.85

CODE: Requires the College Aid Commission to retain \$40,000 from the Work-Study Program standing appropriation for Iowa Heritage Corps Pilot Projects.

5 30 for the work-study program for the fiscal year commencing July  
 5 31 1, 1990, and ending June 30, 1991, the college aid commission  
 5 32 shall retain \$40,000 for allocation to pilot projects of the  
 5 33 Iowa heritage corps created in section 261.81A.

DETAIL: This represents a decrease of \$60,000 allocated from the Work-Study Program Standing appropriation from Fiscal Year 1990.

5 34 **Sec. 6.**  
 5 35 There is appropriated from the loan reserve account to the  
 6 1 college aid commission for the fiscal year beginning July 1,  
 6 2 1990, and ending June 30, 1991, the following amount, or so  
 6 3 much thereof as may be necessary, to be used for the purposes  
 6 4 designated:  
 6 5 For operating costs of the Stafford loan program including  
 6 6 salaries, support, maintenance, miscellaneous purposes, and  
 6 7 for not more than the following full-time equivalent  
 6 8 positions:  
 6 9 ..... \$ 2,790,748  
 6 10 ..... FTEs 32.52

Appropriation for the College Aid Commission from the Loan Reserve Account for operating expenses.

DETAIL: This represents \$275,310 over the estimated FY 1990 funding level, for additional staff and contracts.

6 11 **Sec. 7.**  
 6 12 Funds appropriated in section 3 of this Act for the Iowa  
 6 13 grant program and the graduate student financial assistance  
 6 14 program shall be used to supplement, not supplant, funds  
 6 15 appropriated for existing programs at the institutions  
 6 16 receiving allocations under the sections.

Requires institutions which receive funds under an Iowa Grant Program and the Graduate Student Financial Assistance Program to use those funds to supplement, and not supplant, funds now used for financial aid assistance to students.

6 17 DIVISION III  
 6 18 DEPARTMENT OF EDUCATION

6 19 **Sec. 8.**  
 6 20 There is appropriated from the general fund of the state to  
 6 21 the department of education for the fiscal year beginning July  
 6 22 1, 1990, and ending June 30, 1991, the following amounts, or  
 6 23 so much thereof as may be necessary, to be used for the  
 6 24 purposes designated:

6 25 1. GENERAL ADMINISTRATION  
 6 26 For salaries, support, maintenance, miscellaneous purposes,  
 6 27 and for not more than the following full-time equivalent  
 6 28 positions:  
 6 29 ..... \$ 6,495,093  
 6 30 ..... FTEs 135.75

General Fund appropriation for the Department of Education (DE) General Administration.

DETAIL: This represents \$536,709 over the estimated FY 1990 funding level to be used for various programs and services within the Department.

The DE shall expend:

1. \$50,000 for an early childhood consultant that was previously funded under special programs and projects.
2. \$125,000 for an Autism Regional Assistance Program including an autism services consultant.
3. \$150,000 for development of the model competency based curriculum necessary for implementation of the vocational education standards.
4. \$375,000 for implementation of the Higher Education Act of 1990 including \$50,000 for a study to be conducted by the Department of Personnel.

6 31 As a condition, limitation, and qualification of the  
 6 32 appropriation in this subsection, the department of education  
 6 33 shall expend moneys to contract with institutions of higher  
 6 34 education to provide a summer residence program for gifted and  
 6 35 talented elementary and secondary school students and to  
 7 1 support existing law-related education centers for training  
 7 2 seminars and workshops in law-related education, summer  
 7 3 institutes relating to law-related education and methodology  
 7 4 and substance, and mock trial competitions for junior and  
 7 5 senior high school students. The law-related education  
 7 6 program shall include the legislative lawmaking process.  
 7 7 Educational materials for the legislative lawmaking process  
 7 8 segment of the program shall be developed by the law-related  
 7 9 education centers in consultation with the legislative  
 7 10 council.

Requires the DE to expend funds for the Summer Residence Program for gifted and talented students and for the Law-Related Education Center.

The DE shall expend \$70,000 on the Summer Residence Program, and \$25,000 on the Law-Related Education Center.

7 11 As a condition, limitation, and qualification of the  
 7 12 appropriation in this subsection, the department of education  
 7 13 shall expend moneys to provide funds for the employment  
 7 14 resources center administered by the fifth judicial district's  
 7 15 department of correctional services to assist clients.

Requires the DE to expend funds for the Lift-Up Program administered by the fifth judicial district.

The DE shall expend \$35,000 for the Lift-Up Program.

7 16 As a condition, limitation, and qualification of the  
 7 17 appropriation in this subsection, the bureau of special

Requires the Bureau of Special Education of the DE to study the impact of student weighting on the

7 18 education of the department of education shall study the  
 7 19 impact of student weighting on the appropriateness of student  
 7 20 placement in the least restrictive environment. Depending on  
 7 21 the results of the study, alternatives to the assignment of  
 7 22 student weightings that will encourage the placement of  
 7 23 students in the least restrictive appropriate placement shall  
 7 24 be developed accordingly. The bureau of special education  
 7 25 shall report the findings of the study and any identified  
 7 26 alternatives to the state special education advisory panel and  
 7 27 the school budget review committee, and the department shall  
 7 28 include the findings in a report to the legislative fiscal  
 7 29 bureau and the general assembly by December 1, 1990.

appropriateness of student placement, develop alternatives, and report to the General Assembly by December 1, 1990.

7 30 [2] SPECIAL PROGRAMS AND PROJECTS  
 7 31 For special programs and projects:  
 7 32 ..... \$ 500,000  
 7 33 ..... FTEs 2 ]

VETOED

General Fund appropriation for college-bound voucher programs, year-round schools, and an American-Japan Alliance.

DETAIL: This represents new funding for these programs.

The DE shall expend:

1. \$200,000 to provide college bound voucher programs in schools for children in grades kindergarten through twelve.
2. \$100,000 to provide college bound voucher programs in one or more community based organizations.
3. \$150,000 to conduct pilot projects for year-round school in two school districts with a certified enrollment of more than one thousand pupils and a school district with a certified enrollment of less than one thousand pupils.
4. \$ 50,000 to the American-Japan Alliance.

VETOED: The Governor vetoed this Section stating that while the projects may be worthwhile, he is unable to approve this item due to the financial constraints of the State and that the Iowa-Japan Cultural Alliance can be funded from other sources.



7 34 3. BOARD OF EDUCATIONAL EXAMINERS  
 7 35 For salaries, support, maintenance, and miscellaneous  
 8 1 purposes and for not more than the following full-time  
 8 2 equivalent positions:  
 8 3 ..... \$ 150,007  
 8 4 ..... FTEs 2

General Fund appropriation for the Board of Educational txaminers.

DETAIL: This represents \$79,954 over the estimated FY 1990 funding level to fund personnel and support costs for the Director and a computer system.

8 5 4. VOCATIONAL EDUCATION ADMINISTRATION  
 8 6 For salaries, support, maintenance, miscellaneous purposes,  
 8 7 and for not more than the following full-time equivalent  
 8 8 positions:  
 8 9 ..... \$ 931,636  
 8 10 ..... FTEs 39.6

General Fund appropriation for Vocational Educational Administration.

DETAIL: This represents the same funding level as estimated FY 1990.

8 11 5. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION  
 8 12 To assist a vocational agriculture youth organization  
 8 13 sponsored by the schools to support the foundation established  
 8 14 by that vocational agriculture youth organization:  
 8 15 ..... \$ 50,000

General Fund appropriation for the Vocational Agriculture Youth Organization.

DETAIL: This represents new funding for operational support of the Vocational Agriculture Youth Organization.

8 16 6. PENAL INSTITUTION EDUCATION PROGRAM  
 8 17 For educational programs at state penal institutions:  
 8 18 ..... \$ 2,293,893

General Fund appropriation for a Penal Institution Education Program.

DETAIL: This establishes a new centralized education program in the DE for penal institutions. This amount includes a \$1,253,867 transfer from the Department of Corrections (DOC).

8 19 Funds appropriated by this subsection shall be used by the  
 8 20 department of education, in coordination with the department  
 8 21 of corrections, to provide expanded educational programs to  
 8 22 inmates of the Iowa penal institutions and develop education  
 8 23 program plans for the offenders and ex-offenders in the  
 8 24 community-based corrections system. Educational programs  
 8 25 shall emphasize assessment, cognition, literacy, and social  
 8 26 skills, and shall provide continuity of instruction as the

Requires the DE and DOC to provide an expanded educational program-to inmates and develop education program plans for a community-based corrections system. The use of a computerized learning system for continuity of instruction as the inmate progresses through the penal system, a management information system to track students, and an analysis of the computer learning system before the purchase

8 27 inmate progresses through the penal system. Educational  
 8 28 technology learning systems which would support the continuity  
 8 29 of instruction shall be used in combination with an  
 8 30 information management system to track student progress. The  
 8 31 information tracking system shall be available throughout the  
 8 32 state. [An individualized educational plan shall be developed  
 8 33 for each inmate, which reflects the inmate's total needs and  
 8 34 which can be used to assist in the selection of programs and  
 8 35 tracking of the inmate's progress.] An information management  
 9 1 system shall be implemented to transmit education information,  
 9 2 including the inmate's plan, programs provided, and program  
 9 3 outcomes to institutions under whose control the inmate is  
 9 4 placed. Evaluation of the results shall be made annually to  
 9 5 determine needed changes and to assess results. The  
 9 6 department of education, in coordination with the department  
 9 7 of corrections, shall investigate, evaluate, and analyze  
 9 8 educational technology systems which reflect inmate needs  
 9 9 before selection of any system or systems. Funds appropriated  
 9 10 in this subsection may be used for individualized, personal  
 9 11 development, life management programs established by the  
 9 12 general assembly in 1990 Iowa Acts, Senate File 2212, section  
 9 13 23, under the department of corrections, and to provide the  
 9 14 results of the establishment of the individualized, personal  
 9 15 development, life management programs to the cochairpersons  
 9 16 and ranking members of the joint education appropriations  
 9 17 subcommittee and the legislative fiscal bureau.

VETOED

of a system is required. The funds may be used for individualized, personal development, and life management programs as established by S.F. 2212. The results of these programs are to be submitted to the General Assembly.

VETOED: The Governor vetoed a portion of this language so that an individualized education program does not have to be developed for each inmate. The Governor stated that the appropriation for this program is not sufficient to provide an educational program for all inmates.

9 18 7. YOUTH LEADERSHIP GRANT PROGRAM  
 9 19 For grants to youth leadership programs:  
 9 20 ..... \$ 25,000  
 9 21 Funds appropriated by this subsection shall be used to  
 9 22 emphasize and support youth leadership skills for students  
 9 23 participating in Iowa activities and students representing  
 9 24 Iowa in regional and national activities.

General Fund appropriation for Grants to Youth Leadership Programs.

DETAIL: This represents \$5,000 less than the estimated FY 1990 funding level.

9 25 8. SCHOOL FOOD SERVICE  
 9 26 For the purpose of providing assistance to students en-  
 9 27 rolled in public school districts and nonpublic schools of the  
 9 28 state for breakfasts, lunches and minimal equipment programs  
 9 29 with the funds being used as state matching funds for federal  
 9 30 programs, which shall be disbursed according to federal

General Fund appropriation for School Food Service.

DETAIL: This represents \$54,000 over the estimated FY 1990 funding level.

9 31 regulations and include salaries and support, for not more  
 9 32 than the following full-time equivalent positions:  
 9 33 ..... \$ 3,200,215  
 9 34 ..... FTEs 14

9 35 As a condition, limitation, and qualification of the funds  
 10 1 appropriated in this subsection, of the \$3,200,215 available,  
 10 2 \$25,000 shall be used to develop guidelines for school lunch  
 10 3 and breakfast programs and to plan a nutrition pilot project,  
 10 4 if a pilot project to establish model nutrition guidelines for  
 10 5 school lunch and breakfast programs is established by the  
 10 6 general assembly.

Requires the DE to expend \$25,000 on a nutrition pilot project that was enacted by the General Assembly in S.F. 2326.

10 7 **9. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS**  
 10 8 To provide funds for costs of providing textbooks to each  
 10 9 resident pupil who attends a nonpublic school as authorized by  
 10 10 section 301.1. The funding is limited to \$20 per pupil and  
 10 11 shall not exceed the comparable services offered to resident  
 10 12 public school pupils:  
 10 13 ..... \$ 643,053

General Fund appropriation for Textbooks for Nonpublic School Pupils.

DETAIL: This represents \$274,640 over the estimated FY 1990 funding level as a result of the increase in the reimbursement rate from \$10 to \$20.

10 14 **10. VOCATIONAL REHABILITATION DIVISION**  
 10 15 a. For salaries, support, maintenance, miscellaneous  
 10 16 purposes, and for not more than the following full-time  
 10 17 equivalent positions:  
 10 18 ..... \$ 3,998,358  
 10 19 ..... FTEs 319.50

General Fund appropriation for the Vocational Rehabilitation Division.

DETAIL: This represents \$947,089 over the estimated FY 1990 funding level to provide additional services. The increase is expected to bring in an additional \$3,896,356 in federal funding.

10 20 b. For matching funds for programs to enable severely  
 10 21 physically or mentally disabled persons to function more  
 10 22 independently, including salaries and support, for not more  
 10 23 than the following full-time equivalent positions:  
 10 24 ..... \$ 19,367  
 10 25 ..... FTEs 1.50

General Fund appropriation for the Independent Living Program within the Vocational Rehabilitation Division.

DETAIL: This represents \$1,652 over the estimated FY 1990 funding level to meet an approximately 90% federal match requirement.

10 26 **11. CAREER INFORMATION SYSTEM OF IOWA**  
 10 27 For the purpose of providing educational information to

General Fund appropriation for the Career Information System of Iowa.

10 28 students in public and nonpublic schools:  
 10 29 ..... \$ 84,000  
 10 30 ..... FTEs 5

DETAIL: This represents the same funding level as estimated FY 1990.

10 31 As a condition, limitation, and qualification of the funds  
 10 32 appropriated in this subsection, the educational information  
 10 33 to students shall include, but is not limited to, information  
 10 34 relating to the likelihood of employment in Iowa in the  
 10 35 students' career choice areas.

Requires the Career Information System of Iowa to include information relating to the likelihood of employment in Iowa in the students' choice of careers.

11 1 12. MERGED AREA SCHOOLS

General Fund appropriation for approximately 85% of the formula funding for the area schools for FY 1990.

11 2 For general state financial aid to merged areas as defined  
 11 3 in section 280A.2, for vocational education programs in  
 11 4 accordance with chapters 258 and 280A, to purchase  
 11 5 instructional equipment for vocational and technical courses  
 11 6 of instruction in such schools, and for salary increases, the  
 11 7 amount of \$86,316,796 to be allocated as follows:

DETAIL: This represents \$12,621,068 over the estimated FY 1990 funding level. Of that amount, \$637,500 represents a change in the funding formula, \$510,000 replaces previous funding from the Iowa Plan Fund for equipment purchases, \$2,100,000 for salary increases for full-time faculty and \$141,235 for full-time professional employees. The increase also includes \$50,000 to study the feasibility of Hawkeye Institute of Technology becoming a community college, \$75,000 for a Federal grant match at Kirkwood Community College, and \$28,000 for a heavy equipment lease at Northwest Iowa Technical College.

11 8	a. Merged Area I.....	\$ 3,936,168
11 9	b. Merged Area II.....	\$ 4,909,784
11 10	c. Merged Area III.....	\$ 4,646,625
11 11	d. Merged Area IV.....	\$ 2,301,829
11 12	e. Merged Area V.....	\$ 4,714,422
11 13	f. Merged Area VI.....	\$ 4,731,678
11 14	g. Merged Area VII.....	\$ 6,656,574
11 15	h. Merged Area IX.....	\$ 7,339,996
11 16	i. Merged Area X.....	\$ 11,444,016
11 17	j. Merged Area XI.....	\$ 12,349,593
11 18	k. Merged Area XII.....	\$ 5,144,554
11 19	l. Merged Area XIII.....	\$ 5,081,695
11 20	m. Merged Area XIV.....	\$ 2,252,941
11 21	n. Merged Area XV.....	\$ 6,866,253
11 22	o. Merged Area XVI.....	\$ 3,940,668

NOTE: S.F. 2410 and S.F. 2430 codify the formula changes in FY 1992.

11 23 As a condition, limitation, and qualification of the moneys  
 11 24 appropriated in this subsection, the merged area schools shall  
 11 25 expend at least \$2,100,000 for additional salary increases for  
 11 26 full-time nonadministrative licensed faculty members [and at  
 11 27 least \$141,235 for additional salary increases for full-time  
 11 28 salaried professional employees other than administrators,  
 11 29 faculty, and hourly support staff at each merged area school.]

VETOED

Requires the merged area schools to expend at least \$2,100,000 for additional salary increases for full-time nonadministrative licensed faculty and at least \$141,235 for additional salary increases for full-time salaried professional employees.

VETOED: The Governor vetoed the intent language

11 30 For purposes of this subsection, full-time licensed faculty  
 11 31 includes instructors who teach at an area school on a half-  
 11 32 time basis ~~or~~ more. Distribution of the moneys for salary  
 11 33 increases shall be negotiated pursuant to chapter 20, if the  
 11 34 licensed nonadministrative faculty members of ~~the merged area~~  
 11 35 school are organized for collective bargaining purposes. [ For  
 12 1 purposes of this subsection, professional staff includes  
 12 2 employees of an area school such as academic advisors, media  
 12 3 specialists, student services staff, financial aid advisors,  
 12 4 data processing staff, program coordinators, counselors,  
 12 5 librarians who are not licensed faculty members, and other  
 12 6 staff members who are funded pursuant to an existing area

VETOED

requiring the merged area schools to expend at least \$141,235 for additional salary increases for professional employees. The Governor stated that the appropriation would provide relatively small salary increases for individual professional staff members, and that additional funds have been provided through the community college funding formula.

12 8 As a condition, limitation, and qualification of the moneys  
 12 9 appropriated in this subsection, each merged area school shall  
 12 10 adopt a policy that prohibits unlawful possession, use, or  
 12 11 distribution of controlled substances by students and  
 12 12 employees on property owned or leased by the merged area  
 12 13 school or in conjunction with activities sponsored by a merged  
 12 14 area school. Each merged area school shall provide  
 12 15 information about the policy to all students and employees.  
 12 16 The policy shall include a clear statement of sanctions for  
 12 17 violation of the policy and information about available drug  
 12 18 or alcohol counseling and rehabilitation programs. In  
 12 19 carrying out this policy, the merged area school shall provide  
 12 20 substance abuse prevention programs for students and  
 12 21 employees.

Requires each merged area school to adopt a policy on controlled substances.

12 23 For general financial aid to merged areas in lieu of  
 12 24 personal property tax replacement payments under section  
 12 25 427A.13, the amount of \$828,012 to be allocated as follows:  
 12 26 a. Merged Area I..... \$ 65,152  
 12 27 b. Merged Area II..... \$ 50,567  
 12 28 c. Merged Area III..... \$ 33,891  
 12 29 d. Merged Area IV..... \$ 23,204  
 12 30 e. Merged Area V..... \$ 60,042  
 12 31 f. Merged Area VI..... \$ 34,514  
 12 32 g. Merged Area VII..... \$ 57,884  
 12 33 h. Merged Area IX..... \$ 69,103

property tax replacements to the area schools for FY 1991.

DETAIL: This represents the same funding level as estimated FY 1990.

PG LN **Senate File 2423** **Explanation**

12 34	i. Merged Area X.....	\$	97,180
12 35	j. Merged Area XI.....	\$	142,463
13 1	k. Merged Area XII.....	\$	46,200
13 2	l. Merged Area XIII.....	\$	40,972
13 3	m. Merged Area XIV.....	\$	20,826
13 4	n. Merged Area XV.....	\$	55,026
13 5	o. Merged Area XVI.....	\$	30,988

13 6	14. PROFESSIONAL DEVELOPMENT		
13 7	For professional development programs at each of the merged		
13 8	area schools for full-time, part-time, and administrative		
13 9	faculty or staff:		
13 10	.....	\$	454,2163

**VETOED**

General Fund appropriation for 85% of the professional development program.

DETAIL: This represents new funding to the professional development program.

VETOED: The Governor vetoed this Section stating that he cannot approve this item given the amount by which the General Assembly exceeded his budget recommendations.

13 11 **Sec. 9.**  
 13 12 There is appropriated from the general fund of the state to  
 13 13 the department of education for the fiscal year beginning July  
 13 14 1, 1991, and ending June 30, 1992, the following amounts, or  
 13 15 so much thereof as is necessary, to be used for the purposes  
 13 16 designated:

13 17	1. For state financial aid to merged areas the amount of		
13 18	\$15,205,373, to be accrued as income and used for expenditures		
13 19	incurred by the area schools during the fiscal year beginning		
13 20	July 1, 1990, and ending June 30, 1991, to be allocated to		
13 21	each area school as follows:		
13 22	a. Merged Area I.....	\$	704,974
13 23	b. Merged Area II.....	\$	879,444
13 24	c. Merged Area III.....	\$	832,391
13 25	d. Merged Area IV.....	\$	379,320
13 26	e. Merged Area V.....	\$	844,401
13 27	f. Merged Area VI.....	\$	847,516
13 28	g. Merged Area VII.....	\$	1,058,390
13 29	h. Merged Area IX.....	\$	1,314,655
13 30	i. Merged Area X.....	\$	1,961,430

General Fund appropriation for approximately 15% of the formula funding for the area schools for FY 1991. This amount is to be paid in FY 1992.

DETAIL: This represents \$1,625,755 over the FY 1990 funding level. Of that amount, \$112,500 represents a change in the funding formula, \$90,000 replaces previous funding from the Iowa Plan Funds for equipment purchases, \$370,588 for salary increases for full-time faculty, and \$24,922 for salary increases for professional employees.

13 31	j. Merged Area XI.....	\$ 2,211,876
13 32	k. Merged Area XII.....	\$ 921,500
13 33	l. Merged Area XIII.....	\$ 910,137
13 34	m. Merged Area XIV.. ..	\$ 403,567
13 35	n. Merged Area XV.....	\$ 1,229,954
14 1	o. Merged Area XVI.....	\$ 705,818

14 2 [As a condition, limitation, and qualification of the moneys  
 14 3 appropriated in this subsection, the merged area schools shall  
 14 4 expend at least \$370,588 for additional salary increases for  
 14 5 full-time nonadministrative licensed faculty members and at  
 14 6 least \$24,922 for additional salary increases for full-time  
 14 7 salaried professional employees other than administrators,  
 14 8 faculty, and hourly support staff at each merged area school.  
 14 9 For purposes of this subsection, full-time licensed faculty  
 14 10 includes instructors who teach at an area school on a half-  
 14 11 time basis or more. Distribution of the moneys for salary  
 14 12 increases shall be negotiated pursuant to chapter 20, if the  
 14 13 licensed nonadministrative faculty members of the merged area  
 14 14 school are organized for collective bargaining purposes. For  
 14 15 purposes of this subsection, professional staff includes  
 14 16 employees of an area school such as academic advisors, media  
 14 17 specialists, student services staff, financial aid advisors,  
 14 18 data processing staff, program coordinators, counselors,  
 14 19 librarians who are not licensed faculty members, and other  
 14 20 staff members who are funded pursuant to an existing area  
 14 21 school foundation formula cost center under chapter 286A.  
 14 22 Payments for salary increases under this subsection shall be  
 14 23 accrued as income and used for salary increases for the fiscal  
 14 24 year beginning July 1, 1990, and ending June 30, 1991.]

VETOED

Requires the merged area school to expend at least \$370,588 for additional salary increases for full-time nonadministrative licensed faculty and at least \$24,922 for additional salary increases for full-time salaried professional employees.

VETOED: The Governor vetoed this Section based upon the projected financial condition of the State in FY 1992 and the practice of deferring appropriations into future years.

14 25 [2. PROFESSIONAL DEVELOPMENT  
 14 26 For professional development programs at each of the merged  
 14 27 area schools for full-time, part-time, and administrative  
 14 28 faculty or staff:  
 14 29 ..... \$ 80,156  
 14 30 Payments under this subsection shall be accrued as income  
 14 31 and used for professional development for the fiscal year  
 14 32 beginning July 1, 1990, and ending June 30, 1991.]

VETOED

General Fund appropriation for 15% of the professional development programs.

VETOED: The Governor vetoed this Section based upon the projected financial condition of the State in FY 1992 and the practice of deferring appropriations into future years.

14 33 3. Funds appropriated by this section shall be allocated

Requires that the funds appropriated in this Section

14 34 pursuant to this section and paid on or about August 15, 1991.

are to be paid on or about August 15, 1991.

14 35 Sec. 10.

15 1 There is appropriated from the general fund of the state to  
 15 2 the department of education for the fiscal year beginning July  
 15 3 1, 1991, and ending June 30, 1992, the following amounts to be  
 15 4 used for the purposes designated:

15 5 1. For general financial aid to merged areas in lieu of  
 15 6 personal property tax replacement payments under section  
 15 7 427A.13, the amount of \$354,840, to be accrued as income and  
 15 8 used for expenditures incurred by the area schools during the  
 15 9 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 15 10 to be allocated to each area as follows:

General Fund appropriation for 30% of the personal property tax replacements to the area schools for FY 1991. This 30% is to be paid in FY 1992.

15 11	a. Merged Area I.....	\$	27,922
15 12	b. Merged Area II. . . . .	\$	21,671
15 13	c. Merged Area III.....	\$	14,525
15 14	d. Merged Area IV.. . . . .	\$	9,924
15 15	e. Merged Area V.....	\$	25,732
15 16	f. Merged Area VI.....	\$	14,792
15 17	g. Merged Area VII.....	\$	24,807
15 18	h. Merged Area IX.....	\$	29,615
15 19	i. Merged Area X.....	\$	41,649
15 20	j. Merged Area XI.....	\$	61,056
15 21	k. Merged Area XII.....	\$	19,800
15 22	l. Merged Area XIII.....	\$	17,559
15 23	m. Merged Area XIV. . . . .	\$	8,925
15 24	n. Merged Area XV.....	\$	23,582
15 25	o. Merged Area XVI.....	\$	13,281

15 26 2. Funds appropriated in subsection 1 shall be allocated  
 15 27 pursuant to this section and paid on or about August 15, 1991.

Requires the funds to be paid on or about August 15, 1991.

15 28 Sec. 11.

15 29 Moneys allocated to area schools under section 8,  
 15 30 subsections 12 through 14, of this Act, for expenditures  
 15 31 incurred during the fiscal year beginning July 1, 1990, and  
 15 32 ending June 30, 1991, shall be paid by the department of  
 15 33 revenue and finance in installments due on or about November

Requires payments made to the area schools to be paid Nov. 15, Feb. 15, May 15, and Aug. 15. The August 15 payment is to be made in FY 1992.



15 34 15, February 15, and May 15 of that fiscal year. The payments  
 15 35 received by area schools on or about August 15 under sections  
 16 1 9 and 10 of this Act are accounts receivable for the previous  
 16 2 fiscal year. The installments shall be as nearly equal as  
 16 3 possible as determined by the department of management, taking  
 16 4 into consideration the relative budget and cash position of  
 16 5 the state resources.

16 6 **Sec. 12.**  
 16 7 Notwithstanding the appropriation provided in section  
 16 8 294A.25, subsection 1, there is appropriated from the general  
 16 9 fund of the state to the department of education for the  
 16 10 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 16 11 the following amount, or so much thereof as may be necessary,  
 16 12 to be used for the purpose designated:  
 16 13 For the educational excellence program:  
 16 14 ..... \$ 92,007,985

CODE: General Fund appropriation for the Educational Excellence Program.

DETAIL: This represents the same funding level as estimated FY 1990.

16 15 **Sec. 13.**  
 16 16 There is appropriated from the general fund of the state to  
 16 17 the department of education for the fiscal year beginning July  
 16 18 1, 1991, and ending June 30, 1992, for expenditures incurred  
 16 19 by school districts during the previous fiscal year the  
 16 20 following amount, or so much thereof as is necessary, for  
 16 21 vocational education aid to secondary schools:  
 16 22 ..... \$ 3,666,666  
 16 23 Funds appropriated by this subsection shall be used for aid  
 16 24 to school districts for the development and the conducting of  
 16 25 both continuing and new vocational programs, services and  
 16 26 activities of vocational education through secondary schools,  
 16 27 and for aid to existing jointly administered secondary  
 16 28 vocational education programs, in accordance with chapters 258  
 16 29 and 280A, and to purchase instructional equipment for  
 16 30 vocational and technical courses of instruction in such  
 16 31 schools.

General Fund appropriation for vocational education aid to secondary schools to be paid in FY 1992.

DETAIL: This represents the same funding level as estimated FY 1990. The funds will be used for reimbursement of FY 1991 expenses of vocational programs at local school districts. This appropriation was moved to FY 1992 to reflect the fiscal year the reimbursements are paid to the school districts and not the fiscal year when the expenses are incurred. Because the appropriation will not be made in the fiscal year that the expenses are incurred, the State's accounting of this item will not meet Generally Accepted Accounting Principles (GAAP).

16 32 **DIVISION IV**  
 16 33 **STATE BOARD OF REGENTS**

16 34 **Sec. 14.**  
 16 35 There is appropriated from the general fund of the state to  
 17 1 the state board of regents for the fiscal year beginning July

17 2 1, 1990, and ending June 30, 1991, the following amounts, or  
17 3 so much thereof as may be necessary, to be used for the  
17 4 purposes designated:

17 5	1. OFFICE OF STATE BOARD OF REGENTS		
17 6	a. For salaries, support, maintenance, miscellaneous		
17 7	purposes, during the fiscal year beginning July 1, 1990, and		
17 8	ending June 30, 1991, and for not more than the following		
17 9	full-time equivalent positions:		
17 10	.....	.... \$	1,136,134
17 11	.....	FTEs	19.63

General Fund appropriation to the Office of the State Board of Regents.

DETAIL: This represents \$51,756 over the estimated FY 1990 funding level.

NOTE: The Office also received \$47,790 for salary adjustment purposes in S. F. 2422.

17 12 As a condition, limitation, and qualification of the moneys  
17 13 appropriated in this paragraph, the state board of regents  
17 14 shall adopt a policy that prohibits unlawful possession, use,  
17 15 or distribution of controlled substances by students and  
17 16 employees on property owned or leased by an institution or in  
17 17 conjunction with activities sponsored by an institution  
17 18 governed by the board. Each institution shall provide  
17 19 information about the policy to all students and employees.  
17 20 The policy shall include a clear statement of sanctions for  
17 21 violation of the policy and information about available drug  
17 22 or alcohol counseling and rehabilitation programs. In  
17 23 carrying out this policy, the institutions shall provide  
17 24 substance abuse prevention programs for students and  
17 25 employees.

Requires the Board of Regents to adopt a controlled substance policy, prohibiting possession, use, and distribution of controlled substances.

17 26 [As a condition, limitation, and qualification of the moneys  
17 27 appropriated in this paragraph, the state board of regents  
17 28 shall not use reimbursements from the institutions under the  
17 29 control of the state board of regents for funding the office  
17 30 of the state board of regents.]

VETOED

Prohibits the Board of Regents from charging the institutions for funding the Office of the Board of Regents.

VETOED: The Governor vetoed this paragraph, stating that the Board of Regents should be able to continue to seek appropriate reimbursements from the universities.

17 31 b. For allocation by the state board of regents to the  
17 32 state university of Iowa, the Iowa state university of science

General Fund appropriation for the tuition replacement appropriation.

17 33 and technology, and the university of northern Iowa to  
 17 34 reimburse the institutions for deficiencies in their operating  
 17 35 funds resulting from the pledging of tuitions, student fees  
 18 1 and charges, and institutional income to finance the cost of  
 18 2 providing academic and administrative buildings and facilities  
 18 3 and utility services at the institutions:  
 18 4 ..... \$ 17,338,340

DETAIL: This appropriation reimburses student fees used to pay the debt service on Academic Revenue bonds. This represents \$800,000 over the estimated FY 1990 funding level. It will be added to a projected carryover of \$1,918,967 from FY 1990.

18 5 c. For funds to be allocated to the siouxland interstate  
 18 6 metropolitan planning council for the tristate graduate center  
 18 7 under section 262.9, subsection 21:  
 18 8 ..... \$ 75,000

General Fund appropriation to the Siouxland Interstate Metropolitan Planning Council for the Tristate Graduate Center.

DETAIL: This represents \$35,000 over the estimated FY 1990 funding level..

18 9 d. For funds to conduct a study for the development of a  
 18 10 graduate center in Council Bluffs:  
 18 11 ..... \$ 40,000

General Fund appropriation to conduct a study for a graduate center in Council Bluffs.

DETAIL: This represents new program funding.

18 12 e. For funds to be allocated to the quad-cities graduate  
 18 13 studies center:  
 18 14 ..... \$ 145,000

General Fund appropriation for the Quad-Cities Graduate Studies Center.

DETAIL: This amount was included in the General University budget of the University of Iowa for FY 1990, and the same amount is reduced from the General University budget of the University of Iowa for FY 1991.

18 15 2. STATE UNIVERSITY OF IOWA  
 18 16 a. General university, including lakeside laboratory:  
 18 17 (1) For salaries, support, maintenance, equipment,  
 18 18 miscellaneous purposes, and for not more than the following  
 18 19 full-time equivalent positions:  
 18 20 ..... \$164,663,389  
 18 21 ..... FTEs 4,413.65

General Fund appropriation for the University of Iowa - General University..

DETAIL: This represents \$4,023,990 over the estimated FY 1990 funding level when including the line-item amounts in paragraphs e through i.

NOTE: The University also received \$11,875,737 for salary adjustment purposes in S. F. 2422.

18 22 As a condition, limitation, and qualification of moneys  
 18 23 appropriated in this subparagraph, from moneys available to  
 18 24 the state university of Iowa, \$550,000 shall be expended for  
 18 25 teaching excellence awards to teaching faculty members and  
 18 26 teaching assistants.  
 18 27 Of the \$550,000 available for teaching excellence awards,  
 18 28 \$50,000 shall be awarded to faculty members and teaching  
 18 29 assistants who have been recognized for exceptional teaching.  
 18 30 An exceptional teaching recognition award is for a one-year  
 18 31 period and is in addition to the faculty member or teaching  
 18 32 assistant's salary. Not later than December 15, 1990, the  
 18 33 state board of regents shall report the names of recipients of  
 18 34 teaching excellence awards, and the amounts of the awards  
 18 35 granted, to the joint education appropriations subcommittee  
 19 1 and to the legislative fiscal bureau.

Requires the University of Iowa to award \$550,000 for teaching excellence awards.

DETAIL: In FY 1990, the allocation for teaching excellence awards was also \$550,000. The Board of Regents is required to make a report listing the recipients and amounts of awards.

19 2 (2) Agricultural health and safety programs:  
 19 3 ..... \$ 355,000  
 19 4 ..... FTEs 7

General Fund appropriation for Agricultural Health and Safety Programs.

DETAIL: In FY 1990, funding for the Agriculture Health and Safety Service Programs was included in S.F. 538, the Health Care Omnibus Bill. The \$275,000 was vetoed by the Governor. It is intended that \$25,000 be expended for a child safety program.

NOTE: H. F. 2569 reduced this appropriation to \$250,000.

19 5 b. Minority and women educators enhancement program:  
 19 6 From the moneys appropriated in paragraph a, subparagraph  
 19 7 (1), \$80,000 shall be used for implementing the minority and  
 19 8 women educators enhancement program.

Requires the University to expend from its General University appropriation, monies for a Minority and Women Educators Enhancement Program.

DETAIL: This is the same as the FY 1990 requirement.

19 9 Notwithstanding section 8.33, as a condition, limitation,  
 19 10 and qualification of the allocation in this paragraph,  
 19 11 unobligated and unencumbered funds remaining on June 30, 1991,

CODE: Allows the appropriation for the Minority and Women Educators Enhancement Program to be carried forward into FY 1992.

19 12 from the allocation for use under this paragraph, shall not  
 19 13 revert to the general fund of the state, but shall remain  
 19 14 available for expenditure during the fiscal year beginning  
 19 15 July 1, 1991, for the same purpose or for other minority  
 19 16 recruitment programs.

19 17 c. College-bound voucher program:  
 19 18 From the moneys appropriated in paragraph a, subparagraph  
 19 19 (1), \$100,000 shall be used for implementing the college-bound  
 19 20 voucher program.

Requires the University to expend from its General University appropriation monies for the College-Bound Voucher Program.

DETAIL: This is \$10,000 less than the estimated FY 1990 level.

19 21 d. Iowa minority academic grants for economic success  
 19 22 program:  
 19 23 From the moneys appropriated in paragraph a, subparagraph  
 19 24 (1). \$480,000 shall be used for the Iowa minority academic  
 19 25 grants for economic success program.

Requires the University to expend from its General University appropriation monies for the Iowa Minority Academic Grants for Economic Success Program.

DETAIL: This represents \$280,000 over the estimated FY 1990 funding level.

19 26 e. For salary annualization:  
 19 27 ..... \$ 323,000

General Fund appropriation for salary annualization.

DETAIL: This appropriation was not separated from the General University budget in FY 1990.

19 28 f. For inflation costs:  
 19 29 ..... \$ 1,319,000

General Fund appropriation for inflation costs.

DETAIL: This appropriation was not separated from the General University budget in FY 1990.

19 30 g. For utility and debt service:  
 19 31 ..... \$ 423,000

General Fund appropriation for utility and debt service.

DETAIL: This appropriation was not separated from the General University budget in FY 1990.

PG LN	Senate File 2423	Explanation
19 32	h. For enhancing undergraduate education:	General Fund appropriation for enhancing undergraduate education.
19 33	..... \$ 1,889,000	DETAIL: In FY 1990, \$900,000 was required to be expended on undergraduate education improvement.
19 34	i. For enhancing medical education:	General Fund appropriation for enhancing medical education.
19 35	..... \$ 446,000	DETAIL: This appropriation was not separated from the General University budget in FY 1990.
20 1	..... FTEs 10	
20 2	j. For the statewide tumor registry:	General fund appropriation for the statewide tumor registry.
20 3	..... \$ 190,500	DETAIL: This program was not separately funded in FY 1990.
20 4	..... FTEs 5.05	
20 5	k. University hospitals:	General Fund appropriation for the Indigent Patient Care Program.
20 6	(1) For salaries, support, maintenance, equipment,	DETAIL: This represents \$127,631 over the estimated FY 1990 funding level.
20 7	miscellaneous purposes, and for not more than the following	
20 8	full-time equivalent positions for medical and surgical	
20 9	treatment of indigent patients as provided in chapter 255:	
20 10	..... \$ 28,021,398	NOTE: The Program also received \$1,408,815 for salary adjustment purposes in S. F. 2422.
20 11	..... FTEs 5,251.76	
20 12	(2) For allocation by the dean of the college of medicine,	General Fund appropriation for the Family Practice Program.
20 13	with approval of the advisory board, to qualified	DETAIL: This represents \$3,195 over the estimated FY 1990 funding level.
20 14	participants, to carry out chapter 148D for the family	
20 15	practice program, including salaries and support, and for not	
20 16	more than the following full-time equivalent positions:	
20 17	..... \$ 1,738,142	NOTE: The Program also received \$108,218 for salary adjustment purposes in S. F. 2422.
20 18	..... FTEs 174.19	

20 19 (3) For specialized child health care services, including  
 20 20 childhood cancer diagnostic and treatment network programs;  
 20 21 rural comprehensive care for hemophilia patients; and Iowa  
 20 22 high-risk infant follow-up program, including salaries and  
 20 23 support, and for not more than the following full-time  
 20 24 equivalent positions:  
 20 25 ..... \$ 399,945  
 20 26 ..... FTEs 12.55

General Fund appropriation for Specialized Child Health Services.

DETAIL: This represents \$1,065 over the estimated FY 1990 funding level.

NOTE: The Services also received \$38,245 for salary adjustment purposes in S. F. 2422.

20 27 l. As a condition, limitation, and qualification of the  
 20 28 appropriation made in paragraph k, subparagraph (1), the  
 20 29 county quotas for indigent patients for the fiscal year  
 20 30 commencing July 1, 1990, shall not be lower than the county  
 20 31 quotas for the fiscal year commencing July 1, 1989. Before a  
 20 32 patient is eligible for the indigent patient program, the  
 20 33 county general relief director shall first ascertain from the  
 20 34 local office of human services if the applicant would qualify  
 20 35 for medical assistance or the medically needy program without  
 21 1 the spend-down provision under chapter 249A. If the applicant  
 21 2 qualifies, then the patient shall be certified for medical  
 21 3 assistance and shall not be counted under chapter 255.  
 21 4 Transportation shall be provided at no charge to a patient who  
 21 5 is certified for medical assistance under chapter 249A.

Requires that the county quotas for indigent patients not decrease from FY 1990. A person may only be served under the Indigent Patient Care Program if the person does not qualify for the Medical Assistance Program (Title XIX) or the Medically Needy Program.

DETAIL: The language parallels language from FY 1990.

21 6 m. As a condition, limitation, and qualification of the  
 21 7 appropriation made in paragraph k, subparagraph (1), funds  
 21 8 appropriated in that subparagraph shall not be allocated to  
 21 9 the university hospitals until the superintendent has filed  
 21 10 with the department of revenue and finance and the legislative  
 21 11 fiscal bureau a quarterly report containing the account  
 21 12 required in section 255.24. The report shall include the  
 21 13 information required in section 255.24 for patients by the  
 21 14 type of service provided.

Requires the University of Iowa Hospitals and Clinics to provide a quarterly report to the Legislative Fiscal Bureau of patients served under the Indigent Patient Care Program.

21 15 n. As a condition, limitation, and qualification of the  
 21 16 appropriation made in paragraph k, subparagraph (1), funds  
 21 17 appropriated in that subparagraph shall not be used to perform  
 21 18 abortions except medically necessary abortions, and shall not  
 21 19 be used to operate the early termination of pregnancy clinic  
 21 20 except for the performance of medically necessary abortions.

Allows only medically necessary abortions for patients served by the Indigent Patient Care Program.

21 21 For the purpose of this paragraph, an abortion is the  
 21 22 purposeful interruption of pregnancy with the intention other  
 21 23 than to produce a live-born infant or to remove a dead fetus,  
 21 24 and a medically necessary abortion is one performed under one  
 21 25 of the following conditions:

21 26 (1) The attending physician certifies that continuing the  
 21 27 pregnancy would endanger the life of the pregnant woman.

21 28 (2) The attending physician certifies that the fetus is  
 21 29 physically deformed, mentally deficient, or afflicted with a  
 21 30 congenital illness.

21 31 (3) The pregnancy is the result of a rape which is  
 21 32 reported within 45 days of the incident to a law enforcement  
 21 33 agency or public or private health agency which may include a  
 21 34 family physician.

21 35 (4) The pregnancy is the result of incest which is  
 22 1 reported within 150 days of the incident to a law enforcement  
 22 2 agency or public or private health agency which may include a  
 22 3 family physician.

22 4 (5) The abortion is a spontaneous abortion, commonly known  
 22 5 as a miscarriage, wherein not all of the products of  
 22 6 conception are expelled.

22 7 o. Psychiatric hospital:

22 8 For salaries, support, maintenance, equipment,  
 22 9 miscellaneous purposes, and for not more than the following  
 22 10 full-time equivalent positions and for the care, treatment,  
 22 11 and maintenance of committed and voluntary public patients:  
 22 12 ..... \$ 6,635,852  
 22 13 ..... FTEs 286.76

General Fund appropriation for the University of Iowa  
 Psychiatric Hospital.

DETAIL: This represents \$40,213 over the estimated  
 FY 1990 funding level.

NOTE: The Hospital also received \$387,097 for salary  
 adjustment purposes in S. F. 2422.

22 14 p. State hygienic laboratory:

22 15 For salaries, support, maintenance, miscellaneous purposes,  
 22 16 and for not more than the following full-time equivalent  
 22 17 positions:  
 22 18 ..... \$ 2,877,214  
 22 19 ..... FTEs 117.26

General Fund appropriation for the University of Iowa  
 Hygienic Laboratory.

DETAIL: This represents \$14,912 over the estimated  
 FY 1990 funding level.

NOTE: The Laboratory also received \$197,033 for  
 salary adjustment purposes in S. F. 2422.



22 20 q. Hospital-school:  
 22 21 For salaries, support, maintenance, miscellaneous purposes,  
 22 22 and for not more than the following full-time equivalent  
 22 23 positions:  
 22 24 ..... \$ 5,179,650  
 22 25 ..... FTEs 184.22

General Fund appropriation for the University of Iowa Hospital School.

DETAIL: This represents \$23,559 over the estimated FY 1990 funding level.

NOTE: The School also received \$366,623 for salary adjustment purposes in S. F. 2422.

22 26 r. Oakdale campus:  
 22 27 For salaries, support, maintenance, miscellaneous purposes,  
 22 28 and for not more than the following full-time equivalent  
 22 29 positions:  
 22 30 ..... \$ 2,833,505  
 22 31 ..... FTEs 73.60

General Fund appropriation for the University of Iowa Oakdale Campus.

DETAIL: This represents \$28,749 over the estimated FY 1990 funding level.

NOTE: The Campus also received \$115,386 for salary adjustment purposes in S. F. 2422.

22 32 [s. Center for simulation and design:  
 22 33 For planning and development of funding sources related to  
 22 34 the creation of the university of Iowa driving simulation  
 22 35 center:  
 23 1 ..... \$ 200,000 ]

VETOED

General Fund appropriation for the Center for Simulation and Design.

DETAIL: This represents funding for a new Program.

VETOED: The Governor vetoed this appropriation, stating that the financial constraints of the State prohibit this expenditure.

'23 2 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
 23 3 a General university:  
 23 4 For salaries, support, maintenance, equipment,  
 23 5 miscellaneous purposes, and for not more than the following  
 23 6 full-time equivalent positions:  
 23 7 ..... \$133,589,728  
 23 8 ..... FTEs 3,740.48

General Fund appropriation for Iowa State University — General University.

DETAIL: This represents \$3,479,992 over the estimated FY 1990 funding level when including the line-items in paragraphs j through n.

NOTE: The University also received \$10,378,174 for salary adjustment purposes in S.F. 2422.

23 9 As a condition, limitation, and qualification of moneys  
 23 10 appropriated in this paragraph, from moneys available to Iowa  
 23 11 state university, **\$550,000** shall be expended for teaching  
 23 12 excellence awards to teaching faculty members and teaching  
 23 13 assistants.  
 23 14 Of the **\$550,000** available for teaching excellence awards,  
 23 15 **\$50,000** shall be awarded to faculty members and teaching  
 23 16 assistants who have been recognized for exceptional teaching.  
 23 17 An exceptional teaching recognition award is for a one-year  
 23 18 period and is in addition to the faculty member or teaching  
 23 19 assistant's salary. Not later than December 1, **1990**, the  
 23 20 state board of regents shall report the names of recipients of  
 23 21 teaching excellence awards, and the amounts of the awards  
 23 22 granted, to the joint education appropriations subcommittee  
 23 23 and to the legislative fiscal bureau.

23 '24 b. Minority and women educators enhancement program:  
 23 25 From the moneys appropriated in paragraph a, \$80,000  
 23 26 shall be used for implementing the minority and women  
 23 27 educators enhancement program.

23 28 Notwithstanding section **8.33**, as a condition, limitation,  
 23 29 and qualification of the allocation in this paragraph,  
 23 30 unobligated and unencumbered funds remaining on June **30, 1991**,  
 23 31 from the allocation for use under this paragraph, shall not  
 23 32 revert to the general fund of the state, but shall remain  
 23 33 available for expenditure during the fiscal year beginning  
 23 34 July 1, **1991**, for the same purpose or for other minority  
 23 35 recruitment programs.

24 1 c. College-bound voucher program:  
 24 2 From the moneys appropriated in paragraph a, **\$100,000**  
 24 3 shall be used for implementing the college-bound voucher  
 24 4 program.

Requires Iowa State University to award \$550,000 for teaching excellence awards.

DETAIL: In FY **1990**, the allocation for teaching excellence awards was also \$550,000. The Board of Regents is required to make a report listing the recipients and amounts of awards.

Requires the University to expend moneys from the General University appropriation for a Minority and Women Educators Enhancement Program.

DETAIL: This represents the same funding level as estimated FY **1990**.

CODE: Allows the appropriation for the Minority and Women Educators Enhancement Program to be carried forward into FY **1992**.

Requires the University to expend moneys from the General University appropriation for the College-Bound Voucher Program.

DETAIL: This represents **\$10,000** less than the estimated FY **1990** funding level.

24 5 d. Iowa minority academic grants for economic success  
 24 6 program:  
 24 7 From the moneys appropriated in paragraph a, \$480,000  
 24 8 shall be used for the Iowa minority academic grants for  
 24 9 economic success program.

Requires the University to expend moneys from the General University appropriation for the Iowa Minority Academic Grants for Economic Success Program.

DETAIL: This represents \$280,000 over the estimated FY 1990 funding level.

24 10 e. Agricultural experiment station:  
 24 11 For salaries, support, maintenance, miscellaneous purposes,  
 24 12 and for not more than the following full-time equivalent  
 24 13 positions:  
 24 14 ..... \$ 17,200,167  
 24 15 ..... FTEs 473

General Fund appropriation for the Iowa State University Agricultural Experiment Station.

DETAIL: This represents \$3,203,099 over the estimated FY 1990 funding level when including the \$4,000,000 in paragraph f for the Comprehensive Agricultural Research Program.

**NOTE:** The Station also received \$1,214,629 for salary adjustment purposes in S. F. 2422.

24 16 f. Comprehensive agricultural research:  
 24 17 For conducting the comprehensive agricultural research  
 24 18 program:  
 24 19 ..... \$ 4,000,000

General Fund appropriation for the Comprehensive Agricultural Research Programs.

DETAIL: This appropriation was included under the Agricultural Experiment Station Appropriation in FY 1990.

24 20 g. Leopold center:  
 24 21 For agricultural research grants awarded under section  
 24 22 266.396:  
 24 23 ..... \$ 600,000

General Fund appropriation for the Leopold Center.

DETAIL: This represents the same funding level as estimated FY 1990.

24 24 h. Cooperative extension service in agriculture and home  
 24 25 economics:  
 24 26 For salaries, support, maintenance, miscellaneous purposes,  
 24 27 and for not more than the following full-time equivalent

General Fund appropriation for the Iowa State University Cooperative Extension Service.

DETAIL: This represents \$66,824 over the estimated



25 10 ..... \$ 63,000

new buildings.

DETAIL: This appropriation was not separated from the General University budget in FY 1990.

25 11 4. UNIVERSITY OF NORTHERN IOWA  
25 12 a. For salaries, support, maintenance, equipment,  
25 13 miscellaneous purposes, and for not more than the following  
25 14 full-time equivalent positions:  
25 15 ..... \$ 53,563,012  
25 16 ..... FTEs 1,385.83

General Fund appropriation for the University of Northern Iowa.

DETAIL: This represents \$2,058,814 over the estimated FY 1990 funding level when including paragraphs e through i.

NOTE: The University also received \$3,712,134 for salary adjustment purposes in S. F. 2422.

25 17 As a condition, limitation, and qualification of moneys  
25 18 appropriated in this paragraph, from moneys available to the  
25 19 university of northern Iowa, \$275,000 shall be expended for  
25 20 teaching excellence awards to teaching faculty members and  
25 21 teaching assistants.  
25 22 Teaching excellence awards shall be granted to faculty  
25 23 members and teaching assistants for excellence in the quality  
25 24 of classroom instruction. An award shall be built into the  
25 25 faculty member's or teaching assistant's base salary. Moneys  
25 26 appropriated for teaching excellence awards shall not result  
25 27 in a negative impact upon a collective bargaining agreement  
25 28 between an employee organization and the university. Not  
25 29 later than December 1, 1990, the state board of regents shall  
25 30 report the names of recipients of teaching excellence awards,  
25 31 and the amounts of the awards granted, to the joint education  
25 32 appropriations subcommittee and to the legislative fiscal  
25 33 bureau.

Requires the University of Northern Iowa to award \$275,000 for teaching excellence awards, which are built into the base salary of those receiving the awards.

DETAIL: In FY 1990, the allocation for teaching excellence awards was also \$275,000. The Board of Regents is required to make a report listing the recipients and amounts of awards.

25 34 As a condition, limitation, and qualification of the  
25 35 appropriation in this subsection, \$50,000 shall be expended  
26 1 for the Iowa academy of science and no more than 20 percent of  
26 2 the funds shall be used for administrative purposes or for  
26 3 publication of the Iowa academy of science journal. The  
26 4 remainder of the \$50,000 shall be expended for grants for

Requires the University to expend moneys from the General University appropriation for the Academy of Science. This represents the same funding level as estimated FY 1990, which was a separate line-item within the Department of Education. It requires that no more than 20% of the \$50,000 be used for

PG LN	Senate File 2423	Explanation
26 26	5 research projects and studies awarded by the Iowa academy of 6 science.	administrative purposes or publication of the Academy journal. The remainder of the funds are to be used for grants for research projects and studies. In FY 1990, these funds were separately line-itemed under the Department of Education.
26 26 26 26 26 26	7 As a condition, limitation, and qualification of the 8 appropriation for the Iowa academy of science in this 9 subsection, the Iowa academy of science shall permit all grant 10 recipients to publish the results of the recipients' research 11 projects and studies in the Iowa academy of science journal at 12 no cost to the grant recipient.	Requires the Academy of Science to let grant recipients publish research project results and studies in the Iowa Academy of Science Journal at no cost.
26 26 26 26	13 b. Minority and women educators enhancement program: 14 From the moneys appropriated in paragraph a, \$40,000 15 shall be used for implementing the minority and women 16 educators enhancement program.	Requires the University to expend moneys from the General University appropriation for a Minority and Women Educators Enhancement Program.  DETAIL: This represents the same funding level as estimated FY 1990.
26 26 26 26 26 26 26 26	17 Notwithstanding section <b>8.33</b> , as a condition, limitation, 18 and qualification of the allocation in this paragraph, 19 unobligated and unencumbered funds remaining on June 30, 1991, 20 from the allocation for use under this paragraph, shall not 21 revert to the general fund of the state, but shall remain 22 available for expenditure during the fiscal year beginning 23 July 1, 1991, for the same purpose or for other minority 24 recruitment programs.	CODE: Allows the appropriation for the Minority and Women Educators Enhancement Program to be carried forward into FY 1992.
26 26 26 26	25 c. College-bound voucher program: 26 From the moneys appropriated in paragraph a, \$80,000 27 shall be used <b>for</b> implementing the college-bound voucher 28 program.	Requires the University to expend moneys from the General University appropriation for the College-Bound Voucher Program.  DETAIL: This represents the same funding level as estimated FY 1990.
26	29 d. Iowa minority academic grants for economic success	Requires the University to expend moneys from the



27 9 [j. For leadership for teacher education:  
 27 10 ..... \$ 475,000 **VETOED**  
 27 11 ..... FTEs 7 ]

General Fund appropriation for leadership for teacher education.  
 DETAIL: This represents new funding for the program.  
 VETOED: The Governor vetoed this appropriation, stating that the financial constraints of the State prohibit this expenditure.

27 12 5. STATE SCHOOL FOR THE DEAF  
 27 13 For salaries, support, maintenance, miscellaneous purposes,  
 27 14 and for not more than the following full-time equivalent  
 27 15 positions:  
 27 16 ..... \$ 5,770,768  
 27 17 ..... FTEs 133.24

General Fund appropriation for the Iowa School for the Deaf.  
 DETAIL: This represents \$39,000 over the estimated FY 1990 funding level.  
 NOTE: The School also received \$295,469 for salary adjustment purposes in S. F. 2422.

27 18 [As a condition, limitation, and qualification of the funds **VETOED**  
 27 19 appropriated in this subsection, in cases where a resident  
 27 20 student of the school for the deaf or the Braille and sight-  
 27 21 saving school is physically or sexually abused or assaulted  
 27 22 and is physically removed from the school by a court order  
 27 23 pursuant to a finding by the court that the child has been  
 27 24 sexually or physically abused or assaulted, payment for  
 27 25 placement of the student in another facility for the deaf or  
 27 26 blind, either in state or out of state, shall be made by the  
 27 27 school from which the student is removed out of funds  
 27 28 allocated for the operation of the school.  
 27 29 Before a student is placed at another facility, the school  
 27 30 from which the student is removed shall be consulted, and the  
 27 31 placement shall reflect, as nearly as possible, comparable  
 27 32 education, accessibility, and cost. Students placed at  
 27 33 another facility under this paragraph shall not be returned to  
 27 34 the school for the deaf or the Braille and sight-saving school  
 27 35 until the court rules that the student will not be adversely  
 28 1 affected if returned to the school. If the student is counted  
 28 2 by the Iowa school for the deaf or the Braille and sight-

Requires that the School for the Deaf and the Braille and Sight-Saving School pay for placement for a student in an alternative facility when the student is removed by a court order because of abuse or assault.  
 VETOED: The Governor vetoed this language, stating that decisions regarding placement of students and responsibility for costs should be made by the judicial system.



28 3 saving school, for the purpose of generating school foundation  
 28 4 aid for the student, those funds generated by the student  
 28 5 shall be forwarded to the facility in which the student is  
 28 6 placed and the school for the deaf or the Braille and sight-  
 28 7 saving school shall pay the difference between the funds  
 28 8 generated by the student and the cost of tuition, room, and  
 28 9 board at the other facility.]

28 10 **6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL**

28 11 For salaries, support, maintenance, miscellaneous purposes,  
 28 12 and for not more than the following full-time equivalent  
 28 13 positions:

28 14 .....	\$ 3,197,141
28 15 .....	FTEs 92.45

General Fund appropriation for the Iowa Braille and Sight-Saving School.

DETAIL: This represents \$23,969 over the estimated FY 1990 funding level.

NOTE: The School also received \$186,650 for salary adjustment purposes in S. F. 2422.

28 16 Sec. 15.  
 28 17 Moneys appropriated in section 14, subsection 2, paragraph  
 28 18 a, subparagraph (1); section 14, subsection 3, paragraph  
 28 19 a; and section 14, subsection 4, paragraph a, of this Act  
 28 20 and designated for the minority and women educators  
 28 21 enhancement program under paragraph b of those subsections  
 28 22 shall be used solely for the purposes for which they have been  
 28 23 designated and not for general university purposes.

Prohibits the three public universities from expending the appropriations allocated for the Minority and Women Educators Enhancement Programs for anything other than those Programs.

28 24 Sec. 16.  
 28 25 Moneys appropriated in section 14, subsection 2, paragraph  
 28 26 a, subparagraph (1); section 14, subsection 3, paragraph  
 28 27 a; and section 14, subsection 4, paragraph a, of this Act  
 28 28 and designated for the Iowa minority academic grants for  
 28 29 economic success program under paragraph d of those  
 28 30 subsections shall be used solely for the purposes for which  
 28 31 they have been designated and not for general university  
 28 32 purposes.

Prohibits the three public universities from expending the appropriations allocated for the Iowa Minority Academic Grants for Economic Success Programs for anything other than those Programs.

28 33 Sec. 17.  
 28 34 Reallocations of sums received under section 14,  
 28 35 subsections 2, 3, 4, 5, and 6, including sums received for  
 29 1 salaries, shall be reported on a quarterly basis to the CO-

Requires the Board of Regents to report reallocations on a quarterly basis.

29 2 chairpersons and ranking members of both the legislative  
29 3 fiscal committee and the education appropriations joint  
29 4 subcommittee.

29 5 [ Sec. 18.  
29 6 As a condition, limitation, and qualification of the  
29 7 appropriations made to the state board of regents and regents'  
29 8 institutions under this Act, for the fiscal years beginning  
29 9 July 1, 1990, and July 1, 1991, the state board of regents  
29 10 shall use notes, bonds, or other evidences of indebtedness  
29 11 issued under section 262.48 to finance projects that will  
29 12 result in energy cost savings in an amount that will cause the  
29 13 state board to recover the cost of the projects within an  
29 14 average of 6 years.]

VETOED

Requires the Board of Regents to undertake energy conservation projects which have an average payback period of six years.

VETOED: The Governor vetoed this Section, stating that the Board of Regents has undertaken energy-saving measures and the requirement is not necessary.

29 15 Sec. 19.  
29 16 There is appropriated from the general fund of the state to  
29 17 the department of elder affairs for the fiscal year beginning  
29 18 July 1, 1990, and ending June 30, 1991, the following amount,  
29 19 or so much thereof as may be necessary, to conduct the  
29 20 elderlaw education program under section 249D.54:  
29 21 ..... \$ 75,000

General Fund appropriation to the Department of Elder Affairs for an Elderlaw Education Program.

DETAIL: The Program received \$50,000 for FY 1990 in S.F. 2212.

29 22 Sec. 20.  
29 23 There is appropriated from the general fund of the  
29 24 state to the Iowa department of public health for the  
29 25 fiscal year beginning July 1, 1990, and ending June  
29 26 30, 1991, the following amount, or so much thereof as  
29 27 may be necessary, to be used for purposes of  
29 28 administering a graduate nursing grant program at  
29 29 accredited private colleges or universities:  
29 30 ..... \$ 225,000

General Fund appropriation to the Department of Public Health for a Graduate Nursing Grant Program.

DETAIL: This is new funding for this Program.

29 31 As a condition, limitation, and qualification of the funds  
29 32 appropriated in this paragraph, the moneys appropriated shall  
29 33 be used specifically for instructor salaries, equipment,  
29 34 student services, or rural recruitment. At least 80 percent  
29 35 of the students enrolled in the program shall be Iowa  
30 1 residents. All program participants shall be licensed to  
30 2 practice nursing in Iowa. The Iowa department of public  
30 3 health shall be responsible for the oversight and

Specifies the items for which the funds for the Graduate Nursing Grant Program are to be used. Requires the Department of Public Health to administer the Program.

30 4 administration of the program.

30 5 As a condition, limitation, and qualification of the funds  
 30 6 appropriated in this section the Iowa department of public  
 30 7 health shall adopt rules for administration of the graduate  
 30 8 nursing grant program.

30 9 Sec. 21.

30 10 Notwithstanding sections 8.33 and 18.137, unencumbered and  
 30 11 unobligated funds remaining from any appropriation made to the  
 30 12 state communications network fund shall not revert to the  
 30 13 general fund of the state but shall remain in the state  
 30 14 communications network fund and are available for expenditure.

30 15 Sec. 22.

30 16 Notwithstanding section 267.5, for the fiscal year  
 30 17 beginning July 1, 1990, and ending June 30, 1991, there is  
 30 18 appropriated to and the college of veterinary medicine at Iowa  
 30 19 state university of science and technology shall use \$25,000  
 30 20 from the livestock disease research fund, established pursuant  
 30 21 to section 267.8, for research into the causes of and  
 30 22 available treatment for an unknown reproductive and neonatal  
 30 23 disease, generally known as mysterious pig disease,  
 30 24 currently afflicting swine in this state.

CODE: Allows the State Communication Network Fund to be carried forward into FY 1991.

CODE: Appropriates \$25,000 from the Livestock Disease Research Fund to Iowa State University to study the 'Mysterious Pig Disease'.

CODE: Requires \$125,000 of the Educational Excellence Program, Phase III, moneys to be allocated for the DE to contract with the Regional Educational Laboratory to assist in an evaluation of the operation of Phase III and establishes a timetable for the evaluation.

VETOED: The Governor vetoed a portion of this Section that established a timetable for the evaluation. He stated that the DE will still be responsible to complete the study prior to January 1, 1992.

31 4 administrators, school board members, members of the general  
 31 5 public, and others; and the process for oversight of the  
 31 6 evaluation. The laboratory, in consultation with the

31 7 department, shall select a consortium consisting of Iowa  
 31 8 teachers participating in phase III programs and a public or  
 31 9 private institution of higher education offering a graduate  
 31 10 program of teacher education to work with the laboratory in  
 31 11 the conduct of the evaluation. The results of the evaluation  
 31 12 shall be reported to the department of education and to the  
 31 13 general assembly by January 1, 1992.

31 14 [ The evaluation shall be conducted using the following  
 31 15 timetable:

VETOED

31 16 1. By July 15, 1990, an advisory committee shall be  
 31 17 selected by the department of education.

31 18 2. By August 31, 1990, the determination of the evaluation  
 31 19 methodology and oversight process must be completed and  
 31 20 members of the consortium selected.

31 21 3. By September 30, 1990, the advisory committee shall  
 31 22 review the evaluation methodology, the laboratory shall  
 31 23 finalize the evaluation methodology, and the laboratory shall  
 31 24 begin training the teacher members of the consortium and  
 31 25 consulting with the faculty of the institution of higher  
 31 26 education.

31 27 4. By December 15, 1990, the first phase of the evaluation  
 31 28 design must be implemented.

31 29 5. By January 15, 1991, the advisory committee shall  
 31 30 review progress and the next phase of the evaluation design.

31 31 6. By May 31, 1991, the advisory committee shall review a  
 31 32 progress report of the evaluation.

31 33 7. By September 30, 1991, the laboratory, with the  
 31 34 assistance of the consortium, shall write the evaluation  
 31 35 report.

32 1 8. By October 31, 1991, the advisory committee shall  
 32 2 review the evaluation report and may suggest revisions.

32 3 9. By December 15, 1991, the evaluation report must be  
 32 4 completed and prepared for distribution.]

32 5 Moneys allocated in this section may be paid to the  
 32 6 regional educational laboratory and to the consortium. Boards  
 32 7 of directors of school districts and area education agencies  
 32 8 shall allow their teachers to be members of a consortium and  
 32 9 shall be reimbursed under the terms of the contract for the  
 32 10 cost of salaries and benefits of each participating teacher.

32 11 [ Sec. 24. SUPPLEMENTAL ENROLLMENT PAYMENTS.

VETOED

General Fund appropriation of \$150,000 to the School

32 12 1. There is appropriated from the general fund of the  
 32 13 state to the school budget review committee for the fiscal  
 32 14 year beginning July 1, 1990, and ending June 30, 1991, the  
 32 15 amount of \$150,000, or so much thereof as is necessary to make  
 32 16 supplemental enrollment payments to school districts, for  
 32 17 compensation for enrollment losses which are greater than 5  
 32 18 percent of the district's certified enrollment for the  
 32 19 previous year due to enrollment of the district's resident  
 32 20 children in another school district during the school year  
 32 21 beginning July 1, 1990, under 1990 Iowa Acts, Senate File  
 32 22 2306, section 2, if Senate File 2306 is enacted by the general  
 32 23 assembly.

32 24 A supplemental enrollment payment for a child under this  
 32 25 section is equal to the state aid transmitted to the receiving  
 32 26 district for that child for that fiscal year.

32 27 A school district eligible for supplemental enrollment  
 32 28 payments under this section shall make application for payment  
 32 29 to the school budget review committee not later than September  
 32 30 1, 1990. If the moneys appropriated in this section are  
 32 31 insufficient to make all supplemental payments, the school  
 32 32 budget review committee shall prorate the payments to school  
 32 33 districts.

32 34 2. If moneys appropriated exceed the amount required to  
 32 35 make supplemental enrollment payments to school districts  
 33 1 under subsection 1, school districts receiving supplemental  
 33 2 enrollment payments under subsection 1, and school districts  
 33 3 which have experienced losses of less than 5 percent of the  
 33 4 district's certified enrollment for the previous year but have  
 33 5 experienced enrollment loss due to enrollment of the  
 33 6 district's resident children in another school district during  
 33 7 the school year beginning July 1, 1990, under Senate File  
 33 8 2306, section 2, shall be eligible to receive supplemental  
 33 9 enrollment payments under this section, if the district  
 33 10 applies for the payments to the school budget review committee  
 33 11 by October 15, 1990. If necessary, the school budget review  
 33 12 committee shall prorate the payments to school districts under  
 33 13 this subsection.]

33 14 Sec. 25.

33 15 Notwithstanding 1990 Iowa Acts, Senate File 2306, if Senate  
 33 16 File 2306 is enacted by the general assembly, parents filing

Budget Review Committee to compensate for enrollment losses which are greater than 5% due to the open enrollment changes made by S.F. 2306. If there are funds remaining, those funds can be used to compensate for any enrollment losses less than 5% due to the open enrollment changes.

DETAIL: This represents new funding to the School Budget Review Committee to compensate school districts from enrollment losses due to changes made by S.F. 2306.

VETOED: The Governor vetoed this Section stating that it would be prudent to wait until the financial assistance is appropriated to schools affected by the open enrollment law.

CODE: Requires parents to file requests for open enrollment under the good cause exception by June 30, 1990.

33 17 requests for open enrollment under the good cause exception  
 33 18 provisions of that Act shall file the request for open  
 33 19 enrollment by June 30, 1990.

33 20 [Sec. 26. DEPARTMENTAL STUDY.  
 33 21 The department of education shall conduct a study relating  
 33 22 to the costs associated with extended year special education  
 33 23 based on reteaching periods for acquired critical skills of  
 33 24 varying lengths. The department, in conducting the study,  
 33 25 shall solicit testimony from experts and review national  
 33 26 studies and data relating to extended year special education.  
 33 27 The department shall submit its findings, along with any  
 33 28 recommendations, in a report to the general assembly by  
 33 29 December 1, 1990.]

VETOED

Requires the DE to study the costs associated with extended year special education based on varying lengths of reteaching periods and submit its findings and recommendations to the General Assembly by December 1, 1990.

VETOED: The Governor vetoed this Section stating that he is concerned about the cost associated with the studies which have been required of the DE because they have been asked to restrict hiring and limit expenditures for travel and equipment.

33' 30 [Sec. 27.  
 33 31 The department of education shall conduct a study of and  
 33 32 develop recommendations for an administrators' excellence  
 33 33 program. The department's recommendations shall include  
 33 34 components which address issues relating to recruitment, skill  
 33 35 enhancement, and retention of administrators. In developing  
 34 1 recommendations, the department shall consult with education  
 34 2 associations or organizations which have developed  
 34 3 recommendations relating to an administrators' excellence  
 34 4 program. The department shall submit its recommendations in a  
 34 5 report to the general assembly by January 1, 1991.]

VETOED

Requires the DE to study and develop recommendations for an Administrators' Excellence Program and submit its recommendations to the General Assembly by January 1, 1991.

VETOED: The Governor vetoed this Section stating that he is concerned about the cost associated with the studies which have been required of the DE because they have been asked to restrict hiring and limit expenditures for travel and equipment.

34 6 Sec. 28.  
 34 7 Notwithstanding section 8.33, funds appropriated in 1989  
 34 8 Iowa Acts, chapter 319, section 19, subsection 1, paragraph  
 34 9 b, remaining unencumbered or unobligated on June 30, 1990,  
 34 10 shall not revert to the general fund of the state but shall be  
 34 11 available for expenditure for the purposes listed in section  
 34 12 14, subsection 1, paragraph b, of this Act during the fiscal  
 34 13 year beginning July 1, 1990, and ending June 30, 1991.

CODE: Allows unused tuition replacement to be carried forward into FY 1991. It is anticipated that \$1,918,967 will carry forward and reduce the FY 1991 need.

34 14 Sec. 29.  
 34 15 Notwithstanding section 282.10, boards of school districts  
 34 16 with existing whole grade sharing agreements which wish to

CODE: Allows school districts to amend existing whole-grade sharing agreements to include the sixth grade.

34 17 include sixth grade as one of the grades in which the pupils  
 34 18 of the districts may attend school in other districts under  
 34 19 the agreement, but which have failed to meet the February 1,  
 34 20 1990, deadline for the signing of agreements for sharing  
 34 21 during the 1990-1991 school year, shall be permitted to amend  
 34 22 the existing whole grade sharing agreements to include the  
 34 23 sixth grade, provided that the school districts meet all of  
 34 24 the other requirements contained in chapter 282 relating to  
 34 25 the signing of whole grade agreements and the addition of the  
 34 26 sixth grade to the current agreement is signed by the board,  
 34 27 under chapter 282, by July 1, 1990.

34 28     Sec. 30.  
 34 29     Notwithstanding the amounts of the budgets approved under  
 34 30 section 273.3, subsection 12, in addition to the moneys  
 34 31 available to area education agencies under section 442.7, sub-  
 34 32 section 7, paragraphs g and h, for special education  
 34 33 support services, there is appropriated from the general fund  
 34 34 of the state to the department of education for the fiscal  
 34 35 year beginning July 1, 1990, the amount of \$225,000, or as  
 35 1 much thereof as may be necessary, to be paid to area education  
 35 2 agencies that have fewer than 3.5 public school pupils per  
 35 3 square mile, to be expended for special education support  
 35 4 services of the applicable area education agencies during the  
 35 5 fiscal year beginning July 1, 1990.

CODE: General Fund appropriation of \$225,000 or as much as may be necessary for FY 1991 to area education agencies that have fewer than 3.5 public school pupils per square mile. This is to be expended for special education support services.

35 6     Sec. 31. 1989 Iowa Acts, chapter 135, section 130, is  
 35 7 amended to read as follows:  
 35 8     SEC. 130. The department of education is directed to  
 35 9 conduct a survey of school districts to determine the  
 35 10 academic, cocurricular, and extracurricular fees charged to  
 35 11 students as a requirement for enrollment in the schools, or  
 35 12 participation in an activity, of the school district. Both  
 35 13 districtwide and building fees shall be included in the  
 35 14 survey. The survey shall include the procedures used by the  
 35 15 district for payment of fees for low-income pupils. The  
 35 16 survey shall provide information listing the total of fees  
 35 17 collected and of fees waived. The department of education  
 35 18 shall report the results of the survey to the chairpersons and  
 35 19 members of the house and senate committees on education by  
 35 20 ~~January 15~~ July 1, 1990.

CODE: Extends the deadline for the DE study of school fees until July 1, 1990.

35 21 Sec. 32. 1989 Iowa Acts, chapter 278, sections 1 and 2,  
35 22 are amended to read as follows:

35 23 SECTION 1. Section 256.11, subsection 4, Code 1989, is  
35 24 amended to read as follows:

35 25 4. The following shall be taught in grades seven and  
35 26 eight: English-language arts; social studies; mathematics;  
35 27 science; health; human growth and development, family,  
35 28 consumer, career, and technology education; physical  
35 29 education; music; and visual art. The health curriculum shall  
35 30 include the characteristics of sexually transmitted diseases  
35 31 and acquired immune deficiency syndrome. The state board as  
35 32 part of accreditation standards shall adopt curriculum  
35 33 definitions for implementing the program in grades seven and  
35 34 eight. However, family, consumer, career, and technology  
35 35 education are not required to be taught in nonpublic schools  
36 1 which do not offer vocational education programs.

36 2 SEC. 2. Section 256.11, subsection 5, paragraph h, Code  
36 3 1989, is amended by striking the paragraph and inserting in  
36 4 lieu thereof the following:

36 5 h. A minimum of three sequential units in at least four of  
36 6 the following six vocational service areas: agriculture,  
36 7 business or office occupations, health occupations, consumer  
36 8 and family sciences or home economics occupations, industrial  
36 9 technology or trade and industrial education, and marketing  
36 10 education. Instruction shall be competency-based, articulated  
36 11 with postsecondary programs of study, and include field,  
36 12 laboratory, or on-the-job training. Each sequential unit  
36 13 shall include instruction in a minimum set of competencies  
36 14 established by the department of education that relate to the  
36 15 following: new and emerging technologies; job-seeking, job-  
36 16 adaptability, and other employment, self-employment and  
36 17 entrepreneurial skills that reflect current industry standards  
36 18 and labor-market needs; and reinforcement of basic academic  
36 19 skills. The instructional programs shall also comply with the  
36 20 provisions of chapter 258 relating to vocational education.

36 21 However, this subsection does not apply to nonpublic schools  
36 22 which do not offer vocational education programs.

36 23 The department of education shall permit school districts,  
36 24 in meeting the requirements of this section, to use vocational  
36 25 core courses in more than one vocational service area and to

CODE: Exempts nonpublic schools from certain standards if the nonpublic schools do not offer vocational education programs.



36 26 use multi-occupational courses to complete a sequence in more  
36 27 than one vocational service area.

36 28 Sec. 33. 1989 Iowa Acts, chapter 322, section 7, is  
36 29 amended to read as follows:  
36 30 SEC. 7. Notwithstanding the funding restrictions,  
36 31 requirements relating to the development of a request for  
36 32 proposal, and certification by the department of management,  
36 33 ~~contained in~~ under section 18.136, ~~if 1989 Iowa Acts, House~~  
36 34 ~~File 774, is enacted by the general assembly,~~ of the moneys  
36 35 appropriated in section 18.137, ~~if 1989 Iowa Acts, House File~~  
37 1 ~~774, is enacted by the general assembly,~~ notwithstanding the  
37 2 certification requirement, \$600,000 may be used, if necessary,  
37 3 by the public broadcasting division of the department of  
37 4 cultural affairs, to match federal funds awarded prior to the  
37 5 enactment date of 1989 Iowa Acts, House File 774, for the  
37 6 implementation of an educational telecommunications system,  
37 7 and \$650,000 shall be allocated to merged area VII for use as  
37 8 state matching funds for federal funds applied for prior to  
37 9 June 5, 1989, for technology equipment. Moneys allocated to  
37 10 merged area VII shall be counted as part of the state match  
37 11 for the state communications network under section 18.136,  
37 12 subsection 3.

CODE: Allows \$650,000 of the Telecommunications Fund to be allocated to Merged Area VII. This money will be considered part of the State match for the State Communications Network.

37 13 Sec. 34. Section 18.136, subsection 7, Code Supplement  
37 14 1989, is amended by adding the following new unnumbered  
37 15 paragraph:  
37 16 NEW UNNUMBERED PARAGRAPH. The narrowcast system advisory  
37 17 committee shall review all requests for grants for educational  
37 18 telecommunications applications, if they are a part of the  
37 19 state communications network, to ensure that the educational  
37 20 telecommunications application is consistent with the  
37 21 telecommunications plan. If the narrowcast system advisory  
37 22 committee finds that a grant request is inconsistent with the  
37 23 telecommunications plan, the grant request shall not be  
37 24 allowed.

CODE: Requires the Narrowcast System Advisory Committee to review all requests for grants to ensure application is consistent with the Telecommunications Plan.

37 25 **VETOED**  
37 26 **[** Sec. 35. Section 19A.9, subsection 1, unnumbered paragraph  
37 27 **1,** and subsection 2, Code 1989, are amended to read as  
37 28 follows:  
37 28 For the preparation, maintenance, and revision of a

CODE: Requires the Department of Personnel to design classifications of positions within the Division of Area Schools in the Department of Education to attract persons with superior qualifications.

37 29 position classification plan from a schedule by separate  
 37 30 department for each position and type of employment not  
 37 31 otherwise provided for by law in state government for all  
 37 32 positions in the executive branch, excluding positions under  
 37 33 the state board of regents, based upon duties performed and  
 37 34 responsibilities assumed, so that the same qualifications may  
 37 35 reasonably be required for and the same schedule of pay may be  
 38 1 equitably applied to all positions in the same class, in the  
 38 2 same geographical area. However, in establishing  
 38 3 classifications and allocating positions to classifications,  
 38 4 with respect to positions within the division of area schools  
 38 5 in the department of education, the department shall ensure  
 38 6 that classifications are designed to attract persons with  
 38 7 superior qualifications in the field of higher education to  
 38 8 that division. After the classification has been approved by  
 38 9 the commission, the director shall allocate the position of  
 38 10 every employee in the executive branch, excluding employees of  
 38 11 the state board of regents and employees of the division of  
 38 12 area schools in the department of education, to one of the  
 38 13 classes in the plan. Any employee or agency officials  
 38 14 affected by the allocation of a position to a class shall,  
 38 15 after filing with the director a written request for  
 38 16 reconsideration in the manner and form the director  
 38 17 prescribes, be given a reasonable opportunity to be heard by  
 38 18 the director. An appeal may be made to the commission or to a  
 38 19 qualified classification committee appointed by the  
 38 20 commission. An allocation or reallocation of a position by  
 38 21 the director to a different classification shall not become  
 38 22 effective if the allocation or reallocation may result in the  
 38 23 expenditure of funds in excess of the total amount budgeted  
 38 24 for the department of the appointing authority until approval  
 38 25 has been obtained from the director of the department of  
 38 26 management.  
 38 27 2. For pay plans within the purview of an appropriation  
 38 28 made by the general assembly and not otherwise provided by law  
 38 29 for all employees in the executive branch of state government,  
 38 30 excluding employees of the state board of regents, after  
 38 31 consultation with the governor and appointing authorities with  
 38 32 due regard to the terms of collective bargaining agreements  
 38 33 negotiated under chapter 20 and after a public hearing held by  
 38 34 the commission. Pay plans for positions in the division of

VETOED: The Governor vetoed this Section, stating that it is inappropriate to reclassify employees through Statute.

38 35 area schools, department of education, shall be designed to  
 39 1 attract persons with superior qualifications in the field of  
 39 2 higher education to that division. Review of the pay plan for  
 39 3 revisions shall be made in the same manner at the discretion  
 39 4 of the director, but not less than annually. The annual  
 39 5 review by the director shall be made available to the governor  
 39 6 a sufficient time in advance of collective bargaining  
 39 7 negotiations to permit its recommendations to be considered  
 39 8 during the negotiations. Each employee in the executive  
 39 9 branch, excluding employees of the state board of regents,  
 39 10 shall be paid at one of the rates set forth in the pay plan  
 39 11 for the class of position in which employed and, unless  
 39 12 otherwise designated by the commission, shall begin employment  
 39 13 at the first step of the established range for the employee's  
 39 14 class.

39 15 Sec. 36. Section 255.16, Code 1989, is amended to read as  
 39 16 follows:  
 39 17 **255.16 COUNTY QUOTAS.**  
 39 18 Subject to subsequent qualifications in this section, there  
 39 19 shall be treated at the university hospital during each fiscal  
 39 20 year a number of committed indigent patients from each county  
 39 21 which ~~shall bear~~ bears the same relation to the total number  
 39 22 of committed indigent patients admitted during the year as the  
 39 23 population of ~~such the~~ county ~~shall bear~~ bears to the total  
 39 24 population of the state according to the last preceding  
 39 25 official census. This standard shall apply to indigent  
 39 26 patients, the expenses of whose commitment, transportation,  
 39 27 care and treatment shall be borne by appropriated funds and  
 39 28 shall not govern the admission of ~~either~~ obstetrical patients  
 39 29 under chapter 255A, ~~or~~ obstetrical or orthopedic patients  
 39 30 under this chapter in accordance with eligibility standards  
 39 31 pursuant to section 255A.5. If the number of patients  
 39 32 admitted from any county ~~shall exceed~~ exceeds by more than ten  
 39 33 percent the county quota as fixed and ascertained under the  
 39 34 first sentence of this section, the charges and expenses of  
 39 35 the care and treatment of such patients in excess of ten  
 40 1 percent of the quota shall be paid from the funds of such  
 40 2 county at actual cost; but if the number of excess patients  
 40 3 from any county ~~shall does~~ not exceed ten percent, all costs,  
 40 4 expenses, and charges incurred in their behalf shall be paid

CODE: Permits the Governor to increase the number of county quotas for the 'State Papers' Program due to an economic emergency.

40 5 from the appropriation for the support of the hospital.  
 40 6 Notwithstanding the quota established for a county under this  
 40 7 section, the governor, upon a finding of necessity due to a  
 40 8 regional or statewide economic emergency, may increase a  
 40 9 county's quota of the number of committed indigent patients  
 40 10 admitted to the university hospital.

40 11 Sec. 37. Section 256.7, Code Supplement 1989, is amended  
 40 12 by adding the following new subsection:  
 40 13 NEW SUBSECTION. 19. Adopt rules which require each area  
 40 14 school which establishes a new jobs training project or  
 40 15 projects and receives funds derived from or associated with  
 40 16 the project or projects to establish a separate account to act  
 40 17 as a repository for any funds received and to report annually,  
 40 18 by January 15, to the general assembly on funds received and  
 40 19 disbursed during the preceding fiscal year in the form  
 40 20 required by the department.

40 21 [ Sec. 38. Section 256.9, Code Supplement 1989, is amended  
 40 22 by adding the following new subsection:  
 40 23 NEW SUBSECTION. 39. Review and consider defining the  
 40 24 disorders of autism and attention deficit in the rules of  
 40 25 special education; eliminating autism from the category of  
 40 26 behaviorally disordered; establishing broad general categories  
 40 27 in which other individuals who are members of special  
 40 28 populations, such as autistic persons and the attention  
 40 29 deficit disordered could be grouped; and developing a system  
 40 30 for the identification of individuals with autism and with  
 40 31 attention deficit disorders.]

40 32 Sec. 39. Section 256.11. unnumbered paragraph 1, Code  
 40 33 Supplement 1989, is amended to read as follows:  
 40 34 The state board shall adopt rules under chapter 17A and a  
 40 35 procedure for accrediting all public and nonpublic schools in  
 41 1 Iowa offering instruction at any or all levels from the  
 41 2 prekindergarten level through grade twelve. The rules of the  
 41 3 state board shall require that a multicultural, nonsexist  
 41 4 approach is used by schools and school districts. The  
 41 5 educational program shall be taught from a multicultural,  
 41 6 nonsexist approach. Global perspectives shall be incorporated

CODE: Requires the Department of Education to adopt rules requiring community colleges to have separate accounts for job training programs.

VETOED

CODE: Requires the DE to review the definition of autism, remove autism from the category of behaviorally disordered, establish a broad general category for members of special populations, and provide a system to identify students with autism.

VETOED: The Governor vetoed this Section stating that he is concerned about the cost associated with the studies which have been required of the DE, because they have been asked to restrict hiring and limit expenditures for travel and equipment.

CODE: Requires nonpublic schools to use a multicultural and nonsexist approach.

41 7 into all levels of the educational program.

41 8 Sec. 40. Section 256.11, subsection 9, and subsection 9A,  
 41 9 Code Supplement 1989, are amended to read as follows:  
 41 10 9. a. Effective July 1, 1989, through June 30, ~~1990~~ 1992,  
 41 11 to facilitate the implementation and economical operation of  
 41 12 the educational program defined in subsections 4 and 5, each  
 41 13 school offering any of grades seven through twelve, except a  
 41 14 school which offers grades one through eight as an elementary  
 41 15 school, shall meet the media center requirements specified in  
 41 16 section 256.11, subsection 9, paragraph a, Code Supplement  
 41 17 1987.

41 18 b. Effective July 1, 1990, unless a waiver has been  
 41 19 obtained under section 256.11A, each school or school district  
 41 20 shall have a qualified school media specialist who shall meet  
 41 21 the licensing standards prescribed by the board of educational  
 41 22 examiners and shall be responsible for supervision of the  
 41 23 media centers. Each school or school district shall establish  
 41 24 a media center, in each attendance center, which shall be  
 41 25 accessible to students throughout the school day. However, in  
 41 26 determining the requirements for nonpublic schools, the  
 41 27 department shall evaluate the schools on a school system basis  
 41 28 rather than on an individual school basis.

41 29 9A. Each school or school district shall provide an  
 41 30 articulated sequential guidance program for grades  
 41 31 kindergarten through twelve. Until July 1, ~~1991~~ 1992, a  
 41 32 school or school district may obtain a waiver from meeting the  
 41 33 requirements of this subsection pursuant to section 256.11A.  
 41 34 The guidance counselor shall meet the licensing standards of  
 41 35 the board of educational examiners. However, in determining  
 42 1 the requirements for nonpublic schools, the department shall  
 42 2 evaluate the schools on a school system basis rather than on  
 42 3 an individual school basis.

42 4 Sec. 41. Section 256.11A, subsections 3 and 4, Code  
 42 5 Supplement 1989, are amended to read as follows:  
 42 6 3. Schools and school districts unable to meet the  
 42 7 standard adopted by the state board under section 256.17, Code  
 42 8 Supplement 1987, and contained in section 256.11, subsection  
 42 9 9A, effective July 1, 1989, requiring that on July 1, 1989,  
 42 10 each board operating a kindergarten through grade twelve

CODE: Allows nonpublic schools to be evaluated on a school **system** basis rather than on an individual school basis for standards requiring a media specialist and sequential guidance programs.

CODE: Allows school districts to apply for an additional one-year extension of waiver for required articulated sequential elementary-secondary guidance programs and media services programs to support the total curriculum.

42 11 program provide an articulated sequential elementary-secondary  
 42 12 guidance program may, not later than January 1, 1989, for the  
 42 13 school year beginning July 1, 1989, file a written request to  
 42 14 the department of education that the department waive the  
 42 15 requirement for that school or school district. The  
 42 16 procedures specified in subsection 5 apply to the request.  
 42 17 Not later than January 1, 1990, for the school year beginning  
 42 18 July 1, 1990, the board or authorities may request a one-year  
 42 19 extension of the waiver. Not later than January 1, 1991, for  
 42 20 the school year beginning July 1, 1991, the board or  
 42 21 authorities may request an additional one-year extension of  
 42 22 the waiver.

42 23 **If** a waiver is approved under subsection 5, the school or  
 42 24 school district shall meet the requirements of section 256.11,  
 42 25 subsection 9, paragraph b, Code Supplement 1987, for the  
 42 26 period for which the waiver is approved.

42 27 4. Schools and school districts are not required to meet  
 42 28 the standard adopted by the state board of education under  
 42 29 section 256.17, Code Supplement 1987, and contained in section  
 42 30 256.11, subsection 9, paragraph b, effective July 1, 1990,  
 42 31 that requires the board to establish and operate a media  
 42 32 services program to support the total curriculum until July 1,  
 42 33 1990, except as otherwise provided in this subsection. Not  
 42 34 later than January 1, 1990, for the school year beginning July  
 42 35 1, 1990, the board of directors of a school district, or  
 43 1 authorities in charge of a nonpublic school, may file a  
 43 2 written request with the department of education that the  
 43 3 department waive the requirement for that district or school.  
 43 4 The procedures specified in subsection 5 apply to the request.  
 43 5 Not later than January 1, 1991, for the school year beginning  
 43 6 July 1, 1991, the board of directors of a school district, or  
 43 7 authorities in charge of a nonpublic school, may file a  
 43 8 request for a one-year extension of the waiver.

43 9 **If** a waiver is approved under subsection 5, the school  
 43 10 district or school shall meet the requirements of section  
 43 11 256.11, subsection 9, paragraph a, Code Supplement 1987, for  
 43 12 the period for which the waiver is approved.

43 13 **Sec. 42. NEW SECTION. 256.35 REGIONAL AUTISM ASSISTANCE**  
 43 14 **PROGRAM.**

43 15 The department shall establish a regional autism assistance

CODE: Requires the Department to establish a  
 Regional Autism Assistance Program.

43 16 program, to be administered by the child health specialty  
 43 17 clinic of the university of Iowa hospitals and clinics. The  
 43 18 program shall be designed to coordinate educational, medical,  
 43 19 and other human services for persons with autism, their  
 43 20 parents, and providers of services to persons with autism.  
 43 21 The function of the program shall include, but is not limited  
 43 22 to, the coordination of diagnostic and assessment services,  
 43 23 the maintaining of a research base, coordination of in-service  
 43 24 training, providing technical assistance, and providing  
 43 25 consultation.

43 26 **Sec. 43. NEW SECTION. 256.43 AMBASSADOR TO EDUCATION.**

43 27 The department of education shall establish within the  
 43 28 department the position of ambassador to education to act as  
 43 29 an education liaison to primary and secondary schools in this  
 43 30 state. The ambassador to education position shall be filled  
 43 31 by the educator selected as teacher of the year by the  
 43 32 governor, but only if that person agrees to fill the  
 43 33 ambassador to education position.

43 34 The ambassador to education's duties shall be established  
 43 35 by the director of the department and shall be tailored to the  
 44 1 relative skills and educational background of the person  
 44 2 designated as ambassador. Duties of the ambassador may  
 44 3 include, but are not limited to, providing seminars and  
 44 4 workshops in the subject matter area in which the ambassador  
 44 5 possesses expertise, accompanying the director of the  
 44 6 department of education in the exercise of the director's  
 44 7 duties in the state, and speaking at public gatherings in the  
 44 8 state.

44 9 The ambassador to education shall receive, in lieu of  
 44 10 compensation from the district in which the ambassador is  
 44 11 regularly employed, a salary which is equal to the amount of  
 44 12 salary received by the person during the previous school year  
 44 13 or thirty thousand dollars, whichever amount is greater. The  
 44 14 ambassador shall also be compensated for actual expenses  
 44 15 incurred as a result of the performance of duties under this  
 44 16 section.

44 17 The district which employs the person selected as the  
 44 18 ambassador to education shall grant the person a one-year  
 44 19 sabbatical in order to allow the person to be the ambassador  
 44 20 to education. The person selected as the ambassador to

CODE: Requires the DE to establish a position of  
 Ambassador to Education to be filled by the educator  
 selected as the Teacher of the Year.

PG LN	Senate <del>File</del> 2423	Explanation
44 21 44 22 44 23	education shall be entitled to return to the person's same or a comparable position without loss of accrued benefits or seniority.	
44 24 44 25 44 26 44 27 44 28 44 29 44 30 44 31 44 32 44 33 44 34	<p>Sec. 44. Section 257.10, subsection 4, Code Supplement 1989, is amended by adding the following new unnumbered paragraph:</p> <p><u>NEW UNNUMBERED PARAGRAPH.</u> Notwithstanding the special education support services district cost per pupil for the budget year beginning July 1, 1991, calculated under subsection 3, for area education agencies that have fewer than three and five-tenths public school pupils per square mile, the special education support services district cost per pupil for the budget year beginning July 1, 1991, is one hundred forty-seven dollars.</p>	CODE: Changes the cost per pupil for area education agencies that have fewer than 3.5 public school pupils per square mile in FY 1993.
44 35 45 1 45 2 45 3 45 4	<p>Sec. 45. Section 261.2, Code Supplement 1989, is amended by adding the following new subsection:</p> <p><u>NEW SUBSECTION. 14.</u> Adopt rules relating to the administration of a displaced workers financial aid program under section 261.5.</p>	CODE: Requires the College Aid Commission to adopt administrative rules to administer the Displaced Workers Financial Aid Program.
45 5 45 6 45 7 45 8 45 9 45 10 45 11 45 12 45 13 45 14 45 15 45 16 45 17 45 18 45 19 45 20 45 21 45 22 45 23	<p>Sec. 46. <u>NEW SECTION. 261.5 DISPLACED WORKERS FINANCIAL AID PROGRAM.</u></p> <p>A displaced workers financial aid program is established to provide aid for attendance of displaced workers at Iowa-based programs, colleges, or universities.</p> <p>The commission shall establish an application process for the program. Displaced workers eligible for receipt of moneys under this section shall receive financial aid from the commission to be applied to educational expenses at the institution of higher education in which the displaced worker is enrolled.</p> <p>Any displaced worker making application for financial aid under this section shall apply for and accept any student aid or job training program aid available to the displaced worker.</p> <p>The college aid commission shall determine the level of assistance to which the displaced worker is entitled. In making the determination of the amount of the financial aid award to a displaced worker, the commission shall take into account any student aid or job training program aid available</p>	CODE: Creates a Displaced Workers Financial Aid Program to provide financial assistance to displaced workers to attend educational institutions. 'Displaced worker' is defined as a person formerly employed by a person who slaughtered hogs and which ceased operation between January 1, 1989 and December 31, 1990.



45 24 and other financial resources. For purposes of this section,  
 45 25 other financial resources does not include income received  
 45 26 by a displaced worker from a person who slaughtered live hogs,  
 45 27 who ceased slaughtering operations between January 1, 1989,  
 45 28 and December 31, 1990, if that person employed five hundred or  
 45 29 more workers at any time during the six-month period  
 45 30 immediately preceding the date on which the person ceased  
 45 31 slaughtering operations.

45 32 The moneys paid for a displaced worker for an academic term  
 45 33 shall not exceed the lesser of the tuition at the institution  
 45 34 of higher education in which the individual is enrolled or the  
 45 35 highest tuition at any area community college or area  
 46 1 vocational school.

46 2 Institutions of higher education shall receive the  
 46 3 financial aid moneys from the college aid commission for  
 46 4 eligible students.

46 5 For the purpose of this section, displaced worker means  
 46 6 an unemployed individual who was formerly employed by a person  
 46 7 who slaughtered live hogs if that person employed five hundred  
 46 8 or more workers at any time during the six-month period  
 46 9 immediately preceding the date on which the person ceased  
 46 10 slaughtering operations and if the person ceased slaughtering  
 46 11 operations between January 1, 1989, and December 31, 1990.

46 12 [ Sec. 47.

46 13 Notwithstanding the allocation of moneys under the  
 46 14 community economic betterment account in section 99E.32, for  
 46 15 the fiscal year commencing July 1, 1989, and ending June 30,  
 46 16 1990, \$250,000 shall be allocated from unobligated moneys in  
 46 17 the community economic betterment account to the department of  
 46 18 economic development, to be used for services to displaced  
 46 19 workers for the following programs and services:

46 20 1. Financial counseling for workers eligible to receive  
 46 21 benefits under the Economic Dislocation and Workers Adjustment  
 46 22 Assistance Act, Pub. L. No. 100-418, 102 Stat. 1107 to be  
 46 23 conducted to the extent possible at either the location of the  
 46 24 worker's former place of employment or the site of the  
 46 25 worker's labor union headquarters.

46 26 2. Continued operation of the merged area X dislocated  
 46 27 worker center.

46 28 3. Payment to the college aid commission for the displaced

VETOED

CODE: Allocates \$250,000 from the Community Economic Betterment Account for specified services to displaced workers.

VETOED: The Governor vetoed this Section, stating that the funding mechanism should have been a transfer from the Community Economic Betterment Account and that other assistance to displaced workers is available.

46 29 workers financial aid program under section 261.5.]

46 30 Sec. 48. Section 261.9, subsection 5, Code Supplement  
46 31 1989, is amended by adding the following new paragraph:  
46 32 NEW PARAGRAPH. f. Which adopts a policy that prohibits  
46 33 unlawful possession, use, or distribution of controlled sub-  
46 34 stances by students and employees on property owned or leased  
46 35 by the institution or in conjunction with activities sponsored  
47 1 by the institution. Each institution shall provide  
47 2 information about the policy to all students and employees.  
47 3 The policy shall include a clear statement of sanctions for  
47 4 violation of the policy and information about available drug  
47 5 or alcohol counseling and rehabilitation programs. In  
47 6 carrying out this policy, an institution shall provide  
47 7 substance abuse prevention programs for students and  
47 8 employees.

CODE: Requires private institutions of higher education to adopt a Controlled Substance Policy to be eligible for the Tuition Grant Program.

47 9 Sec. 49. Section 261.12, subsection 1, paragraph b, Code  
47 10 Supplement 1989, is amended to read as follows:  
47 11 b. For the fiscal year beginning July 1, 1989, and for  
47 12 each following fiscal year, two thousand ~~five six~~ hundred  
47 13 fifty dollars.

CODE: Increases the Iowa tuition grant annual amount to \$2,650 per student.

CODE: Permits a student to be reeligible for the Iowa Vocational-Technical Grant after an absence of two years.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CODE: Increases the maximum annual Vocational-Technical grant from \$500 per year to \$600 per year.

CODE: Requires, by phase-in over a four-year period, that the subvention payment to the University of

47 30 261.19 PAYMENT ~~OF~~ SUBVENTION.

47 31 A subvention program for the university of osteopathic  
 47 32 medicine and health sciences is established. The subvention  
 47 33 program shall provide funds to the university for Iowa  
 47 34 resident students. The total amount of moneys appropriated to  
 47 35 the college aid commission for the subvention program shall be  
 48 1 paid to the university if the university certifies to the  
 48 2 college aid commission not later than September 15 and January  
 48 3 15 of each fiscal year that at least twenty percent of the  
 48 4 total students enrolled are Iowa residents. The certification  
 48 5 shall contain the number, names, and addresses of all students  
 48 6 enrolled, by class, and shall indicate which students are  
 48 7 resident students.

48 8 The college aid commission shall determine a subvention  
 48 9 amount per resident student by dividing the funds appropriated  
 48 10 for this section by a number equal to the total of ~~twenty~~  
 48 11 twenty-two percent of the total students enrolled. If fewer  
 48 12 than ~~twenty~~ twenty-two percent of the total number of students  
 48 13 enrolled are Iowa residents, the college aid commission shall  
 48 14 deduct from the funds appropriated an amount equal to the  
 48 15 subvention amount per resident student multiplied by the  
 48 16 number of students required to equal ~~twenty~~ twenty-two percent  
 48 17 of the total students enrolled.

48 18 The commission shall compute the amount of moneys to be  
 48 19 paid to the university and transmit the funds to the  
 48 20 university of osteopathic medicine and health sciences within  
 48 21 ten days following receipt of the certification.

48 22 Notwithstanding the percentage figure contained in the  
 48 23 calculation of the subvention amount per resident student and  
 48 24 any corresponding deductions, for each fiscal year during the  
 48 25 period commencing with the fiscal year beginning July 1, 1990,  
 48 26 and ending with the fiscal year ending June 30, 1993, the  
 48 27 percentage of total students enrolled, for purposes of  
 48 28 calculating the subvention amount and any corresponding  
 48 29 deductions, shall be increased by five-tenths of a percent  
 48 30 from twenty percent until the percentage figure reaches  
 48 31 twenty-two percent.

48 32 For each fiscal year in which funds are appropriated, one-  
 48 33 half of the amount appropriated shall not be released until  
 48 34 financial audits of the university of osteopathic medicine and  
 48 35 health, conducted by an independent third party by June 30 of

Osteopathic Medicine and Health Sciences be dependent upon a 22% Iowa resident enrollment without decreasing the subvention. Requires the University to submit an annual financial audit to the LFB. This was included in the 1989 Iowa Acts.

49 1 the previous fiscal year, are delivered to the legislative  
49 2 fiscal bureau.

49 3 Sec. 52. NEW SECTION. **261.19A** OSTEOPATH FORGIVABLE LOAN  
49 4 PROGRAM.

49 5 There is established a forgivable loan program, to be  
49 6 administered by the college aid commission for students  
49 7 enrolled at the university of osteopathic medicine and health  
49 8 sciences. A student from the university of osteopathic  
49 9 medicine is eligible for loan forgiveness if the student:

49 10 1. Graduates from the university of osteopathic medicine  
49 11 and health sciences.

49 12 2. Has completed a residency program.

49 13 3. Practices in the state of Iowa.

49 14 4. Has received a loan from moneys appropriated to the  
49 15 college aid commission for this program.

49 16 An eligible student is eligible for loan forgiveness in the  
49 17 amount of three thousand five hundred dollars per year of  
49 18 practice in the state of Iowa for up to a maximum of four  
49 19 years. If a student fails to complete a year of practice in  
49 20 the state, as practice is defined by the college aid  
49 21 commission, the loan amount for that year shall not be  
49 22 forgiven. Forgivable loans to eligible students shall not  
49 23 become due, for repayment purposes, until after the student  
49 24 has completed the student's residency.

49 25 Sec. 53. **PHASE-OUT OF GRANTS -- PHASE-IN OF FORGIVABLE**  
49 26 **LOANS.**

49 27 Notwithstanding sections **261.18** and **261.19A**, for the fiscal  
49 28 year commencing July 1, **1990**, and ending June **30, 1991**, loans  
49 29 eligible for forgiveness shall be given to Iowa residents who  
49 30 are enrolled as freshmen at the university of osteopathic  
49 31 medicine and health sciences of Des Moines and grant moneys  
49 32 shall be distributed to Iowa residents attending the  
49 33 university of osteopathic medicine and health sciences of Des  
49 34 Moines who are enrolled as sophomores, juniors, and seniors.

49 35 Sec. 54. Section **261.25**, subsections **1, 2, and 3**, Code  
50 1 Supplement **1989**, are amended to read as follows: .

50 2 1. There is appropriated from the general fund of the  
50 3 state to the commission for each fiscal year the sum of **thirty**

CODE: Establishes an Osteopath Forgivable Loan Program to replace the Osteopath Grant Program. Section 53 of this Act provides for a phase-in of the Loan Program and a phase-out of the Grant Program.

CODE: Provides phase-out of the Osteopathic Grant Program and phase-in of the Osteopathic Loan Program.

CODE: Increases the annual appropriation for the Tuition Grant Program from \$30,682,505 to \$32,912,800.

50 4 ~~thirty-two~~ million ~~six nine~~ hundred ~~eighty-two~~ twelve thousand  
50 5 five ~~eight~~ hundred five dollars for tuition grants.

50 6 2. There is appropriated from the general fund of the  
50 7 state to the commission for each fiscal year the sum of eight  
50 8 hundred one million twenty-three thousand eight hundred forty  
50 9 dollars for scholarships.

50 10 3. There is appropriated from the general fund of the  
50 11 state to the commission for each fiscal year the sum of ~~seven~~  
50 12 ~~hundred fifty thousand~~ one million three hundred thirty  
50 13 thousand six hundred forty-seven dollars for vocational-  
50 14 technical tuition grants.

50 15 Sec. 55.  
50 16 Of the \$32,912,800 appropriated for tuition grants, for the  
50 17 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
50 18 \$400,000 shall be expended by the college aid commission for  
50 19 the Iowa minority academic grants for economic success program  
50 20 for grants to independent colleges and universities under  
50 21 sections 261.101 through 261.105.

50 22 Sec. 56. Section 261.44, Code Supplement 1989, is amended  
50 23 to read as follows:  
50 24 261.44 GUARANTEED LOAN PAYMENT PROGRAM.  
50 25 A guaranteed loan payment program is established to be  
50 26 administered by the commission. The purpose of the program is  
50 27 to assist individuals to enter professions in areas of  
50 28 employment critical to the welfare of the citizens of the  
50 29 state. The commission shall adopt rules pursuant to chapter  
50 30 17A to provide for the administration of the program. Moneys  
50 31 appropriated for the program shall be used to repay loans to  
50 32 students demonstrating the greatest financial need and shall  
50 33 not be prorated among all qualified applicants. ~~if moneys~~  
50 34 ~~appropriated are insufficient to repay loans to all qualified~~  
50 35 ~~applicants, priority shall be given to repayment of debts~~  
51 1 ~~under the Iowa guaranteed student loan program.~~

51 2 Sec. 57. Section 261.50, Code Supplement 1989, is amended  
51 3 by adding the following new unnumbered paragraph:  
51 4 NEW UNNUMBERED PARAGRAPH. For purposes of this section, an

CODE: Increases the annual appropriation for the  
Scholarship Grant Program from \$800,000 to  
\$1,023,847.

CODE: Increases the annual Vocational-Technical Grant  
Program appropriation from \$750,000 to \$1,330,647.

Requires the College Aid Commission to expend  
\$400,000 of the Iowa Tuition Grant Program  
appropriation for the Iowa Minority Academic Grants  
for Economic Success Program for students at  
independent colleges and universities.

CODE: Deletes language which permits the College Aid  
Commission to give priority for loan programs such as  
nursing, occupational therapists, and national guard  
based upon the guarantor of the loan being the  
College Aid Commission through the Iowa Guaranteed  
Student Loan Program.

CODE: Defines 'eligible community' for purposes of  
the Physician Loan Repayment Program.

51 5 eligible community means a community which agrees to provide  
 51 6 an eligible physician with a first year income guarantee,  
 51 7 malpractice insurance coverage for four years, family health  
 51 8 insurance, reimbursement for moving expenses, two weeks of  
 51 9 vacation for each of the first four years, and one week of  
 51 10 continuing medical education per year for four years.

51 11 Sec. 58. Section 261.85, unnumbered paragraph 1, Code  
 51 12 Supplement 1989, is amended to read as follows:  
 51 13 There is appropriated from the general fund of the state to  
 51 14 the commission for each fiscal year the sum of three million  
 51 15 two hundred ten thousand dollars for the work-study program.

CODE: Increases the annual appropriation for the  
 Work-Study Program from \$3,000,000 to \$3,210,000.

CODE: Specifies definitions for the administration  
 of the Iowa Grant Program.

52 2 coordinator.  
 52 3 (2) Adopt affirmative action standards.  
 52 4 (3) Gather data necessary to maintain an ongoing  
 52 5 assessment of affirmative action efforts.  
 52 6 (4) Monitor accomplishments with respect to affirmative  
 52 7 action remedies identified in affirmative action plans.  
 52 8 (5) Conduct studies of preemployment and postemployment

52 9 processes in order to evaluate employment practices and  
52 10 develop improved methods of dealing with all employment issues  
52 11 related to equal employment opportunity and affirmative  
52 12 action.  
52 13 (6) Establish an equal employment committee to assist in  
52 14 addressing affirmative action needs, including recruitment.  
52 15 (7) Address equal opportunity and affirmative action  
52 16 training needs by doing all of the following:  
52 17 (a) Providing appropriate training for managers and  
52 18 supervisors.  
52 19 (b) Insuring that training is available for all staff  
52 20 members whose duties relate to personnel administration.  
52 21 (c) Investigating means for training in the area of career  
52 22 development.  
52 23 (8) Require development of equal employment opportunity  
52 24 reports, including the initiation of the processes necessary  
52 25 for the completion of the annual **EEO-6** reports required by the  
52 26 federal equal employment opportunity commission.  
52 27 (9) Address equal opportunity and affirmative action  
52 28 policies with respect to employee benefits and leaves of  
52 29 absence.  
52 30 (10) File annual reports with the college aid commission  
52 31 of activities under this paragraph.  
52 32 2. Commission means the college student aid commission.  
52 33 3. Financial need means the difference between the  
52 34 student's financial resources available, including those  
52 35 available from the student's parents as determined by a  
53 1 completed parents' confidential statement, and the student's  
53 2 anticipated expenses while attending the accredited higher  
53 3 education institution. Financial need shall be redetermined  
53 4 at least annually.  
53 5 4. Full-time resident student means an individual  
53 6 resident of Iowa who is enrolled at an accredited higher  
53 7 education institution in a course of study including at least  
53 8 twelve semester hours or the trimester equivalent of twelve  
53 9 semester hours or the quarter equivalent of twelve semester  
53 10 hours. Course of study does not include correspondence  
53 11 courses.  
53 12 5. Grant means an award by the state of Iowa to an  
53 13 accredited higher education institution for a qualified  
53 14 resident student under the Iowa grant program.

53 15 6. Part-time resident student means an individual  
 53 16 resident of Iowa who is enrolled at an accredited higher  
 53 17 education institution in a course of study including at least  
 53 18 three semester hours or the trimester or the four quarter  
 53 19 equivalent of three semester hours. Course of study does  
 53 20 not include correspondence courses.

53 21 7. Qualified student means a resident student who has  
 53 22 established financial need and who is making satisfactory  
 53 23 progress toward graduation.

53 24 Sec. 60. NEW SECTION. 261.93 PROGRAM ESTABLISHED -- WHO  
 53 25 QUALIFIED.

53 26 An Iowa grant program is established.

53 27 A grant may be awarded to a resident of Iowa who is  
 53 28 admitted and in attendance as a full-time or part-time  
 53 29 resident student at an accredited higher education institution  
 53 30 and who establishes financial need. Grants awarded shall be  
 53 31 distributed to the appropriate accredited higher education  
 53 32 institution for payment of educational expenses, including  
 53 33 tuition, room, board, and mandatory fees, with any balance to  
 53 34 be distributed to the student for whom the grant is awarded.

CODE: Establishes the Iowa Grant Program. Financial need is required and expenses may include tuition, room and board, and mandatory fees.

53 35 Sec. 61. NEW SECTION. 261.94 EXTENT OF GRANT.

54 1 A qualified full-time resident student may receive grants  
 54 2 for not more than eight semesters of undergraduate study or  
 54 3 the trimester or quarter equivalent. A qualified part-time  
 54 4 resident student may receive grants for not more than sixteen  
 54 5 semesters of undergraduate study or the trimester or quarter  
 54 6 equivalent.

CODE: Provides that a student may receive an Iowa Grant for a period not to exceed eight semesters of undergraduate study.

54 7 Sec. 62. NEW SECTION. 261.95 AMOUNT OF GRANT.

54 8 1. The amount of a grant to a qualified full-time student  
 54 9 for an academic year shall be the lesser of the student's  
 54 10 financial need for that period or up to one thousand dollars.

54 11 2. The amount of a grant to a qualified part-time student  
 54 12 enrolled in a course of study shall be equal to the average  
 54 13 amount of a grant to a full-time student times a number which  
 54 14 represents twenty-four semester hours, or the trimester or  
 54 15 quarter equivalent, divided by the number of hours in which  
 54 16 the part-time student is actually enrolled.

54 17 3. A grant may be made annually for both the fall and

CODE: Specifies the amount of grant a student may receive from the Iowa Grant Program.



54 18 spring semesters or the trimester equivalent. Payments under  
 54 19 the grant shall be allocated equally among the semesters or  
 54 20 trimesters and shall be paid at the beginning of each semester  
 54 21 or trimester, upon certification by the accredited higher  
 54 22 education institution that the student is admitted and in  
 54 23 attendance. If the student discontinues attendance before the  
 54 24 end of the semester or trimester after receiving payment under  
 54 25 the grant, the entire amount of any refund due that student,  
 54 26 up to the amount of any payments made under the annual grant,  
 54 27 shall be paid by the accredited higher education institution  
 54 28 to the state.

54 29 4. If a student receives financial aid under any other  
 54 30 program except a federal, state, or institutional work-study  
 54 31 program, the full amount of the other financial aid shall be  
 54 32 considered part of the student's financial resources available  
 54 33 in determining the amount of the student's financial need for  
 54 34 that period. In no case may the total financial aid for the  
 54 35 student's education, including financial aid under any other  
 55 1 state program, exceed the student's financial need at the  
 55 2 institution which the student attends.

55 3 **Sec. 63. NEW SECTION. 261.96 ADMINISTRATION BY**  
 55 4 **COMMISSION -- RULES.**

55 5 The commission shall administer this program and shall:

55 6 1. Provide application forms and parents' confidential  
 55 7 statement forms.

55 8 2. Adopt rules and regulations for determining financial  
 55 9 need, defining tuition and mandatory fees, defining residence  
 55 10 for the purposes of the Iowa grant program, determining grant  
 55 11 award amounts on the basis of student need, processing and  
 55 12 approving applications for grants, and determining priority of  
 55 13 grants. If resources are insufficient to award grants to all  
 55 14 eligible applicants, the commission shall give priority to  
 55 15 students who have the greatest demonstrated financial need.  
 55 16 In determining who is a resident of Iowa, the commission's  
 55 17 rules shall be at least as restrictive as those of the board  
 55 18 of regents.

55 19 3. Approve and award grants.

55 20 4. Make an annual report to the governor and general  
 55 21 assembly, and evaluate the Iowa grant program for the period.  
 55 22 The commission may require the accredited higher education

CODE: Specifies the duties of the College Aid  
 Commission for administration of the Iowa Grant  
 Program.

55 23 institution to promptly furnish any information which the  
 55 24 commission may request in connection with the Iowa grant  
 55 25 program.

55 26 Sec. 64. NEW SECTION. 261.97 APPLICATION FOR GRANTS.

55 27 Each applicant, in accordance with the rules of the  
 55 28 commission, shall:

55 29 1. Complete and file an application for a grant.

55 30 2. Be responsible for the submission of the parents'  
 55 31 confidential statement for processing, the processed  
 55 32 information to be returned both to the commission and to the  
 55 33 accredited higher education institution in which the applicant  
 55 34 is enrolling.

55 35 3. Report promptly to the commission any information  
 56 1 requested.

56 2 4. File a new application and parents' confidential  
 56 3 statement annually on the basis of which the applicant's  
 56 4 eligibility for a renewed grant will be evaluated and  
 56 5 determined.

CODE: Specifies the application process for the Iowa Grant Program.

56 6 Sec. 65. NEW SECTION. 261.98 ACCESS TO EDUCATION  
 56 7 PROGRAM.

56 8 An access to education program is established for the  
 56 9 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 56 10 for purposes of providing grants to resident students who  
 56 11 attend community colleges in this state. Students whose  
 56 12 financial resources are up to twenty percent over the  
 56 13 eligibility level for a PELL grant are eligible to receive  
 56 14 grants under this program. Students meeting the eligibility  
 56 15 level may receive a grant of up to two hundred fifty dollars.  
 56 16 The program shall be administered by the college student  
 56 17 aid commission. The commission shall allocate, from the  
 56 18 amount allocated for community colleges under the Iowa grant  
 56 19 program, five hundred thousand dollars for purposes of  
 56 20 awarding grants under this program. Community colleges which  
 56 21 have students receiving grants under the program shall provide  
 56 22 the commission with information as to the income levels and  
 56 23 age of grant recipients and the length of time since grant  
 56 24 recipients have enrolled in an educational program. The  
 56 25 commission shall tabulate and submit the information in a  
 56 26 report to the general assembly by January 1, 1991.

CODE: Establishes the Access to Education Program to provide grants to students attending community colleges. The student may receive up to \$250.

56 27 The commission shall adopt rules for the administration of  
56 28 this program.

| ?!

56 29  Sec. 66. Section 262.12, Code 1989, is amended to read as **VETOED**  
56 30 follows:

56 31 262.12 COMMITTEES AND ADMINISTRATIVE OFFICES UNDER BOARD.

56 32 The board of regents shall also have and exercise all the  
56 33 powers necessary and convenient for the effective  
56 34 administration of its office and of the institutions under its  
56 35 control, and to this end may create such committees, offices  
57 1 and agencies from its own members or others, and employ  
57 2 persons to staff the same, fix their Compensation and tenure  
57 3 and delegate thereto, or to the administrative officers and  
57 4 faculty of the institutions under its control, such part of  
57 5 the authority and duties vested by statute in the board, and  
57 6 shall formulate and establish such rules, outline such  
57 7 policies and prescribe such procedures therefor, all as may be  
57 8 desired or determined by the board as recorded in their  
57 9 minutes. However, the powers, rules, policies, and procedures  
57 10 of the board of regents shall not include a power to or a  
57 11 provision for the funding of the board of regents' board  
57 12 office by reimbursements from the institutions under its  
57 13 control.

CODE: Prohibits the Board of Regents from charging back expenses to the institutions under control of the Board.

VETOED: The Governor vetoed this Section stating that the Board of Regents should be able to continue to seek appropriate reimbursements from the universities.

57 14 Sec. 67. NEW SECTION. 262.54 COMPUTER SALES.  
57 15 Sales, by an institution under the control of the board of  
57 16 regents, of computer equipment, computer software, and  
57 17 computer supplies to students and faculty at the institution  
57 18 are retail sales under chapter 422, division IV.

CODE: Requires that the sale of computer equipment to faculty and students by the institutions of the Board of Regents is subject to sales tax.

DETAIL: in FY 1990, this language was included in the 1989 Iowa Acts.

57 19 Sec. 68. Section 279.10, subsection 1, Code 1989, is  
57 20 amended to read as follows:  
57 21 1. The school year shall begin on the first day of July  
57 22 and each regularly established elementary and secondary school  
57 23 shall begin no sooner than a day during the calendar week in  
57 24 which the first day of September falls but no later than the  
57 25 first Monday in December. However, if the first day of  
57 26 September falls on a Sunday, school may begin on a day during  
57 27 the calendar week which immediately precedes the first day of

CODE: Allows the school year to begin during the calendar week which precedes the calendar week in which the first day of September falls, if it falls on a Sunday.

57 28 September. School shall continue for at least one hundred  
 57 29 eighty days, except as provided in subsection 3, and may be  
 57 30 maintained during the entire calendar year. A school  
 57 31 corporation may begin employment of personnel for in-service  
 57 32 training and development purposes before the date to begin  
 57 33 elementary and secondary school.

57 34 Sec. 69. Section 279.51, subsection 1, paragraph d, Code  
 57 35 Supplement 1989, is amended to read as follows:  
 58 1 d. For the fiscal year beginning July 1, 1990, three  
 58 2 million dollars, and for each fiscal year thereafter, four  
 58 3 million dollars of the funds appropriated shall be allocated  
 58 4 as grants to school districts that have elementary schools  
 58 5 that demonstrate the greatest need for programs for at-risk  
 58 6 students with preference given to innovative programs for the  
 58 7 early elementary school years. Of the amount allocated under  
 58 8 this paragraph for each fiscal year, seventy-five thousand  
 58 9 dollars shall be allocated to school districts which have an  
 58 10 actual student population of ten thousand or less and have an  
 58 11 actual non-English speaking student population which  
 58 12 represents greater than five percent of the total actual  
 58 13 student population for grants to elementary schools in those  
 58 14 districts.

CODE: Provides \$75,000 from at risk funds to school districts with a student population less than 10,000 and a non-english speaking student population greater than 5%.

58 15 Sec. 70. Section 279.51, subsection 1, Code Supplement  
 58 16 1989, is amended by adding the following new unnumbered  
 58 17 paragraph:  
 58 18 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 256A.3,  
 58 19 subsection 6, of the amount appropriated for the fiscal year  
 58 20 beginning July 1, 1990, less the amount allocated under  
 58 21 paragraph a, three and thirty-three hundredths percent may  
 58 22 be used for administrative costs.

CODE: Changes the administration percentage for at-risk moneys from 5% to 3.33%

58 23 Sec. 71. Section 282.28, Code 1989, is amended to read as  
 58 24 follows:  
 58 25 282.28 CHILDREN AT ELDORA AND TOLEDO.  
 58 26 Annually, the area education agency in which the state  
 58 27 training school and the Iowa juvenile home are located and the  
 58 28 department of human services on behalf of the training school  
 58 29 and juvenile home shall submit an annual joint application by  
 58 30 January 1 for the next succeeding school year to the

CODE: Provides the State Training School and the Iowa Juvenile Home with additional funds from the school foundation aid formula for FY 1992 and requires the Department of Revenue and Finance to distribute the fund on a monthly basis.

58 31 department of education describing the proposed special  
58 32 education instructional and support programs and service  
58 33 improvements for the training school and juvenile home. The  
58 34 department of education shall review and approve or modify the  
58 35 program and proposed budget by February 1 and shall notify the  
59 1 department of revenue and finance, the area education agency,  
59 2 and the department of human services of the approved budget  
59 3 amount. The moneys for the approved budget shall supplement  
59 4 and not supplant moneys equal to the moneys expended for  
59 5 education for the fiscal year beginning July 1, 1986 by the  
59 6 department of human services. The moneys for the approved  
59 7 budget shall be used to ensure that the training school and  
59 8 juvenile home comply with appropriate administrative rules  
59 9 relating to special education adopted by the department of  
59 10 education. Beginning with the fiscal year commencing July 1,  
59 11 1990, and ending June 30, 1991, and in succeeding years, the  
59 12 department of revenue and finance shall pay the approved  
59 13 budget amount for an area education agency in monthly  
59 14 installments beginning on September 15 and ending on June 15  
59 15 of the next succeeding school year. The installments shall be  
59 16 as nearly equal as possible as determined by the department of  
59 17 management, taking into consideration the relative budget and  
59 18 cash position of the state's resources. The department of  
59 19 revenue and finance shall transfer the approved budget amount  
59 20 for an area education agency from the moneys appropriated  
59 21 under section 442.26 or section 257.16 and make the payment to  
59 22 the area education agency.  
59 23 The area education agency shall submit ~~a claim~~ an  
59 24 accounting to the department of education by August 1  
59 25 following the school year for the actual costs of the special  
59 26 education programs and services provided at the training  
59 27 school and juvenile home. The department shall review and  
59 28 approve or modify the ~~claims~~ accounting by September 1 and  
59 29 shall notify the department of revenue and finance of the  
59 30 approved ~~claim~~ accounting amount. ~~The total amount of the~~  
59 31 ~~approved claim shall be paid by the department of revenue and~~  
59 32 ~~finance to the area education agency by October 1. The total~~  
59 33 ~~amount~~ The department of revenue and finance shall adjust the  
59 34 September payment to the area education agency for the next  
59 35 fiscal year by the difference between the amount of the  
60 1 proposed budget paid to the area education agency and the

60 2 amount of the actual costs as reflected in the area education  
 60 3 agency's accounting. Any amount paid by the department of  
 60 4 revenue and finance shall be deducted monthly from the state  
 60 5 foundation aid paid under section 442.26 or section 257.16  
 60 6 during ~~the remainder of~~ that fiscal year to all school  
 60 7 districts in the state. The portion of the total amount of  
 60 8 the approved ~~claim~~ accounting amount that shall be deducted  
 60 9 from the state aid of a school district shall be the same as  
 60 10 the ratio that the budget enrollment for the budget year of  
 60 11 the school district bears to the total budget enrollment in  
 60 12 the state for that budget year. ~~The department of revenue and~~  
 60 13 ~~finance shall transfer the total amount of the approved claim~~  
 60 14 ~~from the moneys appropriated under section 442.26 for payment~~  
 60 15 ~~to the area education agency.~~

60 16 Sec. 72. Section 282.31, subsection 1, Code 1989, is  
 60 17 amended to read as follows:

60 18 1. a. A child who lives in a facility pursuant to section  
 60 19 282.30, subsection 1, paragraph a, and who is not enrolled  
 60 20 in the educational program of the district of residence of the  
 60 21 child, shall receive appropriate educational services. The  
 60 22 area education agency shall submit a proposed program and  
 60 23 budget to the department of education by January 1 for the  
 60 24 next succeeding school year. The department of education  
 60 25 shall review and approve or modify the program and proposed  
 60 26 budget and shall notify the department of revenue and finance  
 60 27 and the area education agency of its action by February 1.  
 60 28 ~~The area education agency shall submit a claim to the~~  
 60 29 ~~department of education by August 1 following the school year~~  
 60 30 ~~for the actual cost of the program.~~ Beginning with the fiscal  
 60 31 year commencing July 1, 1990, and ending June 30, 1991, and in  
 60 32 succeeding years, the department of revenue and finance shall  
 60 33 pay the approved budget amount for an area education agency in  
 60 34 monthly installments beginning September 15 and ending June 15  
 60 35 of the next succeeding school year. The installments shall be  
 61 1 as nearly equal as possible as determined by the department of  
 61 2 management, taking into consideration the relative budget and  
 61 3 cash position of the state's resources. The department of  
 61 4 revenue and finance shall transfer the approved budget amount  
 61 5 for an area education agency from the moneys appropriated  
 61 6 under section 442.26 or section 257.16 and make the payment to

CODE: Conforming language for Section 71, relating to the additional funds for the State Training School and the Iowa Juvenile Home.

61 7 the area education agency. The area education agency shall  
61 8 submit an accounting for the actual cost of the program to the  
61 9 department of education by August 1 of the following school  
61 10 year. The department shall review and approve or modify all  
61 11 expenditures incurred in compliance with the guidelines  
61 12 pursuant to section 256.7, subsection 12, and shall notify the  
61 13 department of revenue and finance of the approved **claim**  
61 14 accounting amount ~~by September 1.~~ The ~~total amount of the~~  
61 15 approved **claim** accounting amount shall be compared with any  
61 16 amounts paid by the department of revenue and finance to the  
61 17 area education agency ~~by October 1~~ and any differences added  
61 18 to or subtracted from the October payment made under this  
61 19 paragraph for the next school year. ~~The total amount~~ Any  
61 20 amount paid by the department of revenue and finance shall be  
61 21 deducted monthly from the state foundation aid paid under  
61 22 section 442.26 or section 257.16 during the remainder of that  
61 23 fiscal year to all school districts in the state. The portion  
61 24 of the total amount of the approved **claims** budget that shall  
61 25 be deducted from the state aid of a school district shall be  
61 26 the same as the ratio that the budget enrollment for the  
61 27 budget year of the school district bears to the total budget  
61 28 enrollment in the state for that budget year. ~~The department~~  
61 29 ~~of revenue and finance shall transfer the total amount of the~~  
61 30 ~~approved claims from the moneys appropriated under section~~  
61 31 ~~442.26 for payment to the area education agencies.~~  
61 32 **b.** A child who lives in a facility or home pursuant to  
61 33 section 282.19, and who does not require special education and  
61 34 who is not enrolled in the educational program of the district  
61 35 of residence of the child, shall be included in the basic  
62 1 enrollment of the school district in which the facility or  
62 2 home is located.  
62 3 However, on June 30 of a school year, if the board of  
62 4 directors of a school district determines that the number of  
62 5 children under this paragraph who were counted in the basic  
62 6 enrollment of the school district on the third Friday of  
62 7 September of that school year is fewer than the sum of the  
62 8 number of months all children were enrolled in the school  
62 9 district under this paragraph during the school year divided  
62 10 by nine, the secretary of the school district may submit a  
62 11 claim to the department of education by August 1 following the  
62 12 school year for an amount equal to the district cost per pupil

62 13 of the district for the previous school year multiplied by the  
 62 14 difference between the number of children counted and the  
 62 15 number of children calculated by the 'number of months of  
 62 16 enrollment. The amount of the claim shall be paid by the  
 62 17 department of revenue and finance to the school district by  
 62 18 October 1 ~~in the same manner as the claims are paid under~~  
 62 19 ~~paragraph a.~~ The department of revenue and finance shall  
 62 20 transfer the total amount of the approved claim of a school  
 62 21 district from the moneys appropriated under section 442.26 or  
 62 22 under section 257.16 and the amount paid shall be deducted  
 62 23 monthly from the state foundation aid paid during the  
 62 24 remainder of that fiscal year to all school districts in the  
 62 25 state in the manner provided in paragraph a.

62 26 Sec. 73. Section 294A.25, Code Supplement 1989, is amended  
 62 27 by adding the following new subsection:  
 62 28 NEW SUBSECTION. 4A. Commencing with the fiscal year  
 62 29 beginning July 1, 1990, the amount of sixty thousand dollars  
 62 30 for the ambassador to education program under section 256.43.

CODE: Allocates \$60,000 for the Ambassador to Education Program from funds appropriated for the Educational Excellence Program.

62 31 Sec. 74. Section 298.20, Code 1989, is amended to read as  
 62 32 follows:  
 62 33 298.20 FUNDING OR REFUNDING BONDS.  
 62 34 For the purpose of providing for the payment of any  
 62 35 indebtedness of any school corporation represented by  
 63 1 judgments or bonds, the board of directors of such school  
 63 2 corporation, at any time or times, may provide by resolution  
 63 3 for the issuance of bonds of such school corporation, to be  
 63 4 known as funding or refunding bonds. The proceeds derived  
 63 5 from the ~~negotiation~~ public or private sale of such funding or  
 63 6 refunding bonds shall be applied in payment of such  
 63 7 indebtedness; or ~~said~~ the funding bonds or refunding bonds may  
 63 8 be issued in exchange for the evidences of such indebtedness,  
 63 9 par for par.

CODE: Requires that proceeds from the sale of funding or refunding bonds be applied to the debt of the bonds.

63 10 Sec. 75. Section 301.30, unnumbered paragraph 4, Code  
 63 11 Supplement 1989, is amended to read as follows:  
 63 12 Claims for reimbursement shall be made to the department of  
 63 13 education by the public school district providing textbook  
 63 14 services during a school year on a form prescribed by the  
 63 15 department, and the claim shall state the services provided

CODE: Allows the nonpublic schools to use the district of attendance instead of the district of residence when comparing services and textbook cost per pupil.



63 16 and the actual costs incurred. Claims shall be accompanied by  
 63 17 an affidavit of an officer of the public school district  
 63 18 affirming the accuracy of the claim. By February 1 and by  
 63 19 July 15 of each year the department shall certify to the  
 63 20 director of revenue and finance the amounts of approved claims  
 63 21 to be paid, and the director of revenue and finance shall draw  
 63 22 warrants payable to school districts which have established  
 63 23 claims. ~~The public school district in which the pupil resides~~  
 63 24 ~~may contract with the~~ public school district of attendance to  
 63 25 ~~have the latter school~~ shall furnish the services and shall  
 63 26 receive reimbursement ~~for the payment of said contract;~~  
 63 27 ~~however, said~~ from the state. However, the services must be  
 63 28 comparable to the services of the district of **residence**  
 63 29 attendance and cannot exceed the per pupil cost of the program  
 63 30 of the district of **residence** attendance.

63 31 Sec. 76. Section **303.18**, unnumbered paragraph 2, Code  
 63 32 **1989**, is amended to read as follows:  
 63 33 The historical division shall repay a portion of the amount  
 63 34 of the loan together with annual interest payments due on the  
 63 35 balance of the loan over a ten-year period commencing with the  
 64 1 fiscal year beginning July 1, **1987**. Payments shall be made  
 64 2 from gross receipts and other moneys available to the  
 64 3 historical division. The historical division shall solicit  
 64 4 voluntary contributions on behalf of the historical division,  
 64 5 at the entrance and other locations throughout the state  
 64 6 historical building and collect entrance fees for the Montauk  
 64 7 governor's mansion for purposes of raising funds for making  
 64 8 payments under this section. Annual payments shall not be  
 64 9 less than the amount of interest on the permanent school fund  
 64 10 required to be transferred to the first in the nation in  
 64 11 education foundation under section 302.1A or seventy-five  
 64 12 percent of the gross receipts, whichever is greater. Payments  
 64 13 of both principal and interest made by the state historical  
 64 14 division under this section shall be paid quarterly and shall  
 64 15 be considered interest earned on the permanent school fund to  
 64 16 the extent necessary for payment of interest to the first in  
 64 17 the nation in education foundation under section 302.1A.

64 18 Sec. 77. NEW SECTION. **303.89** CULTURAL GRANT PROGRAMS.  
 64 19 1. The department shall establish a grant program for

CODE: Requires the Historicat Division to take voluntary contributions at the Historical Building and entrance fees for the Montauk Governor's Mansion and use them to pay principal and interest on monies borrowed from the Permanent School Fund.

CODE: Codifies the Community Cultural Grant Program and expands the Program to include Multidisciplinary

64 20 cities and nonprofit, tax-exempt community organizations for  
 64 21 the development of community programs that provide local jobs  
 64 22 for Iowa residents and also promote Iowa's historic, ethnic,  
 64 23 and cultural heritages through the development of festivals,  
 64 24 music, drama, cultural programs, or tourist attractions. A  
 64 25 city or nonprofit, tax-exempt community organization may  
 64 26 submit an application to the department for review. The  
 64 27 department shall establish criteria for the review and  
 64 28 approval of grant applications. The amount of a grant shall  
 64 29 not exceed fifty percent of the cost of the community program.  
 64 30 Each application shall include information demonstrating that  
 64 31 the city or nonprofit, tax-exempt community organization will  
 64 32 provide matching funds of fifty percent of the cost of the  
 64 33 program. The matching funds requirement may be met by  
 64 34 substituting in-kind services, based on the value of the  
 64 35 services, for actual dollars.

65 1 2. The department shall establish a grant program which  
 65 2 provides general operating budget support to major,  
 65 3 multidisciplinary cultural organizations which demonstrate  
 65 4 cultural and managerial excellence on a continuing basis to  
 65 5 the citizens of Iowa. Applicant organizations must be  
 65 6 incorporated under chapter 504A, be exempt from federal  
 65 7 taxation, and not be attached or affiliated with an  
 65 8 educational institution. Eligible organizations shall be  
 65 9 operated on a year-round basis and employ at least one full-  
 65 10 time, paid professional staff member. The department shall  
 65 11 establish criteria for review and approval of grant  
 65 12 applications. Criteria established shall include, but are not  
 65 13 limited to, a matching funds requirement. The matching funds  
 65 14 requirement shall permit an applicant to meet the matching  
 65 15 requirement by demonstrating that the applicant's budget  
 65 16 contains funds, other than state and federal funds, in excess  
 65 17 of the grant award.

65 18 3. Unobligated or unencumbered funds appropriated to the  
 65 19 department for purposes of awarding and administering grants  
 65 20 under this section and remaining on June 30, 1991, shall not  
 65 21 revert to the general fund of the state under section 8.33,  
 65 22 but shall remain available for expenditure by the department  
 65 23 for the purposes specified in this section during the fiscal  
 65 24 year commencing July 1, 1991.

Cultural Organization Grants. The funds appropriated  
 for these grants will be allowed to carry forward  
 into FY 1992.

65 25 Sec. 78. Section 442.4, subsection 8, Code 1989, is  
 65 26 amended to read as follows:  
 65 27 8. Notwithstanding the procedure prescribed for the  
 65 28 calculation of budget enrollment under subsections 3 and 5, i  
 65 29 ~~during the first~~ for the budget year ~~following the effective~~  
 65 30 ~~date of a school district reorganization~~ commencing July 1,  
 65 31 1990, a reorganized school district's budget enrollment is  
 65 32 less than the combined total of the budget enrollments of the  
 65 33 districts involved in the reorganization calculated as if the  
 65 34 school districts had not reorganized for that budget year, the  
 65 35 budget enrollment of the reorganized district shall be  
 66 1 calculated under this subsection for that budget year. The  
 66 2 budget enrollment is the total of the budget enrollments of  
 66 3 the districts involved in the reorganization calculated as if  
 66 4 those districts had not reorganized minus the number of pupils  
 66 5 residing in territory not included in the reorganized school  
 66 6 district. For the purpose of this section, a reorganized  
 66 7 school district is one in which the reorganization was  
 66 8 approved in an election pursuant to sections 275.18 and 275.20  
 66 9 and will take effect on or after July 1, 1988.

66 10 [Sec. 79.  
 66 11 Notwithstanding section 8.33, moneys appropriated under  
 66 12 1988 Iowa Acts, chapter 1284, section 33, subsection 2, which  
 66 13 are unencumbered or unexpended on June 30, 1990, shall not  
 66 14 revert to the general fund of the state, but shall remain  
 66 15 available for expenditure for the purposes designated under  
 66 16 section 256.33, to continue a consultant position and salary  
 66 17 support in connection with the special projects and programs,  
 66 18 and for special projects and programs designed to strengthen  
 66 19 clinical experiences, student teacher programs, and technology  
 66 20 in teacher education.]

VETOED

CODE: Determines the budget enrollment of a reorganized school district, so that the district will not lose enrollment because of reorganization

CODE: Allows the DE to carry forward funds into FY 1991. This money will be used for technology training and a consultant, and the remaining amount will be used for special projects and programs.

DETAIL: This represents approximately \$290,000 of the \$750,000 appropriated in the 1988 Session for a two year period, FY 1989 and FY 1990, to special programs and projects. The \$290,000 was to be spent on developing evaluator panels to evaluate beginning teachers, but the evaluator panels were never created by the General Assembly.

The DE shall expend \$200,000 on technology training and \$50,000 on a consultant.

VETOED: The Governor vetoed this Section so that the \$290,000 will revert to the General Fund, stating the financial constraints of the State as the reason for the veto.

66 21 Sec. 80. 1989 Iowa Acts, Chapter 135, sections 88, 89, and  
66 22 90 are repealed.

CODE: Repeals Session law on the Training School and Juvenile Home.

66 23 Sec. 81.  
66 24 Sections 21, 25, 28, 29, 31, 33, 34, 46, 47, 78, and 79 of  
66 25 this Act take effect immediately upon enactment.

Requires that the following Sections are effective upon enactment: Carry-over of the State Communications Network Fund, an allocation from the State Communications Network Fund to Merged Area School VII, duties of the Narrowcast System Advisory Committee, certain reorganizations of school districts, the Displaced Workers Financial Aid Program, carry-over of tuition replacement funds for the Regent debt service on academic revenue bonds, filing for open enrollment under certain conditions, the carry-over of funds appropriated by the 1988 General Assembly for special projects in the Department of Education, amending sharing agreements to include sixth grade, delay of a Department of Education study relating to a survey of fees, and allocation of \$250,000 from the Community Economic Betterment Account.

66 26 Sec. 82.  
66 27 All federal grants to and the federal receipts of agencies  
66 28 appropriated funds under this Act, not otherwise appropriated,  
66 29 are appropriated for the purposes set forth in the federal  
66 30 grants or receipts, unless otherwise provided by the general  
66 31 assembly.  
66 32 SF 2423  
66 33 lw/cc/26

Requires federal funds received to be used as appropriated in this Act.

# EXECUTIVE SUMMARY

## HEALTH AND HUMAN RIGHTS APPROPRIATIONS BILL

HOUSE FILE 2371

### NEW PROGRAMS, SERVICES, OR ACTIVITIES

- DEPARTMENT OF HUMAN RIGHTS (DHR) - SPANISH-SPEAKING PEOPLE DIVISION: Provides funding for assistance to community action programs that serve individuals who are interested in becoming self-sufficient. (Page 1, Line 24)
- DHR - STATUS OF WOMEN DIVISION: Provides funding for training to deal with domestic violence and sexual assault. (Page 2, Line 5)
- DEPARTMENT OF ELDER AFFAIRS (DEA): Creates an Elder Law Program to provide legal services for elders in cooperation with the Area Agencies on Aging. (Page 7, Line 15)
- DEPARTMENT OF PUBLIC HEALTH (DPH) - OFFICE OF RURAL HEALTH: Provides funding for technical assistance to rural areas in the area of health care delivery. (Page 9, Line 1)
- DPH - DISEASE PREVENTION DIVISION: Provides funding for the Swimming Pool/Spa Registration and the Radon Mitigation Programs (Page 9, Line 26) and establishes and provides funding for an Acquired Immune Deficiency Syndrome (**AIDS**) Task Force (Page 10, Line 11).
- DPH - FAMILY AND COMMUNITY HEALTH DIVISION: Establishes and provides funding for an Obstetrical Care Program. (Page 13, Line 16)
- CIVIL RIGHTS COMMISSION Adds \$129,108 to help eliminate backlogged cases, to fund additional legal services, and to fund an informational specialist. (Page 1, Line 1)
- DEPARTMENT FOR THE BLIND: Adds \$43,800 to purchase technical equipment and expand the Vending Operations Program along the Interstate Highway System, generating additional federal funding. (Page 5, Line 5)
- DEA: Adds \$185,000 to expand the Case Management Program (Page 5, Line 26 and Page 6, Line 22), \$51,000 to expand the Area Agencies on Aging Administration Program (Page 6, Line 3), and \$61,500 to expand the Retired Services Volunteer Programs and the Alzheimer's Program (Page 6, Lines 16 and 19 and Page 7, Line 13).
- DEPARTMENT OF HUMAN RIGHTS: Reduces the Recreation and Educational Grant Program by \$100,000, which was funded through the Iowa Plan Fund in FY 1990. (Page 3, Line 20)

### MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

## EXECUTIVE SUMMARY HEALTH AND HUMAN RIGHTS APPROPRIATIONS BILL

## HOUSE FILE 2371

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

### STUDIES AND INTENT LANGUAGE

- DHR - CENTRAL ADMINISTRATION AND CHILDREN, YOUTH AND FAMILIES DIVISIONS: Adds \$44,341 to expand the fiscal operations and to oversee juvenile justice activities. (Page 1, Line 18 and Page 2, Line 12)
- DPH - DISEASE PREVENTION DIVISION Adds \$200,000 to purchase vaccines (Page 9, Line 26) and \$50,000 to expand Chlamydia testing (Page 9, Line 31).
- DPH - FAMILY AND COMMUNITY HEALTH DIVISION: Adds \$75,000 to expand the Lead Abatement Program (Page 13, Line 30), \$550,000 to expand services through the Maternal and Child Health Centers (Page 14, Line 25), \$350,851 to expand Public Health Nursing and Homemaker Programs (Page 15, Line 29 and Page 17, Line 18), and \$50,000 to expand the Physician Care for Children Program (Page 21, Line 34).
- DPH - SEXUAL ABUSE INVESTIGATIONS PROGRAM: Adds \$74,000 to expand the Sexual Abuse Investigations Program funded from the Victim Reparations Fund in the Department of Justice, (Page 22, Line 8)
- DHR: Requires that funds appropriated to the Recreation and Educational Grant Program not revert to the General Fund. (Page 4, Lines 25 and 31)
- DPH: Requires the FY 1990 General Fund appropriation for the Primary and Preventive Health Care for Children Program to carry forward into FY 1991 for that Program. (Page 23, Line 4)
- DPH, DEPARTMENT OF HUMAN SERVICES (DHS), AND BOARD OF REGENTS: Requires the DPH, DHS, and the Mobile and Regional Child Health Specialty Clinics, which **are** administered by the Board of Regents, to develop and use common intake procedures for maternal and child health services. (Page 24, Line 17)
- DHR. Requires the funding of the Recreation and Educational Grant Program to be competitive grants and establishes the eligibility standards for communities to receive the grants. (Page 3, Line 26)

**EXECUTIVE SUMMARY**  
**HEALTH AND HUMAN RIGHTS APPROPRIATIONS BILL**

**HOUSE FILE 2371**

**GOVERNOR'S VETOES**

- DEA: Requires the Department to establish, in cooperation with Area Agencies on Aging, a program to provide legal services to elders. (Page 7, Line 17)
- DPH: Requires the four Examining Boards and the Professional Licensure Boards to adjust fees so that projected receipts equal projected costs (Page 12, Line 33), and the Department to administer the Maternal and Child Health Program and the Crippled Children's Program (Page 15, Line 16).
- DPH - CENTRAL ADMINISTRATION DIVISION: Requires the Director of Public Health to participate on a committee to examine the possibility of an Office of Disability Prevention. (Page 8, Line 2)
- DPH - DISEASE PREVENTION DIVISION Establishes an AIDS Services Task Force. (Page 10, Line 11)
- DPH - PUBLIC HEALTH NURSING AND HOMEMAKER PROGRAMS: Establishes the formula for the distribution of the funds for these Programs. (Page 16, Line 6 and Page 18, Line 30)
- The Governor vetoed the \$400,000 General Fund appropriation and the accompanying language for the Recreation and Educational Grant Program, stating that the program was vetoed due to fiscal restraints. (Page 3, Line 20)
- The Governor vetoed the \$100,000 General Fund appropriation and accompanying language for an Elder Law Program, stating that the program duplicated federally funding initiatives and that there were other forms of free legal services to elders. (Page 7, Line 15)
- The Governor vetoed the language which expanded the physician services portion of Maternal and Child Health Services, stating that the veto was due to fiscal restraints and that these services are currently available for the identified women by using a sliding fee scale. (Page 14, Line 32)

House File 2371 provides **for** the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
4	25	2.9d	Nwstnd	Sec. 8.33	Education/Recreational Grant Program-Non-Reversion Clause
4	31	3	Nwstnd	Sec. 8.33	Education/Recreational Grant Program-Non-Reversion Clause
23	4	9	Amends	Sec. 1108, Chap. 304 1989 Iowa Acts	Primary and Prev Hlth Care Funds - Carry Forward
24	17	10	Amends	Sec. 135.11(19) Code Supplement 1989	Common Intake Procedures for M&CH Services



1 1 Section 1.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the Iowa state civil rights commission for the fiscal year  
 1 4 beginning July 1, 1990 and ending June 30, 1991, the following  
 1 5 amount, or so much thereof as is necessary, to be used for the  
 1 6 purposes designated:  
 1 7 For salaries, support, maintenance, miscellaneous purposes,  
 1 8 and for not more than the following full-time equivalent posi-  
 1 9 tions:

1 10 .....	\$	<b>1,051,000</b>
1 11 .....	FTEs	37.00

General Fund appropriation to the Civil Rights Commission.

DETAIL: Reflects the following decisions from FY 1990:

1. Subtracts \$50 due to Commission's requests.
2. Adds \$87,991 and 2.25 FTE positions to eliminate backlogged cases.
3. Adds \$17,000 to fund additional legal services provided by the Attorney General's Office.
4. Adds \$24,117 and 1.0 FTE position for an Informational Specialist.
5. Subtracts \$405 due to rounding.

1 12 Sec. 2.  
 1 13 There is appropriated from the general fund of the state to  
 1 14 the department of human rights for the fiscal year beginning  
 1 15 July 1, 1990 and ending June 30, 1991, the following amounts,  
 1 16 or so much thereof as is necessary, to be used for the  
 1 17 purposes designated:

General Fund appropriation to the Department of Human Rights (DHR).

1 18 1. CENTRAL ADMINISTRATION DIVISION  
 1 19 For salaries, support, maintenance, miscellaneous purposes,  
 1 20 and for not more than the following full-time equivalent posi-  
 1 21 tions:

1 22 .....	\$	<b>242,000</b>
1 23 .....	FTEs	3.00

General Fund appropriation for the Central Administration Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$5,050 to return to current level of service.
2. Adds \$25,556 and 2.0 FTE positions for additional fiscal support to the DHR.
3. Subtracts \$304 due to rounding.

1 24 2. SPANISH-SPEAKING PEOPLE DIVISION  
 1 25 For salaries, support, maintenance, miscellaneous purposes,  
 1 26 and for not more than the following full-time equivalent posi-  
 1 27 tions:

1 28 .....	\$	<b>127,000</b>
1 29 .....	FTEs	3.50

General Fund appropriation for the Spanish-Speaking People Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$430 to return to current level of service.

1 30 **3, PERSONS WITH DISABILITIES DIVISION**  
 1 31 For salaries, support, maintenance, miscellaneous purposes,  
 1 32 and for not more than the following full-time equivalent posi-  
 1 33 tions:  
 1 34 ..... \$ 191,000  
 1 35 ..... FTEs 4.00

2 1 Of the funds appropriated to the division, there is  
 2 2 allocated an amount necessary to fund the central registry for  
 2 3 brain injuries established pursuant to section 135.22.

2 4 **4. STATUS OF WOMEN DIVISION**  
 2 5 a. For salaries, support, maintenance, miscellaneous  
 2 6 purposes, and for not more than the following full-time  
 2 7 equivalent positions:  
 2 8 ..... \$ 211,000  
 2 9 ..... FTEs 4.10

2 10 b. For the displaced homemaker program:

2. Adds \$64,188 and 2.0 FTE positions to provide assistance to community action programs that serve individuals who are interested in becoming self-sufficient.
3. Subtracts \$3 due to rounding.

General Fund appropriation for the Persons with Disabilities Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$3,400 to return to current level of service.
2. Subtracts \$822 due to rounding.

Requires the Division to allocate funds for the Central Registry for Brain Injuries within the Department of Public Health.

General Fund appropriation for the Status of Women Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$7,419 to return to current level of service.
2. Subtracts \$50,000 due to the transfer of the Domestic Abuse Grant Program to the Attorney General's Office.
3. Transfers \$120,000 to the Displaced Homemaker Program.
4. Adds \$44,000 and 0.1 FTE position for training to deal with domestic violence and sexual assault.
5. Subtracts \$846 due to rounding.

General Fund appropriation for the Displaced

2 11 ..... \$ 140,000

Homemaker Program

DETAIL: Reflects the following decision from FY 1990:

Adds \$20,000 to expand the Displaced Homemakers Program, after transferring \$120,000 from the Status of Women Division to establish this new budget unit.

2 12 5. CHILDREN, YOUTH AND FAMILIES DIVISION  
 2 13 For salaries, support, maintenance, miscellaneous purposes,  
 2 14 and for not more than the following full-time equivalent posi-  
 2 15 tions:  
 2 16 ..... \$ 181,000  
 2 17 ..... FTEs 8.00

General Fund appropriation for the Children, Youth and Families Division,

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$18,785 and 0.5 FTE position to oversee juvenile justice activities.
2. Adds 1.5 FTE positions to staff the Child Development Coordinating Council.
3. Subtracts \$795 due to rounding.

2 18 Of the funds appropriated in this subsection, no less than  
 2 19 \$36,300 shall be spent for expenses relating to the  
 2 20 administration of federal funds for juvenile assistance. It  
 2 21 is the intent of the general assembly that the department of  
 2 22 human rights employ sufficient staff to meet the federal  
 2 23 funding match requirements established by the federal office  
 2 24 for juvenile justice delinquency prevention. The governor's  
 2 25 advisory council on juvenile justice shall determine the  
 2 26 staffing level necessary to carry out federal and state  
 2 27 mandates for juvenile justice.

Requires an allocation for the administration of the federal funds for Juvenile Assistance and to employ sufficient staff to meet federal funding match requirements. Maintains current level of service. The Governor's Advisory Council on Juvenile Justice is responsible for determining the necessary staffing level.

2 28 6. DEAF SERVICES DIVISION  
 2 29 For salaries, support, maintenance, miscellaneous purposes,  
 2 30 and for not more than the following full-time equivalent posi-  
 2 31 tions:  
 2 32 ..... \$ 307,000  
 2 33 ..... FTEs 10.00

General Fund appropriation for the Deaf Services Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$32,057 to return to current level of service.
2. Subtracts \$845 due to rounding.

2 34 The fees collected by the division for provision of  
 2 35 interpretation services by the division to obligated agencies  
 3 1 shall be dispersed pursuant to the provisions of section 8.32,  
 3 2 and shall be dedicated and used by the division for the  
 3 3 provision of continued and expanded interpretation services.

Requires the Deaf Services Division to collect receipts for deaf interpretation services and deposit those receipts into a special fund.

3 4 7. STATUS OF BLACKS DIVISION

General Fund appropriation for the Status of Blacks Division.

3 5 For salaries, support, maintenance, miscellaneous purposes,  
 3 6 and for not more than the following full-time equivalent posi-  
 3 7 tions:

DETAIL: Reflects the following decisions from FY 1990:

3 8 .....	\$	69,000
3 9 .....	FTEs	1.50

1. Adds \$265 to return to current level of service.
2. Subtracts \$651 due to rounding.

3 10 8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

General Fund appropriation for the Criminal and Juvenile Justice Planning Division.

3 11 For salaries, support, maintenance, miscellaneous purposes,  
 3 12 and for not more than the following full-time equivalent posi-  
 3 13 tions:

DETAIL: Reflects the following decisions from FY 1990:

3 14 .....	\$	223,000
3 15 .....	FTEs	7.00

1. Adds \$2,055 to return to current level of service.
2. Subtracts \$994 due to rounding.

3 16 The criminal and juvenile justice advisory council and the  
 3 17 juvenile justice advisory council of the division of children,  
 3 18 youth, and families shall coordinate their efforts in carrying  
 3 19 out their respective duties relative to juvenile justice.

Requires the Criminal and Juvenile Justice Advisory Council and the Juvenile Justice Advisory Council to coordinate their efforts in performing juvenile justice duties.

3 20 [ 9. RECREATION AND EDUCATIONAL GRANTS PROGRAM

VETOED

General Fund appropriation for the Recreation and Educational Grants Program.

3 21 For salaries, support, maintenance, miscellaneous purposes,  
 3 22 and for not more than the following full-time equivalent  
 3 23 positions:

DETAIL: Reflects the following decisions from FY 1990:

3 24 .....	\$	400,000
3 25 .....	FTEs	1.00

1. Adds \$400,000 for the Grants Program. These grants were funded at \$500,000 from the Iowa Plan Fund in FY 1990.

2. Adds 1.0 FTE position to administer the Program.

VETOED: The Governor vetoed the **\$400,000** General Fund appropriation for the Recreation and Educational Grants Program. The Governor stated that the Program was vetoed due to fiscal restraints and because the General Assembly transferred the funding of these grants from the Iowa Plan Fund to the General Fund.

3 26 a. Of the amount appropriated under this subsection,  
 3 27 **\$300,000** shall be used as follows:  
 3 28 (1) To provide state funds to encourage and supplement  
 3 29 recreational and educational activities for low-income youth  
 3 30 grades **K-12** by filling existing gaps and permitting expansion  
 3 31 in the current system of community-based recreational and  
 3 32 educational programs; establishing a comprehensive network of  
 3 33 services that are continuous and year-round that focus on  
 3 34 recreation and personal development education for low-income  
 3 35 youth grades **K-12**; and providing **recreational/educational**  
 4 1 programs for youth from families with incomes no more than 120  
 4 2 percent above the federal poverty level.  
 4 3 (2) To be eligible for state funds under this paragraph,  
 4 4 the applicant must be a nonprofit organization whose mission  
 4 5 includes providing services for low-income youth grades **K-12**;  
 4 6 the activities must be those not currently offered by the  
 4 7 organization, or if currently offered are demonstrably  
 4 8 underfunded; and the activities must be free of charge to all  
 4 9 youth who meet the income requirements. A nominal fee, at  
 4 10 cost, may be assessed to youth who do not meet the stated  
 4 11 income requirements. Grants will be awarded based on the  
 4 12 organization's demonstrated ability to provide organized  
 4 13 recreational or educational programs or a combination of both.  
 4 14 (3) Grants awarded under this paragraph shall be awarded  
 4 15 on a competitive basis to fund low-income youth programs in  
 4 16 both urban and rural areas throughout the state.

Requires an allocation for competitive grants for recreation and educational activities for low-income youth and sets eligibility standards.

VETOED: The Governor vetoed the intent language for the Recreation and Educational Grants Program.

4 17 b. Of the amount appropriated under this subsection,  
 4 18 **\$100,000** shall be used for exemplary social and community-  
 4 19 based organizations whose activities are primarily targeted  
 4 20 toward minority populations in the state. Grants awarded

Requires an allocation for competitive recreation and educational grants to organizations whose activities target minorities.

4 21 under this paragraph shall be awarded on a competitive basis.

VETOED: The Governor vetoed the intent language for the Recreation and Educational Grants Program.

4 22 c. Of the funds appropriated under this subsection, 8  
4 23 percent of the funds may be used for administrative purposes  
4 24 of the department of human rights.

Allows the Department to use a maximum of \$32,000 (8%) for administration of the grants.

VETOED: The Governor vetoed the intent language for the Recreation and Educational Grants Program.

4 25 d. Notwithstanding section 8.33, moneys appropriated under  
4 26 this subsection for the fiscal year beginning July 1, 1990,  
4 27 shall not revert to the general fund of the state at the end  
4 28 of the fiscal year but shall be available for expenditure  
4 29 during the fiscal year beginning July 1, 1991, for the  
4 30 purposes designated.

CODE: Requires that funds appropriated to the Recreation and Educational Grants Program for FY 1991 not revert, but be available for use by the Program in FY 1992.

VETOED: The Governor vetoed the intent language for the Recreation and Educational Grants Program.

4 31 Sec. 3.  
4 32 Notwithstanding section 8.33, moneys appropriated from the  
4 33 jobs now account for the fiscal year beginning July 1, 1989,  
4 34 pursuant to section 99E.32, subsection 5, paragraph v, which  
4 35 remain unexpended on June 30, 1990, shall not revert to any  
5 1 fund but shall be available for expenditure for the purposes  
5 2 designated during the fiscal year beginning July 1, 1990, and  
5 3 shall be in addition to any other moneys available for those  
5 4 purposes.

CODE: Requires that funds appropriated to the Recreation and Educational Grants Program for FY 1990 not revert, but be available for use by the Program in FY 1991.

5 5 Sec. 4.  
5 6 There is appropriated from the general fund of the state to  
5 7 the department for the blind for the fiscal year beginning  
5 8 July 1, 1990, and ending June 30, 1991, the following amount,  
5 9 or so much thereof as is necessary, to be used for the  
5 10 purposes designated:

General Fund appropriation to the Department for the Blind.

5 11 For salaries, support, maintenance, miscellaneous purposes,  
5 12 and for not more than the following full-time equivalent posi-  
5 13 tions:

DETAIL: Reflects the following decisions from FY 1990:

5 14 ..... \$ 1,458,800  
5 15 ..... FTEs 103.50

1. Adds \$39,628 to return to current level of service.
2. Adds \$20,000, which would generate an additional \$80,000 in federal funds, to purchase technical equipment.
3. Adds \$23,800, which would generate an additional

<p>5 16 Of the funds appropriated under this section, \$7,800 shall  5 17 be used to fund the position of 1 additional counselor in the  5 18 vending program to provide needed management assistance to the  5 19 blind vending operators throughout the state</p> <p>5 20 <b>Sec. 5.</b>  5 21 There is appropriated from the general fund of the state to  5 22 the department of elder affairs for the fiscal year beginning  5 23 July 1, 1990, and ending June 30, 1991, the following amounts,  5 24 or so much thereof as is necessary, to be used for the  5 25 purposes designated:</p> <p>5 26 1. For salaries, support, maintenance, miscellaneous  5 27 purposes, and for not more than the following full-time  5 28 equivalent positions:</p> <table border="0"> <tr> <td>5 29 .....</td> <td>\$</td> <td>506,000</td> </tr> <tr> <td>5 30 .....</td> <td>FTEs</td> <td>33.00</td> </tr> </table> <p>5 31 <b>It is the intent of the general assembly that the</b>  5 32 department employ an alternative housing coordinator and a  5 33 long-term care coordinator as 2 of the full-time equivalent  5 34 positions.</p> <p>5 35 Of the funds appropriated under this subsection, \$50,000  6 1 shall be allocated to fund the representative payee project  6 2 established within the department of elder affairs.</p> <p>6 3 2. For the administration of area agencies on aging:  6 4 .....</p> <table border="0"> <tr> <td>6 4 .....</td> <td>\$</td> <td>165,000</td> </tr> </table>	5 29 .....	\$	506,000	5 30 .....	FTEs	33.00	6 4 .....	\$	165,000	<p>\$95,200 in federal funds, and 1.0 FTE position to expand the Vending Operations Program along the Interstate Highway System.</p> <p>4. Subtracts \$11 due to rounding.</p> <p>Requires the Department to fund a counselor position for the Vending Operations Program.</p> <p>General Fund appropriation to the Department of Elder Affairs.</p> <p>General Fund appropriation for the State Administration Division.</p> <p>DETAIL: Reflects the following decisions from FY 1990:</p> <ol style="list-style-type: none"> <li>1. Adds \$16,805 to return to current level of service.</li> <li>2. Adds \$35,000 and 1.0 FTE position to expand the Case Management Program.</li> <li>3. Subtracts \$375 due to rounding.</li> </ol> <p>Directs the Department to employ an alternative housing coordinator and a long-term care coordinator as two of the FTE positions within the Department.</p> <p>Requires an allocation for the Representative Payee Project. Maintains current level of service.</p> <p>General Fund appropriation for the administration of the area agencies on aging.</p>
5 29 .....	\$	506,000								
5 30 .....	FTEs	33.00								
6 4 .....	\$	165,000								

			DETAIL: Reflects the following decision from FY 1990:
			Adds \$51,000 to expand the Program, after transferring \$120,000 for the Long-Term Care Ombudsman and local Care Review Committees to the Care Review Committee Coordinators' budget unit.
6 5	3. For the long-term care residents' advocate and the care		General Fund appropriation for the Care Review
6 6	review committees at the local area agency on aging level:		Committee Coordinators Program.
6 7	..... \$ 120,000		DETAIL: Reflects the following decision from FY 1990:
			New budget unit by transferring \$120,000 for the Long-Term Care Ombudsman and local Care Review Committees from the Area Agencies on Aging budget unit.
6 8	As a condition, qualification, and limitation of the funds		Requires area agencies on aging to match the
6 9	appropriated by this subsection, a local area agency on aging		appropriated funds with other funds on a \$4 to \$1
6 10	shall match the funds appropriated with funds from other		basis.
6 11	sources on a \$4 to \$1 basis.		
6 12	4. For the retired lowans community employment program:		General Fund appropriation for the Retired lowans
6 13	..... \$ 104,000		Community Employment Program. Maintains current
			level of service.
6 14	5. For the older lowans' legislature:		General Fund appropriation for the Older lowans'
6 15	..... \$ 13,000		Legislature. Maintains current level of service.
6 16	6. a. For existing retired senior volunteer program		General Fund appropriation for the existing Retired
6 17	projects:		Seniors Volunteer Program (RSVP) Projects.
6 18	..... \$ 58,000		DETAIL? Reflects the following decisions from FY 1990:



- 1. Adds \$24,000 to increase grant funds distributed among the local RSVP Projects.
- 2. Subtracts \$500 due to rounding.

6 19 b. For two additional retired senior volunteer program  
 6 20 projects:  
 6 21 ..... \$ 25,000

General Fund appropriation for the new RSVP Projects.

DETAIL: Reflects the following decision from FY 1990:

Adds \$25,000 for two additional State-initiated local projects.

6 22 7. For elderly services programs:  
 6 23 ..... \$ 1,531,000

General Fund appropriation for the Elderly Services Program.

DETAIL: Reflects the following decision from FY 1990:

Adds \$150,000 to expand the Case Management Program.

6 24 All funds appropriated under this subsection shall be  
 6 25 received and disbursed by the director of elder affairs for  
 6 26 the elderly services program, shall not be used for  
 6 27 administrative purposes, and shall be used for citizens of  
 6 28 Iowa over 60 years of age for chore, telephone reassurance,  
 6 29 adult day care, and home repair services, including the  
 6 30 winterizing of homes, and for the construction of entrance  
 6 31 ramps which meet the requirements of section 104A.4 and make  
 6 32 residences accessible to the physically handicapped. Funds  
 6 33 appropriated under this subsection may be used to supplement  
 6 34 federal funds under federal regulations. Funds appropriated  
 6 35 under this subsection may be used for elderly services not  
 7 1 specifically enumerated in this subsection only if approved by  
 7 2 an area agency on aging for provision of the service within  
 7 3 the area.

Requires that the funds appropriated not be used for administrative purposes and be used for Iowa citizens over 60 years of age. Permits the funds to be used to supplement federal funds and to be used for elderly services not specifically enumerated in this Subsection, if those services are approved by an area agency.

7 4 Of the funds appropriated in this subsection, \$150,000, or  
 7 5 so much thereof as is necessary, are allocated for a respite

Requires an allocation to the Respite Care Program. Maintains current level of service.



7 25 **Sec. 6.**  
 7 26 There is appropriated from the general fund of the state to  
 7 27 the Iowa department of public health for the fiscal year  
 7 28 beginning July 1, 1990, and ending June 30, 1991, the  
 7 29 following amounts, or so much thereof as is necessary, to be  
 7 30 used for the purposes designated:

7 31 **1. CENTRAL ADMINISTRATION DIVISION**  
 7 32 For salaries, support, maintenance, miscellaneous purposes,  
 7 33 and for not more than the following full-time equivalent posi-  
 7 34 tions:  
 7 35 ..... \$ 829,096  
 8 1 ..... FTEs 57.00

8 2 As a condition, limitation, and qualification of the  
 8 3 appropriation made in this subsection, the director of the  
 8 4 Iowa department of public health or the director's designee  
 8 5 shall participate in an interagency working committee convened  
 8 6 by the governor's planning council for developmental  
 8 7 disabilities to examine the feasibility of establishing an  
 8 8 office of disability prevention within state government.

8 9 **2. HEALTH PLANNING DIVISION**  
 8 10 a. For salaries, support, maintenance, miscellaneous  
 8 11 purposes, and for not more than the following full-time  
 8 12 equivalent positions:  
 8 13 ..... \$ 1,171,296  
 8 14 ..... FTEs 15.75

General Fund appropriation to the Department of Public Health (DPH).

General Fund appropriation for the Central Administration Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$9,932 to return to current level of service.
2. Adds \$17,000 for additional legal services provided by the Attorney General's Office.
3. Adds \$750 to increase the per diem for Board members from \$40 to \$50.
4. Subtracts \$8,904 due to a 1.25% reduction based upon the Division's salaries.
5. Subtracts \$469 due to rounding.

Requires the Director of the DPH, or designee, to participate on a committee to examine the possibility of an Office of Disability Prevention.

General Fund appropriation for the Health Planning Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$8,130 to return to current level of service.
2. Adds \$350 to increase the per diem for Board members from \$40 to \$50.
3. Subtracts \$5,704 due to a 1.25% reduction based

8 15 The department shall allocate from the funds appropriated  
 8 16 under this subsection \$754,500 for the fiscal year beginning  
 8 17 July 1, 1990, and ending June 30, 1991, for the chronic renal  
 8 18 disease program. The types of assistance to eligible  
 8 19 recipients under the program may include hospital and medical  
 8 20 expenses, home dialysis supplies, insurance premiums, travel  
 8 21 expenses, prescription and nonprescription drugs, and lodging  
 8 22 expenses for persons in training. The program expenditures  
 8 23 shall not exceed these allocations. If projected expenditures  
 8 24 will exceed the allocations, the department shall establish by  
 8 25 administrative rule a mechanism to reduce financial assistance  
 8 26 under the renal disease program in order to keep expenditures  
 8 27 within the allocations.

8 28 b. For salaries, support, maintenance, miscellaneous  
 8 29 purposes, and for not more than the following full-time  
 8 30 equivalent positions for the office of rural health:

8 31 .....	\$	187,000
8 32 .....	FTEs	4.00

8 33 (1) Of the funds appropriated in this paragraph, \$57,000  
 8 34 is allocated for the continuation of the office of rural  
 8 35 health.

9 1 (2) Of the funds appropriated in this paragraph, \$100,000  
 9 2 is allocated to the office of rural health to provide  
 9 3 technical assistance to rural areas in the area of health care

upon the Division's salaries.  
 4. Subtracts \$597 due to rounding.

Requires an allocation to the Renal Disease Program and specifies the types of assistance provided to eligible recipients and the formula to be used, if projected expenditures exceed allocations. Maintains current level of service.

General Fund appropriation for the Office of Rural Health.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$7,228 to return to current level of service.
2. Adds \$100,000 and 2.0 FTE positions for technical assistance to rural areas in the area of health care delivery.
3. Transfers \$30,000 for the Agriculture Health and Safety Program from the FY 1990 Agriculture Health and Safety Program budget unit.
4. Subtracts \$228 due to rounding.

Requires an allocation for the Office of Rural Health.

Requires an allocation for technical assistance to rural areas in the area of health care delivery.

9 4 delivery, including technical assistance in the recruitment of  
9 5 physicians and health care professionals.

9 6 (3) Of the funds appropriated in this paragraph, \$30,000  
9 7 is allocated for a public purpose to provide one-time  
9 8 competitive grants, not to exceed \$10,000 each, to hospitals  
9 9 networking in the Iowa agricultural health and safety services  
9 10 program. Hospitals shall use grant funds to create stipends  
9 11 for persons engaged in agriculture who are without third-party  
9 12 health coverage or who are otherwise unable to pay for  
9 13 services, and to implement the program through training  
9 14 personnel, developing outreach programs and educational  
9 15 materials, and purchasing equipment needed to offer savings.  
9 16 As used in this subparagraph, agriculture means an  
9 17 activity relating to the production, processing, warehousing,  
9 18 or handling of commodities produced from farming, as defined  
9 19 in section 567.1. For purposes of this subparagraph, a person  
9 20 is engaged in agriculture if the person is consistently  
9 21 exposed to a related activity described in this subparagraph.

Requires an allocation for grants to hospitals networking in the Iowa Agricultural Health and Health Services Program and defines agriculture, as related to this Program.

9 22 c. For the health data clearinghouse of the health data  
9 23 commission:  
9 24 ..... \$ 375,000

General Fund appropriation for the Health Data Clearinghouse. Maintains current level of service

9 25 3. DISEASE PREVENTION DIVISION

General Fund appropriation for the Disease Prevention Division.

9 26 a. For salaries, support, maintenance, miscellaneous  
9 27 purposes, and for not more than the following full-time  
9 28 equivalent positions:  
9 29 ..... \$ 2,484,709  
9 30 ..... FTEs 78.50

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$139,750 and 4.0 FTE positions for the Swimming Pool and Spa Registration and Inspection Program established but not funded by the 1989 General Assembly.
2. Adds \$200,000 for additional purchases of vaccines.
3. Adds \$37,950 and 1.0 FTE position for the Radon Mitigation Program established but not funded by the 1989 General Assembly.
4. Adds \$50,000 to expand the Chlamydia Testing Program.
5. Adds \$10,000 for an AIDS Task Force.

6. Transfers \$15,000 for the Agriculture Health and Safety Program from the FY 1990 Agriculture Health and Safety Program budget unit.
7. Subtracts \$17,291 due to a 1.25% reduction based upon the Division's salaries.
8. Subtracts \$433 due to rounding.

9 31 (1) Of the funds appropriated under this paragraph,  
9 32 \$100,000 shall be used for chlamydia testing.

Requires an allocation for Chlamydia testing.

9 33 (2) Of the funds appropriated in this paragraph, \$15,000  
9 34 is allocated to support the surveillance and reporting of  
9 35 disabilities suffered by persons engaged in agriculture  
10 1 resulting from diseases or injuries, including identifying the  
10 2 amount and severity of agriculture-related injuries and  
10 3 diseases in the state, identifying causal factors associated  
10 4 with agriculture-related injuries and diseases, and evaluating  
10 5 the effectiveness of intervention programs designed to reduce  
10 6 injuries and diseases. The department shall cooperate with  
10 7 the department of agriculture and land stewardship, Iowa state  
10 8 university of science and technology, and the college of  
10 9 medicine at the university of Iowa in accomplishing these  
10 10 duties.

Requires an allocation for the surveillance and reporting of agriculture-related injuries and diseases.

10 11 (3) (a) Of the funds appropriated under this paragraph,  
10 12 \$10,000 shall be used by the Iowa department of public health  
10 13 to establish an acquired immune deficiency syndrome (AIDS)  
10 14 services task force. It is the intent of the general assembly  
10 15 that the AIDS services task force do all of the following:  
10 16 (i) Collect comprehensive information regarding existing  
10 17 programs and services to persons who have tested positive for  
10 18 the human immunodeficiency virus or who have acquired immune  
10 19 deficiency syndrome in the state.  
10 20 (ii) Identify barriers to existing programs and services.  
10 21 (iii) Develop policy recommendations based upon the scope  
10 22 of the problem of the disease and the determined needs of  
10 23 persons with acquired immune deficiency syndrome and their  
10 24 families.  
10 25 (iv) Make recommendations to the Iowa department of public  
10 26 health for an acquired immune deficiency syndrome services

Requires an allocation for the establishment of an AIDS Services Task Force and directs the activities of the Task Force.

10 27 grant program.

10 28 (b) The task force shall include all of the following  
10 29 members:

Identifies the membership of the Task Force.

10 30 (i) A physician who is knowledgeable about acquired immune  
10 31 deficiency syndrome and its treatment.

10 32 (ii) A social worker experienced in working with persons  
10 33 with acquired immune deficiency syndrome.

10 34 (iii) An administrator of a community or regional-based  
10 35 agency or organization that provides Services to persons with  
11 1 acquired immune deficiency syndrome.

11 2 (iv) One male and one female representative of the  
11 3 homosexual community.

11 4 (v) A representative of the Black community.

11 5 (vi) A representative of the Hispanic community.

11 6 (vii) A representative of an AIDS coalition.

11 7 (viii) A person with acquired immune deficiency syndrome  
11 8 or a person who has tested positive for the human  
11 9 immunodeficiency virus.

11 10 (ix) A mental health worker.

11 11 (c) The task force membership shall be geographically  
11 12 balanced to the extent possible. Members of the task force  
11 13 shall be reimbursed for actual and necessary expenses incurred  
11 14 by the members in the discharge of their official duties.

Requires the Task Force to be geographically balanced and the members to receive reimbursement for expenses.

11 15 (d) The **AIDS** services task force shall report its  
11 16 recommendations to the general assembly by January 1, **1991**.

Requires the Task Force to report to the General Assembly.

11 17 **(4)** The university of Iowa hospitals and clinics shall not  
11 18 receive indirect costs from the funds appropriated under this  
11 19 paragraph.

Prohibits the University of Iowa Hospitals and Clinics from receiving indirect costs from the funds appropriated through the Disease Prevention Division.

11 20 **b.** For salaries, support, maintenance, miscellaneous  
11 21 purposes, and for not more than the following full-time  
11 22 equivalent positions:

General Fund appropriation for the Emergency Medical Services (EMS) Program for training.

11 23 ..... \$ **1,014,000**

DETAIL: Reflects the following decisions from FY  
**1990:**

11 24 ..... FTEs **5.00**

**1.** Adds **1.0 FTE** position to serve the Northwest

11 25 It is the intent of the general assembly that the moneys  
 11 26 appropriated under this paragraph shall be used for the  
 11 27 training of emergency medical services (EMS) personnel at the  
 11 28 state, county, and local levels.

Iowa EMS Region.  
 2. Subtracts \$337 due to rounding.

Directs the use of the Emergency Medical Services appropriation for the training of personnel.

11 29 If a person in the course of responding to an emergency  
 11 30 renders aid to an injured person and becomes exposed to bodily  
 11 31 fluids of the injured person, that emergency responder shall  
 11 32 be entitled to hepatitis testing and immunization in  
 11 33 accordance with the latest available medical technology to  
 11 34 determine if infection with hepatitis has occurred. The  
 11 35 person shall be entitled to reimbursement from the emergency  
 12 1 provider fund only if the reimbursement is not available  
 12 2 through any employer or third-party payor.

Requires that an emergency responder, who is exposed to bodily fluids of an injured person, be entitled to hepatitis testing and immunization and requires reimbursement to be available to the person from the emergency provider fund, when not available through an employer or through a third party payor.

12 3 4. PROFESSIONAL LICENSURE

General Fund appropriation for Professional Licensure.

12 4 For salaries, support, maintenance, miscellaneous purposes,  
 12 5 and for not more than the following full-time equivalent posi-  
 12 6 tions:  
 12 7 ..... \$ 639,748  
 12 8 ..... FTEs 13.50

DETAIL: Reflects the following decisions from FY 1990:  
 1. Adds \$12,322 to return to current level of service.  
 2. Adds \$10,800 for the actual costs of anticipated additional licensing examinations.  
 3. Adds \$8,164 to increase the per diem for the boards' members from \$40 to \$50.  
 4. Subtracts \$4,252 due to a 1.25% reduction based upon the Division's salaries.  
 5. Subtracts \$941 due to rounding.

12 9 5. STATE BOARD OF DENTAL EXAMINERS

General Fund appropriation for the Board of Dental Examiners.

12 10 For salaries, support, maintenance, miscellaneous purposes,  
 12 11 and for not more than the following full-time equivalent posi-  
 12 12 tions:  
 12 13 ..... \$ 223,428  
 12 14 ..... FTEs 4.00

DETAIL: Reflects the following decisions from FY 1990:  
 1. Adds \$2,000 to return to current level of



12 15 6. STATE BOARD OF MEDICAL EXAMINERS  
 12 16 For salaries, support, maintenance, miscellaneous purposes,  
 12 17 and for not more than the following full-time equivalent posi-  
 12 18 tions:  
 12 19 ..... \$ 971,955  
 12 20 ..... FTEs 19.00

- service.
- 2. Adds \$17,738 to fund additional legal services provided by the Attorney General's Office.
- 3. Subtracts \$1,572 due to a 1.25% reduction based upon the Division's salaries.
- 4. Subtracts \$637 due to rounding.

General Fund appropriation for the Board of Medical Examiners.

DETAIL: Reflects the following decisions from FY 1990:

- 1. Adds \$27,567 to return to current level of service.
- 2. Adds \$35,306 to fund additional legal services provided by the Attorney General's Office.
- 3. Subtracts \$8,045 due to a 1.25% reduction based upon the Division's salaries.
- 4. Subtracts \$393 due to rounding.

12 21 7. STATE BOARD OF NURSING EXAMINERS  
 12 22 For salaries, support, maintenance, miscellaneous purposes,  
 12 23 and for not more than the following full-time equivalent posi-  
 12 24 tions:  
 12 25 ..... \$ 773,995  
 12 26 ..... FTEs 17.00

General Fund appropriation for the Board of Nursing Examiners.

DETAIL: Reflects the following decisions from FY 1990:

- 1. Subtracts \$5,477 to return to current level of service.
- 2. Adds \$13,037 to fund additional legal services provided by the Attorney General's Office.
- 3. Subtracts \$7,005 due to a 1.25% reduction based upon the Division's salaries.
- 4. Subtracts \$702 due to rounding.

12 27 8. STATE BOARD OF PHARMACY EXAMINERS  
 12 28 For salaries, support, maintenance, miscellaneous purposes,  
 12 29 and for not more than the following full-time equivalent posi-  
 12 30 tions:  
 12 31 ..... \$ 606,268

General Fund appropriation for the Board of Pharmacy Examiners.

DETAIL: Reflects the following decisions from FY 1990:

12 32 ..... FTEs 12.00

1. Adds \$10,514 to return to current level of service.
2. Adds \$20,500 to implement the Iowa Drug Abuse Monitoring System (IDAMS).
3. Adds \$6,995 to fund additional legal services provided by the Attorney General's Office.
4. Subtracts \$5,732 due to a 1.25% reduction based upon the Division's salaries.
5. Subtracts \$809 due to rounding.

NOTE: H.F. 2564 appropriates \$12,500 from the General Fund to establish the Drug Abuse Warning Network and IDAMS.

12 33 9. Professional licensure pursuant to subsection 4 and the  
 12 34 boards pursuant to subsections 5 through 8 shall prepare  
 12 35 estimates of projected receipts to be generated by the  
 13 1 licensing, certification, and examination fees of each board  
 13 2 as well as a projection of the fairly apportioned  
 13 3 administrative costs and rental expenses attributable to each  
 13 4 board. Each board shall annually review and adjust its  
 13 5 schedule of fees so that, as nearly as possible, projected  
 13 6 receipts equal projected costs.

Requires the four Examining Boards of Dental, Medical, Nursing, and Pharmacy and the Professional Licensure Boards to adjust fees so that projected receipts equal projected costs.

13 7 10. SUBSTANCE ABUSE DIVISION  
 13 8 a. For salaries, support, maintenance, miscellaneous  
 13 9 purposes, and for not more than the following full-time  
 13 10 equivalent positions:  
 13 11 ..... \$ 514,012  
 13 12 ..... FTEs 15.00

General Fund appropriation for the Substance Abuse Division.

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$3,409 to return to current level of service.
2. Subtracts \$4,988 due to a 1.25% reduction based upon the Division's salaries.
3. Subtracts \$743 due to rounding.
4. Transfers 3.0 FTE positions to the Family and Community Health Division for Health Promotion.

NOTE: H.F. 2564 establishes and appropriates from the General Fund \$250,000 for the Addiction Treatment Effectiveness Advisory Council and establishes and

appropriates from the General Fund \$50,000 for the Council on Chemically Exposed Infants.

13 13 b. For program grants:  
13 14 ..... \$ 7,382,000

General Fund appropriation for the Substance Abuse Program Grants.

DETAIL: Reflects the following decision from FY 1990:

Subtracts \$929 due to rounding.

NOTE: H.F. 2564 appropriates from the General Fund \$1,162,208 for treatment grants to alleviate the waiting list for services, \$200,000 for prevention grants, \$125,000 for a pilot project to provide outreach, pre/postnatal, and treatment services to infants and mothers with substance abuse problems, and \$250,000 for aftercare services to persons completing treatment services.

13 15 11. FAMILY AND COMMUNITY HEALTH DIVISION

General Fund appropriation for the Family and Community Health Division.

13 16 a. For salaries, support, maintenance, miscellaneous  
13 17 purposes, and for not more than the following full-time  
13 18 equivalent positions:

13 19 ..... \$ 3,945,020  
13 20 ..... FTEs 87.60

DETAIL: Reflects the following decisions from FY 1990:

1. Adds \$25,024 to return to current level of service.
2. Adds \$11,100 for expenses associated with the new Emergency Medical Board.
3. Adds \$75,000 to the Lead Abatement Program.
4. Adds \$250,000 for the Obstetrical Care Program for Indigent Women.
5. Adds \$175,000 for preventive dental health care.
6. Adds \$50,000 for four half-time paraprofessionals in selected areas of the State to provide maternal and child health outreach services.
7. Adds \$300,000 to expand physician services under Maternal and Child Health Centers' guidelines to

13 21 The department shall allocate from the funds appropriated  
 13 22 under this paragraph at least \$631,000 for the fiscal year  
 13 23 beginning July 1, 1990, and ending June 30, 1991, for the  
 13 24 birth defects and genetics counseling program and of these  
 13 25 funds, \$39,000 shall be allocated for a central birth defects  
 13 26 registry program, and \$296,000 shall be allocated for regional  
 13 27 genetic counseling services contracted from the university of  
 13 28 Iowa hospitals and clinics under the control of the state  
 13 29 board of regents.

- eligible recipients.
- 8. Adds \$33,500 to expand the Home Care Program.
- 9. Adds \$25,000 to expand the Maternal and Child Health Services Program.
- 10. Subtracts \$11,980 due to a 1.25% reduction based upon the Division's salaries.
- 11. Subtracts \$477 due to rounding.
- 12. Transfers 3.0 FTE positions from the Substance Abuse Division for Health Promotion.

Requires an allocation to the Birth Defects and Genetic Counseling Program, with specific amounts to be used for a Central Birth Defects Registry Program and for contracted genetic counseling services.

13 30 Of the funds appropriated under this paragraph, \$124,000  
 13 31 shall be used for a lead abatement program.

Requires an allocation for a Lead Abatement Program.

13 32 Of the funds appropriated in this paragraph, the following  
 13 33 amounts shall be allocated to the university of Iowa hospitals  
 13 34 and clinics under the control of the state board of regents  
 13 35 for the following programs under the Iowa specialized child  
 14 1 health care services:

Requires an allocation to the University of Iowa Hospital and Clinics for three programs under the Iowa Specialized Child Health Care Services.

14 2 (1) Mobile and regional child health specialty clinics:  
 14 3 ..... \$ 341,500

Requires a social worker in the regional clinic which serves Sioux City.

14 4 The regional clinic located in Sioux City shall maintain a  
 14 5 social worker component to assist the families of children  
 14 6 participating in the clinic program.

14 7 (2) Muscular dystrophy and related genetic disease  
 14 8 programs:  
 14 9 ..... \$ 125,000

14 10 (3) Statewide perinatal program:  
 14 11 ..... \$ 67,000

14 12 The birth defects and genetic counseling service shall

Requires the Birth Defects and Genetic Counseling

14 13 apply a sliding fee scale to determine the amount a person re-  
14 14 ceiving the services is required to pay for the services.  
14 15 These fees shall be considered repayment receipts and used for  
14 16 the program.

Program to use a sliding fee scale.

14 17 Of the funds allocated to the mobile and regional child  
14 18 health specialty clinics under subparagraph (1), \$101,500  
14 19 shall be used for a specialized medical home care program  
14 20 providing care planning and coordination of community support  
14 21 services for children who require technical medical care in  
14 22 the home.

Requires that a specific amount of the Specialty Clinics allocation be used for a Specialized Medical Home Care Program for children needing technical medical care in the home.

14 23 The university of Iowa hospitals and clinics shall not  
14 24 receive indirect costs from the funds for each program.

Prohibits the University of Iowa Hospital and Clinics from receiving an allocation for indirect costs.

14 25 Of the funds appropriated under this paragraph, \$1,750,000  
14 26 shall be used for maternal and child health services, and  
14 27 shall be allocated for the following purposes:

Requires an allocation for Maternal and Child Health Services.

14 28 (1) For outreach services and the hiring of 4 half-time  
14 29 paraprofessionals to be located in and surrounding the areas  
14 30 of Black Hawk, Tama, Woodbury, and Scott counties:  
14 31 ..... \$ 50,000

Requires an allocation for four half-time paraprofessionals in selected areas of the State to provide maternal and child outreach services.

14 32 (2) For the provision of physician care for pregnant women  
14 33 who are not eligible for services under the maternal and child  
14 34 health centers guidelines based upon their income, but whose  
14 35 incomes are between 185 and 300 percent of the poverty  
15 1 guidelines published by the United States department of health  
15 2 and human services:  
15 3 ..... \$ 300,000

VETOED

Requires an allocation to expand, to eligible recipients, physician services under the Maternal and Child Health Centers' guidelines and defines the services and the reimbursement rates.

15 4 The physician services shall be subject to managed care and  
15 5 selective contracting provisions and shall be used to provide  
15 6 treatment of the pregnant women in a physician's office and  
15 7 shall include coverage of diagnostic procedures and  
15 8 prescription drugs required for the treatment. Services  
15 9 provided under this subparagraph shall be reimbursed according  
15 10 to Title XIX reimbursement rates.

VETOED: The Governor vetoed the expansion of the physician services portion of Maternal and Child Health Services, stating that the veto was due to fiscal restraints and that these services are currently available using a sliding fee scale for women whose income exceeds 185% of poverty.

15 11 (3) Of the funds appropriated under this paragraph for

Requires that, for prevention services funding,

17 8 all or a portion of the cost of the care.

17 9 The department shall annually evaluate the success of the  
17 10 public health nursing program. The evaluation shall include  
17 11 the extent to which the program reduced or prevented  
17 12 inappropriate institutionalization, the extent to which the  
17 13 program increased the availability of public health nursing  
17 14 care to elderly and low-income persons, and the extent of  
17 15 public health nursing care provided to elderly and low-income  
17 16 persons. The department shall submit a report of each annual  
17 17 evaluation to the governor and the general assembly.

Requires an evaluation of the Public Health Nursing Program and a report to the Governor and the General Assembly.

17 18 d. For grants to county boards of supervisors for the  
17 19 homemaker-home health aide program:  
17 20 ..... \$ 8,699,000

General Fund appropriation for the Homemaker-Home Health Aide (Homemaker.) Program.

DETAIL: Reflects the following decisions from FY 1990:

- 1. Adds \$223,799 to expand this Program.
- 2. Subtracts \$781 due to rounding.

NOTE: S.F. 2365 appropriates from the General fund \$150,000 to expand the Homemaker Program.

17 21 Funds appropriated under this paragraph shall be used to  
17 22 provide homemaker-home health aide services with emphasis on  
17 23 services to elderly and persons below the poverty level and  
17 24 children and adults in need of protective services with the  
17 25 objective of preventing or reducing inappropriate  
17 26 institutionalization. In addition, up to 15 percent of the  
17 27 funds appropriated under this paragraph may be used to provide  
17 28 chore services. The funds shall not be used for any other  
17 29 purposes. As used in this paragraph:

Requires the use of the Homemaker Program appropriation for providing homemaker-home health aide services and permits a maximum of 15% of the appropriation to be used for chore services.

17 30 (1) Chore services means services provided to  
17 31 individuals or families, who, due to incapacity, or illness,  
17 32 are unable to perform certain home maintenance functions. The  
17 33 services include but are not limited to yard work such as  
17 34 mowing lawns, raking leaves, and shoveling walks; window and  
17 35 door maintenance such as hanging screen windows and doors,  
18 1 replacing windowpanes, and washing windows; and minor repairs

Defines chore services, the age of an elderly person, homemaker-home health aide services, a low-income person, and protective services, as related to the Homemaker Program.

18 2 to walls, floors, stairs, railings, and handles. It also  
 18 3 includes heavy house cleaning which includes cleaning attics  
 18 4 or basements to remove fire hazards, moving heavy furniture,  
 18 5 extensive wall washing, floor care or painting, and trash  
 18 6 removal.  
 18 7 (2) Elderly person means a person who is 60 years of age  
 18 8 or older.  
 18 9 (3) Homemaker-home health aide services means services  
 18 10 intended to enhance the capacity of household members to  
 18 11 attain or maintain the independence of the household members  
 18 12 and provided by trained and supervised workers to individuals  
 18 13 or families, who, due to the absence, incapacity, or  
 18 14 limitations of the usual homemaker, are experiencing stress or  
 18 15 crisis. The services include but are not limited to essential  
 18 16 shopping, housekeeping, meal preparation, child care, respite  
 18 17 care, money management and consumer education, family  
 18 18 management, personal services, transportation and providing  
 18 19 information, assistance, and household management.  
 18 20 (4) Low-income person means a person whose income and  
 18 21 resources are below the guidelines established by the  
 18 22 department.  
 18 23 (5) Protective services means those homemaker-home  
 18 24 health aide services intended to stabilize a child's or an  
 18 25 adult's residential environment and relationships with  
 18 26 relatives, caretakers, and other persons or household members  
 18 27 in order to alleviate a situation involving abuse or neglect  
 18 28 or to otherwise protect the child or adult from a threat of  
 18 29 abuse or neglect.

18 30 The amount appropriated under this paragraph shall be  
 18 31 allocated for use in the counties of the state. 15 percent of  
 18 32 the amount shall be divided so that an equal amount is  
 18 33 available for use in each county in the state. The following  
 18 34 percentages of the remaining amount shall be allocated to each  
 18 35 county according to that county's proportion of residents with  
 19 1 the following demographic characteristics: 60 percent  
 19 2 according to the number of elderly persons living in the  
 19 3 county; 20 percent according to the number of persons below  
 19 4 the poverty level living in the county; and 20 percent  
 19 5 according to the number of substantiated cases of child abuse  
 19 6 in the county during the 3 most recent fiscal years for which

Defines the formula for the allocation of Homemaker  
 Program funds.

19 7 data is available.

19 8 In order to receive allocations under this paragraph, the  
 19 9 county board of supervisors, after consultation with the local  
 19 10 boards of health, county board of social welfare, area agency  
 19 11 on aging advisory council, local office of the department of  
 19 12 human services, and other in-home health care provider  
 19 13 agencies in the jurisdiction, shall prepare a proposal for the  
 19 14 use of the allocated funds available for that jurisdiction  
 19 15 that will provide the maximum benefits of homemaker-home  
 19 16 health aide services to elderly and low-income persons and  
 19 17 children and adults in need of protective services in the  
 19 18 jurisdiction. An agency requesting service or financial  
 19 19 information about a current subcontractor shall provide  
 19 20 similar information concerning its own homemaker-home health  
 19 21 aide or chore program to the current subcontractor. The  
 19 22 proposal may provide that a maximum of 15 percent of the  
 19 23 allocated funds will be used to provide chore services. The  
 19 24 proposal shall include a statement assuring that children and  
 19 25 adults in need of protective services are given priority for  
 19 26 homemaker-home health aide services and that the appropriate  
 19 27 local agencies have participated in the planning for the  
 19 28 proposal. After approval of the proposal by the department,  
 19 29 the department shall enter into a contract with the county  
 19 30 board of supervisors or a governmental body designated by the  
 19 31 county board of supervisors. The county board of supervisors  
 19 32 or its designee shall subcontract with a nonprofit nurses'  
 19 33 association, an independent nonprofit agency, the department  
 19 34 of human services, or a suitable local governmental body to  
 19 35 use the allocated funds to provide homemaker-home health aide  
 20 1 services and chore services providing that the subcontract  
 20 2 requires any service provided away from the home to be  
 20 3 documented in a report available for review by the department,  
 20 4 and that each homemaker-home health aide subcontracting agency  
 20 5 shall maintain the direct service workers' time assigned to  
 20 6 direct client service at 70 percent or more of the workers'  
 20 7 paid time and that not more than 35 percent of the total cost  
 20 8 of the service be included in the combined costs for service  
 20 9 administration and agency administration. The subcontract  
 20 10 shall require that each homemaker-home health aide  
 20 11 subcontracting agency shall pay the employer's contribution of

Requires the preparation of a proposal for the use of the funds by local entities, if funds are to be received by the local entity.

Defines the requirements of the local entity's contract with providers of homemaker services including with whom the entity shall subcontract, the minimum time for direct services by direct services workers, the maximum cost for service and agency administration, and the monitoring of the providers of service regarding the payment of the employer's share of Social Security, worker's compensation coverage, and any other applicable legal employer/employee relationship requirements.



20 12 Social Security and provide workers' compensation coverage for  
 20 13 persons providing direct homemaker-home health aide service  
 20 14 and meet any other applicable legal requirements of an  
 20 15 employer-employee relationship.

20 16 If by July 30 of each fiscal year, the department is unable  
 20 17 to conclude contracts for use of the allocated funds in a  
 20 18 county, the department shall consider the unused funds  
 20 19 appropriated under this paragraph an unallocated pool. The  
 20 20 department shall also identify any allocated funds which the  
 20 21 counties do not anticipate spending during each fiscal year.  
 20 22 If the anticipated excess funds to any county are substantial,  
 20 23 the department and the county may agree to return those excess  
 20 24 funds, if the funds are other than program revenues, to the  
 20 25 department, and if returned, the department shall consider the  
 20 26 returned funds a part of the unallocated pool. The department  
 20 27 shall prior to February 15 of each fiscal year, reallocate the  
 20 28 funds in the unallocated pool among the counties in which the  
 20 29 department has concluded contracts under this paragraph. The  
 20 30 department shall also review the first 10 months' expenditures  
 20 31 for each county in May of each year, to determine if any  
 20 32 counties possess contracted funds which they do not anticipate  
 20 33 spending. If such funds are identified and the county agrees  
 20 34 to release the funds, the released funds will be considered a  
 20 35 new reallocation pool. The department may, prior to June 1 of  
 21 1 each year, reallocate funds from this new reallocation pool to  
 21 2 those counties which have experienced a high utilization of  
 21 3 protective service hours for children and dependent adults.

21 4 The department shall maintain rules governing the  
 21 5 expenditure of funds appropriated by this paragraph. The  
 21 6 rules require each local agency receiving funds to establish  
 21 7 and use a sliding fee scale for those persons able to pay for  
 21 8 all or a portion of the cost of the services and shall require  
 21 9 the payments to be applied to the cost of the services. The  
 21 10 department shall also maintain rules for standards regarding  
 21 11 training, supervision, recordkeeping, appeals, program  
 21 12 evaluation, cost analysis, and financial audits, and rules  
 21 13 specifying reporting requirements.

21 14 The department shall annually evaluate the success of the

Defines the formula for a pool for the reallocation  
 of unused Homemaker Program funds.

Requires the maintenance of rules regarding the  
 expenditure of Homemaker Program funds.

Requires an evaluation of the Homemaker Program and a

21 15 homemaker-home health aide program. The evaluation shall  
 21 16 include a description of the program and its implementation,  
 21 17 the extent of local participation, the extent to which the  
 21 18 program reduced or prevented inappropriate institutional-  
 21 19 zation, the extent to which the program provided or increased  
 21 20 the availability of homemaker-home health aide services to  
 21 21 elderly and low-income persons and children and adults in need  
 21 22 of protective services, any problems and recommendations  
 21 23 concerning the program, and an analysis of the costs of  
 21 24 services across the state. The department shall submit a  
 21 25 report of the annual evaluation to the governor and the  
 21 26 general assembly.

report to the Governor and the General Assembly.

21 27 e. For the development and maintenance of well-elderly  
 21 28 clinics in the state:  
 21 29 ..... \$ 655,000

General Fund appropriation for the Well-Elderly Clinics. Maintains current level of service.

21 30 Appropriations made in this paragraph shall be provided by  
 21 31 a formula to well-elderly clinics located in counties which  
 21 32 provide funding on a matching basis for the well-elderly  
 21 33 clinics.

Requires the use of a formula so that Well-Elderly Clinics located in counties which provide a funding match will receive priority in allocations.

21 34 f. For the physician care for children program:  
 21 35 ..... \$ 450,000

General Fund appropriation for the Physician Care for Children Program.

DETAIL: Reflects the following decision from FY 1990:

Adds \$50,000 to expand this Program.

22 1 The physician services shall be subject to managed care and  
 22 2 selective contracting provisions and shall be used to provide  
 22 3 treatment of the children in a physician's office and shall  
 22 4 include coverage of diagnostic procedures and prescription  
 22 5 drugs required for the treatment. Services provided under  
 22 6 this paragraph shall be reimbursed according to Title XIX  
 22 7 reimbursement rates.

Requires that the physician services include managed care and that treatment of children in a physician's office include diagnostic procedures and prescription drugs. Requires any services funded by this appropriation to be reimbursed according to Medicaid reimbursement rates.

22 8 Sec. 7.  
 22 9 There is appropriated from the separate fund created under

Victim Reparation Fund of the Department of Justice appropriation for the Sexual Abuse Investigations

22 10 section 321J.17 to the family and community health division of  
 22 11 the Iowa department of public health for the fiscal year  
 22 12 beginning July 1, 1990, and ending June 30, 1991, the  
 22 13 following amount, or so much thereof as is necessary, to be  
 22 14 used for the purposes designated:  
 22 15 To pay the costs of medical examinations in crimes of  
 22 16 sexual abuse and of treatments for prevention of venereal  
 22 17 disease as required by section 709.10:  
 22 18 ..... \$ 176,000

Program.

DETAIL: Reflects the following decision from FY 1990:

Adds \$74,000 to expand this Program.

22 19 **Sec. 8.**  
 22 20 The licensing boards for which general fund appropriations  
 22 21 have been provided in section 6, subsections 4, 5, 6, 7, and 8  
 22 22 of this Act may expend additional funds, if those additional  
 22 23 expenditures are directly the cause of actual examination and  
 22 24 exceed funds budgeted for examinations. Before a licensing  
 22 25 board included in section 6, subsections 4, 5, 6, 7, and 8 of  
 22 26 this Act expends or encumbers an amount in excess of the funds  
 22 27 budgeted for examinations, the director of the department of  
 22 28 management shall approve the expenditure or encumbrance.  
 22 29 Before approval is given, the department of management shall  
 22 30 determine that the examination expenses exceed the funds  
 22 31 budgeted by the general assembly to the board and the board  
 22 32 does not have other funds from which examination expenses can  
 22 33 be paid. Upon approval of the department of management the  
 22 34 licensing board may expend and encumber funds for excess  
 22 35 examination expenses. The amounts necessary to fund the  
 23 1 excess examination expenses shall be collected as fees from  
 23 2 additional examination applicants and shall be treated as  
 23 3 repayment receipts as defined in section 8.2, subsection 5.

Provides a mechanism by which the licensing boards under the DPH may expend additional funds over the appropriation for examinations. Requires the Department of Management to approve the encumbrance or expenditure of these additional funds.

23 4 **Sec. 9.** 1989 Iowa Acts, chapter 304, section 1108, is  
 23 5 amended to read as follows:  
 23 6 **SEC. 1108. PRIMARY AND PREVENTIVE HEALTH CARE FOR**  
 23 7 **CHILDREN.** If division II and section 1101 of this Act are  
 23 8 enacted, there is appropriated from the general fund of the  
 23 9 state to the Iowa department of public health for the fiscal  
 23 10 period beginning October 1, 1989, and ending June 30, 1990,  
 23 11 \$300,000 ~~and in the fiscal years beginning July 1, 1990, and~~  
 23 12 ~~July 1, 1991, \$450,000, or so much thereof as is necessary,~~ to  
 23 13 be used for the purposes designated:

CODE: Requires the FY 1990 General Fund appropriation for the Primary and Preventive Health Care for Children Program to carry forward into FY 1991, rather than for maternal and child health services.

23 14 For the public purpose of providing a renewable grant,  
 23 15 following a request for proposals, to a statewide charitable  
 23 16 organization within the meaning of section 501(c)(3) of the  
 23 17 Internal Revenue Code which was organized prior to April 1,  
 23 18 1989, and has as one of its purposes the sponsorship or  
 23 19 support for programs designed to improve the quality,  
 23 20 awareness, and availability of health care for the young, to  
 23 21 serve as the funding mechanism for the provision of primary  
 23 22 health care and preventive services to children in the state  
 23 23 who are uninsured and who are not eligible under any public  
 23 24 plan of health insurance, provided all of the following  
 23 25 conditions are met:  
 23 26 1. The organization shall provide a match in advance of  
 23 27 each state dollar provided as follows:  
 23 28 a. In the fiscal year beginning July 1, 1989, two dollars.  
 23 29 ~~b. In the fiscal year beginning July 1, 1990, three~~  
 23 30 ~~dollars.~~  
 23 31 ~~c. In the fiscal year beginning July 1, 1991, four~~  
 23 32 ~~dollars.~~  
 23 33 2. The organization coordinates services with new or  
 23 34 existing public programs and services provided by or funded by  
 23 35 appropriate state agencies in an effort to avoid inappropriate  
 24 1 duplication of services and ensure access to care to the  
 24 2 extent as is reasonably possible. The organization shall work  
 24 3 with the Iowa department of public health, family and  
 24 4 community health division, to ensure duplication is minimized.  
 24 5 3. The organization's governing board includes in its  
 24 6 membership representatives from the executive and legislative  
 24 7 branches of state government.  
 24 8 4. Grant funds are available as needed to provide services  
 24 9 and shall not be used for administrative costs of the  
 24 10 department or the grantee.  
 24 11 5. Notwithstanding section 8.33, funds appropriated in  
 24 12 this section which are unencumbered or unobligated on June 30,  
 24 13 1990, shall not revert to the general fund but shall remain  
 24 14 available to the department for the ~~provision of maternal and~~  
 24 15 ~~child health services~~ purposes of this section during the  
 24 16 fiscal period beginning July 1, 1990.

24 17 Sec. 10. Section 135.11, subsection 19, Code Supplement  
 24 18 1989, is amended to read as follows:

CODE: Requires the Departments of Public Health and  
 Human Services, and the Mobile and Regional Child

24 19 19. Administer the statewide maternal and child health  
 24 20 program and the crippled children's program by conducting  
 24 21 mobile and regional child health specialty clinics and  
 24 22 conducting other activities to improve the health of low-  
 24 23 income women and children and to promote the welfare of  
 24 24 children with actual or potential handicapping conditions and  
 24 25 chronic illnesses in accordance with the requirements of Title  
 24 26 V of the federal Social Security Act. The department shall  
 24 27 provide technical assistance to encourage the coordination and  
 24 28 collaboration of state agencies in developing outreach centers  
 24 29 which provide publicly supported services for pregnant women,  
 24 30 infants, and children. The department shall also, through  
 24 31 cooperation and collaborative agreements with the department  
 24 32 of human services and the mobile and regional child health  
 24 33 specialty clinics, establish common intake proceedings for  
 24 34 maternal and child health services. The department shall work  
 24 35 in cooperation with the legislative fiscal bureau in  
 25 1 monitoring the effectiveness of the maternal and child health  
 25 2 centers, including the provision of transportation for patient  
 25 3 appointments and the keeping of scheduled appointments.

25 4 Sec. 11.  
 25 5 Sections 3 and 9 of this Act, being deemed of immediate  
 25 6 importance, take effect upon enactment.

Health Specialty Clinics to develop common intake procedures for maternal and child health services.

Requires that the Sections relating to the non-reversion of the FY 1990 funds for the Recreation and Educational Grants Program and Primary and Preventive Care Program for Children take effect upon enactment.

25 7 HF 2371  
 25 8 pf/pk/25

**EXECUTIVE SUMMARY**  
**HUMAN SERVICES APPROPRIATIONS BILL**

**SENATE FILE 2435**

NEW PROGRAMS, SERVICES, OR  
 ACTIVITIES

- Adds a new appropriation of \$975,000 for Mental Health, Mental Retardation, and Developmental Disabilities Special Services to be used for supplemental per diems to community-based residential care facilities and for construction and start-up costs to develop community living arrangements for mentally ill and homeless persons. (Page 26, Line 27)

MAJOR INCREASES, DECREASES, OR  
 TRANSFERS OF EXISTING PROGRAMS

- Increases reimbursements to medical providers (\$7 million). Most providers receive a 4% increase, although some providers (such as hospitals, skilled nursing facilities, home health programs, durable medical products and pharmaceutical products) receive between 5.7% and 8.6%. Nursing homes continue to receive reimbursement at the 74th percentile. (Page 42, Line 29)
- Increases reimbursements to social service providers by 6% (\$7 million). Increases reimbursements to family foster care providers by 9% (\$550,872). (Page 46, Line 13)
- Increases reimbursements to social service providers by an additional 2% (\$1 million), effective January 1, 1991, and contingent upon an ending balance in the General Fund of \$100 million on June 30, 1990. (Page 48, Line 5)
- Increases benefit payments to recipients of Aid to Families with Dependent Children by 4% (\$3.2 million). (Page 2, Line 9)
- Appropriates funding needed for costs related to higher caseloads, increased utilization of services, and federally mandated costs in medical assistance (\$40.1 million). Includes \$10.3 million in the revised Governor's recommendation. (Page 3, Line 1)
- Expands Child Support Recovery efforts designed to alleviate problems identified in a federal audit. Specific areas targeted include medical support enforcement and enforcement in non-public assistance cases. Increases the FTE position limit by 71 (including 3.0 FTE positions in General Administration). Funds continuation of the Collection Services Center at the current level.

**EXECUTIVE SUMMARY  
HUMAN SERVICES APPROPRIATIONS BILL**

**SENATE FILE 2435**

**STUDIES AND INTENT LANGUAGE**

- Expands services located in the community for mentally retarded/mentally ill/developmentally disabled Iowans and for children in foster care. Emphasis is upon services which keep clients in the home or in community placements which are less restrictive than currently utilized alternatives. Specific services include the Community-Assisted Supervised Living Arrangements, the Family Support Subsidy, the Family Preservation Project, and Enhanced Reimbursements for services to difficult-to-place children.
- Allocates \$750,000 in the Gamblers Assistance Fund for assistance to gamblers and specifies alternative programs receiving monies that remain in the Fund beyond this amount. (Page 54, Line 31)
- Reduces funding for child care services for ex-AFDC recipients by \$2.36 million to reflect projected decreases in caseloads. (Page 8, Line 24)
- Eliminates funding for child care start-up/equipment and referral/resource programs. **This** funding is contained in H.F. 2546, the Child Care ~~Tax~~ Credit Bill.
- Requires the Department of Human Services (DHS), in consultation with a number of General Assembly members to develop a proposal which can be implemented by July 1, 1991 to reduce the number of district offices of the DHS to a maximum of five offices. (Page 42, Line 7)
- Requires the DHS to develop methodologies to reimburse the actual costs of services provided under the foster care, state supplementary assistance, and social services block grant appropriations. Directs providers to be reimbursed for actual costs as of July 1, 1993. (Page 47, Line 21)
- Requires the DHS to submit a report providing a proposal to equalize rates charged for each service provided at the State hospital-schools and the State mental health institutes and alternative action plans to address other issues identified in its study of the impact upon counties of rate variations at these institutions. (Page 49, Line 34)

**EXECUTIVE SUMMARY  
HUMAN SERVICES APPROPRIATIONS BILL**

**SENATE FILE 2435**

GOVERNOR'S VETOES

- Requires the DHS and the Supreme Court to conduct a study identifying the types of residential programs for children which should be developed to serve children in specified placements. Requires the DHS to develop **120** additional residential placement slots in community settings, based upon the study findings, **no** later than October 1, 1991. (Page 51, Line 26)
- The Governor vetoed language providing that the Medical Assistance Program shall reimburse for ambulance trips to hospitals regardless of medical necessity. This language was estimated to cost \$75,000. The Governor stated that the veto was due to the many critical needs that must be funded by the Program and the fiscal constraints of the State. (Page 4, Line 17)
- The Governor vetoed language providing \$350,000 to the Foster Care Program for reimbursements to decategorization counties which are designing programs **to** reduce their **use of** institutional placements. The Governor stated that this provides an expansion of the current program which should not be undertaken until its cost effectiveness can be fully evaluated. (Page 12, Line 24)
- The Governor vetoed language providing **\$200,000 to** the Foster Care Program for development of a therapeutic foster care pilot program. The Governor stated that while there may be merit in developing such a program, spending for this purpose cannot be approved at this time. (Page 15, Line 11)
- The Governor vetoed language providing **\$176,000** to the Iowa Veteran's Home for an Automated Clinical Information System to record patient information. The Governor stated that he could not approve spending for this purpose during a time of fiscal constraints. (Page 24, Line 26)
- The Governor vetoed language providing \$150,000 to the Mental Health, Mental Retardation, Developmental Disabilities Special Service Fund for supplemental per diems for community living arrangements. The Governor stated that the level of funding is substantially more than recommended and cannot be approved given the State's current fiscal situation. (Page 27, Line 24)
- The Governor vetoed language providing **\$100,000** to Field Operations for **a** field staff caseweight study. The Governor stated that there was a need to study caseweight factors and staffing needs, but that resources and staff are available within State government to undertake this project. The Governor has requested the DHS to work with the Departments of Management and Personnel to review these issues and make recommendations. (Page 37, Line 22)



**EXECUTIVE SUMMARY  
HUMAN SERVICES APPROPRIATIONS BILL**

**SENATE FILE 2435**

• The Governor vetoed language providing the DHS to develop a plan to reduce the number of field operation district offices to not less than five. The Governor stated that the Department should be permitted to decide whether and when it would be appropriate to reorganize district offices.

(Page 42, Line 7)

• The Governor vetoed language making \$1million in appropriations to seven budget areas, contingent upon at least \$100 million in the General Fund balance as of June 30, 1990. The Governor stated that additional funding for Human Service providers has previously been appropriated in this Act.

Senate File 2435 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
4	6	2.4	Nwthstnd	Sec. 8.39	Permits Medicaid Transfers
8	32	7	Nwthstnd	Sec. 239.21	Federal Compliance
13	23	13.6	Nwthstnd	Sec. 237.13	Foster Home Insurance Fund
13	23	13.6	Nwthstnd	Sec. 8.33	Non-Reversion Clause
16	28	13.18	Nwthstnd	Sec. ALL	Qecategorization
26	22	23.2	Nwthstnd	Sec. 225C.7(2)	Special Allocation for MH/MR
31	22	27.5(a)	Nwthstnd	Sec. 8.33	Non-Reversion Clause
31	32	27.5(b)	Nwthstnd	Sec. 8.39	Prohibits MHI/SHS Transfers
32	32	27.7	Nwthstnd	Sec. 225C.20	County Case Management
52	23	36.3	Nwthstnd	Sec. 135H.6(5)	PMIC Licensure Exemption
54	28	40	Repeals	Sec. 3, Chapter 1150 1986 Iowa Acts	RCF Certif. of Need Reviews
54	31	41	Amends	Sec. 99E.10(1)(a)	Gamblers Assistance Fund
56	1	42	Amends	Sec. 234.35	Foster Care Rates
56	7	43	Adds	Sec. 234.35	Legal Custody Transfer
56	13	44	Amends	Sec. 234.38	Payment to Foster Parents
56	28	45	Amends	Sec. 234.39(1) Code Supplement 1989	Guardian's Obligation
57	26	46	Amends	Sec. 237.15(3)	Defines Foster Care Child
57	34	47	Amends	Sec. 242.7	Foster Care
58	9	48	Amends	Sec. 249A.3(1)(f) Code Supplement 1989	SOBRA Eligibility
58	14	49	Amends	Sec. 249A.17	Transitional Medical Coverage
58	25	50	Repeals	Sec. 234.36	County Foster Care Payments

1 1 DIVISION I

1 2 Section 1. AID TO FAMILIES WITH DEPENDENT CHILDREN.

1 3 There is appropriated from the general fund of the state to  
1 4 the department of human services for the fiscal year beginning  
1 5 July 1, 1990, and ending June 30, 1991, the following amount,  
1 6 or so much thereof as is necessary, to be used for the purpose  
1 7 designated:

1 8 For aid to families with dependent children:  
1 9 ..... \$ 42,050,000

General Fund appropriation to Aid to Families with Dependent Children (AFDC).

DETAIL: Reflects a projected AFDC caseload which is 2% lower than the latest estimate for FY 1990. AFDC will also receive \$80.2 million in federal money and \$25.7 million from child support collections. Funds a 4% increase in benefit levels. Reflects a \$2.3 million reduction to fund child support enforcement, including compliance with federal audit findings. This reduction is anticipated to be offset by projected federal incentive payments.

1 10 1. The department may fund the cash bonus program from  
1 11 unspent funds under this appropriation and shall continue to  
1 12 evaluate the program.

Permits use of unspent AFDC funds to fund the Cash Bonus Program.

1 13 2. As a condition, qualification, and limitation of the  
1 14 funds appropriated in this section, the department shall  
1 15 continue to contract for services in developing and monitoring  
1 16 a waiver program with a consortium of other states to  
1 17 facilitate providing assistance in self-employment to aid to  
1 18 dependent children families. The waiver program services  
1 19 shall be provided for the entire fiscal year beginning July 1,  
1 20 1990, and ending June 30, 1991. Of the funds appropriated  
1 21 under this section, up to \$116,000 shall be used to provide  
1 22 technical assistance for aid to dependent children families  
1 23 seeking self-employment. The technical assistance may be  
1 24 provided through the department or through a contract with the  
1 25 division of job training of the department of economic  
1 26 development and through a contract with the corporation for  
1 27 enterprise development. The department shall submit a report  
1 28 to the legislative fiscal bureau on or before November 1,  
1 29 1990, providing an update regarding the evaluation of the  
1 30 waiver program and technical assistance which includes  
1 31 recommendations regarding continuation of the program and  
1 32 technical assistance during the fiscal year beginning July 1,  
1 33 1991.

Requires the DHS to continue to contract for services related to a waiver for self-employment assistance to AFDC families. Requires that the services be provided for the entire fiscal year. Permits services to be provided by the DHS or through a contract with the Department of Economic Development or the Corporation for Enterprise Development. Requires a report be submitted to the Legislative Fiscal Bureau (LFB) by November 1, 1990.

1 34     3. As a condition, qualification, and limitation of the  
 1 35 funds appropriated in this section, the department shall apply  
 2 1 the self-employment investment demonstration project statewide  
 2 2 during the fiscal period delineated in the federal waiver  
 2 3 submitted to operate the program statewide, provided training  
 2 4 is available to a recipient through a recognized self-  
 2 5 employment training program. However, if the application for  
 2 6 the federal waiver is denied, the department may determine the  
 2 7 counties in which it is feasible to operate the project and  
 2 8 shall provide the project in those counties.

Requires the DHS to offer the Self-Employment Assistance Program statewide, provided that training is available. Permits the DHS to select the counties in which to operate the Program if the federal waiver is not approved.

2 9     4. As a condition, qualification, and limitation of the  
 2 10 funds appropriated in this section, the schedule of basic  
 2 11 needs under the aid to dependent children program for the  
 2 12 fiscal year beginning July 1, 1990, is established as follows:  
 2 13     a. For 1 person at \$183.  
 2 14     b. For 2 persons at \$361.  
 2 15     c. For 3 persons at \$426.  
 2 16     d. For 4 persons at \$495.  
 2 17     e. For 5 persons at \$548.  
 2 18     f. For 6 persons at \$610.  
 2 19     g. For 7 persons at \$670.  
 2 20     h. For 8 persons at \$731.  
 2 21     i. For 9 persons at \$791.  
 2 22     j. For 10 persons at \$865.  
 2 23     k. For each additional person over 10 persons at \$87.

Requires the DHS to provide a 4% increase for AFDC recipients beginning July 1, 1990. Specifies the benefit levels.

2 24     5. As a condition, qualification, and limitation of the  
 2 25 funds appropriated in this section, the department shall  
 2 26 continue the special needs program under the aid to dependent  
 2 27 children program.

Requires the DHS to continue the Special Needs Program for AFDC recipients.

2 28     6. As a condition, qualification, and limitation of the  
 2 29 funds appropriated in this section, the department shall work  
 2 30 with the United States department of health and human services  
 2 31 to develop a waiver to exempt income received by a participant  
 2 32 in the dollar-a-day program under an adolescent pregnancy  
 2 33 prevention grant, in determining the participant's eligibility  
 2 34 for aid to dependent children.

Requires the DHS to work with the U.S. Department of Health and Human Services to develop a waiver to exempt income received by a participant in the Dollar-a-Day Program in determining the person's eligibility for AFDC.

2 35 Sec. 2 MEDICAL ASSISTANCE.  
 3 1 There is appropriated from the general fund of the state to  
 3 2 the department of human services for the fiscal year beginning  
 3 3 July 1, 1990, and ending June 30, 1991, the following amount,  
 3 4 or so much thereof as is necessary, to be used for the purpose  
 3 5 designated:  
 3 6 For medical assistance, including reimbursement for  
 3 7 abortion services, which shall be available under the medical  
 3 8 assistance program only for those abortions which are  
 3 9 medically necessary:  
 3 10 ..... \$224,050,000

General Fund appropriation to Medical Assistance.

DETAIL: The State funds are matched by approximately 63% federal funds. Most provider reimbursements will increase by 4%. Hospitals, skilled nursing facilities, home health programs, durable medical product and pharmaceutical product provider reimbursements increase between 5.7% and 8.6%. Includes a \$400,000 reduction to fund compliance with child support federal audit findings, particularly medical support enforcement efforts.

3 11 1. Medically necessary abortions are those performed under  
 3 12 any of the following conditions:  
 3 13 a. The attending physician certifies that continuing the  
 3 14 pregnancy would endanger the life of the pregnant woman.  
 3 15 b. The attending physician certifies that the fetus is  
 3 16 physically deformed, mentally deficient, or afflicted with a  
 3 17 congenital illness.  
 3 18 c. The pregnancy is the result of a rape which is reported  
 3 19 within 45 days of the incident to a law enforcement agency or  
 3 20 public or private health agency which may include a family  
 3 21 physician.  
 3 22 d. The pregnancy is the result of incest which is reported  
 3 23 within 150 days of the incident to a law enforcement agency or  
 3 24 public or private health agency which may include a family  
 3 25 physician.  
 3 26 e. Any spontaneous abortion, commonly known as a mis-  
 3 27 carriage, if not all of the products of conception are ex-  
 3 28 pelled.

Specifies the conditions under which the Medical Assistance Program reimburses providers for abortion services.

3 29 2. Of the funds appropriated in this section, not more  
 3 30 than \$200,000 may be transferred to the Iowa department of  
 3 31 public health for contingency state assistance for the federal  
 3 32 program for women, infants, and children in order to allow the  
 3 33 Iowa department of public health to fully use available funds  
 3 34 under that program.

Permits a maximum of \$200,000 to be transferred to the Department of Public Health (DPH) for contingent State funding for the Women, Infants, and Children Program.

3 35 3. As a condition, qualification, and limitation of the  
 4 1 funds appropriated in this section, the department shall track

Requires the DHS to track savings realized by the Health Maintenance Organization Program and report to

4 2 any cost savings **realized** by the use of the health maintenance  
 4 3 organizations under the medical assistance program and shall  
 4 4 report any cost savings to the legislative fiscal bureau at  
 4 5 the start of each calendar quarter.

the LFB at the start of each quarter. ;

4 6 4. Notwithstanding section 8.39, the department may  
 4 7 transfer funds appropriated in this section to a separate  
 4 8 account established in the department's case management unit  
 4 9 for expenditures required to provide case management services  
 4 10 pursuant to the appropriation in this Act for enhanced mental  
 4 11 health, mental retardation, and developmental disabilities  
 4 12 services, pending final settlement of the expenditures. Funds  
 4 13 received by the case management unit in settlement of the  
 4 14 expenditures shall be used to replace the transferred funds  
 4 15 and are available for the purposes for which the funds were  
 4 16 appropriated under this section.

CODE: Permits the DHS to transfer Medicaid funds *to* Field Operations for case management under the Enhanced Services Program, pending final settlement of expenditures.

4 17 [5. As a condition, qualification, and limitation of the  
 4 18 funds appropriated in this section, the department shall  
 4 19 reimburse an ambulance service for transporting a medical  
 4 20 assistance recipient from a location other than a medical  
 4 21 institution to a hospital regardless of a determination of  
 4 22 medical necessity. However, the department shall develop  
 4 23 methods to reduce recipient usage of ambulance services for  
 4 24 reasons other than medical necessity, including notification  
 4 25 of recipients who have received ambulance services that were  
 4 26 not considered to be a medical necessity and ambulance  
 4 27 services that have provided such services.]

VETOED

Requires the DHS to reimburse ambulance services for transporting a medical assistance recipient regardless of determination of medical necessity. Directs the DHS to develop methods to reduce the use of ambulance services for reasons other than medical necessity.

DETAIL: The implementation of this language is estimated to cost \$75,000.

VETOED: The Governor vetoed this Subsection stating that the veto was due to the many critical needs that must be funded by the Program and the fiscal constraints of the State.

4 28 [6. Of the funds appropriated in this section, not more  
 4 29 than \$20,000 may be used to contract with the user liaison  
 4 30 program of the agency for health care policy and research to  
 4 31 conduct a workshop for Iowa policymakers on health care issues  
 4 32 with an emphasis on rural health delivery, system capacity,  
 4 33 expanding maternal and child health services, and cost  
 4 34 containment.]

VETOED

Directs the DHS to use no more than \$20,000 to contract with the User Liaison Program of the Agency for Health Care Policy and Research to conduct a workshop for Iowa policymakers on certain health care issues.

VETOED: The Governor vetoed this Subsection stating that a variety of health care issues have been

reviewed by task forces and can continue to be studied without additional funds.

4 35 [7. As a condition, qualification, and limitation of the  
5 1 funds appropriated in this section, the costs of  
5 2 transportation connected with the health of a resident of a  
5 3 health care facility reimbursed under medical assistance shall  
5 4 be reimbursed. If the cost of the resident's care is less  
5 5 than the authorized maximum per diem reimbursement rate, the  
5 6 transportation costs shall be considered an allowable expense.  
5 7 If the cost of the resident's care is equal to the authorized  
5 8 maximum per diem reimbursement rate, the transportation costs  
5 9 shall be reimbursed as an additional expense. The department  
5 10 shall authorize reimbursement of the resident's transportation  
5 11 by wheelchair transportation, if it is less costly to the  
5 12 state.

**VETOED**

Requires the DHS to reimburse costs of health-related transportation of a resident of a health care facility reimbursed under Medical Assistance. Requires the DHS to authorize reimbursement of the resident's transportation by wheelchair, if it is less costly to the State.

VETOED: The Governor vetoed this Subsection stating that providing a transportation reimbursement to a particular provider would result in unnecessary cost increases and administrative problems.

5 13 8. As a condition, limitation, and qualification of the  
5 14 funds appropriated in this section, effective July 1, 1990,  
5 15 the differential reimbursement amount paid to hospitals which  
5 16 provide a disproportionate share of care to medical assistance  
5 17 recipients shall be increased by 2.5 times the amount paid to  
5 18 the hospitals on June 30, 1990. Of the funds appropriated by  
5 19 the Seventy-third General Assembly to the university of Iowa  
5 20 hospitals and clinics for treatment of indigent patients in  
5 21 accordance with chapter 255, \$1,134,000 shall be transferred  
5 22 to the department of human services to be used as additional  
5 23 funds for the purposes designated for medical assistance in  
5 24 this appropriation, provided the differential reimbursement  
5 25 amount is changed in accordance with this subsection in a  
5 26 manner which results in an increase in the disproportionate  
5 27 share of care differential reimbursement payments to the  
5 28 university of Iowa hospitals and clinics in an amount which is  
5 29 at least \$1,134,000 more than the amount received by the  
5 30 hospitals and clinics in the fiscal year which began July 1,  
5 31 1989.

5 32 [9. As a condition, qualification, and limitation of the  
5 33 funds appropriated in this section, a newly constructed  
5 34 intermediate care facility or an existing intermediate care

**VETOED**

Requires the DHS to give new nursing home beds a six-month period before an occupancy limit is applied to facility costs used to determine the medical

5 35 facility which has ~~added~~ or converted beds to intermediate  
6 1 care use shall be granted a 6-month period from the date the  
6 2 new facility, the addition of beds, or the conversion of beds  
6 3 is approved for occupancy before an occupancy limit is applied  
6 4 to facility costs used to determine the medical assistance  
6 5 reimbursement rate for the facility. If the facility does not  
6 6 meet the occupancy limit at the end of the 6-month period, the  
6 7 facility shall be granted an additional 6-month period in  
6 8 which an occupancy limit shall not be applied if the facility  
6 9 has an occupancy of at least 50 percent of its capacity. For  
6 10 subsequent time periods, the facility shall be considered to  
6 11 have an occupancy rate of at least 80 percent of its capacity.  
6 12 In all cost reporting periods, the medical assistance reim-  
6 13 bursement rate for an intermediate care facility for the  
6 14 mentally retarded shall be based upon an occupancy of at least  
6 15 80 percent of the facility's capacity.]

reimbursement rate for the facility. If the occupancy limit is not met at the end of this period, an additional six-month period shall be granted, if the occupancy rate is at least 50%.

VETOED: The Governor vetoed this Subsection stating that the full fiscal impact of this provision cannot be determined and, consequently, cannot be approved.

6 16 **Sec. 3. MEDICAL CONTRACTS.**

6 17 There is appropriated from the general fund of the state to  
6 18 the department of human services for the fiscal year beginning  
6 19 July 1, 1990, and ending June 30, 1991, the following amount,  
6 20 ~~or~~ so much thereof as is necessary, to be used for the purpose  
6 21 designated:

General Fund appropriation for Medical Contracts, which is the cost of processing the claims from Medical Assistance.

6 22 For medical contracts:  
6 23 ..... \$ 3,870,000

6 24 As a condition, qualification, and limitation of the funds  
6 25 appropriated in this section, the department shall continue to  
6 26 contract for drug utilization review under the medical  
6 27 assistance program.

Requires the OHS to continue to contract or drug utilization review.

6 28 **Sec. 4. STATE SUPPLEMENTARY ASSISTANCE.**

6 29 There is appropriated from the general fund of the state to  
6 30 the department of human services for the fiscal year beginning  
6 31 July 1, 1990, and ending June 30, 1991, the following amount,  
6 32 or so much thereof as is necessary, to be used for the purpose  
6 33 designated:

General Fund appropriation for State Supplementary Assistance.

6 34 For state supplementary assistance:  
6 35 ..... \$ 18,160,000

DETAIL: Funds a 6% increase in provider payments including residential care facilities and in-home health care as compared to FY 1990.

7 1 The department shall increase the personal needs allowance

Requires the DHS to increase the personal needs



7 2 for residents of residential care facilities by the same  
 7 3 percentage and at the same time as federal supplemental  
 7 4 security and federal social security benefits are increased  
 7 5 due to a recognized increase in the cost Of living.

allowance for persons in residential care facilities  
 at the same percentage and time that federal  
 supplemental and social security benefits are  
 increased due to an increase in the cost of living.

7 6 **Sec. 5. AID TO INDIANS.**

General Fund appropriation for Aid to Indians.

7 7 There is appropriated from the general fund of the state to  
 7 8 the department of human services for the fiscal year beginning  
 7 9 July 1, 1990, and ending June 30, 1991, the following amount,  
 7 10 or so much thereof as is necessary, to be used for the purpose  
 7 11 designated:

DETAIL: Reflects a 4.7% increase as compared to FY  
 1990.

7 12 For aid to Indians under section 252.43:  
 7 13 ..... \$ 38,000

7 14 The tribal council shall not use more than 10 percent of  
 7 15 the funds for administration purposes.

Prohibits the tribal council from using more than 10%  
 of the appropriation for administrative purposes.

7 16 **DIVISION II**

7 17 **Sec. 6. CHILD DAY CARE ASSISTANCE.**

General Fund appropriation for protective child care  
 and child care for working poor lowans.

7 18 There is appropriated from the general fund of the state to  
 7 19 the department of human services for the fiscal year beginning  
 7 20 July 1, 1990, and ending June 30, 1991, the following amount,  
 7 21 or so much thereof as is necessary, to be used for the purpose  
 7 22 designated:

DETAIL: Reflects a 6% increase in reimbursement  
 levels for providers as compared to FY 1990.

7 23 For protective and state child care assistance:  
 7 24 ..... \$ 6,833,000

7 25 1. It is the intent of the general assembly that  
 7 26 \$2,587,000 of the funds appropriated under this section, be  
 7 27 used for protective child day care assistance.

Directs funds to be spent on protective child care  
 assistance.

7 28 2. It is the intent of the general assembly that  
 7 29 \$4,246,000 of the funds appropriated under this section, be  
 7 30 used for state child care assistance.

Directs funds to be spent on child care for  
 low-income employed lowans.

7 31 3. a. 25 percent of the funds not otherwise allocated in  
 7 32 this section shall be allocated to the 8 department of human  
 7 33 services' districts according to a formula based upon the

Requires the DHS to allocate 25% of the child care  
 assistance to the working poor based upon the number  
 of children in a district whose family income is

7 34 number of children in a district whose family income is equal  
 7 35 to or less than 150 percent of federal office of management  
 8 1 and budget poverty guidelines. 75 percent of the funds not  
 8 2 otherwise allocated in this section shall be allocated to the  
 8 3 8 districts based upon the department's estimate of a  
 8 4 district's expenditures for child day care assistance during  
 8 5 the fiscal year which ended June 30, 1990. A district shall  
 8 6 distribute funds to each county office within the district in  
 8 7 an amount which is at least equal to the combined expenditures  
 8 8 in the county for protective and state child care assistance  
 8 9 in the fiscal year which began July 1, 1989. If the district  
 8 10 documents that funds remaining in a county will be sufficient  
 8 11 to meet current demand and projected growth, the district may  
 8 12 transfer excess funds to another county office. If the  
 8 13 department determines that funds remaining in a district will  
 8 14 be sufficient to meet current demand and projected growth, the  
 8 15 department may transfer excess funds to another district.

under 150% of the poverty level. Requires 75% of the funds to be allocated based on the estimate of a district's expenditures for child day care assistance during FY 1990. Provides criteria for transfer of funds from one district to another. Requires that a county shall receive at least the amount which was spent in that county during FY 1990.

8 16 b. Nothing in this section shall be construed or is  
 8 17 intended as, or shall imply a grant of entitlement for  
 8 18 services to persons who are eligible for assistance due to an  
 8 19 income level which is equal to or less than 150 percent of the  
 8 20 federal office of management and budget poverty guidelines for  
 8 21 families. Any state obligation to provide services pursuant  
 8 22 to this section is limited to the extent of the funds  
 8 23 appropriated under this section.

Provides that the child care assistance to the working poor is not an entitlement, and that any State obligation is limited to the extent of funds available.

8 24 Sec. 7. TRANSITIONAL CHILD CARE ASSISTANCE.

General Fund appropriation for the Transitional Child Care Program.

8 25 There is appropriated from the general fund of the state to  
 8 26 the department of human services for the fiscal year beginning  
 8 27 July 1, 1990, and ending June 30, 1991, the following amount,  
 8 28 or so much thereof as is necessary, to be used for the purpose  
 8 29 designated:

DETAIL: Reflects a 6% increase in provider payments as compared to FY 1990.

8 30 For transitional child care assistance:  
 8 31 ..... \$ 250,000

8 32 Notwithstanding section 239.21, the department of human  
 8 33 services shall provide the transitional child care program in  
 8 34 accordance with the federal Family Support Act of 1988, Pub.  
 8 35 L No. 100-485, } 302, and applicable federal regulations.  
 9 1 Reimbursement for services shall be limited to registered or

CODE: Requires the DHS to administer the Transitional Child Care Program in accordance with applicable federal statutes and regulations. Limits participation in the Program to specified types of providers.

9 2 licensed child day care providers and programs administered by  
 9 3 a public or nonpublic school system approved or accredited to  
 9 4 provide child day care by the department of education or the  
 9 5 state board of regents.

9 6 **Sec. 8. FAMILY DEVELOPMENT AND SELF-SUFFICIENCY GRANT**  
 9 7 **PROGRAM.**

9 8 There is appropriated from the general fund of the state to  
 9 9 the department of human services for the fiscal year beginning  
 9 10 July 1, 1990, and ending June 30, 1991, the following amount,  
 9 11 or so much thereof as is necessary, to be used for the purpose  
 9 12 designated:

9 13 For the family development and self-sufficiency grant  
 9 14 program as provided under sections 217.11 and 217.12:  
 9 15 ..... \$ 925,000

9 16 1. **No** more than 5 percent of the funds appropriated in  
 9 17 this section shall be used for administration of the program.  
 9 18 Any federal financial participation received by the department  
 9 19 for the family development and self-sufficiency grant program  
 9 20 shall be used for the purposes designated under the  
 9 21 appropriation for aid to dependent children.

9 22 2. Based upon the annual evaluation report concerning each  
 9 23 grantee funded by this appropriation, the family development  
 9 24 and self-sufficiency council may use the amount of funds  
 9 25 appropriated in excess of the amount required for existing  
 9 26 grants to increase existing grants or to fund an evaluation of  
 9 27 the program. Grant renewals shall be awarded on or before  
 9 28 January 1, 1991.

9 29 **Sec. 9. JOBS PROGRAM.**

9 30 There is appropriated from the general fund of the state to  
 9 31 the department of human services for the fiscal year beginning  
 9 32 July 1, 1990, and ending June 30, 1991, the following amounts,  
 9 33 or so much thereof as is necessary, to be used for the  
 9 34 purposes designated:

9 35 1. For the JOBS program:  
 10 1 ..... \$ 3,310,000

10 2 The department may use up to \$10,000 of the funds

General Fund appropriation for the Family Development and Self-Sufficiency Grant Program.

DETAIL: Reflects a 4% increase in funding as compared to FY 1990.

Requires that no more than 5% of the appropriation be spent upon program administration. Requires federal funding to be used for the AFDC Program.

Permits the Family Development and Self-Sufficiency Council to allocate any funds received which are not needed to fund existing grants to increase the amounts of existing grants or to fund an evaluation of the Program.

General Fund appropriation for programs that provide training and employment assistance to AFDC recipients.

Permits use of specified funds for implementation of

10 3 appropriated in this section to implement the family friends  
 10 4 program in 2 districts to provide mentors for persons  
 10 5 receiving aid to families with dependent children under  
 10 6 chapter 239.

the Family Friends Program in two districts to provide mentors for AFDC recipients.

10 7 2. For the food stamp employment and training program:  
 10 8 ..... \$ 62,000

General Fund appropriation for training and employment assistance to Food Stamp recipients.

DETAIL: Provides funds for transportation and day care allowances for the minimum number of participants permitted under federal law.

10 9 Sec. 10. CHILD SUPPORT RECOVERY.  
 10 10 There is appropriated from the general fund of the state to  
 10 11 the department of human services for the fiscal year beginning  
 10 12 July 1, 1990, and ending June 30, 1991, the following amount,  
 10 13 or so much thereof as is necessary, to be used for the purpose  
 10 14 designated:  
 10 15 For child support recoveries, including salaries, support,  
 10 16 maintenance, miscellaneous purposes, and for not more than the  
 10 17 following full-time equivalent positions:  
 10 18 ..... \$ 2,900,000  
 10 19 ..... FTEs 234.5

General Fund appropriation for child support recovery enforcement.

DETAIL: Provides funding for an additional 69.5 FTE positions as compared to FY 1990, in order to increase enforcement efforts and comply with findings of a federal audit, especially in the areas of medical support enforcement and nonpublic assistance cases. Approximately 20 of the 69.5 FTE positions are estimated to be filled in FY 1990 under the language contained in the following Section.

10 20 1. The director of human services, within the limitations  
 10 21 of the funds appropriated in this section, or funds  
 10 22 transferred from the aid to dependent children program for  
 10 23 this purpose, may establish new positions and add additional  
 10 24 employees to the child support recovery unit when the director  
 10 25 determines that both the current and additional employees  
 10 26 together can reasonably be expected to recover for the aid to  
 10 27 dependent children program and the nonpublic assistance  
 10 28 support recovery program more than twice the amount of money  
 10 29 required to pay the salaries and support for both the current  
 10 30 and additional employees. In the event the director adds  
 10 31 additional employees, the department shall demonstrate the  
 10 32 cost-effectiveness of the current and additional employees by  
 10 33 reporting to the joint human services appropriations  
 10 34 subcommittee the ratio of the total amount of administrative  
 10 35 costs for child support recoveries to the total amount of the

Permits the DHS to establish new positions and add employees to the Child Support Recovery Unit, when the cost-effectiveness ratio exceeds two-to-one.

Requires the DHS to report to the Joint Human Services Appropriations Subcommittee on the ratio of administrative costs for child support recoveries to the amount of the child support recoveries.

11 1 child support recovered.

11 2 2. The department may enter a cooperative agreement with  
11 3 the judicial department to establish and fund a pilot project  
11 4 of expedited child support orders and modifications. The  
11 5 department may transfer funds appropriated under this section  
11 6 for purposes of implementing the pilot project.

Permits the DHS to enter into a cooperative agreement with the Judicial Department to establish and fund a pilot project of expedited child support orders and modifications. Permits the transfer of funds for purposes of implementing this pilot project.

11 7 3. As a condition, qualification, and limitation of the  
11 8 funds appropriated in this section, the department's share of  
11 9 the federal nonpublic assistance financial incentives received  
11 10 for support recoveries shall be used for the purposes for  
11 11 which funds were appropriated for aid to families with  
11 12 dependent children.

Requires the DHS to use federal nonpublic financial incentives received by DHS for support recoveries for the AFDC Program.

11 13 4. As a condition, qualification, and limitation of the  
11 14 funds appropriated in this section, in all cases involving  
11 15 paternity determination initiated on or after July 1, 1990, by  
11 16 the child support recovery unit, the unit shall make  
11 17 reasonable efforts to encourage and increase the use of  
11 18 testing involving genetic markers or their equivalent which  
11 19 provide a statistical probability in determining paternity.

Requires the DHS to require genetic testing or the equivalent in all cases involving paternity determination initiated on or after July 1, 1990.

11 20 Sec. 11. COLLECTION SERVICES CENTER.  
11 21 If the Seventy-third General Assembly, 1990 Session, enacts  
11 22 authorizing legislation for the collection services center to  
11 23 remain in the department of human services, there is  
11 24 appropriated from the general fund of the state to the  
11 25 department of human services for the fiscal year beginning  
11 26 July 1, 1990, and ending June 30, 1991, the following amount,  
11 27 or so much thereof as is necessary, to be used for the purpose  
11 28 designated:

General Fund appropriation to the Collection Services Center.

11 29 For the collection services center, including salaries,  
11 30 support, maintenance, miscellaneous purposes, and for not more  
11 31 than the following full-time equivalent positions:  
11 32 ..... \$ 260,000  
11 33 ..... FTEs 26.00

DETAIL: The Center will service only those cases which are related to an AFDC or Foster Care case, or which have requested enforcement services.

11 34 . DIVISION III

11 35 **Sec. 12. JUVENILE INSTITUTIONS.**

12 1 There is appropriated from the general fund of the state to  
 12 2 the department of human services for the fiscal year beginning  
 12 3 July 1, 1990, and ending June 30, 1991, the following amount,  
 12 4 or so much thereof as is necessary, to be used for the  
 12 5 purposes designated:  
 12 6 For the operation of the state training school and the Iowa  
 12 7 juvenile home, including salaries, support, maintenance,  
 12 8 miscellaneous purposes, and for not more than the following  
 12 9 full-time equivalent positions:

12 10 1. For the Iowa juvenile home at Toledo:  
 12 11 ..... \$ 4,518,000  
 12 12 ..... FTEs 128.5

12 13 2. For the state training school at Eldora:  
 12 14 ..... \$ 7,809,000  
 12 15 ..... FTEs 229.00

12 16 **Sec. 13. FOSTER CARE.**

12 17 There is appropriated from the general fund of the state to  
 12 18 the department of human services for the fiscal year beginning  
 12 19 July 1, 1990, and ending June 30, 1991, the following amount,  
 12 20 or so much thereof as is necessary, to be used for the purpose  
 12 21 designated:  
 12 22 For foster care:  
 12 23 ..... \$ 48,457,000

12 24 1. As a condition, qualification, and limitation of the  
 12 25 funds appropriated in this section, up to \$1,000,000 may be  
 12 26 used by the department to provide enhanced funding of services  
 12 27 to family foster homes to avert placement of children in group  
 12 28 care facilities and at least \$3,010,053 shall be used to  
 12 29 provide enhanced funding of services to group care facilities

General Fund appropriation to the Juvenile Institutions.

General Fund appropriation to the Iowa Juvenile Home at Toledo.

DETAIL: Funds 5.0 additional FTE positions compared to FY 1990.

General Fund appropriation to the State Training School at Eldora.

DETAIL: Funds 5.0 additional FTE positions compared to FY 1990. These FTE positions are currently filled.

General Fund appropriation for Foster Care services.

DETAIL: Reflects the assumption that caseloads will increase as projected by the Iowa State University predictive model, and that intensive family preservation and reunification service, as well as the needs-based foster care project will reduce foster care caseloads. Funds a 6% increase in reimbursement rates to providers as compared to FY 1990.

Permits the DHS to spend up to \$1,000,000 of the foster care appropriation to provide enhanced funding to family foster homes to avert placement of children in group care facilities. Requires the DHS to spend a maximum of \$3,010,053 to provide enhanced funding to group facilities to avert placements in more

12 30 to avert placement of children in more expensive, less  
 12 31 appropriate, or out-of-state facilities [including \$350,000 for  
 12 32 reimbursements to decategorization counties which are  
 12 33 designing programs to reduce their counties' use of placements  
 12 34 in the Iowa juvenile home, the state training school, and the  
 12 35 state mental health institutes]

VETOED

expensive, less appropriate, or out-of-state facilities.

VETOED: The Governor vetoed a portion of this Subsection, stating that the expansion of this program should not be undertaken until the cost effectiveness can be fully evaluated.

13 1 2. The department may use funds appropriated in this  
 13 2 section to develop supplemental per diem or performance-based  
 13 3 contracts with private group care providers for programs  
 13 4 serving children who would otherwise be placed in a state  
 13 5 juvenile institution or an out-of-state program. The  
 13 6 department shall give priority to serving children whose  
 13 7 placement at the state training school or the Iowa juvenile  
 13 8 home would cause the state juvenile institution to exceed the  
 13 9 population goal established under 1989 Iowa Acts, chapter 318,  
 13 10 section 11.

Permits the DHS to spend funds from the foster care appropriation for efforts designed to avoid placements of juveniles at State institutions or out-of-state programs. Requires the DHS to give priority for these programs to children whose placement at the institutions would cause the population goal to be exceeded.

13 11 3. The department may transfer a portion of the funds  
 13 12 appropriated in this section to provide subsidized adoption  
 13 13 services or to purchase adoption services, if funds allocated  
 13 14 under this section for adoption services are insufficient.

Permits the transfer of a portion of the foster care appropriation for adoption services.

13 15 4: The department and state court administrator shall work  
 13 16 together in implementing an agreement which enables the state  
 13 17 to receive funding for eligible cases under the federal Social  
 13 18 Security Act, Title IV-E.

Requires the DHS and the State Court Administrator to work together in implementing an agreement on joint placement which allows the State to receive federal Title IV-E funding.

13 19 5. No more than 30 percent of children placed in foster  
 13 20 care funded under the federal Social Security Act, Title IV-E,  
 13 21 shall be placed in foster care for a period of more than 24  
 13 22 months.

Prohibits the DHS from placing more than 30% of children in foster care for more than 24 months.

13 23 6. Of the funds appropriated in this section, \$165,000 is  
 13 24 allocated for the foster home insurance fund. Notwithstanding  
 13 25 section 237.13, the department may use funds appropriated  
 13 26 under this section to purchase liability insurance for  
 13 27 licensed foster parents in lieu of providing payment for

CODE: Permits the DHS to allocate a maximum of \$165,000 for the Foster Home Insurance Fund. Permits use of these funds to purchase liability insurance for licensed foster parents, if comparable coverage can be obtained through private insurance.

13 28 claims filed against ~~the~~ foster home insurance fund, if  
 13 29 comparable coverage can be obtained through private insurance.  
 13 30 [Notwithstanding section 8.33, funds remaining in the foster  
 13 31 home insurance fund on June 30, 1991, shall not revert to the  
 13 32 general fund but shall remain available for expenditure in the  
 13 33 fiscal year beginning July 1, 1991, for the purposes  
 13 34 designated.]

VETOED

CODE: Requires that monies remaining in the fund to not revert to the General Fund on June 30, 1991.

VETOED: The Governor vetoed a portion of this Subsection stating that such anti-reversion language is fiscally unsound and prevents an annual review of the cost effectiveness of the program.

13 35 7. The department of human services, the judicial  
 14 1 department, the department of education, and representatives  
 14 2 of service providers shall continue the committee on children  
 14 3 with special service needs. The committee shall be  
 14 4 responsible to find placements for children who have  
 14 5 exceptional service needs or who have been rejected in  
 14 6 previous referrals and who may be at risk of being placed out  
 14 7 of state.

Requires the DHS, the Judicial Department, the Department of Education, and representatives of service providers to continue the Committee on Children with Special Needs. Requires the Committee to be responsible for finding placements for children who are difficult to place in foster care.

14 8 8. The department may use a portion of the funds  
 14 9 appropriated in this section to purchase special services in  
 14 10 order to demonstrate whether the services can prevent out-of-  
 14 11 home shelter care.

Permits the DHS to use a portion of foster care funds to purchase special services to prevent out-of-home shelter care.

14 12 [9. As a condition, qualification, and limitation of the  
 14 13 funds appropriated in this section, within available funds and  
 14 14 using outside technical assistance where available, the  
 14 15 department shall seek to maximize funding for services  
 14 16 available to the state under the federal Social Security Act,  
 14 17 Title IV-E. Reimbursement in excess of \$3,081,470 obtained  
 14 18 under the federal Social Security Act, Title IV-E, shall not  
 14 19 revert to the general fund, but shall be used for the purposes  
 14 20 designated in this section. An amount equal to 80 percent of  
 14 21 the excess amount shall be transferred from funds appropriated  
 14 22 in this section to increase services provided in the  
 14 23 appropriation for home-based services in this Act and 20  
 14 24 percent shall remain in this appropriation to be used to  
 14 25 increase foster care provider reimbursement rates provided  
 14 26 that the maximum reimbursement rate paid to group foster care  
 14 27 providers is calculated under the cost-based system.]

VETOED

Requires the DHS to use outside technical assistance to seek maximum federal Title IV-E funding. Requires federal funding received in excess of the projected level to be used to increase Home-Based services and to increase foster care provider rates.'

VETOED: The Governor vetoed this Subsection stating that any surplus funds should revert to the General Fund and be subject to the regular appropriation process.



14 28 10. As a condition, qualification, and limitation of the  
 14 29 funds appropriated in this section, the department shall  
 14 30 review the need to provide additional day treatment  
 14 31 alternatives within the child welfare system and the potential  
 14 32 to provide additional services by including day treatment  
 14 33 provided by psychiatric medical institutions for children as a  
 14 34 service reimbursed under medical assistance. The department  
 14 35 shall identify the effect of providing day treatment services  
 15 1 reimbursement under medical assistance upon state expenditures  
 15 2 for residential treatment and other foster care services. [The VETOED  
 15 3 department may use funds appropriated in this Act for medical  
 15 4 assistance to pay the nonfederal share of costs for services  
 15 5 reimbursed under medical assistance which are provided in a  
 15 6 psychiatric medical institution for children.]

Requires the DHS to review the need for additional day treatment alternatives within the child welfare system, and the potential of providing additional services afforded by including services provided by psychiatric medical institutions for children under the Medical Assistance Program. Requires the DHS to adopt rules and enroll licensed providers if federal approval is received. Requires that funds appropriated to the Medical Assistance Program be used to pay the nonfederal share of reimbursement expenditures.

VETOED: The Governor vetoed a portion of this Subsection stating that until the Department's study of the need for such services and costs are identified, spending for this purpose cannot be approved.

15 7 [11. The department may use \$30,000 of the funds VETOED  
 15 8 appropriated in this section to contract for a study of the  
 15 9 effectiveness of needs-based and therapeutic family foster  
 15 10 care and enhanced residential care.]

Permits the DHS to use a specified amount to contract for a study of the effectiveness of innovative types of foster care.

VETOED: The Governor vetoed this Subsection stating that the veto was due to the State's fiscal constraints.

15 11 [12. As a condition, qualification, and limitation of the VETOED  
 15 12 funds appropriated in this section, the department shall  
 15 13 develop a therapeutic foster care program in at least 1  
 15 14 district in the state. The program's foster care worker  
 15 15 support staff shall serve no more than 7 foster families and  
 15 16 shall provide respite and special support services to foster  
 15 17 parents to enable them to serve in an active treatment  
 15 18 capacity with the children under their care. Of the funds  
 15 19 appropriated in this section, up to \$200000 shall be used for  
 15 20 therapeutic foster care reimbursement1

Requires the DHS to develop a therapeutic foster care program in at least one district. Maximum caseloads and spending levels are specified.

VETOED: The Governor vetoed this Subsection stating that the fiscal constraints of the State prevented the approval of this expenditure for a Therapeutic Foster Care Program.

15 21 13. Funds appropriated in this section may be used to  
 15 22 recruit foster parents and to implement a pilot project

Permits the DHS to use foster care funds to recruit foster care parents and provide pre-service training.

15 23 utilizing the Model **Approach** to Partnership in Parenting  
 15 24 preservice training for foster parents.

15 25 14. Of the funds appropriated in this section, up to  
 15 26 **\$140,000** may be used to develop and maintain the state's  
 15 27 implementation of the national adoption and foster care  
 15 28 information system pursuant to the requirements of Pub. L. No.  
 15 29 **99-509**.

Permits the DHS to spend up to \$140,000 for an automated adoption and foster care information system.

15 30 15. As a condition, qualification, and limitation of the  
 15 31 funds appropriated in this section, the department shall  
 15 32 establish a family foster care advisory committee to examine  
 15 33 department practices and policies to improve the recruitment  
 15 34 and retention of foster parents, provide training and  
 15 35 professional guidance where appropriate, and seek the  
 16 1 involvement of family foster care providers in designing,  
 16 2 developing, and participating in the creation of therapeutic  
 16 3 foster family homes. The department shall review initiatives  
 16 4 of other states in recruiting foster parents from appropriate  
 16 5 families who are recipients of public assistance. In  
 16 6 consultation with the advisory committee, the department shall  
 16 7 seek federal waivers and make program modifications as  
 16 8 necessary to develop a similar program for Iowa upon receiving  
 16 9 federal approval to do so.

Requires the DHS to establish a Family Foster Care Advisory Committee to address recruitment and training issues and to involve family foster care providers in designing, developing, and participating in the creation of therapeutic foster family homes.

16 10 16. As a condition, qualification, and limitation of the  
 16 11 funds appropriated in this section, the department shall seek  
 16 12 outside funding support to continue foster care payments to  
 16 13 foster families and foster care youths in independent living  
 16 14 situations, if the youths wish to pursue a postsecondary  
 16 15 education upon turning 18 years of age and eligibility for  
 16 16 foster care payments expires. In consultation with the family  
 16 17 foster care advisory committee, the department shall report on  
 16 18 options available to the state to provide assistance to foster  
 16 19 families and foster care youths who wish to pursue a  
 16 20 postsecondary education when the youths reach 18 years of age.

Requires the DHS to seek outside funding to continue foster care payments to permit youths to pursue a postsecondary education past age 18. Requires the DHS to report on options available to the State to enable these youths to pursue their education.

16 21 17. As a condition, qualification, and limitation of the  
 16 22 funds appropriated in this section, the department shall  
 16 23 establish specialized family foster care homes and provide  
 16 24 specialized support and respite services to qualifying foster

Requires the DHS to establish specialized family foster care homes and provide specialized services to qualifying foster care families who accept infants with chemical addictions who would otherwise remain

16 25 care families who accept infants with chemical addictions from  
 16 26 intrauterine transmission who would otherwise remain in a  
 16 27 hospital.

in a hospital.

16 28 18. As a condition, qualification, and limitation of the  
 16 29 funds appropriated in this section, the department shall  
 16 30 continue the demonstration program to decategorize child  
 16 31 welfare services in the 2 counties in which the program has  
 16 32 commenced. The department shall implement the demonstration  
 16 33 program in Dubuque and Pottawattamie counties, which have  
 16 34 submitted letters of intent, if the department, the boards of  
 16 35 supervisors in the counties, and the affected judicial  
 17 1 districts agree to implement the program. The schedule for  
 17 2 implementing the demonstration program in the 2 additional  
 17 3 counties shall provide that the program be implemented on or  
 17 4 after July 1, 1990. The department shall establish for the  
 17 5 demonstration project counties a child welfare fund composed  
 17 6 of all or part of the amount that would otherwise be expected  
 17 7 to be used for residents of the counties for foster care,  
 17 8 family-centered services, subsidized adoption, day care, local  
 17 9 purchase of services, juvenile institutional care, mental  
 17 10 health institute care, state hospital-school care, juvenile  
 17 11 detention, department-direct services, and juvenile justice  
 17 12 county-based reimbursable services and notwithstanding any  
 17 13 other provision of law, the fund shall be considered  
 17 14 encumbered. With the approval of the department, a  
 17 15 demonstration project county may elect to transfer to the  
 17 16 child welfare fund other child welfare funding provided for  
 17 17 treatment services to youth under Title XIX of the federal  
 17 18 Social Security Act, including funding for psychiatric  
 17 19 hospital services. Notwithstanding other service funding  
 17 20 provisions in law, the department shall establish the fund by  
 17 21 transferring funds from the budgets **affected**, except for the  
 17 22 funds appropriated for the state mental health institutes, the  
 17 23 state hospital-schools, the state training school, and the  
 17 24 Iowa juvenile home which shall remain on account for the  
 17 25 county at these institutions. The child welfare fund may be  
 17 26 used to support services and payment rates not allowable  
 17 27 within historical program or service categories. The  
 17 28 department shall work with demonstration project county boards  
 17 29 of supervisors and judicial districts to provide training for

Requires the DHS to continue the Demonstration Program to decategorize child welfare services in Polk and Scott counties.

Requires the DHS to implement the Demonstration Program in Dubuque and Pottawattamie counties, if affected parties agree. Requires the Program to be implemented after July 1, 1990.

CODE: Requires the DHS to transfer funds from the State foster care appropriation to establish the Child Welfare Fund, notwithstanding other service funding provisions in law.

17 30 the project, and shall use technical assistance provided by  
 17 31 the national conference of state legislatures and the center  
 17 32 for the study of social policy. It is the intent of the  
 17 33 general assembly that the demonstration program be designed to  
 17 34 operate in a county for a 3-year period. The 3-year time  
 17 35 period for a decategorization project in Dubuque, Polk,  
 18 1 Pottawattamie, or Scott county shall be considered to begin on  
 18 2 January 1 in the first year following the year in which the  
 18 3 county's decategorization project was approved by the  
 18 4 department.

18 5 Sec. 14. CHILD PROTECTIVE SYSTEM IMPROVEMENTS.

18 6 There is appropriated from the general fund of the state to  
 18 7 the department of human services for the fiscal year beginning  
 18 8 July 1, 1990, and ending June 30, 1991, the following amounts,  
 18 9 or so much thereof as is necessary, to be used for the  
 18 10 purposes designated:

18 11 For improvements in the state system for child protection:

18 12 1. For general administration of the department to improve  
 18 13 staff training efforts:  
 18 14 ..... \$ 420,000

18 15 2. For funding required to oversee termination of parental  
 18 16 rights and permanency planning efforts on a statewide basis on  
 18 17 the condition that regular reports regarding the statewide  
 18 18 program efforts shall be provided to the legislative fiscal  
 18 19 bureau:

18 20 ..... \$ 120,000  
 18 21 ..... FTEs 3.00

18 22 3. For use by the department in general administration to  
 18 23 promote innovative treatment programs, write grants to obtain  
 18 24 federal and private funding, and promote public and private  
 18 25 efforts to treat and prevent child abuse:

18 26 ..... \$ 40,000  
 18 27 ..... FTEs 1.00

18 28 4. For personnel, assigned by the attorney general, to  
 18 29 provide additional services relating to termination of  
 18 30 parental rights and child in need of assistance cases:

18 31 ..... \$ 88,000

General Fund appropriation for improvements in staff training efforts in the area of child protective services.

General Fund appropriation for 3.0 additional FTE positions relating to the termination of parental rights. Requires the DHS to report to the LFB concerning the district's program efforts.

General Fund appropriation for 1.0 FTE position in General Administration to promote innovative child protection treatment and related activities.

General Fund appropriation for Attorney General staff to provide additional child protective services with an emphasis upon termination of parental rights and child in need of assistance cases.

18 32 5. For funding of the state multidisciplinary team to  
 18 33 assist with difficult cases within the child abuse and foster  
 18 34 care system and with respect to child protective investigation  
 18 35 and initial case planning and to develop and coordinate local  
 19 1 multidisciplinary teams:  
 19 2 ..... \$ 75,000

General Fund appropriation for continuation of a State multidisciplinary team to assist with difficult foster care cases, child protective investigation, and the development and coordination of local multidisciplinary teams.

19 3 6. For use by the department in conducting outcome-  
 19 4 oriented evaluations of child protection, prevention, and  
 19 5 treatment programs:  
 19 6 ..... \$ 35,000

General Fund appropriation for conducting outcome-oriented evaluations of child protection, prevention and treatment programs.

19 7 [ 7. For a statewide conference on the issue of providing  
 19 8 reasonable efforts. The conference shall involve members of  
 19 9 the general assembly, juvenile court judges and officers,  
 19 10 workers in the child welfare and foster care system, and  
 19 11 executive branch officials. The department shall seek support  
 19 12 from the national conference of state legislatures, the  
 19 13 national governor's association, and private foundations in  
 19 14 conducting the conference:  
 19 15 ..... \$ 10,000 ]

VETOED

General Fund appropriation for a statewide conference on the issue of providing reasonable efforts to avert out-of-home placements, as mandated by federal law.

VETOED: The Governor vetoed this Subsection stating that child protection training funds are available and can be used to pay for the costs of this conference.

19 16 Sec. 15. HOME-BASED SERVICES.  
 19 17 There is appropriated from the general fund of the state to  
 19 18 the department of human services for the fiscal year beginning  
 19 19 July 1, 1990, and ending June 30, 1991, the following amount,  
 19 20 or so much thereof as is necessary, to be used for the purpose  
 19 21 designated:  
 19 22 For home-based services on the condition that family  
 19 23 planning services are funded, provided that if the department  
 19 24 amends the allocation to a program funded under this section,  
 19 25 then the department shall promptly notify the legislative  
 19 26 fiscal bureau of the change:  
 19 27 ..... \$ 11,290,000

General Fund appropriation for Home-Based Services

DETAIL: Includes funding for a 6% increase in provider reimbursements as compared to FY 1990. Funds Family Centered Services, Family Planning, Family Preservation Services, Subsidized Adoption, and Dependent Adult Abuse Examinations. Family Centered Services are short duration services for families designed to enable children to remain in their home and to prevent and treat child abuse. Family Preservation Services are short duration, intensive services to families with a child who is in risk of imminent placement or who have had a child in placement less than 60 days.

19 28 1. Of the funds appropriated in this section, \$30,000 may  
 19 29 be used by the department to contract with universities to

Permits the DHS to contract with universities for research and evaluation assistance for family

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19 30 provide ongoing research and evaluation assistance to programs  
 19 31 and initiatives of the department involving family-centered  
 19 32 services and foster care. The contracts shall make maximum  
 19 33 use of any matching resources available from the universities  
 19 34 with which the department contracts.

centered services and foster care. ,

19 35 2. Of the funds appropriated in this section, \$3,486,087  
 20 1 shall be used for family preservation and reunification  
 20 2 services pilot projects. A portion of the funds shall be used  
 20 3 to maintain service levels in existing family preservation  
 20 4 projects and to expand the projects to provide postplacement  
 20 5 reunification services to families participating in the  
 20 6 projects. A portion of the funds shall be used to contract  
 20 7 for the purchase of family preservation services in the  
 20 8 department's Mason City district, in remaining counties of the  
 20 9 Des Moines district, and to intensify services in 2 districts  
 20 10 of the department, following review by the statewide family  
 20 11 preservation and decategorization committee. A limited amount  
 20 12 of the funds may be used for the family assistance fund to  
 20 13 provide other resources required for a family participating in  
 20 14 a project to stay together or to be reunified. Not more than  
 20 15 \$70,000 of the funds appropriated in this section shall be  
 20 16 used to provide training for pilot project employees. The  
 20 17 payment system for the project shall not be based upon units  
 20 18 of time, but may be based upon the cost to serve a family,  
 20 19 including adjustments according to the provider's performance  
 20 20 and the outcome of the services provided to each family. The  
 20 21 department shall continue to develop both the family  
 20 22 preservation and the decategorization projects in consultation  
 20 23 with professionals in the child welfare field and using  
 20 24 outside technical assistance from the national conference of  
 20 25 state legislatures and the center for the study of social  
 20 26 policy. The department shall use the statewide family  
 20 27 preservation and decategorization committee to assist in  
 20 28 selecting additional projects.

Requires the DHS to use \$3,486,087 of the Home-Based Services appropriation for family preservation and reunification pilot projects. Requires maintaining existing service levels, expanding the projects to provide post-placement reunification services, and contracting for the purchase of family preservation services in areas of the State currently not served.

Permits funds to be used to provide other resources required by a family participating in the project to stay together or be reunified, and allows a specified amount to be used for employee training. Directs that the programs continue to be developed in consultation with professionals in the field of child welfare, the National Conference of State Legislatures, and the Center for the Study of Social Policy.

20 29 **Sec. 16. COMMUNITY-BASED PROGRAMS.**  
 20 30 There is appropriated from the general fund of the state to  
 20 31 the department of human services for the fiscal year beginning  
 20 32 July 1, 1990, and ending June 30, 1991, the following amount,  
 20 33 or so much thereof as is necessary, to be used for the purpose

General Fund appropriation for Community-Based Programs.

DETAIL: Funds Adolescent Pregnancy Prevention and Child Abuse Programs, as well as funding for Social

20 34 designated:

20 35 For community-based programs on the condition that the  
21 1 prevention grants relating to adolescent pregnancy are funded:  
21 2 ..... \$ 3,324,000

Services Block Grant services to eligible adult residents of Iowa who do not have legal settlement in any county. Includes an additional \$100,000 for child abuse prevention grants, and funding of juvenile detention facilities subsidy at 10%. Provider reimbursements are increased by 6% as compared to FY 1990.

21 3 1. As a condition, qualification, and limitation of the  
21 4 funds appropriated in this section, up to \$250,900 shall be  
21 5 used by the department as the entitled aid from the state  
21 6 under section 232.142, subsection 3, for the cost of the  
21 7 establishment, improvement, operation, and maintenance of  
21 8 approved county or multicounty juvenile homes.

Requires the DHS to use a specified amount to assist the approved county or multicounty juvenile homes, under Section 232.142(3), Code of Iowa.

21 9 2. Of the funds appropriated in this section, \$523,500  
21 10 shall be used for adolescent pregnancy prevention grants. At  
21 11 least 75 percent of the funds shall be used for programs which  
21 12 incorporate family planning and pregnancy prevention services  
21 13 as the major component of the program. The department shall  
21 14 not expend more than 7 percent of the funds for administrative  
21 15 costs. The department shall adopt rules to implement this  
21 16 subsection. A grant may be awarded to a public school  
21 17 corporation, a maternal and child health center, an adolescent  
21 18 services provider, or a nonprofit organization which is  
21 19 involved in adolescent issues. Grants shall be awarded for a  
21 20 1-year period and targeted to provide services primarily in  
21 21 the 7 counties with the greatest incidence of adolescent  
21 22 pregnancy. Preference in awarding grants shall be given to  
21 23 projects which utilize a variety of community resources and  
21 24 agencies.

Requires the DHS to use a specified amount for Adolescent Pregnancy Prevention Grants, and requires that at least 75% of the amount be used for programs which incorporate family planning and pregnancy prevention services as the major component.

Requires grants to be targeted primarily to provide services in the seven counties with the greatest incidence of adolescent pregnancy, **and** preference to be given to projects which utilize a variety of community resources and agencies. Specifies requirements for receiving a grant.

21 25 a. As used in this subsection, adolescent means a person  
21 26 who is less than 18 years of age or a person who is attending  
21 27 an accredited high school and pursuing a course of study which  
21 28 will lead to a high school diploma or its equivalent. The  
21 29 department shall establish guidelines which permit a grant  
21 30 recipient to continue providing services to a person who  
21 31 receives services under the grant as an adolescent and becomes  
21 32 18 years of age or older.

21 33 b. A grant shall only be awarded to a project which  
21 34 provides 1 or more of the following services:

PG LN	Senate File 2435	Explanation
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21 35 (1) Workshops and information programs for adolescents and  
 22 1 parents of adolescents to improve communication between  
 22 2 children and parents regarding human sexuality issues.

22 3 (2) Development and distribution of informational material  
 22 4 designed to discourage adolescent sexual activity, to provide  
 22 5 information regarding acquired immune deficiency syndrome and  
 22 6 sexually transmitted diseases, and to encourage male and  
 22 7 female adolescents to assume responsibility for their sexual  
 22 8 activity and parenting.

22 9 (3) Early pregnancy detection, prenatal services including  
 22 10 chlamydia testing, and counseling regarding decision-making  
 22 11 options for pregnant adolescents.

22 12 (4) Case management and child care services provided to  
 22 13 male and female adolescent parents.

22 14 c. Additional services may be offered by a grantee  
 22 15 pursuant to a purchase of service contract with the department  
 22 16 including any of the following: child day care services;  
 22 17 child development and parenting instruction; services to  
 22 18 support high school completion, **job** training, and **job**  
 22 19 placement; prevention of additional pregnancies during  
 22 20 adolescence; and other personal services.

22 21 3. As a condition, qualification, and limitation of the  
 22 22 funds appropriated in this section, at least \$250,000 shall be  
 22 23 used to provide grants administered in accordance with the  
 22 24 provisions for adolescent pregnancy prevention grants, except  
 22 25 for requirements to target certain specific geographic areas  
 22 26 of the state. The grants shall be awarded to fund any of the  
 22 27 following purposes:

22 28 a. Programs targeted to children. A program must include  
 22 29 the following: components for parental involvement; parental  
 22 30 education, including techniques for encouraging sexual  
 22 31 abstinence; outreach services for recruiting parents and  
 22 32 children into the program; and the provision of transportation  
 22 33 to program staff and participants necessary for recruiting and  
 22 34 encouraging program participation.

22 35 b. Programs intended to prevent an additional pregnancy by  
 23 1 a parent who is less than 19 years of age. Preference in  
 23 2 grant awards shall be given to programs which provide  
 23 3 financial incentives to clients for their program  
 23 4 participation and success in avoiding an additional pregnancy.

Requires the DHS to spend a minimum of \$250,000 on grants for the following pregnancy prevention programs:

- a. Programs targeted to children including various components such as encouraging sexual abstinence.
- b. Programs targeted to preventing an additional pregnancy by a parent who is less than 19 years of age.
- c. Programs which, in addition to other services, provide counseling to mixed gender groups of adolescents.



23 5 c. Providing additional pregnancy prevention grants.  
 23 6 Preference in grant awards shall be given to programs which,  
 23 7 in addition to other services, provide counseling to mixed  
 23 8 gender groups of adolescents.

23 9 5. As a condition, qualification, and limitation of the  
 23 10 funds appropriated in this section, \$550,686 shall be used by  
 23 11 the department for child abuse prevention grants.

Requires an allocation for Child Abuse Prevention Grants.

DETAIL: Reflects an increase of \$100,000 as compared to FY 1990.

23 12 **Sec. 17. BLOCK GRANT SUPPLEMENTATION.**  
 23 13 There is appropriated from the general fund of the state to  
 23 14 the department of human services for the fiscal year beginning  
 23 15 July 1, 1990, and ending June 30, 1991, the following amount,  
 23 16 or *so* much thereof as is necessary, to be used for the purpose  
 23 17 designated:  
 23 18 **For** supplementation of federal social services block grant  
 23 19 funds and for allocation to the various counties for the  
 23 20 purchase of local services:  
 23 21 ..... \$ 4,643,000

General Fund appropriation for the Social Services Block Grant Supplement (SSBG).

DETAIL: Reflects a 6% increase for providers as compared to FY 1990.

23 22 The funds appropriated in this section shall be allocated  
 23 23 to the counties pursuant to the rules of the department in  
 23 24 effect on January 1, 1985. The department shall increase the  
 23 25 income guidelines for income eligible persons receiving  
 23 26 services funded with federal social services block grant funds  
 23 27 for the fiscal year beginning July 1, 1990, by the same  
 23 28 percentage and at the same time as federal social security  
 23 29 benefits are increased due to a recognized increase in the  
 23 30 cost of living.

Requires the DHS to allocate SSBG funds pursuant to the rules in effect on January 1, 1985. Requires the DHS to increase the income guidelines for eligible persons by the same percentage and at the same time as the increase in the federal social security benefits.

23 31 **Sec. 18. JUVENILE JUSTICE.**  
 23 32 There is appropriated from the general fund of the state to  
 23 33 the department of human services for the fiscal year beginning  
 23 34 July 1, 1990, and ending June 30, 1991, the following amount,  
 23 35 or so much thereof as is necessary, to be used for the purpose  
 24 1 designated:  
 24 2 . For juvenile justice expenditures pursuant to section  
 24 3 232.141, subsection 4:

General Fund appropriation for court-ordered services provided to juveniles.

DETAIL: Reflects an increase of \$672,000 as compared to FY 1990.

24 4 ..... \$ 5,385,000

24 5 As a condition, qualification, and limitation of the funds  
24 6 appropriated in this section, the department shall submit  
24 7 quarterly reports to the fiscal committee of the legislative  
24 8 council which provide the expenditures of the funds  
24 9 appropriated in this section for each judicial district.

Requires the DHS to submit quarterly reports to the Legislative Fiscal Committee concerning the expenditures on juvenile justice by each judicial district.

24 10 Sec. 19. IOWA VETERANS HOME.  
24 11 There is appropriated from the general fund of the state to  
24 12 the department of human services for the fiscal year beginning  
24 13 July 1, 1990, and ending June 30, 1991, the following amount,  
24 14 or so much thereof as is necessary, to be used for the purpose  
24 15 designated:

General Fund appropriation to the Iowa Veterans Home at Marshalltown.

24 16 For operation of the Iowa veterans home, including  
24 17 salaries, support, maintenance, miscellaneous purposes, and  
24 18 for not more than the following full-time equivalent posi-  
24 19 tions:  
24 20 ..... \$ 28,680,000  
24 21 ..... FTEs 836.87

DETAIL: Reflects an increase of \$1.7 million as compared to FY 1990.

24 22 The department may use the gifts accepted by the director  
24 23 of human services pursuant to section 218.96 and other  
24 24 resources available to the department for use at the Iowa  
24 25 veterans home for purposes identified by the department.

Directs the DHS to use gifts accepted by the Director of the DHS pursuant to Section 218.96, Code of Iowa, and other resources at the Iowa Veterans Home for purposes identified by the DHS.

24 26 [ Sec. 20. IOWA VETERANS HOME -- AUTOMATED CLINICAL  
24 27 INFORMATION SYSTEM.  
24 28 There is appropriated from the general fund of the state to  
24 29 the department of human services for the fiscal year beginning  
24 30 July 1, 1990, and ending June 30, 1991, the following amount,  
24 31 or so much thereof as is necessary, to be used for the purpose  
24 32 designated:  
24 33 For costs related to the purchase and implementation of an  
24 34 automated clinical information system at the Iowa veterans  
24 35 home:  
25 1 ..... \$ 176,000 ]

VETOED

General Fund appropriation to the Iowa Veterans Home for the purchase of an automated clinical information system.

VETOED: The Governor vetoed this Section stating that the veto was due to the fiscal constraints of the State.

25 2 DIVISION IV

25 3 **Sec. 21. MENTAL HEALTH INSTITUTES.**  
 25 4 There is appropriated from the general fund of the state to  
 25 5 the department of human services for the fiscal year beginning  
 25 6 July 1, 1990, and ending June 30, 1991, the following amounts,  
 25 7 or so much thereof as is necessary, to be used for the  
 25 8 purposes designated:  
 25 9 For the state mental health institutes for salaries,  
 25 10 support, maintenance, miscellaneous purposes, and for not more  
 25 11 than the following full-time equivalent positions:

General Fund appropriation to the Mental Health Institutes.

25 12 1. State mental health institute at Cherokee:  
 25 13 ..... \$ 15,158,000  
 25 14 ..... FTEs 409.33

General Fund appropriation to the Mental Health Institute at Cherokee.

DETAIL: Reflects an increase of \$2 million as compared to FY 1990.

25 15 As a condition, qualification, and limitation of the funds  
 25 16 appropriated in this subsection, up to \$850,000 shall be used  
 25 17 to phase in new residential treatment programs for adolescents  
 25 18 who are substance abusers and to develop secure beds for  
 25 19 juveniles placed at the state mental health institute at  
 25 20 Cherokee.

Requires an allocation of up to \$850,000 of the Cherokee Mental Health Institute appropriation for the phase-in of new residential treatment programs for adolescent substance abusers and the development of secure beds for juveniles placed at Cherokee.

25 21 2. State mental health institute at Clarinda:  
 25 22 ..... \$ 7,442,000  
 25 23 ..... FTEs 192.06

General Fund appropriation to the Mental Health Institute at Clarinda.

DETAIL: Reflects an increase of \$389,000 as compared to FY 1990.

25 24 3. State mental health institute at Independence:  
 25 25 ..... \$ 15,033,000  
 25 26 ..... FTEs 424.77

General Fund appropriation to the Mental Health Institute at Independence.

DETAIL: Reflects an increase of \$1.1 million as compared to FY 1990.

25 27 4. State mental health institute at Mount Pleasant:  
 25 28 ..... \$ 8,490,000  
 25 29 ..... FTEs 207.5

General Fund appropriation to the Mental Health Institute at Mount Pleasant.

DETAIL: Reflects an increase of \$8491000as compared to FY 1990.

25 30 Sec. 22. HOSPITAL-SCHOOLS.

General Fund appropriation to the Hospital-Schools.

25 31 There is appropriated from the general fund of the state to  
25 32 the department of human services for the fiscal year beginning  
25 33 July 1, 1990, and ending June 30, 1991, the following amounts,  
25 34 or so much thereof as is necessary, to be used for the  
25 35 purposes designated:

26 1 For the state hospital-schools, for salaries, support,  
26 2 maintenance, miscellaneous purposes, and for not more than the  
26 3 following full-time equivalent positions:

26 4 1. State hospital-school at Glenwood:

General Fund appropriation to the State Hospital School for the Mentally Retarded at Glenwood.

26 5 ..... \$ 38,044,000  
26 6 ..... FTEs 1,178.00

DETAIL: Reflects an increase of \$1.9 million as compared to FY 1990.

26 7 2. State hospital-school at Woodward:

General Fund appropriation to the State Hospital School for the Mentally Retarded at Woodward.

26 8 ..... \$ 31,383,000  
26 9 ..... FTEs 957.3

DETAIL: Reflects an increase of \$2.6 million as compared to FY 1990.

26 10 Sec. 23. MENTAL HEALTH AND MENTAL RETARDATION SERVICES  
26 11 FUND.

General Fund appropriation to the Mental Health and Mental Retardation Services Fund.

26 12 There is appropriated from the general fund of the state to  
26 13 the state community mental health and mental retardation  
26 14 services fund established in section 225C.7 for the fiscal  
26 15 year beginning July 1, 1990, and ending June 30, 1991, the  
26 16 following amount, or so much thereof as is necessary:

DETAIL: Reflects an increase of \$50,000 as compared to FY 1990.

26 17 ..... \$ 3,255,000

26 18 1. Not more than \$30,000 of the funds appropriated in this  
26 19 section shall be used to support counseling services employing  
26 20 veterans to counsel veterans afflicted with delayed stress  
26 21 syndrome and their families.

Requires the DHS to spend a maximum of \$30,000 for support of counseling services in which veterans counsel veterans and their families.

26 22 2. Notwithstanding section 225C.7, subsection 2, \$130,000  
 26 23 of the funds appropriated in this section shall not be divided  
 26 24 into 2 parts, but shall be used only for grants under the  
 26 25 special allocation of the state community mental health and  
 26 26 mental retardation services fund.

CODE: Requires an allocation of \$130,000 to be used only for grants under the special allocation of the State Community Mental Health and Mental Retardation Services Fund.

26 27 Sec. 24. MENTAL HEALTH -- MENTAL RETARDATION -- DE-  
 26 28 VELOPMENTAL DISABILITIES SPECIAL SERVICES.

General Fund appropriation to Mental Health/Mental Retardation/Developmental Disabilities (MH/MR/DD) Special Services.

26 29 There is appropriated from the general fund of the state to  
 26 30 the department of human services for the fiscal year beginning  
 26 31 July 1, 1990, and ending June 30, 1991, the following amount,  
 26 32 or so much thereof as is necessary, to be used for the purpose  
 26 33 designated:

DETAIL: Establishes a new appropriation for MH/MR/DD Special Services.

26 34 For mental health, mental retardation, and developmental  
 26 35 disabilities special services:

27 1 ..... \$ 975,000

27 2 1. The department and the Iowa finance authority shall  
 27 3 develop methods to implement financing for community-based  
 27 4 intermediate care facilities for the mentally retarded and  
 27 5 residential care facilities for the mentally retarded. The  
 27 6 department shall develop criteria for these facilities which  
 27 7 will include provisions to restrict placements to current  
 27 8 state hospital-school clients and to avert the placement of  
 27 9 persons in a state hospital-school. The department of human  
 27 10 services shall assure that clients are referred to the  
 27 11 facility upon development.

Requires the DHS and Iowa Finance Authority to develop methods to finance community-based intermediate care facilities for the mentally retarded (ICF-MR) and residential care facilities for the mentally retarded (RCF-MR). Requires the DHS to develop criteria for these facilities.

27 12 2. Of the funds appropriated in this section, \$550,000 is  
 27 13 allocated to provide supplemental per diems to community-based  
 27 14 residential care facilities. The per diem is restricted to  
 27 15 clients placed from the state hospital-schools and persons  
 27 16 averted from placement in a state hospital-school who meet the  
 27 17 appropriate level of functioning for this type of care.

Requires the DHS to spend \$550,000 on supplemental per diems to community-based residential care facilities. Restricts the per diem to specified clients.

27 18 3. Of the funds appropriated in this section, \$200,000 is  
 27 19 allocated to provide funds for construction and start-up costs  
 27 20 to develop community living arrangements to provide for  
 27 21 persons who are mentally ill and homeless. These funds may be  
 27 22 used to match federal Stewart B. McKinney Homeless Assistance

Requires \$200,000 to be used for construction and start-up costs to develop community living arrangements for mentally ill and homeless persons.

27 23 Act grant funds.

27 24 ~~4~~ Of the funds appropriated in this section, \$150,000 is  
 27 25 allocated to provide supplemental per diems for community  
 27 26 living arrangements developed under subsection 3.]

VETOED

Requires \$150,000 to be used to provide supplemental per diems for community living arrangements developed under Subsection 3.

VETOED: The Governor vetoed this Subsection stating that the level of funding included in this Act is substantially more than recommended and the veto is due to the fiscal constraints of the State.

27 27 [5. As a condition, qualification, and limitation of the  
 27 28 funds appropriated in this section, \$75,000 shall be used by  
 27 29 the department to contract to provide technical assistance  
 27 30 services to counties and service providers in strategic  
 27 31 planning and implementation of community-based services for  
 27 32 persons with mental retardation, mental illness, or  
 27 33 developmental disabilities. A 13-member technical assistance  
 27 34 panel shall determine the types and methods of technical  
 27 35 assistance to be provided within available funding. The  
 28 1 options considered by the panel shall include but are not  
 28 2 limited to needs identified by individual counties, service  
 28 3 providers, and the department of human services. The panel  
 28 4 membership shall consist of the following persons:  
 28 5 a. 5 persons appointed by the Iowa state association of  
 28 6 counties.  
 28 7 b. 3 persons, including 1 person who is a county human  
 28 8 services director, appointed by the director of the department  
 28 9 of human services.  
 28 10 c. 1 person appointed by the community mental health  
 28 11 centers association of Iowa.  
 28 12 d. 1 person appointed by the governor's planning council  
 28 13 on developmental disabilities.  
 28 14 e. 1 person appointed by the mental health and mental  
 28 15 retardation commission.  
 28 16 f. 1 person appointed by the human needs advocates  
 28 17 organization.  
 28 18 g. 1 person appointed by the Iowa association of  
 28 19 rehabilitation and residential facilities.]

VETOED

Requires the DHS to use \$75,000 to provide technical assistance services to counties and service providers in the planning and implementation of community-based services for the mentally ill, mentally retarded, and developmentally disabled. Identifies a 13 member technical assistance panel that determines the types and methods of technical assistance provided.

VETOED: The Governor vetoed this Subsection stating that staff and resources are currently available within the DHS to assist counties and providers in the development and implementation of their plans.

28 20 6. As a condition, qualification, and limitation of the  
 28 21 funds appropriated in this section, the department shall adopt  
 28 22 rules pursuant to chapter 17A providing for reimbursement  
 28 23 under state supplementary assistance to pay for supervised  
 28 24 apartment living and cooperative housing arrangements for  
 28 25 persons with mental retardation, mental illness, or  
 28 26 developmental disabilities. The rules shall take effect July  
 28 27 1, 1991.

VETOED

Requires the DHS to adopt rules taking effect on July 1, 1991 that provide for reimbursement under State Supplementary Assistance (SSA) to pay for supervised apartment living and cooperative housing arrangements for persons with mental retardation, mental illness, or developmental disabilities.

VETOED: The Governor vetoed this Subsection stating that the fiscal constraints of the State prevented the approval of expenditures for such a potentially costly program.

28 28 Sec. 25. FAMILY SUPPORT SUBSIDY PROGRAM.

28 29 There is appropriated from the general fund of the state to  
 28 30 the department of human services for the fiscal year beginning  
 28 31 July 1, 1990, and ending June 30, 1991, the following amount,  
 28 32 or so much thereof as is necessary, to be used for the purpose  
 28 33 designated:

28 34 For the family support subsidy program:  
 28 35 ..... \$ 590,000

General Fund appropriation to the Family Support Subsidy Program.

DETAIL: Reflects an increase of \$190,000 as compared to FY 1990.

29 1 As a condition, qualification, and limitation of the funds  
 29 2 appropriated in this section, the department shall study the  
 29 3 effect of establishing an eligibility spend-down provision for  
 29 4 the family support subsidy program which is similar to  
 29 5 eligibility spend-down provisions used for other public  
 29 6 assistance programs. The study shall provide recommendations  
 29 7 to address the needs of families who meet the family support  
 29 8 subsidy program eligibility criteria except for income level  
 29 9 and have extraordinary medical or other expenses as a result  
 29 10 of caring for a child with a disability in their home.

Requires the DHS to study the effect of a possible eligibility spend-down provision and to recommend suggestions to address the problem encountered by families who meet all eligibility criteria except income level, resulting in extremely high medical or other expenses for the family due to caring for a disabled child at home.

29 11 Sec. 26. SPECIAL NEEDS GRANTS.

29 12 There is appropriated from the general fund of the state to  
 29 13 the department of human services for the fiscal year beginning  
 29 14 July 1, 1990, and ending June 30, 1991, the following amount,  
 29 15 or so much thereof as is necessary, to be used for the purpose  
 29 16 designated:

29 17 To provide special needs grants to families with a family  
 29 18 member at home who has a developmental disability or to a

General Fund appropriation to Special Needs Grants.

DETAIL: Establishes a new line-item, which was funded in the Family Support Subsidy in FY 1990.

29 19 person with a developmental disability:  
 29 20 ..... \$ 55,000

29 21 Grants must be used by a family to defray special costs of  
 29 22 caring for the family member to prevent out-of-home placement  
 29 23 of the family member or to provide for independent living  
 29 24 costs. A grant may provide up to \$5,000 per person for costs  
 29 25 associated with an assistive animal. The grants may be  
 29 26 administered by a private nonprofit agency which serves people  
 29 27 statewide provided that no administrative costs are received  
 29 28 by the agency. Regular reports regarding coordination of the  
 29 29 special needs grants with the family support subsidy program  
 29 30 shall be provided to the legislative fiscal bureau.

Requires grants to be used to pay costs of caring for a person with a developmental disability to prevent out-of-home placement or to assist with independent living. Permits a maximum of \$5,000 per person to be used for the cost of an assistive animal. Requires the DHS to provide the LFB with status reports.

29 31 Sec. 27. ENHANCED MENTAL HEALTH -- MENTAL RETARDATION --  
 29 32 DEVELOPMENTAL DISABILITIES SERVICES.

General Fund appropriation to the Enhanced MH/MR/DD Services Program.

29 33 There is appropriated from the general fund of the state to  
 29 34 the department of human services for the fiscal year beginning  
 29 35 July 1, 1990, and ending June 30, 1991, the following amount,  
 30 1 or so much thereof as is necessary, to be used for the purpose  
 30 2 designated:

DETAIL: This Program provides case management, day treatment, and partial hospitalization to persons who are mentally retarded, chronically mentally ill, and developmentally disabled. The services are billed through the Medical Assistance Program.

30 3 For the state candidate services fund:  
 30 4 ..... \$ 2,630,000

30 5 1. The enhanced mental health, mental retardation, and  
 30 6 developmental disabilities services plan oversight committee  
 30 7 is continued, as established under 1988 Iowa Acts, chapter  
 30 8 1276, section 14, subsection 1, for the fiscal year which  
 30 9 begins July 1, 1990, and ends June 30, 1991. The oversight  
 30 10 committee shall issue a final decision regarding any issue of  
 30 11 disagreement between a county and the department relating to  
 30 12 expenditures for candidate services or the county's  
 30 13 maintenance of effort.

Requires the continuation of the Enhanced MH/MR/DD Services Oversight Committee and specifies its duties.

30 14 2. For purposes of this section, candidate services  
 30 15 means [rehabilitation services, day treatment, partial  
 30 16 hospitalization, and case management. Behavior management  
 30 17 services shall be included in the state Title XIX plan as a  
 30 18 candidate service if recommended by the oversight committee.

VETOED

Defines candidate services, as related to the Enhanced MH/MR/DD Services Plan.

VETOED: The Governor vetoed a portion of this Subsection stating that federal approval to include rehabilitation services in Iowa's Medicaid Plan has not been received.



30 19 3. a. The county of legal settlement shall be billed for  
 30 20 50 percent of the nonfederal share of the cost of case  
 30 21 management provided to adults, ~~rehabilitation services,~~ day **VETOED**  
 30 22 treatment, and partial hospitalization provided under the  
 30 23 medical assistance program for persons with mental  
 30 24 retardation, a developmental disability, or chronic mental  
 30 25 illness.

Requires the maintenance of the current county/state split of the cost of the non-federal share of Enhanced Services and clarifies that the obligation does not include case management to children.

VETOED: The Governor vetoed a portion of this Subsection stating that federal approval to include rehabilitation services in Iowa's Medicaid Plan has not been received.

30 26 b. If the department has contracted with a county or a  
 30 27 consortium of counties to be the provider of case management  
 30 28 services, the department is responsible for any costs included  
 30 29 within the unit rate for case management services which are  
 30 30 disallowed for reimbursement pursuant to Title XIX of the  
 30 31 federal Social Security Act by the federal health care  
 30 32 financing administration. The department shall use funds  
 30 33 appropriated under this section to credit a county for the  
 30 34 county's share of any amounts overpaid due to the disallowed  
 30 35 costs. If certain costs are disallowed due to requirements or  
 31 1 preferences of a particular county in the provision of case  
 31 2 management services the county shall not receive credit for  
 31 3 the amount of the costs.

Requires the DHS to pay any costs which are not allowed by the federal Health Care Financing Administration.

DETAIL: This will hold the county share harmless, if the federal government does not pay its anticipated share.

31 4 4. A county is responsible to continue to expend at least  
 31 5 the agreed upon amount expended for candidate services in the  
 31 6 fiscal year which ended June 30, 1987, for the fiscal year  
 31 7 beginning July 1, 1990, for services to persons with mental  
 31 8 retardation, a developmental disability, or chronic mental  
 31 9 illness. If a county does not expend the agreed upon amount  
 31 10 in the fiscal year, the balance not expended shall not revert  
 31 11 to the general fund of the county, but shall be carried over  
 31 12 to the next fiscal year to be expended for the provision of  
 31 13 services to persons with mental retardation, a developmental  
 31 14 disability, or mental illness including, but not limited to,  
 31 15 the chronically mentally ill, and shall be used as additional  
 31 16 funds. The additional funds shall be used, to the greatest  
 31 17 extent possible, to meet unmet needs of persons with mental

Requires counties to spend at least as much in FY 1991 as in FY 1987 for the eligible populations.

31 18 retardation, a developmental disability, or mental illness.  
 31 19 This subsection does not relieve the county from any other  
 31 20 funding obligations required by law, including but not limited  
 31 21 to the obligations in section 222.60.

31 22 [5. a. Notwithstanding section 8.33, funds appropriated in  
 31 23 this section which are unobligated or unencumbered on June 30,  
 31 24 1991, shall not revert to the general fund but shall be  
 31 25 deposited in the state community mental health and mental  
 31 26 retardation services fund for use in the fiscal year beginning  
 31 27 July 1, 1991. It is the intent of the general assembly that  
 31 28 the funds deposited in the state community mental health and  
 31 29 mental retardation services fund for this purpose shall be  
 31 30 used in addition to moneys appropriated in the fiscal year  
 31 31 beginning July 1, 1990, for this purpose.]

VETOED

CODE: Requires unencumbered Enhanced Services funds to not revert, but be deposited in the Mental Health/Mental Retardation Services Fund.

VETOED: The Governor vetoed this paragraph stating that provisions prohibiting the reversion of unused funds to the General fund cannot be approved.

31 32 [b. Notwithstanding section 8.39, funds appropriated in  
 31 33 this Act for the state mental health institutes and for the  
 31 34 state hospital-schools shall not be subject to transfer,  
 31 35 except to the state candidate services fund after January 1,  
 32 1 1991, subsequent to a reevaluation of the institutional  
 32 2 budgets for the remainder of the fiscal year.]

VETOED

CODE: Requires that unencumbered funds appropriated for the Mental Health Institutes and State Hospital Schools may only be transferred to the State Candidate Services Fund, after January 1, 1991.

VETOED: The Governor vetoed this paragraph stating that provisions prohibiting the reversion of unused funds to the General Fund cannot be approved.

32 3 6. The department, in conjunction with the oversight  
 32 4 committee, and with the agreement of each county, shall  
 32 5 establish the actual amount expended for each candidate  
 32 6 service for persons with mental retardation, a developmental  
 32 7 disability, or chronic mental illness in the fiscal year which  
 32 8 ended June 30, 1987, and this amount shall be deemed each  
 32 9 county's base year expenditure for the candidate service. A  
 32 10 disagreement between the department and a county as to the  
 32 11 actual amount expended shall be decided by the oversight  
 32 12 committee.  
 32 13 The department, in conjunction with the oversight  
 32 14 committee, and with the agreement of each county, shall  
 32 15 determine the expenditures in the fiscal year beginning July  
 32 16 1, 1990, by each county for the candidate services, including  
 32 17 the amount the county contributes under subsection 3. If the

Requires the DHS to determine the expenditures by county for candidate services and to maintain the current hold harmless provision for county expenditures.

32 18 expenditures in the fiscal year beginning July 1, 1990, exceed  
 32 19 the base year expenditures for candidate services, then the  
 32 20 county shall receive from the funds appropriated under this  
 32 21 section the least amount of the following:

32 22 a. The difference between the total expenditures for the  
 32 23 candidate services in the fiscal year beginning July 1, 1990,  
 32 24 and the base year expenditures.

32 25 b. The amount expended by the county under subsection 3.

32 26 c. The amount by which total expenditures for persons with  
 32 27 mental retardation, a developmental disability, or chronic  
 32 28 mental illness for the fiscal year beginning July 1, 1990,  
 32 29 less any carryover amount from the fiscal year which began  
 32 30 July 1, 1989, exceed the maintenance of effort expenditures  
 32 31 under subsection 4.

32 32 7. Notwithstanding section 225C.20, case management  
 32 33 services shall be provided by the department except when a  
 32 34 county or a consortium of counties contracts with the  
 32 35 department to provide the services. A county or consortium of  
 33 1 counties may contract to be the provider at any time and the  
 33 2 department shall agree to the contract so long as the contract  
 33 3 meets the standards for case management adopted by the  
 33 4 department. The county or consortium of counties may  
 33 5 subcontract for the provision of case management services if  
 33 6 the subcontract meets the same standards. A mental health,  
 33 7 mental retardation, and developmental disabilities  
 33 8 coordinating board may change the provider of individual case  
 33 9 management services at any time. If the current or proposed  
 33 10 contract is with the department, the coordinating board shall  
 33 11 provide written notification of a proposed change to the  
 33 12 department on or before August 15 and written notification of  
 33 13 an approved change on or before October 15 in the fiscal year  
 . 33 14 which precedes the fiscal year in which the change will take  
 33 15 effect.

CODE: Requires the DHS to provide case management unless a county contracts to be the provider.

33 16 8. This section does not relieve the county from any other  
 33 17 funding obligations required by law, including but not limited  
 33 18 to the obligations in section 222.60.

Provides that this Section does not relieve the counties from any current funding obligations.

33 19 9. Nothing in this Act is intended by the general assembly  
 33 20 to be the provision of a fair and equitable funding formula

Provides that this Section is not a fair and equitable funding formula as defined in Chapter 249,



34 17 operations. As a condition, qualification, and limitation of  
 34 18 the funds appropriated in this section, the department shall  
 34 19 report quarterly to the chairpersons and ranking members of  
 34 20 the legislative fiscal committee of the legislative council,  
 34 21 the members of the joint appropriations subcommittee on human  
 34 22 services, and the legislative fiscal bureau regarding the  
 34 23 total number of Title XIX case management staff positions  
 34 24 filled, including the number of positions which were filled by  
 34 25 persons who were already employed by the department in another  
 34 26 capacity.

the General Assembly concerning the total number of case management staff positions filled, including the number of positions which were filled by persons who were already employed by the DHS in another capacity.

34 27 2. As a condition, qualification, and limitation of the  
 34 28 funds appropriated in this section, upon the request of a  
 34 29 county, the department shall work with the county to develop a  
 34 30 funding plan for persons with mental retardation, a  
 34 31 developmental disability, or chronic mental illness who are  
 34 32 not eligible to receive case management provided under the  
 34 33 medical assistance program and are receiving service  
 34 34 management. With an agreed upon funding plan, the department  
 34 35 is authorized to combine state funds that would otherwise be  
 35 1 expended on service management with county funds to upgrade  
 35 2 services provided to the persons from service management to  
 35 3 case management. Staff required to implement this subsection  
 35 4 are not subject to the limitations on full-time equivalent  
 35 5 positions and funds appropriated for field operations.

Requires the DHS to work with any county to develop a funding plan for persons who are not eligible for the Enhanced Services Program.

35 6 **3.** a. As a condition, qualification, and limitation of  
 35 7 the funds appropriated in this section, the director of human  
 35 8 services shall, no later than August 10, 1990, and by the 10th  
 35 9 of each subsequent month, project the number of staff  
 35 10 terminations in the field operations unit which are expected  
 35 11 to occur during the succeeding 90 days. This projection shall  
 35 12 be based upon the number of terminations which have occurred  
 35 13 in the unit during the preceding 90 days, and other relevant  
 35 14 factors. The director shall review the projection and the  
 35 15 current number of vacant positions and shall initiate hiring  
 35 16 as many field operations staff as are required to maintain the  
 35 17 vacancy factor at a level which is no higher than 5 percent  
 35 18 during the following 90-day period, based upon the budgeted  
 35 19 full-time equivalent position level. The director shall  
 35 20 report monthly to the chairpersons and ranking members of the

**VETOED**

Re uires th Director of the DHS to project monthly the number of staff terminations in the field operations unit which are expected to occur during the succeeding 90 days, based upon historical statistics. Requires the Director to initiate hiring as is required to maintain the vacancy factor at a level which is no higher than 5% during the following 90 day period. Requires the Directors of the Departments of Human Services, Personnel, and Management to meet by August 1, 1990 to develop improvements to the hiring process. Requires the improvements to be implemented as soon as practicable.

VETOED: The Governor vetoed this Subsection stating

35 21 joint human services appropriations subcommittee and to the  
 35 22 legislative fiscal bureau concerning the projected number of  
 35 23 terminations, the number of vacant full-time equivalent  
 35 24 positions, the number of full-time equivalent positions in the  
 35 25 process of being hired, and other information needed by the  
 35 26 legislative fiscal bureau to determine compliance with the  
 35 27 provisions of this section2  
 35 28 (b. The director of human services, the director of the  
 35 29 department of personnel, and the director of the department of  
 35 30 management shall by August 1, 1990, meet to develop changes in  
 35 31 policies and procedures which can be implemented  
 35 32 administratively to improve the hiring process for the field  
 35 33 operations unit of the department of human services, in order  
 35 34 that all budgeted full-time equivalent positions are filled  
 35 35 and that the budgeted caseweight levels for employees are  
 36 1 maintained. These changes shall be implemented as soon as is  
 36 2 practicable and shall be reported to the chairpersons and  
 36 3 ranking members of the joint human services appropriation  
 36 4 subcommittee and the legislative fiscal bureau prior to  
 36 5 implementation.]

VETOED

36 6 4. As a condition, qualification, and limitation of the  
 36 7 funds appropriated in this section, if the field operations  
 36 8 staffing level meets the funded full-time equivalent position  
 36 9 limit authorized in this section and a district identifies a  
 36 10 critical position vacancy or a position with a caseweight  
 36 11 factor greater than 120 percent of the budgeted caseweight  
 36 12 factor for the position, the director of human services may  
 36 13 exceed the full-time equivalent position limit authorized  
 36 14 under this section in the amount necessary to fill the  
 36 15 critical position vacancy or to reduce the caseweight factor  
 36 16 to the budgeted level. For purposes of this subsection,  
 36 17 critical position vacancy includes a clerical position in an  
 36 18 office limited to a single clerical staff position. The  
 36 19 budgeted caseweight factor for the fiscal year beginning July  
 36 20 1, 1990, and ending June 30, 1991, is 163 for inco e  
 36 21 maintenance workers and 170 for social workers.& addition,  
 36 22 if the field operations staffing level meets the funded full-  
 36 23 time equivalent position limit authorized in this section and  
 36 24 there is a critical position vacancy in the state or the  
 36 25 statewide average caseweight factor for a particular type of

VETOED

that vacancies should be filled as the need arises  
 and in accordance with the process that applies to  
 all State government agencies.

Permits the DHS to exceed the limit on the number of  
 FTE positions in the Community Services Division in a  
 district in which the caseweight exceeds 120% of the  
 budgeted caseweight, or in which a critical position  
 vacancy exists. Requires the DHS to report to  
 chairpersons and ranking members of the Human  
 Services Appropriations Subcommittee, and to the LFB  
 every month regarding caseweight and critical  
 vacancies, and any action taken to address these  
 issues.

VETOED: The Governor vetoed a portion of this  
 Subsection stating that provisions which direct a  
 department to exceed its authorized spending level  
 cannot be approved.

36 26 position exceeds 105 percent of the budgeted caseweight factor  
 36 27 for that type of position, the director of human services may  
 36 28 exceed the full-time equivalent position limit authorized in  
 36 29 this section in an amount necessary to fill the critical  
 36 30 position vacancy or to reduce the caseweight factor to the  
 36 31 budgeted level. The department shall report monthly to the  
 36 32 chairpersons and ranking members of the joint human services  
 36 33 appropriations subcommittee and to the legislative fiscal  
 36 34 bureau regarding caseweight factor computations in each  
 36 35 district, the statewide average caseweight factor, the  
 37 1 existence of a critical vacancy in any district, and action  
 37 2 taken by the department to address any critical position  
 37 3 vacancy problem or excess caseweight factor.

37 4 5. Notwithstanding the full-time equivalent position limit  
 37 5 authorized in this section, a county implementing a  
 37 6 decategorization project, consistent with the county's  
 37 7 decategorization plan, may modify the staffing level in the  
 37 8 county's human services office and the modification shall not  
 37 9 affect other county or district human services staffing levels  
 37 10 and shall not be considered to be subject to the full-time  
 37 11 equivalent position limit in this section.

37 12 6. As a condition, qualification, and limitation of the  
 37 13 funds appropriated in this section, at least 2 FTEs provided  
 37 14 in this section shall be used to expand early preventive  
 37 15 screening, diagnosis, and treatment outreach service efforts  
 37 16 and to provide additional educational efforts for major  
 37 17 providers of services to pregnant women and children.

37 18 7. It is the intent of the general assembly that  
 37 19 eligibility workers shall be present in at least 3 additional  
 37 20 high volume health care sites to process applications for  
 37 21 medical assistance eligibility at those sites.

37 22 [8. As a condition, qualification, and limitation of the

Permits a county implementing a decategorization project to modify the staffing level in the county's human services office, without affecting other county or district human services staffing. Requires the modification to be exempt from the FTE position limit.

Requires the DHS to use at least 2.0 FTE positions to expand Early Preventive Screening, Diagnosis, and Treatment (EPSDT) outreach, and to provide additional education efforts for major providers of services to pregnant women and children.

DETAIL: The implied intent in this Subsection is for DHS to contract with the Department of Public Health (DPH) to maintain and expand case management services of EPSDT.

Directs the DHS to have eligibility workers present in at least three additional health care sites for on-site eligibility determination.

Requires the DHS to spend a maximum of \$100,000 on a

**VETOED**

37 23 funds appropriated in this section, up to \$100,000 shall be  
 37 24 used for a study of caseweight factors, including staffing  
 37 25 needs. The department shall work with the department of  
 37 26 personnel in conducting the study, including any study  
 37 27 component involving a request for proposals to retain a  
 37 28 consultant.]

study of caseweight factors, including staffing needs.

VETOED: The Governor vetoed this Subsection stating that the resources and staff are available within State government to undertake this project and requests the DHS to work with the Departments of Management and Personnel to review these issues.

37 29 Sec. 29. GENERAL ADMINISTRATION.

37 30 There is appropriated from the general fund of the state to  
 37 31 the department of human services for the fiscal year beginning  
 37 32 July 1, 1990, and ending June 30, 1991, the following amount,  
 37 33 or so much thereof as is necessary, to be used for the purpose  
 37 34 designated:

General Fund appropriation to General Administration, which provides the administrative staff for many of the programs within the DHS.

37 35 For general administration, including salaries, support,  
 38 1 maintenance, miscellaneous purposes, and for not more than the  
 38 2 following full-time equivalent positions:  
 38 3 ..... \$ 9,000,000  
 38 4 ..... FTEs 350.95

DETAIL: Reflects funding for 26.5 new FTE positions as compared to the FY 1990 level of services. A partial list of these FTE positions includes:

1. 2.0 FTE positions for the Home and Community Based Waiver.
2. 4.0 FTE positions for computerization of employee manuals.
3. 2.5 FTE positions for planning for new enhanced residential facility beds.
4. 3.0 FTE positions for child support enforcement and compliance with federal audit findings.

38 5 1. Full-time equivalent positions which are funded  
 38 6 entirely with federal, public, or private grants, or the  
 38 7 gamblers assistance fund established in section 99E.10 are  
 38 8 exempt from the limits on the number of full-time equivalent  
 38 9 positions provided in this section, but are approved only for  
 38 10 the period of time for which the federal funds or grants are  
 38 11 available for the position.

Specifies that the FTE position limit in General Administration not include positions which are funded entirely through federal, public, or private grants, or the Gamblers Assistance Fund.

38 12 2. As a condition, qualification, and limitation of the  
 38 13 funds appropriated in this section, 1 FTE shall be filled by a  
 38 14 homeless programs coordinator.

Requires the DHS to fill 1.0 FTE position with a Homeless Programs Coordinator.

38 15 3. As a condition, qualification, and limitation of the

Requires the DHS to work with the DED to establish



38 16 funds appropriated in this section, if a state institution  
 38 17 administered by the department is to be closed or reduced in  
 38 18 size, prior to the closing or reduction the department shall  
 38 19 initiate and coordinate efforts in cooperation with the  
 38 20 department of economic development to develop new jobs in the  
 38 21 area in which the state institution is located.

new jobs in a community which has experienced a reduction in a State institution.

38 22 4. As a condition, qualification, and limitation of the  
 38 23 funds appropriated in this section, not more than \$38,000  
 38 24 shall be used for staff assigned to develop home and  
 38 25 community-based waivers under the federal-state medicaid  
 38 26 program. The department shall identify experienced staff to  
 38 27 develop the waivers, and shall consult with service providers,  
 38 28 advocates, and other interested parties in developing the  
 38 29 waivers.

Permits a maximum of \$38,000 to be used by DHS for staff to develop home and community-based waivers to improve Medicaid cost containment.

38 30 5. As a condition, qualification, and limitation of the  
 38 31 funds appropriated in this section, the department shall seek  
 38 32 federal approval of home and community-based waivers for  
 38 33 services provided under medical assistance to persons with  
 38 34 mental retardation, mental illness, or developmental  
 38 35 disabilities.

Requires the DHS to seek federal approval of home and community-based waivers for services provided under Medical Assistance to the mentally retarded, mentally ill, or developmentally disabled.

39 1 6. As a condition, qualification, and limitation of the  
 39 2 funds appropriated in this section, the department of human  
 39 3 services, in consultation with the general assembly health  
 39 4 care expansion task force, the governor's task force on the  
 39 5 uninsured, and the Iowa department of public health, shall  
 39 6 explore opportunities for state participation in authorized  
 39 7 federal demonstration programs directed toward low-income  
 39 8 children. The department shall submit a report of its  
 39 9 findings to the governor and the general assembly on or before  
 39 10 January 2, 1991.

Requires the DHS to coordinate efforts with various organizations to explore the possibility of State participation in federal programs to assist low-income children.

39 11 7. As a condition, qualification, and limitation of the  
 39 12 funds appropriated in this section, in cooperation with the  
 39 13 department of human rights, division of community action  
 39 14 agencies, and the Iowa department of public health, community  
 39 15 health division, the department of human services shall  
 39 16 develop a proposal outlining necessary actions to simplify and  
 39 17 integrate the exchange of information across major programs

Requires the DHS, in cooperation with a number of agencies, to develop a proposal outlining necessary action to simplify and integrate information and communication among major programs serving the health and nutrition needs of low-income women and children.

39 18 serving the health and nutrition needs of low-income women and  
 39 19 children, including the aid to dependent children program, the  
 39 20 federal food stamp program, the medical assistance program,  
 39 21 and the women, infants, and children nutrition program.

39 22 **8.** As a condition, qualification, and limitation of the  
 39 23 funds appropriated in this section, the department shall  
 39 24 establish an advisory committee to study the department's  
 39 25 proposed community residential-services development plan to  
 39 26 implement more appropriate care and services to persons with  
 39 27 mental retardation, mental illness, and developmental  
 39 28 disabilities and related issues. The advisory committee shall  
 39 29 include representatives from the department and other state  
 39 30 agencies and representatives of the following groups: the  
 39 31 alliance for the mentally ill, the association for retarded  
 39 32 citizens of Iowa, the community mental health centers  
 39 33 association of Iowa, protection and advocacy of Iowa, the Iowa  
 39 34 association of rehabilitation and residential facilities, the  
 39 35 Iowa state association of counties, the Iowa coalition for  
 40 1 persons with disabilities, the American federation of state,  
 40 2 county, and municipal employees council **61**, and the governor's  
 40 3 planning council for persons with developmental disabilities.  
 40 4 The advisory committee's study shall include but is not  
 40 5 limited to the following issues and areas: developing  
 40 6 alternative living arrangements, services, and support for  
 40 7 persons who are in institutions or community services and for  
 40 8 the persons' families; assessing the flexibility and adequacy  
 40 9 of funding sources for services, including federal block  
 40 10 grants, state supplementary assistance, the family support  
 40 11 subsidy program, vocational rehabilitation, the state  
 40 12 candidate services fund, the state community mental health and  
 40 13 mental retardation services fund, and medical assistance;  
 40 14 providing recommendations for alternatives consistent with the  
 40 15 bill of rights for persons with mental retardation, chronic  
 40 16 mental illness, and developmental disabilities; and providing  
 40 17 a 5-year plan to implement and finance the alternatives  
 40 18 recommended by the advisory committee. The advisory committee  
 40 19 shall submit a report containing its findings and  
 40 20 recommendations to the director of the department of human  
 40 21 services, the mental health and mental retardation commission,  
 40 22 the human services council, and the general assembly on or

Requires the DHS to establish an advisory committee to study the Department's proposed community residential-services plan to provide more appropriate care and services to persons with mental retardation, mental illness, or developmental disabilities. Requires the committee to be comprised of representatives from various groups and to submit a report by November 1, 1990.

40 23 before November 1, 1990.

40 24 [9. As a condition, qualification, and limitation of the  
40 25 funds appropriated in this section, \$30,000 shall be  
40 26 transferred to the governor's planning council for  
40 27 developmental disabilities for use in contracting to continue  
40 28 operating a computerized information and referral project for  
40 29 lowans with developmental disabilities and their families.]

VETOED

Requires a transfer of \$30,000 to the Governor's Planning Council for Developmental Disabilities to continue the operation of a computerized information and referral project for the developmentally disabled and their families.

VETOED: The Governor vetoed this Subsection stating that federal dollars are available for this project.

40 30 10. As a condition, qualification, and limitation of the  
40 31 funds appropriated in this section, the director of human  
40 32 services or the director's designee shall participate in an  
40 33 interagency work group convened by the governor's planning  
40 34 council for developmental disabilities to examine the  
40 35 feasibility of establishing an office of disability prevention  
41 1 within state government.

Directs the DHS Director or designee to participate in an interagency work group to study the feasibility of establishing an Office of Disability Prevention within state government.

41 2 [11. As a condition, qualification, and limitation of the  
41 3 funds appropriated in this section, \$75,000 shall be used and  
41 4 4 FTEs shall be assigned to computerization of manuals in an  
41 5 effort to assist income maintenance workers and other  
41 6 employees and improve services to clients.]

VETOED

Requires that \$75,000 and 4.0 FTE positions be used for computerization of manuals to assist income maintenance workers in their services to clients.

VETOED: The Governor vetoed this Subsection stating that the veto was due to the fiscal constraints of the State.

41 7 12. The director of human services may contract for  
41 8 services to secure medical support payments from third parties  
41 9 and to develop a tracking system for claims paid under medical  
41 10 assistance for children who have an order for medical support.

Permits the DHS Director to contract with third parties for medical support enforcement in child support cases.

41 11 13. The department may transfer up to \$20,013 of the funds  
41 12 appropriated and 1 FTE authorized for field operations in this  
41 13 Act to be used, in addition to the funds appropriated and  
41 14 full-time equivalent positions authorized in the appropriation  
41 15 made in this section, for the purpose of managing and  
41 16 monitoring early preventive screening, diagnosis, and  
41 17 treatment outreach service efforts.

Permits the DHS to transfer up to \$20,013 and 1.0 FTE position to General Administration from Field Operations to monitor and manage EPSDT.

<p>41 18 [14. Of the funds appropriated in this section, up to  41 19 \$50,000 shall be used for staff and support costs required to  41 20 implement section 36 of this Act, relating to development of  41 21 children's programs in community settings. The number of  41 22 staff persons shall be limited to not more than 2 FTEs and the  41 23 full-time equivalent positions are considered to be in  41 24 addition to the full-time equivalent position limit authorized  41 25 in this section.]</p>	<p>VETOED</p>	<p>Permits the DHS to use a maximum of \$50,000 and 2.0 FTE positions for costs required to develop children's programs in community settings.</p> <p>VETOED: The Governor vetoed this Subsection stating that adequate resources and staff are currently available in the DHS to assist in this effort.</p>
<p>41 26 [15. As a condition, qualification, and limitation of the  41 27 funds appropriated in this section, the department shall seek  41 28 additional funds through supplemental appropriation if in  41 29 relation to the appropriations for field operations in this  41 30 Act, the expected federal cost allocation share is less than  41 31 expected, the average base salary and support cost is more  41 32 than expected, or the vacancy factor is lower than expected.  41 33 The department shall report monthly to the fiscal committee of  41 34 the legislative council, the chairpersons and ranking members  41 35 of the joint human services appropriations subcommittee, and  42 1 the legislative fiscal bureau regarding the projections of  42 2 expenditures relating to the appropriations in this Act, and  42 3 regarding any changes that occur relating to the federal cost  42 4 allocation share, the average base salary and support cost,  42 5 and the vacancy factor which affect the appropriation for  42 6 field operations.]</p>	<p>VETOED</p>	<p>Requires the DHS to seek a supplemental appropriation if actual federal receipts for federal cost allocation is less than expected, if the base salary and support cost is more than expected, or if the vacancy factor is lower than expected. Requires periodic reporting to the Legislature.</p> <p>VETOED: The Governor vetoed this Subsection stating that the DHS should make every effort to operate within the funds appropriated.</p>
<p>42 7 [16. As a condition, qualification, and limitation of the  42 8 funds appropriated in this section, the director of human  42 9 services, in consultation with the chairpersons and ranking  42 10 members of the joint human services appropriations  42 11 subcommittee and other members of the general assembly  42 12 designated by the fiscal committee of the legislative council,  42 13 shall develop a proposal which is capable of implementation on  42 14 or before July 1, 1991, to reduce the number of district  42 15 offices in the department to not more than five offices. The  42 16 proposal shall contain provisions to restructure county  42 17 offices as appropriate to reduce the number of administrative  42 18 staff positions in the department. The proposal shall be  42 19 submitted to the governor and the general assembly on or  42 20 before January 2, 1991.]</p>	<p>VETOED</p>	<p>Requires the Director of the DHS, in consultation with various persons, to develop a proposal which can be implemented by July 1, 1991 to reduce the number of district offices of the DHS to a maximum of five offices. Requires the proposal be submitted by January 2, 1991.</p> <p>VETOED: The Governor vetoed this Subsection stating that the DHS should be allowed to decide whether and when it would be appropriate to reorganize the district offices.</p>

42 21 **Sec. 30. VOLUNTEERS.**  
 42 22 There is appropriated from the general fund of the state to  
 42 23 the department of human services for the fiscal year beginning  
 42 24 July 1, 1990, and ending June 30, 1991, the following amount,  
 42 25 or so much thereof as is necessary, to be used for the purpose  
 42 26 designated:  
 42 27 For development and coordination of volunteer services:  
 42 28 ..... \$ 95,000

General Fund appropriation for the development and coordination of volunteer services.  
  
 DETAIL: Reflects an increase of \$13,000 as compared to FY 1990.

42 29 **Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY**  
 42 30 **ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE**  
 42 31 **DEPARTMENT OF HUMAN SERVICES.**  
 42 32 1. For the fiscal year beginning July 1, 1990, the  
 42 33 following providers shall have their medical assistance  
 42 34 reimbursement rates increased by 4 percent over the rates in  
 42 35 effect on June 30, 1990: psychiatric medical institutions for  
 43 1 children, providers of ~~waivered~~ services under the home and  
 43 2 community-based programs, optometrists for service fees only,  
 43 3 opticians for service fees only, podiatrists, dentists,  
 43 4 chiropractors, physical therapists, birthing centers,  
 43 5 ambulance services, independent laboratories, area education  
 43 6 agencies, clinics, audiologists, rehabilitation agencies,  
 43 7 community mental health centers, family planning clinics,  
 43 8 psychologists, hearing aid dealers, orthopedic shoe dealers,  
 43 9 ambulatory surgery centers, and genetic counseling clinics.  
 43 10 Reimbursement for optometric products, and durable medical  
 43 11 products and supplies, shall be increased by 6.4 percent. The  
 43 12 department of human services may utilize flexibility in  
 43 13 allocating the increase for medical equipment and supplies so  
 43 14 that equipment and supplies which have greater wholesale cost  
 43 15 increases may be reimbursed at a higher rate and those which  
 43 16 have a lower or no wholesale cost increase may be reimbursed  
 43 17 at a lower rate or have no increase. Reimbursement rates for  
 43 18 physicians and certified registered nurse anesthetists shall  
 43 19 be increased by 3.2 percent. Reimbursement rates for  
 43 20 screening centers, maternal health centers, obstetric services  
 43 21 when provided by physicians or certified nurse midwives, and  
 43 22 pediatric services shall be increased by 7.44 percent.

Establishes the reimbursement rates for some medical providers.  
  
 Requires a 4.0% increase in reimbursement rates to providers. Increases Optometric products and durable medical goods reimbursements by 6.4% with the DHS having flexibility in allocating this increase according to wholesale price increases. Increases physicians and certified registered nurse anesthetists by 3.2%. Increases screening centers, maternal health centers, obstetric services when provided by physicians or certified nurse midwives, and pediatric services by 7.44%.

43 23 [The department shall provide a differential per diem

**VETOED**

Permits the DHS to pay psychiatric medical

43 24 reimbursement rate to a psychiatric medical institution for  
 43 25 children for short-term treatment or diagnosis services  
 43 26 provided within a segregated unit of the institution. The  
 43 27 differential per diem reimbursement rate shall not exceed 120  
 43 28 percent of the per diem rate authorized in this section for  
 43 29 psychiatric medical institutions for children.]

institutions for children (PMICs) a higher reimbursement for short-term treatment or diagnosis services provided within a segregated unit. Limits the differential per diem reimbursement to 120% of the per diem reimbursement rate paid to these institutions.

VETOED: The Governor vetoed this paragraph stating that the estimated cost of providing this higher level of payment for PMICs is approximately \$110,000 for which no appropriation is provided.

43 30 The dispensing fee for pharmacists shall be increased by 4  
 43 31 percent. The department shall adjust the average wholesale  
 43 32 price of drug product costs in accordance with federal  
 43 33 regulations. Dispensing fees for pharmacists shall be further  
 43 34 adjusted to reflect the adjustment to the average wholesale  
 43 35 price of drug product costs. Total adjustments to  
 44 1 reimbursements for prescription drugs shall remain within  
 44 2 funds appropriated.

Requires a 4% increase in pharmacist dispensing fees as compared to FY 1990. Requires the DHS to adjust dispensing fees to reflect adjustments in average wholesale prices with total adjustments to remain within the funds appropriated.

44 3 a. Reimbursement rates to hospitals shall be increased by  
 44 4 5.7 percent over the rates in effect on June 30, 1990.

Requires a 5.7% increase for hospitals as compared to FY 1990.

44 5 b. Reimbursement rates for rural health clinics shall be  
 44 6 increased in accordance with increases under the federal  
 44 7 medicare program.

Requires rural health clinics to be reimbursed at the rate established under the federal Medicare Program.

44 8 c. Home health agencies certified for the medical  
 44 9 assistance program, hospice services, and acute care mental  
 44 10 hospitals shall be reimbursed for their current federal  
 44 11 medicare audited costs.

Requires home health agencies for the Medical Assistance Program to be reimbursed for their current audited costs.

44 12 d. Effective July 1, 1990, skilled nursing facility  
 44 13 reimbursement rates shall be increased by 5 percent over the  
 44 14 rates in effect on June 30, 1990.

Requires a 5% increase in reimbursement rates for skilled nursing facilities as compared to FY 1990.

44 15 e. Effective July 1, 1990, the basis for establishing the  
 44 16 maximum medical assistance reimbursement rate for intermediate

Requires intermediate care facilities to be reimbursed at the 74th percentile, as calculated from

<p>44 17 care facilities shall be the 74th percentile of facility costs  44 18 as calculated from the June 30, 1990, unaudited compilation of  44 19 cost and statistical data.</p>	<p>the June 30, 1990 unaudited compilation. Requires a  \$2.50 per day special care or services allowance.</p>
<p>44 20 (1) Effective July 1, 1990, intermediate care facilities  44 21 shall receive in addition to their approved per diem rate, an  44 22 amount equal to \$2.50 per day for each medical assistance  44 23 eligible resident identified by the Iowa foundation for  44 24 medical care as meeting criteria to receive special care or  44 25 services.</p>	
<p>44 26 (2) Effective October 1, 1990, the term intermediate care  44 27 facility shall be replaced by the term nursing facility.  44 28 Effective October 1, 1990, nursing facilities shall be allowed  44 29 an increase in their per diem reimbursement rates based on  44 30 budgeted costs related to meeting nursing home reform  44 31 requirements pursuant to the federal Omnibus Budget  44 32 Reconciliation Act of 1987, Pub. L. No. 100-203. To be  44 33 considered for per diem reimbursement rate adjustment, a  44 34 nursing facility's budget for costs related to meeting the  44 35 nursing home reform requirements must be received by the  45 1 department on or before August 31, 1990. Reports of actual  45 2 costs related to meeting the nursing home reform requirements  45 3 shall subsequently be submitted to the department.</p>	<p>Requires that the term intermediate care facility be  replaced by the term nursing facility effective  October 1, 1990. Requires a nursing facility to  submit a budget for costs related to Nursing Home  Reform requirements by August 31, 1990 to be  considered for a per diem rate adjustment. Requires  the per diem rate to be adjusted to reflect the costs  of Nursing Home Reform requirements, effective  October 1, 1990.</p>
<p>45 4 Subject to the maximum per diem reimbursement rate for  45 5 nursing facilities in effect on October 1, 1990, the  45 6 department shall reconcile the nursing facility's actual costs  45 7 relative to its budgeted costs and adjust the facility's per  45 8 diem reimbursement rate accordingly.</p>	
<p>45 9 (3) Effective October 1, 1990, the maximum reimbursement  45 10 rate for nursing facilities shall be the 74th percentile of  45 11 facility costs as calculated from the June 30, 1990, unaudited  45 12 compilation of cost and statistical data, with the addition of  45 13 budgeted facility costs related to meeting federal nursing  45 14 home reform requirements pursuant to the federal Omnibus  45 15 Budget Reconciliation Act of 1987, Pub. L. No. 100-203.</p>	
<p>45 16 (4) Intermediate care facilities for the mentally retarded  45 17 with 15 or fewer beds shall be reimbursed at 95 percent of the  45 18 authorized per diem reimbursement rate for allowed leave days.</p>	<p>Outlines the per diem reimbursement rate for  intermediate care facilities for the mentally  retarded with 15 or fewer beds and the rate for  certain residential programs.</p>

45 19 (5) If a resident of a residential program is admitted to  
 45 20 a state mental health institute for short-term  
 45 21 hospitalization, the residential program shall be reimbursed  
 45 22 at the authorized per diem reimbursement rate for the days the  
 45 23 resident is in the state mental health institute.

Requires that a residential program be reimbursed at the authorized per diem reimbursement rate for the days a resident of a residential program is in a mental health institute.

45 24 2. a. For the fiscal year beginning July 1, 1990, the  
 45 25 cost reimbursement rate for residential care facilities  
 45 26 reimbursed by the department shall be increased by \$1.11 per  
 45 27 day over the maximum cost reimbursement rate in effect on June  
 45 28 30, 1990. The flat reimbursement rate for facilities electing  
 45 29 not to file semiannual cost reports shall be increased by \$.80  
 45 30 per day over the flat reimbursement rate in effect on June 30,  
 45 31 1990. For the fiscal year beginning July 1, 1990, the maximum  
 45 32 reimbursement rate for providers reimbursed under the in-home  
 45 33 health-related care program shall be increased by 6 percent  
 45 34 over the rates in effect on June 30, 1990.

Increases the maximum per diem rate for Residential Care Facilities (RCFs) by \$1.11 per day over the maximum rate in effect on June 30, 1990. Requires the rate for facilities not filing cost reports to increase by \$.80 per day over the flat rate in effect on June 30, 1990.

DETAIL: Funds a 6% provider increase as compared to FY 1990.

45 35 [b. If the ending balance in the general fund of the state  
 46 1 for the fiscal year beginning July 1, 1989, and ending June  
 46 2 30, 1990, is \$100,000,000 or more, effective January 1, 1991,  
 46 3 the cost reimbursement rate for residential care facilities  
 46 4 reimbursed by the department shall be increased by \$.37 per  
 46 5 day over the maximum cost reimbursement rate in effect on  
 46 6 December 31, 1990. The flat reimbursement rate for facilities  
 46 7 electing not to file semiannual cost reports shall be  
 46 8 increased by \$.27 per day over the flat reimbursement rate in  
 46 9 effect on December 31, 1990. The maximum reimbursement rate  
 46 10 for providers reimbursed under the in-home health-related care  
 46 11 program shall be increased by 2 percent over the rates in  
 46 12 effect on December 31, 1990.]

VETOED

Requires, contingent upon an ending balance of \$100 million for FY 1990, the maximum per diem rate for Residential Care Facilities to increase by \$.37 over the maximum rate in effect on December 31, 1990 and the rate for facilities not filing cost reports to increase by \$.27 per day over the flat rate in effect on December 31, 1990.

VETOED: The Governor vetoed this paragraph stating that the approval of significant additional funding for Human Service providers has previously been given in this Act.

46 13 3. a. For services provided by social service providers  
 46 14 reimbursed by the department in the fiscal year beginning July  
 46 15 1, 1990, rates shall be increased by 6 percent over the  
 46 16 unreduced rates in effect on June 30, 1990, except for family  
 46 17 foster care provider rates which shall be increased by an  
 46 18 average of 9 percent. Increases in rates for foster group  
 46 19 care and shelter care services shall not exceed \$4.25 per day  
 46 20 over the maximum rate in effect on June 30, 1990. The  
 46 21 reimbursement rate increase for providers whose cost

Requires a 9% increase for family foster care provider rates as compared to FY 1990. Requires a 6% increase for other social service providers as compared to FY 1990.

DETAIL: These providers include foster group, protective child care, day care, family centered services, subsidized adoptions, and providers funded through the Social Services Block Grant.



46 22 reimbursement is below the maximum rate on July 1, 1990, shall  
 46 23 be the maximum increase provided to providers whose cost  
 46 24 reimbursement is at the maximum rate on July 1, 1990.

46 25 **[** b. If the ending balance in the general fund of the state  
 46 26 for the fiscal year beginning July 1, 1989, and ending June  
 46 27 30, 1990, is \$100,000,000 or more, effective January 1, 1991,  
 46 28 services provided by social service providers reimbursed by  
 46 29 the department rates shall be increased by 2 percent over the  
 46 30 unreduced rates in effect on December 31, 1990, except for  
 46 31 family foster care provider rates which shall remain at the  
 46 32 rates in effect on December 31, 1990. Increases in rates for  
 46 33 foster group care and shelter care services shall not exceed  
 46 34 \$1.42 per day over the maximum rate in effect on December 31,  
 46 35 1990. The reimbursement rate increase for providers whose  
 47 1 cost reimbursement is below the maximum rate on January 1,  
 47 2 1991, shall be the maximum increase provided to providers  
 47 3 whose cost reimbursement is at the maximum rate on January 1,  
 47 4 1991. **]**

VETOED

Requires, contingent upon an ending balance of \$100 million for FY 1990, reimbursement rates for social service providers to increase by 2% over the rates in effect on December 31, 1990. Excludes family foster care providers whose rates remain at the rates in effect on December 31, 1990.

VETOED: The Governor vetoed this paragraph stating that the approval of significant additional funding for Human Service providers has previously been given in this Act.

47 5 4. For providers reimbursed under subsection 3,  
 47 6 reimbursement rate increases may be applied to the maximum  
 47 7 reimbursement rate a program has received in any of the last 5  
 47 8 fiscal years, provided that if the program utilizes a  
 47 9 reimbursement rate for a year other than the fiscal year  
 47 10 beginning July 1, 1989, the program can justify to the  
 47 11 department that the costs associated with that reimbursement  
 47 12 rate pertain to the fiscal year beginning July 1, 1990.

Permits the reimbursement rate for social service providers including residential care facilities to be based on any rate received in the last five years, if such a rate can be justified to the DHS.

47 13 5. Notwithstanding the provisions of subsections 3 and 4,  
 47 14 the department may implement revisions of the methodology for  
 47 15 purchasing group foster care services to establish rates for  
 47 16 group foster care services based on the study of these issues  
 47 17 funded by the general assembly in the fiscal year which began  
 47 18 July 1, 1989, provided the overall expenditures for the  
 47 19 services are revenue neutral and the revisions of the  
 47 20 methodology are agreed to by the affected service providers.

Permits the DHS to change methodologies used to set foster care rates based upon the study of these issues funded by the General Assembly during FY 1990, provided the overall revisions are revenue neutral and agreed to by providers.

47 21 6. As a condition, qualification, and limitation of the  
 47 22 funds appropriated in this Act, the department shall develop  
 47 23 methodologies to reimburse the actual costs of providers of

Requires the DHS to develop methodologies to reimburse the actual costs of services provided under the foster care, state supplementary assistance, and

47 24 services under the appropriations for foster care, state  
 47 25 supplementary assistance, and social services block grant  
 47 26 supplementation in this Act. The department shall report to  
 47 27 the governor and the general assembly by October 1, 1991,  
 47 28 regarding the methodologies that the department has developed  
 47 29 to achieve this purpose and the estimated costs for their  
 47 30 implementation. [It is the intent of the general assembly that  
 47 31 the providers shall be reimbursed for their actual costs  
 47 32 commencing in the fiscal year beginning July 1, 1993. It is  
 47 33 the intent of the general assembly that the governor shall  
 47 34 propose in the governor's budget submitted to the general  
 47 35 assembly, for the fiscal years ending June 30, 1992, and June  
 48 1 30, 1993, increases for social service providers that would  
 48 2 allow for a phase-in of this reimbursement system in equal  
 48 3 steps toward full implementation in the fiscal year ending  
 48 4 June 30, 1994.]

VETOED

SSBG appropriations. Requires the DHS to report by October 1, 1991 regarding the methodologies that the DHS has developed. Directs providers to be reimbursed for their actual costs as of July 1, 1993, and that the Governor include a phase-in of this reimbursement in the FY 1992 and FY 1993 budgets.

VETOED: The Governor vetoed a portion of this Subsection stating that it attempts to restrict the Governor's discretion in developing the budget.

48 5 [Sec. 32. CONTINGENCY APPROPRIATION INCREASE.  
 48 6 If the ending balance in the general fund of the state for  
 48 7 the fiscal year beginning July 1, 1989, and ending June 30,  
 48 8 1990, is \$100,000,000 or more, effective January 1, 1991,  
 48 9 there is appropriated from the general fund of the state to  
 48 10 the department of human services for the fiscal period  
 48 11 beginning January 1, 1991, and ending June 30, 1991, the  
 48 12 following amounts, to be used for increased reimbursement  
 48 13 rates for providers of services reimbursed under section 31,  
 48 14 subsections 2 and 3, of this Act:

VETOED

General Fund appropriations to State Supplementary Assistance, Protective and State Child Care Assistance, Foster Care, Home-based Services, Community-based Services, Social Services Block Grant, and Volunteer Services, contingent upon an ending balance of \$100 million for FY 1990.

VETOED: The Governor vetoed this Section stating that significant additional funding for Human Service providers has previously been given in this Act.

48 15	1. For state supplementary assistance:		
48 16	.....	\$	207,331
48 17	2. For protective and state child care assistance:		
48 18	.....	\$	84,720
48 19	3. For foster care:		
48 20	.....	\$	482,498
48 21	4. For home-based services:		
48 22	.....	\$	99,888
48 23	5. For community-based programs:		
48 24	.....	\$	16,508
48 25	6. For supplementation of federal social services block		
48 26	grant funds and for allocation to the various counties for the		
48 27	purchase of local services:		
48 28	.....	\$	134,356

48 29 7. For development and coordination of volunteer services;  
 48 30 ..... \$ 1,164 ]

48 31 Sec. 33. ASSISTANCE TO GAMBLERS.  
 48 32 The department shall use funds deposited in the gamblers  
 48 33 assistance fund established in section 99E.10 only as provided  
 48 34 in that section and, in accordance with department of revenue  
 48 35 and finance rules relating to reimbursement of state advisory  
 49 1 committees, to reimburse advisory committee members for actual  
 49 2 and necessary expenses for their attendance at meetings. [Any VETOED  
 49 3 unspent funds shall remain in the fund and shall not be  
 49 4 transferred or reverted to the general fund of the state.]  
 49 5 The department shall use gamblers assistance fund moneys  
 49 6 for funding the following full-time equivalent positions to  
 49 7 support this program:  
 49 8 ..... FTEs 3.00

Requires the DHS to use the funds deposited in the Gamblers Assistance Fund according to certain rules and that the unspent monies not revert but remain in the Fund. Requires the DHS to fund 3.0 FTE positions and to reimburse State advisory committee members for their attendance at meetings.

VETOED: The Governor vetoed this Section stating that anti-reversionary language cannot be approved.

49 9 Sec. 34. REQUIREMENTS RELATING TO PERSONS WITH  
 49 10 DISABILITIES.  
 49 11 1. Subject to the limitations of the appropriations in  
 49 12 this Act for the state mental health institutes and for state  
 49 13 hospital-schools, the department of human services shall  
 49 14 modify staffing structures at the state hospital-schools and  
 49 15 the state mental health institutes consistent with  
 49 16 accreditation and certification requirements and the findings  
 49 17 of the study on staffing commissioned by the general assembly  
 49 18 in order to improve the level of direct staffing, reduce or  
 49 19 simplify the levels of organizational authority where  
 49 20 appropriate, and reduce the use of overtime. If, after review  
 49 21 of the study recommendations, the department of human services  
 49 22 decides to establish the position of human resource  
 49 23 specialist at the state hospital-schools, the positions shall  
 49 24 be established within the department of personnel and the  
 49 25 department of human services may transfer to the department of  
 49 26 personnel the associated full-time equivalent positions and  
 49 27 moneys equal to the salary costs for the positions. Of  
 49 28 highest priority is the maintenance of sufficient direct care  
 49 29 staff to assure worker and patient safety. The department  
 49 30 shall work with all levels of affected employees in carrying  
 49 31 out this staff restructuring. The department shall work to  
 49 32 assure that vacant positions in direct care are filled

Requires the DHS to modify staffing structures at the State Hospital Schools and Mental Health Institutes consistent with accreditation and certification requirements and the findings of the Study of Staffing at DHS Institutions. Requires the DHS to work with all levels of affected employees in carrying out this staff restructuring, and assure that direct care provisions are filled promptly and expeditiously.

49 33 promptly and expeditiously.

49 34 2. As a condition, qualification, and limitation of the  
 49 35 appropriations in this Act for the state mental health  
 50 1 institutes and for the state hospital-schools, the department  
 50 2 of human services shall identify issues which require  
 50 3 legislative attention regarding the impact upon counties of  
 50 4 variations in per diem rates for services provided at the  
 50 5 individual state hospital-schools, the individual state mental  
 50 6 health institutes, and community-based facilities. The issue  
 50 7 identification shall include an evaluation of incentives and  
 50 8 disincentives which now exist or are likely to exist in the  
 50 9 near future relating to county obligations for the costs of  
 50 10 care provided in state institutions contrasted with county  
 50 11 obligations for the costs of care provided in community-based  
 50 12 facilities. The department shall identify persons, groups,  
 50 13 and organizations whose involvement is necessary to  
 50 14 effectively address the identified issues and information  
 50 15 which must be obtained in order to develop proposals to  
 50 16 address the identified issues. The department shall submit a  
 50 17 report which includes the identified issues, a list of persons  
 50 18 who should be involved in addressing the issues, and  
 50 19 information needs. The report shall provide at least 2  
 50 20 alternative action plans to address the issues and a proposal  
 50 21 to equalize rates charged for each service provided at the  
 50 22 individual state hospital-schools and the individual state  
 50 23 mental health institutes. The report shall be submitted on or  
 50 24 before October 1, 1990, to the chairpersons and ranking  
 50 25 members of the joint human services appropriations  
 50 26 subcommittee and to the fiscal committee of the legislative  
 50 27 council. The chairpersons and ranking members shall receive  
 50 28 per diem and reimbursement of necessary expenses related to  
 50 29 their receipt of the report.

Requires the DHS to identify issues which require legislative attention pertaining to the impact upon counties of the variation in per diem rates at DHS institutions and community-based facilities. Requires the DHS to submit by October 1, 1990, a report which includes the identified issues, a list of persons who should be involved in addressing the issues, and information needs.

50 30 3. As a condition, qualification, and limitation of the  
 50 31 appropriations in this Act for the state mental health  
 50 32 institutes and for the state hospital-schools, within the  
 50 33 applicable guidelines established under the federal Fair Labor  
 50 34 Standards Act, the department shall establish a friends-  
 50 35 sponsorship program for employees and residents of the state  
 51 1 hospital-schools and the state mental health institutes. An

Requires the DHS to establish a Friends-Sponsorship Program for employees and residents of the State Hospital Schools and Mental Health Institutes. Requires that time spent by employees as part of the Program is volunteer time and is not paid for by the State.

51 2 employee participant, including but not limited to a direct  
 51 3 care worker, resident treatment worker, or other nonexempt  
 51 4 employee shall be required to sign a waiver to ensure that  
 51 5 time spent with residents as part of the program is considered  
 51 6 to be volunteer time and is not paid for by the state. An  
 51 7 employee shall not be formally or informally required to  
 51 8 participate in the program. The department shall establish  
 51 9 standards to provide for consent of employees to participate  
 51 10 and for appropriateness and quality of program activities  
 51 11 involving residents which take place outside a state hospital-  
 51 12 school or state mental health institute.

51 13 **Sec. 35. FULL-TIME EQUIVALENT LIMIT NOTIFICATION.**  
 51 14 The Iowa veterans home, the state mental health institutes,  
 51 15 and the state hospital-schools may exceed the specified number  
 51 16 of full-time equivalent positions if the additional positions  
 51 17 are specifically related to licensing, certification, or  
 51 18 accreditation standards or citations. The department shall  
 51 19 notify the co-chairpersons and ranking members of the joint  
 51 20 human services appropriations subcommittee of the  
 51 21 appropriations committees of the house and senate and the  
 51 22 legislative fiscal bureau if the specified number is exceeded.  
 51 23 The notification shall include an estimate of the number of  
 51 24 full-time equivalent positions added and the fiscal effect of  
 51 25 the addition.

51 26 **Sec. 36. DEVELOPMENT OF CHILDREN'S PROGRAMS IN COMMUNITY**  
 51 27 **SETTINGS.**

51 28 1. The department of human services and the supreme court,  
 51 29 in consultation with existing providers of services, members  
 51 30 of the general assembly, and experts in child welfare and  
 51 31 juvenile justice, shall conduct a study identifying the types  
 51 32 of residential programs which should be developed, either by  
 51 33 enhancing reimbursement of foster care services or of  
 51 34 psychiatric medical institutions for children, to serve the  
 51 35 children who are currently in the following placements: the  
 52 1 Iowa juvenile home, out-of-state facilities at high cost to  
 52 2 the state, and the state training school when the children  
 52 3 could be served in community settings if the proper type of  
 52 4 program were available. The recommendations of the juvenile  
 52 5 justice advisory committee, established by the legislative

Permits the Veterans Home, the Mental Health Institutes and the State Hospital Schools to exceed the FTE position limit, if the additional positions are related to licensing, certification, accreditation standards, or citations. Requires the DHS to notify the Chairpersons and Ranking Members of the Joint Human Services Appropriations Subcommittee, and the LFB if the limit is exceeded.

Requires the DHS and the Supreme Court to conduct a study identifying the types of residential programs for children which should be developed to serve children in specified placements. Requires the DHS to work with the Iowa Finance Authority and service providers to develop 120 additional residential placement slots in community settings no later than October 1, 1991. Requires the request for proposals to be issued by July 1, 1990.

DETAIL: The cost of developing these 120 additional community slots is estimated to be \$2.4 million in FY 1992.

52 6 council in 1989, regarding the state training school and the  
 52 7 Iowa juvenile home shall be considered. In addition, the need  
 52 8 to develop specific programs to serve children who are sexual  
 52 9 abuse perpetrators, substance abusers, or have a dual  
 52 10 diagnosis, and the regions of the state where the specific  
 52 11 programs should be located in order to serve children in  
 52 12 community settings, shall be identified. The department and  
 52 13 the supreme court shall complete the study of the items  
 52 14 required under this section on or before June 1, 1990.

52 15 2. Based upon the study findings, the department shall  
 52 16 request proposals to develop a total of 120 additional  
 52 17 residential placement slots in community settings and the  
 52 18 slots shall be available on or before October 1, 1991. The  
 52 19 department shall work with the Iowa finance authority and  
 52 20 service providers to finance the development of resources for  
 52 21 these slots at the lowest possible cost. The requests for  
 52 22 proposals shall be issued on or before July 1, 1990.

52 23 3. Notwithstanding the provisions of section 135H.6,  
 52 24 subsection 5, psychiatric medical institution for children  
 52 25 beds developed under this section are not subject to the limit  
 52 26 upon the number of beds which may be provided under  
 52 27 psychiatric medical institution for children licensure.

52 28 4. If House File 2517 is enacted by the Seventy-third  
 52 29 General Assembly, 1990 Session, containing provisions which  
 52 30 are in conflict with this section, the provisions of House  
 52 31 File 2517 shall prevail in place of this section.

52 32 **[**Sec. 37. COMPUTERIZATION -- ASSESSMENT OF FINANCIAL **VETOED**  
 52 33 IMPACT.

52 34 In order to assess the financial impact of computerizing  
 52 35 functions within the department of human services, the  
 53 1 department of general services, information services division,  
 53 2 shall monitor the utilization of the central processing unit  
 53 3 resources maintained by the division, and shall provide  
 53 4 quarterly reports to the fiscal committee of the legislative  
 53 5 council and the legislative fiscal bureau. The quarterly  
 53 6 reports shall contain an analysis of the central processing  
 53 7 unit resources utilized by the department of human services by  
 53 8 each computerized application within the department. The

CODE: Exempts psychiatric medical institutions for  
 children from licensure requirements of Section  
 135H.6(5), Code of Iowa.

Requires any provisions in H.F. 2517 to prevail if  
 they are in conflict with this Section. H.F. 2517  
 pertains to the use of Iowa Financing Authority for  
 residential juvenile facilities in the community.

Requires the Information Services Division of the  
 Department of General Services to monitor utilization  
 of Central Processing Unit (CPU) resources within the  
 DHS. Requires the Division to provide quarterly  
 reports to the Legislative Fiscal Committee and the  
 LFB containing an analysis of the impact of each  
 computerized application upon the need for additional  
 computer hardware.

VETOED: The Governor vetoed this Section stating  
 that this is an intrusion into the prerogatives of  
 the Executive Branch.

53 9 reports shall also contain information on computerized  
 53 10 applications which are under development, and shall project  
 53 11 the central processing unit utilization which will occur in 6,  
 53 12 12, 18, and 24 months. The reports shall be designed to  
 53 13 enable the fiscal committee and the legislative fiscal bureau  
 53 14 to assess the fiscal impact of various computerized  
 53 15 applications, with emphasis upon the need for the division to  
 53 16 purchase additional computer hardware.]

53 17 **Sec. 38. RULES.**

53 18 The department of human services may adopt administrative  
 53 19 rules under section 17A.4, subsection 2, and section 17A.5,  
 53 20 subsection 2, paragraph b, to implement the sections of this  
 53 21 Act enumerated in this section. Rules adopted pursuant to  
 53 22 section 1, subsection 4, relating to increasing the schedule  
 53 23 of basic needs under the aid to dependent children program;  
 53 24 section 2, subsection 7, relating to the costs of  
 53 25 transportation connected with the health of a resident of a  
 53 26 health care facility reimbursed under medical assistance;  
 53 27 section 2, subsection 8, relating to differential  
 53 28 reimbursement paid to hospitals which provide a  
 53 29 disproportionate share of care to medical assistance  
 53 30 recipients and related provisions; section 2, subsection 9,  
 53 31 relating to occupancy limits applied to intermediate care  
 53 32 facilities for reimbursement purposes; section 4, unnumbered  
 53 33 paragraph 3, relating to increasing the personal needs  
 53 34 allowance of certain persons; section 5, unnumbered paragraph  
 53 35 3, relating to the tribal council's usage of appropriated  
 54 1 funds for administrative purposes; section 6, subsection 3,  
 54 2 relating to allocating funds appropriated for protective and  
 54 3 state child care assistance; section 13, subsection 6,  
 54 4 relating to foster care liability insurance; section 13,  
 54 5 subsection 15, relating to recruiting foster parents from  
 54 6 recipients of public assistance; section 16, subsection 3,  
 54 7 relating to grants administered in accordance with provisions  
 54 8 for adolescent pregnancy prevention grants; section 17,  
 54 9 unnumbered paragraph 3, relating to increasing income  
 54 10 guidelines for certain persons; section 24, subsections 1  
 54 11 through 4, relating to financing certain facilities, to  
 54 12 providing supplemental per diems to certain facilities, and to  
 54 13 providing for costs and reimbursements relating to certain

Permits the **DHS** to adopt emergency rules for those  
 Sections which are implemented after the effective  
 date of this Act, and requires that the rules be  
 published as a notice of intended action.

54 14 community living arrangements; section 26, relating to special  
 54 15 needs grants; and section 31, relating to reimbursements of  
 54 16 providers, of this Act shall become effective immediately upon  
 54 17 filing, unless a later effective date is specified in the  
 54 18 rules. The rules shall also be published as notice of  
 54 19 intended action as provided in section 17A.4.

54 20 **Sec. 39. GAMBLERS ASSISTANCE NOTIFICATION.**  
 54 21 The Iowa lottery board and the state racing and gaming  
 54 22 commission shall cooperate with the gamblers assistance  
 54 23 program in developing procedures to incorporate information  
 54 24 regarding the gamblers assistance program and its toll-free  
 54 25 telephone number in printed materials distributed. The  
 54 26 commission may require licensees to have the information  
 54 27 available in a conspicuous place as a condition of licensure.

54 28 **Sec. 40.** 1986 Iowa Acts, chapter 1150, section 3, as  
 54 29 amended by 1988 Iowa Acts, chapter 1239, section 1, is  
 54 30 repealed.

54 31 **Sec. 41.** Section 99E.10, subsection 1, paragraph a, Code  
 54 32 1989, is amended by striking the paragraph and inserting in  
 54 33 lieu thereof the following:  
 54 34 a. An amount equal to one-half of one percent of the gross  
 54 35 lottery revenue shall be deposited in a gamblers assistance  
 55 1 fund in the office of the treasurer of state. Notwithstanding  
 55 2 section 8.33, moneys deposited in the fund that remain  
 55 3 unencumbered and unobligated on June 30 in any fiscal year,  
 55 4 shall not revert to the general fund but shall remain  
 55 5 available for the purposes designated in subparagraphs (1)  
 55 6 through (4). Moneys in the fund shall be administered as  
 55 7 follows:  
 55 8 (1) In each fiscal year the first seven hundred fifty  
 55 9 thousand dollars of the moneys available in the fund shall be  
 55 10 administered by the director of human services and used to  
 55 11 provide assistance and counseling to individuals and families  
 55 12 experiencing difficulty as a result of gambling losses and to  
 55 13 promote awareness of gamblers anonymous and similar

Requires the Iowa Lottery Board and the State Racing and Gaming Commission to cooperate with the Gamblers Assistance Program in providing information about the Program, including its toll-free number.

CODE: Repeals a Section of Session Law that sunsets the exemption of residential care facilities, including RCFs for the mentally retarded, from certificate of need reviews. The effect of this repeal is to exempt RCFs and RCF-MRs from certificate of need reviews.

CODE: Requires 0.5% of the gross lottery revenue be deposited in the Gamblers Assistance Fund and be used for counseling individuals with compulsive gambling problems, to promote awareness of gamblers assistance programs, for child abuse prevention grants, for the purposes of the family support subsidy program, and juvenile justice expenditures.

VETOED: The Governor vetoed a portion of this Subsection stating that these programs have previously been funded in this Act and that funds which exceed the Gambler's Assistance Program needs should be reverted to the General Fund.



55 14 assistance programs.

55 15 [(2) Ten percent of the remaining moneys deposited in the  
55 16 fund in each fiscal year shall be administered by the director  
55 17 of human services as provided in subparagraph (1).]

VETOED

55 18 [(3) Thirty percent of the remaining moneys deposited in  
55 19 the fund in each fiscal year shall be administered by the  
55 20 director of human services for child abuse prevention grants  
55 21 under section 235A.1, in recognition that the effects of  
55 22 gambling may be felt by all family members.]

VETOED

55 23 [(4) Sixty percent of the remaining moneys deposited in the  
55 24 fund in each fiscal year shall be administered by the director  
55 25 of human services for the purposes of the family support  
55 26 subsidy program in accordance with sections 225C.35 through  
55 27 225C.40.]

VETOED

55 28 (5) For the fiscal year beginning July 1, 1990, after the  
55 29 first seven hundred fifty thousand dollars available in the  
55 30 fund is administered and made available for use pursuant to  
55 31 subparagraph (1), the next two hundred seventy-five thousand  
55 32 dollars of the moneys available in the fund shall be  
55 33 administered by the director of human services and used for  
55 34 juvenile justice expenditures pursuant to section 232.141,  
55 35 subsection 4.

56 1 Sec. 42. Section 234.35, unnumbered paragraph 1, Code  
56 2 1989, is amended to read as follows:  
56 3 The department of human services shall be **initially**  
56 4 responsible for paying the cost of foster care for a child,  
56 5 according to rates established pursuant to section 234.38,  
56 6 under any of the following circumstances:

CODE: Requires the DHS to pay the cost of foster care for a child according to rates established in Section 234.38, Code of Iowa.

56 7 Sec. 43. Section 234.35, Code 1989, is amended by adding  
56 8 the following new subsection:  
56 9 NEW SUBSECTION. 5. When a court has entered an order  
56 10 transferring the legal custody of the child to a foster care  
56 11 placement pursuant to section 232.52, subsection 2, paragraph  
56 12 d, or section 232.102, subsection 1.

CODE: Requires the DHS to pay the cost of foster care for court-ordered foster care.

56 13 Sec. 44. Section 234.38, Code 1989, is amended to read as  
56 14 follows:  
56 15 234.38 DEPARTMENT MAY PAY FOSTER PARENTS DIRECTLY  
56 16 The department of human services is authorized to make

CODE: Authorizes the DHS to make payments directly to foster parents for services provided to children.

56 17 payments directly to **foster** parents for services provided to  
 56 18 children pursuant to section 234.6, subsection 6, paragraph  
 56 19 b, or ~~sections~~ section 234.35 ~~and 234.36~~. The rate of  
 56 20 payment by the department for foster care shall be fixed by  
 56 21 the department by rules adopted pursuant to chapter 17A.  
 56 22 Payments may be made from any **money** funds legally available to  
 56 23 the department for that purpose, including but not limited to  
 56 24 funds appropriated by the general assembly, meney funds  
 56 25 available under section 234.37, and **money** funds received from  
 56 26 the parent or legal guardian of a child to pay for that  
 56 27 child's foster care.

56 28 **Sec. 45.** Section 234.39, subsection 1, Code Supplement  
 56 29 1989, is amended to read as follows:  
 56 30 1. For an individual to whom section 234.35, subsection 2,  
 56 31 ~~or 4, or section 234.36~~ 5, is applicable, a dispositional  
 56 32 order of the juvenile court requiring the provision of foster  
 56 33 care shall establish, after notice and a reasonable  
 56 34 opportunity to be heard is provided to a parent or guardian,  
 56 35 the amount of the parent's or guardian's support obligation  
 57 1 for the cost of foster care provided by the department, if a  
 57 2 support obligation has not previously been established under  
 57 3 an order of the district court or court of comparable  
 57 4 jurisdiction in another state. The court shall establish the  
 57 5 amount of the parent's or guardian's support obligation and  
 57 6 the amount of support debt accrued and accruing in accordance  
 57 7 with the child support guidelines prescribed under section  
 57 8 598.21, subsection 4. However, the court may adjust the  
 57 9 prescribed obligation after considering a recommendation by  
 57 10 the department for expenses related to goals and objectives of  
 57 11 a case permanency plan as defined under section 237.15. The  
 57 12 order shall direct the payment of the support obligation to  
 57 13 the collection services center for the use of the department's  
 57 14 foster care recovery unit. The order shall be filed with the  
 57 15 clerk of the district court in which the responsible parent or  
 57 16 guardian resides and has the same force and effect as a  
 57 17 judgment when entered in the judgment docket and lien index.  
 57 18 The collection services center shall disburse the payments  
 57 19 pursuant to the order and enter the disbursements in a record  
 57 20 book. If payments are not made as ordered, the child support  
 57 21 recovery unit shall certify a default to the court and the

CODE: Requires the juvenile court to establish the amount of a parent or guardian's support obligation for the cost of foster care, if an obligation has not been previously established, when a court has placed a child into the legal custody of foster care.

57 22 court may, on its own motion, proceed under section 598.22 or  
 57 23 598.23. An order entered under this subsection may be  
 57 24 modified only in accordance with the guidelines prescribed  
 57 25 under section 598.21, subsection 8.

57 26 Sec. 46. Section 237.15, subsection 3, Code 1989, is  
 57 27 amended to read as follows:  
 57 28 3. Child receiving foster care means a child defined in  
 57 29 section 234.1 whose foster care placement is the financial  
 57 30 responsibility of the state pursuant to section 234.35 ~~or~~  
 57 31 ~~234.36~~, who is under the guardianship of the department, ~~or~~  
 57 32 who has been involuntarily hospitalized for mental illness  
 57 33 pursuant to chapter 229.

CODE: Defines a child receiving foster care as one whose foster care placement is the financial responsibility of the State, who is under the guardianship of the DHS, or who has been involuntarily hospitalized for mental illness.

57 34 Sec. 47. Section 242.7, Code 1989, is amended to read as  
 57 35 follows:

58 1 242.7 PLACING IN FAMILIES.  
 58 2 All children committed to and received in the state  
 58 3 training school may be placed by the department under foster  
 58 4 care arrangements, with any persons or in families of good  
 58 5 standing and character where they will be properly cared for  
 58 6 and educated. The cost of foster care provided under these  
 58 7 arrangements shall be paid as provided in ~~sections~~ section  
 58 8 ~~234.35 and 234.36~~.

CODE: Permits the DHS to place State training school residents in foster care.

58 9 Sec. 48. Section 249A.3, subsection 1, paragraph f, Code  
 58 10 Supplement 1989, is amended to read as follows:  
 58 11 f. Is a child who is less than ~~six~~ seven years of age and  
 58 12 who meets the income and resource requirements of the aid to  
 58 13 dependent children program under chapter 239.

CODE: Changes the maximum age at which a child is eligible for the Medical Assistance Women and Children's Program (SOBRA) from six to seven. This change is necessary to comply with federal law.

58 14 Sec. 49. Section 249A.17, Code 1989, is amended to read as  
 58 15 follows:

58 16 249A.17 TRANSITIONAL MEDICAL ASSISTANCE.  
 58 17 The department shall provide transitional medical coverage  
 58 18 comparable to medical assistance provided under this chapter,  
 58 19 for twelve months or for the maximum period permitted under  
 58 20 federal regulations, whichever is greater, for the family of a  
 58 21 recipient who has lost eligibility for public assistance under  
 58 22 aid to families with dependent children pursuant to chapter  
 58 23 239 prior to April 1, 1990, because of an increase in earned

CODE: Requires the DHS to provide transitional medical assistance for 12 months or for the maximum period permitted under federal regulations for the family of a recipient who has lost eligibility for AFDC payments prior to April 1, 1990 because of an increase in earned income.

58 24 income. | !

58 25 Sec. 50. Section 234.36, Code 1989, is repealed.

CODE: Repeals Section 234.36, Code of Iowa. This Section of the Code gives responsibility to the counties for foster care if State funds are exhausted.

58 26 [Sec. 51. RETROACTIVE APPLICABILITY. VETOED  
58 27 Section 2, subsection 9, of this Act applies retroactively  
58 28 to January 1, 1990.]

Provides that Section 2.9 of this Act is retroactive to January 1, 1989. This Subsection pertains to a newly constructed ICF's reimbursement rate.

VETOED: The Governor vetoed this Section which contains intent language for a newly constructed ICF's reimbursement rate.

58 29 Sec. 52. EFFECTIVE DATE.  
58 30 Sections 36, 38, 40, and 49 of this Act, being deemed of  
58 31 immediate importance, take effect upon enactment.  
58 32 SF 2435  
58 33 jp/cc/26

Provides that the effective date for Sections 36, 38, 40 and 49 is upon enactment. These Sections pertain to residential community placements for children, administrative rules, certificate of need reviews for RCFs, and transitional medical assistance.

**EXECUTIVE SUMMARY  
JUSTICE SYSTEM APPROPRIATIONS BILL**

**SENATE FILE 2408**

**NEW PROGRAMS, SERVICES, OR  
ACTIVITIES**

- DEPARTMENT OF HUMAN RIGHTS (DHR): Adds \$100,000 and 4.0 FTE positions to the Criminal and Juvenile Justice Planning Division to fund the expanded duties pursuant to H.F. 2468, Criminal Justice Planning Bill. (Page 24, Line 22)
- DEPARTMENT OF CORRECTIONS (DOC): Adds \$625,860 for the actual annual cost of the lease purchase arrangement for correctional beds authorized by the 1989 General Assembly. (Page 9, Line 35)
- Adds \$200,000 for pilot projects within the Community Based Corrections (CBC) Districts to reduce revocations to prison. (Page 20, Line 6)
- Adds \$549,198 and 8.0 FTE positions to staff the new 120 bed unit at Oakdale. This appropriation is based on a May 1, 1991 opening date, and includes 40 staff for two months. (Page 5, Line 31)
- Adds \$1,312,162 and 34.08 FTE positions to staff 150 new CBC beds in Waterloo, Sioux City, Cedar Rapids and Ottumwa. These beds, which were authorized by the 1989 General Assembly, are expected to be available in the Fall or Winter of 1990. (Page 10, Line 11; Page 12, Line 33; Page 15, Line 32; and Page 18, Line 22)
- Adds \$154,726 and 4.0 FTE positions for a Tactical Unit in the Fifth CBC District and a Home Work Release Program in the Sixth CBC District. (Page 14, Line 28 and Page 16, Line 3)
- JUDICIAL DEPARTMENT: Adds \$7,500 for expenses of the Appeals Court. (Page 24, Line 11)

**MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS**

- DEPARTMENT OF JUSTICE (DOJ): Transfers \$240,000 from the Attorney General's Office and \$50,000 from the Division on the Status of Women of the DHR to Victim Assistance Grants. Adds \$250,000 for these grants. (Page 2, Line 23)
- Adds \$230,500 to complete the separation of the Consumer Advocate's Office from the Utilities Board. (Page 3, Line 1)
- PAROLE BOARD: Adds \$39,723 for a Victim Registration Coordinator and computer enhancements. (Page 3, Line 32)
- DOC: Adds \$76,570 and 2.0 FTE positions to the Central Office for implementing the comprehensive Institutional Education Program. (Page 8, Line 17)

**EXECUTIVE SUMMARY  
JUSTICE SYSTEM APPROPRIATIONS BILL**

**SENATE FILE 2408**

SIGNIFICANT CHANGES TO THE CODE OF IOWA

STUDIES AND INTENT LANGUAGE

- Transfers **\$1,253,867** and **8.40 FTE** positions from the correctional institutions to the Department of Education for implementing the comprehensive Institutional Education Program. (Page 4, Line 32 through Page 7, Line 13)
- Adds **\$1,897,143** to annualize the 36.0 FTE positions and support budget increases added in the FY 1990 Supplemental Appropriations Bill (S.F. 2212). Adds **\$671,600** to the support budgets to reflect an inmate population of **3,651**. (Page 4, Line 32 through Page 7, Line 13)
- Adds **\$647,456** and **22.0 FTE** positions for substance abuse and sex offender treatment programs, and **\$574,777** for eight correctional officers, eight nurses, one dental assistant, three food service workers, and one activities specialist. (Page 4, Line 32 through Page 7, Line 13)
- Adds **\$850,220** and **15.36 FTE** positions to the CBC Districts to expand the Intensive Supervision Program. (Page 10, Line 6 through Page 19, Line 30)
- Adds **\$1,846,146** and **54.11 FTE** positions for field services staff, and **\$286,080** and **9.76 FTE** positions for residential services staff. (Page 10, Line 6 through Page 18, Line 17)
- Adds **\$571,954** and **7.75 FTE** positions to the CBC Districts for sex offender treatment, job development, and substance abuse programs. (Page 10, Line 6 through Page 20, Line 1)
- JUDICIAL DEPARTMENT: Adds **\$274,815** for juvenile court services and **\$500,000** for child support operations. (Page 21, Line 33)
- Adds **\$1,500,000** for the Iowa Court Information System. (Page 23, Line 21)
- JUDICIAL DEPARTMENT: Require certain organization codes to be used by the Supreme Court in submitting the budget requests through the State's budget system. (Page 24, Line 33)
- PAROLE BOARD: Requires the Board to create **an** automated docket and risk assessment model, to employ a victim registration coordinator and two statistical research analysts, and to cross-train staff. (Page 4, Line 7)
- Directs the Board and the DOC to review and implement the consultants' recommendations which were presented to the Corrections System Review Task Force and to report to the 1991 Justice System Appropriations Subcommittee. (Page 4, Line 19)

**EXECUTIVE SUMMARY  
JUSTICE SYSTEM APPROPRIATIONS BILL**

**SENATE FILE 2408**

- DOC: Requires the DOC and the Department of Personnel (IDOP) to employ the 28 additional staff at the Anamosa Facility, which were added in the FY 1990 Supplemental Appropriations Bill (S.F. 2212), by July 1, 1990. (Page 5, Line 27)
- Requires the Mt. Pleasant Facility to maintain a licensed substance abuse treatment program. (Page 6, Line 22)
- Requires the Oakdale Facility to comply with the Joint Commission on the Accreditation of Health Care Organization standards. (Page 6, Line 2)
- Requires the Rockwell City Facility to establish treatment programs for sex offenders and substance abusers. (Page 6, Line 35)
- Requires the Mitchellville Facility to establish an in-house substance abuse treatment program. (Page 7, Line 19)
- Requires the Department to employ an education director and a clerk, and authorizes the Department to immediately implement the hiring process for these two positions. (Page 8, Line 27)
- Requires the Department to monitor the CBC Districts' use of the risk/needs classification model, and permits the Department to override the Districts' classification, upon notice to the Districts. (Page 8, Line 33)
- Requires the Department to submit a monthly county jail report and a monthly CBC Interstate Compact report to the Legislative Fiscal Bureau (LFB). (Page 9, Line 4)
- Requires all of the CBC Districts to cooperate with the chief judges to develop a plan to divert low risk offenders to the least restrictive sanction available with the plan being implemented by October 1, 1990. Requires the CBC Districts to file a report with the Joint Justice System Appropriations Subcommittee and the DOC by October 1, 1990. (Page 11, Line 13 through Page 19, Line 12)
- Requires the Department to provide a report to the Joint Justice System Appropriations Subcommittee on the implementation of the comprehensive Institutional Education Program. (Page 7, Line 23)

**EXECUTIVE SUMMARY**  
**JUSTICE SYSTEM APPROPRIATIONS BILL**

**SENATE FILE 2408**

- Requires the Department to administer funding for CBC pilot projects to reduce revocation rates to prison with the Department submitting a report to the Joint Justice System Appropriations Subcommittee by December 1, 1990. (Page 20, Line 9)
- Requires the CBC Districts, DOC and Parole Board to develop an early release plan for prisoners to be supervised under the Intensive Supervision Program with the Department and Parole Board submitting monthly reports to the LFB on the implementation of the plan. (Page 20, Line 25)
- JUDICIAL DEPARTMENT: Requires monthly financial statements on all appropriated accounts. (Page 23, Line 1)
- Requires the Department to notify the LFB if it changes the appropriations for the Court Information System or Appeals Court expenses. (Page 24, Line 15)
- Requires that the State payroll, accounting, and budget systems not be duplicated with the implementation of the Court Information System, except for internal accounting and recordkeeping systems. (Page 22, Line 29 and Page 23, Line 28)
- Requires the Judiciary, DOC, CBC Districts, and Parole Board to develop an automated data system to share information. (Page 25, Line 33)
- The Governor vetoed language requiring DOC and IDOP to employ additional corrections officers by July 1, 1990 and language which allowed DOC to employ an education director and a clerk upon enactment of the Act stating that other hiring needs were as important as these positions. (Page 5, Line 27 and Page 8, Line 27)
- The Governor vetoed a number of staffing expansions and new programming for the CBC Districts stating that they were too costly. These include: \$296,103 for minimum staffing and \$90,000 for a job development program in District 1 (Page 10, Line 22); \$548,015 for minimum staffing in District 2 (Page 11, Line 35); \$76,303 for minimum staffing in District 3 (Page 13, Line 3); \$86,294 for a tactical unit in District 5 (Page 14, Line 28); \$609,228 for minimum staffing in District 6 (Page 15, Line 22); \$260,003 for minimum staffing in District 7 (Page 17, Line 8); \$342,574 for minimum staffing in District 8 (Page 18, Line 17); and, \$200,000 for a pilot project on revocations for CBC Statewide (Page 20, Line 6).

**GOVERNOR'S VETOES**



Senate File 2408 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
7	32	4.3	Ntwthstd	Sec. 8.33	Non-Reversion of Funds
23	16	7.2	Ntwthstd	Sec. 232A	Juvenile Restitution
24	11	8.4	Ntwthstd	Sec. 602.5205	Appeals Court Expenses
24	33	10	Amends	Sec. 602.1301(2)(a)	Judiciary's Budget Request
				Code Supplement 1989	
26	19	14	Adds	Sec. 23, S.F. 2212 1990 Iowa Acts	Non-Reversion of Funds

1 1 Section 1.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the department of justice for the fiscal year beginning July  
 1 4 1, 1990, and ending June 30, 1991, the following amounts, or  
 1 5 so much thereof as is necessary, to be used for the purposes  
 1 6 designated:  
 1 7 1. For the general office of attorney general for  
 1 8 salaries, support, maintenance, miscellaneous purposes, and  
 1 9 for not more than the following full-time equivalent  
 1 10 positions:  
 1 11 ..... \$ 4,705,733  
 1 12 ..... FTEs 166.00

General Fund appropriation to the Office of the Attorney General.

DETAIL: Reflects the following changes from FY 1990.

1. Transfers \$240,000 to the Victim Assistance Grants Program.
2. Adds \$247,169 to maintain the current level of service.
3. Changes revenue source from the General Fund to the Health Boards' fees (Medical, Dental, Pharmacy and Nursing Boards). Board fee revenues will reimburse \$73,076 for services rendered by the Office.
4. Authorizes three secretaries, two attorneys, and one data processing manager. These positions are to be reimbursed from the Departments of Revenue and finance, Human Services, Corrections, Public Health, Agriculture and Land Stewardship, the Civil Rights Commission, and the Office Automation Fund within the Department of Justice.

1 13 2. Prosecuting attorney training program for salaries,  
 1 14 support, maintenance, miscellaneous purposes, and for not more  
 1 15 than the following full-time equivalent positions:  
 1 16 ..... \$ 188,400  
 1 17 ..... FTEs 3.00

General Fund appropriation to the Prosecuting Attorney Training Program.

DETAIL: Deducts \$10,095 from the FY 1990 funding level due to one-time costs associated with a drug enforcement training program for prosecutors.

1 18 3. Prosecuting intern program; however, counties parti-  
 1 19 cipating in the prosecuting intern program shall match funds  
 1 20 appropriated by this subsection:  
 1 21 ..... \$ 44,955

General Fund appropriation to the Prosecuting Intern Program. Requires those counties participating in the Program to match the appropriated funds. Maintains the current level of service.

1 22 4. In addition to the funds appropriated under subsection  
 1 23 1, there is appropriated from the general fund of the state to

Contingent appropriation for the enforcement of the Iowa Competition Law. Requires the appropriation to

1 24 the department of justice for the fiscal year beginning July  
 1 25 1, 1990, and ending June 30, 1991, an amount not exceeding  
 1 26 \$95,000 to be used for the enforcement of the Iowa competition  
 1 27 law under chapter 553. The expenditure of the funds  
 1 28 appropriated under this subsection is contingent upon receipt  
 1 29 by the general fund of the state of an amount at least equal  
 1 30 to either the expenditures from damages awarded to the state  
 1 31 or a political subdivision of the state by a civil judgment  
 1 32 under chapter 553, if the judgment authorizes the use of the  
 1 33 award for enforcement purposes or costs or attorneys fees  
 1 34 awarded the state in state or federal antitrust actions.

be contingent upon the receipt of damages due to anti-trust lawsuits.

1 35 5. In addition to funds appropriated under subsection 1,  
 2 1 there is appropriated from the general fund of the state to  
 2 2 the department of justice for the fiscal year beginning July  
 2 3 1, 1990, and ending June 30, 1991, an amount not exceeding  
 2 4 \$50,000 to be used for public education relating to consumer  
 2 5 fraud and for enforcement of section 714.16 and \$25,000 for  
 2 6 the attorney general's task force on fraud against older  
 2 7 lowans to be used for investigation, prosecution, and consumer  
 2 8 education relating to consumer and criminal fraud against  
 2 9 older persons. The expenditure of the funds appropriated  
 2 10 under this subsection is contingent upon receipt by the  
 2 11 general fund of the state of an amount at least equal to the  
 2 12 expenditures from funds awarded to the state or a political  
 2 13 subdivision of the state by a civil consumer fraud judgment or  
 2 14 settlement, if the judgment or settlement authorizes the use  
 2 15 of the award for public education on consumer fraud.  
 2 16 Notwithstanding section 8.33, funds received in a previous  
 2 17 fiscal year which have not been expended shall be credited to  
 2 18 this fiscal year.

Contingent appropriation for consumer education to combat consumer fraud, Requires the appropriation to be contingent upon the receipt damages due to consumer fraud lawsuits.

DETAIL: Permits an additional \$25,000 to be used to combat fraud against older lowans, contingent upon the receipt of damages due to consumer fraud lawsuits.

2 19 6. For the farm mediation service program:  
 2 20 ..... \$ 200,000

General Fund appropriation for the Farmers Mediation Program. Maintains the current level of service.

2 21 7. For the legal assistance for farmers program:  
 2 22 ..... \$ 225,000

General Fund appropriation for the Farmers Legal Assistance Program. Maintains the current level of service.

2 23 8. For victim assistance grants:  
 2 24 ..... \$ 540,000

General Fund appropriation to the Victim Assistance Grant Program.

DETAIL: Reflects the following changes from FY 1990:

1. Transfers in \$240,000 from the Attorney General's operating budget for domestic abuse grants, and adds \$200,000 for these grants.
2. Transfers in \$50,000 from the Status of Women Division in the Department of Human Rights for rape/sexual assault grants, and adds \$50,000 for these grants.

2 25 As a condition, limitation, and qualification of this  
 2 26 appropriation, \$440,000 shall be used to provide grants to  
 2 27 care providers providing services to crime victims of domestic  
 2 28 abuse, and \$100,000 shall be used to provide grants to care  
 2 29 providers providing services to crime victims of rape and  
 2 30 sexual assault.

Requires \$440,000 to be used for grants to providers of services for domestic abuse crime victims.  
 Requires \$100,000 to be used for providers of services to rape/sexual assault victims.

2 31 9. The balance of the fund created under section 321J.17  
 2 32 may be used to provide salary and support of not more than 6  
 2 33 FTE positions, to provide maintenance for the victim  
 2 34 compensation functions of the department of justice.

Permits 6.0 FTE positions to be reimbursed from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice.

2 35 **Sec. 2.**  
 3 1 There is appropriated from the utilities trust fund to the  
 3 2 office of consumer advocate of the department of justice for  
 3 3 the fiscal year beginning July 1, 1990 and ending June 30,  
 3 4 1991, the following amount, or so much thereof as is  
 3 5 necessary, to be used for the purposes designated:  
 3 6 For salaries, support, maintenance, miscellaneous purposes,  
 3 7 and for not more than the following full-time equivalent  
 3 8 positions:  
 3 9 ..... \$ 2,049,789  
 3 10 ..... FTEs 32.00.

Utilities Trust Fund appropriation for the Office of the Consumer Advocate.

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$140,500 to complete the separation from the Utilities Board.
2. Adds \$104,624 to maintain the current level of service.
3. Adds \$28,000 for one secretary.
4. Adds \$22,000 for a phone system.
5. Adds \$40,000 for a local area network.

3 11 The office of consumer advocate may expend additional

Permits the Office of the Consumer Advocate to spend

3 12 funds, including funds for outside consultants, if those  
 3 13 additional expenditures are actual expenses which exceed the  
 3 14 funds budgeted for utilities investigations and directly  
 3 15 result from investigations of utilities. Before the office  
 3 16 expends or encumbers an amount in excess of the funds budgeted  
 3 17 for investigations, the director of the department of  
 3 18 management shall approve the expenditure or encumbrance.  
 3 19 Before approval is given, the director of the department of  
 3 20 management shall determine that the investigation expenses  
 3 21 exceed the funds budgeted by the general assembly to the  
 3 22 office of consumer advocate and that the office does not have  
 3 23 other funds from which investigation expenses can be paid.  
 3 24 Upon approval of the director of the department of management,  
 3 25 the office may expend and encumber funds for excess  
 3 26 investigation expenses. The amounts necessary to fund the  
 3 27 excess investigation expenses shall be collected from those  
 3 28 utilities being investigated which caused the excess  
 3 29 expenditures, and the collections shall be treated as  
 3 30 repayment receipts as defined in section 8.2, subsection 5.

funds in excess of the appropriation if necessary for examinations, with the approval of the Department of Management. Requires additional funds to be collected from those utilities being investigated.

3 31 **Sec. 3.**

General Fund appropriation to the Parole Board.

3 32 There is appropriated from the general fund of the state to  
 3 33 the board of parole for the fiscal year beginning July 1,  
 3 34 1990, and ending June 30, 1991, the following amount, or *so*  
 3 35 much thereof as is necessary, to be used for the purposes  
 4 1 designated:

DETAIL: Reflects the following changes from FY 1990:

4 2 For salaries, support, maintenance, miscellaneous purposes,  
 4 3 and for not more than the following full-time equivalent  
 4 4 positions:

1. Adds \$7,573 to maintain the current level of service.
2. Adds \$10,000 for computer enhancements.
3. Adds \$29,723 and 1.0 FTE position for victim registration.

4 5 .....	\$	837,536
4 6 .....	FTEs	20.00

4 7 As a condition, limitation, and qualification of this  
 4 8 appropriation the board of parole shall create an automated  
 4 9 docket, shall automate the board's risk assessment model, and  
 4 10 shall employ a victim registration coordinator.

Requires the Board to create an electronic docket, to automate the Risk Assessment Model, and to employ a victim registration coordinator.

4 11 As a condition, limitation, and qualification of the  
 4 12 appropriation the board of parole shall employ 2 statistical  
 4 13 research analysts to assist with the application of the risk  
 4 14 assessment model in the parole decision-making process. The

Requires the Board to employ two statistical research analysts, and to cross-train staff.

4 15 board of parole shall also require the board's administrative  
4 16 staff to begin cross-training of the staff to assure that each  
4 17 individual on that staff is familiar with all tasks performed  
4 18 by the staff.

4 19 It is the intent of the general assembly that the  
4 20 department of corrections and the board of parole shall  
4 21 review, and implement as necessary, the findings and  
4 22 recommendations contained in the final report prepared by the  
4 23 consultant and presented to the corrections system review task  
4 24 force which was established by 1988 Iowa Acts, chapter 1271,  
4 25 as they relate to the department of corrections and the board  
4 26 of parole. The board shall report to the justice system  
4 27 appropriations subcommittee during the 1991 Legislative  
4 28 Session, at the request of the subcommittee, steps taken to  
4 29 implement any of those recommendations, or the reasons for  
4 30 failing to implement such recommendations.

4 31 Sec. 4.  
4 32 There is appropriated from the general fund of the state to  
4 33 the department of corrections for the fiscal year beginning  
4 34 July 1, 1990, and ending June 30, 1991, the following amounts,  
4 35 or so much thereof as is necessary, to be used for the  
5 1 purposes designated:  
5 2 1. For the operation of adult correctional institutions,  
5 3 to be allocated as follows:  
5 4 a. For the operation of the Fort Madison correctional  
5 5 facility, including salaries, support, maintenance,  
5 6 miscellaneous purposes, and for not more than the following  
5 7 full-time equivalent positions:  
5 8 ..... \$ 20,398,056  
5 9 ..... FTEs 501.50

5 10 As a condition, limitation, and qualification of this  
5 11 appropriation, the facility shall employ 310 correctional  
5 12 officers, and an additional counselor.

5 13 b. For the operation of the Anamosa correctional facility,

Directs the Parole Board and the Department of Corrections (DOC) to review and implement recommendations of the consultants employed by the Corrections System Review Task Force, as the recommendations relate to the duties of these two agencies. Requires the Parole Board to report to the Justice System Appropriations Subcommittee during the 1991 Legislative Session, regarding implementation, or failure to implement, such recommendations.

General Fund appropriation to DOC for the Ft. Madison Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

- 1. Adds \$1,099,231 to maintain the current level of service. This includes annualizing the FY 1990 appropriation for Farm 111. This appropriation reflects a reduction from the Department's request of \$95,000 for a vacancy factor and \$53,000 for outside services.
- 2. Adds \$35,291 for a substance abuse counselor.
- 3. Adds \$32,850 as support for nine more inmates.
- 4. Transfers \$500,146 to the Department of Education (DE) for the comprehensive Institutional Education Program.

Requires the facility to employ 310 correctional officers, and an additional counselor.

General Fund appropriation to DOC for the Anamosa

5 14 including salaries, support, maintenance, miscellaneous  
 5 15 purposes, and for not more than the following full-time  
 5 16 equivalent positions:  
 5 17 ..... \$ 15,171,304  
 5 18 ..... FTEs 355.00

Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$215,209 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$86,000 for a vacancy factor, overtime pay, and holiday pay.
2. Adds \$1,256,417 for 28.0 FTE positions and support to annualize the FY 1990 supplemental request (S.F. 2212).
3. Adds \$31,500 for a substance abuse counselor at the Luster Heights Camp.
4. Transfers \$415,818 to the DE for the comprehensive Institutional Education Program.
5. Adds \$31,628 for an additional nurse.
6. Adds \$240,900 as support for 66 more inmates.

5 19 (1) As a condition, limitation, and qualification of this  
 5 20 appropriation, the facility shall employ 21 1 correctional  
 5 21 officers, a part-time chaplain of a minority race, and 2  
 5 22 additional nurses.

Requires the facility to employ 211 correctional officers, a part-time chaplain of a minority race, and two additional nurses.

5 23 (2) Of the funds appropriated, the department's budget for  
 5 24 Anamosa shall include funding for 2 full-time substance abuse  
 5 25 counselors for the Luster Heights facility, for the purpose of  
 5 26 certification of a substance abuse program at that facility.

Requires the facility to employ two counselors at the Luster Heights Camp.

5 27 (3) It is the intent of the general assembly that the  
 5 28 department of corrections and the department of personnel  
 5 29 shall cooperate to employ the additional correctional officers  
 5 30 for the Anamosa facility by July 1, 1990.

VETOED

Directs the Department of Personnel and DOC to employ the additional staff provided in S.F. 2212 by July 1, 1990.

VETOED: The Governor vetoed this intent language stating that this would disrupt the hiring, training and placing of new staff where they were most needed in the correctional system.

5 31 c. For the operation of the Oakdale correctional facility,

General Fund appropriation to DOC for the Oakdale

PG LN

Senate File 2408

Explanation

5 32 including salaries, support, maintenance, miscellaneous  
 5 33 purposes, and for not more than the following full-time  
 5 34 equivalent positions:  
 5 35 ..... \$ 10,689,482  
 6 1 ..... FTEs 258.50

Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$204,691 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$33,000 for a vacancy factor, overtime and holiday pay, office supplies, and professional and scientific services.
2. Adds \$218,824 to annualize the FY 1990 supplemental request for three correctional officers and support (S.F. 2212).
3. Transfers \$117,798 and 3.0 FTE positions to the DE for the comprehensive Institutional Education Program.
4. Adds \$94,884 for three nurses.
5. Adds \$549,198 and 8.0 FTE positions to staff Oakdale's new 120 bed unit. This is 40 staff for the last two months of FY 1991.
6. Adds \$18,436 for a dental assistant.
7. Adds \$193,450 as support for 53 more inmates.

6 2 As a condition, limitation, and qualification of this  
 6 3 appropriation, the facility shall employ 132.40 correctional  
 6 4 officers and shall employ 3 additional staff for the purposes  
 6 5 of compliance with the joint commission on the accreditation  
 6 6 of health care organization standards.

Requires the facility to employ 132.4 correctional officers, and three additional staff to comply with the Joint Commission on the Accreditation of Health Care Organization standards.

6 7 d. For the operation of the Newton correctional facility,  
 6 8 including salaries, support, maintenance, miscellaneous  
 6 9 purposes, and for not more than the following full-time  
 6 10 equivalent positions:  
 6 11 ..... \$ 3,114,302  
 6 12 ..... FTEs 71.00

General Fund appropriation to DOC for the Newton Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

1. Deducts \$45,928 from current operations, due to one-time costs associated with bringing 25 substance abuse beds on-line in FY 1990. This appropriation reflects a reduction from the Department's request of \$8,500 for a vacancy factor.



- 2. Adds \$14,600 to annualize the FY 1990 supplemental request for support (S.F. 2212).
- 3. Adds \$94,900 as support for 26 more inmates.
- 4. Adds \$31,628 for a nurse.
- 5. Adds \$49,196 for two correctional officers.
- 6. Adds \$26,109 for a food service worker.

6 13 As a condition, limitation, and qualification of this  
 6 14 appropriation, the facility shall employ 28 correctional  
 6 15 officers and an additional nurse.

Requires the facility to employ 28 correctional officers and an additional nurse.

6 16 e. For the operation of the Mt. Pleasant correctional  
 6 17 facility, including salaries, support, maintenance,  
 6 18 miscellaneous purposes, and for not more than the following  
 6 19 full-time equivalent positions:

6 20 .....	\$ 10,933,204
6 21 .....	FTEs 267.15

General Fund appropriation to DOC for the Mt. Pleasant Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

- 1. Adds \$117,338 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$100,000 for a vacancy factor and overtime pay.
- 2. Adds \$32,850 to annualize the FY 1990 supplemental appropriation request for support (S.F. 2212).
- 3. Adds \$262,812 and 8.5 FTE positions for a substance abuse program.
- 4. Adds \$31,628 for a nurse.
- 5. Adds \$26,109 for a food service worker.
- 6. Transfers \$133,323 and 4.0 FTE positions to the **DE** for the comprehensive Institutional Education Program.

6 22 As a condition, limitation, and qualification of this  
 6 23 appropriation, the facility shall employ 141 correctional  
 6 24 officers, and a full-time chaplain to provide religious  
 6 25 counseling at the Oakdale and Mt. Pleasant correctional  
 6 26 facilities, an additional nurse, and an additional 8.50 full-  
 6 27 time equivalent positions to maintain a licensed substance  
 6 28 abuse program.

Requires the facility to employ 141 correctional officers, a full-time chaplain to provide religious counseling at the Mt. Pleasant and Oakdale facilities, an additional nurse, and an additional 8.5 FTE positions to maintain a licensed substance abuse program.

PG LN

Senate File 2408

Explanation

6 29 f. For the operation of the Rockwell City correctional  
 6 30 facility, including salaries, support, maintenance,  
 6 31 miscellaneous purposes, and for not more than the following  
 6 32 full-time equivalent positions:  
 6 33 ..... \$ 2,993,389  
 6 34 ..... FTEs 73.00

General Fund appropriation to DOC for the Rockwell City Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$51,075 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$13,500 for a vacancy factor and professional and scientific services.
2. Adds \$102,200 to annualize the FY 1990 supplemental appropriation for support (S.F. 22 12).
3. Adds \$112,978 and 3.5 FTE positions for a substance abuse treatment program.
4. Adds \$17,564 and 0.5 FTE position for a sex offender treatment program.
5. Adds \$28,206 for an activities specialist.
6. Adds \$62,050 as support for 17 more inmates.
7. Adds \$26,109 for a food service worker.

6 35 As a condition, limitation, and qualification of this  
 7 1 appropriation, the facility shall employ 39 correctional  
 7 2 officers and an additional 4 positions to establish a  
 7 3 substance abuse treatment program and a sex offender program.

Requires the facility to employ 39 correctional officers and an additional 4.0 FTE positions to establish treatment programs for sex offenders and substance abusers.

7 4 g. For the operation of the Clarinda correctional  
 7 5 facility, including salaries, support, maintenance,  
 7 6 miscellaneous purposes, and for not more than the following  
 7 7 full-time equivalent positions:  
 7 8 ..... \$ 4,451,237  
 7 9 ..... FTEs 118.30

General Fund appropriation to DOC for the Clarinda Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$126,169 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$20,000 for a vacancy factor and outside services.
2. Adds \$91,250 to annualize the FY 1990 supplemental request for support (S.F. 2212).
3. Adds 2.0 FTE positions to be funded from federal

- 4. Transfers \$59,576 and 2.05 FTE positions from the Department of Human Services (DHS) to reallocate shared services at the Clarinda complex.
- 5. Adds \$43,800 as support for 12 more inmates.
- 6. Adds \$63,256 for two nurses.
- 7. Adds \$147,588 for six more correctional officers.
- 8. Transfers \$64,782 and 1.4 FTE positions to the DE for the comprehensive Institutional Education Program.

7 10 As a condition, limitation, and qualification of this  
 7 11 appropriation, the facility shall employ 68 correctional  
 7 12 officers and 2 nurses.

Requires the facility to employ 68 correctional officers and two nurses.

7 13 h. For the operation of the Mitchellville correctional  
 7 14 facility, including salaries, support, maintenance,  
 7 15 miscellaneous purposes, and for not more than the following  
 7 16 full-time equivalent positions:

7 17 .....	\$	3,679,450
7 18 ..... FTEs		97.00

General Fund appropriation to DOC for the Mitchellville Correctional Facility.

DETAIL: Reflects the following changes from FY 1990:

- 1. Adds \$49,867 to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$14,500 for a vacancy factor and office supplies.
- 2. Adds \$181,002 to annualize the five correctional officer positions and support requested in the FY 1990 supplemental appropriations bill (S.F. 2212).
- 3. Adds \$65,700 to annualize the support budget increase requested in the FY 1990 Supplemental Appropriations Bill (S.F. 2212).
- 4. Adds \$187,311 and 5.5 FTE positions for a substance abuse program.
- 5. Adds \$3,650 for costs of maintaining one additional inmate.
- 6. Transfers \$22,000 to the DE for the comprehensive Institutional Education Program.

7 19 As a condition, limitation, and qualification of this  
 7 20 appropriation, the facility shall employ 54 correctional  
 7 21 officers and an additional 5.5 full-time equivalent positions  
 7 22 for a substance abuse treatment program.

Requires the facility to employ 54 correctional officers and an additional 5.5 FTE positions for a substance abuse treatment program.

7 23 2. The department of corrections shall provide a report to  
 7 24 the co-chairpersons and ranking members of the justice system  
 7 25 appropriations subcommittee and the legislative fiscal bureau  
 7 26 on or before January 15, 1991, outlining the implementation of  
 7 27 the centralized education program at the institutions. The  
 7 28 report shall include a listing of the educational institutions  
 7 29 that are involved, the amount of any federal funds received  
 7 30 for use with these programs, and any other pertinent  
 7 31 information.

Requires DOC to provide a report to the Co-Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the Legislative Fiscal Bureau (LFB), regarding the implementation of the comprehensive Institutional Education Program. Requires the report to be provided no later than January 15, 1991.

7 32 3. If the inmate tort claim fund for inmate claims of less  
 7 33 than \$50 is exhausted during the fiscal year, sufficient funds  
 7 34 shall be transferred from the institutional budgets to pay  
 7 35 approved tort claims for the balance of the fiscal year. The  
 8 1 warden or superintendent of each institution or correctional  
 8 2 facility shall designate an employee to receive, investigate,  
 8 3 and recommend whether to pay any properly filed inmate tort  
 8 4 claim for less than the above amount. The designee's  
 8 5 recommendation shall be approved or denied by the warden or  
 8 6 superintendent and forwarded to the department of corrections  
 8 7 for final approval and payment. The amounts appropriated to  
 8 8 this fund pursuant to 1987 Iowa Acts, chapter 234, section  
 8 9 304, subsection 2, are not subject to reversion under section  
 8 10 8.33.

CODE: Allows the Inmate Tort Claim Fund, which pays for inmate tort claims against the State of less than \$50, to not revert.

8 11 Tort claims denied at the institution shall be forwarded to  
 8 12 the state appeal board for their consideration as if  
 8 13 originally filed with that body. This procedure shall be used  
 8 14 in lieu of chapter 25A for inmate tort claims of less than  
 8 15 \$50.

8 16 Sec. 5.  
 8 17 There is appropriated from the general fund of the state to  
 8 18 the department of corrections for the fiscal year beginning  
 8 19 July 1, 1990, and ending June 30, 1991, the following amounts,

General Fund appropriation to the Central Office of DOC.

DETAIL: Reflects the following changes from FY 1990:

8 20 or so much thereof as is necessary, to be used for the  
 8 21 purposes designated:  
 8 22 1. For general administration, including salaries,  
 8 23 support, maintenance, miscellaneous purposes, and for not more  
 8 24 than the following full-time equivalent positions:  
 8 25 ..... \$ 2,145,174  
 8 26 ..... FTEs 42.52

1. Adds \$16,376 to maintain the current level of service.
2. Deducts \$50,000 for the FY 1990 one-time study of the Community Based Corrections' Risk/Needs Assessment Model.
3. Adds \$76,570 and 2.0 FTE positions for implementing the comprehensive Institutional Education Program.

8 27 [As a condition, limitation, and qualification of this  
 8 28 appropriation the department shall employ an education  
 8 29 director and clerk to administer a centralized education  
 8 30 program for institutions. The department is authorized to  
 8 31 implement the condition contained in this paragraph  
 8 32 immediately upon enactment.]

VETOED

Requires the Department to employ an education director and clerk. Authorizes DOC to immediately implement the hiring process for these two positions.

VETOED: The Governor vetoed this intent language stating that no funds were provided to hire the new staff prior to FY 1991.

8 33 The department shall monitor the use of the classification  
 8 34 model by the judicial district departments and has the  
 8 35 authority to override a district department's decision re-  
 9 1 garding classification of community-based clients. The  
 9 2 department shall notify a district department of the reasons  
 9 3 for the override.

Requires the Department to monitor the Districts' use of the revised risk/needs classification model. Permits DOC to override the Districts' classification, upon notice to the Districts.

9 4 The department of corrections shall submit a monthly county  
 9 5 jail report to the legislative fiscal bureau containing the  
 9 6 information submitted to the department by the county sheriffs  
 9 7 pursuant to section 356.49.

Requires the Department to submit a monthly county jail report and to report the number of persons supervised on the interstate Probation/Parole Compact to the LFB on a monthly basis. Also, directs the DHS to provide for mailing DOC's vendor warrants.

9 8 The department of corrections shall report to the  
 9 9 legislative fiscal bureau on a monthly basis the current  
 9 10 number of persons placed on probation or released on parole  
 9 11 residing within this state and supervised pursuant to the  
 9 12 interstate probation and parole compact.  
 9 13 It is the intent of the general assembly that the  
 9 14 department of human services shall continue to provide for the  
 9 15 mailing of vendor warrants for the department of corrections.

9 16 2. For reimbursement of counties for temporary confinement

General Fund appropriation to DOC for County

PG LN	Senate File 2408	Explanation
9 17 9 18 9 19	17 of work release and parole violators, as provided in sections 246.908, 901.7, and 906.17: ..... \$ 215,000	Confinement.  DETAIL: Adds \$95,420 to the FY 1990 funding level due to increased per diem rates, plus an increase in the number of Parole and Work Release violators.
9 20 9 21 9 22	3. For federal prison reimbursement and miscellaneous contracts: ..... \$ 360,000	General Fund appropriation to DOC for the Federal Prisoners Contractual account.  DETAIL: Adds \$60,000 to the FY 1990 funding level due to increased per diem rates in the federal system.
9 23 9 24 9 25	The department of corrections shall use funds appropriated by this subsection to continue to contract for the service of a Muslim imam.	Requires DOC to contract for the services of a Muslim imam.
9 26 9 27 9 28 9 29 9 30 9 31	4. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions at the correctional training center at Mt. Pleasant: ..... \$ 366,476 ..... FTEs 8.22	General Fund appropriation to DOC for the Correctional Training Center.  DETAIL: Reflects the following changes from FY 1990: 1. Adds \$2,820 to maintain the current level of service. 2. Adds \$57,618 for two more trainers.
9 32 9 33 9 34	As a condition, limitation, and qualification of this appropriation, the training center shall employ 2 additional trainers.	Requires the Training Center to employ two more trainers.
9 35 10 1 10 2 10 3 10 4	5. For annual payment relating to the financial arrangement for the construction of expansion in prison capacity as provided in 1989 Iowa Acts, chapter 316, section 7, subsection 6: ..... \$ 625,860	General Fund appropriation to DOC for the actual annual cost of the lease purchase agreement authorized by the 1989 General Assembly.
10 5 10 6	Sec. 6. There is appropriated from the general fund of the state to	General Fund appropriation to DOC for the First Community Based Corrections District.

10 7 the department of corrections for the fiscal year beginning  
 10 8 July 1, 1990, and ending June 30, 1991, the following amounts,  
 10 9 or so much thereof as is necessary, to be allocated as  
 10 10 follows:

10 11 1. For the first judicial district department of  
 10 12 correctional services, the following amount, or so much  
 10 13 thereof as is necessary:  
 10 14 a. For salaries, support, maintenance, and miscellaneous  
 10 15 purposes:  
 10 16 ..... \$ 4,320,847

10 17 b. For additional funding of the intensive supervision  
 10 18 program and for not more than the following full-time  
 10 19 equivalent positions:  
 10 20 ..... \$ 55,328  
 10 21 ..... FTEs 1.66

10 22 [c. For additional funding for minimum staffing in field  
 10 23 services and for not more than the following full-time  
 10 24 equivalent positions:  
 10 25 ..... \$ 296,103  
 10 26 ..... FTEs 10.00

10 27 [d. For contracting for aptitude and job-related interest  
 10 28 assessment, career exploration, the individualized  
 10 29 employability development plan, and job placement with a  
 10 30 private entity which is not controlled or administered by any  
 10 31 state agency or any political subdivision of the state, and  
 10 32 which has a minimum of fifteen years of service experience  
 10 33 with offender and ex-offender populations:  
 10 34 ..... \$ 90,000

10 35 e. For continued funding of the treatment alternatives to  
 11 1 street crime program:  
 11 2 ..... \$ 53,519

11 3 f. For the job development grant program established in  
 11 4 House File 772 enacted during the 1989 session of the general  
 11 5 assembly:  
 11 6 ..... \$ 77,733

11 7 The district department shall continue the intensive  
 11 8 supervision program established within the district in 1988  
 11 9 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph

DETAIL: Reflects the following changes from FY 1990:

1. Deducts \$88,806 from current operations due to the one-time start-up costs associated with adding 44 beds at the Waterloo residential facility.
2. Adds \$386,116 and 13.5 FTE positions to staff the new beds. The beds are expected to be available in the Fall or Winter of 1990.

General Fund appropriations for new funding for the following programs: intensive supervision, field services, a job-related education program, Treatment Alternatives to Street Crime, and job development grants.

NOTE: H.F. 2569 changes the language which allocates the funds for the job-related education program in the following manner: 'job placement' is struck and 'job retention skills' is inserted, and 'programs with' is inserted before the phrase 'a minimum of fifteen years of service experience with offender and ex-offender populations'.

VETOED: The Governor vetoed the funding for minimum staffing stating that the level of increase was too costly and vetoed funding for a job development program because it received supplemental funding in S.F. 2212.

Requires the District to continue the Intensive Supervision Program and a Sex Offender Treatment Program.

11 10 a, and the sex offender treatment program established within  
 11 11 the district in 1989 Iowa Acts, chapter 316, section 8,  
 11 12 subsection 1, paragraph a.

11 13 The district department of correctional services, in  
 11 14 cooperation with the chief judge of the judicial district,  
 11 15 shall develop a plan to divert low-risk offenders to the least  
 11 16 restrictive sanction available. The plan shall be designed to  
 11 17 take into consideration the impact upon the local communities  
 11 18 within the district. The plan shall be implemented by October  
 11 19 1, 1990. The district shall report to the joint justice  
 11 20 system appropriations subcommittee and to the department of  
 11 21 corrections by October 1, 1990, including the types of  
 11 22 proposed diversion programs and the number of offenders likely  
 11 23 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the First Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

11 24 2. For the second judicial district department of  
 11 25 correctional services, the following amount, or so much  
 11 26 thereof as is necessary:

General Fund appropriation to DOC for the Second Community Based Corrections District.

11 27 a. For salaries, support, maintenance, and miscellaneous  
 11 28 purposes:

DETAIL: Reflects the following changes from FY 1990:

11 29 ..... \$ 3,208,365

1. Adds \$149,136 to maintain the current level of service.
2. Adds \$12,228 to purchase equipment for the Sex Offender Treatment Program.

11 30 b. For replacement of federal funds for a job development  
 11 31 program and for not more than the following full-time  
 11 32 equivalent positions:

General Fund appropriations for new funding for the following programs: to replace federal funds for job development, residential and field services, and Treatment Alternatives to Street Crime.

11 33 ..... \$ 99,505

11 34 ..... FTEs 3.00

11 35 [c. For additional funding for residential minimum staffing  
 12 1 and for not more than the following full-time equivalent  
 12 2 positions:

VETOED

VETOED: The Governor vetoed the funding for minimum staffing in both residential and field services stating that the level of increase was too costly.

12 3 ..... \$ 242,696

12 4 ..... FTEs 8.53

12 5 [d. For additional funding for minimum staffing in field  
 12 6 services and for not more than the following full-time  
 12 7 equivalent positions:

VETOED

12 8 ..... \$ 305,319



12 9 ..... FTEs 8.02 ]  
 12 10 e. For continued funding of the treatment alternatives to  
 12 11 street crime program:  
 12 12 ..... \$ 85,333

12 13 The district department shall continue the sex offender  
 12 14 program established within the district in 1988 Iowa Acts,  
 12 15 chapter 1271, section 6, subsection 1, paragraph b.

Requires the District to continue the Sex Offender Treatment Program.

12 16 The district department of correctional services, in  
 12 17 cooperation with the chief judge of the judicial district,  
 12 18 shall develop a plan to divert low-risk offenders to the least  
 12 19 restrictive sanction available. The plan shall be designed to  
 12 20 take into consideration the impact upon the local communities  
 12 21 within the district. The plan shall be implemented by October  
 12 22 1, 1990. The district shall report to the joint justice  
 12 23 system appropriations subcommittee and to the department of  
 12 24 corrections by October 1, 1990, including the types of  
 12 25 proposed diversion programs and the number of offenders likely  
 12 26 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the Second Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

12 27 3. For the third judicial district department of  
 12 28 correctional services, the following amount, or so much  
 12 29 thereof as is necessary:  
 12 30 a. For salaries, support, maintenance, and miscellaneous  
 12 31 purposes:  
 12 32 ..... \$ 1,932,014

General Fund appropriation to DOC for the Third Community Based Corrections District. Maintains the current level of service.

12 33 b. For staffing 25 additional beds authorized during the  
 12 34 1989 session of the general assembly and for not more than the  
 12 35 following full-time equivalent positions:

13 1 ..... \$ 18,278  
 13 2 ..... FTEs .50  
 13 3 [c. For additional funding for minimum staffing in field  
 13 4 services:  
 13 5 ..... \$ 76,303  
 13 6 ..... FTEs 2.071

**VETOED**

General Fund appropriations for new funding for the following programs: to staff the additional 25 beds authorized in 1989, field services, intensive supervision, and Treatment Alternatives to Street Crime. The 25 beds are anticipated to be available in the Fall or Winter of 1990.

13 7 d. For funding of the intensive supervision program and  
 13 8 for not more than the following full-time equivalent  
 13 9 positions:  
 13 10 ..... \$ 62,327

VETOED: The Governor vetoed the funding for minimum staffing stating that the level of increase was too costly.

13 11 ..... FTEs 1.58  
 13 12 e. For continued funding of the treatment alternatives to  
 13 13 street crime program:  
 13 14 ..... \$ 38,567

13 15 The district department shall continue the sex offender  
 13 16 program established within the district in 1988 Iowa Acts,  
 13 17 chapter 1271, section 6, subsection 1, paragraph c.

Requires the District to continue the Sex Offender Treatment Program.

13 18 The district department of correctional services, in  
 13 19 cooperation with the chief judge of the judicial district,  
 13 20 shall develop a plan to divert low-risk offenders to the least  
 13 21 restrictive sanction available. The plan shall be designed to  
 13 22 take into consideration the impact upon the local communities  
 13 23 within the district. The plan shall be implemented by October  
 13 24 1, 1990. The district shall report to the joint justice  
 13 25 system appropriations subcommittee and to the department of  
 13 26 corrections by October 1, 1990, including the types of  
 13 27 proposed diversion programs and the number of offenders likely  
 13 28 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the Third Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

13 29 4. For the fourth judicial district department of  
 13 30 correctional services, the following amount, or so much  
 13 31 thereof as is necessary:

General Fund appropriation to DOC for the Fourth Community Based Corrections District.

13 32 a. For salaries, support, maintenance, and miscellaneous  
 13 33 purposes:  
 13 34 ..... \$ 1,816,247

DETAIL: Reflects the following changes from FY 1990:

1. Adds \$81,137 to maintain the current level of service.
2. Adds \$16,781 and 0.5 FTE positions for the Sex Offender Program.

13 35 b. For continued funding of the treatment alternatives to  
 14 1 street crime program:  
 14 2 ..... \$ 42,158

General Fund appropriation for the Treatment Alternatives to Street Crime Program.

14 3 The district department shall continue the sex offender  
 14 4 program established within the district in 1988 Iowa Acts,  
 14 5 chapter 1271, section 6, subsection 1, paragraph d.

Requires the District to continue the Sex Offender Treatment Program.

14 6 The district department of correctional services, in

Requires the District to cooperate with the Chief

14 7 cooperation with the chief judge of the judicial district,  
 14 8 shall develop a plan to divert low-risk offenders to the least  
 14 9 restrictive sanction available. The plan shall be designed to  
 14 10 take into consideration the impact upon the local communities  
 14 11 within the district. The plan shall be implemented by October  
 14 12 1, 1990. The district shall report to the joint justice  
 14 13 system appropriations subcommittee and to the department of  
 14 14 corrections by October 1, 1990, including the types of  
 14 15 proposed diversion programs and the number of offenders likely  
 14 16 to be diverted to the lowest sanction available.

Judge of the Fourth Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

14 17 5. For the fifth judicial district department of  
 14 18 correctional services, the following amount, or so much  
 14 19 thereof as is necessary:

General Fund appropriation to DOC for the Fifth Community Based Corrections District.

14 20 a. For salaries, support, maintenance, and miscellaneous  
 14 21 purposes:

DETAIL: Reflects the following changes from FY 1990:

14 22 ..... \$ 5,468,203

1. Adds **\$191,022** to maintain the current level of service. This appropriation reflects a reduction from the Department's request of \$29,000 for office supplies.
2. Transfers **\$100,000** from the CBC Statewide account for offender re-orientation programs.

14 23 b. For additional funding of the intensive supervision  
 14 24 program and for not more than the following full-time  
 14 25 equivalent positions:

General Fund appropriations for new funding for the following programs: intensive supervision, a tactical unit, and Treatment Alternatives to Street Crime.

14 26 ..... \$ 410,348

14 27 ..... FTEs 6.26

14 28 [c. For funding a tactical unit to be established within  
 14 29 the district and for not more than the following full-time  
 14 30 equivalent positions:

VETOED

VETOED: The Governor vetoed the funding for a tactical unit stating that the level of increase was too costly.

14 31 ..... \$ 86,294

14 32 ..... FTEs 2.00

14 33 d. For continued funding of the treatment alternatives to  
 14 34 street crime program:

14 35 ..... \$ 109,182

Requires the District to continue the Intensive Supervision Program.

15 1 The district department shall continue the intensive  
 15 2 supervision program established within the district in 1988  
 15 3 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph

15 4 e.

15 5 The district department of correctional services, in  
15 6 cooperation with the chief judge of the judicial district,  
15 7 shall develop a plan to divert low-risk offenders to the least  
15 8 restrictive sanction available. The plan shall be designed to  
15 9 take into consideration the impact upon the local communities  
15 10 within the district. The plan shall be implemented by October  
15 11 1, 1990. The district shall report to the joint justice  
15 12 system appropriations subcommittee and to the department of  
15 13 corrections by October 1, 1990, including the types of  
15 14 proposed diversion programs and the number of offenders likely  
15 15 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the Fifth Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

15 16 6. For the sixth judicial district department of  
15 17 correctional services, the following amount, or so much  
15 18 thereof as is necessary:

General Fund appropriation to DOC for the Sixth Community Based Corrections District. Maintains the current level of service.

15 19 a. For salaries, support, maintenance, and miscellaneous  
15 20 purposes:

15 21 ..... \$ 3,982,335

15 22 **[**b. For additional funding for minimum staffing in field  
15 23 services and for not more than the following full-time  
15 24 equivalent positions:

**VETOED**

General Fund appropriations for new funding for the following programs: field services, intensive supervision, staff for new beds at Cedar Rapids authorized in 1989, Home Work Release, Treatment Alternatives to Street Crime, and job development grants. The beds are anticipated to be available in the Fall or Winter of 1990.

15 25 ..... \$ 609,228  
15 26 ..... FTEs 16.79

15 27 c. For additional funding of the intensive supervision  
15 28 program and for not more than the following full-time  
15 29 equivalent positions:

VETOED: The Governor vetoed the funding for minimum staffing stating that the level of increase was too costly.

15 30 ..... \$ 179,814  
15 31 ..... FTEs 3.49

15 32 d. For staffing of additional new beds at the Cedar Rapids  
15 33 residential facility as authorized during the 1989 session of  
15 34 the general assembly and for not more than the following full-  
15 35 time equivalent positions:

16 1 ..... \$ 337,733  
16 2 ..... FTEs 7.70

16 3 e. For establishment of a home work release program within  
16 4 the district and for not more than the following full-time  
16 5 equivalent positions:

16 6 ..... \$ 68,432

16 7	.....	FTEs	2.00
16 8	f. For continued funding of the treatment alternatives to		
16 9	street crime program:		
16 10	.....	\$	35,100
16 11	g. For the job development grant program established in		
16 12	House File 772 enacted during the 1989 session of the general		
16 13	assembly:		
16 14	.....	\$	77,733

16 15 The district department shall continue the intensive  
 16 16 supervision program established within the district in 1988  
 16 17 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 16 18 f, and shall continue the sex offender program established  
 16 19 within the district in 1989 Iowa Acts, chapter 316, section 8,  
 16 20 subsection 1, paragraph f.

Requires the District to continue the Intensive Supervision Program and a Sex Offender Treatment Program.

16 21 The district department of correctional services, in  
 16 22 cooperation with the chief judge of the judicial district,  
 16 23 shall develop a plan to divert low-risk offenders to the least  
 16 24 restrictive sanction available. The plan shall be designed to  
 16 25 take into consideration the impact upon the local communities  
 16 26 within the district. The plan shall be implemented by October  
 16 27 1, 1990. The district shall report to the joint justice  
 16 28 system appropriations subcommittee and to the department of  
 16 29 corrections by October 1, 1990, including the types of  
 16 30 proposed diversion programs and the number of offenders likely  
 16 31 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the Sixth Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

16 32 7. For the seventh judicial district department of  
 16 33 correctional services, the following amount, or so much  
 16 34 thereof as is necessary:

General Fund appropriation to DOC for the Seventh Community Based Corrections District. Maintains the current level of service.

16 35 a. For salaries, support, maintenance, and miscellaneous  
 17 1 purposes:

17 2	.....	\$	3,227,824
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17 3 [b. For additional funding for minimum staffing in field  
 17 4 services and for not more than the following full-time  
 17 5 equivalent positions:

17 6	.....	\$	260,003
17 7	.....	FTEs	8.83

VETOED

General Fund appropriations for new funding for the following programs: field services, intensive supervision, Treatment Alternatives to Street Crime, and to continue the FY 1990 contract for private job development.

17 8 c. For additional funding of the intensive supervision

17 9 program and for not more than the following full-time  
 17 10 equivalent positions:  
 17 11 ..... \$ 57,131  
 17 12 ..... FTEs 1.00  
 17 13 d. For continued funding of the treatment alternatives to  
 17 14 street crime program:  
 17 15 ..... \$ 55,890  
 17 16 e. For funding to continue to contract for job development  
 17 17 with a private entity which is not controlled or administered  
 17 18 by any state agency or any political subdivision of the state,  
 17 19 and which has a minimum of 15 years of service experience with  
 17 20 offender and ex-offender populations:  
 17 21 ..... \$ 90,000

VETOED: The Governor vetoed the funding for minimum staffing stating that the level of increase was too costly.

17 22 The district department shall continue the intensive  
 17 23 supervision program established within the district in 1988  
 17 24 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 17 25 g, and shall continue the intensive supervision program  
 17 26 established within the district for sex offenders and other  
 17 27 high-risk clients, and the sex offender treatment program  
 17 28 established within the district in 1989 Iowa Acts, chapter  
 17 29 316, section 8, subsection 1, paragraph g.

Requires the District to continue the Intensive Supervision Program and the Sex Offender Treatment Program.

17 30 The district department of correctional services, in  
 17 31 cooperation with the chief judge of the judicial district,  
 17 32 shall develop a plan to divert low-risk offenders to the least  
 17 33 restrictive sanction available. The plan shall be designed to  
 17 34 take into consideration the impact upon the local communities  
 17 35 within the district. The plan shall be implemented by October  
 18 1 1, 1990. The district shall report to the joint justice  
 18 2 system appropriations ~~subcommittee~~ and to the department of  
 18 3 corrections by October 1, 1990, including the types of  
 18 4 proposed diversion programs and the number of offenders likely  
 18 5 to be diverted to the lowest sanction available.

Requires the District to cooperate with the Chief Judge of the Seventh Judicial District to develop a plan to divert low-risk offenders to the least restrictive sanction available. Requires the plan to consider the impact upon local communities. Requires the plan to be implemented by October 1, 1990. Requires the District to report details of the plan to the Joint Justice System Appropriations Subcommittee and DOC by October 1, 1990.

18 6 8. For the eighth judicial district department of  
 18 7 correctional services, the following amount, or so much  
 18 8 thereof as is necessary:  
 18 9 a. For salaries, support, maintenance, and miscellaneous  
 18 10 purposes:  
 18 11 ..... \$ 1,699,249

General Fund appropriation to DOC for the Eighth Community Based Corrections District. Maintains the current level of service.

18 12 [b. For additional funding for minimum staffing in field **VETOED**  
 18 13 services and for not more than the following full-time  
 18 14 equivalent positions:  
 18 15 ..... \$ 299,190  
 18 16 ..... FTEs 8.40 ]

18 17 [c. For additional funding for residential minimum staffing **VETOED**  
 18 18 and for not more than the following full-time equivalent  
 18 19 positions:  
 18 20 ..... \$ 43,384  
 18 21 ..... FTEs 1.233

18 22 d. For staffing of additional new beds at the Ottumwa  
 18 23 facility authorized during the 1989 session of the general  
 18 24 assembly and for not more than the following full-time  
 18 25 equivalent positions:  
 18 26 ..... \$ 570,035  
 18 27 ..... FTEs 13.28

18 28 e. For continued funding of the treatment alternatives to  
 18 29 street crime program:  
 18 30 ..... \$ 61,979

18 31 f. For the job development grant program established in  
 18 32 House File 772 enacted during the 1989 session of the general  
 18 33 assembly:  
 18 34 ..... \$ 77,733

18 35 g. For funding to continue to contract for job development  
 19 1 with a private entity which is not controlled or administered  
 19 2 by any state agency or any political subdivision of the state,  
 19 3 and which has a minimum of 15 years of service experience with  
 19 4 offender and ex-offender populations:  
 19 5 ..... \$ 90,000

19 6 The district department shall continue the intensive  
 19 7 supervision program established within the district in 1988  
 19 8 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 19 9 h, and shall continue the sex offender program established  
 19 10 within the district in 1989 Iowa Acts, chapter 316, section 8,  
 19 11 subsection 1, paragraph h.

19 12 The district department of correctional services, in  
 19 13 cooperation with the chief judge of the judicial district,  
 19 14 shall develop a plan to divert low-risk offenders to the least

General Fund appropriations for new funding for the following programs: residential and field services, staff for new beds at Ottumwa, Treatment Alternatives to Street Crime, job development grants, and to provide for private contracts for job development. The beds are anticipated to be available in the Fall or Winter of 1990.

NOTE: H.F. 2569 eliminates the \$90,000 allocation for job development grants.

VETOED: The Governor vetoed the funding for residential and field services minimum staffing stating that the level of increase was too costly.

Requires the District to continue the Intensive Supervision Program and the Sex Offender Treatment Program.

Requires the District to cooperate with the Chief Judge of the Eighth Judicial District to develop a plan to divert low-risk offenders to the least

19 15 restrictive sanction available. The plan shall be designed to  
 19 16 take into consideration the impact upon the local communities  
 19 17 within the district. The plan shall be implemented by October  
 19 18 1, 1990. The district shall report to the joint justice  
 19 19 system appropriations subcommittee and to the department of  
 19 20 corrections by October 1, 1990, including the types of  
 19 21 proposed diversion programs and the number of offenders likely  
 19 22 to be diverted to the lowest sanction available.

restrictive sanction available. Requires **the** plan to  
 consider the impact upon local communities. Requires  
 the plan to be implemented by October 1, 1990.  
 Requires the District to report details of the plan  
 to the Joint Justice System Appropriations  
 Subcommittee and DOC by October 1, 1990.

19 23 9. There is appropriated from the general fund of the  
 19 24 state to the department of corrections for the fiscal year  
 19 25 beginning July 1, 1990, and ending June 30, 1991, the  
 19 26 following amounts, or so much thereof as is necessary:  
 19 27 a. For the assistance and support of each judicial  
 19 28 district department of correctional services:  
 19 29 ..... \$ 201,798

General Fund appropriation to DOC for the CBC  
 Statewide account, which provides assistance and  
 support of the eight Community Based Corrections  
 Districts.

DETAIL: Reflects the following changes from FY 1990:

1. Transfers \$100,000 to the Fifth Judicial District for offender re-orientation programs, transfers \$481,728 for the Treatment Alternatives to Street Crimes Program to all eight CBC Districts, and transfers \$233,199 for job development grants to the First, Sixth and Eighth CBC Districts.
2. Deducts \$200,000 for job development grants which the Governor vetoed in FY 1990.

19 30 b. For additional funding of the intensive supervision  
 19 31 programs in conjunction with electronic monitoring established  
 19 32 within the districts and for not more than the following full-  
 19 33 time equivalent positions:  
 19 34 ..... \$ 85,272  
 19 35 ..... FTEs 1.37

General Fund appropriations for new funding for the  
 following programs: intensive supervision, Treatment  
 Alternatives to Street Crime, and pilot projects to  
 reduce revocations to prison.

20 1 c. For additional funding for the treatment alternatives  
 20 2 to street crimes program and for not more than the following  
 20 3 full-time equivalent positions:  
 20 4 ..... \$ 150,180  
 20 5 ..... FTEs 4.25  
 20 6 [d. For funding of the pilot projects to reduce revocations  
 20 7 to prison:  
 20 8 ..... \$ 200,000

VETOED: The Governor vetoed the funding for a pilot  
 project to reduce revocations to prison and related  
 intent language stating that fiscal constraints do  
 not allow the startup of this new program.

VETOED



20 9 As a condition, limitation, and qualification of this  
 20 10 appropriation, the department of corrections shall administer  
 20 11 pilot projects to reduce revocation rates to prison. Each  
 20 12 district shall submit a proposal to the central office and  
 20 13 grants will be awarded on a competitive basis pursuant to  
 20 14 criteria established by the department. The districts are to  
 20 15 develop a range of sanctions within the local communities  
 20 16 intended to reduce the revocations to prison. All districts  
 20 17 are eligible to participate, but awards are not required to be  
 20 18 made to all districts. The department shall submit a report  
 20 19 to the joint justice system appropriations subcommittee and  
 20 20 the legislative fiscal bureau by December 1, 1990, which is to  
 20 21 include the identification of districts receiving the grants,  
 20 22 the dollar amount of each grant, program description upon  
 20 23 which each grant was based, and the projected outcomes on the  
 20 24 revocation rate to prison.

Requires the Department to administer funding for pilot projects to reduce revocation rates to prison. Details the grant award process. Requires the Department to submit a report to the Joint Justice System Appropriations Subcommittee and the LFB by December 1, 1990. Requires the report to include the following information: which districts received a grant, the dollar amount of each grant, a program description of the pilot project, and the projected outcomes on the revocation rate to prison.

20 25 As a condition, limitation, and qualification of the  
 20 26 additional amounts appropriated to the departments of  
 20 27 correctional services and the department of corrections for  
 20 28 the intensive supervision program, the department of  
 20 29 corrections shall cooperate with the board of parole in  
 20 30 developing a plan of early release under the intensive  
 20 31 supervision program for additional persons in an effort to  
 20 32 assist in controlling the prison population and assuring  
 20 33 prison space for the confinement of offenders whose release  
 20 34 would be detrimental to the citizens of this state. The  
 20 35 department and the board shall report to the legislative  
 21 1 fiscal bureau on a monthly basis concerning the implementation  
 21 2 of this plan, including the **number of** inmates released under  
 21 3 the intensive supervision program.

Requires the eight CBC Districts, DOC and Parole Board to cooperate in developing an early release plan for prisoners to be supervised under the Intensive Supervision Program. Also, requires DOC and Parole Board to report to the LFB on a monthly basis regarding implementation of the plan.

21 4 10. The department of corrections shall not make an  
 21 5 intradepartmental transfer of moneys appropriated to the  
 21 6 department, unless notice of the intradepartmental transfer is  
 21 7 given prior to its effective date to the legislative fiscal  
 21 8 bureau. The notice shall include information on the  
 21 9 department's rationale for making the transfer and details  
 21 10 concerning the workload and performance measures upon which  
 21 11 the transfers are based.

Requires notification to the LFB for any intradepartmental transfer, prior to the transfer occurring.

21 12 11. The department of corrections shall report to the  
 21 13 legislative fiscal bureau on a monthly basis the current  
 21 14 expenditures and full-time equivalent positions of the  
 21 15 department's various allocations with a comparison of actual  
 21 16 to budgeted expenditures and full-time equivalent positions.

Requires **DOC** to provide monthly financial reports to the LFB.

21 17 The department of corrections shall use the department of  
 21 18 management's budget system in developing the budget  
 21 19 information for the eight district departments of correctional  
 21 20 services, and each of the district departments shall be  
 21 21 treated as a separate budget unit with each program modality  
 21 22 classified as a separate organization code.

Specifies budget procedures and collection of performance data for the district departments.

21 23 The department shall furnish performance measure data  
 21 24 designed to enable comparison of this data with historical  
 21 25 spending information, and shall assist the legislative fiscal  
 21 26 bureau in developing information to be used in legislative  
 21 27 oversight of all programs operated by the department.

21 28 12. The department of corrections shall continue the **OWI**  
 21 29 facilities established in **1986** Iowa Acts, chapter 1246,  
 21 30 section 402, in compliance with the conditions specified in  
 21 31 that section.

Requires the Department to maintain the Operating While intoxicated (OWI) facilities.

21 32 **Sec. 7.**

21 33 There is appropriated from the general fund of the state to  
 21 34 the judicial department for the fiscal year beginning July 1,  
 21 35 **1990**, and ending June 30, **1991**, the following amounts, or so  
 22 1 much thereof as is necessary, to be used for the purposes  
 22 2 designated:  
 22 3 1. For salaries of supreme court justices, appellate court  
 22 4 judges, district court judges, district associate judges,  
 22 5 judicial magistrates and staff, state court administrator,  
 22 6 clerk of the supreme court, district court administrators,  
 22 7 clerks of the district court, juvenile court officers, board  
 22 8 of law examiners and board of examiners of shorthand reporters  
 22 9 and judicial qualifications commission, receipt and  
 22 10 disbursement of child support payments, and maintenance,  
 22 11 equipment, and miscellaneous purposes:  
 22 12 ..... \$ 70,272,600

General Fund appropriation to the Judicial Department for operations.

DETAIL: Reflects the following changes from FY 1990:

1. Transfers the FY **1990** child support appropriation (\$730,379) into the operating budget, and adds \$500,000 for the program.
2. Adds \$1,762,684 for salary annualization.
3. Adds \$274,815 for juvenile court services.
4. Adds \$200,000 for jury and witness fees.
5. Adds \$500,000 for child support operations.

NOTE: H.F. 2569 makes a contingent appropriation of \$5,300,000 from the General Fund for the Iowa Court Inform'ation System and micrographics equipment. It also appropriates from the General Fund \$136,000 for

	a Child Custody Pilot Project and \$70,000 for a feasibility study on a Family Court System and judicial training. H.F. 2564 appropriates \$135,000 from the General Fund for an additional judgeship in District 8B.
<p>22 13 As a condition, limitation, and qualification of this  22 14 appropriation, the department shall reimburse the auditor of  22 15 state for expenses incurred in completing audits of the  22 16 offices of the clerks of the district court during the fiscal  22 17 year beginning July 1, 1990.</p>	<p>Requires the Department to reimburse the Auditor of State for expenses related to auditing the District Clerks of Court.</p>
<p>22 18 As a condition, limitation, and qualification of this  22 19 appropriation, the judicial department shall, from the funds  22 20 appropriated in subsection 1 which exceed the amount  22 21 appropriated to the judicial department for the fiscal year  22 22 beginning July 1, 1989, and ending June 30, 1990, provide in  22 23 addition to the amount used for the following designated  22 24 purposes for the fiscal year beginning July 1, 1989, and  22 25 ending June 30, 1990, an additional \$500,000 which shall be  22 26 used for the receipt and disbursement of child support  22 27 payments, and an additional \$274,815 which shall be used for  22 28 juvenile court services.</p>	<p>Requires the Department to spend funds, in addition to what will be expended in FY 1990, as follows:</p> <ol style="list-style-type: none"> <li>1. An additional \$500,000 for child support operations.</li> <li>2. An additional \$274,815 for juvenile court services.</li> </ol>
<p>22 29 As a condition, limitation, and qualification of this  22 30 appropriation, the judicial department, except for purposes of  22 31 internal processing, shall use the current state budget  22 32 system, the state payroll system, and the Iowa finance and  22 33 accounting system in administration of programs and payments  22 34 for services, and shall not duplicate the state payroll,  22 35 accounting, and budgeting systems.</p>	<p>Requires that the Judicial Department not duplicate current state payroll, budgeting, and accounting systems, except for the implementation of an internal accounting and recordkeeping system.</p>
<p>23 1 The judicial department shall submit monthly financial  23 2 statements to the legislative fiscal bureau and the department  23 3 of management containing all appropriated accounts in the same  23 4 manner as provided in the monthly financial status reports and  23 5 personal services usage reports of the department of revenue  23 6 and finance. The monthly financial statements shall include a  23 7 comparison of the dollars and percentage spent of budgeted  23 8 versus actual revenues and expenditures on a cumulative basis</p>	<p>Requires the Judicial Department to submit monthly financial statements on all appropriated accounts to the LFB and the Department of Management.</p>

23 9 for full-time equivalent positions and dollars.

23 10 Of the funds appropriated under this subsection, not more  
23 11 than \$1,800,000 may be transferred into the revolving fund  
23 12 established pursuant to section 602.1302, subsection 3, to be  
23 13 used for the payment of jury and witness fees and mileage.

Permits a maximum of \$1,800,000 to be transferred into the Jury and Witness Fee Revolving Fund for jury and witness fees and mileage.

23 14 2. For the juvenile victim restitution program:  
23 15 ..... \$ 100,000

General Fund appropriation to the Judicial Department for the Juvenile Victim Restitution Program. Maintains the current level of service.

23 16 Notwithstanding chapter 232A, it is the intent of the  
23 17 general assembly that the judicial department receive the  
23 18 funds appropriated and administer the Iowa juvenile victim  
23 19 restitution program.

CODE: Requires the judicial Department to administer the Juvenile Victim Restitution Program.

23 20 Sec. 8.  
23 21 There is appropriated from the general fund of the state to  
23 22 the judicial department for the fiscal year beginning July 1,  
23 23 1990, and ending June 30, 1991, the following amount, or so  
23 24 much thereof as is necessary, to be used for the purpose  
23 25 designated:

General Fund appropriation for the new funding of the Court Information System.

23 26 1. For the Iowa court information system:  
23 27 ..... \$ 1,500,000

23 28 As a condition, limitation, and qualification of this  
23 29 appropriation, the judicial department, except for purposes of  
23 30 internal processing, shall use the current state budget  
23 31 system, the state payroll system, and the Iowa finance and  
23 32 accounting system in administration of programs and payments  
23 33 for services, and shall not duplicate the state payroll,  
23 34 accounting, and budgeting systems.

Requires that the Judicial Department not duplicate current state payroll, budgeting, and accounting systems, except for the implementation of an internal accounting and recordkeeping system.

23 35 [2. For the implementation of the pilot program of  
24 1 mandatory mediation of contested issues of child custody and  
24 2 visitation established pursuant to House File 2533, if enacted  
24 3 by the Seventy-third General Assembly, 1990 Session:  
24 4 ..... \$ 136,000

VETOED

Contingent General Fund appropriation to the Judicial Department to implement a Child Custody Pilot Project.

NOTE: Contingent appropriation based upon the enactment of H.F. 2533. H.F. 2533 was not enacted.

VETOED: The Governor vetoed this ,contingent appropriation, stating that H.F. 2533 had not passed.

24 5 The department shall establish the program at the dispute  
24 6 resolution center in Linn county.]

Requires the Pilot Project to be established in Linn County.

24 7 [3. For the implementation of the pilot program  
24 8 establishing a family court pursuant to House File 2533, if  
24 9 enacted by the Seventy-third General Assembly, 1990 Session:  
24 10 ..... \$ 400,0001

VETOED

Contingent General Fund appropriation to the Judicial Department to establish a family court.

NOTE: Contingent appropriation based upon the enactment of H.F. 2533. H.F. 2533 was not enacted.

VETOED: The Governor vetoed this contingent appropriation, stating that H.F. 2533 had not passed.

24 11 4. Notwithstanding section 602.5205, for expenses of  
24 12 judges of the court of appeals located outside the seat of  
24 13 government:  
24 14 ..... \$ 7,500

CODE: New General Fund appropriation for expenses of the Appeals Court.

24 15 The judicial department shall not change the appropriations  
24 16 from the amounts appropriated under this section, unless  
24 17 notice of the revisions is given prior to their effective date  
24 18 to the legislative fiscal bureau. The notice shall include  
24 19 information on the department's rationale for making the  
24 20 changes and details concerning the workload and performance  
24 21 measures upon which the changes are based.

Requires the Judicial Department to notify the LFB if it changes the appropriations for the new Court Information System funding or the Appeals Court expenses. Requires that notification include information regarding the Department's rationale for making the changes, and details concerning the workload and performance measures upon which the changes are based.

24 22 Sec. 9.  
24 23 There is appropriated from the general fund of the state  
24 24 for the fiscal year beginning July 1, 1990, and ending June  
24 25 30, 1991, the following amount, or so much thereof as is  
24 26 necessary, as follows:  
24 27 For the division of criminal justice planning established  
24 28 pursuant to House File 2468, if enacted by the Seventy-third  
24 29 General Assembly, 1990 Session, and for not more than the

Contingent General Fund appropriation to the Criminal Justice Planning Division for the implementation of H.F. 2468.

NOTE: H.F. 2468 which expands the research and statistical analysis requirements of the Division, was enacted.

24 30	following full-time equivalent positions:		
24 31	.....	\$	100,000
24 32	.....	FTEs	4.00

24 33 **Sec. 10.** Section 602.1301, subsection 2, paragraph a, Code  
 24 34 Supplement 1989, is amended to read as follows:  
 24 35 a. As early as possible, but not later than December 1,  
 25 1 the supreme court shall submit to the legislative fiscal  
 25 2 bureau the annual budget request and detailed supporting  
 25 3 information for the judicial department. The submission shall  
 25 4 be designed to assist the legislative fiscal bureau in its  
 25 5 preparation for legislative consideration of the budget  
 25 6 request. The information submitted shall contain and be  
 25 7 arranged in a format substantially similar to the format  
 25 8 specified by the director of management and used by all  
 25 9 departments and establishments in transmitting to the director  
 25 10 estimates of their expenditure requirements pursuant to  
 25 11 section 8.23, except the estimates of expenditure requirements  
 25 12 shall be based upon one hundred percent of funding for the  
 25 13 current fiscal year accounted for by program, and using the  
 25 14 same line item definitions of expenditures as used for the  
 25 15 current fiscal year's budget request, and the remainder of the  
 25 16 estimate of expenditure requirements prioritized by program.  
 25 17 The supreme court shall also make use of the department of  
 25 18 management's automated budget system when submitting  
 25 19 information to the director of management to assist the  
 25 20 director in the transmittal of information as required under  
 25 21 section 8.35A. The supreme court shall budget and track  
 25 22 expenditures by the following separate organization codes:  
 25 23 a. Child support operations.  
 25 24 b. Appellate courts.  
 25 25 c. Central administration.  
 25 26 d. District court administration.  
 25 27 e. Judges and magistrates.  
 25 28 f. Court reporters.  
 25 29 g. Juvenile court officers.  
 25 30 h. District court clerks.  
 25 31 i. Jury and witness fees.

CODE: Requires certain organization codes to be used by the Supreme Court in submitting the budget requests through the State's budget system.

25 32 **Sec. 11.**  
 25 33 The department of corrections, judicial district

Requires DOC, Judicial District Departments of Correctional Services, Parole Board and the Judicial

25 34 departments of correctional services, board of parole, and the  
 25 35 judicial department shall develop an automated data system for  
 26 1 use in the sharing of information between the department of  
 26 2 corrections, judicial district departments of correctional  
 26 3 services, board of parole, and the judicial department. The  
 26 4 information to be shared shall concern any individual who may,  
 26 5 as the result of an arrest or infraction of any law, be  
 26 6 subject to the jurisdiction of the department of corrections,  
 26 7 judicial district departments of correctional services, or  
 26 8 board of parole.

Department to develop an automated data system to share information.

26 9 [Sec. 12.  
 26 10 The department of human services shall enter into a  
 26 11 cooperative agreement with the judicial department by May 1,  
 26 12 1990, which shall provide for reimbursement and incentive  
 26 13 payments to the judicial department for those activities  
 26 14 eligible for federal financial participation pursuant to 45  
 26 15 CFR, pt. 304.]

VETOED

Requires the Judicial Department and DHS to enter into a cooperative agreement regarding federal funds.

VETOED: The Governor vetoed this intent language stating that federal approval of any agreement is necessary.

26 16 [Sec. 13.  
 26 17 Section 12 of this Act, being deemed of immediate  
 26 18 importance, takes effect upon enactment.]

VETOED

Effective date clause for the cooperative agreement between the Judicial Department and DHS.

VETOED: The Governor vetoed the enactment clause for Section 12.

26 19 Sec. 14. 1990 Iowa Acts, Senate File 2212, section 23, is  
 26 20 amended by adding the following new unnumbered paragraph:  
 26 21 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
 26 22 the moneys appropriated in this section that remain  
 26 23 unencumbered and unobligated on June 30, 1990, shall not  
 26 24 revert to the general fund but shall remain available for  
 26 25 expenditure for the purposes designated during the fiscal year  
 26 26 beginning July 1, 1990.

CODE: Adds language which permits \$100,000 appropriated in S.F. 2212 to carry forward into FY 1991. These funds are appropriated for a job-related education program.

26 27 [Sec. 15. Section 4, subsection 1, paragraph b,  
 26 28 subparagraph (3), of this Act, being deemed of immediate  
 26 29 importance, takes effect upon enactment]

VETOED

Effective date clause for hiring staff at the Anamosa correctional facility.

VETOED: The Governor vetoed the enactment clause for Section 4.1(b)(3).

26 30 [Sec. 16.  
 26 31 Section 5, subsection 1, unnumbered paragraph 2, of this  
 26 32 Act, which relates to the employment of a correctional  
 26 33 education administrator, being deemed of immediate importance,  
 26 34 takes effect upon enactment and the department shall  
 26 35 immediately commence the process for employing the  
 27 1 administrator and the department of management shall authorize  
 27 2 expenditures to be incurred in commencing this process.]  
 27 3 SF 2408  
 27 4 mj/cc/26

VETOED

Effective date clause for the authorization of the hiring process for two additional staff. These staff are to implement the comprehensive Institutional Education Program.



**EXECUTIVE SUMMARY  
REGULATION APPROPRIATIONS BILL**

**SENATE FILE 2328**

NEW PROGRAMS, SERVICES, OR  
ACTIVITIES

MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS

- Adds staff and funding to implement a pilot project to deliver precontested **case** proceeding services for workers' compensation at selected Job Service offices. (Page 4, Line 21)
- Adds staff and funding for the Department of Inspections and Appeals (DIA) to conduct **audits** of bingo operations. (Page 11, Line 26)
- Authorizes use of a portion of the General Fund appropriation for Indigent Defense to expand the services provided by the Public Defender to areas currently utilizing court-appointed counsel. (Page 12, Line 26)
- Adds staff and funding for the Professional Licensing Division of the Department of Commerce (DOC) to regulate errors and omissions insurance for real estate appraisers. (Page 14, Line 22)
- Adds staff and funding for the State Auditor to comply with the GAAP implementation schedule. (Page 1, Line 1)
- Adds staff and funding to the **Labor** Services Division of the Department of Employment Services (DES) for enforcement of the Iowa Minimum Wage Law, contractor registration, and **asbestos** removal. (Page 3, Line 10)
- Adds staff and funding to the Industrial Services Division of **DES** to reduce the **workers'** compensation case backlog. (Page 3, Line 25)
- Adds staff and funding to expand Foster Care Review into the Eighth Judicial **District** and for a Polk County foster care coordinator. (Page 11, Line 13)
- Appropriates \$9,700,000 from the General Fund for Indigent Defense, an increase of **\$500,000** as compared to total FY 1990 funding of **\$9,200,000** (\$7,200,000 plus **\$2,000,000** supplemental). (Page 12, Line 18)
- Reduces the revolving fund appropriation and FTE positions for the Savings and **Loan** Division of DOC by one-half due to the decline in number of State chartered institutions. (Page 18, Line 12)

## EXECUTIVE SUMMARY REGULATION APPROPRIATIONS BILL

## SENATE FILE 2328

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Adds staff and funding for start-up costs associated with Riverboat Gambling. (Page 23, Line 14)
- Allows funds from unclaimed pari-mutuel Winnings to be appropriated, for FY **1991**, to the Racing and Gaming Commission (RGC) for riverboat gambling start-up **costs**. (Page 23, Line 23)
- Requires the Director of DES to direct the administrative and compliance functions and control the docket of the Industrial Services Division. (Page 25, Line 30)
- Allows the Industrial Commissioner of DES to appoint one or more Chief Deputy Industrial Commissioners or Assistant Industrial Commissioners to perform duties **as** prescribed by the Industrial Commissioner. (Page 25, Line 35)
- Prohibits the Industrial Commissioner or Chief Deputy Industrial Commissioner from actively campaigning for political candidates. (Page 26, Line 8)
- Extends the sunset of the Administrative Contribution Surcharge **Tax to July 1, 1994**, and requires the tax to be collected until December **31,1994**. (Page 27, Line 1)
- Removes RGC from **DIA** and makes it a separate State agency. (Page 27, Line 7)
- Allows RGC more latitude in authorizing pari-mutuel betting combinations. (Page 27, Line 18)
- Requires the Pari-Mutuel **Tax** be paid to RGC instead of the General Fund. (Page 28, Line 27)
- Extends the deadline for the Alcoholic Beverage Division of DOC to implement bottle deposit procedures, per H. **F. 753**, to July **1,1991**. (Page 33, Line 20)
- Eliminates the sunset of Section 477.9A, Code of Iowa, regarding notification upon deregulation of telephone and telegraph companies. (Page 33, Line 26)
- Allows the State Auditor **to** add staff and expend additional funds, if necessary **to** perform reimbursable audits. (Page 1, Line 20)

### STUDIES AND INTENT LANGUAGE

**EXECUTIVE SUMMARY  
REGULATION APPROPRIATIONS BILL**

**SENATE FILE 2328**

- Require the Industrial Services Division of DES to implement procedures for mediation services and expedited workers' compensation cases. (Page 3, Line 33)
- Requires the Industrial Services Division of DES to submit a report to the General Assembly regarding the impact of the Pilot Project on the workers' compensation case backlog. (Page 6, Line 17)
- Requires the Insurance Division of DOC to provide a report on the reduction in delays in reporting information regarding agent continuing education, licensing, and company appointments. (Page 20, Line 13)
- Allows the RGC to expend additional funds, if more than three riverboats are licensed. (Page 24, Line 28)

**GOVERNOR'S VETOES**

The Governor vetoed the \$180,000 General Fund appropriation for the Workers' Compensation Pilot Project, stating that the Pilot Project could be handled by present staff and did not require a General Fund appropriation. (Page 4, Line 21)

The Governor vetoed the transfer of \$75,000 from the General Fund appropriation for Indigent Defense to the Legal Services Corporation of Iowa, stating that DIA would need the entire General Fund appropriation to pay attorneys' claims. (Page 12, Line 22)

The Governor vetoed language allowing the Insurance Division of DOC to expend additional funds for administrative law duties associated with S. F. 2249. The Governor stated the language was unnecessary because S. F. 2249 was vetoed. (Page 21, Line 4)

The Governor vetoed language removing the RGC from DIA and making it a separate State agency, stating that the functions of RGC had been performed satisfactorily under DIA and there was no need to make RGC a separate State agency. (Page 22, Line 14; Page 23, Line 4; Page 23, Line 19; and Page 27, Line 7)

Senate File 2328 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
7	4	5	Nwthstnd	Sec. 96.13(3) and Sec. 453.7	Use of Funds
8	22	6	Nwthstnd	Sec. 96.7(12)(c)	Use of Funds
12	18	9.2	Nwthstnd	Sec. 232.141 and Chapter 815	Use of Funds
15	28	14	Nwthstnd	Sec. 123.53	Use of Funds
23	23	23	Nwthstnd	Sec. 99D.13	Unclaimed Winnings
24	3	23	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
25	9	24	Adds	Sec. 11.21A	Audit Costs
25	30	25	Adds	Sec. 84A.1(2)	DES Director Authority
25	35	26	Adds	Sec. 86.2	Industrial Commissioner
26	8	27	Amends	Sec. 86.4	Political Activity
26	16	28	Amends	Sec. 96.5(10)	Federal Conformity
27	1	29	Amends	Sec. 96.7(12)(d)	Extends Sunset
27	8	30	Amends	Code Supplement 1989 Sec. 99D.5(1)	Creates Separate Dept.
27	18	31	Amends	Code Supplement 1989 Sec. 99D.11(5)	Pari-Mutuel Wagering
28	3	32	Amends	Code Supplement 1989 Sec. 99D.13(2)	Racing Dog Adoption
28	27	33	Amends	Code Supplement 1989 Sec. 990.15	Pari-Mutuel Tax
30	34	34	Amends	Sec. 99D.17	Use of Pari-Mutuel Tax
31	11	35	Amends	Sec. 99D.18	Use of Surplus Funds
31	26	36	Amends	Sec. 114.12	Professional Licensing Fees
31	33	37	Amends	Sec. 116.3(3)	Professional Licensing Fees
32	4	38	Amends	Sec. 117.14	Professional Licensing Fees
32	20	39	Amends	Code Supplement 1989 Sec. 117B.6(2)	Professional Licensing Fees
32	25	<b>40</b>	Amends	Code Supplement 1989 Sec. 118.11	Professional Licensing Fees

Page #	Line #	Bill Section	Action	Code Section Changed	Description
32	30	<del>41</del>	Amends	Sec. 118A.14	Professional Licensing Fees
32	35	42	Adds	Sec. 546.10(5)	Creates Revolving Fund
33	20	43	Amends	Sec. 42, Chapter 272 1989 Iowa Acts	Bottle Deposit
33	26	45	Repeals	Sec. 42, Chapter 321 1989 Iowa Acts	Telephone Deregulation

1 1 Section 1.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the office of the auditor of state for the fiscal year  
 1 4 beginning July 1, 1990, and ending June 30, 1991, the  
 1 5 following amount, or so much thereof as is necessary, to be  
 1 6 used for the purposes designated:  
 1 7 For salaries, support, maintenance, miscellaneous purposes,  
 1 8 and for not more than the following full-time equivalent posi-  
 1 9 tions:  
 1 10 ..... \$ 2,036,602  
 1 11 ..... FTEs 154.50

General Fund appropriation to the State Auditor

DETAIL: Provides sufficient funding to complete 100% of the normal audit work plan and meets the Generally Accepted Accounting Principles (GAAP) implementation schedule for statewide financial statements.

1 12 Of the amount appropriated in this section, \$276,952, or so  
 1 13 much thereof as is necessary, is to be expended for 19 FTEs,  
 1 14 which are new positions, to conduct audits required to prepare  
 1 15 financial statements related to full implementation of  
 1 16 generally accepted accounting principles (GAAP). The  
 1 17 authorization for 19 additional FTEs in this paragraph is  
 1 18 intended to be a one-time appropriation, and those positions  
 1 19 are not intended to be funded in subsequent fiscal years.

Requires \$276,952 and 19.0 FTE positions be utilized to complete statewide financial statements under GAAP. Requires the 19 new positions to be funded for a one year period and phased out on or before July 1, 1992.

1 20 The auditor of state may expend additional moneys and  
 1 21 retain additional full-time equivalent positions as is  
 1 22 reasonable and necessary to perform audits, such as audits for  
 1 23 local governments, if all of the following conditions are  
 1 24 satisfied:

Allows the State Auditor to add additional staff to conduct reimbursable audits when the cost of the audit will be recovered from the entity being audited. Requires the State Auditor to request and receive approval from the Department of Management (DOM) prior to adding staff. Requires the Legislative Fiscal Bureau (LFB) and the Legislative Fiscal Committee to also be notified.

1 25 1. The amount expended is proportional to the costs that  
 1 26 are reimbursable from the entity being audited, including but  
 1 27 not limited to expenses reimbursable pursuant to section  
 1 28 11.5A, 11.20, or 11.21.

1 29 2. The auditor of state submits a request to the  
 1 30 department of management to expend a specific additional  
 1 31 amount in connection with specified reimbursable audits.

1 32 3. The department of management approves the additional  
 1 33 spending from any unappropriated funds in the state treasury  
 1 34 upon a finding that all or substantially all of the amount  
 1 35 requested and approved will be reimbursable from the entity  
 2 1 being audited.

2 2 4. The department of management notifies the legislative  
 2 3 fiscal bureau of any additional moneys approved.

2 4 5. The department of management notifies the legislative  
 2 5 fiscal committee of any additional moneys approved prior to  
 2 6 the expenditure.  
 2 7 6. Upon payment or reimbursement by the entity, the  
 2 8 auditor of state shall credit the payments to the state  
 2 9 treasury for deposit in the general fund.

2 11 revolving fund currently used to fund reimbursable audits, and  
 2 12 shall instead use moneys from the general fund as provided in  
 2 13 this section to perform reimbursable audits.

2 14 Sec. 2.  
 2 15 There is appropriated from the general fund of the state to  
 2 16 the campaign finance disclosure commission for the fiscal year  
 2 17 beginning July 1, 1990, and ending June 30, 1991, the  
 2 18 following amount, or so much thereof as is necessary, for the  
 2 19 purposes designated:  
 2 20 For salaries, support, maintenance, miscellaneous purposes,  
 2 21 and for not more than the following full-time equivalent posi-  
 2 22 tions:  
 2 23 ..... \$ 263,118  
 2 24 ..... FTEs 6.75  
 2 25 Of the amount appropriated, \$24,000, or so much thereof as  
 2 26 is necessary shall be expended for 1 clerk typist FTE, and  
 2 27 necessary expenses, in connection with the performance of  
 2 28 administrative duties for the director of the commission.

2 29 Sec. 3.  
 2 30 There is appropriated from the general fund of the state to  
 2 31 the department of employment services for the fiscal year  
 2 32 beginning July 1, 1990, and ending June 30, 1991, the  
 2 33 following amounts, or so much thereof as is necessary, for the  
 2 34 purposes designated:  
 2 35 1. DIVISION OF LABOR SERVICES  
 3 1 For salaries, support, maintenance, miscellaneous purposes,  
 3 2 and for not more than the following full-time equivalent posi-  
 3 3 tions:  
 3 4 ..... \$ 2,727,562  
 3 5 ..... FTEs 104.80

Requires the State Auditor to discontinue the use of the Local Government Audit Revolving Fund.

General Fund appropriation to the Campaign Finance Disclosure Commission for general operations.

DETAIL: Adds \$24,000 and 1.0 FTE position for clerical assistance.

General Fund appropriation to the Division of Labor Services of the Department of Employment Services (DES) for general operations.

DETAIL: Adds \$527,584 and 16 FTE positions as compared to FY 1990 for enforcement of the minimum wage law, inspection of asbestos removal, maintenance of Occupational Safety and Health Standard (OSHA) records, and enforcement of the Contractor Registration Program.

3 6 From the contractor registration fees, the division of  
 3 7 labor services shall reimburse the department of inspections  
 3 8 and appeals for all costs associated with hearings under  
 3 9 chapter 91C, relating to contractor registration.

Requires the Labor Services Division to reimburse the Employment Appeals Board for appeals relating to the Contractor Registration Program.

3 10 Of the amount appropriated under this subsection, the  
 3 11 following amounts, or *so* much thereof as is necessary, shall  
 3 12 be expended for the designated purposes: \$344,258, for 10  
 3 13 FTEs to enforce the Iowa minimum wage law; \$98,974, for 3.0  
 3 14 FTEs in connection with asbestos removal; \$14,108, for 1 FTE  
 3 15 to implement a recordkeeping system to meet federal  
 3 16 occupational and health administration requirements; and  
 3 17 \$70,244, for 2 FTEs for administration and enforcement of the  
 3 18 contractor registration program.

Requires the Labor Services Division of DES to expend funds as specified.

3 19 2. DIVISION OF INDUSTRIAL SERVICES

General Fund appropriation to the Industrial Services Division of DES.

3 20 For salaries, support, maintenance, miscellaneous purposes,  
 3 21 and for not more than the following full-time equivalent posi-  
 3 22 tions:

3 23 .....	\$	1,989,820
3 24 .....	FTEs	45.76

DETAIL: Adds funding and staff to eliminate the current workers' compensation case backlog over a two-year period. A backlog case is defined as one that has exceeded 90 days since the hearing date with the Industrial Commissioner without a final report. The number of backlog cases on December 1, 1989 was 157.

3 25 As a condition, qualification, and limitation of the funds  
 3 26 appropriated by this subsection, \$403,208, or *so* much thereof  
 3 27 as is necessary, shall be expended for 9 FTEs, and necessary  
 3 28 expenses, including 4 deputy industrial commissioners, 2 word  
 3 29 processors, 2 data entry operators, and 1 insurance program  
 3 30 specialist to expedite the administrative hearing process for  
 3 31 workers' compensation cases, and to assist in reducing the  
 3 32 contested case backlog.

Requires the Division to expend \$403,208 for 9.0 FTE positions to eliminate the workers' compensation case backlog.

3 33 As a condition, qualification, and limitation of the funds  
 3 34 appropriated by this section, the department of employment  
 3 35 services shall direct the division of industrial services to  
 4 1 implement, by rule, procedures for an informal mediation  
 4 2 process to avoid filing contested cases and for an expedited

Requires the Industrial Services Division of DES to implement, by rule, procedures for mediation services and expedited workers' compensation contested case proceedings.



<p>4 3 workers' compensation contested case proceeding.</p> <p>4 4 Of the amount appropriated under this subsection, <b>\$116,000</b>,</p> <p>4 5 or <del>so</del> much thereof as is necessary, is to reimburse the</p> <p>4 6 department of employment services, for data processing costs.</p> <p>4 7 The division shall continue charging a \$65 filing fee for</p> <p>4 8 workers' compensation cases. The filing fee shall be paid by</p> <p>4 9 the petitioner of a claim; however, the fee can be taxed as a</p> <p>4 10 cost, and therefore, paid by the losing party, except in cases</p> <p>4 11 where it would impose an undue hardship or be unjust in the</p> <p>4 12 circumstances.</p> <p>4 13 The department of employment services, the department of</p> <p>4 14 personnel, and the department of management shall work</p> <p>4 15 together to ensure that as nearly as possible all full-time</p> <p>4 16 equivalent positions authorized and funded for the department</p> <p>4 17 of employment services will be utilized during the fiscal year</p> <p>4 18 beginning July 1, 1990, and ending June 30, 1991, and future</p> <p>4 19 fiscal years, to ensure that the backlog of cases in that</p> <p>4 20 department will be reduced as rapidly as possible.</p> <p>4 21 <b>[</b>Sec. 4. DEPARTMENT OF EMPLOYMENT SERVICES, DIVISION <sup>OF</sup> <b>VETOED</b></p> <p>4 22 INDUSTRIAL SERVICES PILOT SERVICES DELIVERY PROGRAM.</p> <p>4 23 1. The division of industrial services of the department</p> <p>4 24 of employment services shall establish a pilot program to</p> <p>4 25 deliver precontested case proceeding services to employees and</p> <p>4 26 employers from the local job service office in each <del>of</del> the</p> <p>4 27 following service areas: Dubuque and Sioux City. Each of the</p> <p>4 28 <b>job</b> service offices in the industrial services pilot program</p> <p>4 29 shall be assigned one additional professional staff person and</p> <p>4 30 one additional support staff person, for a total of <b>2</b></p> <p>4 31 additional FTEs in each office.</p> <p>4 32 2. The industrial services pilot program employees in each</p> <p>4 33 of the participating job service offices shall provide the</p> <p>4 34 following precontested case proceeding services:</p> <p>4 35 a. Independent informational services for both employees</p> <p>5 1 and employers by providing informal assistance in determining</p> <p>5 2 rights and obligations of employees and employers under state</p>	<p>Requires the Division to reimburse DES for data processing costs.</p> <p>Requires the Division to continue charging a <b>\$65</b> filing fee for workers' compensation cases.</p> <p>Requires the Departments of Employment Services, Personnel, and Management to cooperate in filling all authorized and funded positions within DES to reduce case backlogs.</p> <p>Requires the Industrial Services Division of DES to establish a pilot program to deliver precontested case proceeding services to employees and employers from Job Services Offices located in Dubuque and Sioux City.</p> <p>VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the expedited case proceeding, and that additional funding is not required.</p> <p>Outlines the types of precontested case proceeding services to be provided to employees and employers.</p> <p>VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the</p>
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5 3 and federal law, especially as such rights pertain to workers'  
 5 4 compensation rights and obligations. Advice or information  
 5 5 provided shall not be binding upon the division.  
 5 6 b. Workers' compensation compliance investigations, based  
 5 7 upon complaints received, or upon a random selection mechanism  
 5 8 from a list of employers within the service area.  
 5 9 c. Informal mediation of disputes between employers and  
 5 10 employees to avoid, if possible, filing of a contested case by  
 5 11 resolving disputes through mediation.  
 5 12 d. Assistance in preparation of an adequate record or an  
 5 13 initial complaint to facilitate the contested case  
 5 14 proceedings. Evidence of the initial fact gathering conducted  
 5 15 under the pilot program, or of information or advice provided  
 5 16 through the pilot program, may be introduced in a contested  
 5 17 case proceeding to the extent such information is relevant.  
 5 18 e. Other duties assigned to the pilot program employees by  
 5 19 the industrial commissioner in connection with workers'  
 5 20 compensation compliance enforcement; avoidance of contested  
 5 21 cases through improved communications among the department,  
 5 22 employees, and employers; and decentralized administrative  
 5 23 duties.

expedited case proceeding, and that additional funding is not required.

5 24 3. The department of employment services and the division  
 5 25 of industrial services shall employ reasonable efforts to  
 5 26 advertise and make known the availability of industrial  
 5 27 services pilot program services in the communities served.  
 5 28 Such efforts shall include notices in any departmental mass  
 5 29 mailings to employers or employees in the service areas,  
 5 30 public service announcements and advertisements, and leaflets  
 5 31 to be made available in each job service office served and to  
 5 32 be made otherwise available.

Requires DES to advertise the pilot program in the communities served.

VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the expedited case proceeding, and that additional funding is not required.

5 33 4. The professional staff person assigned to each  
 5 34 participating job service office of the industrial services  
 5 35 pilot program may order an employee or employer to participate  
 6 1 in an informal mediation meeting. A person who fails to  
 6 2 comply with an order to participate in mediation shall pay all  
 6 3 costs incurred by the division and other parties in connection  
 6 4 with the order and the attempted mediation, and is admissible  
 6 5 in evidence in any subsequent contested case proceeding.

Permits DES staff to require participation in an informal mediation process.

VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the expedited case proceeding, and that additional funding is not required.

6 6 5. There is appropriated from the general fund of the  
 6 7 state, to the division of industrial services of the  
 6 8 department of employment services, for the fiscal year  
 6 9 beginning July 1, 1990, and ending June 30, 1991, the  
 6 10 following amount, or so much thereof as is necessary, for the  
 6 11 purpose designated:  
 6 12 For industrial services pilot program salaries, support,  
 6 13 maintenance, miscellaneous purposes, and for not more than the  
 6 14 following full-time equivalent positions:  
 6 15 ..... \$ 180,000  
 6 16 ..... FTEs 4.00

General Fund appropriation to the Industrial Services Division to implement the precontested case proceeding services pilot program.

DETAIL: The purpose of the pilot program is to reduce the number of contested workers' compensation cases filed by helping employers and employees resolve disputes before formal cases are filed.

VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the expedited case proceeding, and that additional funding is not required.

6 17 6. The industrial commissioner shall submit a report to  
 6 18 the general assembly on or before January 15, 1991,  
 6 19 summarizing the impact to date of the pilot program on  
 6 20 contested case proceedings filed by employees and upon  
 6 21 division compliance efforts. The commissioner shall make  
 6 22 specific recommendations on whether to continue the pilot  
 6 23 program, and whether the scope of the program should be  
 6 24 expanded to include other job service offices. It is the  
 6 25 intention of the general assembly to reduce the number of  
 6 26 contested case filings by employees through early voluntary  
 6 27 resolution of disputes between informed employees and  
 6 28 employers. Provision of accurate information by the division,  
 6 29 and mediation if necessary, early in the process is intended  
 6 30 to substantially reduce the legal and litigation expenses  
 6 31 typically incurred by employers and employees in workers'  
 6 32 compensation contested cases. Further, accurate information  
 6 33 should help employers avoid incurring unintended liability and  
 6 34 thus avoid disputes. It is also the intention of the general  
 6 35 assembly to assure that employees receive the full benefit of  
 7 1 the protections of the workers' compensation law through  
 7 2 improved compliance enforcement. The commissioner's report  
 7 3 shall analyze the pilot program in light of these goals. 3

Requires the Industrial Services Division to submit a report to the General Assembly on or before January 15, 1991 regarding the impact of the pilot program, and includes language stating the intent of the pilot program.

VETOED: The Governor vetoed this Section regarding the pilot project stating that language in this Act allows DES to develop procedures to implement the expedited case proceeding, and that additional funding is not required.

7 4 Sec. 5.

CODE: Allows moneys in the Special Employment

7 5 1. Notwithstanding the provisions of section 96.13,  
 7 6 subsection 3, which restrict the use of moneys in the special  
 7 7 employment security contingency fund, moneys in the fund on  
 7 8 June 30, 1990, shall not be transferred by the treasurer of  
 7 9 state to either the temporary emergency surcharge fund or the  
 7 10 unemployment compensation fund, but shall be available to the  
 7 11 division of job service of the department of employment  
 7 12 services for the fiscal year beginning July 1, 1990, and  
 7 13 ending June 30, 1991, for expenditures under subsection 2.

Security Contingency Fund to be expended as specified  
 in the following Section.

7 14 2. The division of job service shall expend moneys which  
 7 15 are credited to the special employment security contingency  
 7 16 fund during the fiscal year beginning July 1, 1990, and ending  
 7 17 June 30, 1991, including moneys which are available to the  
 7 18 division of job service under subsection 1, only in accordance  
 7 19 with the following restrictions:

Requires the expenditures from the Special Employment  
 Security Contingency Funds as follows:

7 20 a. The division may expend up to \$50,000 from the fund for  
 7 21 repairs to the exterior of the office building located at 150  
 7 22 Des Moines Street, Des Moines, Iowa.

a. Allows the Division to spend \$50,000  
 to repair the exterior of the office  
 located at 150 Des Moines Street, Des  
 Moines, IA.

7 23 b. The division may expend up to \$559,300 from the fund  
 7 24 for the support of the county, labor survey, economic  
 7 25 development teams to assist in conducting labor availability  
 7 26 surveys on a county basis.

b. Allows the Division to spend \$559,300  
 for County, Labor Survey, Economic  
 Development Teams.

7 27 c. The division may expend moneys in the fund in  
 7 28 accordance with section 96.13, subsection 3, paragraph a,  
 7 29 for the payment of costs of administration which are found not  
 7 30 to have been properly and validly chargeable against federal  
 7 31 grants or other funds, received for or in the employment  
 7 32 security administration fund.

c. Allows the Division to expend monies  
 from the Administrative Contribution  
 Surcharge Fund (Penalty and Interest  
 Fund) for expenses not chargeable  
 against federal grants and other  
 funds.

7 33 d. The balance of moneys in the special employment  
 7 34 security contingency fund shall be deposited by the treasurer  
 7 35 of state in the division-approved training fund which is  
 8 1 created as a special fund in the state treasury.

d. Requires the balance of moneys  
 remaining in the Special Employment  
 Security Contingency Fund to be  
 deposited in the Division-Approved  
 Training Fund. Allows up to \$40,000  
 from the Division-Approved Training  
 Fund to be used for administration.  
 Requires payments from the  
 Division-Approved Training Fund to be  
 made directly to the institution  
 providing the training.

8 2 Notwithstanding section 453.7, interest or earnings from  
 8 3 moneys deposited in the **division-approved** training fund shall  
 8 4 be credited to that fund. The division shall use moneys from  
 8 5 the fund to pay only the instructional cost of training  
 8 6 related to tuition and course fees, approved by the division  
 8 7 pursuant to section 96.4 and 345 Iowa administrative code,  
 8 8 rules 4.39 and 4.40, for individuals who demonstrate to the  
 8 9 division's satisfaction that they are financially incapable of

8 10 paying the instructional cost of the approved training.  
 8 11 However, the division may expend up to \$40,000 from the fund  
 8 12 for administrative costs relating to payments for division  
 8 13 approved training.  
 8 14 Payments from the fund shall not be made to the individual  
 8 15 receiving approved training but shall be made directly to the  
 8 16 institution or person providing the approved training.  
 8 17 Payments shall not exceed \$1,000 per individual trainee in any  
 8 18 2-year period. The division shall distribute information on  
 8 19 the qualification requirements for and availability of payment  
 8 20 for the division-approved training to individuals filing  
 8 21 claims for benefits or receiving benefits under chapter 96.

8 22 Sec. 6.  
 8 23 There is appropriated from the administrative contribution  
 8 24 surcharge fund of the state to the department of employment  
 8 25 services for the fiscal year beginning July 1, 1990, and  
 8 26 ending June 30, 1991, the following amount, *or so* much thereof  
 8 27 as is necessary, for the purposes designated:

8 28 DIVISION OF JOB SERVICE

8 29 Notwithstanding section 96.7, subsection 12, paragraph c,  
 8 30 for salaries, support, maintenance, miscellaneous purposes,  
 8 31 and for not more than the following full-time equivalent  
 8 32 positions:

a 33 .....	\$	4,895,084
8 34 .....	FTEs	171.80

Appropriation to the Division of Job Services of DES from the Administrative Contribution Surcharge Fund for field operations. Maintains current level of service.

CODE: Allows funds to be spent for support of both urban and rural Job Service Offices.

8 35 As a condition, qualification, and limitation of this  
 9 1 appropriation, the department of employment services shall  
 9 2 provide services throughout the fiscal year beginning July 1,  
 9 3 1990, and ending June 30, 1991, in all communities in which  
 9 4 job service offices are operating on July 1, 1990. However,  
 9 5 this provision shall not prevent the consolidation of multiple  
 9 6 offices within the same city or the collocation of job service  
 9 7 offices with another public agency.

Requires DES to continue all Job Services Offices which are in operation on July 1, 1990.

9 8 Sec. 7.  
 9 9 There is appropriated from the administrative contribution  
 9 10 surcharge fund of the state to the department of employment  
 9 11 services, the lesser of \$200,000 or the remaining balance in  
 9 12 the fund at the end of the fiscal year beginning July 1, 1989,

FY 1990 supplemental appropriation to the Division of Job Services of DES from the Administrative Contribution Surcharge Fund for field operations.

DETAIL: This appropriation is effective for the

PG LN	Senate File 2328	Explanation
9 13	and ending June 30, 1990, to provide services in communities	fiscal year beginning July 1, 1989.
9 14	where job service offices were located as of July 1, 1989.	
9 15	Sec. 8.	General Fund appropriation to the Department of Inspections and Appeals (DIA).
9 16	There is appropriated from the general fund of the state to	
9 17	the department of inspections and appeals for the fiscal year	
9 18	beginning July 1, 1990, and ending June 30, 1991, the	
9 19	following amounts, or so much thereof as is necessary, for the	
9 20	purposes designated:	
9 21	1. FINANCE AND SERVICES DIVISION	General Fund appropriation to the Finance and Services Division of DIA. Maintains current level of service.
9 22	For salaries, support, maintenance, miscellaneous purposes,	
9 23	and for not more than the following full-time equivalent	
9 24	positions:	
9 25	..... \$ 582,796	
9 26	..... FTEs 26.00	
9 27	Of the amount appropriated, \$13,210, or so much thereof as	Requires the Division to expend \$13,210 for 1.0 FTE position to process payments for court-appointed counsel for adult and juvenile indigent defense costs. This position also manages a data base to provide information about indigent defense claims.
9 28	is necessary, shall be expended for 1 FTE and necessary	
9 29	expenses in connection with the administration of payment	
9 30	claims to court-appointed counsel for adult and juvenile	
9 31	indigent defense costs.	
9 32	2. AUDITS DIVISION	General Fund appropriation to the Audits Division of DIA. Maintains current level of service.
9 33	For salaries, support, maintenance, miscellaneous purposes,	
9 34	and for not more than the following full-time equivalent	
9 35	positions:	
10 1	..... \$ 559,809	
10 2	..... FTEs 18.00	
10 3	3. APPEALS AND FAIR HEARINGS DIVISION	General Fund appropriation to the Appeals and Fair Hearings Division of DIA. Maintains current level of service.
10 4	For salaries, support, maintenance, miscellaneous purposes,	
10 5	and for not more than the following full-time equivalent	
10 6	positions:	
10 7	..... \$ 366,991	
10 8	..... FTEs 15.50	
10 9	4. INVESTIGATIONS DIVISION	General Fund appropriation to the Investigations Division of DIA. Maintains current level of service.
10 10	for salaries, support, maintenance, miscellaneous purposes,	
10 11	and for not more than the following full-time equivalent	

10 12 positions:  
 10 13 ..... \$ 467,632  
 10 14 ..... FTEs 39.00

10 15 5. HEALTH FACILITIES DIVISION  
 10 16 For salaries, support, maintenance, miscellaneous purposes,  
 10 17 and **for** not more than the following full-time equivalent  
 10 18 positions:  
 10 19 ..... \$ 1,627,109  
 10 20 ..... FTEs 104.00

10 21 6. INSPECTIONS DIVISION  
 10 22 For salaries, support, maintenance, miscellaneous purposes,  
 10 23 and for not more than the following full-time equivalent  
 10 24 positions:  
 10 25 ..... \$ 929,177  
 10 26 ..... FTEs 26.50

10 27 7. EMPLOYMENT APPEAL BOARD  
 10 28 For salaries, support, maintenance, miscellaneous purposes,  
 10 29 and for not more than the following full-time equivalent posi-  
 10 30 tions:  
 10 31 ..... \$ 42,804  
 10 32 ..... FTEs 16.80

10 33 The employment appeal board shall be reimbursed by the  
 10 34 labor services division of the department of employment  
 10 35 services for all costs associated with hearings conducted  
 11 1 under chapter 91C, related to contractor registration. The  
 11 2 board is authorized to expend, in addition to the amount  
 11 3 appropriated under this subsection, such amounts as are  
 11 4 directly billable to the labor services division under this  
 11 5 subsection and to retain such additional FTEs as needed to  
 11 6 conduct hearings required pursuant to chapter 91C.

11 7 8. FOSTER CARE REVIEW BOARD  
 11 8 For salaries, support, maintenance, miscellaneous purposes,  
 11 9 and for not more than the following full-time equivalent posi-  
 11 10 tions:  
 11 11 ..... \$ 467,946  
 11 12 ..... FTEs 12.85

General Fund appropriation to the Health Facilities Division of DIA. Maintains current level of service.

General Fund appropriation to the Inspections Division of DIA. Maintains current level of service..

General Fund appropriation to the Employment Appeal Board for general operations. Maintains current level of service.

Requires the Labor Services Division of DES to reimburse the Board **for** costs associated with contractor registration appeal hearings.

General Fund appropriation to the Foster Care Review Board **for** general operations.

DETAIL: Expands the foster care review process into the Eighth Judicial District. Currently the Board reviews cases in the Fifth and Sixth Judicial

Districts.

11 13 Of the amount appropriated in this subsection, the  
 11 14 following amounts, or so much thereof as is necessary, shall  
 11 15 be expended for the purpose designated: for the purchase of 2  
 11 16 laptop computers, associated printers, and other hardware and  
 11 17 software, \$6,200; to expand the foster care registry  
 11 18 statewide, \$25,828 for 1.00 FTE; for the Polk county foster  
 11 19 care coordinator, \$34,342 and 1 FTE; and for expansion of the  
 11 20 foster care review system into the eighth judicial district,  
 11 21 \$74,433 and 2.50 FTEs.

Requires the Board to expend \$6,200 for laptop computers, \$25,828 for 1.0 FTE position to expand the Foster Care Registry statewide, \$74,433 for 2.5 FTE positions to expand foster care reviews into the Eighth Judicial District, and \$34,342 for 1.0 FTE position for a Polk County Foster Care Coordinator.

11 22 9. The department of inspections and appeals may charge  
 11 23 state departments, agencies, and commissions for services  
 11 24 rendered and the payment received shall be considered  
 11 25 repayment receipts as defined in section 82, subsection 5.

Allows DIA to bill State agencies for services provided.

11 26 10. BINGO AUDITORS

11 27 For salaries, support, maintenance, and miscellaneous  
 11 28 purposes in connection with conducting 100 percent of the  
 11 29 required bingo audits every 2 years, and for not more than the  
 11 30 following full-time equivalent positions:

General Fund appropriation to DIA to audit bingo operations.

11 31 ..... \$ 87,430  
 11 32 ..... FTEs 2.00

DETAIL: Adds funds for two positions to audit all bingo operations every two years.

11 33 Sec. 9.

11 34 There is appropriated from the general fund of the state to  
 11 35 the office of the state public defender for the fiscal year  
 12 1 beginning July 1, 1990, and ending June 30, 1991, the  
 12 2 following amounts, or so much thereof as is necessary, for the  
 12 3 purposes designated:

General Fund appropriation to the Public Defender for operations. Maintains current level of service.

12 4 1. For salaries, support, maintenance, miscellaneous  
 12 5 purposes, and for not more than the following full-time  
 12 6 equivalent positions:  
 12 7 ..... \$ 3,915,141  
 12 8 ..... FTEs 93.80

12 9 a. Of the amount appropriated in this subsection, \$91,652,  
 12 10 or so much thereof as is necessary, shall be expended for 3  
 12 11 FTEs, and necessary expenses, to operate the Polk county

Requires the Public Defender to expend \$91,652 for 3.0 FTE positions to operate the Polk County Deposition Unit.



12 12 deposition unit.

12 13 b. Of the amount appropriated in this subsection, \$76,863,  
12 14 or so much thereof as is necessary, shall be expended for 2  
12 15 FTEs and necessary expenses for the Pottawattamie county  
12 16 office of the public defender in connection with juvenile  
12 17 defense expenses of that office in Pottawattamie county.

Requires the Public Defender to expend \$76,863 for 2.0 FTE positions for juvenile defense in Pottawattamie County.

12 18 2. For indigent court-appointed attorney fees for adults  
12 19 and juveniles, notwithstanding section 232.141 and chapter  
12 20 815:

General Fund appropriation to DIA indigent court-appointed attorney fees.

12 21 ..... \$ 9,700,000

CODE: Eliminates the requirement, for FY 1991, that counties pay for the cost of indigent defense under Section 232.141, Code of Iowa. Requires the appropriation for the Indigent Defense Program be made to DIA and not the Supreme Court for FY 1991.

DETAIL: Adds \$500,000 for FY 1991 as compared to FY 1990 because of the increase in claims filed by attorneys.

12 22 [Of the amount appropriated in this subsection, \$75,000, or  
12 23 so much thereof as is necessary, shall be transferred to the  
12 24 legal services corporation of Iowa for the general obligations  
12 25 of the legal services corporation of Iowa<sup>3</sup>

VETOED

Requires \$75,000 of the amount appropriated for Indigent Defense be transferred to the Legal Services Corporation of Iowa.

VETOED: The Governor vetoed this transfer stating that the full appropriation would be needed to pay indigent defense claims.

12 26 3. The office of the public defender shall be permitted to  
12 27 transfer so much as is necessary for salaries, support,  
12 28 maintenance, and miscellaneous purposes, for 2 FTEs from the  
12 29 \$9,700,000". appropriated for indigent defense, if the  
12 30 following conditions are satisfied:

Allows the Public Defender to establish 2.0 FTE positions to expand services provided by the Public Defender's Office. The expansion is funded from monies appropriated for the Indigent Defense Program. Requires the Public Defender to notify and receive approval from DOM prior to any additional expenditure for expansion. This Section also requires the LFB to be notified.

12 31 a. The office of the public defender proposes the transfer  
12 32 in the course of an expansion of services to provide public  
12 33 defender services to persons who would otherwise be served by  
12 34 court-appointed council funded from the indigent defense  
12 35 appropriation.

13 1 b. The department of management approves the transfer upon  
 13 2 a finding that the delivery of services through the public  
 13 3 defender's office would be more cost effective.  
 13 4 c. The department of management reports the transfer of  
 13 5 moneys to the legislative fiscal bureau and to the regulation  
 13 6 appropriations subcommittee of the general assembly.

13 7 Sec. 10.

13 8 There is appropriated from the road use tax fund to the  
 13 9 department of inspections and appeals for the fiscal year  
 13 10 beginning July 1, 1990, and ending June 30, 1991, the  
 13 11 following amount, or so much thereof as is necessary, for the  
 13 12 purposes designated:  
 13 13 For salaries, support, maintenance, miscellaneous purposes,  
 13 14 and for not more than the following full-time equivalent posi-  
 13 15 tions:  
 13 16 ..... \$ 483,356  
 13 17 ..... FTEs 11.50

Appropriation to DIA from the Road Use Tax Fund to  
 conduct appeal hearings on discontinuances of motor  
 fuel and special fuel distributors and dealers.  
 Maintains current level of service.

13 18 It is the intent of the general assembly that the  
 13 19 department of inspections and appeals cross-train its  
 13 20 employees to perform more than one form of inspection or work  
 13 21 whenever possible.

Directs cross-training of DIA employees.

13 22 Sec. 11.

13 23 There is appropriated from the general fund of the state to  
 13 24 the public employment relations board for the fiscal year  
 13 25 beginning July 1, 1990, and ending June 30, 1991, the  
 13 26 following amount, or so much thereof as is necessary, for the  
 13 27 purposes designated:  
 13 28 For salaries, support, maintenance, miscellaneous purposes,  
 13 29 and for not more than the following full-time equivalent posi-  
 13 30 tions:  
 13 31 ..... \$ 685,409  
 13 32 ..... FTEs 14.00

General Fund appropriation to the Public Employment  
 Relations Board for general operations.

DETAIL: Adds \$18,954 and 0.5 FTE position to convert  
 a part-time administrative law judge to a full-time  
 position to assist in caseload reduction.

13 33 Of the amount appropriated in this section, \$18,954, or so  
 13 34 much thereof as is necessary, may be expended for .5 FTE by  
 13 35 converting a part-time administrative law judge to a full-time  
 14 1 position.

14 2 Sec. 12.

Professional Licensing Revolving Fund appropriation

14 3 There is appropriated from the professional licensing  
 14 4 revolving fund to the professional licensing and regulation  
 14 5 division of the department of commerce, for the fiscal year  
 14 6 beginning July 1, 1990, and ending June 30, 1991, the  
 14 7 following amount, or *so* much thereof as is necessary, for the  
 14 8 purposes designated:  
 14 9 For salaries, support, maintenance, miscellaneous purposes,  
 14 10 and for not more than the following full-time equivalent posi-  
 14 11 tions:  
 14 12 ..... \$ 856,600  
 14 13 ..... FTEs 11.00

to the Professional Licensing Division of the Department of Commerce (DOC). Maintains current level of service.

14 14 Of the amount appropriated in this section, the following  
 14 15 amounts, or *so* much thereof as is necessary, shall be expended  
 14 16 for the designated purposes: \$29,045 for the real estate  
 14 17 appraisers board per diem, charges, and expenses; \$6,700 to  
 14 18 reimburse the auditor of state; \$450 to reimburse the  
 14 19 department of personnel; and \$24,768 to reimburse the office  
 14 20 of the attorney general for services provided by those  
 14 21 agencies to the division.

Requires the Division to expend \$29,045 for the Real Estate Appraiser's Board per diem and expenses, \$6,700 to reimburse the State Auditor, \$450 to reimburse the Department of Personnel (IDOP), and \$24,768 to reimburse the Attorney General's Office.

14 22 Of the amount appropriated in this section, the following  
 14 23 amounts, or *so* much thereof as is necessary, shall be expended  
 14 24 for the designated purposes: \$29,000 for 1 administrative  
 14 25 assistant FTE, \$20,000 to contract for insurance consulting  
 14 26 services, and \$17,280 for support and capital expenses, all in  
 14 27 connection with the first year of implementing House File 730,  
 14 28 regarding errors and omission insurance for real estate  
 14 29 appraisers, if enacted by the 1990 Session of the General  
 14 30 Assembly.

Requires the Division to expend \$29,000 for an administrative assistant position, \$20,000 for insurance consultation services and \$17,280 for support costs to administer errors and omissions insurance for real estate appraisers.

14 31 The professional licensing and regulation division may  
 14 32 expend additional funds, including funds required for  
 14 33 additional personnel, if those additional expenditures are  
 14 34 actual expenses which exceed the funds budgeted for the  
 14 35 division, and result directly from the licensing and  
 15 1 regulation of the subject professions. Before the division  
 15 2 expends or encumbers an amount in excess of the funds budgeted  
 15 3 for examinations, the director of the department of management  
 15 4 shall approve the expenditure or encumbrance. Before approval  
 15 5 is given, the director of the department of management shall

Permits the Division to expend additional funds in excess of the appropriation if necessary for licensing and regulation, with the approval of DOM. Requires the additional funds to be collected from those persons being regulated or licensed.

15 6 determine that the examination expenses exceed the funds  
 15 7 budgeted by the general assembly to the division and the  
 15 8 division does not have other funds from which the expenses can  
 15 9 be paid. Upon approval of the director of the department of  
 15 10 management, the division may expend and encumber funds for  
 15 11 excess expenses. The amounts necessary to fund the excess  
 15 12 expenses shall be collected from those persons being regulated  
 15 13 or licensed which caused the excess expenditures, and the  
 15 14 collections shall be treated as repayment receipts as defined  
 15 15 in section 82, subsection 5.

15 16 Sec. 13.

15 17 There is appropriated from the administrative services  
 15 18 trust fund to the administrative services division of the  
 15 19 department of commerce for the fiscal year beginning July 1,  
 15 20 1990, and ending June 30, 1991, the following amount, or *so*  
 15 21 much thereof as is necessary, to be used for the purposes  
 15 22 designated:

15 23 For salaries, support, maintenance, miscellaneous purposes,  
 15 24 and for not more than the following full-time equivalent posi-  
 15 25 tions:  
 15 26 ..... \$ 1,528,295  
 15 27 ..... FTEs 43.50

15 28 Sec. 14.

15 29 Notwithstanding section 123.53, there is appropriated from  
 15 30 the beer and liquor control fund to the alcoholic beverages  
 15 31 division of the department of commerce for the fiscal year  
 15 32 beginning July 1, 1990, and ending June 30, 1991, the  
 15 33 following amount, or *so* much thereof as is necessary, for the  
 15 34 purposes designated:

15 35 For salaries, support, maintenance, miscellaneous purposes,  
 16 1 and for not more than the following full-time equivalent posi-  
 16 2 tions:  
 16 3 ..... \$ 4,690,167  
 16 4 ..... FTEs 85.86

16 5 Sec. 15.

16 6 There is appropriated from the banking revolving fund to  
 16 7 the banking division of the department of commerce for the  
 16 8 fiscal year beginning July 1, 1990, and ending June 30, 1991,

Administrative Services Trust Fund appropriation to the Administrative Services Division of DOC.

DETAIL: Maintains current level of service. Funds will not be transferred from each division to the Administrative Services Trust Fund to reimburse the State Auditor, IDOP or the Attorney General. Reimbursements will be made by each division directly to the State agency providing the services.

CODE: Modifies the allocation of the Beer and Liquor Control Fund.

Beer and Liquor Control Fund appropriation to the Alcoholic Beverage Division of DOC. Maintains current level of service.

Banking Revolving Fund appropriation to the Banking Division of DOC. Maintains current level of service.

NOTE: S.F. 2280 appropriates an additional \$50,000

16 9 the following amount, or *so* much thereof as is necessary, to  
 16 10 be used for the purposes designated:  
 16 11 For salaries, support, maintenance, miscellaneous purposes,  
 16 12 and for not more than the following full-time equivalent posi-  
 16 13 tions:  
 16 14 ..... \$ 5,650,448  
 16 15 ..... FTEs 118.50

to the Banking Division from the Banking Revolving Fund for implementation and enforcement of interstate banking.

16 16 Of the amount appropriated in this section, the following  
 16 17 amounts, or so much thereof as is necessary, are to be  
 16 18 expended for the designated purpose: \$8,500, to reimburse the  
 16 19 auditor of state; \$6,040 to reimburse the department of  
 16 20 personnel; and \$10,000 to reimburse the attorney general for  
 16 21 services performed by those agencies for the division.

Requires the Division to expend \$8,500 to reimburse the State Auditor, \$6,040 to reimburse IDOP, and \$10,000 to reimburse the Attorney General for services provided.

16 22 The banking division may expend additional funds, including  
 16 23 funds for additional personnel, if those additional  
 16 24 expenditures are actual expenses which exceed the funds  
 16 25 budgeted for bank examinations and directly result from  
 16 26 examinations of banks. Before the division expends or  
 16 27 encumbers an amount in excess of the funds budgeted for  
 16 28 examinations, the director of the department of management  
 16 29 shall approve the expenditure or encumbrance. Before approval  
 16 30 is given, the director of the department of management shall  
 16 31 determine that the examination expenses exceed the funds  
 16 32 budgeted by the general assembly to the division and that the  
 16 33 division does not have other funds from which examination  
 16 34 expenses can be paid. Upon approval of the director of the  
 16 35 department of management the division may expend and encumber  
 17 1 funds for excess examination expenses. The amounts necessary  
 17 2 to fund the excess examination expenses shall be collected  
 17 3 from those banks being regulated which caused the excess  
 17 4 expenditures, and the collections shall be treated as  
 17 5 repayment receipts as defined in section 82, subsection 5.

Permits the Division to expend funds in excess of the appropriation if necessary for examinations, with the approval of DOM. Requires the additional funds to be collected from those banks being regulated.

17 6 Sec. 16.  
 17 7 There is appropriated from the credit union revolving fund  
 17 8 to the credit union division of the department of commerce for  
 17 9 the fiscal year beginning July 1, 1990, and ending June 30,  
 17 10 1991, the following amount, or *so* much thereof as **is**  
 17 11 necessary, to be used for the purposes designated:

Credit Union Revolving Fund appropriation to the Credit Union Division of DOC. Maintains current level of service.

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17 12 For salaries, support, maintenance, miscellaneous purposes,  
 17 13 and for not more than the following full-time equivalent posi-  
 17 14 tions:  
 17 15 ..... \$ 1,067,070  
 17 16 ..... FTEs 20.00

17 17 Of the amount appropriated in this section, the following  
 17 18 amounts, or so much thereof as is necessary, shall be expended  
 17 19 for the purposes designated: for the purchase of personal  
 17 20 computers, \$25,000; and to remodel administrative office space  
 17 21 for new staff added in fiscal year 1990, \$10,000.

Requires the Division to expend \$25,000 for the purchase of personal computers and \$10,000 to remodel administrative office space.

17 22 Of the amount appropriated in this section, the following  
 17 23 amounts, or so much thereof as is necessary, shall be expended  
 17 24 for the purposes designated: \$6,150, to reimburse the auditor  
 17 25 of state; \$1,440, to reimburse the department of personnel;  
 17 26 and \$18,000, to reimburse the attorney general for services  
 17 27 performed by those agencies for the division.

Requires the Division to expend \$6,150 to reimburse the State Auditor, \$1,440 to reimburse IDOP and \$18,000 to reimburse the Attorney General for services provided.

17 28 The credit union division may expend additional funds,  
 17 29 including funds for additional personnel, if those additional  
 17 30 expenditures are actual expenses which exceed the funds  
 17 31 budgeted for credit union examinations and directly result  
 17 32 from examinations of credit unions. Before the division  
 17 33 expends or encumbers an amount in excess of the funds budgeted  
 17 34 for examinations, the director of the department of management  
 17 35 shall approve the expenditure or encumbrance. Before approval  
 18 1 is given, the director of the department of management shall  
 18 2 determine that the examination expenses exceed the funds  
 18 3 budgeted by the general assembly to the division and that the  
 18 4 division does not have other funds from which examination  
 18 5 expenses can be paid. Upon approval of the director of the  
 18 6 department of management the division may expend and encumber  
 18 7 funds for excess examination expenses. The amounts necessary  
 18 8 to fund the excess examination expenses shall be collected  
 18 9 from those credit unions being regulated which caused the  
 18 10 excess expenditures, and the collections shall be treated as  
 18 11 repayment receipts as defined in section 8.2, subsection 5.

Permits the Division to expend funds in excess of the appropriation if necessary for examinations, with the approval of DOM. Requires the additional funds to be collected from those credit unions being regulated.

18 12 Sec. 17.  
 18 13 There is appropriated from the savings and loan revolving

Savings and Loan Revolving Fund appropriation to the Savings and Loan Division of DOC.

18 14 fund to the savings and loan division of the department of  
 18 15 commerce for the fiscal year beginning July 1, 1990, and  
 18 16 ending June 30, 1991, the following amount, or so much thereof  
 18 17 as is necessary, to be used for the purposes designated:  
 18 18 For salaries, support, maintenance, miscellaneous purposes,  
 18 19 and for not more than the following full-time equivalent posi-  
 18 20 tions:  
 18 21 ..... \$ 162,818  
 18 22 ..... FTEs 3.00

DETAIL: The FY 1991 appropriation reflects a reduction of \$162,617 and 3.0 FTE positions, as compared to FY 1990. This results from an anticipated reduction in the number of State chartered savings and loans from 15 to eight.

18 23 Of the amount appropriated in this section, the following  
 18 24 amounts, or so much thereof as is necessary, shall be expended  
 18 25 for the designated purposes: \$5,500, to reimburse the auditor  
 18 26 of state; and \$280, to reimburse the department of personnel  
 18 27 for services performed by those agencies for the division.

Requires the Division to expend \$5,500 to reimburse the State Auditor and \$280 to reimburse IDOP for services provided.

18 28 The savings and loan division may expend additional funds,  
 18 29 including funds for additional personnel, if those additional  
 18 30 expenditures are actual expenses which exceed the funds  
 18 31 budgeted for savings and loan examinations and directly result  
 18 32 from examinations of savings and loan associations. Before  
 18 33 the division expends or encumbers an amount in excess of the  
 18 34 funds budgeted for examinations, the director of the  
 18 35 department of management shall approve the expenditure or  
 19 1 encumbrance. Before approval is given, the director of the  
 19 2 department of management shall determine that the examination  
 19 3 expenses exceed the funds budgeted by the general assembly to  
 19 4 the division and that the division does not have other funds  
 19 5 from which examination expenses can be paid. Upon approval of  
 19 6 the director of the department of management the division may  
 19 7 expend and encumber funds for excess examination expenses.  
 19 8 The amounts necessary to fund the excess examination expenses  
 19 9 shall be collected from those savings and loan associations  
 19 10 being regulated which caused the excess expenditures, and the  
 19 11 collections shall be treated as repayment receipts as defined  
 19 12 in section 8.2, subsection 5.

Permits the Division to expend funds in excess of the appropriation if necessary for examinations, with the approval of DOM. Requires the additional funds to be collected from those savings and loan associations being regulated.

19 13 Sec. 18.  
 19 14 There is appropriated from the insurance revolving fund to  
 19 15 the insurance division of the department of commerce for the  
 19 16 fiscal year beginning July 1, 1990, and ending June 30, 1991,

Insurance Revolving Fund appropriation to the Insurance Division of DOC. Maintains current level of service.

19 17 the following amount, or *so* much thereof as is necessary, to  
 19 18 be used for the purposes designated:  
 19 19 For salaries, support, maintenance, miscellaneous purposes,  
 19 20 and for not more than the following full-time equivalent posi-  
 19 21 tions:  
 19 22 ..... \$ 4,282,403  
 19 23 ..... FTEs 92.33

19 24 Of the amount appropriated in this section, the following  
 19 25 amounts, or *so* much thereof as is necessary, shall be expended  
 19 26 for the designated purposes: \$91,619, for travel expenses of  
 19 27 examination teams; and \$7,315, to reimburse the department of  
 19 28 personnel for services performed for the division.

Requires the Division to expend \$91,619 for examination team travel, and \$7,315 to reimburse IDOP for services provided.

19 29 It is the intent of the general assembly that the depart-  
 19 30 ment of commerce shall transfer 60 percent of insurance  
 19 31 nonexamination revenues received for the fiscal year beginning  
 19 32 July 1, 1990, and ending June 30, 1991, to the general fund of  
 19 33 the state. If the remaining 40 percent of nonexamination  
 19 34 revenues is insufficient, or is estimated to be insufficient,  
 19 35 to fully fund the division's appropriation pursuant to this  
 20 1 section, the division shall retain such amount from the 60  
 20 2 percent of nonexamination revenues as is necessary to fully  
 20 3 fund the division's appropriation.

Requires the Division to transfer 60% of the nonexamination revenues to the General Fund, if the remaining 40% equals or exceeds the appropriation.

20 4 Sec. 19.

Insurance Revolving Fund appropriation to the Insurance Division of DOC.

20 5 There is appropriated from the insurance revolving fund to  
 20 6 the insurance division of the department of commerce for the  
 20 7 fiscal year beginning July 1, 1989, and ending June 30, 1991,  
 20 8 the following amount, or *so* much thereof as is necessary, to  
 20 9 be used for the purposes designated:

DETAIL: Adds funds for computerization of insurance agent licensing and continuing education data.

20 10 For a contract for the mass-loading and processing of  
 20 11 insurance agent licensing and continuing education data:  
 20 12 ..... \$ 60,000

20 13 AS a condition, qualification, and limitation of this  
 20 14 appropriation, the division shall report on or before January  
 20 15 1, 1991, on the reduction in delays in agent continuing  
 20 16 education, licensing, and company appointments data processing  
 20 17 occurring, or to occur, as a result of this contract. The  
 20 18 report shall be delivered to the legislative fiscal bureau.

Requires the Division to provide a report on or before January 1, 1991 on the reduction in delays in reporting information regarding agent continuing education, licensing, and company appointments.



20 19 The insurance division may expend additional funds,  
 20 20 including funds for additional personnel, if those additional  
 20 21 expenditures are actual expenses which exceed the funds  
 20 22 budgeted for insurance company examinations and directly  
 20 23 result from examinations of insurance companies. Before the  
 20 24 division expends or encumbers an amount in excess of the funds  
 20 25 budgeted for examinations, the director of the department of  
 20 26 management shall approve the expenditure or encumbrance. Be-  
 20 27 fore approval is given, the director of the department of man-  
 20 28 agement shall determine that the examination expenses exceed  
 20 29 the funds budgeted by the general assembly to the division and  
 20 30 that the division does not have other funds from which  
 20 31 examination expenses can be paid. Upon approval of the  
 20 32 director of the department of management the division may  
 20 33 expend and encumber funds for excess examination expenses.  
 20 34 The amounts necessary to fund the excess examination expenses  
 20 35 shall be collected from those insurance companies being  
 21 1 regulated which caused the excess expenditures, and the  
 21 2 collections shall be treated as repayment receipts as defined  
 21 3 in section 8.2, subsection 5.

Allows the Division to expend funds in excess of the appropriation if necessary for examinations, with the approval of DOM. Requires the additional funds to be collected from those insurance companies being regulated.

21 4 [The insurance division may expend additional funds,  
 21 5 including funds for additional personnel, if those additional  
 21 6 expenditures are actual expenses which exceed the funds  
 21 7 budgeted for administrative law duties and directly result  
 21 8 from the administration of duties assigned the commissioner of  
 21 9 insurance pursuant to Senate File 2249, if enacted by the 1990  
 21 10 Session of the General Assembly, and the expenditure is  
 21 11 reasonably necessary to eliminate or prevent the creation of a  
 21 12 backlog of workers' compensation contested-case-related  
 21 13 determinations. Before the division expends or encumbers an  
 21 14 amount in excess of the funds budgeted for administrative law  
 21 15 duties, the director of the department of management shall  
 21 16 approve the expenditure or encumbrance. Before approval is  
 21 17 given, the director of the department of management shall  
 21 18 determine the need for the additional expenditures by the  
 21 19 division and that the division does not have other funds from  
 21 20 which the administrative law expenses can be paid. Upon  
 21 21 approval of the director of the department of management, the  
 21 22 division may expend and encumber funds for excess

**VETOED**

Allows the Division to expend additional funds if necessary to administer S.F. 2249 relating to workers' compensation contested-case-related determinations.

VETOED: The Governor vetoed this paragraph stating this language was unnecessary since S.F. 2249 had been vetoed.

21 23 administrative law expenses. The amounts necessary to fund  
 21 24 the excess administrative law expenses shall be expended from  
 21 25 the insurance revolving fund subject to such terms and  
 21 26 conditions imposed by the director of the department of  
 21 27 management when the expenditure is approved. **3**

21 28 Sec. 20.  
 21 29 There is appropriated from the utilities trust fund to the  
 21 30 utilities division of the department of commerce for the  
 21 31 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 21 32 the following amount, or so much thereof as is necessary, to  
 21 33 be used for the purposes designated:  
 21 34 For salaries, support, maintenance, miscellaneous purposes,  
 21 35 and for not more than the following full-time equivalent posi-  
 22 1 tions:  
 22 2 ..... \$ 4,650,920  
 22 3 ..... FTEs 87.50

Utilities Trust Fund appropriation to the Utilities  
 Division of DOC. Maintains current level of service.

22 4 Of the amount appropriated in this section, the following  
 22 5 amounts, or so much thereof as is necessary, shall be expended  
 22 6 for the designated purposes: \$33,000, to reimburse the  
 22 7 department of general services for increased rent expenses;  
 22 8 and \$3,000, to reimburse the department of personnel for  
 22 9 services performed for the division.

Requires the Division to expend \$33,000 to reimburse  
 the Department of General Services for increased rent  
 expense and \$3,000 to reimburse IDOP for services  
 provided.

22 10 Sec. 21.  
 22 11 There is appropriated from the racing commission fund to  
 22 12 the racing and gaming commission for the fiscal year beginning  
 22 13 July 1, 1990, and ending June 30, 1991, the following amount,  
 22 14 or so much thereof as is necessary, conditioned upon the  
 22 15 creation of the state racing and gaming commission as a  
 22 16 separate and distinct state department not under the authority  
 22 17 of the department of inspections and appeals. **3**  
 22 18 the purposes designated:  
 22 19 For salaries, support, maintenance, miscellaneous purposes,  
 22 20 and for not more than the following full-time equivalent posi-  
 22 21 tions:  
 22 22 ..... \$ 1,793,953  
 22 23 ..... FTEs 35.49

**VETOED**

Racing and Gaming Commission (RGC) Revolving Fund  
 appropriation to the RGC for the regulation of horse  
 and dog tracks. Maintains current level of service.  
  
 VETOED: The Governor vetoed the language separating  
 the RGC from the DIA stating that the functions of  
 the Commission had been performed satisfactorily  
 under the Department and that a separate agency was  
 unnecessary.

22 24 The racing and gaming commission shall provide, in the

Requires the Commission to prepare detailed budget

22 25 budget forms for the fiscal year beginning July 1, 1991, and  
 22 26 ending June 30, 1992, a separate line item for veterinarian  
 22 27 services and another line item for body fluid testing of dogs  
 22 28 and horses. These items shall also be designated in the base  
 22 29 budget package and any decision packages in which they appear  
 22 30 in the budget forms. Other professional and scientific  
 22 31 services may be combined into an additional line item, but  
 22 32 must be clearly explained in the budget narrative section of  
 22 33 the budget forms.  
 22 34 Sec. 22.

forms for FY 1992 and to include line items for veterinarian services and body fluid testing of race animals.

22 35 There is appropriated from the excursion boat gambling  
 23 1 revolving fund to the racing and gaming commission, for the  
 23 2 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 23 3 the following amount, or so much thereof as is necessary,  
 23 4 [conditioned upon the creation of the state racing and gaming  
 23 5 commission as a separate and distinct state department not  
 23 6 under the authority of the department of inspections and  
 23 7 appeals] to be used for the purposes designated:  
 23 8 For salaries, support, maintenance, miscellaneous purposes,  
 23 9 and for not more than the following full-time equivalent  
 23 10 positions for administration and enforcement of the excursion  
 23 11 boat gambling laws:  
 23 12 ..... \$ 448,213  
 23 13 ..... FTEs 17.00

VETOED

Excursion Boat Gambling Revolving Fund appropriation to RGC to regulate riverboat gambling.

DETAIL: Adds funds to cover start-up costs associated with riverboat gambling.

VETOED: The Governor vetoed the language separating the RGC from the DIA stating the functions of the Commission had been performed satisfactorily under the Department and that a separate agency was unnecessary.

23 14 Sec. 23.  
 23 15 1. There is appropriated from the general fund of the  
 23 16 state to the racing and gaming commission, for the fiscal  
 23 17 period beginning July 1, 1990, and ending June 30, 1992, for  
 23 18 deposit in the excursion boat gambling revolving fund,  
 23 19 [conditioned upon the creation of the state racing and gaming  
 23 20 commission as a separate and distinct state department not  
 23 21 under the authority of the department of inspections and  
 23 22 appeals,] \$106,154.

VETOED

General fund appropriation to RGC for deposit in the Excursion Boat Gambling Revolving Fund for regulation of riverboat gambling operations.

VETOED: The Governor vetoed the language separating the RGC from the DIA stating the functions of the Commission had been performed satisfactorily under the Department and that a separate agency was unnecessary.

23 23 Notwithstanding section 990.13 to the contrary, for the  
 23 24 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 23 25 of the moneys escheated to the state pursuant to section  
 23 26 99D.13, subsection 2, which are directed to the racing and

CODE: Requires the first \$129,000 of unclaimed winnings from pari-mutuel wagering be deposited in the excursion Boat Gambling Revolving Fund.

23 27 gaming commission, the first \$129,000 received shall be  
 23 28 deposited into the excursion boat gambling revolving fund for  
 23 29 expenditure as provided for under subsection 3 of this  
 23 30 section. Moneys received by the commission in excess of  
 23 31 \$129,000 shall be subject to the standing appropriation  
 23 32 formula contained in section 99D.13, subsection 2.

23 33 There is appropriated from the funds available under  
 23 34 section 990.13 to the racing and gaming commission for the  
 23 35 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 24 1 for deposit in the excursion boat gambling revolving fund,  
 24 2 \$129,000.

24 3 Notwithstanding section 8.33, unencumbered and unobligated  
 24 4 moneys of the moneys appropriated in this subsection on June  
 24 5 30, 1991, shall not revert to the general fund of the state  
 24 6 but shall remain available for expenditure for the purposes  
 24 7 specified.

24 8 2. The amount appropriated from the general fund of the  
 24 9 state in subsection 1 is appropriated from the excursion boat  
 24 10 gambling revolving fund to the treasurer of state, to be  
 24 11 transferred to and deposited in the general fund of the state  
 24 12 no later than June 30, 1992.

24 13 3. There is appropriated from the excursion boat gambling  
 24 14 revolving fund to the racing and gaming commission, for the  
 24 15 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 24 16 the following amount, or so much thereof as is necessary, to  
 24 17 be used for the purposes designated:

24 18 For salaries, support, maintenance, miscellaneous purposes,  
 24 19 and for not more than the following full-time equivalent  
 24 20 positions for administration and enforcement of the excursion  
 24 21 boat gambling laws in connection with the initial 3 excursion  
 24 22 gambling boats to be licensed:

24 23 .....	\$	235,154
24 24 .....	.FTEs	5.25

24 25 The appropriation in this section is in addition to the  
 24 26 appropriation to the racing and gaming commission from the  
 24 27 excursion boat gambling revolving fund in section 21.

24 28 The racing and gaming commission may expend additional

CODE: Allows RGC of DIA to retain any unencumbered and unobligated funds for the regulation of riverboat gambling operations.

Requires RGC to repay the General Fund appropriation provided in Section 23.1 of this Act, no later than June 30, 1992.

Excursion Boat Gambling Revolving Fund appropriation to RGC for the regulation of riverboat gambling operations.

DETAIL: Appropriates from the Excursion Boat Gambling Revolving Fund the General Fund appropriation provided for in Section 23.1 of this Act, to RGC for the regulation of riverboat gambling operations. Funds appropriated in this section are in addition to funds appropriated in Section 22 of this Act.

NOTE: SF. 2569 makes a technical correction to change the Section reference from 21 to 22.

Permits RGC to expend additional funds from the

24 29 moneys from the excursion boat gambling revolving fund as are  
 24 30 reasonably necessary for the regulation and enforcement of  
 24 31 additional licensed excursion gambling boats beyond the  
 24 32 initial 3 boats for which an appropriation is provided,  
 24 33 conditioned upon the following requirements:  
 24 34 a. The commission shall request approval from the  
 24 35 department of management to expend additional moneys in  
 25 1 connection with additional licensed boats.  
 25 2 b. The department of management's approval of the request,  
 25 3 provided that the additional expenditure shall not exceed  
 25 4 \$114,417 and 5.0 FTEs for each additional licensed boat beyond  
 25 5 the initial 3 excursion gambling boats.  
 25 6 c. The department of management shall notify the  
 25 7 legislative fiscal bureau of the additional moneys to be  
 25 8 expended.

Excursion Boat Gambling Revolving Fund, if more than three riverboat gambling operations are licensed. Requires the additional expenditure to be limited to \$114,417 and 5.0 FTE positions for regulation of each additional riverboat gambling operation licensed. Requires the Commission to notify and receive approval from DOM prior to the expenditure of additional funds. The LFB is also to be notified.

25 9 Sec. 24. NEW SECTION. 11.21A REPAYMENT OF AUDIT EXPENSES  
 25 10 BY STATE DEPARTMENTS AND AGENCIES.

CODE: Requires State Auditor to be reimbursed for conducting audits of certain state agencies.

25 11 The auditor of state shall be reimbursed by a department or  
 25 12 agency for performing examinations of the following state  
 25 13 departments or agencies, or funds received by a department or  
 25 14 agency:

- 25 15 1. Department of commerce.
- 25 16 2. Department of human services.
- 25 17 3. State department of transportation.
- 25 18 4. Iowa department of public health.
- 25 19 5. State board of regents.
- 25 20 6. Department of agriculture and land stewardship.
- 25 21 7. Department of economic development.
- 25 22 8. Department of education.
- 25 23 9. Department of employment services.
- 25 24 10. Department of natural resources.
- 25 25 11. Offices of the clerks of the district court of the  
 25 26 judicial department.
- 25 27 12. The Iowa public employees' retirement system.
- 25 28 13. Federal financial assistance, as defined in Pub. L.  
 25 29 No. 98-502, received by all other departments.

25 30 Sec. 25. Section 84A.1, subsection 2, Code 1989, is  
 25 31 amended by adding the following new unnumbered paragraph:  
 25 32 NEW UNNUMBERED PARAGRAPH. The director shall direct the

CODE: Requires the Director of the DES to direct the administrative and compliance functions and control the docket of the Industrial Services Division.

25 33 administrative and compliance functions and control the docket  
25 34 of the division of industrial services.

25 35 Sec. 26. Section 86.2, Code 1989, is amended by adding the  
26 1 following new unnumbered paragraph:  
26 2 NEW UNNUMBERED PARAGRAPH. The commissioner may appoint one  
26 3 or more chief deputy industrial commissioners and one or more  
26 4 assistant industrial commissioners. A chief deputy industrial  
26 5 commissioner or an assistant industrial commissioner shall  
26 6 perform such additional administrative responsibilities as are  
26 7 deemed reasonably necessary and assigned by the commissioner.

CODE: Permits the Industrial Commissioner to appoint one or more Chief Deputy Industrial Commissioners or Assistant Deputy Industrial Commissioners **and to** assign additional duties.

26 8 Sec. 27. Section 86.4, Code 1989, is amended to read as  
26 9 follows:

26 10 86.4 POLITICAL ACTIVITY AND CONTRIBUTIONS.

26 11 It shall be unlawful for the commissioner, or ~~any appointee~~  
26 12 ~~of the a chief deputy industrial~~ commissioner while in office,  
26 13 to espouse the election or ~~appointment~~ of any candidate to any  
26 14 political office, and any person violating the provisions of  
26 15 this section shall be guilty of a simple misdemeanor.

CODE: Prohibits a Chief Deputy Industrial Commissioner from participating in political activities.

26 16 Sec. 28. Section 96.5, subsection 10, Code 1989, is  
26 17 amended to read as follows:

26 18 10. ALIENS -- DISQUALIFIED. For services performed by an  
26 19 alien unless such alien is an individual who was lawfully  
26 20 admitted for permanent residence at the time such services  
26 21 were performed, was lawfully present for the purpose of  
26 22 performing such services, or was permanently residing in the  
26 23 United States under color of law at the time such services  
26 24 were performed, including an alien who is lawfully present in  
26 25 the United States as a result of the application of the  
26 26 provisions ~~of~~ section 203(a)(7) or section 212(d)(5) of the  
26 23 Immigration and Nationality Act. Any data or information  
26 28 required of individuals applying for benefits to determine  
26 29 whether benefits are not payable to them'because of their  
26 30 alien status shall be uniformly required from all applicants  
26 31 for benefits. In the case of an individual whose application  
26 32 for benefits would otherwise be approved, no determination  
26 33 that benefits to such individual are not payable because ~~of~~  
26 34 the individual's alien status shall be made except upon a  
26 35 preponderance of the evidence.

CODE: Requires the conforming of State law with federal law regarding the employment of aliens.

27 1 Sec. 29. Section 96.7, subsection 12, paragraph d, Code  
 27 2 Supplement 1989, is amended by striking the paragraph and  
 27 3 inserting in lieu thereof the following:  
 27 4 d. This subsection is repealed July 1, 1994, and the  
 27 5 repeal is applicable to contribution rates for calendar year  
 27 6 1995 and subsequent calendar years.

CODE: Extends the sunset of the Administrative Contribution Surcharge Tax and requires DES to continue collecting the tax through December 31, 1994.

27 7 **STATE RACING AND GAMING COMMISSION**

27 8 [Sec. 30. Section 99D.5, subsection 1, Code Supplement  
 27 9 1989, is amended to read as follows:  
 27 10 1. A state racing and gaming commission is created within  
 27 11 the as a separate department of inspections and appeals  
 27 12 consisting. The membership of the commission shall consist of  
 27 13 five members who shall be appointed by the governor subject to  
 27 14 confirmation by the senate, and who shall serve not to exceed  
 27 15 a three-year term at the pleasure of the governor. The term  
 27 16 of each member shall begin and end as provided in section  
 27 17 69.19.]

VETOED

CODE: Removes RGC from DIA and makes it a separate State agency.

VETOED: The Governor vetoed this Section stating the functions of the Commission had been performed satisfactorily under the Department and a separate agency was unnecessary.

27 18 Sec. 31. Section 99D.11, subsection 5, Code Supplement  
 27 19 1989, is amended to read as follows:  
 27 20 5. As each race is run the licensee shall deduct sixteen  
 27 21 percent from the total sum wagered on all horses or dogs as  
 27 22 first winners. The balance, after deducting breakage, shall  
 27 23 be paid to the holders of certificates on the winning horse or  
 27 24 dog in the proportion that the amount wagered by each  
 27 25 certificate holder bears to the total amount wagered on all  
 27 26 horses or dogs in the race as first winners. The licensee may  
 27 27 pay a larger amount if approved by the commission. The  
 27 28 licensee shall likewise receive other wagers on horses or dogs  
 27 29 ~~selected to run second, third, or both, or~~ in places or  
 27 30 combinations the commission may authorize. The method,  
 27 31 procedure, and the authority and right of the licensee, as  
 27 32 well as the deduction allowed to the licensee, shall be as  
 27 33 specified with respect to wagers upon horses or dogs selected  
 27 34 to run first. However, the commission may authorize the  
 27 35 licensee to deduct a higher percent of the total sum wagered  
 28 1 not to exceed twenty percent on multiple or exotic wagering  
 28 2 involving more than one horse or dog.

CODE: Permits racetrack licensees to pay out larger sums than currently allowed to bettors if approved by RGC. Permits RGC more latitude in authorizing various wagering combinations.

DETAIL: Gives RGC authority to allow the "Pick 9" wager and clarifies some betting combinations presently in use which had been questioned by the Attorney General's office.

28 3 Sec. 32. Section 99D.13, subsection 2, Code Supplement  
 28 4 1989, is amended to read as follows:  
 28 5 2. Winnings from each racetrack forfeited under subsection  
 28 6 1 shall escheat to the state and to the extent appropriated by  
 28 7 the general assembly shall be used by the department of  
 28 8 agriculture and land stewardship to administer ~~sections~~  
 28 9 section 99D.22 and 99D.27. The remainder shall be paid over  
 28 10 to the commission to pay the cost of drug testing at the  
 28 11 tracks. To the extent the remainder paid over to the  
 28 12 commission, less the cost of drug testing, is from unclaimed  
 28 13 winnings from harness racing meets, the remainder shall be  
 28 14 used as provided in subsection 3. To the extent the remainder  
 28 15 paid over to the commission, less the cost of drug testing, is  
 28 16 from unclaimed winnings from tracks licensed for dog or horse  
 28 17 races, the commission, at least quarterly, shall remit ~~one-~~  
 28 18 ~~third of~~ the amount to the treasurer of the city in which the  
 28 19 racetrack is located, ~~one-third~~ of the amount to the treasurer  
 28 20 of the county in which the racetrack is located, and ~~one-third~~  
 28 21 of the amount to the racetrack from which it was forfeited.  
 28 22 If the racetrack is not located in a city, then ~~one-third~~  
 28 23 shall be deposited as provided in chapter 556. The amount  
 28 24 received by the racetrack under this subsection shall be used  
 28 25 only for retiring the debt of the racetrack facilities and for  
 28 26 capital improvements to the racetrack facilities.

CODE: Deletes the requirement that the Department of Agriculture and Land Stewardship administer Section 99D.27, Code of Iowa, regarding the adoption of racing dogs.

28 27 Sec. 33. Section 99D.15, Code Supplement 1989, is amended  
 28 28 to read as follows:  
 28 29 99D.15 PARI-MUTUEL WAGERING TAXES -- RATE --CREDIT.  
 28 30 1. A tax of six percent is imposed on the gross sum  
 28 31 wagered by the pari-mutuel method at each horse race meeting.  
 28 32 The tax imposed by this subsection shall be paid by the  
 28 33 licensee to the ~~treasurer of state~~ commission within ten days  
 28 34 after the close of each horse race meeting and shall be  
 28 35 distributed as follows:  
 29 1 a. If the racetrack is located in a city, five percent of  
 29 2 the ~~gross~~ sum wagered shall be deposited ~~in the general fund~~  
 29 3 ~~of the state~~ with the commission. One-half of one percent of  
 29 4 the gross sum wagered shall be remitted to the treasurer of  
 29 5 the city in which the racetrack is located and shall be  
 29 6 deposited in the general fund of the city. The remaining one-

CODE: Requires the pari-mutuel tax to be initially paid to RGC instead of the General Fund.



29 7 half of one percent of the gross sum wagered shall be remitted  
29 8 to the treasurer of the county in which the racetrack is  
29 9 located and shall be deposited in the general fund of the  
29 10 county.

29 11 b. If the racetrack is located in an unincorporated part  
29 12 of a county, five and one-half percent of the gross sum  
29 13 wagered shall be deposited ~~in the general fund of the state~~  
29 14 with the commission. The remaining one-half of one percent of  
29 15 the gross sum wagered shall be remitted to the treasurer of  
29 16 the county in which the racetrack is located and shall be  
29 17 deposited in the general fund of the county.

29 18 2. A tax credit of up to five percent of the gross sum  
29 19 wagered per year shall be granted to licensees licensed ~~for~~  
29 20 horse races and paid into a special fund for the purpose of  
29 21 retiring the annual debt on the cost of construction of the  
29 22 licensed facility. However, the tax credit is equal to six  
29 23 percent of the gross sum wagered in a year when the gross sum  
29 24 wagered is less than ninety million dollars. Any portion of  
29 25 the credit not used in a particular year shall be retained by  
29 26 the ~~treasurer of state~~ commission. A tax credit shall first  
29 27 be assessed against any share going to a city, then to the  
29 28 share going to a county, and then to the share going to the  
29 29 state.

29 30 3. a. A tax is imposed on the gross sum wagered by the  
29 31 pari-mutuel method at each track licensed for dog races. The  
29 32 tax imposed by this subsection shall be paid by the licensee  
29 33 to the ~~treasurer of state~~ commission within ten days after the  
29 34 close of the track's racing season. The rate of tax on each  
29 35 track is as follows:

30 1 (1) Six percent, if the gross sum wagered in the racing  
30 2 season ~~is fifty-five~~ million dollars or more.

30 3 (2) Five percent, if the gross sum wagered in the racing  
30 4 season is thirty million dollars or more but less than ~~fifty-~~  
30 5 five million dollars.

30 6 (3) Four percent, if the gross sum wagered in the racing  
30 7 season is less than thirty million dollars.

30 8 b. The tax revenue shall be distributed as follows:

30 9 (1) If the racetrack is located in a city, one-half of one  
30 10 percent of the gross sum wagered shall be remitted to the  
30 11 treasurer ~~of~~ the city in which the racetrack is located and  
30 12 shall be deposited in the general fund of the city. One-half

30 13 of one percent of the gross sum wagered shall be remitted to  
 30 14 the treasurer of the county in which the racetrack is located  
 30 15 and shall be deposited in the general fund of the county. The  
 30 16 remaining amount shall be deposited ~~in the general fund of the~~  
 30 17 state with the commission.

30 18 (2) If the racetrack is located in an unincorporated part  
 30 19 of a county, one-half of one percent of the gross sum wagered  
 30 20 shall be remitted to the treasurer of the county in which the  
 30 21 racetrack is located and shall be deposited in the general  
 30 22 fund of the county. The remaining amount shall be deposited  
 30 23 ~~in the general fund of the state~~ with the commission.

30 24 c. If the rate of tax imposed under paragraph a is five  
 30 25 percent ~~or~~ four percent, a track shall set aside for retiring  
 30 26 the debt of the racetrack facilities or for capital  
 30 27 improvement to the racetrack facilities the following amount:

30 28 (1) If the rate of tax paid by the track is five percent,  
 30 29 one percent of the gross sum wagered in the racing season  
 30 30 shall be set aside.

30 31 (2) If the rate of tax paid by the track is four percent,  
 30 32 two percent of the gross sum wagered in the racing season  
 30 33 shall be set aside.

30 34 Sec. 34. Section 99D.17, Code 1989, is amended by striking  
 30 35 the section and inserting in lieu thereof the following:

31 1 99D.17 USE OF FUNDS.

31 2 Funds received pursuant to sections 990.14 and 990.15 shall  
 31 3 be deposited in the pari-mutuel regulation fund created in the  
 31 4 racing and gaming commission. These funds shall first be used  
 31 5 to the extent appropriated by the general assembly and as  
 31 6 provided in section 99D.18. The remainder shall be  
 31 7 transferred to the treasurer of state to be deposited in the  
 31 8 general fund of the state. The commission is subject to the  
 31 9 budget requirements of chapter 8 and the applicable auditing  
 31 10 requirements and procedures of chapter 11.

31 11 Sec. 35. Section 99D.18, Code 1989, is amended to read as  
 31 12 follows:

31 13 99D.18 SURPLUS FUNDS -- HOW USED.

31 14 From the balance of the funds coming into the hands of the  
 31 15 commission pursuant to ~~section~~ sections 99D.14 and 990.15,  
 31 16 fifty thousand dollars shall be used by the Iowa state

CODE: Requires the pari-mutuel tax to be used as appropriated by the General Assembly and as provided for in Section 99D.18, Code of Iowa. Requires the remaining balance to be transferred to the General Fund.

CODE: Requires \$50,000 of the balance in the Racing and Gaming Revolving Fund to be used by the Iowa State University College of Veterinary Medicine to develop further research on the treatment of dog and horse injuries and diseases.

31 17 university college of veterinary medicine to develop further  
 31 18 research on the treatment of equine injuries and diseases ~~and~~  
 31 19 fifty thousand dollars shall be used by the Iowa state  
 31 20 university college of veterinary medicine to develop further  
 31 21 research on the treatment of ~~dog~~ injuries and diseases. The  
 31 22 ~~remaining funds shall be retained by the commission and may be~~  
 31 23 ~~distributed to a research program or project which the~~  
 31 24 ~~commission determines to be worthy and would benefit the~~  
 31 25 ~~racing industry in the state.~~

31 26 Sec. 36. Section 114.12, Code 1989, is amended to read as  
 31 27 follows:  
 31 28 114.12 DISPOSITION OF FEES.  
 31 29 The secretary shall collect and account for all fees  
 31 30 provided for by this chapter and pay the same to the treasurer  
 31 31 of state who shall deposit the fees in the ~~general fund of the~~  
 31 32 state professional licensing revolving fund.

CODE: Requires the Professional Licensing Division of DOC to deposit all fees collected into the Professional Licensing Revolving Fund instead of the General Fund.

31 33 Sec. 37. Section 116.3, subsection 3, unnumbered paragraph  
 31 34 1, Code 1989, is amended to read as follows:  
 31 35 3. All fees and other moneys received by the board,  
 32 1 pursuant to the provisions of this chapter, shall be paid  
 32 2 monthly to the treasurer of state for deposit in the  
 32 3 professional licensing revolving fund.

CODE: Corresponding language for Section 36.

32' 4 Sec. 38. Section 117.14, Code Supplement 1989, is amended  
 32 5 to read as follows:  
 32 6 117.14 FEES AND EXPENSES.  
 32 7 All fees and charges collected by the real estate  
 32 8 commission under this chapter shall be paid into the ~~generat~~  
 32 9 ~~fund in the state treasury~~ professional licensing revolving  
 32 10 fund, except that the equivalent of ten dollars per year of  
 32 11 the fees for each real estate salesperson's or broker's  
 32 12 license shall be paid into the Iowa real estate education fund  
 32 13 created in section 117.54. All ~~expenses~~ incurred by the  
 32 14 commission under this chapter, including compensation of staff  
 32 15 assigned to the commission, shall be paid out of the ~~generat~~  
 32 16 ~~fund in the state treasury~~ professional licensing revolving  
 32 17 fund, except for expenses incurred and compensation paid for  
 32 18 the real estate education director, which shall be paid out of  
 32 19 the real estate education fund.

CODE: Corresponding language for Section 36.

<p>32 20 Sec. 39. Section 117B.6, subsection 2, Code Supplement  32 21 1989, is amended to read as follows:  32 22 2. Fees collected by the board shall be transmitted to the  32 23 treasurer of state who shall deposit the fees in the <b>general</b>  32 24 <del>fund of the state</del> <u>professional licensing revolving fund.</u></p>	<p>CODE: Corresponding language for Section 36.</p>
<p>32 25 Sec. 40. Section 118.11, unnumbered paragraph 2, Code  32 26 1989, is amended to read as follows:  32 27 All fees shall be paid to the treasurer of state and  32 28 deposited in the <b>general fund of the state</b> <u>professional</u>  32 29 <u>licensing revolving fund.</u></p>	<p>CODE: Corresponding language for Section 36.</p>
<p>32 30 Sec. 41. Section 118A.14, unnumbered paragraph 2, Code  32 31 1989, is amended to read as follows:  32 32 All fees shall be collected by the secretary, paid to the  32 33 treasurer of state and deposited in the <b>general fund of the</b>  32 34 <b>state</b> <u>professional licensing revolving fund.</u></p>	<p>CODE: Corresponding language for Section 36.</p>
<p>32 35 Sec. 42. Section 546.10, Code 1989, is amended by adding  33 1 the following new subsection:  33 2 <u>NEW SUBSECTION.</u> 5. There is created in the office of the  33 3 treasurer of state a professional licensing revolving fund.  33 4 Fees collected under chapters 114, 116, 117, 117B, 118, and  33 5 118A shall be paid to the treasurer of state and credited to  33 6 the professional licensing revolving fund. All expenses  33 7 required in the discharge of the duties and responsibilities  33 8 imposed upon the professional licensing division of the  33 9 department of commerce, the administrator, and the licensing  33 10 boards by the laws of this state shall be paid from the  33 11 revolving fund and appropriated by the general assembly from  33 12 the fund. Transfers shall not be made from the general fund  33 13 of the state <del>or</del> any other fund for the payment of expenses of  33 14 the division. Fees collected by the division shall not be  33 15 transferred to the general fund. The funds held by the  33 16 treasurer of state for the professional licensing division of  33 17 the department of commerce shall be invested by the treasurer  33 18 of state and the income derived from the investments shall be  33 19 credited to the general fund of the state.</p>	<p>CODE: Creates the Professional Licensing Revolving Fund in the Office of the Treasurer of State.</p>
<p>33 20 Sec. 43. 1989 Iowa Acts, chapter 272, section 42, is</p>	<p>CODE: Extends the effective date for the Alcoholic</p>

<p>33 21 amended, to read as follows:  33 22 SEC. 42. Sections 34, 35, and 36 of this Act are effective  33 23 July 1, 1990 1991.  33 24 Sec. 44. Section 43 of this Act, being deemed of immediate  33 25 importance, takes effect upon enactment.</p> <p>33 26 Sec. 45. 1989 Iowa Acts, chapter 321, section 42, is  33 27 repealed.  33 28 Sec. 46.  33 29 Section 45 of this Act, being deemed of immediate  33 30 importance, takes effect April 30, 1990.</p> <p>33 31 Sec. 47.  33 32 Section 7 of this Act, being deemed of immediate  33 33 importance, takes effect upon enactment.</p> <p>33 34 Sec. 48. Section 29 of this Act, being deemed of immediate  33 35 importance, takes effect June 30, 1990.</p> <p>34 1 Sec. 49. The sections of this Act amending chapter 99D,  34 2 being deemed of immediate importance, take effect upon  34 3 enactment.  34 4 SF 2328  34 5 dw/cc/26</p>	<p>Beverages Division of DOC to establish procedures to implement H.F. 753 relating to the collection and recycling of liquor bottles from July 1, 1990 to July 1, 1991. This change becomes effective upon enactment.</p> <p>CODE: Repeals the sunset of Section 477.9A, Code of Iowa, regarding notification upon deregulation of telephone and telegraph companies, effective April 30, 1990.</p> <p>Requires the FY 1990 supplemental appropriation from the Administrative Contribution Surcharge Fund to DES, to be effective upon enactment.</p> <p>Requires the change in Section 29 regarding extension of the sunset provision for the Administrative Contribution Surcharge Tax to be effective June 30, 1990.</p> <p>Requires Sections of this Act amending Chapter 99D, Code of Iowa, making RGC a separate State agency, effective upon enactment.</p> <p>VETOED: The Governor vetoed all portions of this Act affected by this enactment clause.</p>
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**EXECUTIVE SUMMARY**  
**TRANSPORTATION AND SAFETY APPROPRIATIONS BILL**

**SENATE FILE 2402**

**NEW PROGRAMS, SERVICES, OR  
 ACTIVITIES**

Appropriates \$60,000 to the Department of Public Defense (DPD) for a maintenance detachment in Clarke County. (Page 1, Line 24)

Appropriates \$25,000 to the Department of Public Safety (DPS) for the purchase of service monitors and radio spare parts. (Page 2, Line 33)

Provides \$10,000 for the Law Enforcement Intelligence Network. (Page 3, Line 18)

Provides \$25,000 for a regional firefighters' training center in Black Hawk County. (Page 4, Line 12)

Provides \$220,000 for the purchase of a new office facility for the Highway Patrol at Denison. (Page 7, Line 25)

Appropriates \$449,000 from the Road Use Tax Fund (RUTF) and the Primary Road Fund (PRF) to the Motor Vehicle Division for implementing the Commercial Driver License Program. (Page 9, Line 30 and Page 12, Line 24)

Provides \$500,000 for the acquisition of scenic overlooks. (Page 10, Line 16)

**MAJOR INCREASES, DECREASES, OR  
 TRANSFERS OF EXISTING PROGRAMS**

Adds \$63,750 for secretarial and custodial staff at the Iowa Law Enforcement Academy (ILEA). (Page 1, Line 8)

Adds \$32,070 to the DPD Military Division for a security guard at Camp Dodge. (Page 1, Line 24)

Adds \$31,065 to the DPD Veterans Affairs Division for computer data entry and for the purchase of POW/MIA flags. (Page 2, Line 4)

Transfers two secretarial positions (\$43,000) from the Department of Human Services to the Division of Criminal Investigation of DPS and provides \$22,190 for 1.0 FTE position to enter criminal history data. (Page 2, Line 35)

Adds \$150,000 for the purchase of repeater radios for Highway Patrol Supervisors. (Page 7, Line 1)

Adds \$133,334 for the purchase of radar units for the Highway Patrol. (Page 7, Line 5)

**EXECUTIVE SUMMARY**  
**TRANSPORTATION AND SAFETY APPROPRIATIONS BILL**

**SENATE FILE 2402**

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Adds \$1,042,000 from the RUTF and PRF to the Department of Transportation (DOT) Administrative Division for 2.0 FTE positions to address environmental concerns and meet international fuel tax requirements, to cover increased postage costs, for the purchase of computer hardware and software, and for the lease on the Park Fair Mall facility. (Page 8, Line 32 and Page 11, Line 11)
- Adds \$143,100 from the RUTF and PRF to the DOT Planning and Research Division for the implementation of a traffic monitoring guide and for the assessment of hazardous materials at highway location sites. (Page 9, Line 13 and Page 11, Line 30)
- Adds \$145,625 from the RUTF and PRF to the DOT Motor Vehicle Division for the increase in services at the Office of Motor Carrier Services. (Page 9, Line 27 and Page 12, Line 21)
- Adds \$723,000 to the DOT Highway Division for personnel to implement the Roadside Vegetation Management Program, design for Commercial Network improvements, right-of-way parcel acquisition, and the Disadvantaged Business Enterprise Program. (Page 12, Line 7)
- Reduces the appropriation to the DOT's Material and Equipment Revolving Fund by \$250,000. (Page 12, Line 30)
- Adds \$50,000 for the construction of a scale facility at the City of Agency. (Page 14, Line 16)
- Adds \$250,000 for the paving of scale lots at selected locations. (Page 14, Line 18)
- Deletes reference to specific national building codes but retains the more general reference to adhering to national building code standards. (Page 18, Line 3)
  - Changes the distribution formula for Secondary, Farm-to-Market and Federal Aid Secondary Road Funds. (Page 19, Line 18)
  - Deletes current law allowing DOT to transfer the jurisdiction of roads to other governmental units. (Page 26, Line 9)
- Requires counties to issue permits for the removal of weeds in roadside areas included in an Integrated Roadside Vegetation Management Program. (Page 26, Line 11)

**EXECUTIVE SUMMARY**  
**TRANSPORTATION AND SAFETY APPROPRIATIONS BILL**

**SENATE FILE 2402**

**STUDIES AND INTENT LANGUAGE**

**GOVERNOR'S VETOES**

- Increases the standing limited appropriation for the personal delivery of driver license suspension notices from **\$125,000** to **\$160,000**. (Page 26, Line 22)
- Deposits abstract fee revenues into the General Fund and repeals the Abstract Fee Fund. (Page 26, Line 35)
- Increases the standing appropriation to the County of Tama for law enforcement on the Sac and Fox Indian Settlement from \$3,365 to **\$25,000**. (Page 28, Line 1)
- Increases the amount of claims which **can** be paid **to** one-third of the **cost** or **\$25,000** whichever is less and expands the eligibility for account coverage on underground storage tanks. (Page 28, Line 30)
- Requires the Division of Criminal Investigation **to** conduct four undercover operations **to** investigate bootlegging in border counties and report the results by **January 1, 1991**. (Page 3, Line 22)
- Specifies that the General Assembly plans to appropriate moneys from the General Fund for the purchase of the Automated Fingerprint Information System (AFIS) local remote terminals for FY 1992. (Page 8, Line 5)
- Requires the Rail and Water Division to fund a demonstration study relating to intermodal transportation on the Mississippi river. (Page 9, Line 33)
- The Governor vetoed a \$12,000 appropriation **to** ILEA for the replacement of equipment, stating that he is unable **to** approve this item due **to** ~~fiscal~~ constraints. (Page 1, Line 14)
- The Governor vetoed a \$75,000 appropriation **to** DPS for the purchase of DNA laboratory equipment, stating that funding is needed for the remodeling of laboratory facilities before equipment **can** be purchased, (Page 3, Line 10)
- The Governor vetoed a **\$25,000** appropriation **to** DPS for implementing a law enforcement accreditation process, stating that this amount is only a minor portion of the funds **necessary** to complete the accreditation process. (Page 4, Line 19)



**EXECUTIVE SUMMARY  
TRANSPORTATION AND SAFETY APPROPRIATIONS BILL**

**SENATE FILE 2402**

- The Governor vetoed a \$350,000 appropriation for the lease purchase of a building and equipment related to vehicle theft operations, stating that DPS is in the process of examining the long term housing needs of the entire Department and it would be unwise to enter into **such** an agreement at this time. (Page 6, Line 30)
- The Governor vetoed a \$25,000 appropriation for planning and site selection of a new Fort Dodge Highway Patrol post, stating that DPS is in the process of developing a priority system for patrol post improvements and it is inappropriate **to** approve planning funds at **this** time for any specific location. (Page 7, Line 20)
- The Governor vetoed language requiring unspent funds from the appropriation for the production of driver's licenses to not be used for any other purpose, stating that this language would unnecessarily limit the utilization of unspent balances for other areas of potential need. (Page 8, Line 21)
- The Governor vetoed \$250,000 for funding improvements at selected airports, stating that the pre-designation of recipients of funds by the General Assembly would be counterproductive **to** the sound programming of capital improvements and that these decisions are best determined by the Transportation Commission. (Page 15, Line 4)
- The Governor vetoed a \$175,000 appropriation for the completion of a road at Clear Lake, stating that the use of Park and Institutional Road Funds for this project appears illegal because this road is not wholly within the boundaries of a state park **as** required in Chapter 306.1(k)(2)(k), Code of Iowa. (Page 15, Line 18)
- The Governor vetoed language requiring all funds appropriated for new programs under this **Act** to be used only for those programs and not expended in any other manner, stating that this language would unnecessarily limit the transfer of appropriations between programs or functions infringing upon the Executive Branch's ability to manage the departments. (Page 15, Line 26)
- The Governor vetoed language requiring DOT to adopt rules regulating traffic in left-hand lanes, stating that this would be a departure from the nationally accepted standards recommended by the Federal Highway Administration. (Page 16, Line 19)

**EXECUTIVE SUMMARY .**  
**TRANSPORTATION AND SAFETY APPROPRIATIONS BILL**

**SENATE FILE 2402**

- The Governor vetoed language requiring DOT to work with other states to seek an injunction against the impoundment of federal gas tax by the United States Department of Transportation (U.S. DOT), stating that it is unnecessary to put into **law** a requirement to have the State, in conjunction with other states, initiate a lawsuit against the U.S. DOT. (Page 16, **Line** 25)
- The Governor vetoed language which creates a standing unlimited appropriation for legal assistance for the State in suits concerning appropriations from the RUTF, stating that **the** Attorney General is required to defend the State on issues of this nature and the retention of independent legal **counsel** is expensive and unnecessary. (Page 25, Line 15)

Senate File 2402 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
4	22	4	Nwthstnd	Sec. 99D.17 & 99D.18	Racing Commission Fund
6	34	6.2	Nwthstnd	Sec. 8.39	Non-Transfer of Funds
8	21	8	Nwthstnd	Sec. 8.39	Non-Transfer of Funds
10	18	9.2	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
14	3	13	Nwthstnd	Sec. 8.33	Non-Reversion of funds
14	21	14.2	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
16	32	23	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
17	2	24	Amends	Sec. 29A.33	Per Capita Allowance
17	27	25	Adds	Sec. 80B.11B	Examination Fees
18	3	26	Amends	Sec. 103A.8(1)	Building Codes
18	21	27	Amends	Sec. 135C.2(5)(b), Code Supplement 1989	Fire Safety Requirements
18	35	28	Amends	Sec. 307D.6, Code Supplement 1989	Highway Research Board
19	18	29	Amends	Sec. 309.10	Farm-to-Market Funds
19	35	30	Amends	Sec. 312.2(8), Code Supplement 1989	Secondary Road Funds
20	28	31	Amends	Sec. 312.3(1)	Formula Distribution
23	2	32	Amends	Sec. 312.5	Formula Distribution
25	15	33	Adds	Sec. 312.13	Special Legal Counsel
25	24	34	Amends	Sec. 313.2A(1), Code Supplement 1989	Commercial Highway Network
26	9	35	Deletes	Sec. 313.2A(4), Code Supplement 1989	Commercial Highway Network
26	11	36	Adds	Sec. 317.13, Code Supplement 1989	Weed Control Program
26	22	37	Amends	Sec. 321.21 1, Code Supplement 1989	Personal Delivery of Services
26	35	38	Amends	Sec. 321A.3(1), Code Supplement 1989	Abstract Fee Fund
27	17	39	Amends	Sec. 321L.2(3), Code Supplement 1989	Handicapped Stickers

Page #	Line #	Bill Section	Action	Code Section Changed	Description
27	31	40	Adds	Sec. 325.37	Motor Carrier Identification
28	1	41	Amends	Sec. 331.660	Indian Settlement Officer
28	17	42	Amends	Sec. 455G.9(1a)(1), Code Supplement 1989	Underground Storage Tanks
<b>28</b>	30	43	Adds	Sec. 455G.9(1a)(3), Code Supplement 1989	Underground Storage Tanks
<b>29</b>	<b>28</b>	44	Amends	Sec. 43, H.F. 2552, 1990 Iowa Acts	Underground Storage Tanks
31	15	45	Repeals	Sec. 321A.3A, Code Supplement 1989	Repeals Abstract Fee Fund

1 1 IOWA LAW ENFORCEMENT ACADEMY

1 2 Section 1.

1 3 There is appropriated from the general fund of the state to  
1 4 the Iowa law enforcement academy for the fiscal year beginning  
1 5 July 1, 1990, and ending June 30, 1991, the following amount,  
1 6 or so much thereof as is necessary, to be used for the  
1 7 purposes designated:

1 8	1.	For salaries, support, maintenance, miscellaneous		
1 9		purposes, including jailer training and technical assistance,		
1 10		and for not more than the following full-time equivalent		
1 11		positions:		
1 12		.....	\$	953,617
1 13		.....	FTEs	29.7

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: Includes \$63,750 for an additional secretary and custodian to eliminate a backlog in training records and provide adequate custodial support. The appropriation also includes an additional \$5,000 to correct surface water runoff affecting the Academy's underground firing range.

1 14	[	2.	For replacement of inefficient and outdated sanitary		
1 15			and maintenance equipment:		
1 16		.....	\$	12,000	]

VETOED

General Fund appropriation to the Academy for equipment replacement.

DETAIL: Provides funding for the replacement of a lawn mower and dishwasher at the Academy.

VETOED: The Governor vetoed this appropriation due to fiscal constraints of the 1991 budget.

1 17 DEPARTMENT OF PUBLIC DEFENSE

1 18 Sec. 2.

1 19 There is appropriated from the general fund of the state to  
1 20 the department of public defense for the fiscal year beginning  
1 21 July 1, 1990, and ending June 30, 1991, the following amounts,  
1 22 or so much thereof as is necessary, to be used for the  
1 23 purposes designated:

1 24 1. MILITARY DIVISION

General Fund appropriation to the Department of

1 25 For salaries, support, maintenance, miscellaneous purposes,  
 1 26 and for not more than the following full-time equivalent  
 1 27 positions:  
 1 28 ..... \$ 3,508,957  
 1 29 ..... FTEs 151.59  
 1 30 As a condition, limitation, and qualification of this  
 1 31 appropriation, \$60,000 of this appropriation shall be used for  
 1 32 establishment of a maintenance detachment in Clarke county.

Public Defense (DPD), Military Division.

DETAIL: Includes \$32,070 for a security guard and a vehicle for the new federal training center at Camp Dodge and \$9,387 and 2.0 FTE positions for construction inspection and drafting. Authorizes an increase of 3.33 FTE positions, which are federally funded. Also, requires \$60,000 to be spent for a maintenance detachment in Clarke County.

NOTE: SF. 2433 appropriates \$500,000 from the Lottery Surplus Account for construction of a STARC Armory at Camp Dodge. Additionally, HF. 2569 provides a contingent appropriation of \$850,000 from the General Fund for armories in Corning and Oskaloosa.

1 33 2. DISASTER SERVICES DIVISION  
 1 34 For salaries, support, maintenance, miscellaneous purposes,  
 1 35 and for not more than the following full-time equivalent  
 2 1 positions:  
 2 2 ..... \$ 307,27  
 2 3 ..... FTEs 12

General Fund appropriation to the Disaster Services Division. Maintains current level of service.

NOTE: SF. 2433 appropriates \$1,500,000 from the Lottery Surplus Account to DPD for a Disaster Recovery Program.

2 4 3. VETERANS AFFAIRS DIVISION  
 2 5 a. For salaries, support, maintenance, miscellaneous  
 2 6 purposes, and for not more than the following full-time  
 2 7 equivalent positions:  
 2 8 ..... \$ 143,934  
 2 9 ..... FTEs 4.16  
 2 10 As a condition, limitation, and qualification of the  
 2 11 appropriation in this paragraph, \$10,000 shall be used for the  
 2 12 purchase of POW/MIA flags.

General Fund appropriation to Veterans Affairs Division.

DETAIL: Adds \$21,065 and 1.0 FTE position for computer data entry and requires \$10,000 to be spent for the purchase of POW/MIA flags.

2 13 4. WARORPHANS  
 2 14 For the war orphans educational aid fund:  
 2 15 ..... \$ 10,185

General Fund appropriation for the War Orphans Educational Aid Fund.

DETAIL: This is a reduction of \$5,000 from the FY 1990 funding level due to a decrease in demand for

the program.

2 16 DEPARTMENT OF PUBLIC SAFETY

2 17 Sec. 3. i

2 18 There is appropriated from the general fund of the state to  
2 19 the department of public safety for the fiscal year beginning  
2 20 July 1, 1990, and ending June 30, 1991, the following amounts,  
2 21 or so much thereof as is necessary, to be used for the  
2 22 purposes designated:

- 2 23 1. For the department's administrative functions including
- 2 24 the medical examiner's office and the criminal justice
- 2 25 information system, and for not more than the following full-
- 2 26 time equivalent positions:
- 2 27 ..... \$ 2,510,622
- 2 28 ..... FTEs 51.50

General Fund appropriation to the Administrative Services Division.

DETAIL: Provides \$177,257 from the General Fund for the Domestic Abuse Registry and Missing Persons Clearing House. These were funded through the Crime Victim Reparation Fund in FY 1989. Additionally, the Division lost 2.0 FTE positions which had been federally supported.

- 2 29 2. a. For purposes relating to radio communications, and
- 2 30 not more than the following full-time equivalent positions:
- 2 31 ..... \$ 3,227,667
- 2 32 ..... FTEs 80

General Fund appropriation to the Communications Division.

DETAIL: Adds 0.5 FTE position to the base budget to eliminate overtime.

- 2 33 b. For purchase of service monitors and radio spare parts:
- 2 34 ..... \$ 25,000

General Fund appropriation for the purchase of equipment.

- 2 35 3. a. For the division of criminal investigation and
- 3 1 bureau of identification containing the bureaus of
- 3 2 identification and liquor law enforcement, and for river boat
- 3 3 gambling enforcement, including the state's contribution to
- 3 4 the peace officers' retirement, accident, and disability

General Fund appropriation to the Division of Criminal Investigation.

DETAIL: Transfers two secretarial positions formerly funded through the Department of Human Services

3 5 system provided in chapter 97A in the amount of 16 percent of  
 3 6 the salaries for which the funds are appropriated, and for not  
 3 7 more than the following full-time equivalent positions:  
 3 8 ..... \$ 6,534,828  
 3 9 ..... FTEs 136

(\$43,000) and provides \$22,190 from the General Fund for 1.0 FTE position to code and enter computerized criminal histories.

NOTE: H.F. 2564 (Substance Abuse Bill) appropriates \$56,292 from the General Fund for 4.0 FTE positions. These funds shall be used to match federal funds and employ four full time lab technicians. Additionally, H.F. 2569 appropriates \$53,115 to increase the contribution to the Peace Officers' Retirement System (PORS) to 18% of covered wages. These funds are to be used only for this purpose.

3 10 [ b. For purchase of DNA laboratory equipment:  
 3 11 ..... \$ 75,000  
 3 12 The department of public safety shall prepare a status  
 3 13 report for the legislative fiscal committee, the  
 3 14 transportation and safety appropriations subcommittee, and the  
 3 15 legislative fiscal bureau, on or before November 1, 1990,  
 3 16 which details the actual and planned expenditures from the  
 3 17 appropriation made in this paragraph.]

VETOED

General Fund appropriation for the purchase of equipment. Requires the Department to prepare and submit a status report by November 1, 1990.

VETOED: The Governor vetoed this appropriation stating that funding is needed for remodeling of laboratory facilities before equipment can be purchased.

3 18 c. For the law enforcement intelligence network program,  
 3 19 to be used in consultation with the law enforcement  
 3 20 intelligence network advisory committee:  
 3 21 ..... \$ 10,000

General Fund appropriation for the Law Enforcement Intelligence Network.

3 22 As a condition, limitation, and qualification of this  
 3 23 appropriation, the division of criminal investigation shall  
 3 24 commit sufficient resources to conduct 4 undercover operations  
 3 25 in cooperation with local law enforcement agencies to identify  
 3 26 the extent of bootlegging or illegal liquor operations at  
 3 27 state border counties and shall report on the undercover  
 3 28 operations to the committee by January 1, 1991.

Requires the Division to conduct undercover operations in border counties, to investigate the extent of bootlegging and report the results to the Transportation and Safety Appropriations Subcommittee by January 1, 1991.

3 29 4. For the division of narcotics:  
 3 30 a. The state's contribution to the peace officers'  
 3 31 retirement, accident, and disability system provided in  
 3 32 chapter 97A in the amount of 16 percent of the salaries for

General Fund appropriation to the Division of Narcotics Enforcement.

DETAIL: Includes a decrease of 0.5 FTE positions



3 33 which the funds are appropriated, and for not more than the  
 3 34 following full-time equivalent positions:  
 3 35 ..... \$ 2,243,579  
 4 1 ..... FTEs 38

which had previously been federally funded.

NOTE: H.F. 2564 (Substance Abuse Bill) appropriates \$150,000 from the General Fund for 10.0 FTE positions. These funds shall be used to match \$450,000 in federal funds and to employ up to ten special agents and support staff. Additionally, H.F. 2569 appropriates \$20,837 from the General Fund to increase the contribution to the PORS to 18% of covered wages. These funds are to be used only for this purpose.

4 2 b. Undercover purchases:  
 4 3 ..... \$ 200,000

General Fund appropriation for undercover purchases. Maintains the current level of service.

NOTE: H.F. 2564 appropriates \$125,000 from the General Fund for undercover purchases. These funds shall be used to match \$375,000 in federal funds

4 4 5. a. For the fire marshal's office, including the  
 4 5 state's contribution to the peace officers' retirement,  
 4 6 accident, and disability system provided in chapter 97A in the  
 4 7 amount of 16 percent of the salaries for which the funds are  
 4 8 appropriated, and for not more than the following full-time  
 4 9 equivalent positions:  
 4 10 ..... \$ 1,560,379  
 4 11 ..... FTEs 33

General Fund appropriation to the Fire Marshal's Office. Maintains current level of service.

NOTE: H.F. 2569 appropriates \$7,641 from the General Fund to increase the contribution to PORS to 18% of covered wages. These funds are to be used only for this purpose.

4 12 b. For a regional firefighters' training center in Black  
 4 13 Hawk county:  
 4 14 ..... \$ 25,000

General Fund appropriation for a firefighters' training center in Black Hawk County.

4 15 6. For the capitol security division, and for not more  
 4 16 than the following full-time equivalent positions:  
 4 17 ..... \$ 1,219,281  
 4 18 ..... FTEs 36

General Fund appropriation to the Capitol Security Division. Maintains current level of service.

4 19 [7. For funding the department's administrative functions  
 4 20 to implement the accreditation for law enforcement agencies:

**VETOED**

General Fund appropriation for the Department's participation in a national accreditation process.

4	21 .....	\$	25,000	}
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VETOED: The Governor vetoed this item stating that \$25,000 is only a minor portion of the funding necessary to complete the accreditation process.

4 22   **Sec. 4.**

4 23   Notwithstanding sections 990.17 and 990.18, there is

4 24 appropriated from funds paid to the state racing and gaming

4 25 commission pursuant to section 99D.14, to the department of

4 26 public safety for the fiscal year beginning July 1, 1990, and

4 27 ending June 30, 1991, the following amount, or *so* much thereof

4 28 as is necessary, to be used for the purposes designated:

4 29   For salaries, support, maintenance, and miscellaneous

4 30 purposes of the pari-mutuel law enforcement agents, including

4 31 the state's contribution to the peace officers' retirement,

4 32 accident, and disability system provided in chapter 97A in the

4 33 amount of 16 percent of the salaries for which the funds are

4 34 appropriated, and for not more than the following full-time

4 35 equivalent positions:

CODE: Racing Commission Fund appropriation for pari-mutuel enforcement. Maintains current level of service.

NOTE: H.F. 2569 appropriates \$3,207 from the Racing Commission Fund to increase the contribution to the PORS to 18% of covered wages. These funds are .to be used only for this purpose.

5	1 .....	\$	281,970	
5	2 .....	FTEs	5	

5 3   The unfunded liability of the peace officers' retirement,

5 4 accident, and disability system, as of July 1, 1989, is not a

5 5 liability of funds paid to the state racing and gaming

5 6 commission under section 99D.14.

Clarifies liability for the PORS. Prior to July 1, 1989, the liability incurs against the General Fund.

5 7   **Sec. 5.**

5 8   There is appropriated from the general fund of the state to

5 9 the department of public safety for the fiscal year beginning

5 10 July 1, 1990, and ending June 30, 1991, the following amounts,

5 11 or *so* much thereof as **is** necessary, to be used **for** the

5 12 purposes designated:

General Fund appropriation for lease purchase of the AFIS mainframe.

DETAIL: This is the fourth year of a five-year lease purchase.

5 13   For the continued purchase of the automated fingerprint

5 14 information system (AFIS):

5	15 .....	\$	536,676	
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5 16   **Sec. 6.**

5 17   There is appropriated from the road use tax fund to the

5 18 department of public safety, division of highway safety and

5 19 uniformed force, for the fiscal year beginning July 1, 1990,  
5 20 and ending June 30, 1991, the following amounts, or so much  
5 21 thereof as is necessary, to be used for the purposes  
5 22 designated:

5 23 1. For salaries, support, maintenance, and miscellaneous  
5 24 purposes, including the state's contribution to the peace  
5 25 officers' retirement, accident, and disability system provided  
5 26 in chapter 97A in the amount of 16 percent of the salaries for  
5 27 which the funds are appropriated, and for not more than the  
5 28 following full-time equivalent positions:  
5 29 ..... \$ 23,568,231  
5 30 ..... FTEs 450.5

Road Use Tax Fund (RUTF) appropriation to the Highway Patrol. Maintains the current level of service.

NOTE: H.F. 2564 appropriates \$28,000 from the General Fund for 4.0 FTE positions to initiate a Drug Abuse Resistance Education (D.A.R.E.) Project. These funds shall be used to match \$84,000 in federal funds to employ four Highway Patrol Officers to assist local communities in initiating D.A.R.E. Projects. Additionally, H.F. 2569 appropriates \$281,156 from the RUTF to increase the contribution to the PORS to 18% of covered wages. These funds are to be used only for this purpose.

5 31 It is the intent of the general assembly, that so much as  
5 32 is necessary of the appropriation in this subsection, shall  
5 33 support federal Highway Safety Act programs.

Requires the Department to maintain funding for the federal Highway Safety Act programs.

5 34 As a condition, limitation, and qualification of the  
5 35 appropriation in this subsection, the Iowa law enforcement  
6 1 academy shall be allowed to annually select at least 5  
6 2 automobiles of the department of public safety, division of  
6 3 highway safety and uniformed force, which are being turned in  
6 4 to the state vehicle dispatcher to be disposed of by public  
6 5 auction and the Iowa law enforcement academy shall be allowed  
6 6 to exchange any automobile owned by the academy for each  
6 7 automobile selected if the selected automobile is used in  
6 8 training law enforcement officers at the academy; however, any  
6 9 automobile exchanged by the academy shall be substituted for  
6 10 the selected vehicle of the department of public safety and  
6 11 sold by public auction with the receipts being deposited in  
6 12 the depreciation fund to the credit of the department of  
6 13 public safety, division of highway safety and uniformed force.

Requires the Department to allow ILEA to annually select, and exchange for the Academy's vehicles, at least five automobiles which are to be sold at public auction.

6 14 The unfunded liability of the peace officers' retirement,

Clarifies liability for the PORS. Prior to July 1,

6 15 accident, and disability system, under chapter 97A is not a  
 6 16 liability of the road use tax fund as of July 1, 1986.

1986, the liability incurs against the General Fund.

6 17 An employee of the department of public safety or its  
 6 18 successor who retires after the effective date of this section  
 6 19 of this Act but prior to June 30, 1991, is eligible for  
 6 20 payment of life or health insurance premiums as provided for  
 6 21 in the collective bargaining agreement covering the public  
 6 22 safety bargaining unit at the time of retirement if that  
 6 23 employee previously served in a position which would have been  
 6 24 covered by the agreement. The employee shall be given credit  
 6 25 for the service in that prior position as though it were  
 6 26 covered by that agreement. This section shall not operate to  
 6 27 reduce any retirement benefits an employee may have earned  
 6 28 under other collective bargaining agreements or retirement  
 6 29 programs.

Allows supervisory employees who retire after July 1, 1990, but before June 30, 1991, to be eligible for payment of life or health insurance premiums as provided in the collective bargaining agreement in effect at the time of retirement if that employee previously served in a position which would have been covered by that agreement.

6 30 [2. For lease/purchase of a building and equipment related  
 6 31 to vehicle theft operations but not to include normal highway  
 6 32 patrol equipment:  
 6 33 ..... \$ 350,000

VETOED

RUTF appropriation for the lease purchase of a building and equipment related to vehicle theft operations.

6 34 Notwithstanding section 8.39, funds from this appropriation  
 6 35 shall not be transferred for any other purpose.]

CODE: Requires that these funds not be used for any other purpose.

VETOED: The Governor vetoed this item stating that DPS is in the process of examining the long term housing needs of the entire Department and it would be unwise to enter into such an agreement at this time.

7 1 3. For the capital purchase of mobile vehicle repeater  
 7 2 radios and test equipment to be used by the Iowa highway  
 7 3 safety patrol:  
 7 4 ..... \$ 150,000

RUTF appropriation for the purchase of motor vehicle repeater radios and test equipment.

7 5 4. For the purchase of radar units:  
 7 6 ..... \$ 133,334

RUTF appropriation for the purchase of radar units.

DETAIL: This level of funding is sufficient to purchase one-third of the radar units needed to

replace all the current radar units.

7 7 It is the intent of the general assembly that an additional  
7 8 \$200,000 will be appropriated for the fiscal year beginning  
7 9 July 1, 1991, to complete the purchase of radar units.

Specifies that the General Assembly plans to appropriate an additional \$200,000 during the next legislative session for the purchase of additional radar units.

7 10 5. For payments to the department of personnel for  
7 11 expenses incurred in administering workers' compensation on  
7 12 behalf of the highway safety division of highway safety and  
7 13 uniformed force:

RUTF appropriation for payments to the Department of Personnel (IDOP) for administering workers' compensation.

7 14 ..... \$ 180,000

7 15 6. For payments to the department of personnel for  
7 16 expenses incurred in administering the merit system on behalf  
7 17 of the highway safety division of highway safety and uniformed  
7 18 force:

RUTF appropriation for payments to IDOP for administering the merit system.

7 19 ..... \$ 95,274

7 20 [ 7. For planning and site selection of a new Fort Dodge **VETOED**  
7 21 highway patrol post:

RUTF appropriation for planning and site selection of a patrol post.

7 22 ..... \$ 25,000 ]

VETOED: The Governor vetoed this item stating that the Department is in the process of developing a priority rating system for patrol post improvements and it is inappropriate to approve planning funds at this time for any specific location.

7 23 8. For the purchase of scanners:  
7 24 ..... \$ 30,000

RUTF appropriation for the purchase of scanners.

DETAIL: This level of funding is sufficient to purchase one-third of the scanners necessary to equip the patrol.

7 25 9. For the purchase of a new office facility as a law  
7 26 enforcement headquarters for the department:  
7 27 ..... \$ 220,000

RUTF appropriation for a new office facility for the Highway Patrol.

7 28 Proceeds from the sale of any existing facility shall be  
7 29 deposited in the road use tax fund.

Requires the proceeds from the sale of any existing facility to be deposited into the RUTF.

7 30 Sec. 7.

Use Tax appropriation for the purchase of AFIS remote terminals.

7 31 There is appropriated from use tax receipts collected under  
7 32 chapter 423 prior to deposit in the road use tax fund, to the  
7 33 department of public safety, for the fiscal year beginning  
7 34 July 1, 1990, and ending June 30, 1991, the following amount,  
7 35 or so much thereof as may be necessary, to be used for the  
8 1 purpose designated:

DETAIL: This is the second year of a three-year lease purchase agreement.

8 2 For the purchase of automated fingerprint information

8 3 system local remote terminals:

8 4 ..... \$ 279,800

Specifies that the General Assembly plans to appropriate moneys from the General Fund to continue the lease purchase of this equipment for FY 1992.

8 5 It is the intent of the general assembly that moneys shall  
8 6 be appropriated from the general fund of the state for the  
8 7 fiscal year beginning July 1, 1991, and ending June 30, 1992,  
8 8 for costs associated with the automated fingerprint  
8 9 information system local remote terminals.

8 10 STATE DEPARTMENT OF TRANSPORTATION

8 11 Sec. 8.

RUTF appropriation for the production of driver's licenses.

8 12 There is appropriated from the road use tax fund to the  
8 13 department of transportation for the fiscal year beginning  
8 14 July 1, 1990, and ending June 30, 1991, the following amount,  
8 15 or so much thereof as is necessary, for the purpose  
8 16 designated:

8 17 For the payment of costs associated with the production of  
8 18 motor vehicle licenses, as defined in section 321.1,  
8 19 subsection 77:

8 20 ..... \$ 500,000

8 21 [Notwithstanding section 8.39, funds from this appropriation  
8 22 shall not be transferred for any other purpose2

VETOED

CODE: Requires that these funds not be used for any other purpose.

VETOED: The Governor vetoed this item stating that this language would unnecessarily limit the utilization of unspent balances for other areas of

potential need.

8 23 **Sec. 9.**

8 24 There is appropriated from the road use tax fund to the  
 8 25 state department of transportation for the fiscal year  
 8 26 beginning July 1, 1990, and ending June 30, 1991, the  
 8 27 following amounts, or so much thereof as may be necessary, to  
 8 28 be used for the purposes designated:

8 29 1. For salaries, support, maintenance, miscellaneous pur-  
 8 30 poses, and for not more than the following full-time  
 8 31 equivalent positions:

8 32 a. Administrative services:

8 33 ..... \$ 3,353,787  
 8 34 ..... FTEs 47.50

RUTF appropriation for the Administration Division.  
 (See comments provided under the Primary Road Fund  
 appropriation for increases in the number of FTE  
 positions - Page 11, Line 11)

8 35 (1) To address environmental issues and to meet the  
 9 1 international fuel tax:

9 2 ..... \$ 9,400

9 3 (2) For increased postage costs:

9 4 ..... \$ 14,000

9 5 (3) For the purchase of computer hardware and software  
 9 6 enhancements:

9 7 ..... \$ 55,000

9 8 (4) For the lease on the Park Fair mall facility:

9 9 ..... \$ 24,500

RUTF appropriations for environment and audit  
 requirements, postage costs, computer enhancements  
 and lease costs for office space.

DETAIL: These appropriations were line-itemed to  
 assure that funds for these purposes would be used  
 only for these purposes.

9 10 b. General counsel:

9 11 ..... \$ 167,860

9 12 ..... FTEs 1.0

RUTF appropriation for the General Counsel Division.  
 Maintains current level of service.

9 13 c. Planning and research:

9 14 ..... \$ 333,300

9 15 ..... FTEs 9

RUTF appropriation for the Planning and Research  
 Division. (See comments provided under the Primary  
 Road Fund appropriation for increases in the number  
 of FTE positions - Page 11, Line 30)

9 16 (1) For the implementation of a traffic monitoring guide:

9 17 ..... \$ 4,805

9 18 (2) For assessment of hazardous materials at highway

RUTF appropriations for traffic monitoring guide and  
 hazardous material assessments.

PG LN	Senate File 2402	Explanation
9 19	location sites:	DETAIL: These appropriations were line-itemed to assure that funds for these purposes would be used only for these purposes.
9 20	..... \$ 2,350	
9 21	d. Aeronautics and public transit:	RUTF appropriation for the Air and Transit Division. Maintains current level of service.
9 22	..... \$ 222,300	
9 23	..... FTEs 5	
9 24	e. Motor vehicles:	RUTF appropriation for the Motor Vehicles Division. (See comments provided under the Primary Road Fund appropriation for increases in the number of FTE positions - Page 12, Line 18)
9 25	..... \$ 17,180,165	
9 26	..... FTEs 541	
9 27 (1) For additional motor carrier service operations due to 9 28 an increase in services:		RUTF appropriations for motor carrier services and the Commercial Driver License Program.
9 29	..... \$ 139,800	
9 30 (2) For implementation of the commercial driver license 9 31 program:		DETAIL: These appropriations were line-itemed to assure that funds for these purposes would be used only for these purposes.
9 32	..... \$ 431,040	
9 33	f. Rail and water:	RUTF appropriation for the Rail and Water Division.
9 34	..... \$ 705,900	
9 35	..... FTEs 15	DETAIL: Increases the appropriation by \$50,000 and requires that the funds be used for a demonstration study for an intermodal transportation facility.
10 1 As a condition, limitation, and qualification of the 10 2 appropriation in this paragraph, \$50,000, or so much thereof 10 3 as is necessary, shall be used to conduct a demonstration 10 4 study to assess the economic and technical feasibility of 10 5 establishing an intermodal transportation facility at or near 10 6 a location on the Mississippi river that has access to year- 10 7 round navigation. The demonstration study shall be conducted 10 8 by a regional planning agency. The department shall 10 9 coordinate the demonstration study with the department of 10 10 economic development and shall report to the general assembly, 10 11 not later than March 31, 1991, on the outcome of the study, on 10 12 the applicability of integrating intermodal transportation 10 13 analysis into regional economic development studies, and on 10 14 the contribution that regional planning can make to statewide 10 15 planning.		



<p>10 16 2. To be used to implement section 306D.3:                  10 17 ..... \$ 500,000</p> <p>10 18 Notwithstanding section 8.33, the funds appropriated in                  10 19 this subsection shall remain available for obligation until                  10 20 June 30, 1992, and once obligated shall remain available until                  10 21 expended. Public or private entities willing to donate land                  10 22 for scenic highway projects shall be given preference in                  10 23 project selection if the land is accepted by the department.</p> <p>10 24 3. For payments to the department of personnel for                  10 25 expenses incurred in administering the merit system on behalf                  10 26 of the state department of transportation, as required by                  10 27 chapter 19A:                  10 28 ..... \$ 39,000</p> <p>10 29 4. Unemployment compensation:                  10 30 ..... \$ 12,250</p> <p>10 31 Sec. 10.                  10 32 There is appropriated from the road use tax fund to the                  10 33 department of personnel for the fiscal year beginning July 1,                  10 34 1990, and ending June 30, 1991, the following amount, or so                  10 35 much thereof as is necessary, to be used for the purposes                  11 1 designated:                  11 2 For paying workers' compensation claims under chapter 85 on                  11 3 behalf of employees of the state department of transportation:                  11 4 ..... \$ 75,000</p> <p>11 5 Sec. 11.                  11 6 There is appropriated from the primary road fund to the                  11 7 state department of transportation for the fiscal year                  11 8 beginning July 1, 1990, and ending June 30, 1991, the                  11 9 following amounts, or so much thereof as is necessary, to be                  11 10 used for the purposes designated:</p> <p>11 11 1. For salaries, support, maintenance, miscellaneous pur-                  11 12 poses, and for not more than the following full-time</p>	<p>RUTF appropriation for the acquisition of scenic overlooks.</p> <p>CODE: Specifies that the funds appropriated shall not revert until after June 30, 1992, and shall remain available for expenditure until spent, once obligated.</p> <p>RUTF appropriation for payments to IDOP for administering the merit system.</p> <p>RUTF appropriation for paying unemployment compensation claims which are disbursed by IDOP.</p> <p>RUTF appropriation to IDOP for payment of workers' compensation claims.</p> <p>Primary Road Fund (PRF) appropriation for the Administration Division.</p>
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**PG LN Senate File 2402. Explanation**

11 13	equivalent positions:				
11 14	a. Administrative services:				DETAIL: Includes an increase of 2.0 FTE positions <i>to</i>
11 15	.....	...	\$ 20,597,213		address environmental issues and to meet the
11 16	.....	FTEs	293		international fuel tax audit requirements, and 1.5
					FTE positions in the Human Resources and Policy and
					Information Offices. A portion of this increase will
					be funded from the RUTF appropriation to this
					Division.
11 17	(1) To address environmental issues and to meet the				PRF appropriations for environment and audit
11 18	international fuel tax:				requirements, postage costs, computer enhancements
11 19	.....	\$	57,600		and lease cost of office space.
11 20	(2) For increased postage costs:				DETAIL: These appropriations were line-itemed to
11 21	.....	\$	86,000		assure that funds for these purposes would be used
11 22	(3) For the purchase of computer hardware and software				only for these purposes.
11 23	enhancements:				
11 24	.....	\$	645,000		
11 25	(4) For lease of the Park Fair mall facility:				
11 26	.....	\$	150,500		
11 27	b. General counsel:				PRF appropriation for the General Counsel Division.
11 28	.....	\$	1,031,140		Maintains current level of service.
11 29	.....	FTEs	7		
11 30	c. Planning and research:				PRF appropriation for the Planning and Research
11 31	.....	\$	6,332,700		Division.
11 32	.....	FTEs	165		DETAIL: Includes an increase of 2.0 FTE positions <i>to</i>
					implement the Traffic Monitoring Guide required by
					the Federal Highway Administration and 1.0 FTE
					position to assess hazardous materials at highway
					location sites. A portion of this increase will be
					funded from the RUTF appropriation to this Division.
11 33	(1) For the implementation of the traffic monitoring				PRF appropriations for traffic monitoring guide and
11 34	guide:				hazardous material assessments.
11 35	.....	\$	91,295		DETAIL: These appropriations were line-itemed to
12 1	(2) For assessment of hazardous materials at highway				assure that funds for these purposes would be used
12 2	location sites:				

PG LN	Senate File 2402	Explanation
12 3	\$ 44,650	only for these purposes.
12 4	d. Aeronautics and public transit:	PRF appropriation for the Air and Transit Division.
12 5	\$ 222,300	Maintains current level of service.
12 6	FTEs 5	
12 7	e. Highways:	PRF appropriation for the Highway Division.
12 8	\$129,749,966	
12 9	FTEs 2,889	DETAIL: Includes an increase of 6.0 FTE positions to implement the legislatively mandated Roadside Vegetation Management Program, 6.0 FTE positions to handle increased design workloads for the Commercial Network improvements, and 6.0 FTE positions for parcel acquisition. Additionally, 1.0 FTE position was added to administer contracts for the Disadvantaged Business Enterprise Program.
12 10	(1) For the implementation of the roadside vegetation	PRF appropriations for roadside vegetation
12 11	management program:	management, commercial network design and parcel
12 12	\$ 215,000	acquisition.
12 13	(2) For increased design workload on commercial network	
12 14	improvements:	DETAIL: These appropriations were line-itemed to
12 15	\$ 202,000	assure that funds for these purposes would be used
12 16	(3) For parcel acquisition:	only for these purposes.
12 17	\$ 306,000	
12 18	f. Motor vehicles:	PRF appropriation for the Motor Vehicle Division.
12 19	\$ 693,835	
12 20	FTEs 22	DETAIL: Includes an increase of 5.0 FTE positions to meet increased demands for service to the trucking industry and 8.0 FTE positions to implement the federally mandated Commercial Drivers License legislation. A portion of this increase will be funded from the RUTF appropriation to this Division.
12 21	(1) For additional motor carrier service operations due to	PRF appropriations for motor carrier service
12 22	an increase in services:	operations and the Commercial Driver License Program.
12 23	\$ 5,825	

PG LN	Senate File 2402	Explanation
12 24 12 25 12 26	(2) For implementation of the commercial driver license program: ..... \$ 17,960	DETAIL: These appropriations were line-itemed to assure that funds for these purposes would be used only <b>for</b> these purposes.
12 27 12 28 12 29	g. Rail and water: ..... \$ 281,100 ..... FTEs 7	PRF appropriation for the Rail and Water Division. Maintains current level of service.
12 30 12 31 12 32 12 33 12 34	2. For deposit in the state department of transportation's highway materials and equipment revolving fund established by section 307.47 for funding the increased replacement cost of vehicles: ..... \$ 1,750,000	PRF appropriation to the Materials and Equipment Revolving Fund to cover increased replacement costs of materials and equipment.  DETAIL: This is a reduction of \$250,000 from the FY 1990 funding level.
12 35 13 1 13 2 13 3 13 4	As a condition, limitation, and qualification of this appropriation, no more than \$2,603,034 from the highway materials and equipment revolving fund, plus an allocation for salary adjustment, may be expended for salaries and benefits for not more than 92 full-time equivalent positions.	Requires a limitation on expenditures for an identified number of FTE positions.
13 5 13 6 13 7 13 8 13 9	3. For payments to the department of personnel for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter 19A: ..... \$ 741,000	PRF appropriation for payments to IDOP for expenses incurred in administering the merit system.
13 10 13 11	4. Unemployment compensation: ..... \$ 232,750	PRF appropriation for paying unemployment compensation claims which are disbursed by IDOP.
13 12 13 13 13 14 13 15 13 16 13 17 13 18 13 19	Sec. 12. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated: For paying workers' compensation claims under chapter 85 on behalf of the employees of the state department of	PRF appropriation to IDOP for payment of workers' compensation claims.

13 20 transportation:  
 13 21 ..... \$ 1,425,000

13 22 Sec. 13.  
 13 23 There is appropriated from the primary road fund to the  
 13 24 state department of transportation for the fiscal year  
 13 25 beginning July 1, 1990, and ending June 30, 1991, the follow-  
 13 26 ing amounts, or so much thereof as is necessary, to be used  
 13 27 for the purposes designated:  
 13 28 For replacement of obsolete field facilities in the cities  
 13 29 of Ida Grove, Knoxville, Spencer, Grundy Center and Carroll:  
 13 30 ..... \$ 3,700,000

PRF appropriation for the replacement of field facilities.

13 31 As a condition, limitation, and qualification of the  
 13 32 appropriation in this section, the allocation for the Carroll  
 13 33 facility is contingent upon the execution of an agreement by  
 13 34 the department of transportation and the city of Carroll  
 13 35 mutually agreeing to the conditions of disposition of the  
 14 1 department of transportation's current facility site to the  
 14 2 city of Carroll.

Requires that \$700,000 of the amount appropriated for the Carroll field facility is contingent on the successful disposition of the Department's current facility in Carroll.

14 3 The provisions of section 8.33 do not apply to the funds  
 14 4 appropriated by this section but remain available for  
 14 5 expenditure for the purposes designated until June 30, 1994.  
 14 6 Unencumbered or unobligated funds remaining on June 30, 1994,  
 14 7 from funds appropriated for the fiscal year beginning July 1,  
 14 8 1990, shall revert to the fund from which appropriated on  
 14 9 August 30, 1994.

CODE: These funds are for construction and are not subject to reversion until four years after they are appropriated.

14 10 Sec. 14.  
 14 11 There is appropriated from the road use tax fund to the  
 14 12 department of transportation for the fiscal year beginning  
 14 13 July 1, 1990, and ending June 30, 1991, the following amounts,  
 14 14 or so much thereof as is necessary, to be used for the  
 14 15 purposes designated:

14 16 1. For the construction of scale facilities at Agency:  
 14 17 ..... \$ 50,000

RUTF appropriation for the construction of a scale facility.

14 18 2. For the paving of the scale lots at Agency, Charles

RUTF appropriation for the paving of scale lots.

14 19 City, Muscatine and Mechanicsville:  
 14 20 ..... \$ 250,000

14 21 The provisions of section 8.33 do not apply to the funds  
 14 22 appropriated by this section but remain available for  
 14 23 expenditure for the purposes designated until June 30, 1993.  
 14 24 Unencumbered'or unobligated funds remaining on June 30, 1993,  
 14 25 from funds appropriated for the fiscal year beginning July 1,  
 14 26 1990, shall revert to the fund from which appropriated on  
 14 27 August 30, 1993.

CODE: These funds are for construction and are not subject to reversion until three years after they are appropriated.

14 28 **Sec. 15.**  
 14 29 There is appropriated from the state aviation fund to the  
 14 30 state department of transportation for the fiscal year  
 14 31 beginning July 1, 1990, and ending June 30, 1991, the  
 14 32 following amounts, or so much thereof as is necessary, to be  
 14 33 used for the purposes designated:

14 34 1. For salaries, support, maintenance, miscellaneous pur-  
 14 35 poses, and for not more than the following full-time  
 15 1 equivalent positions:  
 15 2 ..... \$ 410,400  
 15 3 ..... FTEs 9

State Aviation Fund appropriation for the Air and Transit Division. Maintains current level of service.

15 4 [2. For terminal improvement or construction, to implement  
 15 5 marketing, advertising, ~~or~~ public relations programs, and for  
 15 6 nonprofit community, cultural programs to increase passenger  
 15 7 traffic at the following essential air service airports:  
 15 8 a. Burlington ..... \$ 7,000  
 15 9 .....  
 15 10 b. Clinton ..... \$ 38,000  
 15 11 .....  
 15 12 c. Fort Dodge ..... \$ 35,000  
 15 13 .....  
 15 14 d. Ottumwa ..... \$ 100,000  
 15 15 .....  
 15 16 e. Waterloo ..... \$ 70,000  
 15 17 ..... ]

VETOED

State Aviation Fund appropriation for the Essential Air Service Airports.

DETAIL: Specifies the funding level for each terminal improvement project.

VETOED: The Governor vetoed this section stating that the pre-designation of recipients of funds by the General Assembly would be counterproductive to the sound programming of capital improvements and that these decisions are best determined by the Transportation Commission.

15 18 [Sec. 16.  
 15 19 There is appropriated from the moneys allocated under

VETOED

Park and Institutional Road Fund appropriation for the completion of a road at Clear Lake.

15 20 section 312.2, subsection 5, to the primary road fund for the  
 15 21 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 15 22 for the express purpose of carrying out section 307A.2,  
 15 23 subsection 11, for completion of the North Shore Drive at  
 15 24 Clear Lake:  
 15 25 ..... \$ 175,000 ]

VETOED: The Governor vetoed this item stating that the use of Park and Institutional Road Funds for this project appears illegal because this road is not wholly within the boundaries of a state park as required in Chapter 306.1(k)(2)(k), Code of Iowa.

15 26 [Sec. 17.  
 15 27 Moneys appropriated in this Act for any new program or  
 15 28 function shall be used solely for that program or function and  
 15 29 moneys shall not be transferred from that appropriation or  
 15 30 used for any other purpose.]

VETOED

Requires all funds appropriated for new program's or functions to be used only on those programs or functions and not expended in any other manner.

VETOED: The Governor vetoed this Section stating that this language would unnecessarily limit the transfer of appropriations between programs or functions infringing upon the Executive Branch's ability to manage the departments.

15 31 Sec. 18.  
 15 32 The department of public safety shall notify the  
 15 33 legislative fiscal bureau, department of management, the  
 15 34 chairpersons, vice chairpersons, and ranking members of the  
 15 35 joint transportation and safety appropriation subcommittee, on  
 16 1 any request for, approval of, or notification of award of  
 16 2 federal funds or of any loss of federal funds. The  
 16 3 notification shall include the name of the funding grant,  
 16 4 planned expenditures, and estimated amount which will be  
 16 5 received. The department shall also prepare a report at the  
 16 6 end of each fiscal year detailing the amount received, amount  
 16 7 expended, and carry over balance on all nonappropriated  
 16 8 receipts, including federal funds, received during that fiscal  
 16 9 year.

Requires **DPS** to notify the Legislative Fiscal Bureau, Department of Management, and members of the Transportation and Safety Appropriation Subcommittee of any request, approval, or notification of federal fund awards, or loss of federal funds. The Department is also to prepare a year-end report including information on all nonappropriated receipts.

16 10 Sec. 19.  
 16 11 The Iowa highway research board may conduct an experimental  
 16 12 roadway paving project using recycled rubber in hot asphalt  
 16 13 concrete. The materials shall be applied by a company with  
 16 14 experience in the use of recycled tire rubber.

Permits a pilot road paving project using recycled rubber and specifies that a company with experience in using recycled rubber shall conduct the project.

16 15 Sec. 20. RULES VALID.

Validates administrative rules of the State Fire

16 16 The administrative rules adopted by the state fire marshal  
 16 17 pursuant to 1986 Iowa Acts, chapter 1246, section 206,  
 16 18 subsection 2, are valid.

Marshal.

16 19 [Sec. 21.  
 16 20 Notwithstanding the manual on uniform traffic control  
 16 21 devices for streets and highways, the state department of  
 16 22 transportation shall adopt rules regulating travel in the  
 16 23 left-hand lane of uphill traffic lanes by posting signs which  
 16 24 shall state KEEP RIGHT EXCEPT TO PASS.]

VETOED

Requires the Department of Transportation (DOT) to adopt rules regulating travel in the left-hand lanes of uphill grades.

VETOED: The Governor vetoed this item stating that this provision would be a departure from the nationally accepted standards recommended by the federal Highway Administration. He also stated that requiring vehicles to change lanes unnecessarily creates the opportunity for accidents and during winter months the left-hand lanes are plowed and sanded first.

16 25 [Sec. 22.  
 16 26 The state department of transportation shall contact other  
 16 27 states' transportation departments for the purpose of  
 16 28 initiating a lawsuit in conjunction with the other states, to  
 16 29 seek an injunction to prevent the United States department of  
 16 30 transportation from impounding the states' portions of the  
 16 31 federal gas tax.]

VETOED

Requires DOT to work with other states to seek an injunction against the impoundment of states' shares of the federal gas tax.

VETOED: The Governor vetoed this Section stating that it is unnecessary to put into law a requirement to have the State, in conjunction with other states, initiate a lawsuit against the United States Department of Transportation. Additionally, he stated that the Executive Branch needs to weigh the merits of such an action before proceeding.

16 32 Sec. 23.  
 16 33 Notwithstanding section 8.33, funds appropriated under 1989  
 16 34 Iowa Acts, chapter 317, section 19, subsection 2, shall not  
 16 35 revert until after October 1, 1990, and shall remain available  
 17 1 for expenditure until such date.

CODE: Adds language which allows funds appropriated for FY 1990 for the Air Terminal Improvement Program to not revert until after October 1, 1990.

17 2 Sec. 24. Section 29A.33, Code 1989, is amended to read as  
 17 3 follows:  
 17 4 29A.33 PER CAPITA ALLOWANCE TO UNIT.  
 17 5 Each unit of the national guard showing attendance and

CODE: Changes the per capita allowance for national guard units from \$10.00 to \$5.00 per year.



17 6 actual drill of those present for such drills as are  
 17 7 prescribed in compliance with the National Defense Act or its  
 17 8 amendments and such regulations as prescribed by the secretary  
 17 9 of defense, shall receive an annual allowance for military  
 17 10 purposes, in the sum of ~~ten five~~ dollars per capita, to be  
 17 11 paid in semiannual installments on the basis of ~~five-dollars~~  
 17 12 two dollars and fifty cents per capita. For the purpose of  
 17 13 computing each semiannual installment the per capita strength  
 17 14 shall be the average enlisted strength of the unit, for that  
 17 15 semiannual period, however, if the average attendance of any  
 17 16 unit during any semiannual period falls below fifty percent of  
 17 17 the average enlisted strength of such unit in that period, the  
 17 18 allowance shall not be paid for that period. The semiannual  
 17 19 periods shall begin January 1 and July 1. The allowance shall  
 17 20 be paid from the funds appropriated for the support and  
 17 21 maintenance of the national guard, and the adjutant general  
 17 22 shall prescribe regulations requiring an itemized statement of  
 17 23 the allowance and governing its expenditure. The allowance  
 17 24 shall be used for morale purposes and for the welfare of the  
 17 25 troops. The allowance shall not be used to purchase an  
 17 26 alcoholic beverage or beer.

17 27 Sec. 25. NEW SECTION. 80B.11B EXAMINATION FEES --  
 17 28 TRAINING COST.

17 29 1. Notwithstanding section **808.11**, subsection 5, not more  
 17 30 than one-half of the cost of providing cognitive and  
 17 31 psychological examinations of law enforcement officer  
 17 32 candidates may be charged for taking the examinations by the  
 17 33 Iowa law enforcement academy.

17 34 2. The Iowa law enforcement academy may also charge not  
 17 35 more than one-half of the cost of providing the basic training  
 18 1 course which is designed to meet the minimum basic training  
 18 2 requirements for a law enforcement officer.

18 3 Sec. 26. Section **103A.8**, subsection 1, Code **1989**, is  
 18 4 amended to read as follows:

18 5 1. Provide uniform standards and requirements for  
 18 6 construction, construction materials, and equipment through  
 18 7 the adoption by reference of applicable national codes where  
 18 8 appropriate and providing exceptions when necessary. The  
 18 9 rules adopted shall include provisions imposing requirements

CODE: Adds language which permits ILEA to charge not more than **50%** of the costs of cognitive, psychological examinations, and basic training.

CODE: Deletes language which specifies which national building codes must be followed in Iowa.

18 10 reasonably consistent with or identical to recognized and  
 18 11 accepted standards contained in performance criteria ~~as~~  
 18 12 ~~developed by nationally recognized model codes such as the~~  
 18 13 ~~model codes prepared by the Building Officials Conference of~~  
 18 14 ~~America, the International Conference of Building Officials,~~  
 18 15 ~~the Southern Building Codes Congress, the National Fire~~  
 18 16 ~~Protection Association, the American National Standards~~  
 18 17 ~~Institute, the American Insurance Association, the United~~  
 18 18 ~~States Department of Housing and Urban Development, the~~  
 18 19 ~~American Standards Association, and the International~~  
 18 20 ~~Association of Plumbing and Mechanical Officials.~~

18 21 Sec. 27. Section 135C.2, subsection 5, paragraph b, Code  
 18 22 Supplement 1989, is amended by striking the paragraph and  
 18 23 inserting in lieu thereof the following:

18 24 b. A facility must be located in an area zoned for single  
 18 25 or multiple-family housing and must be constructed in  
 18 26 compliance with applicable local housing codes and the rules  
 18 27 adopted for the special classification by the state fire  
 18 28 marshal in accordance with the concept of the least  
 18 29 restrictive environment for the facility residents. The rules  
 18 30 adopted by the state fire marshal for the special  
 18 31 classification shall be no more restrictive than the rules  
 18 32 adopted by the state fire marshal for demonstration waiver  
 18 33 project facilities pursuant to 1986 Iowa Acts, chapter 1246,  
 18 34 section 206, subsection 2.

CODE: Adds language which reduces the standards of fire safety for certain residential facilities.

18 35 Sec. 28. Section ~~3070.6~~, Code Supplement 1989, is amended  
 19 1 to read as follows:

19 2 **3070.6 MEETINGS OF THE BOARD -- EXPENSES.**

19 3 The board shall meet at least six times each year and shall  
 19 4 hold special meetings on the call of the chairperson. Except  
 19 5 as otherwise provided, the members of the board shall serve  
 19 6 without additional compensation to the salary and expenses  
 19 7 authorized for the office or position held by the member.  
 19 8 Members representing political subdivisions who are not  
 19 9 elected officials shall receive ~~forty dollars per diem and~~  
 19 10 necessary and actual expenses incurred in the performance of  
 19 11 their duties from the funds appropriated to the department  
 19 12 from the primary road fund. Legislative members shall be paid  
 19 13 for their actual and necessary expenses and, when the general

CODE: Provides payment of actual expenses for members of the Highway Research Board out of the DOT's appropriation from the PRF.

19 14 assembly is not in session, per diem as provided in sections  
 19 15 2.10 and 2.12. The department's members of the board shall be  
 19 16 reimbursed for their actual and necessary expenses from the  
 19 17 funds appropriated pursuant to section 313.5.

19 18 Sec. 29. Section 309.10, unnumbered paragraph 2, Code  
 19 19 1989, is amended to read as follows:  
 19 20 A county shall not use farm-to-market road funds as  
 19 21 described in this section unless the total funds that the  
 19 22 county transferred or provided during the prior fiscal year  
 19 23 pursuant to section 331.429, subsection 1, paragraphs a,  
 19 24 b, d, and e, are at least seventy-five percent of the  
 19 25 maximum funds the county could have transferred in the prior  
 19 26 fiscal year ~~pursuant to section 331.429, subsection 1,~~  
 19 27 ~~paragraphs a and b from the general fund of the county the~~  
 19 28 dollar equivalent of a tax of sixteen and seven-eighths cents  
 19 29 per thousand dollars of assessed value on all taxable property  
 19 30 in the county and from the rural services fund of the county  
 19 31 the dollar equivalent of a tax of three dollars and three-  
 19 32 eighths cent per thousand dollars of assessed value on all  
 19 33 taxable property not located within the corporate limits of a  
 19 34 city in the county.

CODE: Adds language which specifies that a county shall not use farm-to-market funds unless it has transferred at least 75% of its maximum levy for roads to the county's Secondary Road Fund.

19 35 Sec. 30. Section 312.2, subsection 8, Code Supplement  
 20 1 1989, is amended to read as follows:  
 20 2 8. The treasurer of state, before making any allotments to  
 20 3 counties under this section, shall reduce the allotment to a  
 20 4 county for the secondary road fund by the amount by which the  
 20 5 total funds that the county transferred or provided during the  
 20 6 prior fiscal year under section 331.429, subsection 1,  
 20 7 paragraphs a, b, d, and e, are less than seventy-five  
 20 8 percent of the maximum funds that the county could have  
 20 9 transferred in the prior fiscal year ~~under section 331.429,~~  
 20 10 ~~subsection 1, paragraphs a and b from the general fund of~~  
 20 11 the county the dollar equivalent of a tax of sixteen and  
 20 12 seven-eighths cents per thousand dollars of assessed value on  
 20 13 all taxable property in the county and from the rural services  
 20 14 fund of the county the dollar equivalent of a tax of three  
 20 15 dollars and three-eighths cent per thousand dollars of  
 20 16 assessed value on all taxable property not located within the  
 20 17 corporate limits of a city in the county. Funds remaining in

CODE: Adds language which specifies that a county's secondary road funds received from the State shall be reduced if the county does not transfer at least 75% of its maximum levy for roads to the county's Secondary Road Fund.

20 18 the secondary road fund of the counties due to a reduction of  
 20 19 allocations to counties for failure to maintain a minimum  
 20 20 local tax effort shall be reallocated to counties that are not  
 20 21 reduced under this subsection pursuant to the allocation  
 20 22 provisions of section 312.3, subsection 1, based upon the  
 20 23 needs and area of the county. Information necessary to make  
 20 24 allocations ~~under~~ this subsection shall be provided by the  
 20 25 state department of transportation or the director of the  
 20 26 department of management upon request by the treasurer of  
 20 27 state.

20 28 Sec. 31. Section 312.3, subsection 1, Code 1989, is  
 20 29 amended to read as follows:  
 20 30 1. Apportion among the counties in the ratio that the  
 20 31 needs of the secondary roads of each county bear to the total  
 20 32 needs of the secondary roads of the state for each fiscal year  
 20 33 based upon the total needs of secondary roads of the state as  
 20 34 shown in the latest quadrennial need study report developed by  
 20 35 the state department of transportation, and which is on record  
 21 1 at the department, ~~sixty~~ seventy percent of the allocation  
 21 2 from road use tax funds which is credited to the secondary  
 21 3 road fund of the counties, and apportion among the counties in  
 21 4 the ratio that the area of each county bears to the total area  
 21 5 of the state, ~~forty~~ thirty percent of the allocation from road  
 21 6 use tax funds which is credited to the secondary road fund of  
 21 7 the counties. However, ~~for a hold harmless period in a fiscal~~  
 21 8 ~~year~~ each county is guaranteed a hold harmless base year  
 21 9 amount. The amount in the secondary road fund of the counties  
 21 10 in each fiscal year ~~during the hold harmless period~~ in excess  
 21 11 of the sum of the hold harmless base ~~period~~ year amounts  
 21 12 allocated to all counties shall be distributed proportionally  
 21 13 based on the relative needs and area factors to only those  
 21 14 counties entitled to receive more than the hold harmless base  
 21 15 year amount.  
 21 16 For the purposes of this subsection:  
 21 17 a. ~~Hold harmless~~ Base period means the ~~fiscal years~~  
 21 18 ~~beginning July 1, 1979 and ending June 30, 1985~~ three-year  
 21 19 period ending June 30, 1989.  
 21 20 b. ~~Base year amount means the amount of the secondary~~  
 21 21 ~~road fund of the counties received by a county for the fiscal~~  
 21 22 ~~year beginning July 1, 1977.~~ Local effort means the ratio

**CODE:** Adds language which changes the Secondary Road Fund distribution formula to 70% need and 30% area and provides a guaranteed hold harmless base year amount.

21 23 expressed as a percent of the total funds that the county  
 21 24 transferred or provided during the base period pursuant to  
 21 25 section 331.429, subsection 1, paragraphs a, b, d, and  
 21 26 e, to the maximum funds the county could have transferred  
 21 27 during the base period from the general fund of the county the  
 21 28 dollar equivalent of a tax of sixteen and seven-eighths cents  
 21 29 per thousand dollars of assessed value on all taxable property  
 21 30 in the county and from the rural services fund of the county  
 21 31 the dollar equivalent of a tax of three dollars and three-  
 21 32 eighths cent per thousand dollars of assessed value on all  
 21 33 taxable property not located within the corporate limits of a  
 21 34 city in the county.

21 35 c. Old formula amount means the amount of moneys the  
 22 1 county would receive if the apportionment to the county under  
 22 2 this section was apportioned among the counties in the ratio  
 22 3 that the needs of the secondary roads of each county bear to  
 22 4 the total needs of the secondary roads of the state as shown  
 22 5 by the latest quadrennial need study by the state department  
 22 6 of transportation, and which is on record at the department,  
 22 7 sixty percent of the allocation from road use tax funds which  
 22 8 is credited to the secondary road fund of the counties, and  
 22 9 apportioned among the counties in the ratio that the area of  
 22 0 each county bears to the total area of the state, forty  
 22 1 percent of the allocation from road use tax funds which is  
 22 2 credited to the secondary road fund of the counties.

22 3 d. (1) The hold harmless base year amount for a county  
 22 4 for the fiscal year commencing July 1, 1990, is determined by  
 22 15 the county's local effort in accordance with the following  
 22 16 table:

	<u>LOCAL EFFORT</u>	<u>COUNTY'S</u>
		<u>HOLD HARMLESS BASE YEAR AMOUNT</u>
	<u>At</u>	
	<u>but less</u>	
	<u>least:</u>	<u>than:</u>
22 21	<u>96% ..... unlimited</u>	<u>100% of old formula amount</u>
22 22	<u>92% ..... 96%</u>	<u>96% of old formula amount</u>
22 23	<u>88% ..... 92%</u>	<u>92% of old formula amount</u>
22 24	<u>84% ..... 88%</u>	<u>88% of old formula amount</u>
22 25	<u>Less than 84%</u>	<u>\$0</u>

22 26 (2) The hold harmless base year amount for a county for  
 22 27 the fiscal year commencing July 1, 1991, and for each  
 22 28 succeeding fiscal year, is the product of the county's hold

22 29 harmless base year amount in the immediately preceding fiscal  
 22 30 year times the sum of one plus one-half of the estimated  
 22 31 increase in secondary road fund moneys in the fiscal year  
 22 32 expressed as a fraction. Prior to June 30 of each year, the  
 22 33 department shall prepare and deliver to the treasurer of state  
 22 34 an estimate of the increase of secondary road fund moneys for  
 22 35 the next fiscal year to be used in determining the hold  
 23 1 harmless base year amount under this subsection.

23 2 Sec. 32. Section 312.5, Code 1989, is amended to read as  
 23 3 follows:  
 23 4 312.5 DIVISION OF FARM-TO-MARKET ROAD FUNDS.  
 23 5 1. The road use tax funds credited to the farm-to-market  
 23 6 road fund and federal aid secondary road funds received by the  
 23 7 state by the treasurer of state are hereby divided as follows,  
 23 8 and are to be known respectively as:  
 23 9 1 a. Need allotment farm-to-market road funds, **sixty**  
 23 10 **seventy** percent; and  
 23 11 2 b. Area allotment farm-to-market road funds, **forty**  
 23 12 **thirty** percent.  
 23 13 2. All farm-to-market road funds, except funds which under  
 23 14 section 310.20 come from any county's allotment of the road  
 23 15 use tax funds, shall be allotted among the counties by the  
 23 16 department.  
 23 17 3. Area allotment farm-to-market road funds ~~and federal~~  
 23 18 ~~aid secondary road funds received by the state,~~ shall be  
 23 19 allotted among all the counties of the state in the ratio that  
 23 20 the area of each county bears to the total area of the whole  
 23 21 state.  
 23 22 4. Need allotment farm-to-market road funds shall be  
 23 23 allotted among the counties in the ratio that the needs of the  
 23 24 farm-to-market roads in each county bear to the total needs of  
 23 25 the farm-to-market roads in the state for each fiscal year  
 23 26 based upon the total needs of the farm-to-market roads in the  
 23 27 state as shown in the latest quadrennial need study report  
 23 28 developed by the state department of transportation, and which  
 23 29 is on record at the department.  
 23 30 5. Notwithstanding subsections 1 through 4, in a fiscal  
 23 31 year each county is guaranteed a hold harmless base year  
 23 32 amount. The amount of farm-to-market road funds in each  
 23 33 fiscal year in excess of the sum of the hold harmless base

CODE: Adds language which changes the Farm-to-Market and Federal Aid Secondary Road Funds to a 70% need and 30% area distribution formula and provides a guaranteed hold harmless base year amount.

23 34 year amounts allocated to all counties shall be distributed  
 23 35 proportionally based on the relative needs and area factors to  
 24 1 only those counties entitled to receive more than the hold  
 24 2 harmless base year amount.

24 3 For the purposes of this subsection:

24 4 a. Base period means the three-year period ending June  
 24 5 30, 1989.

24 6 b. Local effort means the ratio expressed as a percent  
 24 7 of the total funds that the county transferred or provided  
 24 8 during the base period pursuant to section 331.429, subsection  
 24 9 1, paragraphs a, b, d, and e, to the maximum funds the  
 24 10 county could have transferred during the base period from the  
 24 11 general fund of the county the dollar equivalent of a tax of  
 24 12 sixteen and seven-eighths cents per thousand dollars of  
 24 13 assessed value on all taxable property in the county and from  
 24 14 the rural services fund of the county the dollar equivalent of  
 24 15 a tax of three dollars and three-eighths cent per thousand  
 24 16 dollars of assessed value on all taxable property not located  
 24 17 within the corporate limits of a city in the county.

24 18 c. Old formula amount means the amount of moneys the  
 24 19 county would receive if the apportionment to the county under  
 24 20 this section was apportioned among the counties with the  
 24 21 federal aid secondary road funds being apportioned by one  
 24 22 hundred percent area allotment and the road use tax funds  
 24 23 credited to the farm-to-market road fund apportioned to the  
 24 24 counties with a sixty percent need allotment and forty percent  
 24 25 area allotment.

24 26 d. (1) The hold harmless base year amount for a county  
 24 27 for the fiscal year commencing July 1, 1990, is determined by  
 24 28 the county's local effort in accordance with the following  
 24 29 table:

	<u>LOCAL EFFORT</u>	<u>COUNTY'S</u>
	<u>At but less</u>	<u>HOLD HARMLESS BASE YEAR AMOUNT</u>
	<u>least: than:</u>	
24 34	<u>96% ..... unlimited</u>	<u>100% of old formula amount</u>
24 35	<u>92% ..... 96%</u>	<u>96% of old formula amount</u>
25 1	<u>88% ..... 92%</u>	<u>92% of old formula amount</u>
25 2	<u>84% ..... 88%</u>	<u>88% of old formula amount</u>
25 3	<u>Less than 84%</u>	<u>\$0</u>

25 4 (2) The hold harmless base year amount for a county for

25 5 the fiscal year commencing July 1, 1991, and for each  
 25 6 succeeding fiscal year, is the product of the county's hold  
 25 7 harmless base year amount in the immediately preceding fiscal  
 25 8 year times the sum of one plus one-half of the estimated  
 25 9 increase in the farm-to-market road fund moneys in the fiscal  
 25 10 year expressed as a fraction. Prior to June 30 of each year  
 25 11 the department shall prepare and deliver to the treasurer of  
 25 12 state an estimate of the increase of the farm-to-market road  
 25 13 fund moneys for the next fiscal year to be used in determining  
 25 14 the hold harmless base year amount under this subsection.

25 15 **[**Sec. 33. NEW SECTION. 312.13 SPECIAL LEGAL COUNSEL. **VETOED**  
 25 16 **]** There is appropriated annually an amount sufficient to  
 25 17 retain independent legal counsel to defend the state against  
 25 18 suits arising out of appropriations made from the road use tax  
 25 19 fund. The appropriation shall be funded from use tax receipts  
 25 20 under chapter 423 prior to deposit in the road use tax fund.  
 25 21 Legal counsel shall be selected by agreement between the  
 25 22 governor and **the legislative** council, after consultation with  
 25 23 the attorney **general.**

**CODE:** Creates a standing unlimited appropriation for legal assistance for the State in suits concerning appropriations from the RUTF.

**VETOED:** The Governor vetoed this Section stating that the Attorney General is required to defend the State on issues of this nature and the retention of independent legal counsel is both expensive and unnecessary.

25 24 Sec. 34. Section 313.2A, subsection 1, Code Supplement  
 25 25 1989, is amended to read as follows:  
 25 26 1. PURPOSE. It is the purpose of this section to enhance  
 25 27 opportunities for the development and diversification of the  
 25 28 state's economy through the identification and improvement of  
 25 29 a network of commercial and industrial highways. The network  
 25 30 shall consist of interconnected routes which provide long  
 25 31 distance route continuity. The purpose of this highway  
 25 32 network shall be to improve the flow of commerce; to make  
 25 33 travel more convenient, safe, and efficient; and to better  
 25 34 connect Iowa with regional, national, and international  
 25 35 markets. The commission shall concentrate a major portion of  
 26 1 its annual construction budget on this network of commercial  
 26 2 and industrial highways. In order to ensure the greatest  
 26 3 possible availability of funds for the improvement of the  
 26 4 network, primary highway funds shall not be spent beyond  
 26 5 continuing maintenance for improvements to route segments that  
 26 6 will be bypassed by the relocation of portions of the  
 26 7 commercial and industrial highway network **except as provided**

**CODE:** Adds language clarifying the purpose of the Commercial and Industrial Highway Network and requires the Commission to concentrate spending on the, Network.



26 8 ~~in-subsection 4.~~

26 9 Sec. 35. Section 313.2A, subsection 4, Code Supplement  
26 10 1989, is amended by striking the subsection.

CODE: Deletes the Subsection which allowed DOT to transfer jurisdiction of roads to other governmental units.

26 11 Sec. 36. Section 317.13, Code Supplement 1989, is amended  
26 12 by adding the following new unnumbered paragraph:  
26 13 NEW UNNUMBERED PARAGRAPH. The program of weed control  
26 14 shall include a program of permits for the burning, mowing, or  
26 15 spraying of roadsides by private individuals. The county  
26 16 board of supervisors shall allow only that burning, mowing, or  
26 17 spraying of roadsides by private individuals that is  
26 18 consistent with the adopted integrated roadside vegetation  
26 19 management plan. This paragraph applies only to those  
26 20 roadside areas of a county which are included in an integrated  
26 21 roadside vegetation management plan.

CODE: Adds language which requires permits for burning, mowing or spraying of roadside areas included in an Integrated Roadside Vegetation Management Plan.

26 22 Sec. 37. Section 321.211, unnumbered paragraph 2, Code  
26 23 Supplement 1989, is amended to read as follows:  
26 24 There is appropriated each year from the road use tax fund  
26 25 to the department of transportation one hundred ~~twenty-five~~  
26 26 ~~sixty~~ thousand dollars or as much thereof as is necessary to  
26 27 be used to pay the cost of notice and personal delivery of  
26 28 service, as necessary to meet the notice requirement of this  
26 29 section. The department shall adopt rules governing the  
26 30 payment of the cost of personal delivery of service. The  
26 31 reinstatement fees collected under section 321.191 shall be  
26 32 deposited in the road use tax fund in the manner provided in  
26 33 section 321.192, as reimbursement for the costs of notice  
26 34 under this section.

CODE: Increases the standing limited appropriation from the RUTF for personal delivery of service from \$125,000 to \$160,000.

26 35 Sec. 38. Section 321A.3, subsection 1, Code Supplement  
27 1 1989, is amended to read as follows:

CODE: Deposits the revenues currently coming to the Abstract fee Fund into the General Fund.

27 2 1. The director shall upon request furnish any person a  
27 3 certified abstract of the operating record of a person subject  
27 4 to chapter 321, 321J, or this chapter. The abstract shall  
27 5 also fully designate the motor vehicles, if any, registered in  
27 6 the name of the person. If there is **no** record of a conviction  
27 7 of the person having violated any law relating to the

DETAIL: Deposits an additional \$1,350,000 into the General Fund for FY 1991. This extra revenue is offset by an \$850,000 appropriation to the Division of Criminal Investigation and a \$500,000 appropriation for the costs associated with the

27 8 operation of a motor vehicle or of any injury or damage caused  
 27 9 by the person, the director shall ~~so~~ certify. A fee of five  
 27 10 dollars shall be paid for each abstract except by state,  
 27 11 county, city or court officials. The director shall transfer  
 27 12 the moneys collected under this section to the treasurer of  
 27 13 state who ~~shall credit annually to the abstract fee fund~~  
 27 14 ~~created under section 321A.3A the first one million three~~  
 27 15 ~~hundred fifty thousand dollars collected and~~ shall credit to  
 27 16 the general fund all ~~additional~~ moneys collected.

manufacture of drivers licenses.

27 17 Sec. 39. Section 321L.2, subsection 3, unnumbered  
 27 18 paragraph 2, Code Supplement 1989, is amended to read as  
 27 19 follows:  
 27 20 A handicapped person who owns a motor vehicle for which the  
 27 21 handicapped person has been issued radio operator registration  
 27 22 plates under section 321.34, subsection 3, or registration  
 27 23 plates as a seriously disabled veteran under section 321.105  
 27 24 may apply to the department for a handicapped identification  
 27 25 sticker to be affixed to the plates. The handicapped  
 27 26 identification stickers shall bear the international symbol of  
 27 27 accessibility. The handicapped identification stickers shall  
 27 28 be acquired by the department and sold at a cost not to exceed  
 27 29 five dollars, to eligible handicapped persons upon application  
 27 30 on forms prescribed by the department.

CODE: Adds language which permits handicapped persons, who are also amateur (HAM) radio operators, to obtain a handicapped sticker to place on their radio operator license plates.

27 31 Sec. 40. NEW SECTION. 325.37 ADVERTISING BY MOTOR  
 27 32 CARRIERS OF PROPERTY.  
 27 33 Any advertising of available service provided by a motor  
 27 34 carrier of property shall contain or display the number of the  
 27 35 certificate issued by the department pursuant to this chapter.

CODE: Adds language which requires the display of an identification number in any advertising of services by a motor carrier of property.

28 1 Sec. 41. Section 331.660, Code 1989, is amended to read as  
 28 2 follows:  
 28 3 331.660 APPROPRIATION -- INDIAN SETTLEMENT OFFICER.  
 28 4 There is appropriated annually from the general fund of the  
 28 5 state to the county of Tama the sum of ~~three thousand three~~  
 28 6 ~~hundred sixty five~~ twenty-five thousand dollars to be used by  
 28 7 the county only for the payment of the salary and expenses of  
 28 8 an additional deputy sheriff for the county. The principal  
 28 9 duty of the deputy sheriff is to provide law enforcement on  
 28 10 the Sac and Fox Indian settlement in the county of Tama. If

CODE: Increases the standing appropriation from the General Fund to the County of Tama from \$3,365 to \$25,000.

28 11 possible, the deputy sheriff shall reside on the settlement.  
 28 12 Additional funds necessary to pay the salary and expenses of  
 28 13 the deputy sheriff shall be paid by the county of Tama. The  
 28 14 state shall not be held liable for the performance or  
 28 15 nonperformance of law enforcement duties pursuant to this  
 28 16 section.

28 17     Sec. 42. Section 455G.9, subsection 1, paragraph a,  
 28 18 subparagraph (1), unnumbered paragraph 2, Code Supplement  
 28 19 1989, as amended by 1990 Iowa Acts, House File 2552, is  
 28 20 amended to read as follows:

28 21     Total payments for claims pursuant to this subparagraph are  
 28 22 limited to no more than ~~six~~ eight million dollars, Claims for  
 28 23 eligible retroactive releases shall be prorated if claims  
 28 24 filed in a permitted application period or for a particular  
 28 25 priority class of applicants exceed ~~six~~ eight million dollars  
 28 26 ~~or~~ the then remaining balance of ~~six~~ eight million dollars.  
 28 27 If claims remain partially or totally unpaid after total  
 28 28 payments equal ~~six~~ eight million dollars, all remaining claims  
 28 29 are void, and no entitlement exists for further payment.

CODE: Increases the total amount of claims which can be paid for remedial account coverage to \$8,000,000.

28 30     Sec. 43. Section 455G.9, subsection 1, paragraph a, Code  
 28 31 Supplement 1989, as amended by 1990 Iowa Acts, House File  
 28 32 2552, is amended by inserting the following new subparagraph:

28 33     NEW SUBPARAGRAPH. (3) Corrective action for an eligible  
 28 34 release reported to the department of natural resources on or  
 28 35 after January 1, 1985, but prior to July 1, 1987. Third-party  
 29 1 liability is specifically excluded from remedial account  
 29 2 coverage. For a claim for a release under this subparagraph,  
 29 3 the remedial program shall pay no more than the lesser of  
 29 4 twenty-five thousand dollars or one-third of the total costs  
 29 5 of corrective action for that release, subsection 4  
 29 6 notwithstanding. For a release to be eligible for coverage  
 29 7 under this subparagraph the following conditions must be  
 29 8 satisfied:

29 9     (a) The owner or operator applying for coverage must be  
 29 10 currently engaged in the business for which the tank connected  
 29 11 with the release was used prior to the report of the release.

29 12     (b) The owner or operator applying for coverage shall not  
 29 13 be a person who is maintaining, or ~~has~~ maintained. proof of  
 29 14 financial responsibility for federal regulations through self-

CODE: Adds a new Subsection which expands the eligibility for remedial account coverage for corrective action taken on an underground storage tank reported on or after January 1, 1985, but prior to July 1, 1987.

29 15 insurance.

29 16 (c) The owner or operator applying for coverage shall not  
29 17 have claimed bankruptcy any time on or after January 1, 1985.

29 18 (d) The claim for coverage pursuant to this subparagraph  
29 19 must have been filed with the board prior to September 1,  
29 20 1990.

29 21 (e) The owner or operator at the time the release was  
29 22 reported to the department of natural resources must have been  
29 23 in compliance with then current monitoring requirements, if  
29 24 any, or must have been in the process of compliance efforts  
29 25 with anticipated requirements, including installation of  
29 26 monitoring devices, a new tank, tank improvements or retrofit,  
29 27 or any combination.

29 28 Sec. 44. 1990 Iowa Acts, House File 2552, section 43, is  
29 29 amended to read as follows:

29 30 SEC. 43.

29 31 Provided that amounts reserved for the retroactive portion  
29 32 of the remedial account claims pursuant to section 4556.9.  
29 33 subsection 1, paragraph a, subparagraph (1), do not exceed  
29 34 six eight million dollars, the administrator shall from the  
29 35 effective date of this Act, through September 1, 1990, reopen  
30 1 applications previously received but denied based upon section  
30 2 4556.9, subsection 1, paragraph a, subparagraph (1),  
30 3 subparagraph subdivision (a), Code Supplement 1989, which  
30 4 subparagraph subdivision is repealed by this Act, and may  
30 5 accept new applications under section 455G.9, subsection 1,  
30 6 paragraph a, Subparagraph (1) for that period. If claims  
30 7 reopened or received exceed the remaining balance of  
30 8 unobligated or unreserved funds of the six eight million  
30 9 dollars, the remaining balance shall be ~~prorated among the~~  
30 10 ~~reopened and newly received claims. If claims remain~~  
30 11 ~~partially or totally unpaid after total payments under the~~  
30 12 ~~retroactive portion of the remedial account exceed six million~~  
30 13 ~~dollars, all remaining claims are void, and no entitlement~~  
30 14 ~~exists for further payment. If claims paid pursuant to this~~  
30 15 ~~section do not exceed the remaining balance of unobligated or~~  
30 16 ~~unreserved funds of the six million dollars, the remaining~~  
30 17 ~~balance shall be distributed among the claims accepted for~~  
30 18 ~~payment which were submitted on or before January 31, 1990, by~~  
30 19 ~~increasing the allowable percentage of payment contained in~~

CODE: Adds language which changes the distribution of any balance remaining in the Iowa Comprehensive Petroleum Underground Storage Tank Fund after remedial claims.

30 20 ~~section 455G.9, subsection 1, paragraph a, subparagraph (1)~~  
 30 21 ~~by an amount necessary to reduce the remaining balance of the~~  
 30 22 ~~six million dollars allocated for retroactive claims to zero.~~  
 30 23 distributed according to the following priority:  
 30 24 1. Claims reopened or submitted pursuant to section  
 30 25 455G.9, subsection 1, paragraph a, subparagraph (1), first  
 30 26 provided, however, that payments pursuant to this subsection  
 30 27 shall not exceed one million two hundred thousand dollars.  
 30 28 2. Claims submitted pursuant to section 455G.9, subsection  
 30 29 1, paragraph a, subparagraph (3), second, on a first-come-  
 30 30 first-served basis.  
 30 31 3. Claims submitted pursuant to section 455G.9, subsection  
 30 32 1, paragraph a, subparagraph (3), not previously accepted  
 30 33 for payment or paid because the claim was ineligible solely on  
 30 34 the basis of section 455G.9, subsection 1, paragraph a,  
 30 35 subparagraph (3), subparagraph subdivision (a), third.  
 31 1 4. If claims paid pursuant to subsections 1, 2, and 3 do  
 31 2 not exceed the remaining balance of unobligated or unreserved  
 31 3 funds of the eight million dollars, the remaining balance  
 31 4 shall be distributed among the claims accepted for payment  
 31 5 which were submitted on or before January 31, 1990, by  
 31 6 increasing the allowable percentage of payment contained in  
 31 7 section 455G.9, subsection 1, paragraph a, subparagraph (1)  
 31 8 by an amount necessary to reduce the remaining balance of the  
 31 9 eight million dollars allocated for retroactive claims to  
 31 10 zero.  
 31 11 If claims remain partially or totally unpaid after total  
 31 12 payments under the retroactive portion of the remedial account  
 31 13 equal eight million dollars, all remaining claims are void,  
 31 14 and no entitlement exists for further payment.

31 15 Sec. 45. Section 321A.3A, Code Supplement 1989, is  
 31 16 repealed.

CODE: Repeals the Abstract Fee Fund.

31 17 Sec. 46.  
 31 18 Sections 23, 42, 43, and 44 of this Act, being deemed of  
 31 19 immediate importance, take effect upon enactment.  
 31 20 SF 2402  
 31 21 jc/cc/26

Specifies that certain Sections of the Act take effect upon enactment.

## EXECUTIVE SUMMARY TENTH BUDGET BILL

## HOUSE FILE 2569

### NEW PROGRAMS, SERVICES, OR ACTIVITIES

- DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP (DAL): Appropriates \$50,000 and 4.5 FTE positions for the administration of a hay hotline and for climatological services. Requires the appropriation to be contingent upon the Governor declaring a disaster emergency due to a drought in at least 15 Iowa counties. (Page 1, Line 2)
- BOARD OF REGENTS: Appropriates \$150,000 to Iowa State University to administer a rural concern drought hotline and to administer a forage testing program. Requires the appropriation to be contingent upon the Governor declaring a disaster emergency due to a drought in at least 15 Iowa counties. (Page 1, Line 28)
- DEPARTMENT OF NATURAL RESOURCES (DNR): Requires the DNR to administer a statewide Water Conservation Education Program. (Page 2, Line 11)
- DEPARTMENT OF TRANSPORTATION (DOT): Requires the DOT to cease all spraying of residual pesticides along roadsides in order to preserve vegetation in areas in which the vegetation may be utilized as animal feed. (Page 2, Line 14)
- DEPARTMENT OF GENERAL SERVICES (DGS): Appropriates \$600,000 for FY 1991 and \$1,100,000 for FY 1992 to the DGS to establish a Capitol Complex Child Day Care Program. (Page 4, Line 22)
- OFFICE OF THE TREASURER OF STATE: Appropriates \$50,000 to the Office to fund part of the cost of a memorial to fallen fire fighters, and appropriates \$5,000 for the Iowa Special Olympics Fund. (Page 6, Line 15 and Page 33, Line 14)
- DEPARTMENT OF EDUCATION (DE): Requires the DE to provide classes above the required 180 days to profoundly handicapped children who could benefit from additional programming. (Page 14, Line 1)
- Requires all school districts to plan for providing education options for drop outs and students at risk of dropping out. Requires Area Education Agencies to assist local districts. (Page 15, Line 32)

**EXECUTIVE SUMMARY  
TENTH BUDGET BILL**

**HOUSE FILE 2569**

- Makes contingent reductions in appropriations if actual revenue collected by the State in FY 1990 is less than the revenue estimate agreed to by the Revenue Estimating Conference in March 1990, or if revenue collected in FY 1991 is significantly less than the estimate agreed to by the Conference. (Page 6, Line 30)
- Makes contingent appropriations if the anticipated ending balance of the General Fund exceeds **\$132,200,000** for FY 1991 and the ending balance for FY 1991 exceeds \$30,000,000. Requires 50% of the excess revenue, up to a maximum of \$49,600,000, to be used for the further implementation of Generally Accepted Accounting Principles (GAAP), with the other 50%, up to a maximum of \$31,870,000, to be used to fund various capital projects. (Page 8, Line 6)
- DEPARTMENT OF ECONOMIC DEVELOPMENT (DED): Appropriates \$50,000 to the DED to provide grants to any Iowa city for development of a proposed public riverfront park, wetland, or recreational area. (Page 20, Line 3)
- JUDICIAL DEPARTMENT: Appropriates \$136,000 to the Judicial Department for a pilot program on child custody mediation, and \$70,000 for the Supreme Court to conduct a feasibility study on the implementation of a family court system and to provide training for judges in family court issues. (Page 21, Line 11)
- Appropriates \$35,000 to the Iowa Peace Institute for an international museum study. (Page 30, Line 20)

## EXECUTIVE SUMMARY TENTH BUDGET BILL

## HOUSE FILE 2569

### MAJOR INCREASES, DECREASES, OR TRANSFER OF EXISTING PROGRAMS

- DEPARTMENT OF HUMAN SERVICES (DHS): Appropriates **\$3,920,000** for FY 1990 to DHS as a supplemental appropriation for the Medical Assistance Program, and **\$140,000** for FY 1991 for Drug Utilization Review. (Page 3, Line 18 and Page 4, Line 2)
- DEPARTMENT OF CORRECTIONS (DOC): Appropriates **\$1,028,000** to the DOC to fund the FY 1991 cost of the lease-purchase agreement authorized by the 1990 General Assembly in S.F. 2212, the Supplemental Appropriations Bill. (Page 12, Line 1)
- DEPARTMENT OF ECONOMIC DEVELOPMENT (DED): Adds **\$225,000** and **4.5 FTE** positions to the General Administration appropriation, and **\$56,245** and **1.5 FTE** positions to the Small Business Program appropriation in the DED. (Page 19, Line 18 and Page 19, Line 28)
- BOARD OF REGENTS: Reduces the FY 1990 General Fund appropriation for construction projects from **\$33,940,000** to **\$28,369,405** and reappropriates that amount over three fiscal years beginning with FY 1991. (Page 30, Line 30)
- DEPARTMENT OF PUBLIC SAFETY (DPS): Adds \$81,693 to the General Fund appropriation to increase the State's contribution rate to the Peace Officers' Retirement System from **16%** to 18% for employees of the Division of Criminal Investigation. Increases the Road Use Tax Fund appropriation to the DPS for the same purpose for the Highway Patrol Division employees. (Page 32, Line 1 and Page 32, Line 33)



## EXECUTIVE SUMMARY TENTH BUDGET BILL

HOUSE FILE 2569

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Adds nonprofit corporations licensed to conduct gambling games **to** the list of governmental bodies required **to** conduct open meetings under Chapter 21, Code of Iowa, and adds nonprofit corporations that are supported in whole or in part with property tax revenue and licensed to conduct pari-mutuel wagering to the list of governmental bodies required to have open records. Requires these changes to take effect September 1, 1991. (Page 12, Line 26 and Line 30)
- Adds to the list of public records considered to be confidential under Section 22.7, Code of Iowa, marketing and advertising budget, and strategy of a nonprofit corporation. Requires these changes to take effect September 1, 1991, (Page 13, Line 17)
- Requires the Court to appoint a practicing attorney as a Guardian Ad Litem where the interest of the patient conflict with that of parent, guardian, or advocate. (Page 21, Line 24)
- Allows retired judges to serve temporarily as a judge at the level determined necessary by the Supreme Court. (Page 25, Line 9)
- Repeals the Code of Iowa Chapter on Child Custody and Visitation Mediation. (Page 28, Line 9)
- Permits an exemption of pension income from the State's retirement systems for disabled retirees, persons over age 55, and survivors. Requires the exemption to be \$2,500 for single taxpayers and \$5,000 for husband and wife filing jointly. (Page 33, Line 30)

**EXECUTIVE SUMMARY  
TENTH BUDGET BILL**

**HOUSE FILE 2569**

STUDIES AND INTENT LANGUAGE

- Requires the DALS and Iowa State University to report on the progress of the contingent appropriations made for the administration of a hay hotline, climatological services, drought hotline, and a forage testing program. (Page 2, Line 23)
- Requires the DHS to complete the standard of need study for Aid to Families with Dependent Children (AFDC). (Page 3, Line 28)
- Requires the DE to prepare a plan and report relating to children meeting requirements for high school graduation, and to study the impact of changing the compulsory attendance age. (Page 16, Line 3)
- Requires the Supreme Court to conduct feasibility studies on the implementation of a family court system, and expand continuing legal education requirements for judges and attorneys to include family law. (Page 21, Line 21; Page 28, Line 10; and Page 30, Line 6))
- Requests the Legislative Council to establish an interim study committee on a family court system and requires the Supreme Court to develop a plan to implement a family court system. (Page 29, Line 18)

# EXECUTIVE SUMMARY TENTH BUDGET BILL

HOUSE FILE 2569

## GOVERNOR'S VETOES

- The Governor vetoed the \$50,000 General Fund Appropriation to the DALs for administration of a hay hotline and for climatological services and the \$150,000 appropriation to the Board of Regents for Iowa State University to administer a rural concern drought hotline, stating that should drought conditions recur, the Farmers Home Administration, DED's Community Development Block Grant Program, and the DNR will respond by providing appropriate assistance. (Page 1, Line 2)
- The Governor vetoed the \$140,000 General Fund appropriation to the DHS to continue a sole source contract with the Iowa Pharmacists Association for drug utilization review, stating that the DHS has been notified that federal funding would **no** longer be available to pay its share of the cost of the contract, if the State did not allow competitive bidding on the contract. (Page 4, Line 2)
- The Governor vetoed the \$600,000 FY 1991 General Fund appropriation and the \$1,100,000 FY 1992 appropriation to the DGS for the establishment of a Child Day Care Program for Capitol Complex employees, stating that child care services are available from private providers within a reasonable distance from the Capitol **Complex** and that child care benefits are a proper subject of collective bargaining. (Page 4, Line 22)
- The Governor vetoed the \$50,000 General Fund appropriation for a memorial honoring fallen fire fighters, stating that it would be appropriate for this memorial to be funded by private contributions. (Page 6, Line 15)
- The Governor vetoed the contingent reductions in appropriations, stating that the approval of a budget with a realistic ending balance would have been preferable. (Page 6, Line 30)
- The Governor vetoed the contingent appropriations for FY 1991 stating that an estimated \$30 million ending balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1992. (Page 8, Line 6)
- The Governor vetoed the \$90,000 General Fund appropriation to the DOC to establish a Job Development Program in the First Judicial District, stating that an appropriation of \$100,000 for this project in the Supplemental Appropriation Bill had been approved. (Page 12, Line 11)

**EXECUTIVE SUMMARY  
TENTH BUDGET BILL****HOUSE FILE 2569**

- The Governor vetoed language requiring the DE to provide classes above the required 180 days to profoundly handicapped children who could benefit from additional programming, stating several reasons for the item veto. (See Page 14, Line 1)
- The Governor vetoed language requiring the DE to develop model guidelines for truancy, develop an Education Bill of Rights that identifies educational opportunities that are to be legal entitlements and conduct a study of the expected impact of increasing the compulsory attendance age from 16 to 18, stating that the DE is currently undertaking an initiative to seek public input on future goals for Iowa's education system and that this effort will include a review of programming needs for children at-risk. (Page 15, Line 32)
- The Governor vetoed a \$50,000 General Fund appropriation to the DED for a grant to any Iowa city for development of a proposed public riverfront park, wetland, or recreational area, stating that the fiscal constraints facing the State do not permit the appropriation. (Page 20, Line 3)
- The Governor vetoed a \$136,000 General Fund appropriation to the Judicial Department for the implementation of the pilot program for mediation of child custody and visitation issues and a \$70,000 appropriation for a family court system feasibility study by the Supreme Court, stating that these expenditures would be unwise given present budgetary constraints. (Page 21, Line 11 and 21)
- The Governor vetoed language requiring that a Guardian Ad Litem appointed by the Court to represent the interest of a child be a practicing attorney, stating that this provision would negatively affect the Court Appointed Special Advocate Program, which utilizes volunteers to fill this role. (Page 23, Line 7)

House File 2569 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
3	28	202	Nwthstnd	Sec. 8.33	Standard of Need Study - Non-Reversion of Funds
5	8	301.3	Nwthstnd	Sec. 8.33	Capitol Complex Day Care Program Non-Reversion Clause
6	24	302	Nwthstnd	Sec. 8.33	Fallen Fire Fighters Memorial Non-Reversion of Funds
6	30	401	Nwthstnd	Sec. 8.31	Contingency Reductions
9	31	502.1b(5)	Nwthstnd	Sec. 442.26	School Foundation Program <b>Appropriations</b>
11	24	503	Repeals	Sec. 12, Chapter 319, 1990 Iowa Acts	Eliminates FY 1991 MAS Payments
12	11	602	Amends	Sec. 6.1(d), S.F. 2408 1990 Iowa Acts	Justice Systems Appropriations Bill
12	22	603	Amends	Sec. 6.8(g), S.F. 2408 1990 Iowa Acts	Justice Systems Appropriations Bill
12	26	701	Adds	Sec. 21.2(1) Code Supplement 1989	Official Meetings Open to Public
12	30	702	Amends	Sec. 22.1 Code Supplement 1989	Examination of Public Records
13	17	703	Adds	Sec. 22.7 Code Supplement 1989	Examination of Public Records - Confidential Info.
13	29	801	Amends	Sec. 23.3, S.F. 2328 1990 Iowa Acts	Regulation Appropriations Bill
14	1	901	Adds	Sec. 281.10	Additional Special Education Weighting
15	10	902	Adds	Sec. 257.15	Financing School Programs - Property Tax Adjustment
15	18	1001	Amends	Sec. 262A.6A(1)	Iowa College Super Savings Plan
15	32	1101	Adds	Sec. 256.9 Code Supplement 1989	Department of Education - Duties of the Director
17	17	1102	Adds	Sec. 280.19A	Uniform School Requirements

Page #	Line #	Bill Section	Action	Code Section Changed	Description
19	18	1201	Amends	Sec. 1.1, S.F. 2327 1990 Iowa Acts	Alternative Options Economic Development Appropriations Bill
19	28	1202	Amends	Sec. 1.12, S.F. 2327 1990 Iowa Acts	Economic Development Appropriations Bill
19	35	1203	Repeals	Sec. 7,9,18-22,30-35 S.F. 2327, 1990 Iowa Acts	Economic Development Appropriations Bill
21	4	1401	Amends	Sec. 14.2, S.F. 2423 1990 Iowa Acts	Agricultural and Health Safety Programs
21	24	1502	Amends	Sec. 222.59(4)	Guardian Ad Litem
22	25	1503	Amends	Sec. 226.31	Guardian Ad Litem
23	7	1504	Amends	Sec. 232.2(20) Code Supplement 1989	Guardian Ad Litem
23	16	1505	Adds	Sec. 232.52	Child in Need of Assistance
23	25	1506	Amends	Sec. 232.89(2) Code Supplement 1989	Guardian Ad Litem
24	2	1507	Amends	Sec. 232.89(4) Code Supplement 1989	Guardian Ad Litem
24	11	1508	Amends	Sec. 232.147(3)(c)	Juvenile Court Records
24	15	1509	Amends	Sec. 235B.1(8)(c) Code Supplement 1989	Guardian Ad Litem
25	3	1510	Amends	Sec. 600A.2(9)	Guardian Ad Litem
25	9	1511	Amends	Sec. 602.16 12(1)	Temporary Judicial Duties
25	28	1512	Amends	Sec. 602.9206	Temporary Judicial Duties
26	25	1513	Amends	Sec. 633.244	Guardian Ad Litem
27	4	1514	Amends	Sec. 633.514	Guardian Ad Litem
27	19	1515	Amends	Sec. 910A.15	Guardian Ad Litem
28	9	1516	Repeals	Sec. All, Chapter 165, 1989 Iowa Acts	Child Custody Mediation
30	30	1701	Nwthstnd	Sec. 3, Chapter 322, 1989 Iowa Acts	Board of Regents Projects
32	19	1802	Nwthstnd	Sec. 990.17 & 990.18	Pari-mutuel Wagering Act Use of Funds
33	30	1901	Adds	Sec. 422.7 Code Supplement 1989	Excludes Part of Retirement Pension from Income Taxes

1 1 DIVISION I

1 2 Section 101. DROUGHT ASSISTANCE.

1 3 [1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP. VETOED

1 4 a There is appropriated from the general fund of the  
1 5 state to the department of agriculture and land stewardship  
1 6 for the fiscal year beginning July 1, 1990, and ending June  
1 7 30, 1991, the following amount, or so much thereof as is  
1 8 necessary, to be used for the purposes designated:

1 9 For administration including salaries, support,  
1 10 maintenance, and miscellaneous purposes, for the hay hot line  
1 11 and for climatological services:  
1 12 ..... \$ 50,000

General Fund appropriation to the Department of Agriculture and Land Stewardship (DALs) for the administration of a hay hotline and for climatological services.

DETAIL: Section 102 of this Act requires that this appropriation be contingent upon the Governor issuing a proclamation of a disaster emergency due to a drought in at least 15 counties.

VETOED: The Governor vetoed this Subsection, stating that much progress has been made through the combined efforts of the Farmers Home Administration (FHA) and Department of Economic Development's (DED) Community Development Block Grant (CDBG) Program, and should drought conditions recur, those agencies and the Department of Natural Resources (DNR) should be responsible for providing the appropriate assistance.

1 13 b. As a condition, limitation, and qualification of the  
1 14 appropriation made under paragraph a, the appropriation  
1 15 shall be used to support the following full-time equivalent  
1 16 positions:

1 17 (1) For the hay hot line:  
1 18 ..... FTEs 2.0  
1 19 (2) For climatological services:  
1 20 ..... FTEs 0.5  
1 21 (3) For miscellaneous purposes relating to laboratory  
1 22 analysis activities:  
1 23 ..... FTEs 2.0

Requires that the appropriation be used to support the designated FTE positions and that these FTE positions be temporary positions, which are to be terminated not later than June 30, 1991.

VETOED: The Governor vetoed the FTE positions funded by the appropriation in Section 101.1a.

1 24 The full-time equivalent positions specified under this  
1 25 subsection shall be temporary positions as specified by the  
1 26 department. However, the positions shall terminate not later  
1 27 than June 30, 1991.]

1 28 [2. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. VETOED

1 29 a. The Iowa state university of science and technology  
1 30 extension service shall act as the central clearinghouse in  
1 31 each county for drought-related information which shall serve

Requires that the Iowa State University (ISU) extension service act as the Central Clearinghouse in each county for drought-related information.

1 32 as the agency in the county designated to coordinate drought-  
1 33 related activities.

VETOED: The Governor vetoed this Subsection, stating that much progress has been made through the combined efforts of the FHA and DED's CDBG Program, and should drought conditions recur, those agencies and the DNR should be responsible for providing the appropriate assistance.

1 34 b. There is appropriated from the general fund of the  
1 35 state to the state board of regents for the fiscal year  
2 1 beginning July 1, 1990, and ending June 30, 1991, the  
2 2 following amount, or so much thereof as is necessary, to be  
2 3 used for the purpose designated:  
2 4 For Iowa state university of science and technology  
2 5 extension service to administer a rural concern drought hot  
2 6 line, to carry out the provisions in paragraph a, to  
2 7 administer a forage testing program for purposes of analyzing  
2 8 the impact of the drought on foraging, and to develop a  
2 9 library of drought samples:  
2 10 ..... \$ 150,000 ]

General Fund appropriation to the Board of Regents for Iowa State University (ISU) to administer a rural concern drought hotline, to act as the central clearinghouse for each county for drought related information, and to administer a Forage Testing Program.

DETAIL: Section 102 of this Act requires that this appropriation be contingent upon the Governor issuing a proclamation of a disaster emergency due to a drought in at least 15 counties.

VETOED: The Governor vetoed this Subsection, stating that much progress has been made through the combined efforts of the FHA and DED's CDBG Program, and should drought conditions recur, those agencies and the DNR should be responsible for providing the appropriate assistance.

2 11 3. DEPARTMENT OF NATURAL RESOURCES. The department of  
2 12 natural resources shall administer a statewide water  
2 13 conservation education program.

Requires the DNR to administer a statewide Water Conservation Education Program.

DETAIL: Section 102 of this Act prohibits the DNR from implementing a statewide Water Conservation Education Program until at least 15 counties are subject to a disaster emergency proclamation by the Governor due to a drought.

2 14 4. STATE DEPARTMENT OF TRANSPORTATION. The state  
2 15 department of transportation shall cease all spraying of  
2 16 residual pesticides, as defined in section 206.2, along  
2 17 roadsides, including ditches along roadsides, in order to  
2 18 preserve from pesticide contamination of the food chain,  
2 19 vegetation, in areas, which may be utilized as animal feed.

Requires the Department of Transportation (DOT) to cease all spraying of residual pesticides along roadsides, including ditches along roadsides, in order to preserve vegetation in areas which may be utilized as animal feed.



2 20 However, this subsection does not prohibit the use of  
 2 21 pesticides necessary to control noxious weeds, as defined in  
 2 22 section 317.1.

2 23 [5. REPORTING. The department of agriculture and land VETOED  
 2 24 stewardship and Iowa state university of science and  
 2 25 technology shall not later than December 15, 1990, report to  
 2 26 the committees on appropriations in the senate and house of  
 2 27 representatives, and to the agriculture and natural resources  
 2 28 appropriations subcommittee, information relating to  
 2 29 expenditure of moneys appropriated to the departments under  
 2 30 this section, including a review of activities supported by  
 2 31 the appropriations.]

2 32 [6. REVERSION. Moneys appropriated under this section VETOED  
 2 33 which are not expended by June 30, 1991, shall revert to the  
 2 34 general fund of the state as provided in section 8.33.]

2 35 Sec. 102. EFFECTIVE DATES.

3 1 [1. The department of agriculture and land stewardship and VETOED  
 3 2 Iowa state university of science and technology shall not  
 3 3 expend moneys appropriated or implement provisions under  
 3 4 section 101, subsections 1 and 2, of this Act until at least  
 3 5 15 counties are subject to a proclamation of a disaster  
 3 6 emergency due to a drought which is issued by the governor.]

3 7 2. The department of natural resources shall not implement  
 3 8 a statewide water conservation education program under section  
 3 9 101, subsection 3, of this Act until at least 15 counties are  
 3 10 subject to a proclamation of a disaster emergency due to a  
 3 11 drought which is issued by the governor.

3 12 3. Provisions contained in section 101, subsection 4, of  
 3 13 this Act which prohibit the spraying of pesticides shall not  
 3 14 be effective on or after January 1, 1991.

3 15 4. Section 101, subsection 4, of this Act, being deemed of

DETAIL: Section 102 of this Act requires that this Subsection not be effective on or after January 1, 1991.

Requires the DALs and ISU to report to the Senate and House Appropriations Committees and to the Agriculture and Natural Resources Appropriations Subcommittee by December 15, 1990 on the progress of the appropriations and activities in this Section.

VETOED: The Governor vetoed the reporting requirements associated with the appropriation in Section 101.

Requires that funds appropriated under this Section which are not expended by June 30, 1991, revert to the General Fund.

VETOED: The Governor vetoed the intent language concerning the reversion of funds appropriated in Section 101.

Prohibits the DALs and ISU from implementing Section 101 of this Act until at least 15 counties are subject to a disaster emergency proclamation by the Governor due to a drought.

VETOED: The Governor vetoed the intent language concerning the appropriation made in Section 101.

Prohibits the DNR from implementing a statewide Water Conservation Education Program under Section 101 of this Act until at least 15 counties are subject to a disaster emergency proclamation by the Governor due to a drought.

Requires that the provisions contained in Section 101 of this Act which prohibit the spraying of pesticides not be effective on or after January 1, 1991.

Specifies that Section 101.4, requiring the DOT to

3 16 immediate importance, takes effect upon enactment.

cease all spraying of residual pesticides is effective upon enactment.

3 17 DIVISION II

3 18 Sec. 201. MEDICAL ASSISTANCE SUPPLEMENT.

General Fund FY 1990 supplemental appropriation for Medical Assistance.

3 19 There is appropriated from the general fund of the state to  
3 20 the department of human services for the fiscal year beginning  
3 21 July 1, 1989, and ending June 30, 1990, the following amount,  
3 22 or so much thereof as is necessary, to be used for the purpose  
3 23 designated:

DETAIL: This appropriation is needed due to increased utilization of services and higher medical costs. The cost of the Women's and Children's Program has been greater than budgeted.

3 24 For medical assistance to be used for the same purposes and  
3 25 to supplement funds appropriated by 1989 Iowa Acts, chapter  
3 26 318, section 2:

3 27 ..... \$ 3,920,000

3 28 Sec. 202. STUDY REQUIRED.

CODE: Requires the Department of Human Services (DHS) to complete the standard of need study for Aid to Families with Dependent Children (AFDC) eligibility by January 2, 1991. Requires that the unencumbered and unobligated funds on June 30, 1990 for the study remain available for the purposes designated for FY 1991.

3 29 Notwithstanding section 8.33, the department of human  
3 30 services shall complete by January 2, 1991, the studies  
3 31 required pursuant to 1989 Iowa Acts, chapter 318, section 1,  
3 32 subsection 5, and the funds appropriated for this purpose that  
3 33 remain unencumbered and unobligated on June 30, 1990, shall  
3 34 not revert to the general fund but shall remain available for  
3 35 the purposes designated during the fiscal year beginning July  
4 1 1, 1990.

4 2 [Sec. 203. DRUG UTILIZATION REVIEW.

VETOED

General Fund appropriation for Medical Contracts

4 3 There is appropriated from the general fund of the state to  
4 4 the department of human services for the fiscal year beginning  
4 5 July 1, 1990, and ending June 30, 1991, the following amount,  
4 6 or so much thereof as is necessary, to be used for the purpose  
4 7 designated:

DETAIL: Previously budgeted federal funding for drug utilization review has not been forthcoming, due to concerns over the selection of the provider of the services. It is expected that the savings realized from the review will exceed the state costs.

4 8 For medical contracts:

4 9 ..... \$ 140,000

VETOED: The Governor vetoed this Section stating that funds are provided in S.F. 2435, the Human Services Appropriations Bill, to implement this Program. The Governor stated that this provision grants the Iowa Pharmacists Association sole source status'and that the Department has been notified that the federal funding would no longer be available to

pay its share of the cost of the contract, if the State did not allow competitive bidding on the contract.

4 10 The funds appropriated in this section shall be used in  
4 11 addition to funds appropriated for this purpose in Senate File  
4 12 2435, if enacted by the Seventy-third General Assembly, 1990  
4 13 Session, to continue the contract with the Iowa pharmacists  
4 14 association and the Iowa foundation for medical care for drug  
4 15 utilization review of services and products provided under the  
4 16 medical assistance program. The drug utilization review shall  
4 17 be continued as a state only contract.]

Requires the DHS to continue to contract for drug utilization review of services and products provided under the Medical Assistance Program and continues the review as a state-only contract.

VETOED: The Governor vetoed the intent language associated with the appropriation for the Drug Utilization Review Program.

4 18 Sec. 204. EFFECTIVE DATE.  
4 19 Sections 201 and 202 of this Act, being deemed of immediate  
4 20 importance, take effect upon enactment.

Requires that Sections 201 and 202 become effective upon enactment.

4 21 DIVISION III

4 22 [Sec. 301. CAPITOL COMPLEX CHILD DAY CARE PROGRAM. VETOED  
4 23 1. There is appropriated from the general fund of the  
4 24 state to the department of general services for the fiscal  
4 25 year beginning July 1, 1990, and ending June 30, 1991, the  
4 26 following amount or so much thereof as is necessary, to be  
4 27 used for the purposes designated:  
4 28 For planning, design, site acquisition and preparation, and  
4 29 other expenditures necessary to establish a child day care  
4 30 program available to public employees officed at or near the  
4 31 capitol complex:  
4 32 ..... \$ 600,000

General Fund appropriation to the Department of General Service (DGS) for FY 1991 to fund expenditures necessary to establish a Child Day Care Program for public employees. Requires the funds to be used for the planning, design, preparation, and site acquisition, which may include a lease-purchase contract, of the Capitol Complex Child Day Care Program.

VETOED: The Governor vetoed this Section, stating that child care services are available from private providers within a reasonable distance from the Capitol Complex, that child care benefits is a proper subject of collective bargaining, and that the establishment of a child care center at the Capitol Complex would create an inequity among State employees, because employees who are stationed outside of the Capitol area would not have access to child care services which are subsidized directly by the State.

4 33 2. There is appropriated from the general fund of the  
 4 34 state to the department of general services for the fiscal  
 4 35 year beginning July 1, 1991, and ending June 30, 1992, the  
 5 1 following amount or so much thereof as is necessary, to be  
 5 2 used for the purposes designated:  
 5 3 For planning and other expenditures, which may include a  
 5 4 lease purchase contract, necessary to establish a child day  
 5 5 care program available to public employees officed at or near  
 5 6 the capitol complex:  
 5 7 ..... \$ 1,100,000

General Fund appropriation to the DGS for FY 1992 to fund the planning and other expenditure necessary to establish a Child Day Care Program for public employees.

VETOED: The Governor vetoed this Section, stating that child care services are available from private providers within a reasonable distance from the Capitol Complex, that child care benefits is a proper subject of collective bargaining, and that the establishment of a child care center at the Capitol Complex would create an inequity among State employees, because employees who are stationed outside of the Capitol area would not have access to child care services which are subsidized directly by the State.

5 8 3. Notwithstanding section 8.33, the moneys appropriated  
 5 9 in this section that remain unencumbered and unobligated on  
 5 10 June 30 of the fiscal year in which the moneys were  
 5 11 appropriated, shall not revert to the general fund of the  
 5 12 state but shall remain available for expenditure for the  
 5 13 purposes designated during the succeeding fiscal year.

CODE: Requires that unexpended funds not revert at the end of the fiscal year in which appropriated and be used in subsequent years to implement the Capitol Complex Day Care Program.

VETOED: The Governor vetoed the intent language prohibiting the reversion of funds appropriated for the Capitol Complex Child Day Care Program.

5 14 4. The general assembly considers child day care to be an  
 5 15 important service for employers, employees, and their  
 5 16 children. Employer-supported child care can have a positive  
 5 17 impact upon employee morale and retention and can positively  
 5 18 affect the children who are receiving child care services.  
 5 19 High quality child care is of significant value to employers.  
 5 20 It is believed that a quality, on-site child care program  
 5 21 available to the children of state employees will provide a  
 5 22 model for other employers in this state to emulate.  
 5 23 5. a. The legislative council is requested to appoint a  
 5 24 capitol complex child day care program steering committee to  
 5 25 provide direction to the department of general services in

Requires the appointment of a Capitol Complex Child Day Care Program Steering Committee by the Legislative Council to provide direction to the DGS in the development and implementation of the Program.

VETOED: The Governor vetoed the intent language associated with the Capitol Complex Day Care Program.

5 26 developing facility plans, establishing the facilities,  
 5 27 developing operating policies, contracting with a vendor to  
 5 28 operate the program, and other decisions involving  
 5 29 establishment and operation of the program. The steering  
 5 30 committee shall utilize the March 1990 consultant report to  
 5 31 the capitol complex ad hoc committee on child care,  
 5 32 particularly the intermediate quality recommendations, in its  
 5 33 decision making.  
 5 34 b. The steering committee membership shall include members  
 5 35 of the general assembly; representatives of the departments of  
 6 1 general services, personnel, human services, and education;  
 6 2 employees officed at the capitol complex who purchase child  
 6 3 day care services; a representative of the state board of  
 6 4 regents center for early childhood education; a representative  
 6 5 of the Iowa state university of science and technology early  
 6 6 childhood education programs; and other persons knowledgeable  
 6 7 concerning child day care programs.

6 8 6. In consultation with the steering committee, the  
 6 9 director of the department of general services shall retain a  
 6 10 consultant to oversee the process of developing the program  
 6 11 and shall contract with a vendor to manage the program.

6 12 7. The program shall be designed to operate with a  
 6 13 capacity of 150 children and to regularly serve infants,  
 6 14 toddlers, preschool, school age, and mildly ill children.]

6 15 [Sec. 302. FIRE FIGHTERS' MEMORIAL.  
 6 16 There is appropriated from the general fund of the state to  
 6 17 the office of the treasurer of state for the fiscal year  
 6 18 beginning July 1, 1990, and ending June 30, 1991, the  
 6 19 following amount, or so much thereof as is necessary, to be  
 6 20 used for the purpose designated:  
 6 21 To fund in part the cost of building a memorial honoring  
 6 22 fallen fire fighters:

VETOED

Requires the DGS to retain a consultant to oversee the development of the Program.

VETOED: The Governor vetoed the intent language associated with the Capitol Complex Day Care Program.

Requires that the Program have a designed capacity of 150 children and include infants, toddlers, preschool, school age, and mildly ill children.

VETOED: The Governor vetoed the intent language associated with the Capitol Complex Day Care Program.

General Fund appropriation to the Office of the Treasurer of State to fund part of the cost of a memorial to fallen fire fighters.

VETOED: The Governor vetoed this Section stating that while this is a laudable project, it would be appropriate for this memorial to be funded by private contributions like other memorials which have been

<p>6 23 ..... \$ 50,000</p> <p>6 24 Notwithstanding section 8.33, the moneys appropriated in  6 25 this section shall not revert after the end of the fiscal year  6 26 ending June 30, 1991, but shall remain available for  6 27 expenditure during the fiscal year beginning July 1, 1991, and  6 28 ending June 30, 1992.]</p> <p>6 29 DIVISION IV</p> <p>6 30 [Sec. 401. CONTINGENCY REDUCTIONS IN APPROPRIATIONS. <b>VETOED</b>  6 31 Notwithstanding section 8.31, if actual revenue collected  6 32 by the state in the fiscal year ending June 30, 1990, is less  6 33 than the revenue estimate agreed to at the March 13, 1990,  6 34 meeting of the revenue estimating conference or if revenue  6 35 collected in the fiscal year ending June 30, 1991, is  7 1 significantly less than the estimate agreed to by the same  7 2 meeting of the revenue estimating conference for the fiscal  7 3 year ending June 30, 1991, and it is determined that the  7 4 estimated budget resources are insufficient to pay in full all  7 5 appropriations for the fiscal year ending June 30, 1991,  7 6 before the governor orders uniform reductions in budgeted  7 7 resources, appropriations enacted by the Seventy-third General  7 8 Assembly, 1990 Session, shall be reduced in accordance with  7 9 the priority order listed in this section.  7 10 1. In addition to the \$20,000,000 in expenditure  7 11 reductions for the fiscal year ending June 30, 1991, contained  7 12 in the governor's budget austerity plan issued to department  7 13 heads, dated March 21, 1990, by reducing discretionary  7 14 expenditures in executive branch agencies by up to \$10,000,000  7 15 by denying approval of expenditures as follows:  7 16 a. Purchasing of new vehicles, noncritical equipment,  7 17 office furnishings, or other noncritical expenditures.  7 18 b. Expenditures for out-of-state travel, airplane travel,  7 19 or subscriptions to periodicals shall not exceed the  7 20 expenditure amount for these purposes in the fiscal year  7 21 ending June 30, 1990.  7 22 c. An exception to permit an expenditure for an item or</p>	<p>constructed in recent years with private donations.</p> <p>CODE: Requires that funds appropriated for the fallen fire fighters memorial for FY 1991 not revert, but be available for use in FY 1992.</p> <p>VETOED: The Governor vetoed the intent language associated with the Fire Fighters' memorial.</p> <p>CODE: Requires contingent reductions in appropriations, if actual revenue collected by the State in FY 1990 is less than the revenue estimate agreed to by the Revenue Estimating Conference in March 1990, or if revenue collected in FY 1991 is significantly less than the estimate agreed to by the Conference and it is determined that the estimated budget resources are insufficient to fund all FY 1991 appropriations. The contingent reductions include:</p> <ol style="list-style-type: none"> <li>1. \$10,000,000 in discretionary expenditures to be realized by limiting the purchase of new vehicles, equipment, office furnishings, periodical subscriptions, and limiting out-of-state travel and airplane travel.</li> <li>2. A 2% reduction in all annual General Fund appropriations for operations, except for the Regents' institutions, the DHS, and State correctional institutions. The reduction is estimated to realize a savings of \$5,000,000.</li> <li>3. Up to a 5% reduction in the General Fund appropriations made in S.F. 2422, the Salary Adjustment Appropriations Bill. The reduction is estimated to realize a savings of up to \$2,905,000.</li> </ol>
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7 23 service listed in this subsection may be granted in individual  
7 24 cases by the director of the department of management, with  
7 25 the approval of the governor.

7 26 d. An expenditure reduction made pursuant to this  
7 27 subsection shall not involve an employee layoff.

7 28 2. By reducing by 2 percent, all annual appropriations for  
7 29 operations from the general fund of the state made by the  
7 30 Seventy-third General Assembly, 1990 Session, to all state  
7 31 agencies within the executive branch of state government,  
7 32 except for the regents' institutions, the department of human  
7 33 services, and state correctional institutions. The reduction  
7 34 is expected to realize a savings of \$5,000,000. An

7 35 appropriation for operations does not include a grant-in-aid,  
8 1 a standing appropriation, or a capital appropriation.

8 2 3. By reducing expenditure of funds appropriated by 990  
8 3 Iowa Acts, Senate File 2422, by no more than 5 percent or a  
8 4 savings in an amount up to \$2,905,000.

8 5 DIVISION V

8 6 [Sec. 501. CONTINGENCY APPROPRIATIONS. **VETOED**  
8 7 In the event that the anticipated ending balance of the  
8 8 general fund of the state for the fiscal year ending June 30,  
8 9 1990, as certified by the director of the department of  
8 10 management exceeds \$132,200,000, or so much as is necessary to  
8 11 assure an ending balance for the fiscal year ending June 30,  
8 12 1991, of \$30,000,000, 50 percent of such excess, up to a  
8 13 maximum of \$49,600,000, shall be used for recognizing  
8 14 additional liabilities, identified in section 502, subsection  
8 15 1, of this Act, necessary to continue the GAAP implementation  
8 16 schedule required by 1986 Iowa Acts, chapter 1245, section  
8 17 2046, and 50 percent of such excess, up to a maximum of  
8 18 \$31,870,000, shall be used for various capital projects  
8 19 identified in section 502, subsection 2, of this Act.]

VETOED: The Governor vetoed this Section, stating that the approval of a budget with a realistic ending balance would have been preferable.

Requires contingent appropriations for FY 1991 in the event that the anticipated ending balance of the General Fund exceeds \$132,200,000 for FY 1990 and the ending balance for FY 1991 is at least \$30,000,000. Requires 50% of the excess revenue, up to a maximum of \$49,600,000, to be used for the further implementation of Generally Accepted Accounting Principles (GAAP) and the other 50%, up to a maximum of \$31,870,000, to be used to fund various capital projects identified in Section 502.2.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

8 20 [Sec. 502. **VETOED**  
8 21 1. From the funds set aside in section 501 of this Act for  
8 22 recognizing additional liabilities necessary to complete the  
8 23 GAAP implementation schedule required by 1986 Iowa Acts,

Appropriates the funds set aside in Section 501 for GAAP purposes in priority order to the named agencies for the designated fiscal year and for the designated purposes.

8 24 chapter 1245, section 2046, there is appropriated in the  
 8 25 following priority order to the following named agencies for  
 8 26 the designated fiscal year the specified amounts, or as much  
 8 27 thereof as may be available, for the purposes designated:

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

8 28 a. For the fiscal year beginning July 1, 1989, and ending  
 8 29 June 30, 1990, to the department of management for recognizing  
 8 30 additional liabilities necessary to complete the GAAP  
 8 31 implementation schedule required by 1986 Iowa Acts, chapter  
 8 32 1245, section 2046, for the merged area schools' general  
 8 33 operations:

General Fund FY 1990 supplemental appropriation to the Merged Area Schools' general operations for compliance with GAAP requirements.

8 34 ..... \$ 13,579,598

DETAIL: Currently, 15% of the current year obligation is appropriated to the Area Schools the following fiscal year (i.e. \$13.5 million of the FY 1990 obligation will be appropriated in FY 1991). This supplemental appropriation eliminates the amount outstanding. Section 503 repeals the FY 1991 appropriation which is appropriated in FY 1990 by this Section.

8 35 The funds appropriated in this paragraph shall be allocated to  
 9 1 each school as follows:

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

9 2	(1) Merged Area I .....	\$ 611,887
9 3	(2) Merged Area II .....	\$ 795,008
9 4	(3) Merged Area III .....	\$ 739,949
9 5	(4) Merged Area IV .....	\$ 377,297
9 6	(5) Merged Area V .....	\$ 745,291
9 7	(6) Merged Area VI .....	\$ 782,118
9 8	(7) Merged Area VII .....	\$ 1,105,991
9 9	(8) Merged Area IX .....	\$ 1,099,495
9 10	(9) Merged Area X .....	\$ 1,744,567
9 11	(10) Merged Area XI .....	\$ 1,875,037
9 12	(11) Merged Area XII .....	\$ 835,261
9 13	(12) Merged Area XIII .....	\$ 797,531
9 14	(13) Merged Area XIV .....	\$ 353,975
9 15	(14) Merged Area XV .....	\$ 1,097,051
9 16	(15) Merged Area XVI .....	\$ 619,140

Conting nt appr priation from the funds set aside in Section 501 for AAP purposes to the Department of Revenue and Finance (DORF) in an amount sufficient to charge all franchise tax refunds to the appropriate fiscal year.

9 17 b. For the fiscal year beginning July 1, 1990, and ending  
 9 18 June 30, 1991, to the following agencies:  
 9 19 (1) To the department of revenue and finance an amount  
 9 20 sufficient to charge all franchise tax refunds to the  
 9 21 appropriate fiscal year.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance



in FY 1991

9 22 (2) To the department of revenue and finance an amount  
 9 23 sufficient to charge all special education appropriations to  
 9 24 the appropriate fiscal year.

Contingent appropriation from the funds set aside in Section 501 for GAAP purposes to the DORF in an amount sufficient to charge all special education appropriations to the appropriate fiscal year.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

9 25 (3) To the department of human services an amount  
 9 26 sufficient to charge all foster care appropriations to the  
 9 27 appropriate fiscal year.

Contingent appropriation from the funds set aside in Section 501 for GAAP purposes to the DHS an amount sufficient to charge all foster care appropriations to the appropriate fiscal year.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

9 28 (4) To the department of revenue and finance an amount  
 9 29 sufficient to charge all standing unlimited appropriations to  
 9 30 the appropriate fiscal year.

Contingent appropriation from the funds set aside in Section 501 for GAAP purposes to the DORF an amount sufficient to charge all standing unlimited appropriations to the appropriate fiscal year.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

9 31 (5) Notwithstanding section 442.26, to the department of  
 9 32 education an amount sufficient to charge up to an additional  
 9 33 65 percent of the amount of state school foundation aid equal  
 9 34 to the general allocation of the school district as determined  
 9 35 under section 405A.2 and the amount of the tax credit for

CODE: Contingent appropriation from the funds set aside in Section 501 for GAAP purposes to the Department of Education (DE) an amount sufficient to charge up to an additional 65% of the amount of State school foundation aid equal to the general allocation

10 1 livestock pursuant to section 442.2, subsection 2, 1987 Code.

of the school district as determined under Section 405A.2, Code of Iowa, and the amount of the tax credit for livestock pursuant to Section 442.2(2), Code of Iowa.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

10 2 2. From the funds set aside in section 501 of this Act for  
10 3 various capital projects, there is appropriated in the  
10 4 following priority order to the following named agencies for  
10 5 the fiscal year beginning July 1, 1990, and ending June 30,  
10 6 1991, the specified amounts, or as much thereof as may be  
10 7 available, for the purposes designated:

Contingent appropriations from the funds set aside in Section 501 for various capital projects. Lists the projects in priority order.

10 8 a. To the department of general services for capitol  
10 9 restoration:  
10 10 ..... \$ 6,400,000

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

10 11 b. To the state communications network fund:  
10 12 ..... \$ 5,000,000

10 13 c. To the department of human services for construction of  
10 14 a residential facility at the Eldora training school:  
10 15 ..... \$ 920,000

10 16 d. To the department of general services up to the  
10 17 following amount, for fire safety improvements to buildings  
10 18 located in the capitol complex:  
10 19 ..... \$ 1,000,000

10 20 e. To the Iowa court information system (ICIS) and  
10 21 micrographics:  
10 22 ..... \$ 5,300,000

10 23 The funds appropriated in this subsection shall be  
10 24 allocated as follows:

10 25 (1) Iowa court information system:  
10 26 ..... \$ 4,500,000

10 27 (2) Micrographics:  
10 28 ..... \$ 800,000

10 29 f. To the Iowa state university of science and technology  
10 30 for planning the construction of a livestock research  
10 31 facility:

10 32	.....	\$ 1,000,000
10 33	g. To the university of northern Iowa for wellness center	
10 34	planning:	
10 35	.....	\$ 1,000,000
11 1	h. To the Iowa national guard for armories at Corning and	
11 2	Oskaloosa:	
11 3	.....	\$ 850,000
11 4	i. To the department of general services for renovation of	
11 5	the Lucas state office building:	
11 6	.....	\$ 1,000,000
11 7	j. To the department of general services for remodeling	
11 8	the old historical building:	
11 9	.....	\$ 2,000,000
11 10	k. To the Iowa state university of science and technology	
11 11	for the cattle/swine research facilities:	
11 12	.....	\$ 3,500,000
11 13	l. To the Iowa state fair board for capital projects:	
11 14	.....	\$ 1,000,000
11 15	m. To the state board of regents for distribution to the	
11 16	state universities for capital utility projects:	
11 17	.....	\$ 1,500,000
11 18	n. To the university of Iowa for college of medicine	
11 19	research facility planning:	
11 20	.....	\$ 1,000,000
11 21	o. To the department of general services to demolish the	
11 22	Court avenue bridge:	
11 23	.....	\$ 400,000 <sup>1</sup>

11 24 [Sec. 503. 1989 Iowa Acts, chapter 319, section 12, is  
 11 25 repealed.]

**VETOED**

CODE: Repeals Chapter 319, Section 12, 1989 Acts which appropriated funds to the Merged Area Schools for the FY 1990 fourth quarter payment payable in FY 1991.

DETAIL: Section 502 of this Act provides a contingent supplemental FY 1990 appropriation to the Merged Area Schools for the FY 1990 fourth quarter payment.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance

in FY 1991.

11 26 [Sec. 504.  
 11 27 If section 502, subsection 1, paragraph a and section 503  
 11 28 of this Act are enacted by the general assembly then the full  
 11 29 appropriation for general state financial aid to merged areas  
 11 30 for the fiscal year ending June 30, 1991, shall be made in the  
 11 31 fiscal year ending June 30, 1991.]

VETOED

Requires the full appropriation to the Merged Area Schools for FY 1991 be made in FY 1991 if the full appropriation for FY 1990 is made in FY 1990.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

11 32 [Sec. 505.  
 11 33 Sections 501 through 504 of this Act, being deemed of  
 11 34 immediate importance, take effect upon enactment.]

VETOED

Requires Sections 501 through 504 to become effective upon enactment.

VETOED: The Governor vetoed this Section, stating that an estimated \$30 million balance in FY 1991 is too low a trigger to assure a positive ending balance in FY 1991.

11 35 DIVISION VI

12 1 Sec. 601. PRISON CONSTRUCTION PAYMENT.  
 12 2 There is appropriated from the general fund of the state to  
 12 3 the department of corrections for the fiscal year beginning  
 12 4 July 1, 1990, and ending June 30, 1991, the following amount,  
 12 5 or so much thereof as is necessary, to be used for the purpose  
 12 6 designated:  
 12 7 For annual payment relating to the financial arrangement  
 12 8 for the construction of expansion in prison capacity as  
 12 9 provided in 1990 Iowa Acts, Senate File 2212, section 24:  
 12 10 ..... \$ 1,028,000

General Fund appropriation to the Department of Corrections to fund the FY 1991 cost of the lease-purchase agreement authorized by the 1990 General Assembly in S.F. 2212, the FY 1990 Supplemental Appropriations Bill.

12 11 [Sec. 602. 1990 Iowa Acts, Senate File 2408, section 6,  
 12 12 subsection 1, paragraph d, is amended by striking the  
 12 13 paragraph and inserting in lieu thereof the following:  
 12 14 d. For contracting for aptitude and job-related interest  
 12 15 assessment, career exploration, the individualized  
 12 16 employability development plan, and job retention skills with

VETOED

CODE: Amends the Justice Systems Appropriations Bill (S.F. 2408) by changing the intent language for the new job development grant to the First Community Based Corrections (CBC) District.

VETOED: The Governor vetoed this Section, stating an

12 17 a private entity which is not controlled or administered by  
 12 18 any state agency or any political subdivision of the state,  
 12 19 and which has programs with a minimum of 15 years of service  
 12 20 experience with offender and ex-offender populations:  
 12 21 ..... \$ 90,000 ]

appropriation of \$100,000 for this project had been approved in the Supplemental Appropriations Bill (S.F.2212).

12 22 **Sec. 603.** 1990 Iowa Acts, Senate File 2408, section 6,  
 12 23 subsection 8, paragraph g, is amended by striking the  
 12 24 paragraph.

CODE: Amends the Justice Systems Appropriations Bill (S.F. 2408) by eliminating the \$90,000 General Fund appropriation for job development grants to the Eight CBC District.

12 25 **DIVISION VII**

12 26 **Sec. 701.** Section 21.2, subsection 1, Code Supplement  
 12 27 1989, is amended by adding the following new paragraph:  
 12 28 NEW PARAGRAPH. f. A nonprofit corporation licensed to  
 12 29 conduct gambling games pursuant to chapter 99F.

CODE: Adds nonprofit corporations licensed to conduct gambling games pursuant to Chapter 99F (Excursion Boat Gambling), Code of Iowa, to the list of governmental bodies required to conduct open meetings under Chapter 21, Code of Iowa.

12 30 **Sec. 702.** Section 22.1, unnumbered paragraphs 1 and 2,  
 12 31 Code 1989, are amended to read as follows:  
 12 32 Wherever As used in this chapter, public records includes  
 12 33 all records, **documents**, tape, or other information, stored or  
 12 34 preserved in any medium, of or belonging to this state or any  
 12 35 county, city, township, school corporation, political  
 13 1 subdivision, nonprofit corporation whose facilities or  
 13 2 indebtedness are supported in whole or in part with property  
 13 3 tax revenue and which is licensed to conduct pari-mutuel  
 13 4 wagering pursuant to chapter 99D, or tax-supported district in  
 13 5 this state, or any branch, department, board, bureau,  
 13 6 commission, council, or committee of any of the foregoing.  
 13 7 The term government body means this state, or any county,  
 13 8 city, township, school corporation, political subdivision, tax  
 13 9 supported district, nonprofit corporation whose facilities or  
 13 10 indebtedness are supported in whole or in part with property  
 13 11 tax revenue and which is licensed to conduct pari-mutuel  
 13 12 wagering pursuant to chapter 99D, or other entity of this  
 13 13 state, or any branch, department, board, bureau, commission,  
 13 14 council, committee, official or officer, of any of the  
 13 15 foregoing or any employee delegated the responsibility for  
 13 16 implementing the requirements of this chapter.

CODE: Adds nonprofit corporations who are supported in whole or in part with property tax revenue and licensed to conduct pari-mutuel wagering pursuant to Chapter 99D (horse and dog tracks), Code of Iowa, to the list of governmental bodies required to have open records and adds to the definition of government bodies 'nonprofit corporations' whose facilities or indebtedness are supported in whole or in part with property tax revenue and which are licensed to conduct pari-mutuel wagering pursuant to Chapter 99D, Code of Iowa.

13 17 Sec. 703. Section 22.7, Code Supplement 1989, is amended  
 13 18 by adding the following new subsection:  
 13 19 NEW SUBSECTION. 27. Marketing and advertising budget and  
 13 20 strategy of a nonprofit corporation which is subject to this  
 13 21 chapter. However, this exemption does not apply to salaries  
 13 22 or benefits of employees who are employed by the nonprofit  
 13 23 corporation to handle the marketing and advertising  
 13 24 responsibilities.

CODE: Adds to the list of public records considered to be confidential under Section 22.7, Code of Iowa, marketing and advertising budget and strategy of a nonprofit corporation which is subject to Chapter 22, Code of Iowa. This exemption to the public records law does not apply to salaries or benefits of employees who are employed by the nonprofit corporation to handle marketing and advertising responsibilities

13 25 Sec. 704.  
 13 26 Sections 701 through 703 of this Act take effect September  
 13 27 1, 1991.

Requires the effective date for Sections 701 (open meetings), 702 (open records), and 703 (confidential information) relating to nonprofit corporations operating gambling operations to be September 1, 1991.

13 28 DIVISION VIII

13 29 Sec. 801. 1990 Iowa Acts, Senate File 2328, section 23,  
 13 30 subsection 3, unnumbered paragraph 3, is amended to read as  
 13 31 follows:  
 13 32 The appropriation in this section is in addition to the  
 13 33 appropriation to the racing and gaming commission from the  
 13 34 excursion boat gambling revolving fund in section ~~21~~ 22.

CODE: Makes a technical correction to a Section reference contained in S.F. 2328, the Regulation Appropriations Bill, relating to the Excursion Boat Gambling Revolving Fund of the Racing and Gaming Commission.

13 35 DIVISION IX

14 1 [Sec. 901. NEW SECTION. 281.10 ADDITIONAL SPECIAL  
 14 2 EDUCATION WEIGHTING. **VETOED**  
 14 3 In addition to the programs and services offered to  
 14 4 children requiring special education during the regular school  
 14 5 year, school districts shall offer programs and services  
 14 6 beyond the required one hundred eighty day school year to  
 14 7 children requiring special education and assigned a weight  
 14 8 under section 281.9, subsection 1, paragraph d, and placed  
 14 9 in the category of profoundly multiply handicapped, commonly  
 14 10 referred to as severely and profoundly handicapped, who would  
 14 11 benefit from additional instructional programming. The  
 14 12 programs and services offered under this section are not  
 14 13 special education extended year programs and are not a part of

CODE: Requires the ~~DE~~ to provide classes above the required 180 days to profoundly handicapped children who could benefit from additional programming.

VETOED: The Governor vetoed this Section, stating that it would be inappropriate to approve this program without further consideration for the following reasons:

1. Iowa school districts and area education agencies are currently required to provide appropriate instructional programs for handicapped children.

14 14 a child's individual education program. However, a child  
14 15 provided an extended year program may also be eligible for the  
14 16 programs and services provided under this section if they meet  
14 17 the requirements of this section.

- 2. The DE is currently reviewing methods for financing special education.
- 3. Fiscal constraints of the State.

14 18 Programs and services offered under this section shall be  
14 19 at least one week in duration. In order to provide funds for  
14 20 the excess costs of the programs and services, each full-time  
14 21 equivalent child receiving programs and services under this  
14 22 section is assigned an additional weighting of one-tenth for  
14 23 each week that programs and services are provided under this  
14 24 section, not to exceed six-tenths, for the excess costs of the  
14 25 programs and services above the moneys generated from the  
14 26 special education weighting plan in section 281.9. The  
14 27 additional weighting shall be included in the weighted  
14 28 enrollment of the school district of the residence of the  
14 29 child and the enrollment count under this section shall be  
14 30 taken on December 1 of each year.

CODE: Requires the classes to be at least one week in duration. Provides the structure to allow the districts to count the additional obligations in their special education weightings, as used in the school aid formula.

VETOED: The Governor vetoed the intent language associated with this instructional program.

14 31 The school budget review committee shall calculate the  
14 32 additional amount added for the weighting under this section  
14 33 to the nearest one-hundredth of one percent so that, to the  
14 34 extent possible, the moneys generated by the weighting on and  
14 35 after July 1, 1991, will be equivalent to the moneys generated  
15 1 by the one-tenth weighting prior to July 1, 1991.

CODE: Requires the School Budget Review Committee to calculate the weightings so that the total moneys generated in FY 1992 are equivalent to the moneys generated before FY 1992.

VETOED: The Governor vetoed the intent language associated with this instructional program.

15 2 If a part of the district's programs and services offered  
15 3 pursuant to this section includes special education support  
15 4 services, the district shall contract with the applicable area  
15 5 education agency and shall pay the area education agency for  
15 6 those services from moneys generated under this section. A  
15 7 district may pay transportation costs for the child for  
15 8 attendance at programs offered under this section from moneys  
15 9 generated under this section.]

CODE: Requires that if a district includes special education support services, it shall contract with the area education agency for those services. Permits a district to pay for transportation costs.

VETOED: The Governor vetoed the intent language associated with this instructional program.

15 10 [Sec. 902. Section 257.15, Code Supplement 1989, is amended **VETOED**  
15 11 by adding the following new subsection:  
15 12 NEW SUBSECTION. 4. INAPPLICABILITY. This section does  
15 13 not apply to moneys generated pursuant to section 281.10.]

CODE: Specifies that funds generated by this program are excluded in the property tax hold-harmless provisions in the school aid formula.

VETOED: The Governor vetoed the intent language associated with this instructional program.

15 14 [Sec. 903.  
15 15 Section 901 of this Act, being deemed of immediate  
15 16 importance, takes effect upon enactment.]

VETOED

Requires this Section takes effect upon enactment.

DETAIL: This Section is estimated to cost approximately \$580,000, although the school budget review committee is responsible to change the weightings, and thus provide the money.

VETOED: The Governor vetoed the intent language associated with this instructional program.

15 17 DIVISION X

15 18 Sec. 1001. Section **262A.6A**, subsection 1, Code 1989, is  
15 19 amended to read as follows:  
15 20 1. The board shall issue bonds authorized under section  
15 21 262A.4 by the Seventy-second General Assembly in an amount not  
15 22 exceeding nineteen million dollars; and from the forty-one  
15 23 million three hundred thousand dollars authorized by 1990 Iowa  
15 24 Acts, House Concurrent Resolution 133, if approved by the  
15 25 governor, in an amount not exceeding fifteen million dollars;  
15 26 in the form of capital appreciation bonds as provided in this  
15 27 section rather than the form prescribed in sections 262A.5 and  
15 28 262A.6. The capital appreciation bonds shall be designed to  
15 29 be marketed primarily to lowans to facilitate savings for  
15 30 future higher education costs.

CODE: Requires the Board of Regents to issue \$15 million of capital appreciation bonds, if the \$41.3 million of bonding is approved.

15 31 DIVISION XI

15 32 Sec. 1101. Section **256.9**, Code Supplement 1989, is amended  
15 33 by adding the following new subsections:  
15 34 [NEW SUBSECTION. 39. Develop model guidelines for district  
15 35 in-service training programs for truancy officers and direct  
16 1 the area education agencies to assist local school districts  
16 2 in providing the programs.]

VETOED

CODE: Requires the Director of the DE to develop guidelines for truancy officer training programs and the area education agencies to assist school districts in providing the training programs.

VETOED: The Governor vetoed this Section, stating that the DE is currently embarking on an initiative to seek public input on future goals for Iowa's



education system and to consider ways in which Iowa schools may help achieve the national education goals that were recently adopted by the nations' governors, including a review of programming needs for children at-risk.

**CODE:** Requires the Director of the **DE** to prepare a plan and report relating to children meeting requirements for high school graduation.

16 3 **NEW SUBSECTION. 40.** Prepare a plan and a report for  
 16 4 ensuring that all Iowa children will be able to satisfy the  
 16 5 requirements for high school graduation. The plan and report  
 16 6 shall include a statement of the dimensions of the dropout  
 16 7 problem in Iowa; a survey of existing programs geared to  
 16 8 dropout prevention; a plan for use of competency-based outcome  
 16 9 methods and measures; proposals for alternative means for  
 16 10 satisfying graduation requirements including alternative high  
 16 11 school settings, supervised vocational experiences, education  
 16 12 experiences within the correctional system, screening and  
 16 13 assessment mechanisms for identifying students who are at-risk  
 16 14 of dropping out and the development of an individualized  
 16 15 education plan for identified students; a requirement that  
 16 16 schools provide information to students who drop out of school  
 16 17 on options for pursuing education at a later date; the  
 16 18 development of basic materials and information for schools to  
 16 19 present to students leaving school; a requirement that  
 16 20 students notify their school districts of residence when the  
 16 21 student discontinues school, including the reasons for leaving  
 16 22 school and future plans for career development; a requirement  
 16 23 that, unless a student chooses to **make** the information  
 16 24 relating to the student leaving school confidential, schools  
 16 25 make the information available to community colleges, area  
 16 26 education agencies, and other educational institutions upon  
 16 27 request; and recommendations for the establishment of pilot  
 16 28 projects for the development of model alternative options  
 16 29 education programs; a plan for implementation of any  
 16 30 recommended courses of action to **attain** a zero dropout rate by  
 16 31 the year **2000**; and other requirements necessary to achieve the  
 16 32 goals of this subsection. Alternative means for satisfying  
 16 33 graduation requirements which relate to the development of  
 16 34 individualized education plans for students who have dropped  
 16 35 out of the regular school program shall include, but are not  
 17 1 limited to, a tracking component that requires a school  
 17 2 district to maintain periodic contact with a student,

17 3 assistance to a dropout in curing any of the student's  
 17 4 academic deficiencies, an assessment of the student's  
 17 5 employability skills and plans to improve those skills, and  
 17 6 treatment or counseling for a student's social needs. The  
 17 7 department shall also prepare a cost estimate associated with  
 17 8 implementation of proposals to attain a zero dropout rate,  
 17 9 including but not limited to evaluation of existing funding  
 17 10 sources and a recommended allocation of the financial burden  
 17 11 among federal, state, local, and family resources. [The  
 17 12 department, in conjunction with the plan and report, shall  
 17 13 prepare an education bill of rights that delineates education  
 17 14 opportunities that are to be legal entitlements for Iowa  
 17 15 children.] The report and plan shall be submitted to the  
 17 16 general assembly by January 15, 1993.

VETOED

17 17 Sec. 1102. NEW SECTION. 280.19A ALTERNATIVE OPTIONS  
 17 18 EDUCATION PROGRAMS.

17 19 By January 15, 1995, each school district shall adopt a  
 17 20 plan to provide alternative options education programs to  
 17 21 students who are either at risk of dropping out or have  
 17 22 dropped out. An alternative options education program may be  
 17 23 provided in a district, through a sharing agreement with a  
 17 24 school in a contiguous district, or through an areawide  
 17 25 program available at the community college serving the merged  
 17 26 area in which the school district is located. Each area  
 17 27 education agency shall provide assistance in establishing a  
 17 28 plan to provide alternative education options to students  
 17 29 attending a public school in a district served by the agency.

CODE: Requires all school districts to plan for providing education options for drop outs and students at risk of dropping out and area education agencies to assist the local districts.

17 30 [Sec. 1103. DEPARTMENTAL STUDY.

VETOED

17 31 The department of education shall assess the expected  
 17 32 impact of an increase in the maximum compulsory attendance age  
 17 33 from sixteen to up to eighteen on increased enrollment of  
 17 34 sixteen and seventeen-year-olds, and the characteristics of  
 17 35 this population with respect to educational and basic skill  
 18 1 level, family support structure, orientation to the  
 18 2 traditional school curricula, and orientation to alternative  
 18 3 curricula.

Requires the DE to study the impact of changing the compulsory attendance age. Requires the study to include research of other states, review of program alternative program recommendations, and minimal educational standards.

18 4 The department of education shall, by January 1992, do the  
 18 5 following:

18 6 1. Identify experiences other states have had, and

VETOED: The Governor vetoed this Section, stating that the DE is currently embarking on an initiative to seek public input on future goals for Iowa's education system and to consider ways in which Iowa schools may help achieve the national education goals that were recently adopted by the nations' governors,

18 7 educational and social support responses they have made, as a  
 18 8 result of increasing the compulsory attendance age from  
 18 9 sixteen to eighteen years of age.

18 10 2. Seek to develop program materials that consider health,  
 18 11 employment and training, and human service needs in addition  
 18 12 to education needs to assist local districts in serving  
 18 13 students who are at risk of dropping out of the regular  
 18 14 schools and programs.

18 15 3. Develop definitions of the terms at-risk student and  
 18 16 dropout which are appropriate for students in middle and  
 18 17 high schools and which will assist districts in identifying  
 18 18 students in need of alternative academic programming.

18 19 4. Develop recommendations regarding alternative  
 18 20 programming for students who are at risk of dropping out of  
 18 21 the regular schools and programs. The recommendations shall  
 18 22 include, but are not limited to, the following:

18 23 a. Modification of the minimum educational standards  
 18 24 contained in section 256.11.

18 25 b. Alternative curricula, including competency-based  
 18 26 instruction.

18 27 c. Alternative teaching methods, including individualized  
 18 28 programming.

18 29 d. Alternative options for graduation.

18 30 The department of education, in coordination with the  
 18 31 department of human services, the supreme court, the  
 18 32 department of public health, and the department of employment  
 18 33 services, by July 1992, shall build a data base which will  
 18 34 assist in the identification of at-risk students and middle

18 35 and high schools within the state having a significant  
 19 1 population of at-risk students. At-risk characteristics to be  
 19 2 considered may include, but are not limited to, high levels of  
 19 3 one or more of the following: below grade level performing  
 19 4 students, grade retention, school dropouts, school expulsions,  
 19 5 teen pregnancy, poverty, single parent families, substance  
 19 6 abuse, teenage suicides, youth underemployment, juvenile  
 19 7 delinquency, and child abuse. In building this data base,  
 19 8 consideration shall be given to protecting the privacy of the  
 19 9 individual student and limiting the data burden on school  
 19 10 districts.

19 11 Sec. 1104. ALTERNATIVE PROGRAMS.

including a review of programming needs for children  
 at risk.

Prohibits the State Board of Education from requiring

19 12 Alternative options education programs, for middle school  
 19 13 and high school students, designed to provide incentives for  
 19 14 the students to remain in school, shall not be subject to the  
 19 15 minimum hours of instruction requirement adopted by the state  
 19 16 board of education.

alternative options for education to meet the minimum hours of instruction requirement.

19 17 DIVISION XII

19 18 Sec. 1201. 1990 Iowa Acts, Senate File 2327, section 1,  
 19 19 subsection 1, is amended to read as follows:

CODE: Adds \$225,000 and 4.5 FTE positions to the General Administration appropriation of the Department of Economic Development (DED).

19 20 1. GENERAL ADMINISTRATION

19 21 For salaries, support, maintenance, miscellaneous purposes,  
 19 22 and for not more than the following full-time equivalent  
 19 23 positions

DETAIL: Returns the appropriation and FTE positions to the FY 1990 levels, which were reduced for the Office of the Small Business Advocate.

19 24	.....	\$	815,706
19 25		<u>1,000,708</u>	
19 26	.....	FTEs	21.00
19 27		<u>25.50</u>	

19 28 Sec. 1202. 1990 Iowa Acts, Senate File 2327, section 1,  
 19 29 subsection 12, paragraph a, is amended to read as follows:

CODE: Adds \$56,245 and 1.5 FTE positions to the Small Business Program appropriation in the DED.

19 30 a. Small business program:

19 31	.....	\$	151,314
19 32		<u>207,559</u>	
19 33	.....	FTEs	2.00
19 34		<u>3.50</u>	

DETAIL: These funds are available due to the repeal of the Office of the Small Business Advocate.

19 35 Sec. 1203. 1990 Iowa Acts, Senate File 2327, sections 7,  
 20 1 9, 18 through 22, and 30 through 35, are repealed.

CODE: Repeals those Sections which established the Office of the Small Business Advocate and a \$100,000 General Fund appropriation for the Rural County Investment Act.

DETAIL: The \$100,000 appropriation was contingent upon the passage of S.F. 2353, an Act relating to the establishment of rural county investment funds. S.F. 2353 did not pass, therefore, there was no need for the appropriation.

20 2 DIVISION XIII

20 3 [ Sec. 1301.

**VETOED**

General Fund appropriation to the DED to provide

20 4 There is appropriated from the general fund of the state to  
 20 5 the department of economic development for the fiscal year  
 20 6 beginning July 1, 1990, and ending June 30, 1991, the  
 20 7 following amount, or so much thereof as is necessary, to be  
 20 8 used for the purposes designated:  
 20 9 To provide grants to any Iowa city for development of a  
 20 10 proposed public river front park, wetlands, and recreational  
 20 11 area, for purposes including but not limited to support of  
 20 12 educational, scientific, cultural, recreational, or other  
 20 13 public purposes, or a combination of these purposes:  
 20 14 ..... \$ 50,000

grants to any Iowa city for development of a proposed public river front park, wetland, or recreational area.

VETOED: The Governor vetoed this Section, stating fiscal constraints and a previously approved \$150,000 appropriation for riverfront development for similar purposes in S.F. 2327, the Economic Development Appropriations Bill.

20 15 As a condition, limitation, and qualification of the  
 20 16 appropriation in this section, the criteria used by the  
 20 17 department of economic development in selecting a city  
 20 18 applying for the grant, shall assign weight and priority to  
 20 19 the applications based on all of the following criteria:  
 20 20 1. That the development of the proposed project is in  
 20 21 response to a stipulation and settlement of a lawsuit filed in  
 20 22 federal court requiring a comprehensive recreational master  
 20 23 plan for the park.  
 20 24 2. That all or a portion of the park is situated on  
 20 25 wetlands and the design or location of the park enhances or  
 20 26 helps preserve a natural wildlife area.  
 20 27 3. That the grant funds shall be matched in the amount of  
 20 28 at least one-third by the community through the installation  
 20 29 of public infrastructure to the area or by in-kind labor  
 20 30 contributions performed by a union local apprentice training  
 20 31 program, or both.  
 20 32 4. That the proposed project will extend present  
 20 33 recreational and bicycle trail systems.  
 20 34 5. That the proposed project will improve water-based  
 20 35 recreational activities for the community.  
 21 1 6. That the proposed project will establish an educational  
 21 2 eco-laboratory.

Requires that the DED use the outlined criteria in selecting the city that will receive the grant.

VETOED: The Governor vetoed the intent language associated with this grant program.

21 3 **DIVISION XIV**

21 4 **Sec. 1401.**  
 21 5 The appropriation in the section of 1990 Iowa Acts, Senate  
 21 6 File 2423, which appropriates \$355,000 to the state board of

CODE: Reduces the General Fund appropriation for Agricultural Health and Safety Programs at the University of Iowa from \$355,000 to \$250,000 for FY

21 7 regents for the state university of Iowa, for agricultural  
 21 8 health and safety programs, shall be reduced by \$105,000 to  
 21 9 \$250,000.

1991.

21 10 DIVISION XV

21 11 **Sec. 1501. JUDICIAL DEPARTMENT -- PILOT PROJECT AND STUDY.** **VETOED**

General Fund appropriation to the Judicial Department for a pilot program on child custody mediation.

21 12 There is appropriated from the general fund of the state to  
 21 13 the judicial department for the fiscal year beginning July 1,  
 21 14 1990, and ending June 30, 1991, the following amount, or so  
 21 15 much thereof as is necessary, to be used for the purposes  
 21 16 designated:

VETOED: The Governor vetoed this Section, stating fiscal constraints.

21 17 1. For the implementation of the pilot program for  
 21 18 mediation of child custody and visitation issues in  
 21 19 dissolution issues established in this Act:  
 21 20 ..... \$ 136,000

21 21 2. For the family court system feasibility study required  
 21 22 of the supreme court in this Act:  
 21 23 ..... \$ 7000)

General Fund appropriation to the Judicial Department the Supreme Court to conduct a feasibility study on the implementation of a family court system and to provide training for judges in family court issues.

VETOED: The Governor vetoed this Section, stating fiscal constraints.

21 24 Sec. 1502. Section 222.59, subsection 4, Code 1989, is  
 21 25 amended to read as follows:

CODE: Requires the Court to appoint a practicing attorney as Guardian Ad Litem where the interests of the patient conflict with that of parent, guardian, or advocate.

21 26 4. If a proposed placement of a patient from a hospital-  
 21 27 school or special unit which is not satisfactory to the  
 21 28 patient's parent, guardian or advocate is approved by the  
 21 29 administrator; or a proposed placement which is satisfactory  
 21 30 to the patient's parent, guardian or advocate is modified,  
 21 31 altered or rescinded by the administrator, the parent,  
 21 32 guardian or advocate may appeal to the department of human  
 21 33 services, within thirty days after notification to the parent,  
 21 34 guardian or advocate of the proposed placement. The  
 21 35 department shall give the appellant reasonable notice and  
 22 1 opportunity for a fair hearing, conducted by the director or  
 22 2 the director's designee who shall act as an impartial arbiter  
 22 3 of fact and law. In such hearing the parent, guardian or

22 4 advocate shall have the opportunity to confront witnesses, to  
 22 5 have access to hospital records, to present evidence and  
 22 6 witnesses on their behalf and to be represented by counsel.  
 22 7 The standard for such fair hearing shall be to provide that  
 22 8 placement which inures to the best interest of the patient.  
 22 9 Judicial review of actions of the department may be sought in  
 22 10 accordance with the terms of the Iowa administrative procedure  
 22 11 Act. The department shall furnish the petitioner with a copy  
 22 12 of any papers filed by the petitioner in support of the  
 22 13 petitioner's position, a transcript of any testimony taken,  
 22 14 and a copy of the department's decision. In the district  
 22 15 court hearings, the parent, guardian or advocate has the right  
 22 16 to be represented by counsel. The court shall, in all cases  
 22 17 where the interests of the patient conflict with that of  
 22 18 parent, guardian, or advocate, appoint counsel as guardian ad  
 22 19 litem for the patient. The guardian ad litem shall be a  
 22 20 practicing attorney. Notwithstanding the terms of the Iowa  
 22 21 administrative procedure Act, where a petition is filed for  
 22 22 judicial review of a proposed placement, the proposed  
 22 23 placement shall be stayed pending the outcome of said review  
 22 24 proceeding.

22 25 **Sec. 1503.** Section 226.31, Code 1989, is amended to read  
 22 26 as follows:

CODE: Adds language corresponding to Section 1502.

22 27 226.31 EXAMINATION BY COURT -- NOTICE.

22 28 Before granting the order authorized in section 226.30 the  
 22 29 court or judge shall investigate the allegations of the  
 22 30 petition and before proceeding to a hearing ~~thereon on the~~  
 22 31 allegations shall require notice to be served on the attorney  
 22 32 who represented the patient in any prior proceedings under  
 22 33 sections 229.6 to 229.15 or the advocate appointed under  
 22 34 section 229.19, or in the case of a patient who entered the  
 22 35 hospital voluntarily, on any relative, friend, or guardian of  
 23 1 the person in question of the filing of ~~said~~ the application.  
 23 2 ~~On such~~ At the hearing the court or judge shall appoint a  
 23 3 guardian ad litem for ~~said~~ the person, if ~~it~~ the court or  
 23 4 judge deems such action necessary to protect the rights of  
 23 5 ~~such~~ the person. The guardian ad litem shall be a practicing  
 23 6 attorney.

23 7 **[**Sec. 1504. Section 232.2, subsection 20, Code Supplement **VETOED**

CODE: Adds language corresponding to Section 1502.

23 8 1989, is amended to read as follows:

23 9 20. Guardian ad litem means a person practicing attorney  
 23 10 appointed by the court to represent the interests of a child  
 23 11 in any judicial proceeding to which the child is a party; ~~and~~  
 23 12 ~~includes a court-appointed special advocate, except that a~~  
 23 13 ~~court-appointed special advocate shall not file motions~~  
 23 14 ~~pursuant to section 232.54, subsections 1 and 4, and section~~  
 23 15 ~~232.103, subsection 2, paragraph c.]~~

VETOED: The Governor vetoed this Section, stating that this provision would negatively affect the Court Appointed Special Advocate Program, which depends on volunteer to fill this role and that the court currently appoints a practicing attorney, if it deems necessary.

23 16 Sec. 1505. Section 232.52, Code 1989, is amended by adding  
 23 17 the following new subsection:

23 18 NEW SUBSECTION. 8. If a child has previously been  
 23 19 adjudicated as a child in need of assistance, and a social  
 23 20 worker or other caseworker from the department of human  
 23 21 services has been assigned to work on the child's case, the  
 23 22 court may order the department of human services to assign the  
 23 23 same social worker or caseworker to work on any matters  
 23 24 related to the child arising under this division.

CODE: Permits the court to assign the same caseworker in all matters related to the child in need of assistance.

23 25 Sec. 1506. Section 232.89, subsection 2, unnumbered  
 23 26 paragraph 1, Code Supplement 1989, is amended to read as  
 23 27 follows:

23 28 Upon the filing of a petition, the court shall appoint  
 23 29 counsel and a guardian ad litem for the child identified in  
 23 30 the petition as a party to the proceedings. If a nuardian ad  
 23 31 litem has previously been appointed for the child in a  
 23 32 proceeding under division II of this chapter or a proceeding  
 23 33 in which the court has waived jurisdiction under section  
 23 34 232.45, the court shall appoint the same guardian ad litem  
 23 35 upon the filing of the petition under this part. Counsel  
 24 1 shall be appointed as follows:

CODE: Requires the court to appoint the same Guardian Ad Litem in cases where the court had previously appointed a Guardian Ad Litem for a child.

24 2 Sec. 1507. Section 232.89, subsection 4, Code Supplement  
 24 3 1989, is amended to read as follows:

24 4 4. The same person may serve both as the child's counsel  
 24 5 and as guardian ad litem. However, the court may appoint a  
 24 6 separate guardian ad litem, if the same person cannot properly  
 24 7 represent the legal interests of the child as legal counsel  
 24 8 and also represent the best interest of the child as guardian  
 24 9 ad litem, or a separate guardian ad litem is required to  
 24 10 fulfill the requirements of subsection 2.

CODE: Permits the court to appoint a separate Guardian Ad Litem in certain instances.



<p>24 11 <b>Sec. 1508.</b> Section 232.147, subsection 3, paragraph c,  24 12 Code 1989, is amended to read as follows:  24 13 c. The child's parent, guardian or custodian, <u>court-</u>  24 14 <u>appointed special advocate</u>, and guardian ad litem.</p>	<p>CODE: Permits juvenile court records to be reviewed  by court-appointed special advocates.</p>
<p>24 15 <b>Sec. 1509.</b> Section 2358.1, subsection 8, paragraph c, Code  24 16 Supplement 1989, is amended to read as follows:  24 17 c. In every case involving adult abuse which is  24 18 substantiated by the department and which results in a  24 19 judicial proceeding on behalf of the dependent adult, legal  24 20 counsel shall be appointed by the court to represent the  24 21 dependent adult in the proceedings. The court may also  24 22 appoint a guardian ad litem to represent the dependent adult  24 23 if necessary to protect the dependent adult's best interests.  24 24 <u>The guardian ad litem shall be a practicing attorney.</u> The  24 25 same attorney may be appointed to serve both as legal counsel  24 26 and as guardian ad litem. Before legal counsel or a guardian  24 27 ad litem <b>is</b> appointed pursuant to this section, the court  24 28 shall require the dependent adult and any person legally  24 29 responsible for the support <b>of</b> the dependent adult to complete  24 30 under oath a detailed financial statement. If, on the basis  24 31 <b>of</b> that financial statement, the court deems that the  24 32 dependent adult or the legally <b>responsible</b> person is able to  24 33 bear all or a portion of the cost of the legal counsel or  24 34 guardian ad litem, the court shall so order. In cases where  24 35 the dependent adult <b>or</b> the legally responsible person is  25 1 unable to bear the cost <b>of</b> the legal counsel or guardian ad  25 2 litem, the expense shall be paid by the county.</p>	<p>CODE: Adds language corresponding to Section 1502</p>
<p>25 3 <b>Sec. 1510.</b> Section 600A.2, subsection 9, Code 1989, is  25 4 amended to read as <b>follows:</b>  25 5 9. Guardian ad litem means a person appointed by a court  25 6 or juvenile court having jurisdiction over the minor child to  25 7 represent that child in a legal action. <u>A guardian ad litem</u>  25 8 <u>appointed under this chapter shall be a practicing attorney.</u></p>	<p>CODE: Adds language corresponding to Section 1502.</p>
<p>25 9 <b>Sec. 1511.</b> Section 602.1612, subsection 1, Code 1989, is  25 10 amended to read as <b>follows:</b>  25 11 1. Justices of the supreme court, <b>judges of</b> the court of  25 12 appeals, district judges, and district associate judges who</p>	<p>CODE: Permits retired judges to serve temporarily as  a judge at the level determined necessary by the  Supreme Court.</p>

25 13 are retired by reason of age or who are drawing benefits under  
 25 14 section 602.9106, and senior judges who have retired under  
 25 15 section 602.9207 or who have relinquished senior judgeship  
 25 16 under section 602.9208, subsection 1, may with their consent  
 25 17 be assigned by the supreme court ~~or by the chief judge in the~~  
 25 18 ~~case of district associate judges~~ to temporary judicial duties  
 25 19 on a court in this state if the assignment is deemed necessary  
 25 20 by the supreme court to expedite the administration of  
 25 21 justice. A retired justice or judge shall not be assigned to  
 25 22 ~~temporary judicial duties on any court superior to the highest~~  
 25 23 ~~court to which that justice or judge had been appointed prior~~  
 25 24 ~~to retirement, and shall not be assigned for temporary duties~~  
 25 25 ~~with the supreme court or the court of appeals except in the~~  
 25 26 ~~case of a temporary absence of a member of one of those~~  
 25 27 ~~courts.~~

25 28 Sec. 1512. Section 602.9206, unnumbered paragraph 1, Code  
 25 29 1989, is amended to read as follows:

25 30 Section 602.1612 does not apply to a senior judge but does  
 25 31 apply to a retired senior judge. During the tenure of a  
 25 32 senior judge, if the judge is able to serve, the judge may be  
 25 33 assigned by the supreme court to temporary judicial duties on  
 25 34 courts of this state without salary for an aggregate of  
 25 35 thirteen weeks out of each twelve-month period, and for  
 26 1 additional weeks with the judge's consent. ~~A senior judge~~  
 26 2 ~~shall not be assigned to judicial duties on a court superior~~  
 26 3 ~~to the highest court to which the judge was appointed prior to~~  
 26 4 ~~retirement, and shall not be assigned to the court of appeals~~  
 26 5 ~~or the supreme court except to serve in the temporary absence~~  
 26 6 ~~of a member of that court. A senior judge shall not be~~  
 26 7 assigned to iudicial duties on the supreme court unless the  
 26 8 judge has been appointed to serve on the supreme court prior  
 26 9 to retirement. While serving on temporary assignment, a  
 26 10 senior judge has and may exercise all of the authority of the  
 26 11 office to which the judge is assigned. shall continue to be  
 26 12 paid the judge's annuity as senior judge, shall be reimbursed  
 26 13 for the judge's actual expenses to the extent expenses of a  
 26 14 district judge are reimbursable under section 602.1509, may,  
 26 15 if permitted by the assignment order, appoint a temporary  
 26 16 court reporter, who shall be paid the remuneration and  
 26 17 reimbursement for actual expenses provided by law for a

CODE: Prohibits a senior judge from being appointed to temporary duty on the Supreme Court unless the judge had served on the Supreme Court prior to retirement.

26 18 reporter in the court to which the senior judge is assigned,  
26 19 and, if assigned to the court of appeals or the supreme court,  
26 20 shall be given the assistance of a law clerk and a secretary  
26 21 designated by the court administrator of the judicial  
26 22 department from the court administrator's staff. Each order  
26 23 of temporary assignment shall be filed with the clerks of  
26 24 court at the places where the senior judge is to serve.

26 25 Sec. 1513. Section 633.244, Code 1989, is amended to read  
26 26 as follows:

26 27 633.244 INCOMPETENT SPOUSE -- ELECTION BY COURT.

26 28 In case an affidavit is filed that the surviving spouse is  
26 29 incapable of making an election to take against the will, or  
26 30 to elect to occupy the homestead, and does not have a  
26 31 conservator, the court shall fix a time and place of hearing  
26 32 on the matter, and cause a notice thereof to be served upon  
26 33 the surviving spouse in such manner and for such time as the  
26 34 court may direct. At the hearing, a guardian ad litem shall  
26 35 be appointed to represent the spouse, and the court shall  
27 1 enter such orders as it deems appropriate under the  
27 2 circumstances. The guardian ad litem shall be a practicing  
27 3 attorney.

CODE: Adds language corresponding to Section 1502.

27 4 Sec. 1514. Section 633.514, Code 1989, is amended to read  
27 5 as follows:

27 6 633.514 HEARING -- CONTINUANCE -- ORDERS.

27 7 If, on the day set for hearing, the absentee fails to  
27 8 appear, the court shall appoint some disinterested person as  
27 9 guardian ad litem to appear for the absentee and all  
27 10 distributees not appearing, and said cause shall thereupon  
27 11 stand continued for twenty days. The guardian ad litem shall  
27 12 be a practicing attorney. The court shall have authority to  
27 13 make further continuance upon proper showing. The guardian ad  
27 14 litem shall investigate the matter and things alleged in the  
27 15 petition. Upon the further hearing, the court shall hear the  
27 16 proofs, and, if satisfied of the truth of the allegations of  
27 17 the petition, shall enter an order establishing the death of  
27 18 the absentee as a matter of law.

CODE: Adds language corresponding to Section 1502.

27 19 Sec. 1515. Section 910A.15, unnumbered paragraph 1, Code  
27 20 1989, is amended to read as follows:

CODE: Adds language corresponding to Section 1502.

27 21 A prosecuting witness who is a child, as defined in section  
 27 22 702.5, in a case involving a violation of chapter 709 or  
 27 23 section 726.2, 726.3, 726.6, or 728.12, is entitled to have  
 27 24 the witness's interests represented by a guardian ad litem at  
 27 25 all stages of the proceedings arising from such violation.  
 27 26 The guardian ad litem ~~may but need not shall~~ be a practicing  
 27 27 attorney and shall be designated by the court after due  
 27 28 consideration is given to the desires and needs of the child  
 27 29 and the compatibility of the child and the child's interests  
 27 30 with the prospective guardian ad litem. ~~However, a person who~~  
 27 31 ~~is also a prosecuting witness in the same proceeding shall not~~  
 27 32 ~~be designated guardian ad litem.~~ If a guardian ad litem has  
 27 33 previously been appointed for the child in a proceeding under  
 27 34 chapter 232 or a proceeding in which the juvenile court has  
 27 35 waived jurisdiction under section 232.45, the court shall  
 28 1 appoint the same guardian ad litem under this section. The  
 28 2 guardian ad litem shall receive notice of and may attend all  
 28 3 depositions, hearings and trial proceedings to support the  
 28 4 child and advocate for the protection of the child but shall  
 28 5 not be allowed to separately introduce evidence or to directly  
 28 6 examine or cross-examine witnesses. However, the guardian ad  
 28 7 litem shall file reports to the court as required by the  
 28 8 court.

28 9 [Sec. 1516. 1989 Iowa Acts, chapter 165, is repealed.] **VETOED**

CODE: Repeals the Chapter 011 Child Custody and Visitation Mediation.

VETOED: The Governor vetoed this Section.

28 10 [Sec. 1517. PILOT PROGRAM FOR MEDIATION OF CHILD CUSTODY **VETOED**  
 28 11 AND VISITATION ISSUES IN DISSOLUTION CASES ESTABLISHED.

28 12 1. The supreme court shall establish a pilot program for  
 28 13 mandatory mediation of child custody and visitation issues in  
 28 14 dissolution cases pursuant to chapter 598. However, mediation  
 28 15 shall not be mandatory and shall not be ordered if any of the  
 28 16 following conditions apply:

- 28 17 a. The court determines that there is no reasonable
- 28 18 possibility that mediation will promote settlement of the
- 28 19 issues in dispute.
- 28 20 b. The court determines there is a substantial allegation

Requires the Supreme Court to establish a pilot program for mandatory mediation in child custody and visitation issues and report to the General Assembly by January 1, 1993. Requires this Section to be contingent on the funding provided in Section 1501 of this Act.

VETOED: The Governor vetoed this Section based upon the veto of the pilot project for mediation of child custody and visitation issues and the Judicial Department's implementation of the family court

28 21 of direct physical or significant emotional harm to a party or  
28 22 to a child.

28 23 c. The court determines that mediation will otherwise fail  
28 24 to serve the best interests of the child.

28 25 d. The court determines that a verified petition alleging  
28 26 domestic abuse has been filed by a party pursuant to chapter  
28 27 236.

28 28 e. The court determines that a child in need of assistance  
28 29 petition has been filed pursuant to chapter 232, division III,  
28 30 concerning a child for whom a custody or visitation  
28 31 determination is necessary.

28 32 If the court determines that mediation is inappropriate  
28 33 pursuant to this subsection, the court shall state its find-  
28 34 ings and conclusions in writing.

28 35 The pilot program shall be established in Linn county for a  
29 1 period of two years, beginning July 1, 1990, and ending June  
29 2 30, 1992.

29 3 Proceedings under the program shall be conducted pursuant  
29 4 to the rules for mediation proceedings adopted by the supreme  
29 5 court.

29 6 2 The supreme court shall submit a report to the general  
29 7 assembly by January 1, 1993. The report shall contain recom-  
29 8 mendations regarding the use of mediation in child custody and  
29 9 visitation matters on a statewide basis in proceedings brought  
29 10 under chapter 598. The report shall also include an evalua-  
29 11 tion of the program as directed by the supreme court.

29 12 3. In a proceeding under chapter 598 involving either a  
29 13 temporary or permanent child custody or visitation determina-  
29 14 tion, the court shall order mediation at no cost to the  
29 15 parties.

29 16 4. The implementation of this section is contingent upon  
29 17 the appropriation of state funds to carry out its purposes.]

29 18 **Sec. 1518. FAMILY COURT STUDY COMMITTEE.**

29 19 1. The legislative council is requested to establish an  
29 20 interim study committee to consider the feasibility of the  
29 21 implementation of a family court system within the unified  
29 22 trial court system. The study committee shall submit a report  
29 23 of its findings and recommendations to the legislative council  
29 24 and the general assembly by January 15, 1991.

29 25 2 The supreme court shall develop a plan to implement a

feasibility study.

Requests the Legislative Council to establish an interim study committee on a family court system and requires the Supreme Court to develop a plan to implement a family court system. Requires the Court to report to the study committee by November 15, 1990.

29 26 family court system within the unified trial court system. In  
 29 27 developing the plan, the supreme court shall establish a panel  
 29 28 consisting of a statewide, geographical representation of each  
 29 29 of the following groups:  
 29 30 a. District judges.  
 29 31 b. District associate judges.  
 29 32 c. Juvenile court referees.  
 29 33 d. Juvenile court officers.  
 29 34 e. Members of the Iowa state bar association.  
 29 35 f. Members of the general assembly who shall be ex  
 30 1 officio, nonvoting members of the panel.  
 30 2 The supreme court shall submit a report of the findings and  
 30 3 conclusions of the panel to the legislative interim study  
 30 4 committee, established to study the feasibility of a family  
 30 5 court system, by November 15, 1990.

30 6 Sec. 1519. STUDY REGARDING LEGAL EDUCATION REQUIREMENTS  
 30 7 FOR ATTORNEYS PRACTICING IN FAMILY LAW.  
 30 8 The supreme court is requested to further review the  
 30 9 feasibility of implementing an expanded continuing legal  
 30 10 education requirement for judges and attorneys practicing in  
 30 11 the family law area, to enhance the quality of justice and  
 30 12 representation of persons involved in family law issues. In  
 30 13 conducting the review, the supreme court shall consider  
 30 14 requiring attorneys to attend classes at accredited colleges  
 30 15 and universities, in order to indicate a limitation or  
 30 16 description of practice by listing in the field of domestic  
 30 17 relations and family law pursuant to disciplinary rule 2-105  
 30 18 of the Iowa code of professional responsibility for lawyers.

Requests the Supreme Court to study the feasibility of expanding continuing legal education requirements for judges and attorneys to include family law.

30 19 DIVISION XVI

30 20 Section 1601. FEASIBILITY STUDY.  
 30 21 There is appropriated from the general fund of the state to  
 30 22 the Iowa peace institute established in chapter 38 for the  
 30 23 fiscal year beginning July 1, 1990, and ending June 30, 1991,  
 30 24 the following amount, or so much thereof as is necessary, to  
 30 25 be used for the purposes designated:

General Fund appropriation to the Iowa Peace Institute for an international museum study.

30 26 For a study of the feasibility of establishing an  
 30 27 international museum:  
 30 28 ..... \$ 35,000

30 29 DIVISION XVII

30 30 Sec. 1701.

30 31 Notwithstanding the appropriations made in 1989 Iowa Acts,  
30 32 chapter 322, section 3, and the certification by the governor  
30 33 to the department of revenue and finance that the ending fund  
30 34 balance on June 30, 1989, was sufficient to fund all of the  
30 35 projects listed in that section, the appropriation of

31 1 \$33,940,000 for the fiscal year beginning July 1, 1989, and  
31 2 ending June 30, 1990, is reduced by \$28,369,405, and there is  
31 3 appropriated from the general fund of the state to the state  
31 4 board of regents for the following listed fiscal years the  
31 5 amounts specified, to be allocated by the state board of  
31 6 regents for the projects listed in 1989 Iowa Acts, chapter

- 31 7 322, section 3, as follows:
- 31 8 1. For the fiscal year beginning July 1, 1990, and ending
- 31 9 June 30, 1991:
- 31 10 ..... \$ 10,925,405
- 31 11 2. For the fiscal year beginning July 1, 1991, and ending
- 31 12 June 30, 1992:
- 31 13 ..... \$ 13,530,400
- 31 14 3. For the fiscal year beginning July 1, 1992, and ending
- 31 15 June 30, 1993:
- 31 16 ..... \$ 3,913,600

31 17 The state board of regents shall determine which of the  
31 18 projects listed in 1989 Iowa Acts, chapter 322, section 3,  
31 19 shall be funded for a fiscal year and the amount to be  
31 20 allocated for a project based upon project needs, but the  
31 21 total funding for a project for all fiscal years shall not  
31 22 exceed the amount listed in 1989 Iowa Acts, chapter 322,  
31 23 section 3.

31 24 Notwithstanding 1989 Iowa Acts, chapter 322, section 3, as  
31 25 it relates to the reversion of the moneys appropriated in that  
31 26 section, and notwithstanding section 8.33, unobligated or  
31 27 unencumbered funds appropriated in this section for a fiscal  
31 28 year shall not revert to the general fund of the state on June  
31 29 30 of the fiscal year for which the moneys are appropriated,  
31 30 but shall remain available for the purposes for which

**CODE:** Reduces the FY 1990 General Fund appropriation for construction projects to the Board of Regents from \$33,940,000 to \$28,369,405 and reappropriates that amount into three fiscal years beginning with FY 1991.

Requires the State Board of Regents to determine which projects are to be funded in a particular year.

**CODE:** Permits fund specified for a particular fiscal year to be carried over and not reverted to the General Fund until June 30, 1993.

31 31 appropriated until September 30, 1993.

31 32 Sec. 1702.

Requires Section 1701 of this Act to be effective upon enactment.

31 33 Section 1701 of this Act, being deemed of immediate  
31 34 importance, takes effect upon enactment.

31 35 **DIVISION XVIII**

32 1 Sec. 1801.

General Fund appropriation to increase the State's contribution rate to the Peace Officers' Retirement system from 16% to 18% for the Division of Criminal Investigation, Division of Narcotics and the Fire Marshal's Office.

32 2 There is appropriated from the general fund of the state to  
32 3 the department of public safety for the fiscal year beginning  
32 4 July 1, 1990, and ending June 30, 1991, the following amounts,  
32 5 or so much thereof as is necessary, for a 2 percent salary  
32 6 contribution by the state, to the peace officers' retirement,  
32 7 accident, and disability system provided for in chapter 97A,  
32 8 to supplement the 16 percent state salary contribution  
32 9 provided for in 1990 Iowa Acts, Senate File 2402, in order to  
32 10 raise the total salary contribution to 18 percent, as follows:

32 11	1. For the division of criminal investigation and bureau	
32 12	of identification containing the bureaus of identification,	
32 13	liquor law enforcement, and riverboat gambling enforcement:	
32 14	.....	\$ 53,115
2 15	2. For the division of narcotics:	
32 16	.....	\$ 20,837
32 17	3. For the fire marshal's office:	
32 18	.....	\$ 7,641

32 19 Sec. 1802.

CODE: Racing and Gaming Fund appropriation to increase the State's contribution rate to the Peace Officers' Retirement System from 16% to 18% for pari-mutuel law enforcement agents.

32 20 Notwithstanding sections 99D.17 and 99D.18, there is  
32 21 appropriated from funds paid to the state racing and gaming  
32 22 commission pursuant to section 99D.14, to the department of  
32 23 public safety for the fiscal year beginning July 1, 1990, and  
32 24 ending June 30, 1991, the following amount, or so much thereof  
32 25 as is necessary, for a 2 percent salary contribution by the  
32 26 state, to the peace officers' retirement, accident, and  
32 27 disability system provided for in chapter 97A, to supplement  
32 28 the 16 percent state salary contribution provided for in 1990  
32 29 Iowa Acts, Senate File 2402, in order to raise the total  
32 30 salary contribution to 18 percent, as follows:

32 31	For the pari-mutuel law enforcement agents:	
32 32	.....	\$ 3,207



32 33 Sec. 1803.  
 32 34 There is appropriated from the road use tax fund to the  
 32 35 department of public safety for the fiscal year beginning July  
 33 1 1, 1990, and ending June 30, 1991, the following amount, or so  
 33 2 much thereof as is necessary, for a 2 percent salary  
 33 3 contribution by the state, to the peace officers' retirement,  
 33 4 accident, and disability system provided for in chapter 97A,  
 33 5 to supplement the 16 percent state salary contribution  
 33 6 provided for in 1990 Iowa Acts, Senate File 2402, in order to  
 33 7 raise the total salary contribution to 18 percent, as follows:  
 33 8 For the division of highway safety and uniformed force:  
 33 9 ..... \$ 281,156

Road Use Tax Fund appropriation to the Department of Public Safety to increase the State's contribution rate to the Peace Officers' Retirement System from 16% to 18% for the Highway Patrol Division.

33 10 Sec. 1804.  
 33 11 It is the intent of the general assembly that the  
 33 12 appropriations made in sections 1801 through 1803, be used  
 33 13 solely for the purposes stated.

Directs that the funds appropriated in Sections 1801 through 1803 be used only for the purposes stated.

33 14 Sec. 1805. SPECIAL OLYMPICS FUND.  
 33 15 There is appropriated from the general fund of the state to  
 33 16 the Iowa special olympics fund for the fiscal year beginning  
 33 17 July 1, 1990, and ending June 30, 1991, the following amount,  
 33 18 or so much thereof as is necessary, to be used for the purpose  
 33 19 designated:  
 33 20 For the Iowa special olympics fund:  
 33 21 ..... \$ 5,000  
 33 22 1. An Iowa special Olympics fund is established in the  
 33 23 office of the treasurer of state, which shall consist of the  
 33 24 amounts appropriated to the fund by the general assembly for  
 33 25 each fiscal year.  
 33 26 2. The moneys in the Iowa special olympics fund shall be  
 33 27 expended at the request of the honorary chairperson of the  
 33 28 Iowa special Olympics.

General Fund appropriation to the Treasurer for the Iowa Special Olympics Fund. Establishes the Iowa Special Olympics Fund.

33 29 DIVISION XIX

33 30 Sec. 1901. Section 422.7, Code Supplement 1989, is amended  
 33 31 by adding the following new subsection:  
 33 32 NEW SUBSECTION. 23. For a person who is disabled, is  
 33 33 fifty-five years of age or older, or is the surviving spouse

CODE: Permits tax exemption of pension income from the State's retirement systems for disabled retirees, persons over age 55, and survivors. Requires the exemption to be \$2,500 for single taxpayers and

PG LN                      House File 2569                      Explanation

<p>33 34 of an individual or survivor having an insurable interest in  33 35 an individual who would have qualified for the exemption under  34 1 this subsection for this tax year, subtract, to the extent  34 2 included, the total amount of pension, annuity, or retirement  34 3 allowances received under the peace officers' retirement  34 4 system under chapter 97A, the Iowa public employees'  34 5 retirement system under chapter 976, a pension and annuity  34 6 retirement system for public school teachers under chapter  34 7 294, a disabled and retired fire fighters and police officers  34 8 system under chapter 410, the Iowa police officers and fire  34 9 fighters retirement system under chapter 411, the judicial  34 10 retirement system under chapter 602, article 9. and any  34 11 federal retirement and disability system, as a result of being  34 12 an officer or employee of the federal government, up to a  34 13 maximum each tax year of two thousand five hundred dollars for  34 14 a person who files a separate state income tax return and five  34 15 thousand dollars for a husband and wife who file a joint state  34 16 income tax return. However, a surviving spouse who is not  34 17 disabled or fifty-five years of age or older can only exclude  34 18 the amount of annuities received as a result of the death of  34 19 the other spouse.</p> <p>34 20 Sec. 1902. RETROACTIVE APPLICABILITY.  34 21 Section 1901 of this Act applies retroactively to January  34 22 1, 1990, for tax years beginning on or after that date.</p> <p>34 23 Sec. 1903. REPEAL.  34 24 Section 1901 of this Act is repealed effective January 1,  34 25 1991, for tax years beginning on or after that date.</p> <p>34 26 HF 2569  34 27 jp/pk/25</p>	<p><b>\$5,000</b> for husband and wife filing jointly.</p> <p>Requires Section 1901 to be retroactive to January 1, 1990.</p> <p>Requires Section 1901 to be repealed effective January 1, 1991.</p>
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# 1990 SESSION FISCAL REPORT

Volume II

73rd General Assembly  
State of Iowa

Legislative Fiscal Bureau  
July 1990

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## MISCELLANEOUS APPROPRIATIONS SUMMARY

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## EXECUTIVE SUMMARY REGENTS BONDING RESOLUTION

## SENATE CONCURRENT RESOLUTION 133

### BONDING FOR CERTAIN BUILDING AND REMODELING PROJECTS

- Authorizes the Board of Regents to issue **\$6,000,000** in bonds for fire and life safety corrections at the three universities. (Page 3, Line 17)
- The University of Iowa is authorized to issue **\$24,000,000** in bonds for construction of an academic building. (Page 3, Line 24)
- Iowa State University is authorized to issue **\$6,600,000** in bonds for remodeling of Sweeney Hall. (Page 3, Line 28)
- The University of Northern Iowa is authorized to issue **\$4,700,000** in bonds for remodeling of Seerley Hall. (Page 4, Line 2)
- Total bond authorization is **\$41,300,000**. Issuance of bonds is authorized for FY 1991 with any remaining balance not issued by the end of FY 1992, eligible for authorization during the fiscal period ending June 30, 1992. (Page 2, Line 30)

### FISCAL EFFECT

- Total estimated cost for the projects and debt service is estimated to be **\$74,460,340** over a 20-year period.

### GOVERNOR'S VETO OF HCR 112

- HCR 112, which also dealt with capitals for Regents' institutions, authorized the Board of Regents to issue bonds for fire safety and related deferred maintenance capital projects as recommended by the Legislative Capital Projects Committee on March 27, 1990. The University of Iowa was authorized to issue **\$5,000,000** in bonds; Iowa State University was authorized to issue **\$9,644,000** in bonds; the University of Northern Iowa was authorized to issue **\$4,254,000** in bonds, **\$2,000,000** of which was approved for high priority deferred maintenance projects. Total bond authorization was **\$18,898,000**. Issuance of the bonds was authorized for FY 1991. Any remaining balance not issued by the end of **FY 1992** is eligible for authorization during the fiscal year ending June 30, 1992. Total estimated cost of the projects and debt service is estimated at **\$28,842,153**.
- The Governor vetoed this resolution stating that it is preferable to finance these types of projects through the institutions' current operating budgets. He also stated he would consider funding some of these projects through bonding, however, this resolution exceeded the critical needs.

PG LN	Senate Concurrent Resolution 133	Explanation
1 1	<del>SENATE CONCURRENT RESOLUTION NO. —</del>	
1 2	BY COMMITTEE ON APPROPRIATIONS	
1 3	A Concurrent Resolution relating to the state board of	Concurrent Resolution relating to the issuance of Regent Academic Revenue Bonds for financing certain building and remodeling projects.
1 4	regents' ten-year building program and providing for	
1 5	the financing of certain building and remodeling	
1 6	projects.	
1 7	WHEREAS, pursuant to section 262A.3, the state	Approves the proposed Regent ten-year building program as required by the <u>Code of Iowa</u> , to issue Academic Revenue Bonds.
1 8	board of regents prepared and within seven days af-ter	
1 9	the convening of the Seventy-third General Assembly of	
1 10	the State of Iowa. Second Session, submitted to the	
1 11	Seventy-third General Assembly, Second Session, for	
1 12	approval the proposed ten-year building program for	
1 13	each institution of higher learning under the	
1 14	jurisdiction of the board, containing a list of the	
1 15	buildings and facilities which the board deems	
1 16	necessary to further the educational objectives of the	
1 17	institutions, together with an estimate of the cost of	
1 18	each of the buildings and facilities and an estimate	
1 19	of the maximum amount of bonds which the board expects	
1 20	to issue under chapter 262A for the fiscal period	
1 21	beginning July 1, 1990, and ending June 30, 1992; and	
1 22	WHEREAS, the projects contained in the building	Specifies that the projects contained in the building program are deemed necessary and that, after authorization by a constitutional majority of the Senate and House of Representatives and approval by the Governor, the Board of Regents may undertake the projects.
1 23	program are deemed necessary for the proper	
1 24	performance of the instructional, research, and	
1 25	service functions of the institutions; and	
1 26	WHEREAS, section 262A.4 provides that the state	
1 27	board of regents, after authorization by a	
1 28	constitutional majority of each house of the general	
1 29	assembly and approval by the governor, may undertake	
1 30	and carry out at the institutions of higher learning	
2 1	under the jurisdiction of the board any project as	
2 2	defined in chapter 262A; and	
2 3	WHEREAS, chapter 262A authorizes the state board of	Allows the Board of Regents to issue \$41,300,000 in academic revenue bonds. These bonds are secured by student fees and charges. The student tuition which pays the debt service on the bonds has historically been replaced with a State appropriation.
2 4	regents to borrow money and to issue and sell	
2 5	negotiable revenue bonds to pay all or any part of the	
2 6	cost of carrying out projects at any institution	
2 7	payable solely from and secured by an irrevocable	

PG LN	Senate Concurrent Resolution 133	Explanation
2 8 2 9 2 10 2 11 2 12 2 13 2 14 2 15 2 16 2 17 2 18 2 19 2 20 2 21 2 22 2 23	<p>pledge of a sufficient portion of the student fees and charges and institutional income received by the particular institution; and</p> <p>WHEREAS, to further the educational objectives of the institutions, the state board of regents requests authorization to undertake and carry out certain projects at this time and to finance their cost by borrowing money and issuing negotiable bonds under chapter 262A in a total amount not to exceed \$41,300,000, the remaining cost of the projects to be financed by capital appropriations or by federal or other funds lawfully available; NOW THEREFORE,</p> <p>BE IT RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That the proposed ten-year building program submitted by the state board of regents for each institution of higher learning under its jurisdiction is approved.</p>	
2 24 2 25 2 26 2 27 2 28 2 29	<p>BE IT FURTHER RESOLVED, That no commitment is implied or intended by approval to fund any portion of the proposed ten-year building program submitted by the state board of regents beyond the portion that is approved by the Seventy-third General Assembly, Second Session, and the governor.</p>	<p>Specifies that no commitment is given to fund the Regents' ten-year plan beyond what is approved by the 1990 General Assembly and the Governor.</p>
2 30 3 1 3 2 3 3 3 4 3 5 3 6 3 7 3 8 3 9 3 10 3 11 3 12 3 13 3 14 3 15 3 16	<p>BE IT FURTHER RESOLVED, That during the fiscal period which commences July 1, 1990, and which ends June 30, 1992, the maximum amount of bonds which the state board of regents expects to issue under chapter 262A unless additional bonding is authorized is \$41,300,000, all or any part of which may be issued during the fiscal year ending June 30, 1991, and if all that amount should not be issued during the fiscal year ending June 30, 1991, any remaining balance may be issued during the fiscal year ending June 30, 1992, and this plan of financing is approved.</p> <p>BE IT FURTHER RESOLVED, That the state board of regents is authorized to undertake and carry out the following projects and to pay all or any part of the cost of carrying out the projects by borrowing money and issuing negotiable revenue bonds under chapter 262A in a total amount not to exceed \$41,300,000:</p>	<p>Allows the Board of Regents to issue the academic revenue bonds from July 1, 1990 through June 30, 1992. Requires the proceeds of the bonds to be expended for specific projects at each institution.</p>



<p>3 17 <u>State Board of Regents</u>                  3 18 Fire and life safety deficiency corrections at the                  3 19 three state universities to be distributed by the                  3 20 state board of regents from the intial proceeds of the                  3 21 negotiable revenue bonds issued pursuant to this reso-                  3 22 lution                  3 23 ..... \$ 6,000,000</p>	<p>Authorizes the Board of Regents to issue \$6,000,000 in bonds for fire and life safety corrections at the three State universities.</p>
<p>3 24 <u>State University of Iowa</u>                  3 25 Academic building construction                  3 26 Cost of issuance of bonds                  3 27 ..... \$24,000,000</p>	<p>Authorizes the University of Iowa to issue \$24,000,000 in bonds for the construction of an academic building.</p> <p>DETAIL: This building is to house the College of Business Administration and to contain a number of classrooms to serve the undergraduate programs of the University. The General Assembly appropriated \$1,000,000 for planning the project in FY 1990.</p>
<p>3 28 <u>Iowa State University of Science and Technology</u>                  3 29 Sweeney hall remodeling                  3 30 Cost of issuance of bonds                  4 1 ..... \$ 6,600,000</p>	<p>Authorizes Iowa State University to issue \$6,600,000 in bonds for the remodeling of Sweeney Hall.</p> <ul style="list-style-type: none"> <li>• DETAIL: This project would raze a portion of Sweeney Hall and replace it with an addition to expand space for the Chemical Engineering Department. Design plans were completed in 1986 and \$2,000,000 in gifts have been received to supplement State funds.</li> </ul>
<p>4 2 <u>University of Northern Iowa</u>                  4 3 Seerley hall remodeling                  4 4 Cost of issuance of bonds                  4 5 ..... \$ 4,700,000</p>	<p>Authorizes the University of Northern Iowa to issue \$4,700,000 in bonds for the remodeling of Seerley Hall.</p> <p>DETAIL: This project would renovate Seerley Hall which was built in 1904. This renovation would provide modern classroom space to accommodate portions of the College of Social and Behavioral Sciences. The Board of Regents had requested only planning funds for this project in FY 1991.</p>
<p>4 6 Total \$41,300,000</p>	

## EXECUTIVE SUMMARY CLEAN BILL

SENATE FILE 2153

### ESTABLISHES FIVE CLEAN FUND ACCOUNTS

- 62.5% is allotted to the Iowa Resource Enhancement and Protection (REAP) Fund. (Page 4, Line 12)
- 18% is allotted to the Environmental Protection Account. (Page 4, Line 18)
- 6% is allotted to the Soil Conservation Account. (Page 4, Line 20)
- 8% is allotted to the Energy Efficiency Account (Page 4, Line 22)
- 5.5% is allotted to an Annual Appropriations Account. (Page 4, Line 24)

### ENVIRONMENTAL ADVERTISING BOARD ESTABLISHED

- Establishes an Environmental Advertising Board to: monitor the development of national standards relating to claims of environmental benefit made for products, seek to assist in their development, seek to host a national and regional forum on the issue, educate the public, gather information on products sold in the State, and develop standards and a program using logos to promote the environmental benefit of certain products. (Page 12, Line 3)

### LOTTERY SALES TAX TO RURAL COMMUNITY 2000 BOND SECURITY ACCOUNT

Requires the sales tax from lottery revenue to be deposited in a Rural Community 2000 (RC 2000) Bond Security Account rather than the General Fund beginning in FY 1992. This is estimated to reduce General Fund revenue in FY 1992 by \$6.8 million. (Page 2, Line 10)

Establishes an RC 2000 Bond Security Account in the Iowa Finance Authority (IFA) to provide bonding leverage for housing and infrastructure under the RC 2000 Program. The Account is to be used to meet obligations on outstanding bonds, if moneys in the RC 2000 Reserve Fund are insufficient to meet the obligation. (Page 14, Line 23)

### FINANCING RURAL WATER DISTRICT WATER SYSTEMS

Permits a county to finance, through general obligation bonds, the construction, reconstruction, improvement, repair, and equipping of water systems operated by a rural water district. A city which has not entered into a 28E agreement with a rural water district is not required to pay the county's debt service tax levy on the bond, if the rural water district revenues are not sufficient to pay the principal and interest on the bond. (Page 17, Line 10)

## EXECUTIVE SUMMARY CLEAN BILL

SENATE FILE 2153

### REAP STANDING APPROPRIATION INCREASED FOR FUTURE YEARS

· Reduces the \$20 million **REAP** standing appropriation by the amount appropriated from the Lottery for REAP for FY **1991**. For FY **1992** through FY **2001**, the standing appropriation is increased to \$30 million. (Page **19**, Line **11**)

### PUBLIC WATER SYSTEM TESTING

· Requires the source water of public water systems to be tested every three years for the presence of synthetic organic chemicals and pesticides, as compared to the current two years. (Page **19**, Line **25**)

### STATE AND LOCAL GOVERNMENT WASTE MANAGEMENT PROGRAM

· Establishes a new Program to manage wastes generated by state and local governments, emphasizing hazardous and toxic waste minimization and recycling, and including nonrecyclable waste disposal assistance. (Page **21**, Line **34**)

### CHANGE IN DISTRIBUTION OF WASTE VOLUME REDUCTION AND RECYCLING FUND

· Amends language to distribute one-half of the moneys in the Fund to each county quarterly on the basis of population. County funds will be distributed to the cities based on the proportion of the city's respective population to the total county population. Funds are to **be** used for implementation of the comprehensive solid waste plan elements. The other one-half of the funds are to provide financial assistance to public and private entities to develop and implement waste reduction and minimization programs and to create and enhance markets for recyclable and other waste products. (Page **24**, Line 8)

### RESTRICTIONS ON PACKAGING WITH HEAVY METAL CONTENTS

· Restricts manufacturers or distributors, by July **1, 1992**, from offering for sale or promotional purposes a package, packaging component, or product in a package in the State which includes any number of heavy metals which exceed the concentration level to be established by the Department of Natural Resources (DNR). Requires the Environmental Protection Commission to report to the General Assembly on the effectiveness of the heavy metal restrictions **42** months after enactment of this Act. (Page **25**, Line **31**)

### HOUSEHOLD HAZARDOUS MATERIAL COLLECTION SITES

· Requires the DNR to assess the needs of local governments for temporary collection sites for household hazardous materials, design a model facility which would serve these needs, identify facility permit requirements, set a goal of establishing a three-year competitive grant program to assist in the development of five pilot programs, develop criteria to evaluate proposals for the establishment of sites, and provide for the final review of the design and construction of the proposed facilities. (Page **31**, Line **31**)

## EXECUTIVE SUMMARY CLEAN BILL

SENATE FILE 2153

### LOCAL GOVERNMENT EDUCATION PROGRAMS

Requires a recipient of a Household Hazardous Waste Reduction and Collection Program grant to identify a regional or local agency to coordinate a public education effort, provide staff to implement the education program, establish an intensive three-year project to educate the local population regarding alternatives to the purchase or disposal of toxic materials, establish a community education effort to be integrated within the existing educational system, and develop a plan for recycling of hazardous substances not minimized by the public. (Page 32, Line 34)

### GRASS AND BUFFER ZONE COST-SHARE PROGRAM

Permits landowners or occupants to receive up to **100%** of the cost of establishing a permanent grass and buffer zone to mitigate the effects of concentrated runoff on surface water quality through the Cost-Share Program. (Page 33, Line 23)

### "50 SIMPLE THINGS YOU CAN DO TO SAVE THE EARTH" PUBLICATION

Requires up to **3%** of REAP Funds allocated to the Conservation Education Board to be used to distribute to all public libraries, and libraries at state institutions, colleges, and public and nonpublic schools, the publication "50 Simple Things You Can Do to Save the Earth." (Page 34, Line 19)

### CARRY FORWARD OF IOWA PLAN FUNDS

Requires all moneys remaining at the end of FY **1990** from appropriations made to the Department of Economic Development (DED) from the Iowa Plan Fund Accounts (excluding the Community Economic Betterment Account) for which appropriations are made for FY **1991** in S.F. 2327, to be transferred to the General Fund for expenditure for the same purposes as provided in S.F. 2327. (Page 34, Line 35)

Requires all moneys in the Iowa Plan Fund Accounts (excluding the Community Economic Betterment Account) at the end of FY **1991** to revert to the CLEAN Fund to be expended in FY **1992**. (Page 35, Line 16)

### REPORTING ON STATUS OF HISTORICAL IOWA PLAN FUND APPROPRIATIONS

Requires an agency, board, commission, or overseer of any moneys which have been appropriated from the Iowa Plan Fund accounts for FY 1986 through FY **1990** to provide by December 15, 1990, to the Department of Management (DOM), a status report and any encumbered or obligated moneys remaining unspent at the end of FY 1990 from funds appropriated for FY **1986** through FY **1989**. These funds are to be available for expenditure by the DED for the purposes of economic development programs. (Page 35, Line 26)

# EXECUTIVE SUMMARY CLEAN BILL

SENATE FILE 2153

## GOVERNOR'S VETOES

The Governor vetoed language requiring the marketing of lottery materials to include the concept of investing in Iowa's environment, agriculture, and natural resources, stating that due to vetoes in other areas, the State may want to use lottery money in many other areas besides the environment. (Page 2, Line 1)

The Governor vetoed language which utilized lottery sales tax for a RC 2000 Bond Security Account to provide bonding leverage under the RC 2000 Program, stating that the raising of revenues through debt financing using lottery sales tax would set a dangerous precedent, and the earmarking of General Fund revenues is not a good management practice and would inhibit the State's ability to effectively manage its finances. (Page 2, Line 10; Page 14, Line 23; Page 18, Line 32; and Page 36, Line 9)

The Governor vetoed three of the five CLEAN Accounts; the Environmental Protection Account, the Energy Efficiency Account, and the Annual Appropriations Account, stating his desire to retain this extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future. Based on lottery revenue of \$40 million, this veto would decrease allocations for CLEAN Programs in the bill by \$12.6 million. (Page 4, Line 5)

The Governor vetoed language creating an Environmental Advertising Board, stating that it would be incongruous to approve the creation of the Board since he had already vetoed the appropriations for the Board. (Page 12, Line 3)

The Governor vetoed language creating a State and **Local** Government Waste Management Program, stating that it would be inappropriate to require the DNR to implement the Program since he had already vetoed the appropriations **for** the Program. (Page 21, Line 34)

The Governor vetoed language redistributing the Waste Volume Reduction and Recycling Fund, stating that since he vetoed the appropriation for the Fund and because future appropriations to the Fund are uncertain, it is prudent to retain the current Program. (Page 24, Line 8)

The Governor vetoed language which required the DNR to award grants in the amount of \$100,000 in the Household Hazardous Waste Reduction and Collection Program, stating that the **DNR** should have the discretion to establish the amount of a grant within the limits of available resources. (Page 32, Line 5)

Senate File 2153 provides for the following changes to the Code of Iowa

Page #	Line #	Bill Section	Action	Code Section Changed	Description
1	1	1	Amends	Sec. 12.61(2) Code Supplement 1989	State Sponsored Credit Card
1	16	2	Deletes	Sec. 15.108(1f & g) Code Supplement 1989	DED Administration of Iowa Plan Fund Accounts
1	18	3	Amends	Sec. 15.251(2) Code Supplement 1989	Creates Job Training Fund for 280B Program
2	1	4	Amends	Sec. 99E.9(3m)	Lottery Marketing Focus
2	10	5	Amends	Sec. 99E.10(1b)	Lottery Revenue Sales Tax to Bond Security Account
2	18	6	Amends	Sec. 99E.10(1)	CLEAN Fund Revenue Placed in Interest Bearing Accounts
3	16	7	Deletes	Sec. 99E.10(2)	Deletes Economic Development Focus of Lottery Revenue
3	18	8	Amends	Sec. 99E.10(3)	CLEAN Revenue is Not Part of the Economic Emergency Fund
3	27	9	Amends	Sec. 99E.20(2)	Lottery Revenues Transferred to CLEAN Fund Monthly
4	5	10	Adds	Sec. 99E.34	Lottery Appropriations FY 1991 - FY 2001
11	7	10.6	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
12	3	11	Adds	Sec. 190C.1	Establishes Definitions for Environ. Advertising Board
12	28	12	Adds	Sec. 190C.2	Environmental Advertising Board Established
13	10	13	Adds	Sec. 190C.3	Powers and Duties of Board
14	7	14	Adds	Sec. 190C.4	Establish Advisory Committee
14	23	15	Adds	Sec. 220.142(8) Code Supplement 1989	RC 2000 Bond Security Account Established
15	7	16	Amends	Sec. 280C.6(1)	Permanent School Fund Loan Repayment Language
16	16	17	Amends	Sec. 280C.8	Permanent School Fund Loan Repayment Language

Page #	Line #	Bill Section	Action	Code Section Changed	Description
17	10	18	Adds	Sec. 331.44 1(2b) Code Supplement 1989	Financing Rural Water District Water Systems
18	4	19	Amends	Sec. 357A.11(7)	Rural Water Districts Powers and Duties
18	13	20	Adds	Sec. 357A.11(9)	Rural Water Districts Powers and Duties
18	32	21	Amends	Sec. 422.43(2)	Distribution of Lottery Sales Tax
19	11	22	Amends	Sec. 455A.18(4) Code Supplement 1989	REAP Standing Appropriation is Reduced by Lottery Funds
19	25	23	Amends	Sec. 455B.173(6b) Code Supplement 1989	Testing of Source Water for Public Water Systems
20	18	24	Amends	Sec. 455B.306(1) Code Supplement 1989	Sanitary Disposal Comprehensive Plans
21	34	25	Adds	Sec. 4558.510	State and Local Government Waste Management Program
23	8	26	Amends	Sec. 12(1), S.F. 2364 Acts of 1990	Technical Correction - Source of Darn Repair Funding
23	16	27	Amends	Sec. 25, S.F. 2364 Acts of 1990	Leachate Control Systems in Publicly Owned Landfills
24	8	28	Amends	Sec. 455D.15(2 & 3) Code Supplement 1989	Waste Volume Reduction and Recycling Fund
25	31	29	Adds	Sec. 455D.19	Packaging - Heavy Metal Content
29	10	30	Amends	Sec. 455E.11(2b)3b Code Supplement 1989	Groundwater Funds for the Closure for Cisterns
29	31	31	Amends	Sec. 455E.11(2c) Code Supplement 1989	Household Hazardous Waste Account Changes
30	31	32	Amends	Sec. 455F.8	Household Hazardous Waste Cleanup Program Language
31	31	33	Adds	Sec. 455F.8A	Household Hazardous Material Collection Sites
32	34	34	Adds	Sec. 455F.8B	Local Government Education Programs .
33	23	35	Amends	Sec. 467A.48(1) Code Supplement 1989	Grass and Buffer Zone Cost-Share Program
34	35	37	Nwthstnd	Sec. 99E.32(7)	Non-Reversion of Iowa Plan Funds

1 1 Section 1. Section 12.61, subsection 2, unnumbered  
 1 2 paragraph 3, Code Supplement 1989, is amended to read as  
 1 3 follows:

1 4 In selecting a credit card issuer, the treasurer shall  
 1 5 consider the issuer's record of investments in the state,  
 1 6 shall take into consideration credit card features which will  
 1 7 enhance the promotion of the state-sponsored credit card  
 1 8 including, but not limited to, favorable interest rates,  
 1 9 annual fees, and other fees for using the card, and shall  
 1 10 require that the card be available to any person who qualifies  
 1 11 for a credit card. Upon entering into an agreement with the  
 1 12 financial institution, the treasurer shall notify all state  
 1 13 agencies then possessing a credit card to obtain the new  
 1 14 state-sponsored credit card. ~~The financial institution is~~  
 1 15 ~~authorized to solicit participation from state employees.~~

CODE: Deletes language which permits financial institutions to solicit state employee participation in the utilization of a state sponsored credit card.

1 16 Sec. 2. Section 15.108, subsection 1, paragraphs f and g,  
 1 17 Code Supplement 1989, are amended by striking the paragraphs

CODE: Deletes language which required the Department of Economic Development (DED) to administer the Jobs Now Account and the Education and Agriculture Research and Development Account of the Iowa Plan Fund.

1 18 Sec. 3. Section 15.251, subsection 2, Code Supplement  
 1 19 1989, is amended to read as follows:  
 1 20 2. The department may charge, within thirty days following  
 1 21 the sale of certificates under chapter 280B, the board of  
 1 22 directors of the merged area a fee of up to one percent of the  
 1 23 gross sale amount of the certificates issued. The amount of  
 1 24 this fee shall be deposited into ~~the jobs now account within~~  
 1 25 ~~the Iowa plan fund for economic development created in section~~  
 1 26 ~~99E-10 a job training fund created in the office of the~~  
 1 27 ~~treasurer of state~~ and may be used by the department to cover  
 1 28 the costs of management of chapter 2808 and to support other  
 1 29 efforts by the merged area schools related to providing  
 1 30 productivity and quality enhancement training. Funds  
 1 31 deposited under this subsection into the ~~jobs now account~~ job  
 1 32 training fund during a fiscal year which are not expended by—  
 1 33 the department in that fiscal year are available for use by  
 1 34 the department under this subsection for subsequent fiscal

CODE: Creates a Job Training Fund in the Treasurer's Office for revenue collected from the sale of certificates under the Industrial New Jobs Training Program (Chapter 280B, Code of Iowa).

DETAIL: The revenue collected was previously deposited in the Jobs Now Account of the Iowa Plan Fund.



1 35 years.

2 1 [Sec. 4. Section 99E.9, subsection 3, paragraph m, Code  
 2 2 1989, is amended to read as follows:  
 2 3 m. The form and type of marketing, informational, and  
 2 4 educational material to be permitted. Marketing material and  
 2 5 campaigns shall include the concept of investing in Iowa's  
 2 6 ~~economic development~~ environment, agriculture, and natural  
 2 7 ~~resources~~ and show the ~~economic development initiatives~~  
 2 8 ~~environmental, agricultural, and natural resources programs~~  
 2 9 ~~funded from lottery revenue.~~ ]

VETOED

CODE: Requires the marketing of lottery materials and campaigns to include the concept of investing in Iowa's environment, agriculture, and natural resources, and to show the programs funded from the lottery revenue.

VETOED: The Governor vetoed this Section and stated that due to his vetoes in other areas of this bill, the State may want to use lottery money in other areas besides the environment.

2 10 [Sec. 5. Section 99E.10, subsection 1, paragraph b, Code  
 2 11 1989, is amended to read as follows:  
 2 12 b. An amount equal to four percent of the gross sales  
 2 13 price of each ticket or share sold shall be deducted as the  
 2 14 sales tax on the sale of that ticket or share, remitted to the  
 2 15 treasurer of state and deposited into the ~~state general fund~~  
 2 16 ~~rural community 2000 bond security account~~ established under  
 2 17 ~~section 220.142, subsection 8.~~ ]

VETOED

CODE: Requires the sales tax from lottery revenue to go to the Rural Community 2000 Bond Security Account rather than the General Fund beginning in FY 1992.

DETAIL: There is estimated to be \$68 million available from lottery revenue sales tax in FY 1992

VETOED: The Governor vetoed this Section and stated that the raising of revenues through debt financing using lottery sales tax would set a dangerous precedent, and the earmarking of General Fund revenues is not a good management practice and would inhibit the State's ability to effectively manage its finances.

2 18 Sec. 6. Section 99E.10, subsection 1, unnumbered paragraph  
 2 19 3, Code 1989, is amended to read as follows:  
 2 20 The ~~Iowa plan~~ committing the lottery to environment,  
 2 21 ~~agriculture, and natural resources~~ fund ~~for economic~~  
 2 22 ~~development~~, also to be known as the ~~Iowa plan~~ CLEAN fund, is  
 2 23 created in the office of the treasurer of state. Lottery  
 2 24 revenue remaining after expenses are determined shall be  
 2 25 transferred to the ~~Iowa plan~~ CLEAN fund on a monthly basis.  
 2 26 Revenues generated during the last month of the fiscal year  
 2 27 which are transferred to the ~~Iowa plan~~ CLEAN fund during the  
 2 28 following fiscal year shall be considered revenues transferred

CODE: Changes the Iowa Plan Fund to the Committing the Lottery to the Environment, Agriculture, and Natural Resources (CLEAN) Fund. Lottery revenue is transferred to the CLEAN Fund on a monthly basis. Lottery revenue in the Treasurer's Office prior to the transfer to the CLEAN Fund and revenue in the CLEAN Fund are placed in interest bearing accounts until actual program allocations are made. Interest earned is considered part of the CLEAN Fund.

2 29 during the previous fiscal year for purposes of the allotments  
 2 30 made to and appropriations made from the separate accounts in  
 2 31 the ~~Iowa plan~~ CLEAN fund for that previous fiscal year.  
 2 32 However, upon the request of the director and subject to  
 2 33 approval by the treasurer of state, an amount sufficient to  
 2 34 cover the foreseeable administrative expenses of the lottery  
 2 35 for a period of twenty-one days may be retained from the  
 3 1 lottery revenue. Prior to the monthly transfer to the ~~Iowa~~  
 3 2 ~~plan~~ CLEAN fund, the director may direct that lottery revenue  
 3 3 shall be deposited in the lottery fund and in interest bearing  
 3 4 accounts designated by the treasurer of state in the financial  
 3 5 institutions of this state or invested in the manner provided  
 3 6 in section 452.10. Interest or earnings paid on the deposits  
 3 7 or investments is considered lottery revenue and shall be  
 3 8 transferred to the ~~Iowa plan~~ CLEAN fund in the same manner as  
 3 9 other lottery revenue. Money in the ~~Iowa plan~~ CLEAN fund  
 3 10 shall be deposited in interest bearing accounts in financial  
 3 11 institutions in this state or invested in the manner provided  
 3 12 in section 452.10. The interest or earnings on the deposits  
 3 13 or investments shall be considered part of the ~~Iowa plan~~ CLEAN  
 3 14 fund and shall be retained in the fund unless appropriated by  
 3 15 the general assembly.

3 16 Sec. 7. Section 99E.10, subsection 2, Code 1989, is  
 3 17 amended by striking the subsection.

CODE: Deletes language which requires that the Iowa Plan Fund be used for economic development initiatives.

3 18 Sec. 8. Section 99E.10, subsection 3, Code 1989, is  
 3 19 amended to read as follows:  
 3 20 ~~3 2. Funds equal to any initial appropriation from the~~  
 3 21 ~~general fund to the lottery shall be returned to the general~~  
 3 22 ~~fund from the receipts of the sale of tickets or shares not~~  
 3 23 ~~later than July 1, 1986.~~ The director of management shall not  
 3 24 include lottery revenues in the director's fiscal year revenue  
 3 25 estimates. Moneys in the ~~Iowa plan~~ CLEAN fund shall not be  
 3 26 considered ~~to be~~ a part of the Iowa economic emergency fund.

CODE: Deletes original Iowa Plan Fund language and states that CLEAN Fund revenue is not to be part of the Iowa Economic Emergency Fund.

3 27 Sec. 9. Section 99E.20, subsection 2, Code 1989, is  
 3 28 amended to read as follows:

3 29 2. A lottery fund is created in the office of the

CODE: Requires the Lottery Commissioner to transfer funds to the CLEAN Fund on a monthly basis.

3 30 treasurer of state. The fund consists of all revenues  
 3 31 received from the sale of lottery tickets or shares and all  
 3 32 other moneys lawfully credited or transferred to the fund.  
 3 33 The commissioner shall certify monthly that portion of the  
 3 34 fund that is transferred to the ~~lowa-plan~~ CLEAN fund under  
 3 35 section 99E.10 and shall cause that portion to be transferred  
 4 1 to the ~~lowa-plan~~ CLEAN fund of the state. The commissioner  
 4 2 shall certify before the twentieth of each month that portion  
 4 3 of the fund resulting from the previous month's sales to be  
 4 4 transferred to the ~~lowa-plan~~ CLEAN fund.

4 5 **Sec. 10. NEW SECTION. 99E.34 APPROPRIATIONS --TEN FISCAL**  
 4 6 **YEARS.**

4 7 1. The treasurer of state shall, for each fiscal year of  
 4 8 the fiscal period beginning July 1, 1990, and ending June 30,  
 4 9 2000, make allotments of the moneys within the CLEAN fund  
 4 10 created in section 99E.10 to separate accounts within that  
 4 11 fund as follows:

4 12 a. For each fiscal year, sixty-two and five-tenths percent  
 4 13 to the Iowa resources enhancement and protection fund created  
 4 14 in section 455A.18 and which amount is appropriated for the  
 4 15 purposes of that fund. However, the total amount allotted  
 4 16 under this paragraph in any single fiscal year shall not  
 4 17 exceed twenty-five million dollars.

4 18 [ b. For each fiscal year, eighteen percent to the  
 4 19 environmental protection account.]

VETOED

4 20 c. For each fiscal year, six percent to the soil  
 4 21 conservation account.

4 22 [ d. For each fiscal year, eight percent to the energy  
 4 23 efficiency account.]

VETOED

4 24 [ e. For each fiscal year, five and five-tenths percent plus  
 4 25 the amount, if any, that would have been allotted to paragraph  
 4 26 a but for the dollar limitation specified in paragraph a  
 4 27 to the annual appropriations account. It is the intent of the  
 4 28 general assembly that moneys in this account be appropriated  
 4 29 annually for environmentally related programs and purposes.]

VETOED

4 30 [ 2. For each fiscal year of the fiscal period, moneys  
 4 31 allotted to the environmental protection account shall be  
 4 32 appropriated as follows:

VETOED

CODE: The CLEAN Fund is allotted to five separate accounts on a percentage basis for the next ten fiscal years as follows;

1. 62.5% to the Resource Enhancement and Protection (REAP) Fund,
2. 18% to the Environmental Protection Account,
3. 6% to the Soil Conservation Account,
4. 8% to the Energy Efficiency Account, and
5. 5.5% to the Annual Appropriations Account.

VETOED: The Governor vetoed portions of this Section and stated his desire to retain extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future.

DETAIL: Based on lottery revenue of \$40 million, this veto would decrease allocations for CLEAN Programs in the bill by \$12.6 million.

Appropriates funds from the Environmental Protection Account for the following ten programs:

<p>4 33 a. Fifty-nine and five-tenths percent to the waste volume  4 34 reduction and recycling fund to be used as follows:  4 35 (1) One-half of the moneys deposited under this lettered  5 1 paragraph shall be used for the purposes specified pursuant to  5 2 section 455D.15, subsection 2. The moneys shall be allocated  5 3 to each county on the basis of population. The county  5 4 allocation shall be distributed quarterly by the department to  5 5 each county. The county shall immediately distribute the  5 6 funds to the cities based upon the proportion of the city's  5 7 respective population to the total county population, and the  5 8 county shall retain the portion of the funds based upon the  5 9 proportion of the unincorporated area of the county to the  5 10 total population of the county. The funds shall be used by  5 11 the county and the cities for the implementation of the  5 12 comprehensive plan elements required pursuant to section  5 13 4558.306 and relative to chapter 455D.  5 14 (2) One-half of the moneys deposited under this lettered  5 15 paragraph shall be used for the purposes designated pursuant  5 16 to section 4550.15. subsection 3.</p> <p>5 17 b. Four and one-tenths percent to the agricultural  5 18 management account of the groundwater protection fund as  5 19 provided in section 455E.11, subsection 2, paragraph b, to  5 20 be used for plugging abandoned wells and cisterns.</p> <p>5 21 c. Three and five-tenths percent to the department of  5 22 natural resources to implement and administer the state and  5 23 local government waste management program established pursuant  5 24 to section 455B.484 and section 455B.510.</p> <p>5 25 d. Seven percent to the groundwater protection fund  5 26 created in section 455E.11, to be used for the household  5 27 hazardous waste cleanup program established in section 455F.8.  5 28 The department may use this allocation to fund its  5 29 administration of the program and to provide assistance to  5 30 local communities in holding cleanup events and operating the  5 31 collection centers.</p> <p>5 32 e. Seven percent to the groundwater protection fund  5 33 created in section 455E.11, to be used to finance household</p>	<p>1. 59.5% to a Recycling Account for waste reduction and recycling competitive grants.</p> <p>Requires one-half of the funds to be distributed to the counties quarterly on the basis of population.</p> <p>Requires the county funds to be distributed to the cities based on the proportion of the city's respective population to the county population. Funds are to be used for implementation of the comprehensive solid waste plan elements.</p> <p>Requires the other half of the funds to be used to provide financial assistance to public and private entities to develop and implement waste reduction, minimization, and recycling programs and to create and enhance markets for recyclable and other waste products.</p> <p>2. 4.1% to the Agricultural Management Account of the Groundwater Protection Fund for the closure of abandoned wells and cisterns.</p> <p>3. 3.5% to the Department of Natural Resources (DNR) for the State and Local Government Waste Management Program.</p> <p>4. 7% to the Groundwater Protection Fund for the Household Hazardous Waste Cleanup Program.</p> <p>Permits the DNR to use funds for administration and to provide assistance to communities for Program implementation.</p> <p>5. 7% to the Groundwater Protection Fund to finance Household Hazardous Material Collection Sites</p>
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5 34 hazardous material collection sites established pursuant to  
 5 35 section 455F.8A and the local government education programs  
 6 1 established pursuant to section 455F.8B.

and local government education programs.

6 2 f. Three and five-tenths percent to the groundwater  
 6 3 protection fund created in section 455E.11 to provide grants  
 6 4 to counties for rural water testing under section 455B.172,  
 6 5 subsection 5.

6. 3.5% to the Groundwater Protection Fund for grants to counties for rural water testing.

6 6 g. Four and nine-tenths percent to the environmental  
 6 7 protection division of the department of natural resources for  
 6 8 an ongoing air quality toxics monitoring, permitting, and  
 6 9 inspection program.

7. 4.9% to the Environmental Protection Division of the DNR for an Air Quality Toxics Program.

6 10 h. Two percent to the Iowa state university of science and  
 6 11 technology for allocation to the Iowa state university water  
 6 12 research institute for the purposes and under the conditions  
 6 13 specified in section 99E.32, subsection 4, paragraph e .

8. 2% to Iowa State University (ISU) for the Water Research Institute.

6 14 i. Seven percent to the environmental protection division  
 6 15 of the department of natural resources to be used for the  
 6 16 assessment and evaluation of surface water streams and rivers.

9. 7% to the Environmental Protection Division of the DNR for the assessment and evaluation of surface water.

6 17 j. One and five-tenths percent to the environmental  
 6 18 advertising board created in section 190C.2 for purposes of  
 6 19 chapter 190C.]

10. 1.5% to the Environmental Advertising Board created in Section 12 of this Act.

VETOED: The Governor vetoed this Subsection and stated his desire to retain extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future.

6 20 3. For each fiscal year of the fiscal period, moneys in  
 6 21 the soil conservation account are appropriated to the  
 6 22 department of agriculture and land stewardship to be allocated  
 6 23 as follows:

Appropriates funds from the Soil Conservation Account to the Department of Agriculture and Land Stewardship (DALs) for the following three programs:

6 24 a. Sixty-two and four-tenths percent to the soil  
 6 25 conservation division of the department of agriculture and

1. 62.4% to the Soil Conservation Division for Soil and Water Conservation Cost-Share.

6 26 land stewardship to provide state soil and water conservation  
 6 27 cost-sharing funds pursuant to sections 467A.42 through  
 6 28 467A.75.

6 29 b. Eighteen and eight-tenths percent to the water  
 6 30 protection fund created in section 467F.4, to be used for  
 6 31 filter strips and waterways projects. The governing body of  
 6 32 each soil and water conservation district shall identify those  
 6 33 critical areas within the district where permanent grass and  
 6 34 buffer zones would mitigate the effects of concentrated runoff  
 6 35 on surface water quality. The governing body shall notify the  
 7 1 landowners of those critical areas and provide the landowners  
 7 2 with recommendations to establish these permanent grass and  
 7 3 buffer zones, including any erosion control structures that  
 7 4 may be appropriate, to mitigate the effects of concentrated  
 7 5 runoff on surface water quality. In providing this  
 7 6 notification and these recommendations, the governing body  
 7 7 shall also inform the landowners that the establishment of  
 7 8 these zones along with any erosion control structures may be  
 7 9 eligible for financial assistance under the incentive programs  
 7 10 within the water protection fund pursuant to section 467F.4  
 7 11 and may also qualify for cost-sharing funds pursuant to  
 7 12 section 467A.48.

7 13 c. Eighteen and eight-tenths percent to the soil  
 7 14 conservation division of the department of agriculture and  
 7 15 land stewardship for reforestation programs.

7 16 [4. For each fiscal year of the fiscal period, moneys  
 7 17 allotted to the energy efficiency account shall be  
 7 18 appropriated as follows:

7 19 a. Twelve percent to the energy and geological resources  
 7 20 division of the department of natural resources, to be used to  
 7 21 establish the ethanol research and technology office at the  
 7 22 state university of Iowa. The office shall coordinate its  
 7 23 ethanol research with Iowa state university of science and  
 7 24 technology in regard to the use of alternative agricultural  
 7 25 products and distillation efforts. Up to ten percent of the  
 7 26 funds appropriated in this paragraph may be awarded by the  
 7 27 office to communities to study the feasibility of opening

2. 18.8% to the Water Protection Fund for filter strips and waterways projects.

Requires the governing body of each soil and water conservation district to identify critical areas where grass and buffer zones would alleviate effects of concentrated runoff on surface water quality.

Requires the governing body to notify landowners of critical areas and make recommendations to establish grass and buffer zones.

Requires the governing body to inform landowners of available financial assistance under the Water Protection Fund and possible qualification for cost-share funds.

3. 18.8% to the Soil Conservation Division for reforestation programs.

**VETOED**

Appropriates funds from the Energy Efficiency Account for the following six programs:

1. 12% to the Energy and Geological Resources Division of the DNR to establish an Ethanol Research and Technology Office at the University of Iowa (U of I).

Requires the Office to coordinate research with ISU regarding the use of alternative agricultural products and distillation efforts.

- |  |   |
|--|---|
| <p>7 28 processing plants which are dry milling ethanol facilities.</p>  | <p>Permits up to 10% of the appropriation to be awarded to communities to study the feasibility of opening dry milling ethanol processing plants.</p>   |
| <p>7 29 b. Fourteen and one-tenth percent, to the Iowa energy<br/> 7 30 center of which up to one-third, not to exceed one hundred<br/> 7 31 fifty thousand dollars, may be used for administration costs<br/> 7 32 of the center and the remainder shall be used for<br/> 7 33 transportation studies and projects which enhance energy<br/> 7 34 efficiency and self-sufficiency.</p>  | <p>2. 14.1% to an Iowa Energy Center at ISU for energy efficiency and self-sufficiency transportation studies and projects.</p> <p>Permits the use of up to one-third of the funds, not to exceed \$150,000, for administration of the Center.</p>  |
| <p>7 35 c. Fourteen and one-tenth percent, to the department of<br/> 8 1 agriculture and land stewardship, for on-farm alternative<br/> 8 2 fuels demonstration projects.</p>  | <p>3. 14.1% to the DALS for on-farm alternative fuels demonstration projects.</p>   |
| <p>8 3 d. Twenty-two and three-tenths percent to the Iowa energy<br/> 8 4 center established pursuant to Senate File 2403, if enacted by<br/> 8 5 the Seventy-third General Assembly, 1990 Session, to be used<br/> 8 6 for competitive grants to communities for comprehensive,<br/> 8 7 communitywide, low-income home weatherization projects.<br/> 8 8 Applications shall be made in conjunction with a community<br/> 8 9 action agency designated pursuant to section 601K.93.</p>   | <p>4. 22.3% to the Iowa Energy Center for competitive grants to communities for communitywide low-income weatherization projects.</p> <p>Requires applications to be made in conjunction with a designated community action agency.</p>   |
| <p>8 10 e. Thirty-one and three-tenths percent to the Iowa energy<br/> 8 11 center established pursuant to Senate File 2403, if enacted by<br/> 8 12 the Seventy-third General Assembly, 1990 Session to be used<br/> 8 13 for competitive grants, for comprehensive, in-depth,<br/> 8 14 communitywide projects to reduce energy consumption and<br/> 8 15 enhance energy self-sufficiency. Cities, clusters of cities<br/> 8 16 and counties are eligible to apply for grants. Applications<br/> 8 17 may be limited to building efficiency or vehicle efficiency or<br/> 8 18 may contain both and shall contain a component for ongoing<br/> 8 19 education concerning the goals of the plan and how to achieve<br/> 8 20 those goals. The moneys under this paragraph shall be<br/> 8 21 allocated equally for building efficiency and vehicle<br/> 8 22 efficiency. However, if the moneys allocated to either<br/> 8 23 category are not used or dedicated by April 1 of the fiscal</p> | <p>5. 31.3% to the Iowa Energy Center for competitive grants for communitywide projects to reduce energy consumption and enhance energy self-sufficiency.</p> <p>Permits cities and counties to apply for grants</p> <p>Requires applications to be limited to building and/or vehicle efficiency and to contain an ongoing education component.</p> <p>Requires funds to be allocated equally between building and vehicle efficiency.</p> |

8 24 year, the moneys may be reallocated to the other category.

Permits funds to be reallocated to the other category if not used or dedicated by April 1 in either category.

8 25 f. Six and two-tenths percent to the department of natural  
8 26 resources for the administration of energy efficiency programs  
8 27 and projects created in this Act or in Senate File **2403**, if  
8 28 enacted by the Seventy-third General Assembly, **1990** Session.]

6. 6.2% to the DNR for Energy Efficiency Program and Project administration.

VETOED: The Governor vetoed this Subsection and stated his desire to retain extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future.

8 29 [5. For the fiscal year beginning July 1, **1990**, moneys  
8 30 allotted to the annual appropriations account shall be  
8 31 appropriated as follows:

VETOED

Appropriates funds from the Annual Appropriations Account for the following ten projects:

8 32 a. Three hundred thousand dollars to the center for health  
8 33 effects of environmental contamination established in section  
8 34 **263.17**, to be used for research involving environmental  
8 35 exposure and risk from contamination of the air, soil, and  
9 1 water and for the state rural well water survey in conjunction  
9 2 with the department of natural resources.

1. \$300,000 to the Center for Health Effects of Environmental Contamination (CHEEC) at the U of I for research involving environmental exposure and risk from contamination of the air, soil, and water; and for the Rural Well Water Survey in conjunction with the DNR.

9 3 b. Seven hundred thousand dollars to the department of  
9 4 natural resources to be used for the completion of the Three-  
9 5 mile lake reservoir.

2. \$700,000 to the DNR for the completion of the Three-Mile Lake Reservoir.

9 6 c. One hundred thousand dollars to the department of  
9 7 natural resources to be used for the restoration of  
9 8 Springbrook lake.

3. \$100,000 to the DNR for the restoration of Springbrook Lake.

9 9 d. Three hundred thousand dollars to the department of  
9 10 natural resources to be used to contract for a statewide  
9 11 analysis of town and country water systems and development of  
9 12 a plan for the efficient delivery of water to Iowa citizens  
9 13 through municipal, county, and rural water systems.

4. \$300,000 to the DNR to contract for a statewide water systems analysis and plan for the efficient delivery of water.



- |  |  |
|--|--|
| <p>9 14 e. One hundred <b>fifty</b> thousand dollars to the department of<br/> 9 15 agriculture and land stewardship to be used for the purpose of<br/> 9 16 funding the development of a program to preserve the state's<br/> 9 17 crop and native plant seed stocks.</p> <p>9 18 The department of agriculture and land stewardship shall<br/> 9 19 employ an Iowa seed crop curator to work in cooperation with<br/> 9 20 the United States department of agriculture's north central<br/> 9 21 plant introduction station at Ames and with the Iowa state<br/> 9 22 university of science and technology.</p> <p>9 23 The department of agriculture and land stewardship in<br/> 9 24 conjunction with the Iowa state university of science and<br/> 9 25 technology and the north central plant introduction station at<br/> 9 26 Ames shall establish an advisory committee to conduct a study<br/> 9 27 to identify crop and native plant seed stocks for the purpose<br/> 9 28 of preserving threatened plant genetic resources. The<br/> 9 29 committee shall include representatives of the department of<br/> 9 30 natural resources, the department of agriculture and land<br/> 9 31 stewardship, the state department of transportation, the Iowa<br/> 9 32 state university of science and technology, and<br/> 9 33 representatives of other public and private organizations.<br/> 9 34 The committee shall submit a report of its findings to the<br/> 9 35 general assembly by January 1, 1992. The department of<br/> 10 1 agriculture and land stewardship may contract with the Iowa<br/> 10 2 state university of science and technology to assist in the<br/> 10 3 collection, cataloging, and maintenance of the crop and native<br/> 10 4 plant seed stocks.</p> <p>10 5 f. Three hundred twenty-five thousand dollars to the<br/> 10 6 center for global and regional environmental research at the<br/> 10 7 state university of Iowa to study the regional impact of<br/> 10 8 environmental change. The center shall consult with Iowa<br/> 10 9 state university of science and technology and the university<br/> 10 10 of northern Iowa.</p> <p>10 11 g. One hundred thousand dollars to the department of<br/> 10 12 natural resources to be transferred immediately to the Iowa<br/> 10 13 resources enhancement and protection fund created in section<br/> 10 14 455A.18 to replace funds advanced to the designated counties<br/> 10 15 in the designated amounts for purposes of the agreements</p> | <p>5. \$150,000 to the DALs for a program to preserve the State's crop and native plant seed stocks</p> <p>Requires the DALs to employ a seed curator to work with the USDA's Ames Station and ISU.</p> <p>Requires the DALs, in conjunction with the USDA's Ames Station and ISU, to establish an advisory committee to conduct a study to identify crop and native plant seed stocks.</p> <p>Requires the Committee to include representatives from the DALs, the DNR, the Department of Transportation (DOT), ISU, and other public and private organizations.</p> <p>Requires the Committee to submit a report to the General Assembly by January 1, 1992.</p> <p>Permits the DALs to contract with ISU to collect, catalog, and maintain the crop and native plant seed stocks.</p> <p>6. \$325,000 to CHEEC to study the regional impact of environmental change.</p> <p>Requires the Center to consult with ISU and the University of Northern Iowa (UNI).</p> <p>7. \$100,000 to the DNR to be transferred to the REAP Fund to replace funds which were advanced to restore and repair lowhead dams as follows:</p> <p>A. \$33,333 to Lyon County,</p> |
|--|--|

PG LN	Senate File 2153	Explanation
<p>10 16 entered into with the department to restore and repair lowhead  10 17 dams in the counties as provided in 1989 Iowa Acts, chapter  10 18 311, section 9, subsection 4:  10 19 (1) Lyon county, the sum of thirty-three thousand three  10 20 hundred thirty-three dollars.  10 21 (2) Jasper county, the sum of sixteen thousand six hundred  10 22 sixty-seven dollars.  10 23 (3) Buena Vista county, the sum of sixteen thousand six  10 24 hundred sixty-seven dollars.  10 25 (4) Jones county, the sum of thirty-three thousand three  10 26 hundred thirty-three dollars.</p>		<p>B. \$16,667 to Jasper County,  C. \$16,667 to Buena Vista County, and  D. \$33,333 to Jones County.</p>
<p>10 27 h. One hundred thousand dollars, to the department of  10 28 natural resources to be used in grant programs for towns with  10 29 a population of three thousand five hundred or less for the  10 30 construction of swimming pools.</p>		<p>8. \$100,000 to the DNR for a grant program for the construction of swimming pools in towns with populations of 3,500 or less.</p>
<p>10 31 i. One hundred thousand dollars, to the Poweshiek rural  10 32 water association for costs relating to the laying of water  10 33 pipelines to cross the Iowa river.</p>		<p>9. \$100,000 to the Poweshiek Rural Water Association for the laying of water pipelines across the Iowa River.</p>
<p>10 34 j. Twenty-five thousand dollars, to the department of  10 35 natural resources for a pilot project on energy efficiency and  11 1 savings from computerizing energy use.</p>		<p>10. \$25,000 to the DNR for a computerization of energy use pilot project.</p>
<p>11 2 If the amount of funds in the annual appropriations account  11 3 is insufficient to fund all the amounts appropriated under  11 4 this subsection, each appropriation made in this subsection  11 5 shall be reduced by the percent by which the amount of funds  11 6 is insufficient. ]</p>		<p>Requires funds in the Annual Appropriations Account to be reduced pro rata if lottery revenue is insufficient to fund all of the appropriations in the Account.</p>
<p>11 7 6. The moneys appropriated in subsection 1, paragraph a,  11 8 and subsections 2, 3, 4, and 5 shall remain in the appropriate  11 9 account of the CLEAN fund until such time as the agency,</p>		<p>VETOED: The Governor vetoed this Subsection and stated his desire to retain extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future.</p> <p>CODE: Requires funds to remain in the appropriate account of the CLEAN Fund until an agency or entity makes a request for the moneys appropriated to them.</p>

11 10 entity, or fund to which moneys are appropriated has made a  
 11 11 request to the treasurer for use of moneys appropriated to it  
 11 12 and the amount needed for that use. Notwithstanding section  
 11 13 8.33, moneys remaining of the appropriations made for a fiscal  
 11 14 year from any of the accounts within the CLEAN fund on June 30  
 11 15 of that fiscal year, shall not revert to any fund but shall  
 11 16 remain in that account to be used for the purposes for which  
 11 17 they were appropriated and the moneys remaining in that  
 11 18 account shall not be considered in making the allotments for  
 11 19 the next fiscal year.

CODE: Requires funds remaining in an account at the end of the fiscal year to remain in that account and to not be considered in making allotments for the next fiscal year.

11 20 7. The agency, entity, or fund to which moneys are  
 11 21 appropriated under this section shall to the extent feasible  
 11 22 make every effort to maximize the impact of these moneys  
 11 23 through matching government and private funds unless otherwise  
 11 24 provided by law.

Requires agencies, entities, or funds receiving appropriations to make every effort to maximize funding impact through matching funds.

11 25 [8. The agency or entity to which moneys are appropriated  
 11 26 or which oversee a fund to which moneys are appropriated under  
 11 27 this section may use some of those moneys for administrative  
 11 28 costs relating to the use of those moneys, including  
 11 29 additional full-time equivalent positions. The acquisition of  
 11 30 additional full-time equivalent positions authorized under  
 11 31 this subsection are not subject to any freeze, set by the  
 11 32 governor, or the limit, set by the general assembly, on the  
 11 33 number of full-time equivalent positions that such agency or  
 11 34 entity may have. The agency or entity that adds additional  
 11 35 full-time equivalent positions shall report the fact and the  
 12 1 purpose at the end of the applicable quarter to the fiscal  
 12 2 committee of the legislative council. **3**

VETOED

Permits agencies to use some of the funds for administration, including additional FTE positions. The additional FTE positions are not subject to any hiring freeze set by the Governor or limit set by the General Assembly.

Requires agencies which hire additional FTE positions to report at the end of the applicable quarter to the Legislative Fiscal Committee.

VETOED: The Governor vetoed this Subsection and stated his desire to retain extra revenue from the Iowa Lottery which, given current revenue projections, will be needed to avoid a General Fund deficit in the future.

12 3 [Sec. 11. NEW SECTION. 190C.1 DEFINITIONS.  
 12 4 As used in this chapter, unless the context otherwise  
 12 5 requires:  
 12 6 1. Board means the environmental advertising board  
 12 7 created in section 190C.2.  
 12 8 2. Degradable means as defined in section 4558.301.  
 12 9 3. Degradable package means package which is at least

VETOED

CODE: Establishes definitions for the Environmental Advertising Board.

VETOED: The Governor vetoed this Section and stated that it would be incongruous to approve the creation of the Board since he had already vetoed the appropriations for the Board.

12 10 fifty percent composed of a product designated by the Iowa  
 12 11 department of agriculture and land stewardship pursuant to  
 12 12 section 159.30, subsection 1.

12 13 4. Ecologically or environmentally sound or safe means  
 12 14 an absence of long-term harmful effects to the ecology or  
 12 15 environment as a result of use or disposal.

12 16 5. Recyclable material means a material which would  
 12 17 otherwise become waste, except that processes and markets  
 12 18 exist which would allow the material to be returned to use in  
 12 19 the form of raw materials or products. A material is  
 12 20 recyclable when the board determines that processes and  
 12 21 markets are available to a degree that makes recycling  
 12 22 reasonably possible within Iowa.

12 23 6. Recycled material means a material whose ratio of  
 12 24 recycled substance to original substance exceeds fifty  
 12 25 percent, unless a lower ratio of the recycled substance is  
 12 26 required to maintain a property of a material necessary for  
 12 27 the material's intended use. ]

12 28 [ Sec. 12. NEW SECTION. 190C.2 ENVIRONMENTAL ADVERTISING  
 12 29 BOARD. ]

12 30 There is established within the waste management authority  
 12 31 of the department of natural resources a five-member  
 12 32 environmental advertising board consisting of the following  
 12 33 persons:

12 34 1. The secretary of agriculture, or the secretary's  
 12 35 designee.

13 1 2. The director of the department of natural resources, or  
 13 2 the director's designee.

13 3 3. The director of the Iowa department of public health,  
 13 4 or the director's designee.

13 5 4. The director of the center for health effects of  
 13 6 environmental contamination established pursuant to section  
 13 7 263.17, subsection 1, or the director's designee.

13 8 5. A member of the advisory committee established in  
 13 9 section 190C.4. ]

13 10 [ Sec. 13. NEW SECTION. 190C.3 GENERAL POWERS AND DUTIES  
 13 11 OF THE BOARD. ]

13 12 The board:

13 13 1. Has rulemaking authority under chapter 17A.

VETOED

CODE: Establishes a five-member Environmental Advertising Board within the Waste Management Authority of the DNR.

VETOED: The Governor vetoed this Section and stated that it would be incongruous to approve the creation of the Board since he had already vetoed the appropriations for the Board.

VETOED

CODE: Provides the Board with the following powers and duties:

1. To make rules;

13 14 2. May employ a director and staff.  
 13 15 3. Shall monitor the development of national standards  
 13 16 relating to claims of environmental benefit made for products,  
 13 17 seek to assist in their development, and seek to host  
 13 18 periodically, as necessary, national and regional forums on  
 13 19 the issue.  
 13 20 4. Shall educate the public on the issue.  
 13 21 5. Gather information relating to claims of environmental  
 13 22 benefit made for products sold in the state and provide  
 13 23 periodic reports to the consumer protection division of the  
 13 24 attorney general's office.  
 13 25 6. May develop a program using a logo or logos authorized  
 13 26 for use in promoting the environmental benefit of products.  
 13 27 Standards shall be developed as a part of the program.  
 13 28 In authorizing the use of a logo under this program, the  
 13 29 board, the state, and any state agency, official, or employee  
 13 30 involved in the authorization, is immune from a civil suit for  
 13 31 damages, including but not limited to a suit based on  
 13 32 contract, breach of warranty, negligence, strict liability, or  
 13 33 tort. Authorization of the use of a logo by the board, the  
 13 34 state, or any state agency, official, or employee, is not an  
 13 35 express or implied guarantee or warranty concerning the  
 14 1 environmental benefit of the applicant's product. This  
 14 2 paragraph does not create a duty of care to the applicant or  
 14 3 any other person.  
 14 4 7. May use fees for the purposes of this chapter. Fees  
 14 5 received by and appropriations made to the board shall not  
 14 6 revert3

14 7 [Sec. 14. NEW SECTION. 190C.4 ADVISORY COMMITTEE.  
 14 8 There is established an advisory committee to provide  
 14 9 technical assistance and advice to the board. The advisory  
 14 10 committee shall consist of at least three members and not more  
 14 11 than nine members. The members shall be appointed by the  
 14 12 governor, subject to confirmation by the senate. To the  
 14 13 extent possible, members shall have an expertise in  
 14 14 environmental and health issues. The members serve at the  
 14 15 pleasure of the governor. Members of the advisory committee  
 14 16 shall receive a per diem of forty dollars and actual and  
 14 17 necessary expenses incurred in the performance of their  
 14 18 duties. The advisory committee shall designate one of its

VETOED

- 2. To employ a director and staff;
- 3. To monitor the development of standards relating to claims of environmental benefit made for products, seek to assist in their development and to host a national and regional forum on the issue;
- 4. To educate the public on the issue;
- 5. To gather information on products sold in the State and report to the Consumer Protection Division;
- 6. To develop a program using a logo to promote the environmental benefit of certain products.
- 7. To use fees for the purposes of the Board and its duties.

VETOED: The Governor vetoed this Section and stated that it would be incongruous to approve the creation of the Board since he had already vetoed the appropriations for the Board.

CODE: Establishes an Advisory Committee to provide technical assistance and advice to the Board.

Requires the Committee to have between three and nine members.

Requires the members to be appointed by the Governor and confirmed by the Senate.

Requires members, to the extent possible, to have an expertise in environmental and health issues.

14 19 members to be the fifth member of the board. The advisory  
 14 20 committee shall seek input from manufacturers of and consumers  
 14 21 of products and packages as to the issues, trends, and  
 14 22 technologies emerging in the environmental safety area.]

Requires an Advisory Committee member to be the fifth member of the Environmental Advertising Board.

Requires the Advisory Committee to seek input from manufacturers and consumers of products and packages as to the future issues, trends, and technologies in the environmental safety area.

VETOED: The Governor vetoed this Section and stated that it would be incongruous to approve the creation of the Board since he had already vetoed the appropriations for the Board.

14 23 [Sec. 15. Section 220.142, Code Supplement 1989, is amended VETOED  
 14 24 by adding the following new subsection:  
 14 25 NEW SUBSECTION. 8. a. The authority shall establish a  
 14 26 rural community 2000 bond security account, which shall  
 14 27 consist of all revenues designated in section 99E.10,  
 14 28 subsection 1, paragraph b to be deposited in the account and  
 14 29 all other appropriations, grants, or gifts received by the  
 14 30 authority for use under this subsection. The authority may  
 14 31 transfer to this account any other funds not obligated for any  
 14 32 other purpose.

CODE: Establishes a Rural Community 2000 Bond Security Account to receive revenue from the sales tax on lottery revenue and other revenue received by the Iowa Finance Authority (IFA).

Permits the IFA to transfer funds to this Account from any other unobligated funds.

14 33 b. In a fiscal year in which moneys in a reserve fund  
 14 34 established under section 220.142, subsection 2, are  
 14 35 insufficient to fully meet obligations to pay principal and  
 15 1 interest on the bonds or notes, moneys in the security account  
 15 2 established under paragraph a shall first be used to  
 15 3 eliminate the insufficiency. However, the moneys in the  
 15 4 security account that have not been spent for such payments by  
 15 5 March 1 of the fiscal year shall be immediately transferred to  
 15 6 the general fund of the state.]

Requires the Bond Security Account to be used to meet obligations on outstanding bonds if moneys in the Rural Community 2000 Reserve Fund are insufficient to meet the obligation.

Requires funds which have not been used to meet obligations on outstanding bonds by March 1 to transfer to the General Fund.

VETOED: The Governor vetoed this Section and stated that the raising of revenues through debt financing using lottery sales tax would set a dangerous precedent, and the earmarking of General Fund revenues is not a good management practice and would inhibit, the State's ability to effectively manage its finances.

15 7 Sec. 16. Section 280C.6, subsection 1, Code 1989, is  
 15 8 amended to read as follows:

15 9 1. There is established for the area schools an area  
 15 10 school job training fund under the supervision of the  
 15 11 treasurer of state. The area school job training fund  
 15 12 consists of two separate accounts containing moneys as  
 15 13 follows:

15 14 a. A permanent school fund repayment account to which  
 15 15 shall be credited the interest and principal from repayment of  
 15 16 loans originating from the permanent school fund appropriation  
 15 17 in section 280C.8, made to employers for program costs, and  
 15 18 interest earned from moneys in the account. Moneys in this  
 15 19 account shall be used to repay the appropriation from the  
 15 20 permanent school fund. At the end of each calendar quarter,  
 15 21 the treasurer of state shall transfer the moneys in the  
 15 22 account ~~and any moneys in the surplus account of the Iowa plan  
 15 23 fund for economic development created in section 99E.31~~ to the  
 15 24 permanent school fund as repayment of the loan from the  
 15 25 permanent school fund. If there are moneys in the permanent  
 15 26 school fund repayment account after the permanent school fund  
 15 27 loan has been fully repaid, those moneys shall be transferred  
 15 28 to the revolving loan account provided in paragraph b of  
 15 29 ~~this section.~~

15 30 b. A revolving loan account to which shall be credited  
 15 31 moneys appropriated for the fiscal year beginning July 1,  
 15 32 1987, and for succeeding fiscal years for the purposes of this  
 15 33 chapter plus the interest and principal from repayment of  
 15 34 advances made to employers for program costs and interest  
 15 35 earned from moneys in the revolving loan account. Moneys in  
 16 1 this account shall be used to provide advances to employers  
 16 2 for program costs upon request of boards of directors of the  
 16 3 area schools. Beginning July 1, 1995, the Iowa department of  
 16 4 economic development shall reserve a portion of the moneys in  
 16 5 the revolving loan account to pay a portion of the original  
 16 6 one million dollar appropriation in section 280C.8 which,  
 16 7 based upon projections of the state treasurer, may still be  
 16 8 owed to the permanent school fund on June 30, 1996. The  
 16 9 department shall reserve a portion of the moneys in the  
 16 10 revolving loan account only if the moneys in the permanent

CODE: Deletes language requiring funds from the Surplus Account of the Iowa Plan Fund to be used to repay the loan from the Permanent School Fund.

DETAIL: The loan from the Permanent School Fund was repaid from a portion of the FY 1988 Iowa Plan Fund surplus.

16 11 school fund repayment account created in paragraph a and  
 16 12 ~~moneys in the surplus account of the Iowa plan fund for~~  
 16 13 ~~economic development created in section 99E.31, subsection 1,~~  
 16 14 ~~paragraph c,~~ are insufficient to repay the loan from the  
 16 15 permanent school fund.

16 16 Sec. 17. Section 280C.8, Code 1989, is amended to read as  
 16 17 follows:

16 18 280C.8 APPROPRIATIONS.

16 19 Notwithstanding sections 8.6, 302.1, and 302.1A, there is  
 16 20 appropriated from the permanent school fund, for the fiscal  
 16 21 period beginning July 1, 1985, and ending June 30, 1996, the  
 16 22 sum of one million dollars to provide funds for the purposes  
 16 23 of and deposits in the area school job training fund created  
 16 24 in section 280C.6. The money appropriated under this section  
 16 25 is a loan from the permanent school fund to the area school  
 16 26 job training fund. The interest on the loan shall be prepaid  
 16 27 for a three-year period from funds appropriated by this  
 16 28 section. The rate of interest shall be determined by the  
 16 29 treasurer of state.

16 30 At the end of each calendar quarter the treasurer of state  
 16 31 shall transfer moneys to repay the amount of the loan from the  
 16 32 permanent school fund from the ~~following sources:~~

16 33 ~~1. Moneys~~ moneys in the permanent school fund repayment  
 16 34 account created in section 280C.6, subsection 1, paragraph  
 16 35 a.

17 1 ~~2. Moneys to be credited to the surplus account of the~~  
 17 2 ~~Iowa plan fund for economic development created in section~~  
 17 3 ~~99E.31.~~

17 4 On and after June 30, 1996, the moneys reserved by the Iowa  
 17 5 department of economic development from the revolving loan  
 17 6 account created in section 280C.6, subsection 1, paragraph  
 17 7 b, shall be used to repay a portion of the loan from the  
 17 8 permanent school fund provided the conditions stated in  
 17 9 section 2806.6, subsection 1, paragraph b, are met.

17 10 Sec. 18. Section 331.441, subsection 2, paragraph b, Code  
 17 11 Supplement 1989, is amended by adding the following new  
 17 12 subparagraph:

17 13 NEW SUBPARAGRAPH. (12) Funding the construction,  
 17 14 reconstruction, improvement, repair, and equipping of

CODE: Deletes language requiring the Treasurer's Office to transfer funds from the Surplus Account of the Iowa Plan Fund to repay the loan from the Permanent School Fund.

CODE: Permits a county to finance, through general obligation bonds, the construction, reconstruction, improvement, repair, and equipping of water systems operated by a rural water district if the Rural Water District and the Board of Supervisors agree that the



17 15 waterworks, water mains and extensions, ponds, reservoirs,  
 17 16 wells, dams, pumping installations or other facilities for the  
 17 17 storage, transportation, or utilization of potable water owned  
 17 18 and operated by a rural water district established pursuant to  
 17 19 chapter 357A, only when the rural water district and a  
 17 20 sufficient number of participating members have entered into  
 17 21 agreements which satisfy the board of supervisors that  
 17 22 sufficient revenue to retire the principal and interest on the  
 17 23 county general obligation bonds will be generated by the rural  
 17 24 water district, and the rural water district and the board of  
 17 25 supervisors have agreed that the interest and principal on the  
 17 26 county general obligation bonds will be retired from the rural  
 17 27 water district revenues.

17 28 If the rural water district revenues are insufficient to  
 17 29 pay the principal and interest on the county's general  
 17 30 obligation bonds, the county's debt service tax levy for the  
 17 31 county general obligation bonds shall not be levied against  
 17 32 property located in any city except a city which has entered  
 17 33 into the chapter 28E agreement with the rural water district.

17 34 The county and the cities entering into the rural water  
 17 35 district agreement may provide in the agreement for a  
 18 1 different rate of the county's debt service tax levy against  
 18 2 property in unincorporated areas of the county and property  
 18 3 within those cities.

18 4 Sec. 19. Section 357A.11, subsection 7, Code 1989, is  
 18 5 amended to read as follows:

18 6 7. Have power to borrow from, co-operate with and enter  
 18 7 into ~~such~~ agreements as deemed necessary with any agency of  
 18 8 the federal government, this state, or a county of this state,  
 18 9 and to accept financial or other aid from any agency of the  
 18 10 federal government. To evidence any indebtedness the  
 18 11 obligations may be one or more bonds or notes and the  
 18 12 obligations may be sold at private sale.

18 13 Sec. 20. Section 357A.11, Code 1989, is amended by adding  
 18 14 the following new subsection:

18 15 NEW SUBSECTION. 9. Finance all or part of the cost of the  
 18 16 construction or purchase of a project necessary to carry out  
 18 17 the purposes for which the district is incorporated or to  
 18 18 refinance all or part of the original cost of that project,

interest and principal on the bonds can be paid from rural water district revenues.

Permits a city, which has not entered into a 28E agreement with a rural water district, to not pay the county's debt service tax levy on the general obligation bond, if the rural water district revenues are not sufficient to pay the principal and interest on the bond.

Permits, in the agreement between the county and the cities, a different tax levy rate to be charged against property in unincorporated areas of the county and property within those cities.

CODE: Permits Rural Water Districts to borrow from and enter into agreements with the State or a county.

CODE: Permits a Rural Water District to finance construction or purchase of a project necessary to carry out the purposes for which the District is incorporated.

Requires the financing or refinancing to be in

18 19 including, but not limited to, obligations originated by the  
 18 20 district as a nonprofit corporation under chapter 504A and  
 18 21 assumed by the district reorganized under this chapter.  
 18 22 Financing or refinancing carried out under this subsection  
 18 23 shall be in accordance with the terms and procedures set forth  
 18 24 in the applicable provisions of sections 384.83 through  
 18 25 384.88, 384.92, and 384.93. References in these sections to a  
 18 26 city shall be applicable to a rural water district operating  
 18 27 under this chapter, and references in that division to a city  
 18 28 council shall be applicable to the board of directors of a  
 18 29 rural water district. This subsection shall not create a lien  
 18 30 against the property of a person who is not a rural water  
 18 31 subscriber.

accordance with the terms and procedures in Chapter  
 384, Code of Iowa (City Finance), as follows:

1. Section 384.83, Procedures for revenue bonds and pledge orders;
2. Section 384.88, Sole remedy;
3. Section 384.92, Statute of limitation;
4. Section 384.93, Conflicting Provisions.

Requires references to a city and city council in the previous Section, to be applicable to a rural water district and its board of directors.

Requires this Subsection to not create a property lien on non-rural water subscribers.

18 32 [Sec. 21. Section 422.43, subsection 2, Code 1989, is  
 18 33 amended to read as follows:

VETOED

18 34 2. There is imposed a tax of four percent upon the gross  
 18 35 receipts derived from the operation of all forms of amusement  
 19 1 devices and games of skill, games of chance, raffles and bingo  
 19 2 games as defined in chapter 99B, operated or conducted within  
 19 3 the state of Iowa, the tax to be collected from the operator  
 19 4 in the same manner as is provided for the collection of taxes  
 19 5 upon the gross receipts of tickets or admission as provided in  
 19 6 this section. The tax shall also be imposed upon the gross  
 19 7 receipts derived from the sale of lottery tickets or shares  
 19 8 pursuant to chapter 99E. The tax on the lottery tickets or  
 19 9 shares shall be included in the sales price and distributed to  
 19 10 ~~the general fund~~ as provided in section 99E.10.]

CODE: Deletes language requiring the sales tax on lottery tickets to be distributed to the General Fund.

VETOED: The Governor vetoed this Section and stated that the raising of revenues through debt financing using lottery sales tax would set a dangerous precedent, and the earmarking of General Fund revenues is not a good management practice and would inhibit the State's ability to effectively manage its finances.

19 11 Sec. 22. Section 455A.18, subsection 4, unnumbered  
 19 12 paragraph 1, Code Supplement 1989, is amended to read as  
 19 13 follows:

19 14 For each fiscal year of the fiscal period beginning July 1,  
 19 15 1990, and ending June 30, ~~2000~~ 2001, there is appropriated  
 19 16 from the general fund, to the Iowa resources enhancement and  
 19 17 protection fund, the amount of ~~\$20,000,000~~ thirty million  
 19 18 dollars, except that for the fiscal year beginning July 1,  
 19 19 1990, the amount is twenty million dollars, to be used as

CODE: The \$20 million REAP General Fund standing appropriation is reduced by the amount appropriated from the lottery for REAP for FY 1991 through FY 2001. For FY 1992 through FY 2001, the standing appropriation is increased to \$30 million.

DETAIL: Beginning in FY 1992 (based on lottery revenue of \$40 million) the REAP Fund would receive \$25 million from the lottery, thus requiring \$5

19 20 provided in this chapter. However, in any fiscal year of the  
 19 21 fiscal period, if moneys from the lottery are appropriated by  
 19 22 the state to the fund, the amount appropriated under this  
 19 23 subsection shall be reduced by the amount appropriated from  
 19 24 the lottery.

million from the General Fund to fund REAP at the required \$30 million.

19 25 **Sec. 23.** Section 4558.173, subsection 6, paragraph b, Code  
 19 26 Supplement 1989, is amended to read as follows:

CODE: Requires public water systems to have their source water tested for the presence of synthetic organic chemicals and pesticides every three years rather than the current two years.

19 27 b. Adopt rules which require each public water system  
 19 28 regulated under chapter 4558 to test the source water of that  
 19 29 supply for the presence of synthetic organic chemicals and  
 19 30 pesticides every ~~two~~ three years. The rules shall enumerate  
 19 31 the synthetic organic chemicals and pesticides, but not more  
 19 32 than ten of each, for which the samples are to be tested;  
 19 33 shall specify the approved analytical methods for conducting  
 19 34 the analysis of water samples; and shall require the reporting  
 19 35 of the analytical test results to the department. Priority  
 20 1 for testing in the first year shall be those public water  
 20 2 supplies for which none of the specified contaminants have  
 20 3 been analyzed within the past five years. All of the  
 20 4 laboratory analysis and data management shall be conducted by  
 20 5 the center for health effects of environmental contamination.  
 20 6 Sample collection shall be conducted using a standard sampling  
 20 7 protocol by personnel within the department and the center for  
 20 8 health effects of environmental contamination in conjunction  
 20 9 with other ongoing field activities. Samples from private  
 20 10 wells and samples from privately owned public water supplies  
 20 11 shall be allowed to undergo the same analysis. The cost for  
 20 12 the analysis provided for samples from private wells and  
 20 13 privately owned public water supplies shall not exceed one  
 20 14 hundred ninety-five dollars for the first year of testing.  
 20 15 The department shall submit a report to the general assembly,  
 20 16 by September 1 of each year, of the findings of the tests and  
 20 17 the conclusions which may be drawn from the tests.

20 18 **Sec. 24.** Section 455B.306, subsection 1, Code Supplement  
 20 19 1989, is amended to read as follows:  
 20 20 1. A city, county, and a private agency operating or  
 20 21 planning to operate a sanitary disposal project shall file  
 20 22 with the director a comprehensive plan detailing the method by  
 20 23 which the city, county, or private agency will comply with

CODE: Permits a sanitary disposal comprehensive plan, submitted by a public agency for a city or county and one or more of the public agency's member cities or counties as part of a 28E agreement, to be compatible with the comprehensive plan of the 28E public agency.

20 24 this part 1. All cities and counties shall also file with the  
 20 25 director a comprehensive plan detailing the method by which  
 20 26 the city or county will comply with the requirements of  
 20 27 section 4558.302 to establish and implement a comprehensive  
 20 28 solid waste reduction program for its residents. For the  
 20 29 purposes of this section, a public agency managing the waste  
 20 30 stream for cities or counties pursuant to chapter 28E, shall  
 20 31 file one comprehensive plan on behalf of its members, which  
 20 32 constitutes full compliance by the public agency's members  
 20 33 with the filing requirements of this section. If both a  
 20 34 public agency managing the waste stream for a city or county  
 20 35 pursuant to chapter 28E, and one or more of the public  
 21 1 agency's member cities or counties file a comprehensive plan  
 21 2 under this subsection, the director shall, following notice to  
 21 3 the agency, make a determination that any plan filed by a  
 21 4 member city or county is compatible with the comprehensive  
 21 5 plan of the chapter 28E public agency. If the director  
 21 6 determines that the comprehensive plan of a city or county is  
 21 7 not compatible with the comprehensive plan of a chapter 28E  
 21 8 public agency, the director shall require the city or county  
 21 9 to provide justification for approval of the comprehensive  
 21 10 plan based upon the innovative nature of the comprehensive  
 21 11 plan, the urgency of implementation, or other unique features  
 21 12 of the comprehensive plan of the city or county, and that the  
 21 13 plan otherwise complies with the provisions of this chapter.  
 21 14 This subsection does not prevent the director from approving  
 21 15 pilot projects which otherwise comply with the provisions of  
 21 16 this chapter. The director shall review each comprehensive  
 21 17 plan submitted and may reject, suggest modification, or  
 21 18 approve the proposed plan. The director shall aid in the  
 21 19 development of comprehensive plans for compliance with this  
 21 20 part. The director shall make available to a city, county,  
 21 21 and private agency appropriate forms for the submission of  
 21 22 comprehensive plans and may hold hearings for the purpose of  
 21 23 implementing this part. The director and governmental  
 21 24 agencies with primary responsibility for the development and  
 21 25 conservation of energy resources shall provide research and  
 21 26 assistance, when cities and counties operating or planning to  
 21 27 operate sanitary disposal projects request aid in planning and  
 21 28 implementing resource recovery systems. A comprehensive plan  
 21 29 filed by a private agency operating or planning to operate a

Requires the Director of the DNR to require justification from a city or county for a comprehensive plan which is determined to not be compatible with the comprehensive plan of a 28E public agency.

Permits the Director of the DNR to approve sanitary disposal pilot projects which comply with the provisions of Chapter 4558, Code of Iowa.

21 30 sanitary disposal project required pursuant to section  
 21 31 455B.302 shall be developed in cooperation and consultation  
 21 32 with the city or county responsible to provide for the  
 21 33 establishment and operation of a sanitary disposal project.

21 34 [Sec. 25. NEW SECTION. 455B.510 STATE AND LOCAL  
 21 35 GOVERNMENT WASTE MANAGEMENT PROGRAM.  
 22 1 1. The department shall estabiish and administer, in  
 22 2 cooperation with other state agencies, local governments, and  
 22 3 school districts, a program to manage the wastes generated by  
 22 4 state and local governments as a part of a comprehensive  
 22 5 pollution prevention program for governments in Iowa. The  
 22 6 program shall emphasize hazardous and toxic waste minimization  
 22 7 and recycling and shall include assistance in the disposal of  
 22 8 nonrecyclable wastes.

VETOED

CODE: Establishes a new program to manage the wastes generated by state and local governments, emphasizing hazardous arid toxic waste minimization and recycling, including nonrecyclable waste disposal assistance.

22 9 2. The department shall:  
 22 10 a. Develop and implement programs to train state, local  
 22 11 government, and school officials in pollution prevention,  
 22 12 waste minimization, and waste management. This shall include  
 22 13 the creation of intergovernmental pollution prevention teams  
 22 14 to serve the local governments and school districts of each  
 22 15 county.  
 22 16 b. Assist local governments and school districts in  
 22 17 finding nonhazardous or nontoxic substitutes for hazardous and  
 22 18 toxic materials currently used in their business activities.  
 22 19 c. Assist local governments and school districts in  
 22 20 recycling or disposing of toxic and hazardous wastes currently  
 22 21 stored. This may include the creation of a cooperative waste  
 22 22 pickup and disposal program that is jointly financed by the  
 22 23 department and the participants.  
 22 24 d. Provide financial assistance to local governments and  
 22 25 school districts in the implementation of pollution  
 22 26 prevention, waste minimization, and waste management programs.

Establishes the following duties for the DNR:  
  
 Requires the DNR to develop and implement programs to train local officials in pollution prevention, and waste minimization arid management;  
  
 Requires the creation of intergovernmental pollution prevention teams to serve in each county;  
  
 Requires the DNR to assist local governments and school districts in finding nonhazardous or nontoxic substitutes for materials currently used in their activities, and in the disposal of toxic and hazardous wastes which are currently stored;  
  
 Permits the creation of a cooperative waste pickup and disposal program that is jointly financed;  
  
 Requires the DNR to provide financial assistance in the implementation of pollution prevention, and waste minimization and management programs.

22 27 3. Local governments and school districts shall:  
 22 28 a. Participate in establishing intergovernmental pollution

Requires local governments and school districts to:

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22 29 prevention teams by January 1, 1991.

22 30 b. Arrange to have a pollution prevention team review  
22 31 their facilities.

22 32 c. File a waste minimization and waste management report  
22 33 with the department by January 1, 1992. A progress report  
22 34 shall be filed every subsequent two years.

22 35 4. Once the governmental waste management program is  
23 1 established, the department, other state agencies, local  
23 2 governments, and school districts shall cooperate with  
23 3 conditionally exempt small quantity hazardous and toxic waste  
23 4 generators in handling waste minimization and waste management  
23 5 problems by providing technical assistance and allowing those  
23 6 generators to participate in governmental recycling and waste  
23 7 disposal programs at cost. ]

Participate in establishing prevention teams by January 1, 1991; have a team review their facilities; and file a report with the DNR by January 1, 1992, with a progress report being filed every two years thereafter.

Requires, after the Program has been established, Program participants to cooperate with conditionally exempt small quantity hazardous and toxic waste generators in handling problems by providing technical assistance and allowing the generators to participate in the Program at cost.

VETOED: The Governor vetoed this Section and stated that it would be inappropriate to require the DNR to implement this Program since he had already vetoed the appropriations for the Program.

23 8 [ Sec. 26. 1990 Iowa Acts, Senate File 2364, section 12,  
23 9 subsection 1, unnumbered paragraph 1, is amended to read as  
23 10 follows:

23 11 There is appropriated from the general fund of the state to  
23 12 the department of natural resources for the fiscal year  
23 13 beginning July 1, 1990, and ending June 30, 1991, the  
23 14 following amount or so much thereof as is necessary, to be  
23 15 used for the purpose designated: ]

VETOED

CODE: Technical correction to specify the source of an appropriation for lowhead dam repair in the Agriculture and Natural Resources Appropriations Bill.

VETOED: The Governor vetoed this Section and stated that since he had previously disapproved a related provision from S.F. 2364, it would be inappropriate to approve this Section.

23 16 Sec. 27. 1990 Iowa Acts, Senate File 2364, section 25, is  
23 17 amended to read as follows:

23 18 SEC. 25. Section 4558.304, Code Supplement 1989, is  
23 19 amended by adding the following new unnumbered paragraph:  
23 20 NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions  
23 21 of this chapter regarding the requirement of the equipping, of  
23 22 a sanitary landfill with a leachate control system and the  
23 23 establishment and continuation of a postclosure account, the  
23 24 department shall adopt rules which provide for an exemption  
23 25 from the requirements to equip a publicly owned sanitary

CODE: Requires the DNR to adopt rules to provide an exemption from the requirements to equip a publicly owned sanitary landfill with a leachate control system and to establish and maintain a postclosure account.

Requires the DNR to require postclosure groundwater monitoring and establish requirements for the implementation of leachate collection and control.

23 26 landfill with a leachate control system and to establish and  
 23 27 maintain a postclosure account if the sanitary landfill  
 23 28 operator is a public agency, if the sanitary landfill has  
 23 29 closed or will close by July 1, 1992, and will no longer  
 23 30 accept waste for disposal after that date, and if at the time  
 23 31 of closure of the sanitary landfill monitoring of the  
 23 32 groundwater does not reveal the presence of leachate. The  
 23 33 ~~rules may~~ department shall require postclosure groundwater  
 23 34 monitoring and shall establish the requirements for the  
 23 35 implementation of leachate collection and control in cases in  
 24 1 which leachate is found during postclosure monitoring. The  
 24 2 ~~rules~~ department shall provide for a closure completion period  
 24 3 following the date of closure of a sanitary landfill.  
 24 4 Notwithstanding the provisions of this paragraph, the public  
 24 5 agency shall retain financial responsibility for closure and  
 24 6 postclosure requirements applicable to sanitary disposal  
 24 7 projects.

Requires the DNR to provide for a closure completion period to follow the date of a sanitary landfill closure.

Requires the publicly owned sanitary landfill to retain financial responsibility for closure and postclosure requirements.

24 8 [Sec. 28. Section 455D.15, subsections 2 and 3, Code  
 24 9 Supplement 1989, are amended to read as follows:  
 24 10 2. ~~The department shall award grants based upon the solid  
 24 11 waste management hierarchy set forth in section 455B.301A,  
 24 12 subsection 1. A grant shall not be awarded to a county, city,  
 24 13 or central planning agency which has not complied with the  
 24 14 requirements of a comprehensive solid waste management program  
 24 15 and which has not complied with or demonstrated an intent to  
 24 16 comply with the requirements of section 455B.306. One-half of  
 24 17 the moneys deposited in the fund shall be allocated to each  
 24 18 county on the basis of population. The county allocation  
 24 19 shall be distributed quarterly by the department to each  
 24 20 county. The county shall immediately distribute the funds to  
 24 21 the cities based upon the proportion of the city's respective  
 24 22 population to the total county population, and the county  
 24 23 shall retain the portion of the funds based upon the  
 24 24 proportion of the unincorporated area of the county to the  
 24 25 total population of the county. The funds shall be used by  
 24 26 the county and the cities for the implementation of the  
 24 27 comprehensive plan elements required pursuant to section  
 24 28 455B.306 and relative to chapter 455D  
 24 29 3. The One-half of the moneys deposited in the fund shall  
 24 30 be utilized for the following purposes'~~

VETOED

CODE: Changes the distribution of the Waste Volume Reduction and Recycling Fund as follows:

1. One-half of the moneys are distributed to each county quarterly on the basis of population. County funds will be distributed to the cities based on the proportion of the city's respective population to the total county population

Requires funds to be used to implement the comprehensive solid waste plan elements.

2. One-half of the funds are to provide financial assistance to public and private entities to develop and implement waste reduction and minimization programs and to create and enhance markets for recyclable and other waste products.

Permits the DNR to utilize up to 20% of the funds for administration.

VETOED: The Governor vetoed this Section and stated that since he vetoed the appropriation for the Fund

24 31 ~~a. The initial thirty five thousand dollars collected for~~  
 24 32 ~~deposit in the fund shall be appropriated to the department~~  
 24 33 ~~for establishment of the pollution hotline program established~~  
 24 34 ~~pursuant to section 455B.116, and for the salary and support~~  
 24 35 ~~of not more than one full time equivalent position:~~  
 25 1 ~~b a. To provide financial assistance to public and private~~  
 25 2 ~~entities to develop and implement waste reduction and~~  
 25 3 ~~minimization programs for Iowa industries.~~  
 25 4 ~~e b. To provide financial assistance to public and private~~  
 25 5 ~~entities and to develop and implement programs to create and~~  
 25 6 ~~enhance markets for recyclable and other waste products.~~  
 25 7 ~~d. To develop and implement educational and technical~~  
 25 8 ~~assistance programs that support and encourage waste reduction~~  
 25 9 ~~and recycling efforts by Iowans.~~  
 25 10 ~~e. To administer the provisions of chapter 455B, division~~  
 25 11 ~~IV, part 1.~~  
 25 12 ~~f c. The department may utilize up to ten twenty percent~~  
 25 13 ~~of the fund to administer the provisions of this chapter.~~  
 25 14 ~~g. To provide grants to local communities or private~~  
 25 15 ~~individuals for projects which establish recycling collection~~  
 25 16 ~~centers, establish local curbside collection of separated~~  
 25 17 ~~recyclable waste materials, promote public awareness regarding~~  
 25 18 ~~waste volume reduction and the use of recyclable materials,~~  
 25 19 ~~and create markets for recyclable materials. Grants shall not~~  
 25 20 ~~be awarded for incineration.~~  
 25 21 ~~h. To provide technical assistance to local communities in~~  
 25 22 ~~establishing collection systems and composting facilities for~~  
 25 23 ~~yard waste.~~  
 25 24 ~~i. To fund the study required pursuant to section 455B.11,~~  
 25 25 ~~subsection 3, and to provide loans and grants for waste tire~~  
 25 26 ~~recycling and reprocessing projects.~~  
 25 27 ~~j. To carry out the functions of the department of natural~~  
 25 28 ~~resources concerning recycling.~~  
 25 29 ~~k. To promote the recycling of chlorofluorocarbons used as~~  
 25 30 ~~refrigerant.~~

and because future appropriations to the Fund are uncertain, it is prudent to retain the current funding distribution for the Program.

25 31 Sec. 29. NEW SECTION. 4550.19 PACKAGING -- HEAVY METAL  
 25 32 CONTENT.  
 25 33 1. The general assembly finds and declares all of the  
 25 34 following:  
 25 35 a. The management of solid waste can pose a wide range of

CODE: States the concern of the General Assembly regarding the presence of heavy metals in packaging and the desire to reduce the toxicity of packaging waste without impeding the expanded use of modern materials in the production of packaging.



26 1 hazards to public health and safety and to the environment.  
 26 2 b. Packaging comprises a significant percentage of the  
 26 3 overall solid waste stream.  
 26 4 c. The presence of heavy metals in packaging is a concern  
 26 5 in light of the likely presence of heavy metals in emissions  
 26 6 or ash when packaging is incinerated or in leachate when  
 26 7 packaging is landfilled.  
 26 8 d. Lead, mercury, cadmium, and hexavalent chromium, on the  
 26 9 basis of available scientific and medical evidence, are of  
 26 10 particular concern.  
 26 11 e. It is desirable as a first step in reducing the  
 26 12 toxicity of packaging waste to eliminate the addition of heavy  
 26 13 metals to packaging.  
 26 14 f. The intent of the general assembly is to achieve  
 26 15 reduction in toxicity without impeding or discouraging the  
 26 16 expanded use of postconsumer materials in the production of  
 26 17 packaging and its components.

26 18 2. As used in this section unless the context otherwise  
 26 19 requires:

26 20 a. Distributor means a person who takes title to  
 26 21 products or packaging purchased for resale.  
 26 22 b. Manufacturer means a person who offers for sale or  
 26 23 sells products or packaging to a distributor.  
 26 24 c. Package means a container which provides a means of  
 26 25 marketing, protecting, or handling a product including a unit  
 26 26 package, intermediate package, or a shipping container.  
 26 27 Package also includes but is not limited to unsealed  
 26 28 receptacles such as carrying cases, crates, cups, pails, rigid  
 26 29 foil and other trays, wrappers and wrapping films, bags, and  
 26 30 tubs.  
 26 31 d. Packaging component means any individual assembled  
 26 32 part of a package including but not limited to interior and  
 26 33 exterior blocking, bracing, cushioning, weatherproofing,  
 26 34 exterior strapping, coatings, closures, inks, or labels.

26 35 3. No later than July 1, 1992, a manufacturer or  
 27 1 distributor shall not offer for sale or sell, or offer for  
 27 2 promotional purposes a package or packaging component, in this  
 27 3 state, which includes, in the package, itself, or in any  
 27 4 packaging component, inks, dyes, pigments, adhesives,

Establishes definitions for the Heavy Metal Content  
 Packaging Program.

Requires manufacturers or distributors, by July 1,  
 1992, to not offer for sale, or promotional purposes  
 a package, packaging component, or product in a  
 package in the State, which includes any number of  
 heavy metals that exceed the concentration level

27 5 stabilizers, or any other additives, any lead, cadmium,  
 27 6 mercury, or hexavalent chromium which has been intentionally  
 27 7 introduced as an element during manufacturing or distribution  
 27 8 as opposed to the incidental presence of any of these elements  
 27 9 and which exceed the concentration level established by the  
 27 10 department.

27 11 4. No later than July 1, 1992, a manufacturer or  
 27 12 distributor shall not offer for sale or sell, or offer for  
 27 13 promotional purposes, in this state, a product in a package  
 27 14 which includes in the package itself or in any of the  
 27 15 packaging components, inks, dyes, pigments, adhesives,  
 27 16 stabilizers, or any other additives, any lead, cadmium,  
 27 17 mercury, or hexavalent chromium which has been intentionally  
 27 18 introduced as an element during manufacturing or distribution  
 27 19 as opposed to the incidental presence of any of these elements  
 27 20 and which exceed the concentration level established by the  
 27 21 department.

27 22 5. The concentration levels of lead, cadmium, mercury, and  
 27 23 hexavalent chromium present in a package or packaging  
 27 24 component shall not exceed the following:

- 27 25 a. Six hundred parts per million by weight by July 1,  
 27 26 1992.  
 27 27 b. Two hundred fifty parts per million by weight by July  
 27 28 1, 1993.  
 27 29 c. One hundred parts per million by weight by July 1,  
 27 30 1994.

27 31 Concentration levels of lead, cadmium, mercury, and  
 27 32 hexavalent chromium shall be determined using American  
 27 33 standard of testing materials test methods, as revised, or  
 27 34 United States environmental protection agency test methods for  
 27 35 evaluating solid waste, S-W 846, as revised.

28 1 6. The following packaging and packaging components are  
 28 2 exempt from the requirements of this section:

- 28 3 a. Packaging or packaging components with a code  
 28 4 indicating a date of manufacture prior to July 1, 1990.  
 28 5 b. Packages or packaging components to which lead,  
 28 6 cadmium, mercury, or hexavalent chromium have been added in  
 28 7 the manufacturing, forming, printing, or distribution process  
 28 8 in order to comply with health or safety requirements of

established by the DNR.

Prohibits the concentration of certain heavy metals  
 in a package or packaging component to exceed the  
 following levels:

1. By July 1, 1992 - 600 parts per million by weight;
2. By July 1, 1993 - 250 parts per million by weight;
3. By July 1, 1994 - 100 parts per million by weight.

Exempts the following from the previous requirements:

1. Packages or components manufactured prior to July 1, 1990.
2. Packages or components to which any one of a number of heavy metals have been added in order to comply with federal health or safety requirements.

28 9 federal law or for which there is no feasible alternative if  
 28 10 the manufacturer of a package or packaging component petitions  
 28 11 the department for an exemption from the provisions of this  
 28 12 paragraph for a particular package or packaging component.  
 28 13 The department may grant a two year exemption, if warranted,  
 28 14 by the circumstances, and an exemption may, upon meeting  
 28 15 either criterion of this paragraph be renewed for two years.  
 28 16 For purposes of this paragraph, a use for which there is no  
 28 17 feasible alternative is one in which the regulated substance  
 28 18 is essential to the protection, safe handling, or function of  
 28 19 the package's contents.  
 28 20 Packages and packaging components that would not exceed the  
 28 21 maximum contaminant levels established but for the addition of  
 28 22 postconsumer materials.

28 23 7. By July 1, 1992, a manufacturer or distributor of  
 28 24 packaging or packaging components shall make available to  
 28 25 purchasers, to the department, and to the general public upon  
 28 26 request, certificates of compliance which state that the  
 28 27 manufacturer's or distributor's packaging or packaging  
 28 28 components comply with, or are exempt from, the requirements  
 28 29 of this section.  
 28 30 **If** the manufacturer or distributor of the package or  
 28 31 packaging component reformulates or creates a new package or  
 28 32 packaging component, the manufacturer or distributor shall  
 28 33 provide an amended or new certificate of compliance for the  
 28 34 reformulated or new package or packaging component.

28 35 8. The commission shall adopt rules to implement this  
 29 1 section and report to the general assembly on the  
 29 2 effectiveness of this section ~~no~~ later than forty-two months  
 29 3 following the enactment of this section and recommend any  
 29 4 other toxic substances contained in packaging to be added to  
 29 5 the list in order to further reduce the toxicity of packaging  
 29 6 waste.

29 7 9. A manufacturer or distributor who does not comply with  
 29 8 the requirements of this section is guilty of a simple  
 29 9 misdemeanor.

3. Packages or components for which there is no feasible alternative (when the heavy metal is essential to the protection, safe handling, or function of the package's contents) and the manufacturer petitions the DNR for an exemption.

Permits the DNR to grant a two-year exemption, if warranted, to be applicable for a two-year renewal

4. Packages or components which would not exceed the concentration levels without the addition of postconsumer materials.

Requires, by July 1, 1992, manufacturers and distributors to make available certificates of compliance with the listed concentration levels or exemptions.

Requires manufacturers and distributors to provide an amended certificate of compliance if a package or component is reformulated or newly created.

Requires the Environmental Protection Commission to report to the General Assembly on the effectiveness of the heavy metal restrictions 42 months after the enactment of this Act and to recommend any additional toxic substances to be added to the list.

Manufacturers or distributors out of compliance with the requirements of this Section are guilty of a simple misdemeanor.

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29 10 Sec. 30. Section 455E.11, subsection 2, paragraph b,  
 29 11 subparagraph (3). subparagraph subdivision (b), Code  
 29 12 Supplement 1989, is amended to read as follows:  
 29 13 (b) Two percent is appropriated annually to the department  
 29 14 of natural resources for the purpose of administering grants  
 29 15 to counties and conducting oversight of county-based programs  
 29 16 relative to the testing of private water supply wells and the  
 29 17 proper closure of private abandoned wells. Not more than  
 29 18 seventeen and one-half percent of the moneys is appropriated  
 29 19 annually to the department of natural resources for grants to  
 29 20 counties for the purpose of conducting programs of private,  
 29 21 rural water supply testing, not more than six percent of the  
 29 22 moneys is appropriated annually to the state hygienic  
 29 23 laboratory to assist in well testing, and not more than  
 29 24 seventeen and one-half percent of the moneys is appropriated  
 29 25 annually to the department of natural resources for grants to  
 29 26 counties for the purpose of conducting programs for properly  
 29 27 closing abandoned, rural water supply wells and cisterns. For  
 29 28 purposes of this subparagraph subdivision, cistern means an  
 29 29 artificial reservoir constructed underground for the purpose  
 29 30 of storing rainwater.

CODE: Adds language to the Agricultural Management Account of the Groundwater Protection Fund to permit grant funds to counties to be used for conducting programs for closing cisterns (an artificial underground reservoir for storing rainwater) as well as abandoned wells.

29 31 Sec. 31. Section 455E.11, subsection 2, paragraph c,  
 29 32 unnumbered paragraph 1, Code Supplement 1989, is amended to  
 29 33 read as follows:  
 29 34 A household hazardous waste account. The moneys collected  
 29 35 pursuant to section 455F.7 shall be deposited in the household  
 30 1 hazardous waste account. Except for the first one hundred  
 30 2 thousand dollars received annually for deposit in the waste  
 30 3 volume reduction and recycling fund to be used by the  
 30 4 department to provide financial assistance to counties in  
 30 5 investigation of complaints; and the next one hundred thousand  
 30 6 dollars received annually for deposit in the emergency  
 30 7 response fund, the treasurer of state shall deposit moneys  
 30 8 received from civil penalties and fines imposed by the court  
 30 9 pursuant to sections 455B.146, 455B.191, 455B.386, 455B.417,  
 30 10 455B.454, 455B.466. and 455B.477, in the household hazardous  
 30 11 waste account. Two thousand dollars is appropriated annually  
 30 12 to the Iowa department of public health to carry out  
 30 13 departmental duties under section 135.11, subsections 20 and  
 30 14 21, and section 139.35, ~~eighty thousand dollars is~~

CODE: Deletes language in the Household Hazardous Waste Account of the Groundwater Protection Fund which appropriated \$80,000 to the DNR for grants for recycling and reclamation events and language which appropriated \$8,000 to the DOT through FY 1990 for the Used Oil Collection Pilot Project.

Requires the remainder of the Account to be used for a Household Hazardous Materials Collection System including, public education programs, training, and local government consultation on permanent collection systems and collection site management.

30 15 ~~appropriated to the department of natural resources for city,~~  
 30 16 ~~county, or service organization project grants relative to~~  
 30 17 ~~recycling and reclamation events, and eight thousand dollars~~  
 30 18 ~~is appropriated to the department of transportation for the~~  
 30 19 ~~period of October 1, 1987, through June 30, 1989, for the~~  
 30 20 ~~purpose of conducting the used oil collection pilot project.~~  
 30 21 The remainder of the account shall be used to fund Toxic  
 30 22 Cleanup Days **programs** and the efforts of the department to  
 30 23 support a collection system for household hazardous materials,  
 30 24 including public education programs, training, and  
 30 25 consultation of local governments in the establishment and  
 30 26 operation of permanent collection systems, and the management  
 30 27 of collection sites, education programs, and other activities  
 30 28 pursuant to chapter 455F, including the administration of the  
 30 29 household hazardous materials permit program by the department  
 30 30 of revenue and finance.

30 31 Sec. 32. Section 455F.8, Code 1989, is amended to read as  
 30 32 follows:  
 30 33 455F.8 HOUSEHOLD HAZARDOUS WASTE CLEANUP PROGRAM CREATED.  
 30 34 The department shall conduct programs to collect and  
 30 35 dispose of small amounts of hazardous wastes which are being  
 31 1 stored in residences or on farms. The program shall be known  
 31 2 as Toxic Cleanup Days. The department shall promote and  
 31 3 conduct the program and shall by contract with a qualified and  
 31 4 bonded waste handling company, collect and properly dispose of  
 31 5 wastes believed by the person disposing of the waste to be  
 31 6 hazardous. The department shall establish maximum amounts of  
 31 7 hazardous wastes to be accepted from a person during the  
 31 8 Toxic Cleanup Days program. Amounts accepted from a person  
 31 9 above the maximum shall be limited by the department and may  
 31 10 be subject to a fee set by the department, but the department  
 31 11 shall not assess a fee for amounts accepted below the maximum  
 31 12 amount. The department shall designate the times and dates  
 31 13 for the collection of wastes. ~~The department shall have as a~~  
 31 14 ~~goal twelve Toxic Cleanup Days during the period beginning~~  
 31 15 ~~July 1, 1987, and ending October 31, 1988. In any event, the~~  
 31 16 ~~department shall offer the number of days that can be properly~~  
 31 17 ~~and reasonably conducted with funds deposited in the household~~  
 31 18 ~~hazardous waste account:~~ In order to achieve the maximum  
 31 19 benefit from the program, the department shall offer Toxic

CODE: Deletes language from the Household Hazardous Waste Cleanup Program which required the DNR to set a goal of 12 Toxic Cleanup Days during a period encompassing FY 1988 and a portion of FY 1989 from funds in the Household Hazardous Waste Account.

Deletes language which permitted the DNR to offer at least one Toxic Cleanup Day at a previously serviced location.

31 20 Cleanup Days on a statewide basis and provide at least one  
 31 21 Toxic Cleanup Day in each departmental region. Toxic  
 31 22 Cleanup Days shall be offered in both rural and urban areas  
 31 23 to provide a comparison of response levels and to test the  
 31 24 viability of multicounty Toxic Cleanup Days. ~~The department~~  
 31 25 ~~may also offer at least one Toxic Cleanup Day at a~~  
 31 26 ~~previously serviced location to test the level of residual~~  
 31 27 ~~demand for the event and the effect of the existing public~~  
 31 28 ~~awareness on the program.~~ The department shall prepare an  
 31 29 annual report citing the results and costs of the program for  
 31 30 submittal to the general assembly.

31 31 Sec. 33. NEW SECTION. 455F.8A HOUSEHOLD HAZARDOUS  
 31 32 MATERIAL COLLECTION SITES.

31 33 1. By January 1, 1991, the department shall complete an  
 31 34 assessment of the needs of local governments for temporary  
 31 35 collection sites for household hazardous materials. Upon  
 32 1 completion of the assessment, the department shall design a  
 32 2 model facility which would adequately serve the needs  
 32 3 identified. During the design phase, the department shall  
 32 4 also identify facility permit requirements.

32 5 2. a. Following the completion of the assessment and  
 32 6 design of the model facility, the department shall set a goal  
 32 7 of establishing a three-year competitive grant program to  
 32 8 assist in the development of five pilot household hazardous  
 32 9 waste reduction and collection programs. ~~The grants shall be~~ **VETOED**  
 32 10 ~~in the amount of one hundred thousand dollars.]~~

32 11 b. The grant program shall provide for the establishment  
 32 12 of five pilot sites so that both rural and urban populations  
 32 13 are served.

32 14 c. The department shall develop criteria to evaluate  
 32 15 proposals for the establishment of sites. The criteria shall

CODE: Requires the DNR, by January 1, 1991, to complete an assessment of local government needs for temporary household hazardous material collection sites.

Requires the DNR to design a model facility to meet the identified needs and to identify facility permit requirements.

Requires the DNR to set a goal of establishing a three-year competitive grant program to develop five pilot household hazardous waste reduction and collection programs.

Requires the DNR to award \$100,000 grants.

VETOED: The Governor vetoed the designated portion of this Subsection and stated that the DNR should have the discretion to establish the amount of a grant within the limits of available resources.

Requires the grant program to serve both rural and urban populations.

Requires the DNR to develop criteria to evaluate the grant proposals.

32 16 give priority to proposals for sites which provide the most  
 32 17 efficient services and which provide local, public, and  
 32 18 private contributions for establishment of the sites. The  
 32 19 criteria shall also include a requirement that the recipient  
 32 20 of a grant design and construct a facility sufficient for the  
 32 21 collection, sorting, and packaging of materials prior to  
 32 22 transportation of the materials to the final disposal site.  
 32 23 Final review of design and construction of the proposed  
 32 24 facilities shall be by the department.

Requires priority be given to sites which will provide the most efficient services and financial contributions.

Requires grant recipients to design and construct a facility to collect, sort, and package materials prior to transport to the final disposal site.

32 25 d. The recipients of grants shall provide for collection  
 32 26 of hazardous wastes from conditionally exempt small quantity  
 32 27 generators in the area of the facility established. The  
 32 28 facility shall require payment for collection from  
 32 29 conditionally exempt small quantity generators if the amount  
 32 30 of waste disposed is greater than ten pounds. Conditionally  
 32 31 exempt small quantity generators which deliver their hazardous  
 32 32 wastes to the site shall not be required to obtain a permit to  
 32 33 transport the hazardous waste to the site.

Requires grant recipients to collect hazardous waste from conditionally exempt small quantity generators in the facility area.

Requires the facility to charge the small quantity generators if the amount of disposed waste is greater than ten pounds.

Permits small quantity generators to transport their hazardous wastes to the site without a permit.

32 34 Sec. 34. NEW SECTION. 455F.8B LOCAL GOVERNMENT EDUCATION  
 32 35 PROGRAMS.

CODE: Requires a Household Hazardous Waste Reduction and Collection Program Grant recipient to:

33 1 A recipient of a household hazardous waste reduction and  
 33 2 collection program grant shall do **all** of the following:  
 33 3 1. Identify a regional or local agency to coordinate a  
 33 4 public education effort, and provide for staff to implement  
 33 5 the education program.

1. Identify an agency to coordinate a public education effort and provide for staff to implement the program.

33 6 2. Establish an intensive three-year educational project  
 33 7 to educate the local population regarding alternatives to the  
 33 8 purchase or disposal of toxic materials. The educational  
 33 9 project shall include efforts to promote the use of household  
 33 10 hazardous materials labeling required pursuant to chapter  
 33 11 455F.

2. Establish a three-year educational project to educate the local population regarding alternatives to toxic materials and promotion of the use of proper material labeling requirements.

33 12 3. Establish a community education effort to be integrated  
 33 13 within the existing educational system regarding household  
 33 14 hazardous waste reduction and recycling.

3. Establish a community education effort integrated within the existing system.

PG LN	Senate File 2153	Explanation
33 15 33 16 33 17 33 18 33 19 33 20 33 21 33 22	<p>4. Develop a plan for the recycling of hazardous substances not minimized by the public. The plan shall optimize resource use while minimizing waste and shall include a formal arrangement for the exchange of materials at no cost to the participants and an arrangement for the acceptance by the department of general services or the local or regional government agency of hazardous materials useful in its operations.</p>	<p>4. Develop a plan for the recycling of hazardous substances not minimized by the public, including arrangements for the exchange of materials and for the acceptance, by the Department of General Services or the local or regional agency, of hazardous materials which may be useful in its operations.</p>
33 23 33 24 33 25 33 26 33 27 33 28 33 29 33 30 33 31 33 32 33 33 33 34	<p>Sec. 35. Section <b>467A.48</b>, subsection 1, Code Supplement <b>1989</b>, is amended to read as follows:</p> <p>1. <u>a.</u> An owner or occupant of land in this state is not required to establish any new permanent or temporary soil and water conservation practice unless public or other cost-sharing funds have been specifically approved for that land and actually made available to the owner or occupant.</p> <p><u>b.</u> The owner or occupant of land is eligible to receive state cost-sharing funds to establish a permanent grass and buffer zone, including an erosion control structure or an erosion control practice to mitigate the effects of concentrated runoff on surface water quality.</p>	<p>CODE: Permits landowners or occupants to receive cost-share funds to establish a permanent grass and buffer zone to mitigate the effects of runoff on surface water quality.</p>
33 35 34 1 34 2 34 3 34 4 34 5 34 6 34 7	<p><u>c.</u> The amount of cost-sharing funds made available shall not exceed <del>seventy-five</del> <u>fifty</u> percent of the estimated cost as established by the commissioners of a permanent soil and water conservation practice, or <del>seventy-five</del> <u>fifty</u> percent of the actual cost, whichever is less, or an amount set by the committee for a temporary soil and water conservation practice, except as otherwise provided by law with respect to land classified as agricultural land under conservation cover.</p>	<p>Requires the amount of cost-share funds made available for permanent soil and water conservation practices to not exceed 50% of the estimated or actual cost, whichever is less.</p>
34 8 34 9 34 10 34 11 34 12	<p><u>The amount of cost-sharing funds made available to establish a permanent grass and buffer zone may be up to one hundred percent of the estimated cost as established by the commissioners or one hundred percent of the actual cost, whichever is less.</u></p>	<p>Permits the use of up to <b>100%</b> of cost-share funds for the estimated or actual cost, whichever is less, of establishing a permanent grass and buffer zone.</p>
34 13 34 14 34 15 34 16	<p><b>PARAGRAPH DIVIDED.</b> The commissioners shall establish the estimated cost of permanent soil and water conservation practices in the district based upon one and two-tenths of the average cost of the practices installed in the district during</p>	<p>Requires the soil and water conservation commissioners to establish estimated costs for soil and <b>w</b>ater conservation practices based upon one and two-tenths of the average practice costs in the</p>



34 17 the previous year. The average costs shall be reviewed and  
 34 18 approved by the commissioners each calendar year.

district for the previous year

Requires the average costs to be reviewed and approved annually.

34 19 Sec. 36.

34 20 The appropriation to the Iowa resources enhancement and  
 34 21 protection fund in 1989 Iowa Acts, chapter 307, section 35,  
 34 22 shall be considered an appropriation for a separate fiscal  
 34 23 year for purposes of the allocation to be made to the  
 34 24 conservation education board under section 455A.19, subsection  
 34 25 1, unnumbered paragraph 1. Up to 3 percent of the amount  
 34 26 allocated to the conservation education board as a result of  
 34 27 this section, shall be used, or so much thereof as is  
 34 28 necessary, by the department of education, in cooperation with  
 34 29 the department of cultural affairs, to distribute to all  
 34 30 public libraries, libraries at state institutions, college  
 34 31 libraries, and libraries at public and nonpublic schools in  
 34 32 the state, and to each member of the Iowa general assembly,  
 34 33 the publication 50 simple things you can do to save the  
 34 34 earth.

Requires up to 3% (\$10,500) of REAP Funds allocated to the Conservation Education Board from FY 1990 to be used by the Department of Education, in cooperation with the Department of Cultural Affairs, to distribute the publication '50 Simple Things You Can Do to Save the Earth' to all public libraries, and libraries at state institutions, colleges, and public and nonpublic schools.

34 35 Sec. 37.

35 1 1. Notwithstanding the nonreversion provision in section  
 35 2 99E.32, subsection 7, or any other provision, all unencumbered  
 35 3 or unobligated moneys remaining on June 30, 1990, and all  
 35 4 encumbered or obligated moneys as of June 30, 1990, from  
 35 5 appropriations made from the surplus account, jobs now  
 35 6 account, education and agricultural research and development  
 35 7 account, and the jobs now capitals account to the department  
 35 8 of economic development for purposes for which moneys are  
 35 9 appropriated for the fiscal year beginning July 1, 1990, in  
 35 10 Senate File 2327, if enacted by the Seventy-third General  
 35 11 Assembly, 1990 Session, shall be transferred to the general  
 35 12 fund of the state and shall be available for expenditure for  
 35 13 those same purposes as provided in Senate File 2327, if  
 35 14 enacted and are in addition to moneys appropriated for those  
 35 15 same purposes for the fiscal year beginning July 1, 1990.

CODE: Requires all moneys remaining at the end of FY 1990 from appropriations made to the DED from the Iowa Plan Fund Accounts (excluding the Community Economic Betterment Account) for which appropriations are made for FY 1991 in S.F. 2327, to be transferred to the General Fund for expenditure for the same purposes as provided in S.F. 2327.

35 16 2. Except as otherwise provided in subsection 1,

Requires all moneys in the Iowa Plan Fund Accounts

35 17 notwithstanding the nonreversion provision in section 99E.32,  
 35 18 subsection 7, or any other provision, all unencumbered or  
 35 19 unobligated moneys remaining in the surplus account, jobs now  
 35 20 account, education and agricultural research and development  
 35 21 account, and the jobs now capitals account on June 30, 1991,  
 35 22 or remaining on June 30, 1991, from appropriations made from  
 35 23 any of those accounts shall revert to the CLEAN fund for  
 35 24 allocation and expenditure as provided in this Act for the  
 35 25 fiscal year beginning July 1, 1991.

(excluding the Community Economic Betterment Account)  
 at the end of FY 1991 to revert to the CLEAN Fund to  
 be expended in FY 1992.

35 26 3. The agency, board, commission, or overseer of the funds  
 35 27 to which moneys have been appropriated from any of the  
 35 28 accounts in the Iowa plan fund for economic development for  
 35 29 any of the fiscal years beginning July 1, 1985, July 1, 1986,  
 35 30 July 1, 1987, July 1, 1988, and July 1, 1989, shall provide by  
 35 31 December 15, 1990, to the department of management a status  
 35 32 report and any encumbered or obligated moneys remaining  
 35 33 unspent on June 30, 1990, from moneys appropriated from the  
 35 34 Iowa plan fund for any fiscal year, except the fiscal year  
 35 35 beginning July 1, 1989, shall be available for expenditure by  
 36 1 the department of economic development for purposes of chapter  
 36 2 15. The status report shall specify the status of the moneys  
 36 3 appropriated as of June 30, 1990, or such later date as  
 36 4 designated by the department of management, and the amount of  
 36 5 loans outstanding, if any, that were made from those moneys  
 36 6 appropriated, and other information relating to the status of  
 36 7 the moneys appropriated as required by the department of  
 36 8 management.

Requires an agency, board, commission, or overseer of  
 any moneys which have been appropriated from the Iowa  
 Plan Fund accounts for FY 1986 through FY 1990 to  
 provide by December 15, 1990, to the Department of  
 Management (DOM), a status report and any encumbered  
 or obligated moneys remaining unspent at the end of  
 FY 1990 from funds appropriated for FY 1986 through  
 FY 1989. These funds are to be available for  
 expenditure by the DED for the purposes of economic  
 development programs.

Requires the status report to specify funding status,  
 amount of loans outstanding, and other information as  
 specified by the DOM.

36 9 [Sec. 38.  
 36 10 Section 5 of this Act is effective July 1, 1991.]

VETOED

The deposit of lottery revenue sales tax into the  
 Rural Community 2000 Bond Security Account becomes  
 effective July 1, 1991.

VETOED: The Governor vetoed this Section and stated  
 that raising revenues through debt financing using  
 lottery sales tax would set a dangerous precedent,  
 and earmarking General Fund revenues is not a good  
 management practice and would inhibit the State's  
 ability to effectively manage its finances.

# CLEAN - Senate File 2153

## Committing the Lottery to Environment, Agriculture, and Natural Resources

(Based on Revenue of \$40 million)

Account/Program	Fundina Level	Responsible for Program Administration	Applicable Code Section
<b>Resource Enhancement and Protection (REAP) Fund Administered by the Department of Natural Resources (DNR)</b>	<b>(62.5%) \$25,000,000</b>		
Conservation Education Board	\$ 350,000	Department of Education	256.34
Administration Fund (1%)	250,000	Department of Natural Resources	107.17
Open Spaces Account (28%)	6,832,000	Department of Natural Resources	455A.19(1a)
DNR Acquisition and Development (85%)			
Protected Waters Acquisition (5%)			
Match of Private Funds for Open Spaces (10%)			
County Conservation Account (20%)	4,880,000	Department of Natural Resources / Counties	455A.19(1b)
Per County (30%)			
Per County on per capita Population (30%)			
Counties on Competitive Grant Basis (40%)			
Soil and Water Enhancement Account (20%)	4,880,000	Dept. of Agriculture and Land Stewardship (DALs)	455A.19(1c)
Cities' Parks and Open Space Account (15%)	3,660,000	Department of Natural Resources / Cities	455A.19(1d)
State Land Management Account (9%)	2,196,000	Department of Natural Resources	455A.19(1e)
Historical Resource Grant and Loan Fund (5%)	1,220,000	Department of Cultural Affairs	303.16
Living Roadway Trust (3%)	732,000	Department of Transportation, DNR	314.21
	\$ 25,000,000		
<b>Environmental Protection Account (VETOED)</b>	<b>(18%) \$7,200,000</b>		
Waste Volume Reduction & Recycling Fund	(59.5%) 4,284,000	Department of Natural Resources	455D.15(2 & 3)
Abandoned Well and Cistern Closure	(4.1%) 295,200	Agricultural Management Account, DALs	455E.11(2b)
State and Local Government Waste Management Program	(3.5%) 252,000	Department of Natural Resources	4556.484 & .510
Groundwater Protection Program:			
Household Hazardous Waste Cleanup Program	(7%) 504,000	Department of Natural Resources	455E.11, 455F.8
Household Hazardous Material Collection Sites	(7%) 504,000	Department of Natural Resources	455F.8A, 455F.8B
Rural Water Testing	(3.5%) 252,000	Department of Natural Resources	4558.172
Air Quality Toxics Programs	(4.9%) 352,800	Environmental Protection Division, DNR	455B, Division II
Iowa State University Water Research Institute	(2%) 144,000	Iowa State University (ISU)	99E.32(4e)
Assessment & Evaluation of Surface Water Streams & Rivers	(7%) 504,000	Environmental Protection Division, DNR	
Environmental Advertising Board	(1.5%) 108,000	Waste Management Authority, DNR	190C
	\$ 7,200,000		

# CLEAN - Senate File 2153

## Committing the Lottery to Environment, Agriculture, and Natural Resources

(Based on Revenue of \$40 million)

Account/Program	Funding Level	Responsible for Program Administration	Applicable Code Section
Soil Conservation Account Administered by the Department of Agriculture and Land Stewardship (DALs)	<b>(6%) \$2,400,000</b>		
Soil and Water Conservation Cost-Share	(62.4%) 1,497,600	Soil Conservation Division, DALs	467A.42-467A.75
Filter Strips and Waterways Projects	<b>(18.8%) 451,200</b>	Water Protection Fund, Soil Conservation Division	467F.4
Reforestation Programs	118.8%) 451,200	Soil Conservation Division, DALs	
	\$ 2,400,000		
<b>Energy Efficiency Account (VETOED)</b>	<b>(8%) \$3,200,000</b>		
Ethanol and Technology Office at the University of Iowa (U of I)	(12%) 384,000	Energy & Geological Resources Division, DNR	
Energy Efficiency & Self-Sufficiency Transportation Studies	(14.1%) 451,200	Iowa Energy Center at ISU	<b>S.F. 2403</b>
On-Farm Alternative Fuels Demonstration Projects	(14.1%) 451,200	Department of Agriculture and Land Stewardship	
Competitive Grants for Low-income Weatherization Projects	(22.3%) 713,600	Iowa Energy Center at ISU	<b>S.F. 2403</b>
Competitive Grants to Reduce Energy Consumption	<b>(31.3%) 1,001,600</b>	Iowa Energy Center at ISU	<b>S.F. 2403</b>
Energy Efficiency Program & Project Administration	(6.2%) 198,400	Department of Natural Resources	
	\$ 3,200,000		
<b>Annual Appropriations Account NETOEDI</b>	<b>(5.5%) \$2,200,000</b>		
Research on Environmental Contamination of Air, Soil & Water	300,000	Cntr for Health Effects of Envr. Contamination, U of I	263.17
Three-Mile Lake Reservoir Completion	700,000	Department of Natural Resources	
Springbrook Lake Restoration	100,000	Department of Natural Resources	
Statewide Town & Country Water System Analysis and Plan	300,000	Department of Natural Resources	
Native & Early Iowa Agricultural Seed Preservation	150,000	Department of Agriculture and Land Stewardship	
Research on the Regional Impact of Environmental Change	325,000	Cntr for Health Effects of Envr. Contamination, U of I	263.17
Restore and Repair Lowhead Dams in Specified Counties	100,000	Department of Natural Resources	
Swimming Pool Construction Grant Program	100,000	Department of Natural Resources	
Poweshiek Rural Water Association - Water Systems	100,000	Poweshiek Rural Water Association	
Computerization of Energy Use Pilot Project	25,000	Department of Natural Resources	
	\$ 2,200,000		

**EXECUTIVE SUMMARY**  
**FY 1990 SUPPLEMENTAL APPROPRIATIONS BILL**

**SENATE FILE 2212**

**NEW PROGRAMS ,SERVICES, OR  
ACTIVITIES**

• DEPARTMENT OF GENERAL SERVICES (DGS): Makes General Fund supplemental FY 1990 appropriations of \$1.7 million for restoration of the west porch and south side of the State Capitol Building and \$0.6 million for the second half of the first lease-purchase payment for computer equipment. (Page 4, Line 13)

• DEPARTMENT OF PUBLIC SAFETY Makes a General Fund supplemental FY 1990 appropriation to the Division of Criminal Investigation for costs associated with riverboat gambling law enforcement. (Page 19, Line 25)

**MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS**

• DEPARTMENT OF HUMAN SERVICES: Makes General Fund supplemental FY 1990 appropriations of \$5.3 million to the Medical Assistance Program and \$0.6 million to the Foster Care Program. These supplemental appropriations were needed because utilization of services, medical costs and caseloads were greater than anticipated. Also makes a General Fund FY 1990 deappropriation of \$1.3 million in funding for Enhanced Services for Mental Health, Mental Retardation and Developmental Disabilities populations. (Page 1, Line 1)

• DEPARTMENT OF INSPECTIONS AND APPEALS: Makes a General Fund supplemental FY 1990 appropriation of \$2.0 million to the Office of the State Public Defender. (Page 5, Line 13)

• DEPARTMENT OF PERSONNEL Makes a Primary Road Fund supplemental FY 1990 appropriation of \$0.7 million for paying workers' compensation claims on behalf of the Department of Transportation. (Page 7, Line 28)

• JUDICIAL DEPARTMENT: Makes a General Fund supplemental FY 1990 appropriation of \$0.9 million for the purchase of computer software and hardware for the child support system. (Page 21, Line 13)

**SIGNIFICANT CHANGES TO THE CODE OF  
IOWA**

• DEPARTMENT OF CORRECTIONS: Adds language allowing the lease-purchase of a new 50 bed facility, which shall have ten beds designated for the OWI Program. Funds for these beds will carry forward into FY 1991. (Page 18, Line 33)

**EXECUTIVE SUMMARY**  
**FY 1990 SUPPLEMENTAL APPROPRIATIONS BILL**

**SENATE FILE 2212**

GOVERNOR'S VETOES

- The Governor vetoed the \$1.0 million appropriation for the March 31, 1990 adjustment of nursing facility reimbursements, based upon the rationale that fiscal constraints did not permit this increase. (Page 1, Line 24)
- The Governor vetoed the language which permitted the Alcoholic Beverage Division of the Department of Commerce to use up to \$375,000 of its unobligated moneys to purchase computer hardware and software, based upon the rationale that a new computer may not be needed and that the Division should work with the DGS to meet its computer needs. (Page 6, Line 26)
- The Governor vetoed language pertaining to the expenditure of up to \$0.85 million for the remodeling of administrative offices and the consolidation of certain operations in the Fifth Judicial District Department of Correctional Services, based upon the rationale that this project could not be justified as a high priority given the State's other needs and fiscal condition. (Page 9, Line 35)

Senate File 2212 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
2	3	3	Amends	Sec. 4, Chapter 318 1989 Iowa Acts	DHS State Supplementary Assistance Deappropriation
2	13	4	Amends	Sec. 23, Chapter 318 1989 Iowa Acts	DHS Enhanced Services Deappropriation
2	23	5	Adds	Sec. 23, Chapter 318 1989 Iowa Acts	Non-Reversion of Enhanced Services Funds
3	8	6	Amends	Sec. 6, Chapter 320 1989 Iowa Acts	DPH Family and Community Health Appropriation
3	18	7	Amends	Sec. 1104, Chapter 304 1989 Iowa Acts	DPH Rural Health Deappropriation
4	24	11	Amends	Sec. 7(6), Chapter 315 1989 Iowa Acts	Dept. Gen Serv Printing & Mail Div - Appropriation
4	33	12	Amends	Sec. 8(2), Chapter 315 1989 Iowa Acts	Dept of General Services Utility Costs - Appropriation
5	14	13	Amends	Sec. 7(1), Chapter 321 1989 Iowa Acts	Dept of Inspections and Appeals - FTE Limitation
5	31	14	Amends	Sec. 8, Chapter 321 1989 Iowa Acts	Public Defender - Indigent Defense Appropriation
6	3	15	Adds	Sec. 4(2), Chapter 321 1989 Iowa Acts	DIA Unemployment Insurance Shortfall
6	10	16	Amends	Sec. 11(1), Chapter 321 1989 Iowa Acts	DIA Professional Licensing Division Appropriation
6	26	17	Adds	Sec. 13, Chapter 321 1989 Iowa Acts	DIA Alcoholic Beverage Division
7	3	18	Amends	Sec. 13(2), Chapter 317 1989 Iowa Acts	Merit System Appropriation
7	11	19	Amends	Sec. 14, Chapter 317 1989 Iowa Acts	Workers' Compensation Appropriation
7	22	20	Amends	Sec. 15(1), Chapter 317 1989 Iowa Acts	Highways Division - FTE Limitation
7	28	21	Amends	Sec. 15(3), Chapter 317 1989 Iowa Acts	Merit System Cost

Page #	Line #	Bill Section	Action	Code Section Changed	Description
8	1	22	Amends	Sec. 16, Chapter 317 1989 Iowa Acts	Workers' Compensation Costs
9	35	24	Nwthstnd	Sec. 8.33	Lease Purchase of Facilities
11	26	24.10	Nwthstnd	Sec. 453.7	Use of Interest Earned
11	29	25	Amends	Sec. 4(1) Chapter 316, 1989 Iowa Acts	Correctional Institutions Appropriations
15	2	27	Amends	Sec. 5(2-3), Chapter 316 1989 Iowa Acts	Corrections Appropriations
15	16	28	Amends	Sec. 7(2) Chapter 316 1989 Iowa Acts	Correctional Grant Programs
15	24	29	Amends	Sec. 8(1) Chapter 316 1989 Iowa Acts	District Appropriations
18	33	30	Amends	Sec. 9, Chapter 316 1989 Iowa Acts	New Community-based Beds
20	20	34	Amends	Sec. 10(3), Chapter 317 1989 Iowa Acts	Highway Patrol - Workers's Compensation Appropriation
21	2	36	Nwthstnd	Sec. 8.33	Non-Reversion - Prosecutors Desk Manual Funds
21	33	39	Amends	Sec. 1.1(a), Chapter 311 1989 Iowa Acts	DALS Administrative Division Appropriation
22	4	40	Amends	Sec. 1.2(a), Chapter 311 1989 Iowa Acts	DALS Farm Commodity Division Deappropriation
22	12	41	Amends	Sec. 1.5(a), Chapter 311 1989 Iowa Acts	DALS Laboratory Division Appropriation
22	25	42	Amends	Sec. 6.1(a), Chapter 311 1989 Iowa Acts	DNR Deappropriation
22	34	43	Amends	Sec. 1(4), Chapter 319, 1989 Iowa Acts	State Library Reduction
23	8	44	Amends	Sec. 1(5), Chapter 319, 1989 Iowa Acts	Iowa Public Television Reduction
23	17	45	Amends	Sec. 1(7), Chapter 319 1989 Iowa Acts	Regional Library System Reduction
24	5	48	Amends	Sec. 10, Chapter 319 1989 Iowa Acts	College Aid Appropriation



1 1 DEPARTMENT OF HUMAN SERVICES

1 2 Section 1.  
1 3 There is appropriated from the general fund of the state to  
1 4 the department of human services for the fiscal year beginning  
1 5 July 1, 1989, and ending June 30, 1990, the following amounts,  
1 6 or so much thereof as is necessary, to be used for the  
1 7 purposes designated:

1 8 1. For medical assistance to be used for the same purposes  
1 9 and to supplement funds appropriated by 1989 Iowa Acts,  
1 10 chapter 318, section 2:

1 11 ..... \$ 5,373,000

1 12 2. For foster care to be used for the same purposes and to  
1 13 supplement funds appropriated by 1989 Iowa Acts, chapter 318,  
1 14 section 12:

1 15 ..... \$ 635,316

1 16 3. For the juvenile home at Toledo to be used for the same  
1 17 purposes and to supplement funds appropriated by 1989 Iowa  
1 18 Acts, chapter 318, section 11:

1 19 ..... \$ 70,175

1 20 4. For the Iowa veterans home at Marshalltown to cover a  
1 21 shortfall in funds previously appropriated for administrative  
1 22 costs for the fiscal year ending June 30, 1990:

1 23 .....\$ 180,000

1 24 [Sec. 2. NURSING FACILITY REIMBURSEMENT -- APRIL 1990  
1 25 ADJUSTMENT.

1 26 There is appropriated from the general fund of the state to  
1 27 the department of human services for the fiscal year beginning  
1 28 July 1, 1989, and ending June 30, 1990, the following amount  
1 29 or so much thereof as is necessary, to be used for the purpose

General Fund supplemental appropriation to the Department of Human Services (DHS) for the Medical Assistance Program.

DETAIL: This supplemental appropriation was needed because utilization of services and medical costs were greater than budgeted. Costs of the Womens and Childrens Program were also greater than anticipated.

General Fund supplemental appropriation to the DHS for the Foster Care Program.

DETAIL: This supplemental appropriation was needed because caseloads were greater than budgeted.

General Fund supplemental appropriation to the DHS for the State Juvenile Home at Toledo.

DETAIL: This supplemental appropriation was needed to fund additional night-shift staff which were added due to a perceived need to improve security for both residents and staff.

General Fund supplemental appropriation to the DHS for administrative costs at the Iowa Veteran's Home at Marshalltown.

General Fund supplemental appropriation to the DHS for adjusting nursing facility reimbursement rates to the 74th percentile as calculated from the March 31, 1990 compilation. The adjustment will be effective as of April 1, 1990.

VETOED

1 30 designated:  
 1 31 For adjustment of nursing facility reimbursement rates in  
 1 32 accordance with this section:  
 1 33 ..... \$ 1,000,000  
 1 34 Effective April 1, 1990, the maximum reimbursement rate for  
 1 35 nursing facilities shall be the 74th percentile of facility  
 2 1 costs as calculated from the March 31, 1990, unaudited  
 2 2 compilation of cost and statistical data.]

VETOED: The Governor vetoed this Section, based upon the rationale that fiscal constraints did not permit this earlier increase in reimbursement rates.

2 3 Sec. 3. 1989 Iowa Acts, chapter 318, section 4, unnumbered  
 2 4 paragraphs 1 and 2, are amended to read as follows:  
 2 5 There is appropriated from the general fund of the state to  
 2 6 the department of human services for the fiscal year beginning  
 2 7 July 1, 1989, and ending June 30, 1990, the following amount,  
 2 8 or so much thereof as is necessary, to be used for the  
 2 9 purposes designated:  
 2 10 For state supplementary assistance:  
 2 11 ..... \$ 17,212,888  
 2 12 17,102,888

CODE: Deappropriates \$110,000 from the DHS appropriation for State Supplementary Assistance.

DETAIL: This deappropriation was due to caseloads being less than budgeted.

2 13 Sec. 4. 1989 Iowa Acts, chapter 318, section 23,  
 2 14 unnumbered paragraph 1, is amended to read as follows:  
 2 15 There is appropriated from the general fund of the state to  
 2 16 the state candidate services fund for the fiscal year  
 2 17 beginning July 1, 1989, and ending June 30, 1990, the  
 2 18 following amount, or so much thereof as is necessary to be  
 2 19 used by the department of human services for the purposes  
 2 20 designated:  
 2 21 ..... \$ 4,779,600  
 2 22 3,479,600

CODE: Deappropriates ,300,000 from the DHS appropriation for Enhanced Services for Mental Health, Mental Retardation and Developmental Disabilities populations.

DETAIL: This deappropriation is related to the Governor's veto of day rehabilitation as an eligible service.

2 23 [Sec. 5. 1989 Iowa Acts, chapter 318, section 23, is VETOED  
 2 24 amended by adding the following new subsections:  
 2 25 NEW SUBSECTION. 12. Notwithstanding section 8.33, funds  
 2 26 appropriated under this section which are not obligated or  
 2 27 encumbered shall not revert to the general fund on September  
 2 28 30, 1990, and shall not be transferred for deposit pursuant to  
 2 29 subsection 13 until county expenditures are reimbursed  
 2 30 pursuant to subsection 6.  
 2 31 NEW SUBSECTION. 13. Notwithstanding section 8.33, funds  
 2 32 appropriated under this section which are not obligated or

CODE: Requires unencumbered Enhanced Services funds to be deposited in the Mental Health Retardation Services Fund, after county expenditures for candidate services are reimbursed.

DETAIL: The Governor vetoed this language in the 1989 DHS appropriations bill, based upon the rationale that federal approval of the waiver pertaining to rehabilitation services was uncertain, and that an appropriate method of funding the

2 33 encumbered shall not revert to the general fund on September  
 2 34 30, 1990, but shall be deposited in the state supplementation  
 2 35 of federal social services block grant fund for use in the  
 3 1 fiscal year beginning July 1, 1990. It is the intent of the  
 3 2 general assembly that the funds deposited in the state  
 3 3 supplementation of federal social services block grant fund  
 3 4 for this purpose shall be used in addition to moneys  
 3 5 appropriated in the fiscal year beginning July 1, 1990, for  
 3 6 this purpose.]

services could be found if federal approval was received. DHS projects that \$1.5 million of Enhanced Services funds will not be spent. Some of these funds will be transferred to cover deficits in other line items.

VETOED: The Governor vetoed this Section, based upon the rationale that unexpended funds appropriated for one purpose should not be automatically transferred and, therefore, made available for another purpose, circumventing the normal appropriation process.

3 7 IOWA DEPARTMENT OF PUBLIC HEALTH

3 8 Sec. 6. 1989 Iowa Acts, chapter 320, section 6, is amended  
 3 9 to read as follows:

3 10 SEC. 6. There is appropriated from the separate fund  
 3 11 created under section 3215.17 to the family and community  
 3 12 health division of the Iowa department of public health for  
 3 13 the fiscal year beginning July 1, 1989, and ending June 30,  
 3 14 1990, the amount of ~~\$101,000~~ 176,000, or so much thereof as is  
 3 15 necessary, to pay the costs of medical examinations in crimes  
 3 16 of sexual abuse and of treatments for prevention of venereal  
 3 17 disease as required by section 709.10.

CODE: Makes a \$75,000 supplemental appropriation from the Victim Reparation Fund to the Family and Community Health Division of the Department of Public Health (DPH) for reimbursement for examination, treatment, and collection of medical evidence in crimes of sexual abuse.

DETAIL: Program needs were greater than anticipated.

3 18 Sec. 7. 1989 Iowa Acts, chapter 304, section 1104,  
 3 19 unnumbered paragraphs 1 and 2, are amended to read as follows:

3 20 There is appropriated from the general fund of the state to  
 3 21 the Iowa department of public health for the fiscal year  
 3 22 beginning July 1, 1989, and ending June 30, 1990, the  
 3 23 following amount, or so much thereof as is necessary, to be  
 3 24 used for the purposes designated:

3 25 For the office of rural health:

3 26 .....	\$	150,000
3 27 .....		50,000
3 28 .....	FTEs	2.0

CODE: Makes a \$100,000 deappropriation from the DPH, Office of Rural Health, to the General Fund.

DETAIL: Results from Governor's item veto of intent language requiring that \$50,000 be allocated to provide technical assistance to rural communities and counties exploring alternative service delivery options and that \$50,000 be allocated to provide competitive research grants to conduct economic analyses of the effects of modifying the rural service delivery system.

3 29 STATE BOARD OF REGENTS

3 30 Sec. 8.

General Fund appropriation for the opening of Latham

3 31	There is appropriated from the general fund of the state to	Hall at the University of Northern Iowa.
3 32	the state board of regents for the fiscal year beginning July	
3 33	1, 1989, and ending June 30, 1990, the following amounts, or	
3 34	so much thereof as is necessary, to be used for the purposes	
3 35	designated:	
4 1	UNIVERSITY OF NORTHERN IOWA	
4 2	For opening new buildings: ,	
4 3	..... \$ 60,000	
4 4	Sec. 9.	General Fund appropriation for the Agriculture Health
4 5	There is appropriated from the general fund of the state to	and Safety Service Pilot Program at the University of
4 6	the state board of regents for the fiscal period beginning	Iowa.
4 7	July 1, 1989, and ending June 30, 1991, the following amount,	
4 8	or so much thereof as is necessary, to be used for the	
4 9	purposes designated:	
4 10	For continuation of the agricultural health and safety	
4 11	service pilot program:	
4 12	..... \$ 40,000	
4 13	DEPARTMENT OF GENERAL SERVICES	
4 14	Sec. 10.	General Fund supplemental appropriation to the
4 15	There is appropriated from the general fund of the state to	Department of General Services (DGS) for the payment
4 16	the department of general services for the fiscal year	of the computer lease-purchase.
4 17	beginning July 1, 1989, and ending June 30, 1990, the	
4 18	following amount, or so much thereof as is necessary, to be	DETAIL: Represents the second half of the first
4 19	used for the purposes designated:	lease payment on the computer. Annual payments are
4 20	For the payment of the computer lease-purchase:	approximately \$1.3 million and the term of the lease
4 21	..... \$ 600,000	is five years.
4 22	.For capitol restoration:	General Fund supplemental appropriation to DGS for
4 23	..... \$ 1,700,000	capitol restoration.
		DETAIL: Funds are requested to continue restoration
		of the west porch and south side of the Capitol
		Building. .
4 24	Sec. 11. 1989 Iowa Acts, chapter 315, section 7,	CODE: . Makes a \$90,000 General Fund supplemental
4 25	subsection 6, is amended to read as follows:	appropriation to the DGS for the Printing and Mail

4 26 6. PRINTING AND MAIL DIVISION  
 4 27 For salaries, support, maintenance, miscellaneous purposes,  
 4 28 and for not more than the following full-time equivalent posi-  
 4 29 tions:  
 4 30 ..... \$ 4457439  
 4 31 ..... 535,439  
 4 32 ..... FTEs 22.5

Division.

DETAIL: With restructuring and the addition of the new Historical Building, the Department states that the supplemental is necessary to maintain the current level of service.

4 33 Sec. 12. 1989 Iowa Acts, chapter 315, section 8,  
 4 34 subsection 2, is amended to read as follows:

CODE: Makes a \$200,000 General Fund supplemental appropriation to DCS for utility costs.

4 35 2. UTILITY COSTS  
 5 1 For payment of utility costs:  
 5 2 ..... \$ 1,667,302  
 5 3 ..... 1,867,302

DETAIL: Utility usage is greater than the appropriated level.

5 4 The department of general services may use funds  
 5 5 appropriated in this subsection for utility costs to fund  
 5 6 energy conservation projects in the state capitol complex  
 5 7 which will have a one hundred percent payback within a twenty-  
 5 8 four month period. The department of general services shall  
 5 9 report quarterly to the co-chairpersons and ranking minority  
 5 10 members of the administration appropriations subcommittee  
 5 11 concerning the savings generated as a result of implementation  
 5 12 of these projects.

Permits the DGS to fund energy conservation projects which have a two-year payback. Requires the Department to report quarterly on savings generated as a result of implementing energy conservation projects.

5 13 DEPARTMENT OF INSPECTIONS AND APPEALS

5 14 Sec. 13. 1989 Iowa Acts, chapter 321, section 7,  
 5 15 subsection 1, is amended to read as follows:

CODE: Increases the FTE position limitation by 0.5 PTE positions in the General Office of the Department of Inspections and Appeals.

5 16 1. GENERAL DEPARTMENT  
 5 17 For salaries, support, maintenance, miscellaneous purposes,  
 5 18 and for not more than the following full-time equivalent posi-  
 5 19 tions:  
 5 20 ..... \$ 4,124,300  
 5 21 ..... FTEs ~~250.50~~  
 5 22 ..... 251.00

DETAIL: The increase in the FTE position limitation is for the processing of Indigent Defense Program claims.

5 23 Of the amount appropriated, \$38,700, or so much thereof as  
 5 24 is necessary, shall be expended for 1 FTE and necessary  
 5 25 expenses in connection with the administration of payment  
 5 26 claims to court-appointed counsel for adult and juvenile  
 5 27 indigent defense costs.

PG LN

Senate File 2212

Explanation

5 28 3 FTEs responsible for conducting alcoholic beverage audits  
5 29 shall be transferred to the alcoholic beverage division of the  
5 30 department of commerce.

5 31 Sec. 14. 1989 Iowa Acts, chapter 321, section 8,  
5 32 unnumbered paragraph 3, is amended to read as follows:  
5 33 For indigent court-appointed attorney fees for adults and  
5 34 juveniles, and to help process claims notwithstanding section  
5 35 232.141 and chapter 815:

6 1 ..... \$ ~~7,200,000~~  
6 2 ..... 9,200,000

CODE: Makes a \$2,000,000 General Fund supplemental appropriation to the Office of the State Public Defender.

DETAIL: The supplemental appropriation covers the additional cost associated with an increase in the number of claims and the average cost per claim.

6 3 Sec. 15. 1989 Iowa Acts, chapter 321, section 4,  
6 4 subsection 2, is amended by adding the following new paragraph  
6 5 after paragraph "b":  
6 6 NEW PARAGRAPH. bb. The division may expend up to \$120,000  
6 7 from the fund to offset the federal unemployment insurance  
6 8 shortfall.

CODE: Allows the Department of Employment Services to use up to \$120,000 from the Unemployment Insurance Fund to offset the federal unemployment insurance shortfall.

6 9 DEPARTMENT OF COMMERCE

6 10 Sec. 16. 1989 Iowa Acts, chapter 321, section 11,  
6 11 subsection 1, unnumbered paragraphs 1 and 2, are amended to  
6 12 read as follows:  
6 13 There is appropriated from the professional licensing  
6 14 revolving fund to the professional licensing and regulation  
6 15 division of the department of commerce, for the fiscal year  
6 16 beginning July 1, 1989, and ending June 30, 1990, the  
6 17 following amount, or so much thereof as is necessary, for the  
6 18 purposes designated:

6 19 For salaries, support, maintenance, miscellaneous purposes,  
6 20 and for not more than the following full-time equivalent posi-  
6 21 tions:  
6 22 ..... \$ 679,675  
6 23 ..... 694,675  
6 24 ..... FTEs 9.8  
6 25 ..... 10.0

CODE: Makes a \$15,000 supplemental appropriation from the Professional Licensing Revolving Fund to the Professional Licensing Division of the Department of Commerce (DOC). Increases the number of authorized FTE positions by one.

DETAIL: The additional funds appropriated are to cover start-up costs for the Real Estate Appraisers' Board. The Board was authorized during last session to license and provide regulation to real estate appraisers. Because of a delay in federal examination procedures, the Board will not be able to collect license fees until the latter part of 1990. The additional FTE position is for the Real Estate Education Director, which was authorized during last session, but the FTE limit was not increased.

6 26 [Sec. 17. 1989 Iowa Acts, chapter 321, section 13, is **VETOED**  
6 27 amended by adding the following new unnumbered paragraph:

CODE: Permits the Alcoholic Beverage Division of the DOC to spend up to \$375,000 from the Division's

6 28 NEW UNNUMBERED PARAGRAPH. Any unencumbered or unobligated  
 6 29 moneys, up to \$375,000, that remain from the appropriation for  
 6 30 the fiscal year beginning July 1, 1989, and ending June 30,  
 6 31 1990, to the alcoholic beverages division from the beer and  
 6 32 liquor control fund, shall not revert to the beer and liquor  
 6 33 control fund but may be expended by the division for the  
 6 34 purchase of computer hardware and software to support its  
 6 35 alcoholic liquor **wholesale** operation and its licensing and  
 7 1 regulation **bureau.** ]

unobligated moneys in its FY 1990 fund to purchase computer hardware and software.

DETAIL: The Division requested the equipment to replace the current equipment in use and in order to implement a personal computer network format for maintaining, ordering and delivering data, as well as the licensing system.

VETOED: The Governor vetoed this Section, based upon the rationale that purchasing a new computer has not been shown to be the most efficient or effective way of meeting the Division's data processing needs, and that the Division should **work** with the General Services Information Services Division.

7 2 STATE DEPARTMENT OF TRANSPORTATION

7 3 Sec. 18. 1989 Iowa Acts, chapter 317, section 13,  
 7 4 subsection 2, is amended to read as follows:  
 7 5 2. For the purpose of making payments to the department of  
 7 6 personnel for expenses incurred in administering the merit  
 7 7 system on behalf of the state department of transportation, as  
 7 8 required by chapter 19A:

CODE: Increases the appropriation for the increased costs associated with administering the merit system.

7 9 ..... \$ 16,000  
 7 10 ..... 32,000

7 11 See. 19. 1989 Iowa Acts, chapter 317, section 14, is  
 7 12 amended to read as follows:

CODE: Increases the appropriation for the increased cost of workers' compensation.

7 13 SEC. 14. There is appropriated from the road use tax fund  
 7 14 to the department of personnel for the fiscal year beginning  
 7 15 July 1, 1989, and ending June 30, 1990, the following amount,  
 7 16 or so much thereof as is necessary, to be used for the  
 7 17 purposes designated:

7 18 For paying workers' compensation claims under chapter 85 on  
 7 19 behalf of employees of the state department of transportation:  
 7 20 ..... \$ 35,000  
 7 21 ..... 70,080

7 22 Sec. 20. 1989 Iowa Acts, chapter 317, section 15,  
 7 23 subsection 1, paragraph e, is amended to read as follows:

CODE: Increases the number of FTE positions for the Division by one.

PG LN Senate File 2212 Explanation

7 24 e. Highways:  
 7 25 ..... \$124,381,000  
 7 26 ..... FTEs ~~2,870.0~~  
 7 27 ..... 2,871.0

7 28 Sec. 21. 1989 Iowa Acts, chapter 317, section 15, CODE: Corresponding language to Section 18.  
 7 29 subsection 3, is amended to read as follows:  
 7 30 3. For the purpose of making payments to the department of  
 7 31 personnel for expenses incurred in administering the merit  
 7 32 system on behalf of the state department of transportation, as  
 7 33 required by chapter 19A:  
 7 34 .....\$ ~~304,000~~  
 7 35 ..... 646,000

8 1 Sec. 22. 1989 Iowa Acts, chapter 317, section 16, is CODE: Corresponding language for Section 19.  
 8 2 amended to read as follows:  
 8 3 SEC. 16. There is appropriated from the primary road fund  
 8 4 to the department of personnel for the fiscal year beginning  
 8 5 July 1, 1989, and ending June 30, 1990, the following amount,  
 8 6 or so much thereof as is necessary, to be used for the  
 8 7 purposes designated:  
 8 8 For paying workers' compensation claims under chapter 85 on  
 8 9 behalf of the employees of the state department of  
 8 10 transportation:  
 8 11 ..... \$ ~~666,540~~  
 8 12 ..... 1,331,540

8 13 DEPARTMENT OF CORRECTIONS

8 14 Sec. 23. General Fund supplemental appropriation for a new  
 8 15 There is appropriated from the general fund of the state to program for individuals under the jurisdiction of the  
 8 16 the department of corrections for the fiscal year beginning Department of Corrections (DOC).  
 8 17 July 1, 1989, and ending June 30, 1990, the following amount,  
 8 18 or so much thereof as is necessary, to be used for the  
 8 19 purposes designated:  
 8 20 To establish individualized, personal development life  
 8 21 management programs:  
 8 22 ..... \$ 100,000

8 23 These programs shall include multisensory, sequential Requires the program to be individualized, have  
 8 24 learning modules with an individualized plan of action for certain content and be voluntary. Also, requires the



8 25 each client involving such areas as finance, career,  
 8 26 employment, physical, health, education, family, home,  
 8 27 spiritual, ethical, social, and cultural needs. These  
 8 28 programs, which must be accredited by the recognized college  
 8 29 oversight association, must result in the possibility of  
 8 30 earned college credits or continuing education units, where  
 8 31 applicable. These voluntary programs, shall be motivational,  
 8 32 aid in development of responsible attitudes and habits,  
 8 33 problem-solving and decision-making abilities, emotional  
 8 34 control, and job seeking skills. The programs shall foster  
 8 35 improved family and social relations. These programs shall be  
 9 1 relevant, timely, convenient, portable, and accessible for  
 9 2 clients, and must have been updated in the previous 2 years.  
 9 3 The department of corrections shall contract for this  
 9 4 project with a provider of programs which have at least 15  
 9 5 years of working with criminal offender/ex-offender  
 9 6 populations. The contract for this project shall be awarded  
 9 7 to a private, nongovernmental organization created under  
 9 8 chapter 496A. The department shall use the fixed price method  
 9 9 of contracting authorized by the federal procurement  
 9 10 regulation, f.p.r. 1-3.404.2, which imposes a minimum  
 9 11 administrative burden on the department. The programs shall  
 9 12 be made available to the first and sixth judicial district  
 9 13 departments of correctional services, and at the correctional  
 9 14 facility or facilities designated by the department. The  
 9 15 contractor shall also provide health screening tests for the  
 9 16 prevention of illness and disease, a plan for physical  
 9 17 fitness, and an aptitude career assessment.

DOC to contract with an experienced provider for this program in the First and Sixth Judicial District Departments of Correctional Services and at the correctional facilities designated by the DOC.

9 18 Sec. 24.  
 9 19 There is appropriated from the general fund of the state to  
 9 20 the department of corrections for the fiscal year beginning  
 9 21 July 1, 1989, and ending June 30, 1990, the following amounts,  
 9 22 or so much thereof as is necessary, to be used for the  
 9 23 purposes designated:  
 9 24 To provide for financial arrangements for the acquisition  
 9 25 or construction by lease-purchase of real and personal  
 9 26 property not exceeding a maximum cost, excluding the cost of  
 9 27 interest expense and various fees associated with the  
 9 28 acquisition of lease-purchase financing, of a total project  
 9 29 cost of \$17,532,000 for land acquisition, for expanded prison

General Fund supplemental appropriation to the DOC for lease purchase of correctional facilities and equipment.

9 30 facilities, for consolidation of certain community-based  
 9 31 corrections district's facilities, and to supplement 1989 Iowa  
 9 32 Acts, chapter 316 in the manner provided in the following  
 9 33 subsections:  
 9 34 ..... \$ 200,000

9 35 Notwithstanding section 8.33, moneys remaining unencumbered  
 10 1 and unobligated on June 30, 1990, from the appropriation made  
 10 2 in this section shall not revert but shall remain available  
 10 3 for expenditure for purposes of this section for the fiscal  
 10 4 year beginning July 1, 1990.

10 5 1. Up to \$3,900,000 for construction of 120 additional  
 10 6 medium security dormitory style beds at the Rockwell City  
 10 7 correctional facility.

10 8 2. Up to \$4,000,000 for construction of 100 additional  
 10 9 medium security dormitory style beds at the Oakdale  
 10 10 corrections campus.

10 11 3. Up to \$2,363,000 for construction of 50 additional  
 10 12 minimum security cottage style or residential dormitory style  
 10 13 beds at the Mitchellville correctional facility. The  
 10 14 architectural plan shall include living units designed to  
 10 15 promote and accomplish the goals of the family preservation  
 10 16 program established in section 246.207.

10 17 4. Up to \$1,300,000 for construction of 60 minimum  
 10 18 security dormitory style beds located in Polk county.  
 10 19 As a condition, limitation, and qualification of this  
 10 20 appropriation, the beds shall be used for a 30-to-60-day shock  
 10 21 revocation program for parole and probation violators. The  
 10 22 beds shall be administered by the state department of  
 10 23 corrections.

10 24 5. Up to \$3,500,000 for the addition of 200 community-  
 10 25 based corrections residential beds with the locations to be  
 10 26 determined by the state department of corrections, with at  
 10 27 least 25 residential beds being dedicated for women.  
 10 28 The construction of the 200 beds shall not begin until the  
 10 29 department has notified and provided an explanation for the  
 10 30 placement of the beds to the legislative council, the  
 10 31 legislative fiscal committee, the joint justice system  
 10 32 appropriations subcommittee, and the Legislative fiscal  
 10 33 bureau.

10 34 [6. Up to \$849,000 for the remodeling of administrative VETOED

CODE: Adds language which allows funds to carry forward for expenditure in FY 199 for the purposes designated.

VETOED: The Governor vetoed language pertaining to the expenditure of up to \$849,000 for the remodeling of administrative offices and the consolidation of certain operations in the Fifth Judicial District Department of Correctional Services, based upon the rationale that this project could not be justified as a high priority when compared to more pressing needs and considering the State's fiscal condition.

10 35 offices and the consolidation of certain district operations  
 11 1 in the fifth judicial district department of correctional  
 11 2 services.]  
 11 3 7. Up to \$120,000 to supplement funds appropriated by 1989  
 11 4 Iowa Acts, chapter 316, section 7, subsection 6, for providing  
 11 5 financing to begin construction of the 36 residential beds  
 11 6 authorized under paragraph "d" for the eighth judicial  
 11 7 district department of correctional services.  
 11 8 8. Up to \$1,000,000 for supplementing the appropriations  
 11 9 available under subsections 4 and 5 for land acquisition costs  
 11 10 and architectural fees if the appropriations available under  
 11 11 those subsections are insufficient to pay all costs of land  
 11 12 acquisition and architectural fees.  
 11 13 8A. Up to \$500,000 for the consolidation of work release,  
 11 14 OWI, field services, and administrative offices for the sixth  
 11 15 judicial district department of correctional services.  
 11 16 9. Notwithstanding the limitation on the amount available  
 11 17 for use for each of the projects designated in subsections 1  
 11 18 through 8A, the dollar limitation may be exceeded for any  
 11 19 project provided that the dollar limitations for other  
 11 20 projects are reduced in the cumulative by that excess.  
 11 21 However, a dollar limitation shall not be increased unless  
 11 22 notification is provided to the legislative council,  
 11 23 legislative fiscal committee, legislative fiscal bureau, and  
 11 24 department of management prior to the increase in the dollar  
 11 25 limitation.

11 26 10. Notwithstanding section 453.7, interest earned on the  
 11 27 proceeds from the lease-purchase arrangement are available for  
 11 28 the projects designated in subsections 1 through 8A.

CODE: Adds language allowing interest earned from the lease-purchase to be used for the projects which are being lease purchased.

11 29 Sec. 25. 1989 Iowa Acts, chapter 316, section 4,  
 11 30 subsection 1, is amended to read as follows:  
 11 31 1. For the operation of adult correctional institutions,  
 11 32 to be allocated as follows:  
 11 33 a. For the operation of the Fort Madison correctional  
 11 34 facility, including salaries, support, maintenance,  
 11 35 miscellaneous purposes, and for not more than the following  
 12 1 full-time equivalent positions:  
 12 2 .....\$ 18,460,504

CODE: Increases appropriations for certain correctional facilities to cover the costs of staffing and maintaining the increased prison populations.

12 3 ..... FTEs 479.5  
12 4 As a condition, limitation, and qualification of this  
12 5 appropriation, the facility shall employ 294 correctional  
12 6 officers. The additional correctional officers may be used to  
12 7 provide security for any increased activity of the inmate work  
12 8 detail program.  
12 9 b. For the operation of the Anamosa correctional facility,  
12 10 including salaries, support, maintenance, miscellaneous  
12 11 purposes, and for not more than the following full-time  
12 12 equivalent positions:  
12 13 ..... \$ ~~13,286,645~~  
12 14 ..... 14,080,184  
12 15 ..... FTEs 325.0  
12 16 As a condition, limitation, and qualification of this  
12 17 appropriation, the facility shall employ 193 correctional  
12 18 officers and a part-time chaplain of a minority race, and an  
12 19 additional counselor. The additional correctional officers  
12 20 may be used to provide security for any increased activity of  
12 21 the inmate work detail program.  
12 22 Of the funds appropriated, the department's budget for  
12 23 Anamosa shall include funding for a full-time substance abuse  
12 24 counselor for the Luster Heights facility, for the purpose of  
12 25 certification of a substance abuse program at that facility.  
12 26 c. For the operation of the Oakdale correctional facility,  
12 27 including salaries, support, maintenance, miscellaneous  
12 28 purposes, and for not more than the following full-time  
12 29 equivalent positions:  
12 30 ..... \$ ~~9,141,174~~  
12 31 ..... 9,313,882  
12 32 ..... FTEs 246.5  
12 33 As a condition, limitation, and qualification of this  
12 34 appropriation, the facility shall employ 126 correctional  
12 35 officers, and an additional counselor. The additional  
13 1 correctional officers may be used to provide security for any  
13 2 increased activity of the inmate work detail program.  
13 3 d. For the operation of the Newton correctional facility,  
13 4 including salaries, support, maintenance, miscellaneous  
13 5 purposes, and for not more than the following full-time  
13 6 equivalent positions:  
13 7 ..... \$ ~~2,401,032~~  
13 8 ..... 2,415,632

13 9 .....FTEs 57.5

13 10 As a condition, limitation, and qualification of this

13 11 appropriation, the facility shall employ 20 correctional

13 12 officers. The additional correctional officers may be used to

13 13 provide security for any increased activity of the inmate work

13 14 detail program.

13 15 e. For the operation of the Mt. Pleasant correctional

13 16 facility, including salaries, support, maintenance,

13 17 miscellaneous purposes, and for not more than the following

13 18 full-time equivalent positions:

13 19 ..... \$ ~~10,118,391~~

13 20 ..... 10,151,241

13 21 ..... FTEs 259.28

13 22 As a condition, limitation, and qualification of this

13 23 appropriation, the facility shall employ 141 correctional

13 24 officers, and a full-time protestant chaplain to provide

13 25 religious counseling at the Oakdale and Mt. Pleasant

13 26 correctional facilities. The additional correctional officers

13 27 may be used to provide security for any increased activity of

13 28 the inmate work detail program.

13 29 f. For the operation of the Rockwell City correctional

13 30 facility, including salaries, support, maintenance,

13 31 miscellaneous purposes, and for not more than the following

13 32 full-time equivalent positions:

13 33 ..... \$ ~~2,476,622~~

13 34 ..... 2,578,822

13 35 ..... FTEs 67.0

14 1 As a condition, limitation, and qualification of this

14 2 appropriation, the facility shall employ 39 correctional

14 3 officers. The additional correctional officers may be used to

14 4 provide security for any increased activity of the inmate work

14 5 detail program.

14 6 g. For the operation of the Clarinda correctional

14 7 facility, including salaries, support, maintenance,

14 8 miscellaneous Purposes, and for not more than the following

14 9 full-time equivalent positions:

14 10 ..... \$ ~~3,740,697~~

14 11 ..... 3,831,947

14 12 ..... FTEs 105.65

14 13 As a condition, limitation, and qualification of this

14 14 appropriation, the facility shall employ 62 correctional

14 15 officers. The additional correctional officers may be used to  
14 16 provide security for any increased activity of the inmate work  
14 17 detail program.

14 18 h. For the operation of the Mitchellville correctional  
14 19 facility, including salaries, support, maintenance,  
14 20 miscellaneous purposes, and for not more than the following  
14 21 full-time equivalent positions:

14 22	.....	\$	<del>3,143,574</del>
14 23			<u>3,247,108</u>
14 24	.....	FTEs	86.5

14 25 As a condition, limitation, and qualification of this  
14 26 appropriation, the facility shall employ 49 correctional  
14 27 officers. The additional correctional officers may be used to  
14 28 provide security for any increased activity of the inmate **work**  
14 29 detail program.

14 30 Sec. 26.  
14 31 As a condition, limitation, and qualification of the  
14 32 supplemental appropriation made in section 25 of this Act, the  
14 33 funds may be used to supplement each institution listed in  
14 34 section 25 of this Act and employ 5 additional positions at  
14 35 Mitchellville, 28 additional positions at Anamosa, and 3  
15 1 additional positions at Oakdale.

Permits the funds appropriated in Section 25 to be used to hire a specified number of staff at certain institutions.

15 2 Sec. 27. 1989 Iowa Acts, chapter 316, section 5,  
15 3 subsections 2 and 3, are amended to read as follows:  
15 4 2. For reimbursement of counties for temporary confinement  
15 5 of work release and parole violators, as provided in sections  
15 6 246.908, 901.7, and 906.17:

15 7	.....	\$	<del>119,580</del>
15 8			<u>239,580</u>

15 9 3. For federal prison reimbursement and miscellaneous  
15 10 contracts:

15 11	.....	\$	<del>300,000</del>
15 12			<u>360,000</u>

15 13 The department of corrections shall use funds appropriated  
15 14 by this subsection to continue to contract for the service of  
15 15 a Muslim imam.

CODE: Increases the appropriations to cover the costs associated with an increase in prisoner populations.

15 16 Sec. 28. 1989 Iowa Acts, chapter 316, section 7,  
15 17 subsection 2, unnumbered paragraph 1, is amended to read as

CODE: Decreases the appropriation for job training and development grant programs.

15 18 follows:

15 19 For job training and development grant programs to award  
15 20 grants under contract to nonprofit organizations for  
15 21 community-based correctional clients:

15 22	.....	\$	400,000
15 23			<u>200,000</u>

15 24 Sec. 29. 1989 Iowa Acts, chapter 316, section 8,  
15 25 subsection 1. is amended to read as follows:  
15 26 1. There is appropriated from the general fund of the  
15 27 state to the department of corrections for the fiscal year  
15 28 beginning July 1, 1989, and ending June 30, 1990, the  
15 29 following amounts, or so much thereof as is necessary, to be  
15 30 allocated as follows:

15 31	a. For the first judicial district department of		
15 32	correctional services, the following amount, or so much		
15 33	thereof as is necessary:		
15 34	.....	\$	3,667,398
15 35			<u>3,717,320</u>

16 1 The district department shall continue the intensive  
16 2 supervision program established within the district in 1988  
16 3 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
16 4 "a", and as a condition, limitation, and qualification of this  
16 5 appropriation \$53,680 shall be used for a sex offender  
16 6 treatment program to be established within the district.

16 7 b. For the second judicial district department of  
16 8 correctional services, the following amount, or so much  
16 9 thereof as is necessary:

16 10	.....	\$	2,950,616
16 11			<u>2,995,637</u>

16 12 The district department shall continue the sex offender  
16 13 program established within the district in 1988 Iowa Acts,  
16 14 chapter 1271, section 6, subsection 1, paragraph "b", and as a  
16 15 condition, limitation, and qualification of this appropriation  
16 16 \$62,256 shall be used to expand the sex offender program  
16 17 established within the district and \$22,388 shall be used to  
16 18 expand the OWI program in the district established pursuant to  
16 19 1986 Iowa Acts, chapter 1246, section 402.

16 20 c. For the third judicial district department of  
16 21 correctional services, the following amount, or so much  
16 22 thereof as is necessary:

CODE: Increases the appropriation to each of the eight District Departments of Correctional Services to cover the increased costs associated with increased caseloads.

16 23 ..... \$ ~~1,675,891~~

16 24 ..... 1,700,930

16 25 The district department shall continue the sex offender  
16 26 program established within the district in 1988 Iowa Acts,  
16 27 chapter 1271, section 6, subsection 1, paragraph "c", and as a  
16 28 condition, limitation, and qualification of this appropriation  
16 29 \$21,000 shall be used to expand the sex offender program  
16 30 established within the district and \$7,000 shall be used to  
16 31 expand the OWI program in the district established pursuant to  
16 32 1986 Iowa Acts, chapter 1246, section 402.

16 33 d. For the fourth judicial district department of  
16 34 correctional services, the following amount, or so much  
16 35 thereof as is necessary:

17 1 ..... \$ ~~1,661,335~~

17 2 ..... 1,680,897

17 3 The district department shall continue the sex offender  
17 4 program established within the district in 1988 Iowa Acts,  
17 5 chapter 1271, section 6, subsection 1, paragraph "d", and as a  
17 6 condition, limitation, and qualification of this appropriation  
17 7 \$60,800 shall be used to expand the sex offender program and  
17 8 provide intensive supervision and treatment programs for sex  
17 9 offenders and an intensive supervision program for high-risk  
17 10 clients.

17 11 e. For the fifth judicial district department of  
17 12 correctional services, the following amount, or so much  
17 13 thereof as is necessary:

17 14 ..... \$ ~~4,968,233~~

17 15 ..... 5,025,572

17 16 The district department shall continue the intensive  
17 17 supervision program established within the district in 1988  
17 18 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
17 19 "e", and as a condition, limitation, and qualification of this  
17 20 appropriation \$20,000 shall be used for the rental of  
17 21 electronic monitoring equipment.

17 22 f. For the sixth judicial district department of  
17 23 correctional services, the following amount, or so much  
17 24 thereof as is necessary:

17 25 ..... \$ ~~3,699,180~~

17 26 ..... 3,747,405

17 27 The district department shall continue the intensive  
17 28 supervision program established within the district in 1988



17 29 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 17 30 "f", and as a condition, Limitation, and qualification of this  
 17 31 appropriation \$35,823 shall be used for the establishment of a  
 17 32 sex offender program within the district and \$15,280 shall be  
 17 33 used to expand the OWI program in the district established  
 17 34 pursuant to 1986 Acts, chapter 1246, section 402.

17 35 g. For the seventh judicial district department of  
 18 1 correctional services, the following amount, or so much  
 18 2 thereof as is necessary:

18 3 ..... \$ 3,147,932  
 18 4 ..... 3,186,854

18 5 The district department shall continue the intensive  
 18 6 supervision program established within the district in 1988  
 18 7 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 18 8 "g", and as a condition, limitation, and qualification of this  
 18 9 appropriation \$41,435 shall be used for the expansion of  
 18 10 intensive supervision programs, the establishment of an  
 18 11 intensive supervision program for sex offenders and other  
 18 12 high-risk clients, and a sex offender treatment program within  
 18 13 the district.

18 14 In addition, as a condition, limitation, and qualification  
 18 15 of this appropriation \$70,000 shall be used for job  
 18 16 development programs.

18 17 h. For the eighth judicial district department of  
 18 18 correctional services, the following amount, or so much  
 18 19 thereof as is necessary:

18 20 ..... \$ 1,582,702  
 18 21 ..... 1,605,634

18 22 The district department shall continue the intensive  
 18 23 supervision program established within the district in 1988  
 18 24 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
 18 25 "h", and as a condition, limitation, and qualification of this  
 18 26 appropriation \$40,000 shall be used for the establishment of a  
 18 27 sex offender program within the district.

18 28 i. For the department of corrections for the assistance  
 18 29 and support of each judicial district department of  
 18 30 correctional services, the following amount, or so much  
 18 31 thereof as is necessary:

18 32 ..... \$ 88,465

18 33 Sec. 30. 1989 Iowa Acts, chapter 316, section 9, is

CODE: Adds language which allows the lease-purchase

18 34 amended to read as follows:

18 35 SEC. 9. There is appropriated from the general fund of the  
19 1 state to the department of corrections for the fiscal year  
19 2 beginning July 1, 1989, and ending June 30, 1990, the  
19 3 following amounts, or so much thereof as is necessary, to be  
19 4 used for the purposes designated:

19 5 For the third judicial district department of correctional  
19 6 services for the planning, financing, land acquisition, and  
19 7 construction of a fifty-bed residential facility to replace  
19 8 the current twenty-five bed leased facility:

19 9 ..... \$ 126,375

19 10 ~~As a condition, limitation, and qualification of this~~  
19 11 ~~appropriation, \$76,375 shall be used for the operating costs~~  
19 12 ~~of ten new OWI program beds within the district, and \$50,000~~  
19 13 ~~shall be used for the operating costs of fifteen new community~~  
19 14 ~~corrections residential beds within the district. The~~  
19 15 district may enter into financial arrangements for a direct  
19 16 loan, a lease, or a lease-purchase agreement to obtain land or  
19 17 to construct the facility. The fifty-bed facility shall  
19 18 include ten beds designated primarily for the OWI program.

19 19 Notwithstanding section 8.33, unobligated or unencumbered  
19 20 funds remaining on June 30, 1990, of the appropriation made in  
19 21 this section shall not revert to the general fund but shall be  
19 22 available for expenditure for the purposes for which  
19 23 appropriated in this section for the fiscal year beginning  
19 24 July 1, 1990.

19 25 DEPARTMENT OF PUBLIC SAFETY

19 26 [ Sec. 31.  
19 27 There is appropriated from the general fund of the state to  
19 28 the department of public safety for the fiscal year beginning  
19 29 July 1, 1989, and ending June 30, 1990, the following amounts,  
19 30 or so much thereof as is necessary, to be used for the  
19 31 purposes designated:

19 32 For funding the department's administrative functions to  
19 33 implement the accreditation for law enforcement agencies:

19 34 ..... \$ 25,000 ]

of a new 50 bed facility which shall have ten beds designated for the OWI Program. These funds shall carry forward for expenditure through FY 1991.

VETOED

General Fund supplemental appropriation for the costs associated with completing a national accreditation process.

DETAIL: To maintain accreditation will require review and associated costs on a periodic basis in the future.

VETOED: The Governor vetoed this Section, based upon the rationale that the \$25,000 appropriation would cover only the beginning of the accreditation costs, and does not reflect salary expenses, which could be

19 35 [Sec. 32. **VETOED**  
 20 1 There is appropriated from the general fund of the state to  
 20 2 the department of public safety for the fiscal period  
 20 3 beginning July 1, 1989, and ending June 30, 1991, the  
 20 4 following amount, or *so* much thereof as is necessary, to be  
 20 5 used for the purposes designated:  
 20 6 To purchase a new office facility as a law enforcement  
 20 7 headquarters for the department:  
 20 8 ..... \$ 220,000  
 20 9 Proceeds from the sale of an existing facility shall be  
 20 10 deposited in the general fund of the state.]

substantial.

General Fund supplemental appropriation for a new office facility for the Highway Patrol.

DETAIL: Includes language which requires the proceeds from the sale of an existing building to be deposited into the General Fund.

VETOED: The Governor vetoed this Section, based upon the rationale that the Department of Public Safety did not request new headquarters, and because of fiscal constraints.

20 11 Sec. 33.  
 20 12 There is appropriated from the general fund of the state to  
 20 13 the department of public safety, division of criminal  
 20 14 investigation and bureau of identification, for the fiscal  
 20 15 year beginning July 1, 1989, and ending June 30, 1990, the  
 20 16 following amount, or *so* much thereof as is necessary, to be  
 20 17 used for the purposes designated:  
 20 18 For riverboat gambling activities:  
 20 19 ..... \$ 400,000

General Fund supplemental appropriation to the Division of Criminal Investigation for the costs associated with riverboat gambling activities.

20 20 Sec. 34. 1989 Iowa Acts, chapter 317, section 10,  
 20 21 subsection 3, is amended to read as follows:  
 20 22 3. For the purpose of making payments to the department of  
 20 23 personnel for expenses incurred in administering workers'  
 20 24 compensation on behalf of the highway safety division of  
 20 25 highway safety and uniformed force:  
 20 26 ..... \$ 55,544  
 20 27 ..... 175,544

CODE: Increases the appropriation for workers' compensation payments for the Highway Patrol.

DETAIL: Several deaths during 1989 resulted in the increased costs.

20 28 DEPARTMENT OF JUSTICE

20 29 Sec. 35.  
 20 30 There is appropriated from the general fund of the state to  
 20 31 the department of justice for the fiscal year beginning July  
 20 32 1, 1989, and ending June 30, 1990, the following amounts, or  
 20 33 so much thereof as is necessary, to be used for the purposes  
 20 34 designated:

General Fund supplemental appropriation to cover the estimated shortfall in the Victim Compensation Fund.

PG LN Senate File 2212 Explanation

20 35 For the victim compensation fund:  
 21 1 ..... \$ 211,053

21 2 Sec. 36. 1989 Iowa Acts, chapter 316, section 1,  
 21 3 subsection 3, is amended to read as follows:  
 21 4 3. Preparation of a new domestic abuse manual and updating  
 21 5 of the desk manual for prosecutors:  
 21 6 ..... \$ 15,000  
 21 7 Notwithstanding section 8.33, the moneys appropriated in  
 21 8 this subsection that remain unencumbered or unobligated on  
 21 9 June 30, 1990, shall not revert to the general fund of the  
 21 10 state but shall remain available for expenditure for the  
 21 11 purposes designated during the fiscal year beginning July 1,  
 21 12 1990.

CODE: Adds language allowing this appropriation to remain available for use during FY 1991.

21 13 JUDICIAL DEPARTMENT

21 14 Sec. 37.  
 21 15 There is appropriated from the general fund of the state to  
 21 16 the judicial department for the fiscal period beginning July  
 21 17 1, 1989, and ending June 30, 1991, the following amount, or so  
 21 18 much thereof as is necessary, for the purposes designated:  
 21 19 For the purchase of computer hardware and software for the  
 21 20 child support system:  
 21 21 ..... \$ 900,000

General Fund supplemental appropriation for replacement of funds expended out of the Iowa Court Information System appropriation, and for computer hardware and software related to the development of the child support system.

21 22 DEPARTMENT OF ELDER AFFAIRS

21 23 Sec. 38.  
 21 24 There is appropriated from the general fund of the state to  
 21 25 the department of elder affairs for the fiscal period  
 21 26 beginning July 1, 1989, and ending June 30, 1991, the  
 21 27 following amount, or so much thereof as is necessary, for the  
 21 28 purposes designated:  
 21 29 'For contractual services for the elder law education  
 21 30 program:  
 21 31 ..... \$ 50,000

General Fund supplemental appropriation to the Department of Elder Affairs for the Elder Law Education Program.

DETAIL: Provides legal services to elderly citizens while providing legal experience to law school students.

21 32 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

21 33 [Sec. 39. 1989 Iowa Acts, chapter 311, section 1, **VETOED**

CODE: Makes a supplemental General Fund

21 34 subsection 1, paragraph a, is amended to read as follows:

21 35 a. From the general fund for salaries, support,

22 1 maintenance, and miscellaneous purposes:

22 2 ..... \$ ~~1,191,977~~

22 3 ..... 1,236,777

appropriation of \$44,800 to the Department of Agriculture and Land Stewardship (DALs), Administrative Division.

DETAIL: Funds are requested for the following:

- 1. \$17,540 to partially fund Information Specialists.
- 2. \$27,260 for support of accounting, section positions.

VETOED: The Governor vetoed this Section, based upon the rationale that additional administrative expenses could not be approved at this time because of fiscal constraints.

22 4 Sec. 40. 1989 Iowa Acts, chapter 311, section 1,

22 5 subsection 2, paragraph a, is amended to read as follows:

22 6 a. From the general fund for salaries, support,

22 7 maintenance, miscellaneous purposes, and for the following

22 8 full-time equivalent positions:

22 9 ..... \$ ~~1,308,381~~

22 10 ..... 1,028,381

22 11 ..... FTEs 26.00

CODE: Makes a \$280,000 General Fund deappropriation from the Farm Commodity Division of the DALs.

DETAIL: Results from the Governor's item veto of intent language requiring that the funds be used to establish and fund the position of Agricultural Trade Specialist in each of the three foreign trade offices.

22 12 Sec. 41. 1989 Iowa Acts, chapter 311, section 1,

22 13 subsection 5, paragraph a, is amended to read as follows:

22 14 a. From the general fund for salaries, support,

22 15 maintenance, and miscellaneous purposes:

22 16 ..... \$ ~~799,671~~

22 17 ..... 818,571

22 18 Notwithstanding section 8.33, \$18,900 from the amount

22 19 appropriated in this paragraph that remains unencumbered or

22 20 unobligated on June 30, 1990, shall not revert to the general

22 21 fund of the state but shall remain available for the purposes

22 22 of a statewide gypsy moth detection survey during the fiscal

22 23 year beginning July 1, 1990.

CODE: Makes an \$18,900 General Fund supplemental appropriation to the Laboratory Division of the DALs.

CODE: Requires that funds appropriated in this Section shall not revert to the General Fund on June 30, 1990, but shall remain available for expenditures in FY 1991.

DETAIL: This funding will be used to conduct a state-wide gypsy moth detection survey.

22 24 DEPARTMENT OF NATURAL RESOURCES

**PG LN Senate File 2212 Explanation**

22 25 Sec. 42. 1989 Iowa Acts, chapter 311, section 6,  
 22 26 subsection 1, paragraph a, is amended to read as follows:  
 22 27 a. For salaries, support, maintenance, miscellaneous  
 22 28 purposes, and for not more than the following full-time  
 22 29 equivalent positions:  
 22 30 ..... \$ 12,858,534  
 22 31 ..... 12,820,534  
 22 32 ..... FTEs 973.10

CODE: Makes a \$30,000 General Fund deappropriation from the Department of Natural Resources.  
  
 DETAIL: Results from the Governor's item veto of the intent language requiring that \$30,000 be used for the position of Environmental Specialist for the development of preserves management plans.

22 33 DEPARTMENT OF CULTURAL AFFAIRS

22 34 Sec. 43. 1989 Iowa Acts, chapter 319, section 1,  
 22 35 subsection 4, unnumbered paragraph 1, is amended to read as  
 23 1 follows:  
 23 2 For salaries, support, maintenance, miscellaneous purposes,  
 23 3 and for not more than the following full-time equivalent  
 23 4 positions:  
 23 5 ..... \$ 1,977,406  
 23 6 ..... 1,827,406  
 23 7 ..... FTEs 40.5

CODE: This represents a \$150,000 reduction in the Department of Cultural Affairs (DCA), Library Division, to reflect the Governor's vetoed intent language.  
  
 DETAIL: The Governor vetoed intent language directing the State Library to expend funds for collections development.

23 8 Sec. 44. 1989 Iowa Acts, chapter 319, section 1,  
 23 9 subsection 5, unnumbered paragraph 1, is amended to read as  
 23 10 follows:  
 23 11 For salaries, support, maintenance, capital expenditures,  
 23 12 miscellaneous purposes, and for not more than the following  
 23 13 full-time equivalent positions:  
 23 14 ..... \$ 678687080  
 23 15 ..... 6,792,500  
 23 16 ..... FTEs 103.0

CODE: This represents a \$67,500 reduction in the DCA, Public Broadcasting Division appropriation, to reflect the Governor's vetoed intent language.  
  
 DETAIL: The Governor vetoed intent language directing the Public Broadcasting Division to expend funds for instructional guide books and teachers' guide materials.

23 17 Sec. 45. 1989 Iowa Acts, chapter 319, section 1,  
 23 18 subsection 7, unnumbered paragraph 1, is amended to read as  
 23 19 follows:  
 23 20 For state aid:  
 23 21 ..... \$ 1,539,785  
 23 22 ..... 1,489,785

CODE: This represents a \$50,000 reduction in the DCA, Regional Library System appropriation, to reflect the Governor's vetoed intent language.  
  
 DETAIL: The Governor vetoed intent language directing the Regional Libraries to expend funds to provide access to special collections.

23 23 DEPARTMENT OF EDUCATION

23 24 [Sec. 46. VETOED  
 23 25 There is appropriated from the general fund of the state to  
 23 26 the department of education for the fiscal year beginning July  
 23 27 1, 1989, and ending June 30, 1990, the following amount, or so  
 23 28 much thereof as is necessary, to be used for the purposes  
 23 29 designated:  
 23 30 To provide funds for the employment resources center  
 23 31 administered by the fifth judicial district's department of  
 23 32 correctional services to assist clients:  
 23 33 ..... \$ 20,000 ]

General Fund supplemental appropriation for the Department of Education (DOE), to provide funds for the Employment Resources Center administered by the fifth judicial district.

DETAIL: This represents funds in addition to the \$35,000 expended by the DOE for the Employment Resources Center in FY 1990. It was intended that the Fifth Judicial District receive additional funds in FY 1990 from the Justice System Appropriation bill (H.F. 772) which appropriated funds for an education pilot project, however, this pilot project was vetoed by the Governor.

VETOED: The Governor vetoed this Section, based upon the rationale that funds are now available within the Fifth Judicial District, therefore, a supplemental appropriation is no longer required.

23 4 COLLEGE AID COMMISSION

23 35 Sec. 47.  
 24 1 The appropriation made to the college aid commission for  
 24 2 student aid programs under 1989 Iowa Acts, chapter 319,  
 24 3 section 7, subsection 2, shall be reduced for the fiscal year  
 24 4 beginning July 1, 1989, from \$700,000 to \$500,000.

Reduces the appropriation to the College Aid Commission by \$200,000.

DETAIL: The reduction is due to the Governor's line item veto of the Education Savings Program contained in House File 774.

24 5 Sec. 48. 1989 Iowa Acts, chapter 319, section 10, is  
 24 6 amended to read as follows:  
 24 7 SEC. 10. There is appropriated from the loan reserve  
 24 8 account to the college aid commission for the fiscal year  
 24 9 beginning July 1, 1989, and ending June 30, 1990, the  
 24 10 following amount, or so much thereof as may be necessary, to  
 24 11 be used for the operating costs of the Stafford loan program:  
 24 12 OPERATING COSTS  
 24 13 For salaries, support, maintenance, miscellaneous purposes,  
 24 14 and for not more than the following full-time equivalent  
 24 15 positions:

Supplemental appropriation for the Stafford Loan Program of \$72,542.

DETAIL: The supplemental appropriation is needed due to an increased loan volume and costs. These funds are from the loan reserve account, not the General Fund.

PG LN	Senate File 2212	Explanation
24 16	.....	\$ 2,515,438
24 17		2,587,980
24 18	.....	FTEs 31.23
24 19	Sec. 49.	
24 20	This Act, being deemed of immediate importance, is	Provides that the provisions of this bill, including the appropriations made in it, be effective upon enactment.
24 21	effective upon enactment.	
24 22	SF 2212	
24 23	mg/cc/26	



## EXECUTIVE SUMMARY HEALTH CARE EXPANSION BILL

SENATE FILE 2365

### MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

- Requires an allocation of \$1,350,000 to provide medical assistance to certain persons who would be eligible for federal supplementary security income except for excess income and resources. This assistance is applicable to individuals who have income which is not more than 100% of the federal poverty level. (Page 1, Line 8)
- Requires an allocation of \$1,050,000 to provide for medical assistance expenditures associated with the increase of the community spouse resource allowance to **\$24,000**. (Page 1, Line 14)
- Requires an allocation of **\$60,000** for expenditures related to the increase of resource limits for persons under the Medically Needy Program to **\$10,000**. (Page 1, Line 18)
- Requires an allocation of \$20,000 to develop a Pharmaceutical Assistance Program and establishes a task force to develop the Program. (Page 1, Line 22)
- Requires an appropriation of \$150,000 to expand the Homemaker-Home Health Aide Program. (Page 2, Line 24)
- Requires the Department of Human Services (DHS), in order to address the issue of spousal impoverishment, to establish a community spouse resource allowance minimum of **\$24,000** in determining the eligibility of an institutionalized individual for medical assistance. (Page 3, Line 31)
- Provides the effective date for this Act of October 1, 1990. (Page 4, Line 23)

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

### STUDIES AND INTENT LANGUAGE

**EXECUTIVE SUMMARY  
HEALTH CARE EXPANSION BILL**

**SENATE FILE 2365**

GOVERNOR'S VETOES

- The Governor vetoed an allocation of \$1,350,000 to provide medical assistance to certain persons who would be eligible for federal supplementary security income except for excess income and resources. This assistance is applicable to individuals who have income that is not more than 100% **of** the federal poverty level. The Governor stated that the fiscal constraints of the State prevented the approval of this additional expenditure for the Medicaid Program. (Page 1, Line 8)
- The Governor vetoed an allocation **of** \$20,000 to develop a Pharmaceutical Assistance Program and language that establishes a task force to develop the Program. The Governor stated that the **DHS** has estimated that such a program could cost the State in excess of \$3.6 million a year and that **more** study should be devoted to the concept of such a program before committing resources to develop it. (Page 1, Line 22)
- The Governor vetoed an appropriation **of** \$150,000 to expand the Homemaker-Home Health Aide Program. The Governor stated that the fiscal constraints of the State prevented the approval **of** any funding in addition to the appropriation in H.F. 2371. (Page 2, Line 24)

Senate File 2365 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
3	8	4	Adds	Sec. 249A.3(2) Code Supplement 1989	SSI Eligibility
3	20	5	Amends	Sec. 249A.3(2g and 2h) Code Supplement 1989	SSI Eligibility
3	31	6	Adds	Sec. 249A.3 Code Supplement 1989	Resource Allowance

1 1 Section 1. MEDICAL ASSISTANCE EXPANSION.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the department of human services for the fiscal year beginning  
 1 4 July 1, 1990, and ending June 30, 1991, the following amount,  
 1 5 or so much thereof as is necessary, to be used for the  
 1 6 purposes designated:  
 1 7 ..... \$ 2,480,000

General Fund appropriation to Medical Assistance Expansion.

1 8 [1. Of the funds appropriated by this section, \$1,350,000  
 1 9 is allocated to provide medical assistance to certain  
 1 10 individuals who would be eligible for federal supplementary  
 1 11 security income except for excess income and resources and are  
 1 12 eligible for medical assistance pursuant to section 4 of this  
 1 13 Act.]

VETOED

Requires an allocation to provide medical assistance to persons who are ineligible for federal supplementary security income (SSI) because of excess income and resources but are eligible for medical assistance pursuant to Section 4 of this Act.

VETOED: The Governor vetoed Section 1.1 stating that the fiscal constraints of the State prevented the approval of this additional expenditure for the Medicaid Program.

1 14 2. Of the funds appropriated by this section, \$1,050,000  
 1 15 is allocated to provide for medical assistance expenditures  
 1 16 related to the increase in the community spouse resource  
 1 17 allowance established under section 6 of this Act.

Requires an allocation to provide for medical assistance costs associated with the increase in the community spouse resource allowance established under Section 6 of this Act.

1 18 3. Of the funds appropriated by this section, \$60,000 is  
 1 19 allocated for expenditures related to the increase in the  
 1 20 resource allowance for persons who are medically needy  
 1 21 established under section 2 of this Act.

Requires an allocation for expenditures attributed to the increase in the resource allowance for individuals who are medically needy established under Section 2 of this Act.

1 22 [4. Of the funds appropriated by this section, \$20,000 is  
 1 23 allocated to develop or to contract for the development of a  
 1 24 pharmaceutical assistance program to provide assistance to  
 1 25 persons who have a chronic health condition requiring  
 1 26 continuing, substantial expenditures for prescription drugs  
 1 27 and durable medical equipment which are not reimbursed under  
 1 28 the federal medicare program. The department of human  
 1 29 services shall establish a task force which includes the

VETOED

Requires an allocation to develop or contract for a Pharmaceutical Assistance Program for persons having a chronic health condition that requires continuing, substantial expenditures for prescription drugs and durable medical equipment which are not reimbursed under the federal Medicare Program.

Requires the Department of Human Services (DHS) to

1 30 department of elder affairs and providers of pharmaceutical  
 1 31 drugs to develop the program. In developing the program, the  
 1 32 task force shall give special consideration to individuals  
 1 33 whose income is above the medical assistance eligibility limit  
 1 34 and who have monthly medical expenditures which reduce their  
 1 35 income below the eligibility limit. The task force, in  
 2 1 consultation with the Iowa medical society and the Iowa  
 2 2 association of area agencies on aging, shall also give  
 2 3 consideration to linking the pharmaceutical assistance program  
 2 4 with the medicare partners program sponsored by the Iowa  
 2 5 medical society and the Iowa association of area agencies on  
 2 6 aging and to seeking cooperation from participating  
 2 7 pharmacists if the programs are linked. The pharmaceutical  
 2 8 assistance program design shall seek to minimize  
 2 9 administrative costs, encourage pharmacist participation, and  
 2 10 address the needs of persons with continuing, substantial  
 2 11 expenditures for prescription drugs and durable medical  
 2 12 equipment. The department of human services shall submit the  
 2 13 task force report to the general assembly on or before January  
 2 14 1, 1991. The department of human services shall submit a  
 2 15 program design for the pharmaceutical program and the task  
 2 16 force's recommendations for its implementation to the general  
 2 17 assembly on or before January 1, 1991.

establish a Task Force to develop the Program.  
 Establishes guidelines for the Task Force and goals  
 for the Pharmaceutical Assistance Program.

Requires the DHS to submit the Task Force Report and  
 a program design for the Pharmaceutical Program on or  
 before January 1, 1991.

VETOED: The Governor vetoed Section 1.4 stating that  
 the DHS has estimated that such a program could cost  
 the State in excess of \$3.6 million a year and that  
 more study should be devoted to the concept of such a  
 program before committing resources to develop it.

2 18 Sec. 2. MEDICALLY NEEDED RESOURCE LIMIT.  
 2 19 The department of human services shall adopt rules pursuant  
 2 20 to chapter 17A, increasing resource limits for persons under  
 2 21 the medically needy program to \$10,000 and the rules shall  
 2 22 take effect upon filing unless a later date is specified in  
 2 23 the rules.

Requires the DHS to adopt rules increasing resource  
 limits for persons in the Medically Needy Program to  
 \$10,000, and the rules to take effect upon filing.

2 24 [ Sec. 3. IOWA DEPARTMENT OF PUBLIC HEALTH -- HOME HEAL .TH  
 2 25 PROVIDERS.

VETOED

General Fund appropriation for the Homemaker-Home  
 Health Aide Program

2 26 There is appropriated from the general fund of the state to  
 2 27 the Iowa department of public health for the fiscal year  
 2 28 beginning July 1, 1990, and ending June 30, 1991, the  
 2 29 following amount, or so much thereof as is necessary, to be  
 2 30 used for the purposes designated:

DETAIL: The sum of 'this appropriation and the  
 Homemaker-Home Health Aide Program appropriation in  
 H.F. 2371 reflects a 5% increase in funding above the  
 FY 1990 level.

2 31 For grants to county boards of supervisors for the  
 2 32 homemaker-home health aide program:  
 2 33 ..... \$ 150,000

VETOED: The Governor vetoed Section 3 stating that  
 the fiscal constraints of the State prevent the

	approval of any additional funding beyond the \$223,799 increase approved for this purpose in H.F. 2371.
<p>2 34 Funds appropriated under this section shall be used to  2 35 provide homemaker-home health aide services with emphasis on  3 1 services to elderly and persons below the poverty level and  3 2 children and adults in need of protective services with the  3 3 objective of preventing or reducing inappropriate  3 4 institutionalization. In addition, up to 15 percent of the  3 5 funds appropriated under this section may be used to provide  3 6 chore services. The funds shall not be used for any other  3 7 purposes.]</p>	<p>Requires that the Homemaker Program appropriation be used for providing homemaker-home health aide services and that a maximum of 15% of the funds be used for chore services.</p> <p>VETOED: The Governor vetoed the intent language for the Homemaker-Home Health Aide Program.</p>
<p>3 8 [Sec. 4. Section 249A.3, subsection 2, Code Supplement  3 9 1989. is amended by adding the following new paragraph after  3 10 paragraph f:  3 11 <u>NEW PARAGRAPH.</u> g. Individuals who meet all eligibility  3 12 requirements for federal supplementary security income except  3 13 for excess income and resources, who have income which is not  3 14 more than one hundred percent of the federal poverty level as  3 15 defined by the most recently revised poverty income guidelines  3 16 published by the United States department of health and human  3 17 services, and who have resources which are within limits  3 18 established by the department for individuals eligible for  3 19 medical assistance under paragraph h of this section.]</p>	<p>VETOED</p> <p>CODE: Persons who meet all eligibility requirements for SSI except for excess income and resources, who have income that is no more that 100% of the federal poverty level, and who have resources within established limits are eligible for medical assistance.</p> <p>VETOED: The Governor vetoed Section 4 which provides the statutory language changes necessary to implement Section 1.1 of this Act.</p>
<p>3 20 [Sec. 5. Section 249A.3, subsection 2, paragraphs g and h,  3 21 Code Supplement 1989, are amended to read as follows:  3 22 g h. Individuals and families who would be eligible under  3 23 subsection 1 or 2 of this section except for excess income or  3 24 resources, or a reasonable category of those individuals and  3 25 families.  3 26 h i. Individuals who have attained the age of twenty-one  3 27 but have not yet attained the age of sixty-five who qualify on  3 28 a financial basis for, but who are otherwise ineligible to  3 29 receive, federal supplementary security income or aid to  3 30 dependent children.]</p>	<p>VETOED</p> <p>CODE: Reletters paragraphs 2g and 2h to 2h and 2i, respectively, because of the addition of a new paragraph.</p> <p>VETOED: The Governor vetoed Section 5 which applies to Section 1.1 of this Act.</p>
<p>3 31 Sec. 6. Section 249A.3, Code Supplement 1989, is amended</p>	<p>CODE Requires the DHS to establish a community</p>

3 32 by adding the following new subsection:  
 3 33 NEW SUBSECTION. 9. Beginning October 1, 1990, in  
 3 34 determining the eligibility of an institutionalized individual  
 3 35 for assistance under this chapter, the department shall  
 4 1 establish a minimum community spouse resource allowance amount  
 4 2 of twenty-four thousand dollars to be retained for the benefit  
 4 3 of the institutionalized individual's community spouse in  
 4 4 accordance with the federal Social Security Act, section  
 4 5 1924(f) as codified in 42 U.S.C. } 1396r-5(f).

spouse resource allowance minimum of \$24,000 in determining the eligibility of an institutionalized individual for medical assistance.

DETAIL: This change addresses the issue of spousal impoverishment.

4 6 Sec. 7. RULES.  
 4 7 The department of human services may adopt administrative  
 4 8 rules under section 17A.4, subsection 2, and section 17A.5,  
 4 9 subsection 2, paragraph b, to implement the sections of this  
 4 10 Act enumerated in this section. Rules adopted pursuant to  
 4 11 sections 2, [4] and 6 of this Act shall become effective  
 4 12 immediately upon filing, unless a later effective date is  
 4 13 specified in the rules. The rules shall also be published as  
 4 14 notice of intended action as provided in section 17A.4.

VETOED

Permits the DHS to adopt administrative rules pursuant to increasing the medically needy resource limit, expanding SSI-related Medicaid eligibility to 100% of poverty level, and increasing the community spouse resource limit.

VETOED: The Governor vetoed Section 7 which contains language referencing Section 4 of this Act.

4 15 [Sec. 8. TRANSFER OF FUNDS.  
 4 16 For accounting purposes, funds appropriated in this Act to  
 4 17 the Iowa department of public health shall be considered to be  
 4 18 part of the appropriations to the department for grants to  
 4 19 county boards of supervisors for the homemaker-home health  
 4 20 aide program contained in House File 2371, if House File 2371  
 4 21 is enacted by the Seventy-third General Assembly, 1990  
 4 22 Session.]

VETOED

Requires that the DPH appropriation in this Act be considered a part of the appropriations for grants to county boards of supervisors for the Homemaker-Home Health Aide Program contained in the Health and Human Rights Appropriations Bill.

VETOED: The Governor vetoed Section 8 which contains language referencing Section 3 of this Act.

4 23 Sec. 9. EFFECTIVE DATE.  
 4 24 This act takes effect October 1, 1990.  
 4 25 SF 2365  
 4 26 jp/cc/26

Provides the effective date for this Act of October 1, 1990.

**EXECUTIVE SUMMARY  
HIGHER EDUCATION ACT OF 1990**

**SENATE FILE 2410, AS AMENDED  
BY SENATE FILE 2430**

NEW PROGRAMS, SERVICES, OR  
ACTIVITIES

- Creates an Excellence 2000 Fund Account for community colleges, to be used for Quality Instructional Centers and sharing incentives funded by a standing limited appropriation of the State general aid, starting with 2.5% and ending with 10% by FY 1995. (Page 74, Line 25) **S. F. 2430** amends this item, appropriating \$1,200,000 for FY 1992 and then 2.5% to 7.5% of the general aid allocated for the Excellence 2000 Fund. (S.F. 2430: Page 8, Line 16)
- Permits students enrolled in accredited nonpublic schools to be eligible for the Postsecondary Enrollment Options Act. (Page 9, Line 18)
- Permits community colleges to establish apprenticeship programs. (Page 33, Line 11)
- Requires the Department of Education to accredit community college programs by July 1, 1993. (Page 35, Line 25) **S.F. 2430** amends the accreditation standards. (Page 1, Line 33)
- Includes the community colleges under the Iowa Minority Academic Grants for Economic Success Program. (Page 7, Line 22)

MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS

- Includes certain high school students enrolled at community colleges in the enrollment count at community colleges. (Page 18, Line 23)
- Strikes language relating to limitation of tuition at community colleges and specifies that tuition for nonresidents is to be no less than the cost of instruction. (Page 18, Line 23)
- Creates an Adult Remedial Education Cost Center within the formula for community colleges. (Page 68, Line 19) **S.F. 2430** strikes this item, and replaces it with intent language that an Adult Remedial Education Cost Center be created to begin in FY 1993. (S.F. 2430: Page 13, Line 29; Page 14, Line 1)
- Changes the three-year rolling average for community college formula calculation purposes to two years in FY 1992. (Page 69, Line 14) **S.F. 2430** delays the two-year rolling average calculation from FY 1992 to FY 1993. (S.F. 2430: Page 4, Line 18)
- Creates an equipment purchase function cost for community college formula calculation purposes to begin in FY 1992. (Page 69, line 27)
- Permits inclusion of utility costs in the physical plant utility function cost. (Page 72, Line 11)



**EXECUTIVE SUMMARY  
HIGHER EDUCATION ACT OF 1990**

**SENATE FILE 2410, AS AMENDED  
BY SENATE FILE 2430**

**SIGNIFICANT CHANGES TO THE CODE OF  
IOWA**

- Increases library service funding, beginning in FY 1992. (Page 72, Line 28)
- Increases the State foundation support of the community college formula from 65% to 75%, by one percent per year over a ten-year period, beginning in FY 1992. (Page 69, Line 30 and throughout the bill.) **S.F. 2430** amends this item, so that the percent of foundation is increased by 0.5% in FY 1992 and FY 1993, and 1% for the next four fiscal years, to reach a 70% foundation level. (S.F. 2430: Page 4, Line 33, and throughout the bill.)
- Begins to include all students in the student services instruction cost center in FY 1992. (Page 71, Line 6) **S.F. 2430** amends this item, so that only 25% of the noneligible student contact hours are included in the calculation. (S.F. 2430: Page 5, Line 26)
- Changes references to reflect using the name "community college". (Throughout the bill)
- Creates a Community College Council to assist the State Board of Education with community college issues. (Page 4, Line 14)
- Creates a Higher Education Strategic Planning Council. (Page 5, Line 25) **S.F. 2430** amends the membership of the Council. (S.F. 2430: Page 1, Line 1)
- Creates a Graduate Student Financial Assistance Program. (Page 7, Line 1)
- Prohibits the Board of Regents from charging back costs to the institutions under the control of the Regents. (Page 12, Line 10)
- Creates a State Board for Community Colleges, composed of the members of the State Board of Education. (Page 18, Line 9)
- Requires a community college to obtain approval by the State Board for Community Colleges to expand curriculum to include courses in arts and sciences. (Page 18, Line 23)
- Creates a Staff Development Program, funded by a Standing limited appropriation based upon the State general aid. (Page 41, Line 3)

**EXECUTIVE SUMMARY  
HIGHER EDUCATION ACT OF 1990**

**SENATE FILE 2410, AS AMENDED  
BY SENATE FILE 2430**

STUDIES AND INTENT LANGUAGE

- Permits a community college to bond for certain projects. (Page 45, Line 16) **S.F. 2430** makes technical changes to the bonding provisions. (**S.F. 2430**: Page 2, Lines 7, 9, and 24 and throughout the bill.)
- Requires the Board of Regents and the Department of Education to explore the need for coordination between the various levels of education. (Page 11, Line 15; Page 3, Line 19)
- Requires the Department of Personnel to conduct a study relating to educational opportunities for State employees. (Page 76, Line 32) **S.F. 2430** amends this *to* delay the timeline for the study. (**S.F. 2430**: Page 9, Line 17)
- Requires the Department of Education and the Board of Regents to study the Postsecondary Enrollment Options Act. (Page 77, Line 10)
- Requires the Board of Regents to study the relationship of public service assistance to compensation of faculty. (Page 77, Line 26)
- Requires the Departments of Education, Economic Development, and Employment Services to study job and career information programs. (Page 78, Line 1)
- Requires the Department of Education to study child care at community colleges. (Page 78, Line 19)
- Requires the Department of Education to study special programs at community colleges. (Page 78, Line 27)
- Requires the Department of Education to study licensing standards **for** instructional personnel at community colleges. (Page 79, Line 6)
- Requires the Higher Education Strategic Planning Council to explore the creation of an Electronic University and recommend a process for assessing the quality of instruction and assessment of student learning. (Page 78, Line 35; **S.F. 2430**: Page 13, Line 23)

**EXECUTIVE SUMMARY  
HIGHER EDUCATION ACT OF 1990**

**SENATE FILE 2410, AS AMENDED  
BY SENATE FILE 2430**

GOVERNOR'S VETOES

- **S.F. 2410:** The Governor vetoed the restriction regarding the Board of Regents charging back costs to the institutions under its control and a study which was to have been conducted regarding the "Electronic University". (Page **12**, Line 10; Page 78, Line 35)
- **S.F. 2430:** The Governor vetoed Sections which had been previously approved requiring certain departments to conduct educational-related studies. **S.F. 2430** struck the conditional language which would have required the studies to be conducted only if funding had been appropriated for that purpose. In **S.F. 2423**, funds were appropriated for the studies, and those funds were not item-vetoed by the Governor. (Page **9**, Lines 17 and 32; Page 10, Lines 15 and 27; Page 11, Lines 12, and 22; Page 12, Line 5.)
- **S.F. 2430:** The Governor vetoed language which amended a Section which had been vetoed in **S.F. 2410**, relating to creation of an "Electronic University". (Page **11**, Line 32)
- **S.F. 2430:** The Governor vetoed language which **would** have required the Higher Education Strategic Planning Council to recommend a process for assessing quality **of** instruction and student learning. (Page 13, Line 23)

**EXECUTIVE SUMMARY  
APPROPRIATION TRANSFERS BILL**

**SENATE FILE 2420**

GENERAL PURPOSE

• This bill amends Section 8.39, Code of Iowa, regarding use of appropriations and intradepartmental transfers.

SIGNIFICANT CHANGES TO THE CODE OF IOWA

• Provides that intradepartmental transfers be limited to two percent of each line item or **\$100,000**, whichever is less. Exception is made for the Department of Human Services for Medical Assistance, Aid to Families with Dependent Children, Foster Care, and State Supplementary Assistance if the Legislative Fiscal Committee is notified and has an opportunity to meet and comment prior to the proposed transfer.

GOVERNOR'S VETOES

• The Governor vetoed **S.F. 2420**, stating it would place too much restriction on the Executive Branch's authority to transfer funds within departments and could impair the State's ability to fulfill its financial obligations.

# EXECUTIVE SUMMARY SALARY ADJUSTMENT BILL

SENATE FILE 2422

## APPROPRIATIONS

\*Appropriates \$58.1 million from the General Fund, **\$1.8** million from the Road Use ~~Tax~~ Fund and \$5.2 million from the Primary Road Fund for salary adjustment. (Page 9, Line 27 and Page 10, Line 14)

## COST OF LIVING ADJUSTMENT

- Provides for a 5.0% increase in salaries and salary ranges **for** bargaining and non-bargaining state employees in FY 1991. Also provides for merit step increases for eligible bargaining and non-bargaining State employees in FY 1991 (consistent with the negotiated collective bargaining contracts which call for a 5.0% cost of living increase, plus merit step increases). (Page 7, Line 21)
- Provides for average base salary increases of 5.0% in FY 1991 **for** the Board of Regents professional and scientific staff members, and non-bargaining Regents employees. Employees may also receive the equivalent of a merit increase. (Page 8, Line 19)
- Provides an average base salary increase of 7.0% in FY 1991 to be allocated to Regents faculty members who are not included in the collective bargaining agreement. The allocation is at the discretion of the State Board of Regents. (Page 9, Line 9)

## JUDGES

- Provides a 6.5% increase over current salaries for Iowa judges and a 6.3% increase for magistrates. (Page 2, Line 4)

## ELECTED OFFICIALS

- Increases the salary of the Secretary of Agriculture, the Auditor, the Secretary of State, and the Treasurer, from \$55,700 to \$60,000, the Attorney General from \$69,600 to \$73,600, and the Governor from \$72,500 to \$76,700. (Page 1, Line 10)

## SALARY RANGES

- Provides nine salary ranges with a minimum and maximum level of salary for administrators, appointed officials, and department directors in the Executive Branch. Salary ranges are increased approximately 6.5% over FY 1990. (Page 3, Line 29)

## EXECUTIVE SUMMARY SALARY ADJUSTMENT BILL

## SENATE FILE 2422

### ADDS AND CHANGES POSITIONS INCLUDED IN SALARY RANGES

.Eliminates salary range 1 positions, establishes the Secretary of the State Fair Board as a salary range 5 position (currently a salary range 4 position), establishes the Director of the Department of Employment Services as a salary range 8 position (currently a salary range 7 position), establishes the Executive Director of the Iowa Finance Authority as a salary range 8 position (currently a salary range 7 position), and establishes the Executive Director of the Board of Educational Examiners as a salary range 4 position (new position created in H.F. 2440). (Page 3, Line 20)

### PUBLIC EMPLOYMENT RELATIONS BOARD

• Provides a **6.4%** increase over current salary for the Chairperson of the Board and a 6.5% increase for two members of the Board. (Page 6, Line 9)

### STATE COURT ADMINISTRATOR

• Establishes the State Court Administrator as a salary range 8 position. (Page 5, Line 25)

### SALARY RANGES EFFECTIVE FOR FY 1991

• Salary ranges are effective for **FY 1991** and subsequent fiscal years until changed by the General Assembly. (Page 6, Line 15)

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

#### LEGISLATORS

• Increases the salary of the presiding officer of the Senate and the majority leader of each house to the salary amount to be paid to the Speaker of the House beginning January 1, 1991 (Increase from \$25,975 to \$27,900). (Page 26, Line 13)

• Increases the salary of the minority leaders of the Senate and the House from \$25,975 to \$27,900, beginning January 1, 1991. (Page 25, Line 12)

• Increases the salary of the President Pro Tempore of the Senate and the Speaker Pro Tempore of the House from \$18,100 to \$19,100 beginning January 1, 1991. (Page 26, Line 13)

• States that the Lieutenant Governor's salary shall be \$26,700 from July 1, 1990 until January 1, 1991 (currently \$25,100). Effective January 1, 1991, the salary will be \$60,000 for the remainder of FY 1991. (Page 24, Line 17)

#### IOWA FINANCE AUTHORITY

• Exempts the Iowa Finance Authority from the State's pre-audit system and central accounting system of the Department of Revenue and Finance. (Page 26, Line 27)

**EXECUTIVE SUMMARY  
SALARY ADJUSTMENT BILL**

**SENATE FILE 2422**

**GOVERNOR'S VETOES**

- Provides that the County Board of Supervisors may specify a date on which a local option tax may be repealed. This repeal will be automatic without need for an election on the question of repeal. The date, which must be at the end of a calendar quarter, would be specified **on** the ballot at the election on the question of the imposition of the local option tax. (Page 27, Line 27)
- Provides that unexpended salary funds at Regents Institutions not revert to the General Fund at the end of FY 1990, but be available for salaries during FY 1991. (Page 22, Line 28)
- \*Providesthat members of any board, committee, commission, or council in State government be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties. (Page 29, Line 22)
- The Governor vetoed the Executive Director of the Board of Educational Examiners as a Salary Range **4** position, stating that the salary range for this position would be higher than for comparable positions which are responsible for the administration of other licensing programs. (Page 4, Line 24)
- The Governor vetoed language which exempts the Iowa Finance Authority from the State's pre-audit system and central accounting system of the Department of Revenue and Finance, stating that information on the financial transactions of Iowa Finance Authority should be handled in a manner which is consistent with the rest of State government in order to assure integrity in the expenditure of public funds. (Page 26, Line 27)

Senate File 2422 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
22	28	12.52	<b>Nwthstnd</b>	Sec. 8.33	Non-Reversion of Excess Institutions Funds
25	8	19	Amends	Sec. 2.10(1 & 3)	G.A. Salaries/Per Diem
26	27	20	Amends	Sec. 421.31(2 & 6), Code Supplement 1989	Exempts Iowa Finance Authority
27	27	21	Amends	Sec. 422B.1(4 & 5), Code Supplement 1989	Local Option Tax Repeal
29	22	22	Amends	Sec. 28B.4	Per Diem Compensation
30	16	23	Amends	Sec. 42.5(1d)	Per Diem compensation
30	24	24	Amends	Sec. 56.9(3)	Per Diem Compensation
30	31	25	Amends	Sec. 67.12	Per Diem Compensation
31	3	26	Amends	Sec. 68B.10	Per Diem Compensation
31	16	27	Amends	Sec. 808.8	Per Diem Compensation
31	29	28	Amends	Sec. 97B.76(2)	Per Diem Compensation
32	5	29	Amends	Sec. 103A.14(5)	Per Diem Compensation
32	13	30	Amends	Sec. 135.62(2c)	Per Diem Compensation
32	26	31	Amends	Sec. 169.5(4)	Per Diem Compensation
33	4	32	Amends	Sec. 173.8	Per Diem Compensation
33	13	33	Amends	Sec. 173.12	Per Diem Compensation
33	21	34	Amends	Sec. 175.3(4)	Per Diem Compensation
33	28	35	Amends	Sec. 175A.3(4)	Per Diem Compensation
34	1	<b>36</b>	Amends	Sec. 217.4	Per Diem Compensation
34	12	37	Amends	Sec. 220.2(1c)	Per Diem Compensation
34	19	38	Amends	Sec. 220.2(4)	Per Diem Compensation
34	26	39	Amends	Sec. 225C.5(3)	Per Diem Compensation
35	2	40	Amends	Sec. 246.803(2)	Per Diem Compensation
35	14	41	Amends	Sec. 249A.4(8), Code Supplement 1989	Per Diem Compensation
35	24	42	Amends	Sec. 249D.13	Per Diem Compensation
36	3	43	Amends	Sec. 258A.7(3)	Per Diem Compensation
36	10	44	Amends	Sec. 261.4	Per Diem Compensation
36	23	45	Amends	Sec. 307B.6(4)	Per Diem Compensation



Page #	Line #	Bill Section	Action	Code Section Changed	Description
36	31	46	Amends	Sec. 333A.3(2)	Per Diem Compensation
37	5	47	Amends	Sec. 442A.5(4)	Per Diem Compensation
37	12	48	Amends	Sec. 4558.444	Per Diem Compensation
37	29	49	Amends	Sec. 543A.4(1), Code Supplement 1989	Per Diem Compensation
38	26	50	Amends	Sec. 568.9	Per Diem Compensation
38	35	51	Amends	Sec. 601A.4	Per Diem Compensation
39	11	52	Amends	Sec. 601K.54	Per Diem Compensation
39	24	53	Amends	Sec. 602.1513	Per Diem Compensation
39	30	54	Amends	Sec. 602.10106	Per Diem Compensation
40	12	55	Amends	Sec. 6798.7	Per Diem Compensation

1 1 Section 1.

1 2 1. The salary rates specified in this section are ef-  
1 3 fective for the fiscal year beginning July 1, 1990, and for  
1 4 subsequent fiscal years until otherwise provided by the  
1 5 general assembly. The salaries provided for in this section  
1 6 shall be paid from funds appropriated to the department or  
1 7 agency specified in this section pursuant to an Act of the  
1 8 general assembly or if the appropriation is not sufficient,  
1 9 from the salary adjustment fund created in section 8.43.

Specifies that the salary rates in this Section are effective for FY 1991 and subsequent fiscal years unless otherwise provided by the General Assembly. Requires salaries in this Section to be paid from funds appropriated to the department or agency specified in any Act, or if the appropriation is not sufficient, from the Salary Adjustment Fund.

1 10 2. The following annual salary rates shall be paid to the  
1 11 person holding the executive position indicated:

Sets annual salaries for the listed elected officials.

1 12 a. OFFICE OF THE GOVERNOR

1 13 Salary for the governor:

1 14 ..... \$ 76,700

DETAIL: Represents a 6.6% increase over current salary of \$72,500.

1 15 b. DEPARTMENT OF JUSTICE

1 16 Salary for the attorney general:

1 17 ..... \$ 73,600

DETAIL: Represents a 6.6% increase over current salary of \$69,600.

1 18 c. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

1 19 Salary for the secretary of agriculture:

1 20 ..... \$ 60,000

DETAIL: Represents a 7.7% increase over current salary of \$55,700.

1 21 d. OFFICE OF THE AUDITOR OF STATE

1 22 Salary for the auditor of state:

1 23 ..... \$ 60,000

1 24 e. OFFICE OF THE SECRETARY OF STATE

1 25 Salary for the secretary of state:

1 26 ..... \$ 60,000

1 27 f. OFFICE OF THE TREASURER OF STATE

1 28 Salary for the treasurer of state:

1 29 ..... \$ 60,000

1 30 Sec. 2.

1 31 1. The salary rates specified in this section are effec-  
1 32 tive for the fiscal year beginning July 1, 1990, and for  
1 33 subsequent fiscal years until otherwise provided by the  
1 34 general assembly. The salaries provided for in this section

Specifies that the salary rates in this Section are effective for FY 1991 and subsequent years unless otherwise provided by the General Assembly. Requires salaries in this Section to be paid from funds appropriated to the department or agency specified in

<p>1 35 shall be paid from funds appropriated to the department or the                  2 1 agency specified in this section pursuant to an Act of the                  2 2 general assembly or if the appropriation is not sufficient,                  2 3 from the salary adjustment fund created in section 8.43.</p> <p>2 4 2. The following annual salary rates shall be paid to the                  2 5 persons holding the judicial positions indicated:</p> <p>2 6 a. Chief justice of the supreme court:                  2 7 ..... \$ 87,200</p> <p>2 8 b. Each justice of the supreme court:                  2 9 ..... \$ 84,000</p> <p>2 10 c. Chief judge of the court of appeals:                  2 11 ..... \$ 83,900</p> <p>2 12 d. Each associate judge of the court of appeals:                  2 13 ..... \$ 80,700</p> <p>2 14 e. Each chief judge of a judicial district:                  2 15 ..... \$ 79,900</p> <p>2 16 f. Each district judge except the chief judge of a                  2 17 judicial district:                  2 18 ..... \$ 76,700</p> <p>2 19 g. Each district associate judge:                  2 20 ..... \$ 66,900</p> <p>2 21 h. Each judicial magistrate:                  2 22 ..... \$ 16,800</p> <p>2 23 Sec. 3.                  2 24 Persons receiving the salary rates established under                  2 25 sections 1 and 2 of this Act shall not receive any additional                  2 26 salary adjustments provided by this Act.</p> <p>2 27 Sec. 4.                  2 28 The governor shall establish a salary for appointed                  2 29 nonelected persons in the executive branch of state government</p>	<p>any Act, or if the appropriation is not sufficient,                  from the Salary Adjustment Fund.</p> <p>Sets annual salaries for the listed judges.</p> <p>DETAIL: Reflects a 6.5% increase over current salary                  of \$81,900.</p> <p>DETAIL: Reflects an 6.5% increase over current                  salary of \$78,900. (Eight justices).</p> <p>DETAIL: Reflects an 6.5% increase over current                  salary of \$78,800.</p> <p>DETAIL: Reflects an 6.5% increase over current                  salary of \$75,800. (Five associate judges).</p> <p>DETAIL: Reflects an 6.5% increase over current                  salary of \$75,000. (Eight chief judges.)</p> <p>DETAIL: Reflects a 6.5% increase over current salary                  of \$72,000. (100 district judges).</p> <p>DETAIL: Reflects a 6.5% increase over current salary                  of \$62,800. (46 associate district judges).</p> <p>DETAIL: Reflects a 6.3% increase over current salary                  of \$15,800. (146 judicial magistrates).</p> <p>Requires that elected officials, judges, and                  magistrates not receive any additional salary                  adjustments except for those provided in Sections 1                  and 2.</p> <p>Requires the Governor to establish a salary for                  appointed, nonelected persons in the Executive Branch                  holding a position enumerated in Section 5 within the</p>
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2 30 holding a position enumerated in section 5 of this Act within  
 2 31 the range provided by considering, among other items, the  
 2 32 experience of the individual in the position, changes in the  
 2 33 duties of the position, the incumbent's performance of  
 2 34 assigned duties, and subordinates' salaries. However, the  
 2 35 attorney general shall establish the salary for the consumer  
 3 1 advocate and the state fair board shall establish the salary  
 3 2 of the secretary of the state fair board each within the  
 3 3 salary range provided in section 5 of this Act. A person  
 3 4 selected to act for another for an appointed nonelected  
 3 5 position shall not receive more than the salary range allows  
 3 6 for a person appointed to that nonelected position.  
 3 7 The governor, in establishing salaries as provided in  
 3 8 section 5 of this Act, shall take into consideration other  
 3 9 employee benefits which may be provided for an individual  
 3 10 including, but not limited to, housing.

3 11 A person whose salary is established pursuant to section 5  
 3 12 of this Act and who is a full-time permanent employee of the  
 3 13 state shall not receive any other remuneration from the state  
 3 14 or from any other source for the performance of that person's  
 3 15 duties unless the additional remuneration is first approved by  
 3 16 the governor or authorized by law. However, this restriction  
 3 17 does not exclude the-reimbursement for necessary travel and  
 3 18 expenses incurred in the Performance of duties or fringe  
 3 19 benefits normally provided to employees of the state.

3 20 **Sec. 5.**

3 21 The following annual salary ranges are effective for the  
 3 22 positions specified in this section for the fiscal year  
 3 23 beginning July 1, 1990, and for subsequent fiscal years until  
 3 24 otherwise provided by the general assembly. The governor or  
 3 25 other person designated in section 4 of this Act shall  
 3 26 determine the salary to be paid to the person indicated at a  
 3 27 rate within the salary ranges indicated from funds  
 3 28 appropriated by the general assembly for that purpose.

3 29 1. The following salary ranges are effective beginning  
 3 30 with the fiscal year beginning July 1, 1990, and as otherwise  
 3 31 provided in this section:

3 32 

	<u>Minimum</u>	<u>Maximum</u>
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range provided by considering, among other items:

1. Experience of the individual.
2. Changes in the duties of the position.
3. Incumbent's performance of assigned duties.
4. Subordinates' salaries.
5. Employee benefits which may be provided, including but not limited to, housing.

Requires the Attorney General to establish the salary for the Consumer Advocate and the State Fair Board to establish the salary for the Secretary of the State Fair Board, each within the salary range provided in Section 5 of this Act (Salary Range 5: \$53,000 to \$68,300).

Requires a person whose salary is established by Section 5 of this Act, and who is a full-time employee of the State, not receive any other remuneration from the State or any other source for the performance of that person's duties, unless it is first approved by the Governor or authorized by law.

Specifies that the salary ranges in this Section are for the fiscal years listed and are effective for FY 1991 and subsequent fiscal years until changed by the General Assembly. Requires the Governor to determine the salary to be paid within the salary ranges.

Lists the salary ranges for FY 1991. The ranges are increased approximately 6.5% over FY 1990.

DETAIL: Current salary ranges:

PG LN	Senate File 2422	Explanation	
3 33	a. Range 1 .....	Range 1: \$7,000 to <b>\$21,300.</b>	
3 34	b. Range 2 .....	Range 2: \$25,600 to \$42,600.	
3 35	c. Range 3 .....	Range 3: \$35,200 to \$49,700.	
4 1	d. Range 4 .....	Range 4: \$42,600 to \$57,000.	
4 2	e. Range 5 .....	Range 5: \$49,700 to \$64,100.	
4 3	2. The following are range 1 positions: There are no	Eliminates salary Range 1 positions for FY 1991	
4 4	range 1 positions as of the fiscal year beginning July 1,		
4 5	1990.		
4 6	3. The following are range 2 positions: administrator of	Lists the positions in Salary Range 2.	
4 7	criminal and juvenile justice planning, administrator of the		
4 8	arts division of the department of cultural affairs,		
4 9	administrators of the division of persons with disabilities,		
4 10	the division on the status of women, the division on the		
4 11	status of blacks, the division for deaf services, the division		
4 12	for Spanish-speaking people, and the division of children,		
4 13	youth, and families of the department of human rights,		
4 14	administrator of the division of professional licensure of the		
4 15	department of commerce, and administrators of the division of		
4 16	disaster services, and the division of veterans affairs of the		
4 17	department of public defense.		
4 18	4. The following are range 3 positions: administrator of		Lists the positions in Salary Range 3.
4 19	the library division of the department of cultural affairs,		
4 20	administrator of the division of community action agencies of		
4 21	the department of human rights, and chairperson and members of		
4 22	the employment appeals board of the department of inspections		
4 23	and appeals.		
4 24	5. The following are range 4 positions: superintendent of	Lists the positions in Salary Range 4.	
4 25	banking, superintendent of credit unions, superintendent of		
4 26	savings and loan associations, administrator of the alcoholic		
4 27	beverages division of the department of commerce, state public		
4 28	defender, executive director of the board of educational		
4 29	examiners, and chairperson and members of the board of parole.		
			DETAIL: Establishes the position of the Executive Director of the Board of Educational Examiners as a Salary Range 4 position (new position created in H.F. 2440).
		VETOED: The Governor vetoed the Executive Director of the Board of Educational Examiners as a Salary Range 4 position, stating that the salary range for	

VETOED

this position would be higher than for comparable positions which are responsible for the administration of other licensing programs.

4 30 6. The following are range 5 positions: chairperson and  
 4 31 members of the utilities board, consumer advocate, job  
 4 32 services commissioner, labor commissioner, industrial  
 4 33 commissioner, insurance commissioner, administrators of the  
 4 34 historical division and the public broadcasting division of  
 4 35 the department of cultural affairs, the administrator of the  
 5 1 state racing and gaming commission, and the secretary of the  
 5 2 state fair board.

Lists the positions in Salary Range 5.

DETAIL: Establishes the Secretary of the State Fair Board as a Salary Range 5 position (currently a Salary Range 4 position).

5 3 7. The following salary ranges are effective beginning  
 5 4 with the fiscal year beginning July 1, 1990, and as otherwise  
 5 5 provided in this section:

Lists the salary ranges for FY 1991. The ranges are increased approximately 6.5% over FY 1990.

5 6 SALARY RANGES

DETAIL: Current salary ranges:

	<u>Minimum</u>	<u>Maximum</u>
5 8 a. Range 6 .....	\$41,000	\$55,000
5 9 b. Range 7 .....	\$56,100	\$68,900
5 10 c. Range 8 .....	\$60,100	\$80,000
5 11 d. Range 9 .....	\$67,100	\$95,100

- Range 6: \$38,500 to \$51,600.
- Range 7: \$52,700 to \$64,700.
- Range 8: \$56,400 to \$75,100.
- Range 9: \$63,000 to \$89,300.

5 12 8. The following are range 6 positions: department  
 5 13 coordinator of the department of human rights, director of the  
 5 14 civil rights commission, executive director of the college aid  
 5 15 commission, director of the law enforcement academy, director  
 5 16 of the department for the blind, and executive director of the  
 5 17 campaign finance disclosure commission.

Lists the positions in Salary Range 6.

5 18 9. The following are range 7 positions: director of the  
 5 19 department of cultural affairs, director of the department of  
 5 20 personnel, director of the department of public health,  
 5 21 executive director of the department of elder affairs,  
 5 22 commissioner of public safety, director of the department of  
 5 23 general services, director of the department of commerce, and  
 5 24 director of the department of inspections and appeals.

Lists the positions in Salary Range 7.

5 25 10. The following are range 8 positions: executive

Lists the positions in Salary Range 8. Establishes

5 26 director of the Iowa finance authority, director of the  
5 27 department of management, director of revenue and finance,  
5 28 director of the department of natural resources, director of  
5 29 the department of corrections, director of the department of  
5 30 employment services, and the state court administrator.

the Director of the Department of Employment Services and the Executive Director of the Iowa Finance Authority as Salary Range 8 positions (currently Salary Range 7 positions) and establishes the State Court Administrator as a Salary Range 8 position (currently listed separately) in a range comparable to Range 8.

5 31 11. The following are range 9 positions: director of the  
5 32 department of education, director of the department of human  
5 33 services, director of the department of economic development,  
5 34 executive secretary of the state board of regents, director of  
5 35 the state department of transportation, and lottery  
6 1 commissioner.

List the positions in Salary Range 9.

6 2 Sec. 6.

6 3 1. The salary rates specified in this section are  
6 4 effective for the fiscal year beginning July 1, 1990, and for  
6 5 subsequent fiscal years until otherwise provided by the  
6 6 general assembly. The salaries provided for in this section  
6 7 shall be paid from funds appropriated to the department or  
6 8 agency specified in this section.

Specifies that the salary rates in this Section are effective for FY 1991 and subsequent fiscal years until changed by the General Assembly. Requires salaries in this Section to be paid from funds appropriated to the department or agency specified.

6 9 2. The following annual salary rates shall be paid to the  
6 10 persons holding the positions indicated:

Sets annual salaries for the listed members of the Public Employment Relations Board.

6 11 a. Chairperson of the public employment relations board:  
6 12 ..... \$ 53,000

DETAIL: Reflects a 6.4% increase over current salary of \$49,800.

6 13 b. Two members of the public employment relations board:  
6 14 ..... \$ 49,200

DETAIL: Reflects a 6.5% increase over current salary of \$46,200.

6 15 Sec. 7.

6 16 The annual salary rates or ranges provided in sections 1,  
6 17 2, 5, and 6 of this Act become effective for the fiscal year  
6 18 beginning July 1, 1990, with the pay period beginning June 22,  
6 19 1990.

States that the annual salary rates or ranges provided in Sections 1, 2, 5, and 6 of this Act become effective for FY 1991, with the pay period beginning June 22, 1990.

6 20 Sec. 8.

6 21 The funds appropriated to the various state departments,

Requires that the funds appropriated to the Salary Adjustment Fund and other funds appropriated to the

PG LN	Senate File 2422	Explanation
6 22 6 23 6 24	boards, commissions, councils, and agencies shall be used to fund the following annual pay adjustments, expense reimbursements, and related benefits:	various State departments and agencies be used to fund the annual pay adjustments, expense reimbursements, and related benefits.
		DETAIL: The annual pay adjustment (cost of living adjustment) negotiated by the State and collective bargaining units for FY 1991 is 5.0%.
6 25 6 26 6 27	1. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.	Requires adherence to the collective bargaining agreements negotiated pursuant to Chapter 20, <u>Code of Iowa</u> , for employees in the Blue Collar, Police Officers Council, Security, Technical, Professional Fiscal and Staff, University of Northern Iowa Faculty, Clerical, United Professionals, Community-Based Corrections Bargaining Units, and Judicial Branch.
6 28 6 29 6 30	2. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the state police officers council bargaining unit.	
6 31 6 32	3. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.	
6 33 6 34	4. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.	
6 35 7 1 7 2	5. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.	
7 3 7 4 7 5	6. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the university of northern Iowa faculty bargaining unit.	
7 6 7 7	7. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the clerical bargaining unit.	
7 8 7 9 7 10	8. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the Iowa United Professionals bargaining unit.	
7 11 7 12 7 13	9. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the community-based corrections bargaining unit.	
7 14 7 15 7 16	10. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the judicial branch of government bargaining unit.	
7 17 7 18 7 19 7 20	11. The annual pay adjustments, related benefits, and expense reimbursements referred to in sections 9 and 10 of this Act for employees not covered by a collective bargaining agreement.	Requires adherence to the annual pay adjustments, related benefits, and expense reimbursements referred to in Sections 9 and 10 of this Act for employees not covered by a collective bargaining agreement.



## 7 21 Sec. 9.

7 22 1. All pay plans provided for in section 19A.9, subsection  
 7 23 2, as they exist for the fiscal year ending June 30, 1990,  
 7 24 shall be increased for employees who are not included in a  
 7 25 collective bargaining agreement made final under chapter 20  
 7 26 and who are not otherwise specified in this Act, by 5 percent  
 7 27 for the fiscal year beginning July 1, 1990, effective with the  
 7 28 pay period beginning June 22, 1990. The department of  
 7 29 personnel shall revise the pay plans as provided under section  
 7 30 19A.9, subsection 2, by increasing the salary levels for the  
 7 31 various grades and steps within the respective plans. In  
 7 32 addition to the increases specified above, employees may  
 7 33 receive merit increases or the equivalent of a merit increase.

7 34 2. The pay plans for state employees who are exempt from  
 7 35 chapter 19A and who are included in the department of revenue  
 8 1 and finance's centralized payroll system, and the board office  
 8 2 employees of the state board of regents shall be increased by  
 8 3 the same percent and in the same manner as provided in  
 8 4 subsection 1.

8 5 3. This section does not apply to members of the general  
 8 6 assembly, board members, commission members, salaries of  
 8 7 persons set by the general assembly pursuant to this Act, or  
 8 8 set by the governor, employees designated under section 19A.3,  
 8 9 subsection 5, and employees under the state board of regents,  
 8 10 but subsection 2 does apply to office employees of the state  
 8 11 board of regents.

8 12 4. The pay plans for the bargaining eligible employees of  
 8 13 the state shall be increased by the same percent and in the  
 8 14 same manner as provided in subsection 1. As used in this  
 8 15 section, bargaining eligible employee means an employee who  
 8 16 is eligible to organize under chapter 20, but has not done so.

8 17 5. The policies for implementation of this section shall  
 8 18 be approved by the governor.

## 8 19 Sec. 10.

Requires that the pay plans provided for in Section 19A.9(2), Code of Iowa, be increased for employees who are not included in a collective bargaining agreement and who are not otherwise specified in this Act, by 5.0% for FY 1991. Requires the Department of Personnel to revise the pay plans by increasing the salary level for the various grades and steps within the respective pay plans. Permits employees to receive merit increases or the equivalent of a merit increase.

Requires that the pay plans of employees who are exempt from Chapter 19A, Code of Iowa, and who are included in the Department of Revenue and Finance's centralized payroll system, and the Board Office employees of the State Board of Regents be increased 5.0% for FY 1991.

Requires that Section 2 of this Act not apply to members of the General Assembly, board members, commission members, salaries of persons set by the General Assembly pursuant to this Act or set by the Governor, and Regents non-merit employees, with the exception of office employees of the State Board of Regents.

Requires that the pay plans for the bargaining eligible employees of the State be increased by the same percent and in the same manner included in Subsection 1. Defines bargaining eligible employees as those employees who are eligible to organize under Chapter 20, Code of Iowa, but have not done so.

Requires that the policy for implementation of Section 9 of this Act be approved by the Governor.

Requires that the funds allocated to the Board of

PG LN	Senate File 2422	Explanation
8 20 8 21 8 22	The funds allocated to the state board of regents for the purpose of providing increases for employees not covered by a collective bargaining agreement shall be used as follows:	Regents not covered by a collective bargaining agreement be used as follows.
8 23 8 24 8 25 8 26 8 27 8 28 8 29 8 30 8 31 8 32	1. The amount necessary to fund for the fiscal year beginning July 1, 1990, and ending June 30, 1991, an average base salary increase of 5 percent for the fiscal year beginning July 1, 1990, of the base salaries of professional and scientific staff members, except board office employees as provided for in section 8 of this Act, paid during the preceding fiscal year, to be allocated to professional and scientific staff members at the discretion of the state board of regents. In addition to the increase specified above, employees may receive the equivalent of a merit increase.	Provides for an average base salary increase of 5.0% for FY 1991 for professional and scientific staff members at the discretion of the State Board of Regents. Permits employees to receive the equivalent of a merit increase.
8 33 8 34 8 35 9 1 9 2 9 3 9 4 9 5 9 6 9 7 9 8	2. For employees under the state board of regents' merit system who are not included in the collective bargaining agreement made final under chapter 20, except board office employees, the amount necessary to increase the state board of regents' merit system pay plans as they exist for the fiscal year beginning July 1, 1990, and ending June 30, 1991, by increasing the salary levels for each grade and step within the plans by 5 percent for the fiscal year beginning July 1, 1990. In addition to the increases specified above, employees may receive merit increases or the equivalent of a merit increase.	Provides for a salary increase of 5.0% for FY 1991 for employees under the State Board of Regent's merit system who are not included in the collective bargaining agreement. Permits employees to receive merit increases or the equivalent of a merit increase.
9 9 9 10 9 11 9 12 9 13 9 14	3. For faculty members who are not included in the collective bargaining agreement made final under chapter 20, for the fiscal year beginning July 1, 1990, and ending June 30, 1991, an average base salary increase for the fiscal year beginning July 1, 1990, to be allocated at the discretion of the state board of regents.	Provides that an average base salary increase be allocated to faculty members who are not included in the collective bargaining agreement. The allocation is at the discretion of the State Board of Regents.  DETAIL: Funds provided in Section 12 of this Act are intended to fund an average base salary increase of 7.0% to non-bargaining faculty.
9 15 9 16 9 17 9 18	4. The collective bargaining representatives for the faculty at the university of northern iowa and for the university of northern iowa shall determine the distribution of the university of northern iowa faculty's allocation of	Requires that the collective bargaining representatives for the faculty at the University of Northern Iowa (UNI) and representatives for the University determine the distribution of the UNI

9 19 salary adjustment funds which are provided in excess of the  
 9 20 amount necessary to fund the collective bargaining agreement  
 9 21 negotiated pursuant to chapter 20 for employees in the  
 9 22 university of northern Iowa faculty bargaining unit. The  
 9 23 distribution shall be either according to the contract in  
 9 24 effect for the fiscal year beginning July 1, 1990, or  
 9 25 according to a different procedure that is agreeable to both  
 9 26 parties.

allocation of salary adjustment funds which are provided in excess of the amount necessary to fund the collective bargaining agreement. Requires the distribution to be either according to the contract in effect for FY 1991, or according to a different procedure that is agreeable to both parties.

9 27 Sec. 11.  
 9 28 1. There is appropriated from the road use tax fund to the  
 9 29 salary adjustment fund for the fiscal year beginning July 1,  
 9 30 1990, and ending June 30, 1991, the following amount, or so  
 9 31 much thereof as may be necessary, to be used for the purpose  
 9 32 designated:  
 9 33 To supplement other funds appropriated by the general  
 9 34 assembly:  
 9 35 ..... \$ 1,785,755

Road Use Tax Fund appropriation to the Salary Adjustment Fund for salary adjustment purposes.

10 1 2. There is appropriated from the primary road fund to the  
 10 2 salary adjustment fund, for the fiscal year beginning July 1,  
 10 3 1990, and ending June 30, 1991, the following amount, or so  
 10 4 much thereof as may be necessary, to be used for the purpose  
 10 5 designated:  
 10 6 To supplement other funds appropriated by the general  
 10 7 assembly:  
 10 8 ..... \$ 5,213,662

Primary Road Fund appropriation to the Salary Adjustment Fund for salary adjustment purposes.

10 9 3. Except as otherwise provided in this Act, the amounts  
 10 10 appropriated in subsections 1 and 2 and section 12 of this Act  
 10 11 shall be used to fund the annual pay adjustments, expense  
 10 12 reimbursement, and related benefits for public officials and  
 10 13 employees as provided for in this Act.

Requires that the amounts appropriated in Sections 1, 2, and 12 be used to fund the annual pay adjustments, expense reimbursements, and related benefits.

10 14 Sec. 12.  
 10 15 There is appropriated from the general fund of the state to  
 10 16 the following listed departments, commissions, councils,  
 10 17 boards, or offices, for the fiscal year beginning July 1,  
 10 18 1990, and ending June 30, 1991, the following amounts, or so  
 10 19 much thereof as may be necessary, to supplement other funds  
 10 20 appropriated by the general assembly to the following state

General Fund appropriation for salary adjustment to the various listed departments, commissions, councils, boards, offices, agencies, and programs for FY 1991.

DETAIL: The total appropriation from the General Fund for Section 12 is \$57,109,972.

PG LN

Senate File 2422

Explanation

10 21	departments, commissions, councils, boards, or offices and	
10 22	local agencies or programs listed:	
10 23	1. EXECUTIVE COUNCIL:	
10 24	.....	\$ 1,481
10 25	2. GENERAL SERVICES:	
10 26	a. Administration	
10 27	.....	\$ 29,113
10 28	b. Communications	
10 29	.....	\$ 19,801
10 30	c. Director's office	
10 31	.....	\$ 3,695
10 32	d. Materials management	
10 33	.....	\$ 4,067
10 34	e. Property management	
10 35	.....	\$ 147,465
11 1	f. Printing and mail	
11 2	.....	\$ 27,632
11 3	g. Records management	
11 4	.....	\$ 19,987
11 5	h. Information services division	
11 6	.....	\$ 295,930
11 7	i. Micrographic staff	
11 8	.....	\$ 1,238
11 9	3. GOVERNOR'S OFFICE:	
11 10	a. General office	
11 11	.....	\$ 41,944
11 12	b. Terrace Hill	
11 13	.....	\$ 4,823
11 14	c. Administrative rules	
11 15	.....	\$ 6,699
11 16	d. Drug enforcement coordinator office	
11 17	.....	\$ 2,489
11 18	4. GOVERNOR, LIEUTENANT:	
11 19	.....	\$ 5,784
11 20	5. DEPARTMENT OF MANAGEMENT:	
11 21	.....	\$ 89,303
11 22	6. DEPARTMENT OF PERSONNEL:	
11 23	a. Operations	
11 24	.....	\$ 201,629
11 25	b. Pretax dependent care	
11 26	.....	\$ 3,457

DETAIL: The total appropriation to the Board of Regents was reduced by ~~\$2,604,364~~ from the Governor's revised recommendation. This reduction reflects an adjustment for the actual vacancy factor experienced for FY 1989.

11 27	c. Safety		
11 28	.....	\$	2,531
11 29	d. FOAB-IOASI		
11 30	.....	\$	5,705
11 31	7. DEPARTMENT OF REVENUE AND FINANCE:		
11 32	a. Administration		
11 33	.....	\$	38,048
11 34	b. Processing		
11 35	.....	\$	109,681
12 1	c. Accounting		
12 2	.....	\$	47,586
12 3	d. Operations, systems and statistics		
12 4	.....	\$	91,215
12 5	e. Local government		
12 6	.....	\$	62,096
12 7	f. Office review		
12 8	.....	\$	100,666
12 9	g. In-state field audit		
12 10	.....	\$	113,523
12 11	h. Out-of-state field audit		
12 12	.....	\$	43,554
12 13	i. Taxpayer service		
12 14	.....	\$	67,198
12 15	j. Collections		
12 16	.....	\$	136,299
12 17	k. Tax policy and appeals		
12 18	.....	\$	42,081
12 19	l. Increased enforcement		
12 20	.....	\$	50,140
12 21	8. SECRETARY OF STATE:		
12 22	.....	\$	74,690
12 23	9. STATE-FEDERAL RELATIONS:		
12 24	.....	\$	6,659
12 25	10. TREASURER OF STATE:		
12 26	.....	\$	54,121
12 27	11. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP:		
12 28	a. Administration division		
12 29	.....	\$	68,090
12 30	b. Farm commodity division		
12 31	.....	\$	51,907
12 32	c. Regulatory division		

PG LN	Senate File 2422	Explanation
12 33		\$ 206,627
12 34	d. Laboratory division	
12 35		\$ 20,436
13 1	e. Soil conservation operations	
13 2		\$ 140,252
13 3	12. DEPARTMENT OF NATURAL RESOURCES:	
13 4		\$ 596,903
13 5	13. DEPARTMENT OF ECONOMIC DEVELOPMENT:	
13 6	a. General office	
13 7		\$ 53,209
13 8	b. Tourism promotion	
13 9		\$ 39,990
13 10	c. International marketing	
13 11		\$ 13,985
13 12	d. Hong Kong office	
13 13		\$ 4,491
13 14	e. National marketing	
13 15		\$ 27,840
13 16	f. Film office	
13 17		\$ 3,662
13 18	g. Small business program	
13 19		\$ 13,193
13 20	h. Community progress	
13 21		\$ 19,372
13 22	i. Youth corps	
13 23		\$ 3,648
13 24	j. Displaced homemaker	
13 25		\$ 405
13 26	k. Community development block grant	
13 27		\$ 18,102
13 28	14. COLLEGE AID COMMISSION:	
13 29		\$ 10,498
13 30	15. DEPARTMENT OF CULTURAL AFFAIRS:	
13 31	a. Iowa arts council	
13 32		\$ 25,429
13 33	b. State historical society	
13 34		\$ 100,887
13 35	c. State library	
14 1		\$ 48,676
14 2	d. Terrace Hill	
14 3		\$ 6,636

14 4	e. Administration		
14 5	.....	\$	20,198
14 6	f. Iowa public television		
14 7	.....	\$	173,604
14 8	16. DEPARTMENT OF EDUCATION:		
14 9	a. Administration		
14 10	.....	\$	249,799
14 11	b. Vocational education		
14 12	.....	\$	43,382
14 13	c. Professional teaching practices		
14 14	.....	\$	2,416
14 15	d. Career information services		
14 16	.....	\$	15,608
14 17	e. Special programs and projects		
14 18	.....	\$	5,059
14 19	f. Vocational rehabilitation		
14 20	.....	\$	105,448
14 21	g. Independent living		
14 22	.....	\$	253
14 23	17. DEPARTMENT FOR THE BLIND:		
14 24	.....	\$	33,614
14 25	18. CIVIL RIGHTS COMMISSION:		
14 26	.....	\$	37,501
14 27	19. DEPARTMENT OF ELDER AFFAIRS:		
14 28	.....	\$	24,726
14 29	20. IOWA DEPARTMENT OF PUBLIC HEALTH:		
14 30	a. Central administration		
14 31	.....	\$	45,880
14 32	b. Professional licensure		
14 33	.....	\$	18,082
14 34	c. Health planning		
14 35	.....	\$	25,879
15 1	d. Disease prevention		
15 2	.....	\$	76,783
15 3	e. Substance abuse		
15 4	.....	\$	28,596
15 5	f. Dental examiners		
15 6	.....	\$	7,050
15 7	g. Medical examiners		
15 8	.....	\$	37,062
15 9	h. Nursing board		

PG LN	Senate File 2422	Explanation
15 10	.....	\$ 33,721
15 11	i. Pharmacy examiners	
15 12	.....	\$ 23,166
15 13	j. Family and community health	
15 14	.....	\$ 53,128
15 15	k. Emergency medical services	
15 16	.....	\$ 6,675
15 17	I. Rural health	
15 18	.....	\$ 3,878
15 19	21. DEPARTMENT OF HUMAN RIGHTS:	
15 20	a. Administration	
15 21	.....	\$ 11,960
15 22	b. Children, youth and families	
15 23	.....	\$ 8,621
15 24	c. Deaf services division	
15 25	.....	\$ 15,495
15 26	d. Persons with disabilities	
15 27	.....	\$ 9,663
15 28	e. Spanish-speaking people	
15 29	.....	\$ 2,891
15 30	f. Status of women	
15 31	.....	\$ 10,879
15 32	g. Status of blacks	
15 33	.....	\$ 1,225
15 34	h. Criminal and juvenile justice	
15 35	.....	\$ 13,338
16 1	22. DEPARTMENT OF HUMAN SERVICES:	
16 2	a. General administration	
16 3	.....	\$ 465,586
16 4	b. Community services	
16 5	.....	\$ 2,790,872
16 6	c. Child support recovery	
16 7	.....	\$ 87,355
16 8	d. Collection services center	
16 9	.....	\$ 17,639
16 10	e. Toledo juvenile home	
16 11	.....	\$ 199,635
16 12	f. Eldora	
16 13	.....	\$ 368,002
16 14	g. Marshalltown	
16 15	.....	\$ 1,250,413



PG LN

Senate File 2422

Explanation

16 16	h. Cherokee		
16 17	.....	\$	692,126
16 18	i. Clarinda		
16 19	.....	\$	329,187
16 20	j. Independence		

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17 20 .....

PG LN	Senate File 2422	Explanation
17 22	.....	\$ 173,747
17 23	m. Community-based corrections - district 3	
17 24	.....	\$ 93,257
17 25	n. Community-based corrections - district 4	
17 26	.....	\$ 92,017
17 27	o. Community-based corrections - district 5	
17 28	.....	\$ 289,652
17 29	p. Community-based corrections - district 6	
17 30	.....	\$ 242,898
17 31	q. Community-based corrections - district 7	
17 32	.....	\$ 166,958
17 33	r. Community-based corrections - district 8	
17 34	.....	\$ 74,756
17 35	25. JUDICIAL DEPARTMENT:	
18 1	.....	\$ 2,817,937
18 2	26. BOARD OF PAROLE:	
18 3	.....	\$ 23,348
18 4	27. AUDITOR OF STATE:	
18 5	.....	\$ 86,046
18 6	28. CAMPAIGN FINANCE DISCLOSURE COMMISSION:	
18 7	.....	\$ 9,640
18 8	29. DEPARTMENT OF EMPLOYMENT SERVICES:	
18 9	a. Industrial services	
18 10	.....	\$ 82,687
18 11	b. Labor services	
18 12	.....	\$ 98,236
18 13	30. DEPARTMENT OF INSPECTIONS AND APPEALS:	
18 14	a. Operations	
18 15	.....	\$ 201,124
18 16	b. Foster care review board	
18 17	.....	\$ 14,114
18 18	c. Public defender	
18 19	.....	\$ 232,576
18 20	d. Employment appeal board	
18 21	.....	\$ 2,069
18 22	31. PUBLIC EMPLOYMENT RELATIONS BOARD:	
18 23	.....	\$ 26,033
18 24	32. LAW ENFORCEMENT ACADEMY:	
18 25	.....	\$ 50,269
18 26	33. DEPARTMENT OF PUBLIC DEFENSE:	
18 27	a. Operations	

18 28	.....	\$	70,428
18 29	b. Veterans affairs		
18 30	.....	\$	4,984
18 31	c. Disaster services		
18 32	.....	\$	14,374
18 33	34. DEPARTMENT OF PUBLIC SAFETY:		
18 34	a. Administration		
18 35	.....	\$	91,104
19 1	b. Communications		
19 2	.....	\$	142,132
19 3	c. Division of criminal investigation		
19 4	.....	\$	263,531
19 5	d. Narcotics enforcement		
19 6	.....	\$	93,871
19 7	e. Fire marshal		
19 8	.....	\$	58,402
19 9	f. Capitol security		
19 10	.....	\$	63,451
19 11	35. REGENTS, BOARD OFFICE:		
19 12	.....	\$	47,790
19 13	36. STATE UNIVERSITY OF IOWA - GENERAL UNIVERSITY:		
19 14	a. Faculty		
19 15	.....	\$	7,654,088
19 16	b. Professional and scientific		
19 17	.....	\$	2,019,152
19 18	c. Merit		
19 19	.....	\$	2,202,497
19 20	37. STATE UNIVERSITY OF IOWA - UNIVERSITY HOSPITALS:		
19 21	a. Faculty		
19 22	.....	\$	16,795
19 23	b. Professional and scientific		
19 24	.....	\$	832,866
19 25	c. Merit		
19 26	.....	\$	559,154
19 27	38. STATE UNIVERSITY OF IOWA - PSYCHIATRIC HOSPITAL:		
19 28	a. Faculty		
19 29	.....	\$	93,585
19 30	b. Professional and scientific		
19 31	.....	\$	182,251
19 32	c. Merit		
19 33	.....	\$	111,261

PG LN	Senate File 2422	Explanation
19 34	39. STATE UNIVERSITY OF IOWA - HOSPITAL SCHOOL:	
19 35	a. Faculty	
<b>20 1</b>	.....	\$ 25,018
20 2	b. Professional and scientific	
20 3	.....	\$ 200,473
<b>20 4</b>	c. Merit	
<b>20 5</b>	.....	\$ 141,132
<b>20 6</b>	40. STATE UNIVERSITY OF IOWA - OAKDALE CAMPUS:	
20 7	a. Professional and scientific	
20 8	.....	\$ 28,928
20 9	b. Merit	
<b>20 10</b>	.....	\$ 86,458
20 11	41. STATE UNIVERSITY OF IOWA - HYGIENIC LABORATORY:	
20 12	a. Professional and scientific	
20 13	.....	\$ 112,585
<b>20 14</b>	b. Merit	
20 15	.....	\$ 84,448
20 16	42. STATE UNIVERSITY OF IOWA - FAMILY PRACTICE PROGRAM:	
20 17	a. Faculty	
<b>20 18</b>	.....	\$ 91,492
20 19	b. Professional and scientific	
20 20	.....	\$ 9,220
20 21	c. Merit	
20 22	.....	\$ 7,506
20 23	43. STATE UNIVERSITY OF IOWA - SPECIALIZED CHILD HEALTH	
20 24	SERVICES:	
<b>20 25</b>	a. Faculty	
20 26	.....	\$ 11,928
<b>20 27</b>	b. Professional and scientific	
20 28	.....	\$ 21,335
20 29	c. Merit	
20 30	.....	\$ 4,982
20 31	44. IOWA STATE UNIVERSITY - GENERAL UNIVERSITY:	
20 32	a. Faculty	
20 33	.....	\$ 6,747,479
20 34	b. Professional and scientific	
20 35	.....	\$ 1,521,587
21 1	c. Merit	
21 2	.....	\$ 2,109,108
21 3	45. IOWA STATE UNIVERSITY - AGRICULTURAL EXPERIMENT	
<b>21 4</b>	STATION:	

PG	LN	Senate File 2422	Explanation
21	5	a. Faculty	
21	6	.....	\$ 774,470
21	7	b. Professional and scientific	
21	8	.....	\$ 152,857
21	9	c. Merit	
21	10	.....	\$ 287,302
21	11	46. IOWA STATE UNIVERSITY - COOPERATIVE EXTENSION:	
21	12	a. Faculty	
21	13	.....	\$ 397,901
21	14	b. Professional and scientific	
21	15	.....	\$ 702,679
21	16	c. Merit	
21	17	.....	\$ 215,297
21	18	47. UNIVERSITY OF NORTHERN IOWA:	
21	19	a. Faculty	
21	20	.....	\$ 2,457,020
21	21	b. Professional and scientific	
21	22	.....	\$ 619,981
21	23	c. Merit	
21	24	.....	\$ 635,133
21	25	48. SCHOOL FOR THE DEAF:	
21	26	a. Faculty	
21	27	.....	\$ 164,268
21	28	b. Professional and scientific	
21	29	.....	\$ 27,696
21	30	c. Merit	
21	31	.....	\$ 103,505
21	32	49. BRAILLE AND SIGHT-SAVING SCHOOL:	
21	33	a. Faculty	
21	34	.....	\$ 80,499
21	35	b. Professional and scientific	
22	1	.....	\$ 6,446
22	2	c. Merit	
22	3	.....	\$ 99,705
22	4	50. SALARY ADJUSTMENT FUND - EARLY RETIREMENT:	
22	5	.....	\$ 285,000
22	6	51. The distribution of salary adjustment funds to the	States that the distribution of salary adjustment funds are to fulfill the General Assembly's constitutional responsibility. Requires the Department of Management (DOM) to report to the
22	7	various departments, divisions, commissions, councils,	
22	8	offices, boards, and other state or local agencies or programs	
22	9	as provided by this section is requested by the general	

22 10 assembly to fulfill its constitutional responsibility to  
 22 11 appropriate funds to provide for the maintenance and operation  
 22 12 of state government. The department of management shall  
 22 13 report to the legislative fiscal committee, not later than  
 22 14 August 1, 1990, a distributive schedule as of July 1, 1990,  
 22 15 for necessary upward or downward adjustments to each account  
 22 16 for consideration during the 1991 regular session of the  
 22 17 general assembly.

Legislative Fiscal Committee by August 1, 1990, any necessary adjustments.

22 18 It is the intent of the general assembly to fund critical  
 22 19 unmet needs that result from the elimination of the past  
 22 20 practice of the state board of regents, of diverting salary  
 22 21 adjustment funds to equipment purchases, utility costs, and  
 22 22 other nonsalary needs. If after expending all of the salary  
 22 23 adjustment funds to increase salaries, the state board of  
 22 24 regents have critical unmet needs that the board had planned  
 22 25 on meeting with salary adjustment funds, the board shall  
 22 26 submit a list of those needs to the education appropriations  
 22 27 subcommittees no later than February 1, 1991.

Prohibits the prior practice by the Board of Regents of utilizing salary adjustment funds for nonsalary purchases. Requires the Board to submit to the Education Appropriations Subcommittee a list of critical needs which they intend to fund through excess salary adjustment funds.

22 28 52. Notwithstanding section 8.33, the moneys appropriated  
 22 29 in 1989 Iowa Acts, chapter 303, section 6, subsections 36  
 22 30 through 49, that remain unencumbered or unobligated on June  
 22 31 30, 1990, shall not revert to the general fund but shall be  
 22 32 available to the institutions to which appropriated for  
 22 33 expenditures during the fiscal year beginning July 1, 1990,  
 22 34 for salaries.

CODE: Requires that unexpended salary funds at Regents Institutions not revert at the end of FY 1990, but be available for salaries for FY 1991.

22 35 Sec. 13.

23 1 There is appropriated from the general fund of the state to  
 23 2 the state board of regents for the fiscal year beginning July  
 23 3 1, 1990, and ending June 30, 1991, the following amount, or so  
 23 4 much thereof as may be necessary, to be used for the purpose  
 23 5 designated:

General Fund appropriation to the Board of Regents to fund annualization of the costs of mid-year salary increases for the professional and scientific employees at the University of Northern Iowa, and for all employees at the School for the Deaf and the Braille and Sight-Saving School.

23 6 To pay the cost of full-year increases for professional and  
 23 7 scientific employees at the university of northern Iowa, the  
 23 8 school for the deaf, and the Braille and sight-saving school:  
 23 9 ..... \$ 208,723

23 10 Sec. 14.

23 11 There is appropriated from the general fund of the state to

General Fund appropriation for salary adjustment to the various listed departments, local agencies, or

23 12 the department of management for the fiscal year beginning  
 23 13 July 1, 1990, and ending June 30, 1991, the following amounts,  
 23 14 or so much thereof as may be necessary, to be allocated to the  
 23 15 following state departments and local agencies or programs  
 23 16 listed:

23 17 1. Regional libraries:  
 23 18 ..... \$ 47,043

23 19 2. Substance abuse treatment facilities:  
 23 20 ..... \$ 235,880

23 21 3. Local boards of health:  
 23 22 ..... \$ 81,249

23 23 4. Local homemaker and chore service programs:  
 23 24 ..... \$ 261,159

23 25 5. Local maternal and child health programs:  
 23 26 ..... \$ 113,715

23 27 6. Services contracted by the department of public health  
 23 28 from the university of Iowa hospitals and clinics for  
 23 29 specialized child health care:  
 23 30 ..... \$ 3,953

programs

DETAIL: The total appropriation from the General Fund for Section 14 is \$742,999.

23 31 Moneys received by local programs under this section shall  
 23 32 be used to pay the state's share of the authorized salary  
 23 33 increases for local program employees.

Requires that the money received in Section 14 by the local programs be spent on salary increases for the local programs' employees.

23 34 Sec. 15.  
 23 35 To departmental revolving, trust, or special funds, except  
 24 1 for the primary road fund or the road use tax fund, for which  
 24 2 the general assembly has established, an operating budget, a  
 24 3 supplemental expenditure authorization is provided, unless  
 24 4 otherwise provided, in an amount necessary to fund salary  
 24 5 adjustments as otherwise provided in this Act.

Provides supplemental authorization to departmental revolving, trust, or special funds, except for the Primary Road Fund or the Road Use Tax Fund, in an amount necessary to fund salary adjustments.

24 6 Sec. 16.  
 24 7 All funds appropriated to the salary adjustment fund for  
 24 8 the state department of transportation and for state agencies  
 24 9 paid through the department of revenue and finance's  
 24 10 centralized payroll system shall be used to fund salary and  
 24 11 fringe benefit expenditures for the fiscal year beginning July  
 24 12 1, 1990, and ending June 30, 1991.

Requires that all funds appropriated to the Salary Adjustment Fund for the Department of Transportation and for State agencies paid through the Department of Revenue and Finance's centralized payroll system be used to fund salary and fringe benefit expenditures.

24 13 Sec. 17.

Requires that funds appropriated from the General

PG LN	Senate File 2422	Explanation
24 14 24 15 24 16	Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state.	Fund in this Act relate only to salaries supported from General Fund appropriations of the State.
24 17 24 18 24 19 24 20 24 21 24 22 24 23 24 24 24 25 24 26 24 27 24 28 24 29 24 30 24 31 24 32 24 33 24 34 24 35 25 1 25 2 25 3 25 4 25 5 25 6 25 7	<p>Sec. 18.</p> <p>Beginning July 1, 1990, the lieutenant governor shall be paid at an annual salary rate of \$26,700 until the next inauguration of the lieutenant governor at which time the lieutenant governor shall be paid at an annual salary rate of \$60,000 for the remainder of the fiscal year. Personal expense and travel allowances shall be the same for the lieutenant governor as for a senator. The lieutenant governor while performing administrative duties of the office of lieutenant governor when the general assembly is not in session or serving as the president of the senate during special sessions of the general assembly shall receive \$60 per diem and reimbursement for expenses incurred in performing such duties until the next inauguration of the lieutenant governor. The lieutenant governor may elect to become a member of a state group insurance plan for employees of the state established pursuant to chapter 509A and the disability insurance program established pursuant to section 79.20 on the same basis as a full-time state employee excluded from collective bargaining as provided in chapter 20. The lieutenant governor shall authorize a payroll deduction of any premium due. The salary, per diem, and expenses of the lieutenant governor provided for under this section, including office and staff expenses, shall be paid from funds appropriated to the office of the lieutenant governor by the general assembly.</p>	<p>Sets the Lieutenant Governor's salary at \$26,700 beginning July 1, 1990, until the next inauguration of the Lieutenant Governor at which time the annual salary becomes \$60,000 for the remainder of FY 1991.</p> <p>DETAIL: The Lieutenant Governor's current salary is \$23,900 and under current law would have increased to \$25,100.</p> <p>DETAIL: Sets the per diem at \$60 when the General Assembly is not in session or in special session, allows the Lieutenant Governor to become a member of a group insurance plan for State employees, and requires the salary, per diem, and expenses of the Lieutenant Governor to be paid from the funds appropriated to the Office of the Lieutenant Governor.</p>
25 8 25 9 25 10 25 11	<p>Sec. 19. Section 2.10, subsections 1 and 3, Code 1989, as amended by 1989 Iowa Acts, chapter 302, section 10 and 1989 Iowa Acts, chapter 303, sections 13 and 18, are amended to read as follows:</p>	CODE: Increases the salaries of selected legislators.
25 12 25 13 25 14 25 15 25 16	<p>1. Every member of the general assembly except the <del>president</del> <u>presiding officer</u> of the senate, the speaker of the house, and majority and minority floor leader of each house shall receive an annual salary of eighteen thousand one hundred dollars for the year 1991 and subsequent years while</p>	<p>CODE: Increases the salary of the Senate and House minority leaders beginning January 1, 1991. (Increase from \$25,975 to \$27,900.)</p> <p>DETAIL: The Senate and House minority leaders'</p>



25 17 serving as a member of the general assembly. The ~~presiding~~  
 25 18 ~~officer of the senate and the majority and~~ minority floor  
 25 19 leader of each house shall receive an annual salary of ~~twenty-~~  
 25 20 ~~five~~ twenty-seven thousand nine hundred ~~seventy-five~~ dollars  
 25 21 for the year 1991 and subsequent years while serving in the  
 25 22 capacity. In addition, each such member shall receive the sum  
 25 23 of fifty dollars per day for expenses of office, except  
 25 24 travel, for each day the general assembly is in session  
 25 25 commencing with the first day of a legislative session and  
 25 26 ending with the day of final adjournment of each legislative  
 25 27 session as indicated by the journals of the house and senate,  
 25 28 except that in the event the length of the first regular  
 25 29 session of the general assembly exceeds one hundred ten  
 25 30 calendar days and the second regular session exceeds one  
 25 31 hundred calendar days, such payments shall be made only for  
 25 32 one hundred ten calendar days for the first session and one  
 25 33 hundred calendar days for the second session. However,  
 25 34 members from Polk county shall receive thirty-five dollars per  
 25 35 day. Each member shall receive a seventy-five dollar per  
 26 1 month allowance for legislative district constituency postage,  
 26 2 travel, telephone costs, and other expenses. Travel expenses  
 26 3 shall be paid at the rate established by section 18.117 for  
 26 4 actual travel in going to and returning from the seat of  
 26 5 government by the nearest traveled route for not more than one  
 26 6 time per week during a legislative session. However, any  
 26 7 increase from time to time in the mileage rate established by  
 26 8 section 18.117 shall not become effective for members of the  
 26 9 general assembly until the convening of the next general  
 26 10 assembly following the session in which the increase is  
 26 11 adopted; and this provision shall prevail over any  
 26 12 inconsistent provision of any present or future statute.

26 13 3. The speaker of the house, presiding officer of the  
 26 14 senate, and majority floor leader of each house shall receive  
 26 15 an annual salary of twenty-seven thousand nine hundred dollars  
 26 16 for the year 1991 and subsequent years while ~~the speaker of~~  
 26 17 ~~the house~~ serving in that capacity. The president pro tempore  
 26 18 of the senate and the speaker pro tempore of the house shall  
 26 19 receive an annual salary of nineteen thousand one hundred  
 26 20 dollars for the year 1991 and subseauent years while serving  
 26 21 in that capacity: Expense and travel allowances shall be the

current salary is \$22,900 and under current law would have increased to \$25,975.

CODE: Establishes the salary of the presiding officer of the Senate and the majority leader of each house at the same amount to be paid to the Speaker of the House beginning January 1, 1991. (Increase from \$25,975, to \$27,900.)

DETAIL: The majority leaders' current salary is \$23,900 and under current law would have increased to \$25,975. The Speaker's current salary is \$23,900 and

26 22 same for the speaker of the house and the presiding officer of  
 26 23 the senate, the president pro tempore of the senate and the  
 26 24 speaker pro tempore of the house, and the majority and  
 26 25 minority leader of each house as provided for other members of  
 26 26 the general assembly.

under current law would have increased to \$25,975. The presiding officer of the Senate is a new position which under current law would have had a salary of \$25,575.

Establishes the salary of the President Pro Tempore of the Senate and the Speaker Pro Tempore of the House at \$19,100.

DETAIL: The salary of the President Pro Tempore of the Senate and the Speaker Pro Tempore of the House is \$16,600 and under current law would have increased to \$18,100.

26 27 [Sec. 20. Section 421.31, subsections 2 and 6, Code  
 26 28 Supplement 1989, are amended to read as follows:  
 26 29 2. Preaudit system. To establish and fix a reasonable  
 26 30 imprest cash fund for each state department and institution  
 26 31 for disbursement purposes where needed. These revolving funds  
 26 32 shall be reimbursed only upon vouchers approved by the  
 26 33 director. It is the purpose of this subsection to establish a  
 26 34 preaudit system of settling all claims against the state, but  
 26 35 the preaudit system is not applicable to the institutions  
 27 1 under the control of the state board of regents, to the Iowa  
 27 2 finance authority, or to the state fair board.  
 27 3 6. Fair board, Iowa finance authority, and board of  
 27 4 regents. To control the financial operations of the state  
 27 5 fair board, Iowa finance authority, and the institutions under  
 27 6 the state board of regents:  
 27 7 a. By charging all warrants issued to the respective  
 27 8 educational institutions, Iowa finance authority, and the  
 27 9 state fair board to an advance account to be further accounted  
 27 10 for and not as an expense which requires no further  
 27 11 accounting.  
 27 12 b. By charging all collections made by the educational  
 27 13 institutions, Iowa finance authority, and state fair board to  
 27 14 the respective advance accounts of the institutions, Iowa  
 27 15 finance authority, and state fair board, and by crediting all  
 27 16 ~~such the~~ repayment collections to the respective  
 27 17 appropriations and special funds.

VETOED

CODE: Exempts the Iowa Finance Authority from the pre-audit and central accounting systems of the Department of Revenue and Finance.

VETOED: The Governor vetoed this Section stating that information on the financial transactions of the Iowa Finance Authority should be handled in a manner which is consistent with the rest of State government in order to assure integrity in the expenditure of public funds.

27 18 c. By charging all disbursements made to the respective  
 27 19 allotment accounts of each educational institution, Iowa  
 27 20 finance authority, or state fair board and by crediting all  
 27 21 ~~such the~~ disbursements to the respective advance and inventory  
 27 22 accounts.  
 27 23 d. By requiring a monthly abstract of all receipts and of  
 27 24 all disbursements, both money and stores, and a complete  
 27 25 account-current each month from **each educational** institution,  
 27 26 Iowa finance authority, and the state fair board.]

27 27 Sec. 21. Section 422B.1, subsections 4 and 5, Code  
 27 28 Supplement 1989, are amended to read as follows:  
 27 29 4. The county commissioner of elections shall submit the  
 27 30 question of imposition of a local option tax at a state  
 27 31 general election or at a special election held at any time  
 27 32 other than the time of a city regular election ~~which may.~~ The  
 27 33 election shall not be held sooner than sixty days after  
 27 34 publication of notice of the ballot proposition. The ballot  
 27 35 proposition shall specify the type and rate of tax and in the  
 28 1 case of a vehicle tax the classes that will be exempt and in  
 28 2 the case of a local sales and services tax the date it will be  
 28 3 imposed. The ballot proposition shall also specify the  
 28 4 approximate amount of local option tax revenues that will be  
 28 5 used for property tax relief and shall contain a statement as  
 28 6 to the specific purpose or purposes for which the revenues  
 28 7 shall otherwise be expended. If the county board of  
 28 8 supervisors decides under subsection 5 to specify a date on  
 28 9 which the local option sales and services tax shall  
 28 10 automatically be repealed, the date of the repeal shall also  
 28 11 be specified on the ballot. The rate of the vehicle tax shall  
 28 12 be in increments of one dollar per vehicle as set by the  
 28 13 petition seeking to impose the tax. The rate of a local sales  
 28 14 and services tax shall not be more than one percent as set by  
 28 15 the governing body. The state commissioner of elections shall  
 28 16 establish by rule the form for the ballot proposition which  
 28 17 form shall be uniform throughout the state.  
 28 18 5. a. If a majority of those voting on the question of  
 28 19 imposition of a local option tax favor imposition of a local  
 28 20 option tax, the governing body of that county shall impose the  
 28 21 tax at the rate specified for an unlimited period. However,  
 28 22 in the case of a local sales and services tax, the county

CODE: Requires that the County Board of Supervisors may specify a date on which a local option tax may be repealed. This repeal will be automatic without need for an election on the question of repeal. The date, which must be at the end of a calendar quarter, would be specified on the ballot at the election on the question of the imposition of the local option tax.

28 23 shall not impose the tax in any incorporated area or the  
 28 24 unincorporated area if the majority of those voting on the tax  
 28 25 in that area did not favor its imposition. For purposes of  
 28 26 the local sales and services tax, all cities contiguous to  
 28 27 each other shall be treated as part of one incorporated area  
 28 28 and the tax ~~would~~ shall be imposed in each of those contiguous  
 28 29 cities only if the majority of those voting on the tax in the  
 28 30 total area covered by the contiguous cities ~~favor~~ favor ~~avored~~ its  
 28 31 imposition. The local option tax may be repealed or the rate  
 28 32 increased or decreased ~~only~~ after an election at which a  
 28 33 majority of those voting on the question of repeal or rate  
 28 34 change ~~favor~~ favor ~~avored~~ the repeal or rate change. The election  
 28 35 at which the question of repeal or rate change is offered  
 29 1 shall be called and held in the same manner and under the same  
 29 2 conditions as provided in subsections 3 and 4 for the election  
 29 3 on the imposition of the local option tax. However, in the  
 29 4 case of a local sales and services tax where the tax has not  
 29 5 been imposed countywide, the question of repeal or imposition  
 29 6 shall be voted on only by the qualified electors of the areas  
 29 7 of the county where the tax has been imposed or has not been  
 29 8 imposed, as appropriate.

29 9 When submitting the question of the imposition of a local  
 29 10 sales and services tax, the county board of supervisors may  
 29 11 direct that the question contain a provision for the repeal,  
 29 12 without election, of the local sales and services tax on a  
 29 13 specific date, which date shall be the end of a calendar  
 29 14 quarter.

29 15 b. Within ten days of the election at which a majority of  
 29 16 those voting on the question favors the imposition, repeal, or  
 29 17 change in the rate of a local option tax, the governing body  
 29 18 shall give written notice to the director of revenue and  
 29 19 finance or, in the case of a local vehicle tax, to the  
 29 20 director of the department of transportation, of the result of  
 29 21 the election.

29 22 Sec. 22. Section 28B.4, Code 1989, is amended to read as  
 29 23 follows:

29 24 28B.4 REPORT.

29 25 The commission shall report to the governor and to the  
 29 26 legislature within fifteen days after the convening of each  
 29 27 general assembly, and at ~~such~~ other time as it deems

CODE: Specifies that members of the Interstate  
 Cooperation Commission be reimbursed for their travel  
 and other expenses at a per diem as specified in  
 Section 7E.6, Code of Iowa, for each day in which  
 engaged in the performance of their duties.

29 28 appropriate. Its members and the members of all committees  
 29 29 which it establishes shall be reimbursed for their travel and  
 29 30 other necessary expenses in carrying out their obligations  
 29 31 under this chapter and legislative members shall be paid a per  
 29 32 diem ~~of forty dollars~~ as specified in section 7E.6 for each  
 29 33 day in which engaged in the performance of their duties, ~~such~~  
 29 34 ~~the~~ per diem and legislators' expenses to be paid from funds  
 29 35 appropriated by sections 2.10 and 2.12. Expenses of  
 30 1 administrative officers, state officials, or state employees  
 30 2 who are members of the Iowa commission on interstate co-  
 30 3 operation or a committee appointed by the commission shall be  
 30 4 paid from funds appropriated to the agencies or departments  
 30 5 which ~~such~~ persons represent except as may otherwise be  
 30 6 provided by the general assembly. Expenses of citizen members  
 30 7 who may be appointed to committees of the commission may be  
 30 8 paid from funds as authorized by the general assembly.  
 30 9 Expenses of the secretary or employees of the secretary and  
 30 10 support services in connection with the administration of the  
 30 11 commission shall be paid from funds appropriated to the  
 30 12 legislative service bureau unless otherwise provided by the  
 30 13 general assembly. Expenses of commission members shall be  
 30 14 paid upon approval of the chairperson or the secretary of the  
 30 15 commission.

30 16 Sec. 23. Section 42.5, subsection 1, paragraph d, Code  
 30 17 1989, is amended to read as follows:  
 30 18 d. Members of the commission shall receive a per diem of  
 30 19 ~~forty dollars~~ as specified in section 7E.6, travel expenses at  
 30 20 the rate provided by section 79.9, and reimbursement for other  
 30 21 necessary expenses incurred in performing their duties under  
 30 22 this section and section 42.6. The per diem and expenses  
 30 23 shall be paid from funds appropriated by section 2.12.

30 24 Sec. 24. Section 56.9, subsection 3, Code 1989, is amended  
 30 25 to read as follows:  
 30 26 3. Members of the commission shall, while serving on the  
 30 27 business of the commission, be entitled to receive a per diem  
 30 28 ~~of forty dollars~~ as specified in section 7E.6 and actual and  
 30 29 necessary expenses actually incurred in the performance of  
 30 30 their duties.

DETAIL: Chapter 303, Section 16, Acts of 1989 amended Section 7E.6, Code of Iowa, and increased per diem for members of any board, committee, commission, or council in State government from \$40 per day to \$50 per day. This Section makes the technical change necessary to conform to Section 7E.6, Code of Iowa. This applies to all per diems identified in Sections 23 through 55 of this Act.

CODE: Specifies that members of the Temporary Redistricting Advisory Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

CODE: Specifies that members of the Campaign Finance Disclosure Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

30 31 Sec. 25. Section 67.12, Code 1989, is amended to read as  
30 32 follows:

30 33 67.12 COMPENSATION AND EXPENSES OF COMMISSIONERS.

30 34 These commissioners shall be paid a ~~forty-dollar~~ per diem  
30 35 as specified in section 7E.6 and be reimbursed for actual and  
31 1 necessary expenses, which sum shall be paid out of any  
31 2 unappropriated funds in the state treasury.

CODE: Specifies that members of the Suspension of State Officers Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

31 3 Sec. 26. Section 688.10, unnumbered paragraph 2, Code  
31 4 1989, is amended to read as follows:

31 5 The two individuals appointed by the chief justice of the  
31 6 supreme court shall receive a per diem ~~of forty dollars~~ as  
31 7 specified in section 7E.6 and travel expenses at the same rate  
31 8 as paid members of interim committees for attending meetings  
31 9 of the ethics committee. Members of the general assembly  
31 10 shall receive a per diem ~~of forty dollars~~ as specified in  
31 11 section 7E.6 and travel expenses at the same rate as paid  
31 12 members of interim committees for attending meetings held when  
31 13 the general assembly is not in session. The per diem and  
31 14 expenses shall be paid from funds appropriated by section  
31 15 2.12.

CODE: Specifies that members of the Legislative Ethics Committee be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

31 16 Sec. 27. Section 808.8, Code 1989, is amended to read as  
31 17 follows:

31 18 808.8 COMPENSATION AND EXPENSES.

31 19 The members of the council, who are not employees of the  
31 20 state or a political subdivision, shall be paid a ~~forty-dollar~~  
31 21 per diem as specified in section 7E.6. All members of the  
31 22 council shall be reimbursed for necessary and actual expenses  
31 23 incurred in attending meetings and in the performance of their  
31 24 duties. All per diem and expense moneys paid to  
31 25 nonlegislative members shall be paid from funds appropriated  
31 26 to the Iowa law enforcement academy. Legislative members of  
31 27 the council shall receive payment pursuant to section 2.10 and  
31 28 section 2.12.

CODE: Specifies that members of the Iowa Law Enforcement Academy Council be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

31 29 Sec. 28. Section 978.76, subsection 2, Code 1989, is  
31 30 amended to read as follows:

31 31 2. The members of the committee shall be reimbursed for  
31 32 actual and necessary expenses incurred in the performance of  
31 33 their duties and shall be paid ~~forty dollars~~ a per diem as

CODE: Specifies that members of the Public Retirement Systems Committee be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

31 34 specified in section 7E.6 for each day in which they engaged  
 31 35 in the performance of their duties. However, per diem  
 32 1 compensation and expenses shall not be paid when the general  
 32 2 assembly is actually in session at the seat of government.  
 32 3 Expenses and per diem shall be paid from funds appropriated  
 32 4 pursuant to section 2.12.

32 5 Sec. 29. Section 103A.14, subsection 5, Code 1989, is  
 32 6 amended to read as follows:  
 32 7 5. Each member of the council shall receive per diem  
 32 8 compensation at the rate ~~of forty dollars per day~~ as specified  
 32 9 in section 7E.6 for each day spent in the performance of the  
 32 10 member's duties, but not to exceed twenty-five hundred dollars  
 32 11 per year. All members of the council shall receive necessary  
 32 12 expenses incurred in the performance of their duties.

32 13 Sec. 30. Section 135.62, subsection 2, paragraph c, Code  
 32 14 1989, is amended to read as follows:  
 32 15 c. MEETINGS. The council shall hold an organizational  
 32 16 meeting in July of each odd-numbered year, or as soon  
 32 17 thereafter as the new appointee or appointees are confirmed  
 32 18 and have qualified. Other meetings shall be held at least  
 32 19 once each month, and may be held more frequently if necessary  
 32 20 to enable the council to expeditiously discharge its duties.  
 32 21 Meeting dates shall be set upon adjournment or by call of the  
 32 22 chairperson upon five days' notice to the other members. Each  
 32 23 member of the council shall receive a ~~forty dollar~~ per diem as  
 32 24 specified in section 7E.6 and reimbursement for actual  
 32 25 expenses while engaged in official duties.

32 26 Sec. 31. Section 169.5, subsection 4, Code 1989, is  
 32 27 amended to read as follows:  
 32 28 4. Members of the board shall, in addition to necessary  
 32 29 traveling and other expenses, set their own per diem  
 32 30 compensation at a rate not exceeding ~~forty dollars per day~~ the  
 32 31 per diem specified in section 7E.6 for each day actually  
 32 32 engaged in the discharge of their duties including  
 32 33 compensation for the time spent traveling to and from the  
 32 34 place of conducting the examination and for a reasonable  
 32 35 number of days for the preparation of examination and the  
 33 1 reading of papers, in addition to the time actually spent in

CODE: Specifies that members of the State Building Code Advisory Council be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

CODE: Specifies that members of the State Health Facilities Council be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

CODE: Specifies that members of the Board of Veterinary Medicine be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

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33 2 conducting examinations, within the limits of funds  
33 3 appropriated to the board.

33 4 Sec. 32. Section 173.8, Code 1989, is amended to read as  
33 5 follows:  
33 6 173.8 COMPENSATION AND EXPENSES.  
33 7 A member of the board elected at the annual convention  
33 8 shall be paid a ~~forty-dollar~~ per diem as specified in section  
33 9 ~~7E.6~~ and shall be reimbursed for actual and necessary expenses  
33 10 incurred while engaged in official duties. All per diem and  
33 11 expense moneys paid to a member shall be paid from funds of  
33 12 the state fair board.

CODE: Specifies that members of the Iowa State Fair Board be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

33 13 Sec. 33. Section 173.12, Code 1989, is amended to read as  
33 14 follows:  
33 15 173.12 SALARY OF TREASURER.  
33 16 The treasurer shall receive such compensation for services  
33 17 as the board may fix, not to exceed five hundred dollars a  
33 18 year, and shall be paid a ~~forty-dollar~~ per diem as specified  
33 19 in section 7E.6 and shall be reimbursed for actual and  
33 20 necessary expenses incurred while engaged in official duties.

CODE: Specifies that the Treasurer of the State be reimbursed for travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of duties

33 21 Sec. 34. Section 175.3, subsection 4, Code 1989, is  
33 22 amended to read as follows:  
33 23 4. The appointed members of the authority are entitled to  
33 24 receive ~~forty dollars~~ a per diem as specified in section 7E.6  
33 25 for each day spent in performance of duties as members, and  
33 26 shall be reimbursed for all actual and necessary expenses  
33 27 incurred in the performance of duties'as members.

CODE: Specifies that members of the Agricultural Development Authority be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

33 28 Sec. 35. Section 175A.3, subsection 4, Code 1989, is  
33 29 amended to read as follows:  
33 30 4. The members of the authority appointed pursuant to  
33 31 subsection 1 are entitled to receive ~~forty dollars~~ a per diem  
33 32 as specified in section 7E.6 for each day spent in performance  
33 33 of duties as members, and shall be reimbursed for all actual  
33 34 and necessary expenses incurred in the performance of duties  
33 35 as members.

CODE: Specifies that members of the Economic Protective and Investment Authority be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

34 1 Sec. 36. Section 217.4, Code 1989, is amended to read as  
34 2 follows:

CODE: ' Specifies that members of the Council on Human Services be reimbursed for their travel and other



34 3 **217.4 MEETINGS OF COUNCIL.**  
 34 4 The council shall meet at least monthly. Additional  
 34 5 meetings shall be called by the chairperson or upon written  
 34 6 request of any three members thereof as necessary to carry out  
 34 7 the duties of the council. The chairperson shall preside at  
 34 8 all meetings or in the absence of the chairperson the vice  
 34 9 chairperson shall preside. The members of the council shall  
 34 10 ~~be paid a per diem of forty dollars per day~~ as specified in  
 34 11 section 7E.6 and their reasonable and necessary expenses.

expenses at a per diem as specified in Section **7E.6**,  
Code of Iowa, for each day in which engaged in the  
 performance of their duties.

34 12 **Sec. 37.** Section **220.2**, subsection 1, paragraph c, Code  
 34 13 **1989**, is amended to read as follows:  
 34 14 c. Members of the board are entitled to receive **forty**  
 34 15 **dollars** a per diem as specified in section 7E.6 for each day  
 34 16 spent in performance of duties as members and shall be  
 34 17 reimbursed for all actual and necessary expenses incurred in  
 34 18 the performance of duties as members.

CODE: Specifies that members of the Title Guaranty  
 Division Board be reimbursed for their travel and  
 other expenses at a per diem as specified in Section  
**7E.6**, Code of Iowa, for each day in which engaged in  
 the performance of their duties.

34 19 **Sec. 38.** Section **220.2**, subsection 4, Code **1989**, is  
 34 20 amended to read as follows:  
 34 21 **4.** Members of the authority are entitled to receive **forty**  
 34 22 **dollars** a per diem as specified in section 7E.6 for each day  
 34 23 spent in performance of duties as members, and shall be  
 34 24 reimbursed for all actual and necessary expenses incurred in  
 34 25 the performance of duties as members.

CODE: Specifies that members of the Iowa Finance  
 Authority be reimbursed for their travel and other  
 expenses at a per diem as specified in Section **7E.6**,  
Code of Iowa, for each day in which engaged in the  
 performance of their duties.

34 26 **Sec. 39.** Section **225C.5**, subsection 3, Code **1989**, is  
 34 27 amended to read as follows:  
 34 28 **3.** Members of the commission shall qualify by taking the  
 34 29 oath of office prescribed by law for state officers. At its  
 34 30 first meeting of each year, the commission shall organize by  
 34 31 electing a chairperson and a vice chairperson for terms of one  
 34 32 year. Commission members are entitled to ~~forty dollars~~ a per  
 34 33 diem as specified in section 7E.6 and reimbursement for actual  
 34 34 and necessary expenses incurred while engaged in their  
 34 35 official duties, to be paid from funds appropriated to the  
 35 1 department.

CODE: Specifies that members of the Mental Health  
 and Mental Retardation Commission be reimbursed for  
 their travel and other expenses at a per diem as  
 specified in Section **7E.6**, Code of Iowa, for each day  
 in which engaged in the performance of their duties.

35 2 **Sec. 40.** Section **246.803**, subsection 2, Code **1989**, is  
 35 3 amended to read as follows:  
 35 4 **2.** Biennially, the industries board shall organize by

CODE: Specifies that members of the Prison  
 Industries Advisory Board be reimbursed for their  
 travel and other expenses at a per diem as specified

PG LN	Senate File 2422	Explanation
35 5 35 6 35 7 35 8 35 9 35 10 35 11 35 12 35 13	<p>election of a chairperson and a vice chairperson, as soon as reasonably possible after the new appointees have been named. Other meetings shall be held at the call of the chairperson or of any three members, as necessary to enable the industries board to discharge its duties. Board members shall be reimbursed for expenses actually and necessarily incurred in the discharge of their duties, and those members not state employees shall also be entitled to <del>forty dollars</del> a per diem as specified in <u>section 7E.6</u> for each day they are so engaged.</p>	<p>in Section 7E.6, <u>Code of Iowa</u>, for each day in which engaged in the performance of their duties.</p>
35 14 35 15 35 16 35 17 35 18 35 19 35 20 35 21 35 22 35 23	<p>Sec. 41. Section 249A.4, subsection 8, unnumbered paragraph 2, Code Supplement 1989, is amended to read as follows: For each council meeting, other than those held during the time the general assembly is in session, each legislative member of the council shall be reimbursed for actual traveling and other necessary expenses and shall receive a per diem of <del>forty dollars</del> as specified in <u>section 7E.6</u> for each day in attendance, as shall the public representatives, regardless of whether the general assembly is in session.</p>	<p>CODE: Specifies that members of the Medical Assistance Council be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, <u>Code of Iowa</u>, for each day in which engaged in the performance of their duties.</p>
35 24 35 25 35 26 35 27 35 28 35 29 35 30 35 31 35 32 35 33 35 34 35 35 36 1 36 2	<p>Sec. 42. Section 249D.13, Code 1989, is amended to read as follows: 249D.13 MEETINGS -- OFFICERS. Members of the commission shall elect from the commission's membership a chairperson, and other officers as commission members deem necessary, who shall serve for a period of two years. The commission shall meet at regular intervals at least six times each year and may hold special meetings at the call of the chairperson or at the request of a majority of the commission membership. The commission shall meet at the seat of government or such other place as the commission may designate. Members shall be paid <del>forty dollars</del> a per diem as specified in <u>section 7E.6</u> and shall receive reimbursement for actual expenses for their official duties.</p>	<p>CODE: Specifies that members of the Commission of Elder Affairs be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, <u>Code of Iowa</u>, for each day in which engaged in the performance of their duties.</p>
36 3 36 4 36 5 36 6 36 7	<p>Sec. 43. Section 258A.7, subsection 3, Code 1989, is amended to read as follows: 3. Licensees appointed to serve on a hearing panel pursuant to section 258A.6, subsection 2, shall be compensated at the rate of <del>forty dollars</del> <u>specified in section 7E.6</u> for</p>	<p>CODE: Specifies that members of a Disciplinary Hearing Panel appointed by a Licensing Board be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, <u>Code of Iowa</u>, for each day in which engaged in the performance of</p>

36 8 each day of actual duty, and shall be reimbursed for actual  
36 9 expenses reasonably incurred in the performance of duties.

their duties.

36 10 Sec. 44. Section 261.4, Code 1989, is amended to read as  
36 11 follows:  
36 12 261.4 FUNDS -- COMPENSATION AND EXPENSES OF COMMISSION.  
36 13 The director of revenue and finance shall keep an  
36 14 **accounting** of **all funds** received and expended by the  
36 15 commission. The members of the commission, except those  
36 16 members who are employees of the state, shall be paid a **forty-**  
36 17 **dollar** per diem as specified in section 7E.6 and shall be  
36 18 reimbursed for actual and necessary expenses. All per diem  
36 19 and expense moneys paid to nonlegislative members shall be  
36 20 paid from funds appropriated to the commission. Legislative  
36 21 members of the commission shall receive payment pursuant to  
36 22 section 2.10 and section 2.12.

CODE: Specifies that members of the College Aid Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

36 23 Sec. 45. Section 307B.6, subsection 4, Code 1989, is  
36 24 amended to read as follows:  
36 25 4. Members of the board are entitled to receive **forty**  
36 26 **dollars** a per diem as specified in section 7E.6 for each day  
36 27 spent in **performance** of their functions and duties as members  
36 28 and reimbursement for all actual and necessary expenses  
36 29 incurred in the performance of their functions and duties as  
36 30 members.

CODE: Specifies that members of the Iowa Railway Finance Authority Governing Board be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

36 31 Sec. 46. Section 333A.3, subsection 2, Code 1989, is  
36 32 amended to read as follows:  
36 33 2. Each member is entitled to reimbursement for actual and  
36 34 necessary expenses incurred in the performance of committee  
36 35 duties. Each member, except officers and employees of the  
37 1 state and full-time elected county officials, is entitled to  
37 2 receive a per diem **of forty dollars** as specified in section  
37 3 7E.6 for each day spent in the performance of committee  
37 4 duties.

CODE: Specifies that members of the County Finance Committee be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

37 5 Sec. 47. Section 442A.5, subsection 4, Code 1989, is  
37 6 amended to read as follows:  
37 7 4. The appointed members of the authority receive **forty**  
37 8 **dollars** a per diem as specified in section 7E.6 for each day  
37 9 spent in **performance** of duties as members, and shall be

CODE: Specifies that members of the Iowa Advance Funding Authority Governing Board be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

37 10 reimbursed for all actual and necessary expenses incurred in  
37 11 the performance of duties as members.

37 12 Sec. 48. Section 4556.444, unnumbered paragraph 2, Code  
37 13 1989, is amended to read as follows:  
37 14 Temporary members who may be appointed under this section  
37 15 shall serve on the commission only during discussion and  
37 16 ~~proceedings~~ relating to the application for a site license  
37 17 which the temporary members were appointed to consider and  
37 18 shall vote only on questions relating to the issuance of that  
37 19 site license. Temporary members shall serve on the commission  
37 20 until final action is taken on the application for the site  
37 21 license which the temporary members were appointed to  
37 22 consider. Temporary members who are not public employees  
37 23 shall receive ~~forty dollars~~ a per diem as specified in section  
37 24 7E.6 and actual and necessary expenses incurred in performance  
37 25 of their official duties. Temporary employees who are public  
37 26 employees shall receive reimbursement for expenses only. Per  
37 27 diem and expenses under this section shall be paid by the  
37 28 state.

CODE: Specifies that temporary members of the Environmental Protection Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

37 29 Sec. 49. Section 543A.4, subsection 1, Code Supplement  
37 30 1989, is amended to read as follows:  
37 31 1. The Iowa grain indemnity fund board is established to  
37 32 advise the department on matters relating to the fund and to  
37 33 perform the duties provided it in this chapter. The board is  
37 34 composed of the secretary of agriculture or a designee who  
37 35 shall serve as president; the commissioner of insurance or a  
38 1 designee who shall serve as secretary; the state treasurer or  
38 2 a designee who shall serve as treasurer; and four  
38 3 representatives of the grain industry appointed by the  
38 4 governor, subject to confirmation by the senate, two of whom  
38 5 shall be representatives of producers and who shall be  
38 6 actively participating producers, and two of whom shall be  
38 7 representatives of grain dealers and warehouse operators and  
38 8 who shall be actively participating grain dealers and  
38 9 warehouse operators, each of whom shall be selected from a  
38 10 list of three nominations made by the secretary of  
38 11 agriculture. The term of membership of the grain industry  
38 12 representatives is three years, and the representatives are  
38 13 eligible for reappointment. However, only actively

CODE: Specifies that members of the Iowa Grain Indemnity Fund Board be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

38 14 participating producers, and grain dealers and warehouse  
 38 15 operators are eligible for reappointment. The grain industry  
 38 16 representatives are entitled to ~~forty dollars~~ a per diem as  
 38 17 specified in section 7E.6 for each, day spent in the  
 38 18 performance of the duties of the board, plus actual expenses  
 38 19 incurred in the performance of those duties. Four members of  
 38 20 the board constitute a quorum, and the affirmative vote of  
 38 21 four members is necessary for any action taken by the board,  
 38 22 except that a lesser number may adjourn a meeting. A vacancy  
 38 23 in the membership of the board does not impair the rights of a  
 38 24 quorum to exercise all the rights and perform all the duties  
 38 25 of the board.

38 26 Sec. 50. Section 568.9, Code 1989, is amended to read as  
 38 27 follows:  
 38 28 568.9 COMMISSIONERS' COMPENSATION AND EXPENSES.  
 38 29 Commissioners, for their services in making such  
 38 30 appraisalment shall be paid a ~~forty-dollar~~ per diem as  
 38 31 specified in section 7E.6 and shall be reimbursed for actual  
 38 32 and necessary expenses. All per diem moneys paid to the  
 38 33 commissioners shall be paid from funds appropriated to the  
 38 34 secretary of state.

CODE: Specifies that members of the Island and Abandoned River Channels Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

38 35 Sec. 51. Section 601A.4, Code 1989, is amended to read as  
 39 1 follows:  
 39 2 601A.4 COMPENSATION AND EXPENSES -- RULES.  
 39 3 Commissioners shall be paid a ~~forty-dollar~~ per diem as  
 39 4 specified in section 7E.6 and shall be reimbursed for actual  
 39 5 and necessary expenses incurred while on official commission  
 39 6 business. All per diem and expense moneys paid to  
 39 7 commissioners shall be paid from funds appropriated to the  
 39 8 commission. The commission shall adopt, amend or rescind such  
 39 9 rules as ~~shall be~~ necessary for the conduct of its meetings.  
 39 10 A quorum shall consist of four commissioners.

CODE: Specifies that members of the Iowa State Civil Rights Commission be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

39 11 Sec. 52. Section 601K.54, Code 1989, is amended to read as  
 39 12 follows:  
 39 13 601K.54 MEETINGS OF THE COMMISSION.  
 39 14 The commission shall meet at least six times each year, and  
 39 15 shall hold special meetings on the call of the chairperson.  
 39 16 The commission shall adopt rules pursuant to chapter 17A as it

CODE: Specifies that members of the Commission on the Status of Women be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

39 17 deems necessary for the commission and division. The members  
 39 18 of the commission shall receive a per diem ~~of forty dollars as~~  
 39 19 specified in section 7E.6 and be reimbursed for actual  
 39 20 expenses while engaged in their official duties. ~~Members may~~  
 39 21 ~~also be eligible to receive compensation as provided in~~  
 39 22 ~~section 7E.6.~~ Legislative members of the commission shall  
 39 23 receive payment pursuant to sections 2.10 and 2.12.

39 24 Sec. 53. Section 602.1513, Code 1989, is amended to read  
 39 25 as follows:  
 39 26 602.1513 PER DIEM COMPENSATION.  
 39 27 The supreme court shall set the per diem compensation under  
 39 28 sections 602.1511 and 602.1512 at ~~forty dollars~~ a rate per day  
 39 29 not exceeding the rate specified in section 7E.6.

CODE: Specifies that members of the Board of Examiners for Shorthand Reporters and the Commission on Judicial Qualifications be reimbursed for their travel and other expenses at a rate not to exceed the per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

39 30 Sec. 54. Section 602.10106, Code 1989, is amended to read  
 39 31 as follows:  
 39 32 602.10106 OATH -- COMPENSATION.  
 39 33 The members thus appointed shall take and subscribe an oath  
 39 34 to be administered by one of the judges of the supreme court  
 39 35 to faithfully and impartially discharge the duties of the  
 40 1 office. The members shall, in addition to receiving actual  
 40 2 and necessary expenses, set the per diem compensation for  
 40 3 themselves and the temporary examiners appointed under section  
 40 4 602.10107 at a rate not exceeding ~~forty dollars~~ the per diem  
 40 5 specified in section 7E.6 for each day actually engaged in the  
 40 6 discharge of their duties. ~~Such The~~ duties shall include the  
 40 7 traveling to and from the place of examination, the  
 40 8 preparation and conducting of examinations, and the reading of  
 40 9 the examination papers. The per diem authorized under this  
 40 10 section shall be reasonably apportioned in relation to the  
 40 11 funds appropriated to the board.

CODE: Specifies that members of the Board of Law Examiners be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

40 12 Sec. 55. Section 6798.7, Code 1989, is amended to read as  
 40 13 follows:  
 40 14 6798.7 COMPENSATION AND EXPENSES.  
 40 15 The members of the board shall be paid a ~~forty-dollar~~ per  
 40 16 diem as specified in section 7E.6 and shall be reimbursed for  
 40 17 actual and necessary expenses, these moneys to be payable out

CODE: Specifies that members of the Board of Arbitration and Conciliation be reimbursed for their travel and other expenses at a per diem as specified in Section 7E.6, Code of Iowa, for each day in which engaged in the performance of their duties.

40 18 of the state treasury upon warrants drawn by the director of  
40 19 revenue and finance.

40 20 Sec. 56. Section 19 of this Act *is* effective January 1,  
40 21 1991.

Enacts Section 19 of this Act (salary increase for  
selected legislators) on January 1, 1991.

40 22 SF 2422  
40 23 mg/cc/26

**EXECUTIVE SUMMARY  
STATUTORY BILL**

**SENATE FILE 2427**

**GENERAL PURPOSE**

**SIGNIFICANT CHANGES TO THE CODE OF IOWA**

- This bill codifies language that has appeared annually in several appropriation bills.
- **Defines the** term "full time equivalent position" for purposes of making appropriations and financial reporting.
- Allows the Department of Inspections and Appeals to bill State agencies for services rendered and treat payments received as repayment receipts as defined in Section 8.2, Code of Iowa.
- Requires certain State agencies to reimburse the State Auditor for audit costs.
- Requires the Department of Human Services to mail vendor warrants for the Department of Corrections (DOC).
- Creates the Juvenile Victim Restitution Program to provide funds to compensate victims for losses due to the delinquent acts of juveniles and requires that it be administered by the Judicial Department.
- Requires the Judicial Department to provide various reports to the Legislative Fiscal Bureau (LFB).
- Transfers administration of restitution for delinquent acts from the counties to the Judicial Department.
- Requires the DOC to notify the **LFB** prior to reallocating appropriations among correctional institutions. Also, requires various reports regarding budgeting to be submitted to the LFB.
- Requires the various divisions of the Department of Commerce to make quarterly payments for administrative costs to the Department.
- Allows the various examination divisions of the Department of Commerce to expend funds in excess of the appropriation if necessary for examinations, with the approval of (he Department of Management.



## EXECUTIVE SUMMARY STATUTORY BILL

## SENATE FILE 2427

- Requires the Insurance Division of the Department of Commerce to transfer 60% of the non-examination fees it receives to the General Fund.
- Allows the Consumer Advocate to expend funds **in** excess of the appropriation if necessary to complete examinations of utilities.
- Adds a new section to the Code of Iowa requiring the Judicial Department to administer the Juvenile Victim Restitution Program.
- Adds language to the Code of Iowa requiring the DOC to submit various reports to the LFB.

**EXECUTIVE SUMMARY****SENATE FILE 2428****FEDERAL BLOCK GRANTS, FEDERAL, AND NONSTATE APPROPRIATIONS BILL**

## FY 1991 BLOCK GRANTS

- Provides the mechanism for the State to receive \$98,482,798 in federal block grant funds, including the following items.
- Maternal and Child Health Services - \$6,107,706. (Page 1, Line 3)
- Preventive Health and Health Services - \$971,477. (Page 2, Line 33)
- Community Services - \$3,622,304. (Page 4, Line 9)
- Community Development - \$24,687,783. (Page 5, Line 7)
- Education - \$5,196,285. (Page 6, Line 20)
- Low-Income Home Energy Assistance - \$25,922,337. (Page 7, Line 23)
- Social Services - \$32,101,333. (Page 9, Line 7)

FEDERAL AND NONSTATE FUNDS  
APPROPRIATIONS

- Appropriates a total of \$22,655,516 to the Department of Public Health from federal and nonstate funds for FY 1991. (Page 19, Line 6 to Page 22, Line 14)
- Appropriates a total of \$2,241,932 to the Department of Public Safety from federal and nonstate funds for FY 1991. (Page 25, Line 18 to Page 26, Line 11)
- Appropriates federal and nonstate funds to the remaining State agencies for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

FEDERAL AND NONSTATE FUNDS  
NOTIFICATION REQUIREMENTS

- Requires all State agencies to notify the Department of Management (DOM) and the Legislative Fiscal Bureau (LFB), by November 15, 1990, of estimates of all receipts and expenditure of federal and nonstate funds for FY 1990, and all anticipated federal and nonstate funds for FY 1991. (Page 28, Line 25)
- Requires all State agencies to report quarterly any changes in funding levels for the current and ensuing fiscal years to the DOM and the LFB. (Page 29, Line 3)

Senate File 2428 provides for the following changes to the Code of Iowa.

<u>Page #</u>	<u>Line #</u>	<u>Bill Section</u>	<u>Action</u>	<u>Code Section Changed</u>	<u>Description</u>
13	4	12	Nwthstnd	Sec. 8.41	Availability of Federal Funds
28	25	53	Adds	Sec. 8.23	Annual Departmental Estimates
29	3	54	Adds	Sec. 8.44	Reporting Additional Federal and Nonstate Funds Received

1 1 Section 1. MATERNAL AND CHILD HEALTH SERVICES  
1 2 APPROPRIATIONS.

Block Grant appropriation to the Department of Public Health (DPH) for the Maternal and Child Health Services Block Grant.

1 3 1. There is appropriated from the fund created by section  
1 4 8.41 to the Iowa department of public health for the federal  
1 5 fiscal year beginning October 1, 1990, the following amount:  
1 6 ..... \$ 6,107,706

i 7 The funds appropriated by this subsection are the funds  
1 8 anticipated to be received from the federal government for the  
1 9 designated federal fiscal year under Pub. L No. 97-35, Title  
1 10 XXI, Subtitle D, as amended, which provides for the maternal  
1 11 and child health services block grant. The department shall  
1 12 expend the funds appropriated by this subsection as provided  
1 13 in the federal law making the funds available and in  
1 14 conformance with chapter 17A.

1 15 Of the funds appropriated in this subsection, an amount not  
1 16 exceeding \$58,586 shall be used for audits. The auditor of  
1 17 state shall bill the Iowa department of public health for the  
1 18 cost of the audits.

Requires, that of the funds appropriated in this Subsection, not more than \$58,586 (0.1%) be used for audits.

1 19 Funds appropriated in this subsection shall not be used by  
1 20 the university of Iowa hospitals and clinics for indirect  
1 21 costs.

Requires that the funds appropriated in this Subsection not be used by the University of Iowa Hospitals and Clinics for indirect costs.

1 22 2. 63 percent of the remaining funds appropriated in  
1 23 subsection 1 shall be allocated to supplement appropriations  
1 24 for maternal and child health programs within the Iowa  
1 25 department of public health. Of these funds, \$208,950 shall  
1 26 be set aside for the statewide perinatal care program.

Requires, that of the funds appropriated in Section 1.1, **\$3,810,945** (63%) be allocated to Maternal and Child Health Program with \$208,950 (5.5%) to be used for the Statewide Perinatal Care Program.

1 27 37 percent of the remaining funds appropriated in  
1 28 subsection 1 shall be contracted to the university of Iowa  
1 29 hospitals and clinics under the control of the state board of  
1 30 regents for mobile and regional child health specialty  
1 31 clinics. Any change in program services for mobile and  
1 32 regional child health specialty services shall require prior  
1 33 approval by the Iowa department of public health. Priority  
1 34 shall be given to establishment and maintenance of a statewide  
1 35 system of mobile and regional child-health speciality clinics.

Requires that of the remaining funds in Sdction 1.1, **\$2,238,175 (37%)** be contracted to the University of Iowa Hospitals and Clinics. Requires the Hospitals and Clinics not to change any Program services for mobile and regional child health specialty clinics without prior approval of the DPH, and priority be given to the establishment and maintenance of a statewide system of Mobile and Regional Child Health Specialty Clinics.

<p>2 1 3. An amount not exceeding \$150,000 of the remaining funds  2 2 allocated in subsection 2, unnumbered paragraph 1, to the Iowa  2 3 department of public health shall be used by the Iowa  2 4 department of public health for administrative expenses in  2 5 addition to the amount to be used for audits in subsection 1.</p> <p>2 6 It is the intent of the general assembly that the  2 7 departments of public health, human services, and education  2 8 and the university of Iowa's mobile and regional child health  2 9 specialty clinics continue to pursue to the maximum extent  2 10 feasible the coordination and integration of services to women  2 11 and children in selected pilot areas. It is expected that  2 12 these agencies prepare a progress report for the general  2 13 assembly indicating objectives accomplished and barriers en-  2 14 countered in the pursuit of these integration efforts.</p> <p>2 15 4. Those federal maternal and child health services block  2 16 grant funds transferred from the federal preventive health and  2 17 health services block grant funds under section 3, subsection  2 18 4 of this Act for the federal fiscal year beginning October 1,  2 19 1990, are transferred to the maternal and child health  2 20 programs and to the university of Iowa's mobile and regional  2 21 child health specialty clinics according to the percentages  2 22 specified in subsection 2.</p> <p>2 23 5. The Iowa department of public health shall administer  2 24 the statewide maternal and child health program and the  2 25 crippled children's program by conducting mobile and regional  2 26 child health specialty clinics and conducting other activities  2 27 to improve the health of low-income women and children and to  2 28 promote the welfare of children with actual or potential  2 29 handicapping conditions and chronic illnesses in accordance  2 30 with the requirements of Title V of the Social Security Act.</p> <p>2 31 Sec 2. PREVENTIVE HEALTH AND HEALTH SERVICES  2 32 APPROPRIATIONS.  2 33 1. There is appropriated from the fund created by section  2 34 8.41 to the Iowa department of public health for the federal  2 35 fiscal year beginning October 1, 1990, the following amount:</p>	<p>Requires that not more than \$150,000 be used for administration, in addition to the amount being used for audits.</p> <p>Directs that the Departments of Public Health, Human Services, and Education and the University of Iowa's Mobile and Regional Child Health Specialty Clinics continue the integration and coordination projects of those four agencies, and prepare a progress report for the General Assembly.</p> <p>Requires that funds transferred from the Preventive Health and Health Services Block Grant in Section 2.4 be distributed according to the percentages in Section 1.2.</p> <p>Requires that the DPH administer the Statewide Maternal and Child Health Programs and the Crippled Children's Program.</p> <p><b>Block</b> Grant appropriation to the DPH for preventive health and health services.</p>
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3 1 ..... \$ 971,477

3 2 Funds appropriated by this subsection are the funds  
 3 3 anticipated to be received from the federal government for the  
 3 4 designated federal fiscal year under Pub. L. No. 97-35, Title  
 3 5 IX, Subtitle A, which provides for the preventive health and  
 3 6 health services block grant. The department shall expend the  
 3 7 funds appropriated by this subsection as provided in **the**  
 3 8 federal law making the funds available and in conformance with  
 3 9 chapter 17A.

3 10 Of the funds appropriated in this subsection, an amount not  
 3 11 exceeding \$6,195 shall be used for audits. The auditor of  
 3 12 state shall bill the Iowa department of public health for the  
 3 13 cost of the audits.

Requires, that of the funds appropriated in this Subsection, no more than \$6,195 be used for audits.

3 14 2. An amount not exceeding \$94,670 of the remaining funds  
 3 15 appropriated in subsection 1 shall be used by the Iowa  
 3 16 department of public health for administrative expenses in  
 3 17 addition to the amount to be used for audits in subsection 1.

Requires that no more than \$94,670 be used for administration, in addition to the amount being used for audits in Section 2.1.

3 18 3. Of the remaining funds appropriated in subsection 1,  
 3 19 the specific amount of funds required by Pub. L. No. 97-35,  
 3 20 Title IX, Subtitle A, shall be allocated to the rape  
 3 21 prevention program.

Requires that funds specifically designated by the federal government for rape prevention be spent on that program.

3 22 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as  
 3 23 amended, 7 percent of the remaining funds appropriated in  
 3 24 subsection 1 is transferred within the special fund in the  
 3 25 state treasury established under section 8.41, for use by the  
 3 26 Iowa department of public health as authorized by Pub. L. No.  
 3 27 97-35, Title XXI, Subtitle D, as amended, and section 2 of  
 3 28 this Act.

Requires, that of the remaining funds in Section 2.1, \$57,840 (7%) be transferred to the Maternal and Child Health Services Block Grant.

3 29 5. After deducting the funds allocated and transferred in  
 3 30 subsections 1, 2, 3, and 4, the remaining funds appropriated  
 3 31 in subsection 1 shall be used by the department for risk  
 3 32 reduction services, health incentive programs, chronic disease  
 3 33 services, emergency medical services, monitoring of the  
 3 34 fluoridation program, and acquired immune deficiency syndrome.  
 3 35 The moneys used by the department concerning acquired immune  
 4 1 deficiency syndrome shall not be used for the funding of

Requires that the remaining funds be used by the DPH for Risk Reduction Services, Emergency Medical Services, monitoring the Fluoridation Program, and Acquired Immune Deficiency Syndrome (AIDS). Requires that funds used by the DPH for AIDS not be used for funding indirect costs, and the monitoring of the Fluoridation Program not exceed \$90,000. Requires that not more than \$50,000 be used for chlamydia

4 2 indirect costs. Of the funds used by the department under  
 4 3 this subsection, an amount not exceeding \$90,000 shall be used  
 4 4 for the monitoring of the fluoridation program and for start-  
 4 5 up fluoridation grants to public water systems, and an amount  
 4 6 which is at a minimum \$50,000 shall **be** used to provide  
 4 7 chlamydia testing.

testing.

4 8 Sec. 3. COMMUNITY SERVICES APPROPRIATIONS.

Block Grant appropriation to the Department of Human Rights (DHR) for the Community Services Block Grant.

4 9 1. a. There is appropriated from the fund created by  
 4 10 section ~~8.41~~ to the division of community action agencies of  
 4 11 the department of human rights for the federal fiscal year  
 4 12 beginning October 1, 1990, the following amount:

4 13 ..... \$ 3,622,304

4 14 Funds appropriated by this subsection are the funds  
 4 15 anticipated to be received from the federal government for the  
 4 16 designated federal fiscal year under Pub. L. No. 97-35, Title  
 4 17 VI, Subtitle B, which provides for the community services  
 4 18 block grant. The division of community action agencies of the  
 4 19 department of human rights shall expend the funds appropriated  
 4 20 by this subsection as provided in the federal law making the  
 4 21 funds available and in conformance with chapter 17A.

4 22 b. The administrator of the division of community action  
 4 23 agencies of the department of human rights shall allocate not  
 4 24 less than 96 percent of the amount of the block grant to  
 4 25 programs benefiting low-income persons based upon the size of  
 4 26 the poverty-level population in the area represented by the  
 4 27 community action areas compared to the size of the poverty-  
 4 28 level population in the state.

Requires that no less than \$3,477,412(96%) of the funds appropriated in Section 3.1(a) be distributed to Community Action Agencies programs, based upon the size of the poverty-level population in the State.

4 29 2. An amount not exceeding 4 percent of the funds  
 4 30 appropriated in subsection 1 shall be used by the division of  
 4 31 community action agencies of the department of human rights  
 4 32 for administrative expenses. From the funds set aside by this  
 4 33 subsection for administrative expenses, the division of  
 4 34 community action agencies of the department of human rights  
 4 35 shall pay to the auditor of state an amount sufficient to pay  
 5 1 the cost of auditing the use and administration of the state's  
 5 2 portion of the funds appropriated in subsection 1. The  
 5 3 auditor of state shall bill the division of community action  
 5 4 agencies of the department of human rights for the costs of

Requires that no more than \$144,892(4%) of the funds appropriated in Section 3.1(a) be used by the Division of Community Action Agencies of the DHR for administration and audits.

5 5 the audit.

5 6 Sec. 4. COMMUNITY DEVELOPMENT APPROPRIATIONS.

5 7 1. There is appropriated from the fund created by section  
5 8 8.41 to the department of economic development for the federal  
5 9 fiscal year beginning October 1, 1990, the following amount:  
5 10 ..... \$ 24,687,783

Block Grant appropriation to the Department of Economic Development (DED) for the Community Development Block Grant.

5 11 The funds appropriated by this subsection shall not be  
5 12 granted after July 1, 1990, to a political subdivision which  
5 13 does not have on file with the department of economic  
5 14 development a multiyear community and economic development  
5 15 strategic plan for the subdivision. The department shall  
5 16 adopt rules which require that the plan shall be completed  
5 17 within one year of the receipt of an award and contain key  
5 18 concepts; however, a valid plan shall not be required to be  
5 19 comprehensive.

Requires that a political subdivision have on file a multi-year community and economic development strategic plan in order to receive Community Development Block Grant funds.

5 20 Funds appropriated by this subsection are the funds  
5 21 anticipated to be received from the federal government for the  
5 22 designated federal fiscal years under Pub. L. No. 97-35, Title  
5 23 III, subtitle A, which provides for the community development  
5 24 block grant of which a minimum of 4 percent shall be set aside  
5 25 and expended half for a grant program for the homeless for the  
5 26 construction, rehabilitation, or expansion of group home  
5 27 shelter for the homeless and half for a home ownership program  
5 28 to help lower income and very low income families achieve  
5 29 single family home ownership. However, after January 1, 1991,  
5 30 the department may allocate the set-aside money between the  
5 31 programs based on the number of applications received. The  
5 32 department of economic development shall expend funds  
5 33 appropriated by this section as provided in the federal law  
5 34 making the funds available and in conformance with chapter  
5 35 17A.

Requires that a minimum of \$987,511 (4%) be reserved, of which \$493,755 is to be used for homeless shelters, and \$493,755 is to be used for a Home Ownership Program.

6 1 2. An amount not exceeding \$991,000 for the federal fiscal  
6 2 year beginning October 1, 1990, shall be used by the  
6 3 department of economic development for administrative expenses  
6 4 for the community development block grant. The total amount  
6 5 used for administrative expenses includes \$495,500 for the  
6 6 federal fiscal year beginning October 1, 1990, of funds

Requires that not more than \$991,000 (4%) be used by the DED for administration and audits of the Community Development Block Grant. The total amount used for these expenses includes \$495,500 of the funds appropriated in Section 4.1 and a matching contribution from the General Fund of \$495,500.



6 7 appropriated in subsection 1 and a matching contribution from  
 6 8 the state equal to \$495,500 from the appropriation of state  
 6 9 funds for the community development block grant and state  
 6 10 appropriations for related activities of the department of  
 6 11 economic development. From the funds set aside for  
 6 12 administrative expenses by this subsection, the department of  
 6 13 economic development shall pay to the auditor of state an  
 6 14 amount sufficient to pay the cost of auditing the use and  
 6 15 administration of the state's portion of the funds  
 6 16 appropriated in subsection 1. The auditor of state shall bill  
 6 17 the department of economic development for the costs of the  
 6 18 audit.

6 19 Sec. 5. EDUCATION APPROPRIATIONS.

6 20 1. There is appropriated from the fund created by section  
 6 21 8.41 to the department of education for the fiscal year  
 6 22 beginning July 1, 1990, and ending June 30, 1991, the  
 6 23 following amount:

6 24 ..... \$ 5,196,285

6 25 Funds appropriated in this subsection are the funds  
 6 26 anticipated to be received from the federal government under  
 6 27 Pub. L. No. 100-297, Hawkins-Stafford Act, chapter 2. The  
 6 28 department shall expend the funds appropriated by this  
 6 29 subsection as provided in the federal law making the funds  
 6 30 available and in conformance with chapter 17A.

6 31 2. 20 percent of the funds appropriated in subsection 1,  
 6 32 not to exceed \$1,039,257 shall be used by the department for  
 6 33 targeted assistance to meet the educational needs of students  
 6 34 at risk, programs for the acquisition of instructional and  
 6 35 educational materials, for innovative programs to carry out  
 7 1 schoolwide improvements, for programs of training and  
 7 2 professional development, for programs to enhance personal  
 7 3 excellence of students, and for other innovative projects.  
 7 4 However, not more than 25 percent of the amount available for  
 7 5 state programs shall be used by the department for state  
 7 6 administrative expenses.

7 7 3. 80 percent of the funds appropriated in subsection 1  
 7 8 shall be allocated by the department to local educational  
 7 9 agencies in this state, as local educational agency is defined

Block Grant appropriation to the Department of Education (DE) for the Education Block Grant.

Requires that no more than \$1,039,257 (20%) of the funds appropriated in Section 5.1, be used by the DE for educational assistance to students at risk, educational improvement and support services, special projects, and administration and auditing. The administrative expenses of the DE are limited to \$259,814.

Requires that \$4,157,028 (80%) of the funds appropriated in Section 5.1, be allocated to the local education agencies as follows:

<p>7 10 in Pub. L. No. 100-297. The amount allocated under this  7 11 subsection shall <del>be</del> allocated to local educational agencies  7 12 according to the following percentages and enrollments:  7 13    a. 80 percent shall be allocated on the basis of  7 14 enrollments in public and approved nonpublic schools.  7 15    b. 20 percent shall be allocated to those local  7 16 educational agencies enrolling the greatest percent of  7 17 disadvantaged children.</p> <p>7 18    4. Funds appropriated in this section shall not be used to  7 19 aid schools or programs that illegally discriminate in  7 20 employment or educational programs on the basis of sex, race,  7 21 color, national origin, or disability.</p> <p>7 22    <b>Sec. 6. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.</b>  7 23    1. There is appropriated from the fund created by section  7 24 8.41 to the division of community action agencies of the  7 25 department of human rights for the federal fiscal year  7 26 beginning October 1, 1990, the following amount:    ..  7 27 ..... \$ 25,922,337  7 28    The funds appropriated by this subsection are the funds  7 29 anticipated to be received from the federal government for the  7 30 designated federal fiscal year under Pub. L. No. 97-35, Title  7 31 XXVI, as amended by Pub. L. No. 98-558, which provides for the  7 32 low-income home energy assistance block grants. The division  7 33 of community action agencies of the department of human rights  7 34 shall expend the funds appropriated by this subsection as  7 35 provided in the federal law making the funds available and in  8    1 conformance with chapter 17A.</p> <p>8    2    <b>1A.</b> If 1990 Iowa Acts, House File 2294, is enacted, of the  8    3 funds appropriated under subsection 1, \$3,500,000 shall be  8    4 used to fund the affordable heating program.</p> <p>8    5    <b>1B.</b> Not more than \$1,000,000 of the funds appropriated  8    6 under subsection 1 shall be used for assessment and resolution  8    7 of energy problems.</p>	<p>a. \$3,325,622 (80%) on the basis of enrollments in public and approved nonpublic schools.  b. \$831,406 (20%) to educational agencies enrolling the greatest percent of disadvantaged children.</p> <p>Requires that the Education Block Grant funds not be used to aid schools or programs that illegally discriminate in employment or educational programs on the basis of sex, race, color, national origin, or disability.</p> <p>Block Grant appropriation to the Department of Human Rights (DHR) for the Low-Income Home Energy Assistance Block Grant.</p> <p>Requires, that if H.F. 2294 is enacted, \$3,300,000 be used for Affordable Heating Program from the funds appropriated in Section 6.1.</p> <p>Requires \$1,000,000 of the funds appropriated in Section 6.1 be <b>used</b> for assessment and resolution of energy problems</p>
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8 8 2. An amount not exceeding \$2,892,000 or 10 percent of the  
 8 9 funds appropriated in subsection 1, whichever is less, may be  
 8 10 used for administrative expenses for the low-income home  
 8 11 energy assistance program. Not more than \$290,000 shall be  
 8 12 used for administrative expenses of the division of community  
 8 13 action agencies of the department of human rights. From the  
 8 14 total funds set aside by this subsection for administrative  
 8 15 expenses for the low-income home energy assistance program, an  
 8 16 amount sufficient to pay the cost of an audit of the use and  
 8 17 administration of the state's portion of the funds  
 8 18 appropriated is allocated for that purpose. The auditor shall  
 8 19 bill the division of community action agencies of the  
 8 20 department of human rights for the costs of the audit.

Permits that no more than \$2,892,000 (11.1%) or  
 \$2,592,238 (10%) of the funds appropriated in Section  
 6.1, whichever is less, be used for administration.  
 Requires that, of the administrative funds, not more  
 than \$290,000 be used by the Division of Community  
 Action Agencies of the DHR for administration and  
 audits.

8 21 3. The remaining funds appropriated in subsection 1 shall  
 8 22 be allocated to help eligible households, as defined in ac-  
 8 23 cordance with the federal Omnibus Budget Reconciliation Act of  
 8 24 1981, Pub. L. No. 97-35, as amended by Pub. L. No. 98-558, to  
 8 25 meet the costs of home energy. After reserving a reasonable  
 8 26 portion of the remaining funds not to exceed 10 percent of the  
 8 27 funds appropriated in subsection 1, to carry forward into the  
 8 28 federal fiscal year beginning October 1, 1990, 15 percent of  
 8 29 the funds appropriated by subsection 1 shall be used for low-  
 8 30 income residential weatherization or other related home  
 8 31 repairs for low-income households. Of this amount, an amount  
 8 32 not exceeding 10 percent may be used for administrative  
 8 33 expenses.

Requires that the remaining funds in Section 6.1 be  
 used to help eligible households meet the costs of  
 home energy. Requires, after reserving a maximum  
 amount of \$1,883,010 (10%) of the remaining funds in  
 Section 6.1 to carry forward to FY 1991, at least  
 \$2,542,063 (15%) of the funds appropriated in this  
 Subsection are allocated for low income households.  
 Requires, that of this amount, not more than \$254,206  
 (10%) be used for administration.

8 34 4. An eligible household must be willing to allow  
 8 35 residential weatherization or other related home repairs in  
 9 1 order to receive home energy assistance. If the eligible  
 9 2 household resides in rental property, the unwillingness of the  
 9 3 landlord to allow residential weatherization or other related  
 9 4 home repairs shall not prevent the household from receiving  
 9 5 home energy assistance.

Requires that an eligible household must allow  
 residential weatherization or other related home  
 repairs in order to receive home energy assistance.  
 If the eligible household resides in rental property,  
 the unwillingness of the landlord to allow  
 weatherization or other repairs shall not prevent the  
 household from receiving home energy assistance.

9 6 Sec. 7. SOCIAL SERVICES APPROPRIATIONS.

9 7 1. There is appropriated from the fund created by section  
 9 8 8.41 to the department of human services for the federal

Block Grant appropriations to the Department of Human  
 Services (DHS) for the Social Services Block Grant  
 (SSBG).

9 9 fiscal year beginning October 1, 1990, the following amount:  
 9 10 ..... \$ 32,101,333  
 9 11 Funds appropriated by this subsection are the funds  
 9 12 anticipated to be received from the federal government for the  
 9 13 designated federal fiscal year under Pub. L. No. 97-35, Title  
 9 14 XXIII, Subtitle C, as codified in 42 U.S.C. sections 1397-  
 9 15 1397f, which provides for the social services block grant.  
 9 16 The department of human services shall expend the funds  
 9 17 appropriated by this subsection as provided in the federal law  
 9 18 making the funds available and in conformance with chapter  
 9 19 17A.

9 20 2 Not more than \$1,852,247 of the funds appropriated in  
 9 21 subsection 1 shall be used by the department of human services  
 9 22 for general administration. From the funds set aside by this  
 9 23 subsection for general administration, the department of human  
 9 24 services shall pay to the auditor of state an amount  
 9 25 sufficient to pay the cost of auditing the use and  
 9 26 administration of the state's portion of the funds  
 9 27 appropriated in subsection 1. The auditor of state shall bill  
 9 28 the department of human services for the costs of the audit.

Requires that no more than \$1,852,247 (5.8%) of the funds appropriated in Section 7.1, be used by the DHS for administration for audits.

9 29 3. In addition to the allocation for general  
 9 30 administration in subsection 2, the remaining funds  
 9 31 appropriated in subsection 1 shall be allocated in the  
 9 32 following amounts to supplement appropriations for the federal  
 9 33 fiscal year beginning October 1, 1990, for the following  
 9 34 programs within the department of human services:

Requires that the remaining funds appropriated in Section 7.1 be allocated to the listed programs.

9 35	a. Field operations:	
10 1	.....	\$ 12,680,027
10 2	b. Home-based services:	
10 3	.....	\$ 147,666
10 4	c. Foster care:	
10 5	.....	\$ 4,702,845
10 6	d. Child care assistance:	
10 7	.....	\$ 1,370,727
10 8	e. Local administrative costs and other local services:	
10 9	.....	\$ 11,219,416
10 10	f. Volunteers:	
10 11	.....	\$ 128,405

Requires the DHS to develop a plan for the use of Federal SSBG Funds for the subsequent State fiscal year and present the plan to the Governor and the General Assembly.

10 21 fund the state programs and services.

10 22 The proposed plan shall also include all local programs and

10 23 services which are eligible to be funded with federal social

10 24 services block grant funds, the total amount of federal social

10 25 services block grant funds available for the local programs

10 26 and services, and the manner of distribution of the federal

10 27 social services block grant funds to the counties. The

10 28 proposed plan shall identify state and local funds which will

10 29 be used to fund the local programs and services.

10 30 The proposed plan shall be submitted with the department's

10 31 budget requests to the governor and the general assembly.

Requires the DHS to administer the Mental Health Services for the Homeless Block Grant and outlines the requirements for projects receiving funds from this block grant.

11 17 services to persons targeted by the grant.  
 11 18 4. Provide case management to homeless persons.  
 11 19 5. Provide supportive and supervisory services to certain  
 11 20 homeless persons living in residential settings which are not  
 11 21 otherwise supported.

11 22 Sec. 10. PROCEDURE FOR REDUCED FEDERAL FUNDS.  
 11 23 1. Except for section 5 of this Act, if the funds received  
 11 24 from the federal government for the block grants specified in  
 11 25 this Act are less than the amounts appropriated, the funds  
 11 26 actually received shall be prorated by the governor for the  
 11 27 various programs, other than for the rape prevention program  
 11 28 under section 2, subsection 3 of this Act, for which each  
 11 29 block grant is available according to the percentages that  
 11 30 each program is to receive as specified in this Act. However,  
 11 31 if the governor determines that the funds allocated by the  
 11 32 percentages will not be sufficient to effect the purposes of a  
 11 33 particular program, or if the appropriation is not allocated  
 11 34 by percentage, the governor may allocate the funds in a manner  
 11 35 which will effect to the greatest extent possible the purposes  
 12 1 of the various programs for which the block grants are  
 12 2 available.

12 3 2. Before the governor implements the actions provided for  
 12 4 in subsection 1, the following procedures shall be taken:

12 5 a. The chairpersons and ranking members of the senate and  
 12 6 house standing committees on appropriations, the appropriate  
 12 7 chairpersons and ranking members of subcommittees of those  
 12 8 committees, and the director of the legislative fiscal bureau  
 12 9 shall be notified of the proposed action.

12 10 b. The notice shall include the proposed allocations, and  
 12 11 information on the reasons why particular percentages or  
 12 12 amounts of funds are allocated to the individual programs, the  
 12 13 departments and programs affected, and other information  
 12 14 deemed useful. Chairpersons notified shall be allowed at  
 12 15 least two weeks to review and comment on the proposed action

Requires the Governor to prorate the funds received to the various programs on the same percentage basis as specified in this Act, other than for the Rape Prevention Program under Section 2.3, if funding from the Federal Block Grants is less than the amounts appropriated. This does not apply to Section 5 (Education). However, if the Governor determines that the funds allocated will not be sufficient, the Governor may allocate the funds in a manner which will effect, to the greatest extent possible, the purposes of the various programs for which the block grants are available.

Requires, that before the Governor makes any modifications:

a. The chairs and the ranking members of the Senate and House Appropriations Committees, the Director of the Legislative Fiscal Bureau (LFB), and the chairs and ranking members of the Appropriations Subcommittees shall be notified of the proposed action.

b. The notice must include the proposed allocations and justification of the percentages or amounts allocated to the individual programs and departments and programs affected. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action.

12 16 before the action is taken.

12 17 Sec. 11. PROCEDURE FOR INCREASED FEDERAL FUNDS.

12 18 1. If funds received from the federal government in the  
12 19 form of block grants exceed the amounts appropriated in  
12 20 sections 1, 2, and 5 of this Act, the excess shall be prorated  
12 21 to the appropriate programs according to the percentages  
12 22 specified in those sections, except additional funds shall not  
12 23 be prorated for administrative expenses.

Requires, that if funds received from block grants exceed the anticipated amount, the excess shall be prorated to the appropriate programs according to the existing percentages. Additional funds shall not be prorated for administrative expenses.

12 24 2. If funds received from the federal government from  
12 25 block grants exceed the amounts appropriated in section 6 of  
12 26 this Act, at least 10 percent and not more than 15 percent of  
12 27 the excess shall be allocated to the low-income weatherization  
12 28 program.

Requires, that if funds received from the block grants exceed the amounts appropriated for Low-Income Home Energy Assistance, at least 10% and not more than 15% of the excess shall be allocated to the Low-Income Weatherization Program.

12 29 3. If funds received from the federal government from  
12 30 community services block grants exceed the amounts  
12 31 appropriated in section 3 of this Act, 100 percent of the  
12 32 excess is allocated to the community services block grant  
12 33 program.

Requires that all excess funds received from the Community Services Block Grants be allocated to the Community Services Block Grant Program.

12 34 4. If funds received from the federal government from the  
12 35 social services block grant exceed the amounts appropriated in  
13 1 section 7 of this Act, 100 percent of the excess shall be  
13 2 allocated to local administrative costs and other local  
13 3 services.

Requires that excess funds received for the Social Services Block Grant be used for local administrative costs and other local services.

13 4 Sec. 12. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR  
13 5 EXPANDED FEDERAL BLOCK GRANTS.

13 6 Notwithstanding section 8.41, federal funds made available  
13 7 to the state which are authorized for the federal fiscal year  
13 8 beginning October 1, 1990, resulting from the federal  
13 9 government consolidating former categorical grants into block  
13 10 grants, or which expand block grants included in Pub. L. No.  
13 11 97-35, to include additional programs formerly funded by  
13 12 categorical grants, which are not otherwise appropriated by  
13 13 the general assembly, are appropriated for the programs  
13 14 formerly receiving the categorical grants, subject to the  
13 15 conditions of this section. The governor shall, whenever

CODE: Requires that Federal funding formerly received as categorical grants and consolidated into block grants, or block grants expanded to include programs formerly funded by categorical grants, shall be appropriated for the programs formerly funded by the categorical grants subject to the conditions outlined in this Section.

13 16 possible, allocate from the block grant to each program in the  
13 17 same proportion as the amount of federal funds received by the  
13 18 program during the 1990 federal fiscal year as modified by the  
13 19 1990 Session of the Seventy-third Iowa General Assembly for  
13 20 the state fiscal year beginning July 1, 1990, compared to the  
13 21 total federal funds received in the federal fiscal year by all  
13 22 programs consolidated into the block grant. However, if one  
13 23 agency did not have categorical funds appropriated for the  
13 24 federal fiscal year beginning October 1, 1989, but had  
13 25 anticipated applying for funds during the federal fiscal year  
13 26 beginning October 1, 1990, the governor may allocate the funds  
13 27 in order to provide funding.

13 28 If the amount received in the form of a consolidated or  
13 29 expanded block grant is less than the total amount of federal  
13 30 funds received for the programs in the form of categorical  
13 31 grants for the 1990 federal fiscal year, state funds  
13 32 appropriated to the program by the general assembly to match  
13 33 the federal funds shall be reduced by the same proportion of  
13 34 the reduction in federal funds for the program. State funds  
13 35 released by the reduction shall be deposited in a special fund  
14 1 in the state treasury and are available for appropriation by  
14 2 the general assembly. The governor shall notify the  
14 3 chairpersons and ranking members of the senate and house  
14 4 standing committees on appropriations, the appropriate  
14 5 chairpersons and ranking members of the subcommittees of those  
14 6 committees, and the legislative fiscal director before making  
14 7 the allocation of federal funds or any proportional reduction  
14 8 of state funds under this section. The notice shall state the  
14 9 amount of federal funds to be allocated to each program, the  
14 10 amount of federal funds received by the program during the  
14 11 1990 federal fiscal year, the amount by which state funds for  
14 12 the program will be reduced according to this section and the  
14 13 amount of state funds received by the program during the 1990  
14 14 fiscal year. Chairpersons notified shall be allowed at least  
14 15 two weeks to review and comment on the proposed action before  
14 16 the action is taken.

14 17 If the amount received in the form of a consolidated or  
14 18 expanded block grant is more than the total amount of federal  
14 19 funds received for the programs in the form of categorical  
14 20 grants for the 1990 federal fiscal year, the excess funds  
14 21 shall be deposited in the special fund created in section 8.41



14 22 and are subject to the provisions of that section.

14 23 Sec. 13. APPLICATIONS FOR FEDERAL AND NONSTATE FUNDS.

14 24 It is the intent of the general assembly that all agencies  
14 25 of the state shall be encouraged to apply for available  
14 26 federal and other nonstate funds if those federal or nonstate  
14 27 funds will assist the agencies in fulfilling their  
14 28 constitutional or statutory duties and responsibilities.

Directs State agencies to apply for federal and nonstate funds to assist the agencies in fulfilling their duties and responsibilities.

14 29 Sec. 14. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.

14 30 Federal grants, receipts, and funds and other nonstate  
14 31 grants, receipts, and funds, available in whole or in part for  
14 32 the fiscal year beginning July 1, 1990, and ending June 30,  
14 33 1991, are appropriated to the department of agriculture and  
14 34 land stewardship for the purposes set forth in the grants,  
14 35 receipts, or conditions accompanying the receipt of the funds,  
15 1 unless otherwise provided by law.

Appropriates federal and nonstate funds to the Department of Agriculture and Land Stewardship for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

15 2 Sec. 15. DEPARTMENT OF JUSTICE.

15 3 Federal grants, receipts, and funds and other nonstate  
15 4 grants, receipts, and funds, available in whole or in part for  
15 5 the fiscal year beginning July 1, 1990, and ending June 30,  
15 6 1991, are appropriated to the department of justice for the  
15 7 purposes set forth in the grants, receipts, or conditions  
15 8 accompanying the receipt of the funds, unless otherwise  
15 9 provided by law.

Appropriates federal and nonstate funds to the Department of Justice for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

15 10 Sec. 16. OFFICE OF AUDITOR OF STATE.

15 11 Federal grants, receipts, and funds and other nonstate  
15 12 grants, receipts, and funds, available in whole or in part for  
15 13 the fiscal year beginning July 1, 1990, and ending June 30,  
15 14 1991, are appropriated to the office of auditor of state for  
15 15 the purposes set forth in the grants, receipts, or conditions  
15 16 accompanying the receipt of the funds, unless otherwise  
15 17 provided by law.

Appropriates federal and nonstate funds to the Office of Auditor of State for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

15 18 Sec. 17. DEPARTMENT FOR THE BLIND.

15 19 Federal grants, receipts, and funds and other nonstate  
15 20 grants, receipts, and funds, available in whole or in part for  
15 21 the fiscal year beginning July 1, 1990, and ending June 30,  
15 22 1991, are appropriated to the department for the blind for the

Appropriates federal and nonstate funds to the Department for the Blind for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

15 23 purposes set forth in the grants, receipts, or conditions  
15 24 accompanying' the receipt of the funds, unless otherwise  
15 25 provided by law.

15 26 Sec. 18. CAMPAIGN FINANCE DISCLOSURE COMMISSION.  
15 27 Federal grants, receipts, and funds and other nonstate  
15 28 grants, receipts, and funds, available in whole or in part for  
15 29 the fiscal year beginning July 1, 1990, and ending June 30,  
15 30 1991, are appropriated to the campaign finance disclosure  
15 31 commission for the purposes set forth in the grants, receipts,  
15 32 or conditions accompanying the receipt of the funds, unless  
15 33 otherwise provided by law.

Appropriates federal and nonstate funds to the Campaign Finance Disclosure Commission for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

15 34 Sec. 19. IOWA STATE CIVIL RIGHTS COMMISSION.  
15 35 Federal grants, receipts, and funds and other nonstate  
16 1 grants, receipts, and funds, available in whole or in part for  
16 2 the fiscal year beginning July 1, 1990, and ending June 30,  
16 3 1991, are appropriated to the Iowa state civil rights  
16 4 commission for the purposes set forth in the grants, receipts,  
16 5 or conditions accompanying the receipt of the funds, unless  
16 6 otherwise provided by law.

Appropriates federal and nonstate funds to the Iowa Civil Rights Commission for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

16 7 Sec. 20. COLLEGE AID COMMISSION.  
16 8 Federal grants, receipts, and funds and other nonstate  
16 9 grants, receipts, and funds, available in whole or in part for  
16 10 the fiscal year beginning July 1, 1990, and ending June 30,  
16 11 1991, are appropriated to the college aid commission for the  
16 12 purposes set forth in the grants, receipts, or conditions  
16 13 accompanying the receipt of the funds, unless otherwise  
16 14 provided by law.

Appropriates federal and nonstate funds to the College Aid Commission for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

16 15 Sec. 21. DEPARTMENT OF COMMERCE.  
16 16 Federal grants, receipts, and funds and other nonstate  
16 17 grants, receipts, and funds, available in whole or in part for  
16 18 the fiscal year beginning July 1, 1990, and ending June 30,  
16 19 1991, are appropriated to the department of commerce for the  
16 20 purposes set forth in the grants, receipts, or conditions  
16 21 accompanying the receipt of the funds, unless otherwise  
16 22 provided by law.

Appropriates federal and nonstate funds to the Department of Commerce for the purposed set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

16 23 Sec. 22. DEPARTMENT OF CORRECTIONS.

Appropriates federal and nonstate funds to the

16 24 Federal grants, receipts, and funds and other nonstate  
 16 25 grants, receipts, and funds, available in whole or in part for  
 16 26 the fiscal year beginning July 1, 1990, and ending June 30,  
 16 27 1991, are appropriated to the department of corrections for  
 16 28 the purposes set forth in the grants, receipts, or conditions  
 16 29 accompanying the receipt of the funds, unless otherwise  
 16 30 provided by law.

Department of Corrections for the purposes set forth  
 in the grants, receipts, or conditions accompanying  
 the funds, unless otherwise provided by law.

16 31 Sec. 23. DEPARTMENT OF CULTURAL AFFAIRS.

16 32 Federal grants, receipts, and funds and other nonstate  
 16 33 grants, receipts, and funds, available in whole or in part for  
 16 34 the fiscal year beginning July 1, 1990, and ending June 30,  
 16 35 1991, are appropriated to the department of cultural affairs  
 17 1 for the purposes set forth in the grants, receipts, or  
 17 2 conditions accompanying the receipt of the funds, unless  
 17 3 otherwise provided by law.

Appropriates federal and nonstate funds to the  
 Department of Cultural Affairs for the purposes set  
 forth in the grants, receipts, or conditions  
 accompanying the funds, unless otherwise provided by  
 law.

17 4 Sec. 24. DEPARTMENT OF ECONOMIC DEVELOPMENT.

17 5 Federal grants, receipts, and funds and other nonstate  
 17 6 grants, receipts, and funds, available in whole or in part for  
 17 7 the fiscal year beginning July 1, 1990, and ending June 30,  
 17 8 1991, are appropriated to the department of economic  
 17 9 development for the purposes set forth in the grants,  
 17 10 receipts, or conditions accompanying the receipt of the funds,  
 17 11 unless otherwise provided by law.

Appropriates federal and nonstate funds to the  
 Department of Economic Development for the purposes  
 set forth in the grants, receipts, or conditions  
 accompanying the funds, unless otherwise provided by  
 law.

17 12 Sec. 25. DEPARTMENT OF EDUCATION.

17 13 Federal grants, receipts, and funds and other nonstate  
 17 14 grants, receipts, and funds, available in whole or in part for  
 17 15 the fiscal year beginning July 1, 1990, and ending June 30,  
 17 16 1991, are appropriated to the department of education for the  
 17 17 purposes set forth in the grants, receipts, or conditions  
 17 18 accompanying the receipt of the funds, unless otherwise  
 17 19 provided by law.

Appropriates federal and nonstate funds to the  
 Department of Education for the purposes set forth in  
 the grants, receipts, or conditions accompanying the  
 funds, unless otherwise provided by law.

17 20 Sec. 26. DEPARTMENT OF ELDER AFFAIRS.

17 21 Federal grants, receipts, and funds and other nonstate  
 17 22 grants, receipts, and funds, available in whole or in part for  
 17 23 the fiscal year beginning July 1, 1990, and ending June 30,  
 17 24 1991, are appropriated to the department of elder affairs for  
 17 25 the purposes set forth in the grants, receipts, or conditions

Appropriates federal and nonstate funds to the  
 Department of Elder Affairs for the purposes set  
 forth in the grants, receipts, or conditions  
 accompanying the funds, unless otherwise provided by  
 law.



18 27 grants, receipts, and funds, available in whole or in part for  
 18 28 the fiscal year beginning July 1, 1990, and ending June 30,  
 18 29 1991, are appropriated to the office of the lieutenant  
 18 30 governor for the purposes set forth in the grants, receipts,  
 18 31 or conditions accompanying the receipt of the funds, unless  
 18 32 otherwise provided by law.

in the grants, receipts, or conditions accompanying  
 the funds, unless otherwise provided by law.

18 33 Sec. 32. **IOWA DEPARTMENT OF PUBLIC HEALTH.**

18 34 There is appropriated from federal grants, receipts, and  
 18 35 funds and other nonstate grants, receipts, and funds,  
 19 1 available in whole or in part for the fiscal year beginning  
 19 2 July 1, 1990, and ending June 30, 1991, to the Iowa department  
 19 3 of public health, the following amounts, to be used as set  
 19 4 forth in the grants, receipts, or conditions accompanying the  
 19 5 receipt of the funds for the purposes designated:

Appropriates federal and nonstate funds to the  
 Department of Public Health (DPH) for FY 1991 for the  
 purposes set forth in the conditions accompanying the  
 funds of the listed 36 programs, unless otherwise  
 provided by law.

19 6 1. For the supplemental food program for women, infants, and  
 19 7 children, grant number F06002:

19 8 ..... \$ 18,607,118

19 9 2. For AIDS prevention and surveillance projects, grant  
 19 10 number U62/CCU 702001-05:

19 11 ..... \$ 1,086,498

19 12 3. For family planning services, grant number 07H00000821:  
 19 13 ..... \$ 478,000

19 14 4. For services to reduce the incidence of sexually  
 19 15 transmitted diseases, grant number H25/CCH704350-01:  
 19 16 ..... \$ 325,600

19 17 5. For communicable disease control and immunization,  
 19 18 grant number H23/CCH704424-01:

19 19 ..... \$ 183,699

19 20 6. For health assessments relating to hazardous substances  
 19 21 in the environment, grant number ATU70000403:

19 22 ..... \$ 270,863

19 23 7. For the state and community-based injury control  
 19 24 surveillance program, grant number H34/CCH70160101:  
 19 25 ..... \$ 107,103

19 26 8. For polychlorinated biphenyls (PCB) compliance  
 19 27 monitoring, grant number XOO7285-03:

19 28 ..... \$ 175,000

19 29 9. For the disability prevention state-based project,  
 19 30 grant number U59/CCU703369-02:

19 31 ..... \$ 165,000



21	3	health professionals, grant number U61/ATU790074:		
21	4	.....	\$	32,000
21	5	23. For special education under the infant and toddlers		
21	6	program, provided through the department of education		
21	7	contract, grant number 90324:		
21	8	.....	\$	27,826
21	9	24. For the chronic disease prevention and control risk		
21	10	factor survey, grant number U58/CCU701989-01:		
21	11	.....	\$	26,126
21	12	25. For needs assessments in minority populations to		
21	13	identify treatment barriers through the states helping states		
21	14	grants, grant number 283890034:		
21	15	.....	\$	25,000
21	16	26. For product recall effectiveness checks, grant number		
21	17	S01474452:		
21	18	.....	\$	3,750
21	19	27. For the provision of vital statistics death records,		
21	20	grant number 600-90-0015:		
21	21	.....	\$	5,560
21	22	28. For tuberculosis medications for refugees through the		
21	23	department of human services contract:		
21	24	.....	\$	5,000
21	25	29. For 1990's nutrition conferences through the peoples		
21	26	community health clinic:		
21	27	.....	\$	3,000
21	28	30. For the provision of death certificates for victims		
21	29	injured by consumer products, grant number CPSC-090-1102:		
21	30	.....	\$	1,356
21	31	31. For X-ray machine inspections through the department		
21	32	of inspections and appeals contract:		
21	33	.....	\$	2,046
21	34	32. For a follow-up study to the 1988 national maternal		
21	35	and infant health survey, from the United States department of		
22	1	health and human services:		
22	2	.....	\$	920
22	3	33. For social security administration field assessment,		
22	4	grant number SSA-90-2002:		
22	5	.....	\$	1,000
22	6	34. For the provision of death certificates for injury at		
22	7	work, grant number 9036187:		
22	8	.....	\$	200

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22 9 35. For social security administration/family support,  
 22 10 grant number FSA-90-0004:  
 22 11 ..... \$ 120  
 22 12 36. For the drug assistance program, from the United  
 22 13 States department of health and human services:  
 22 14 ..... \$ 35,000

22 15 If other federal grants, receipts, and funds and other  
 22 16 nonstate grants, receipts, and funds become available or are  
 22 17 awarded which are not available or awarded during the period  
 22 18 in which the general assembly is in session, but which require  
 22 19 expenditure by the Iowa department of public health prior to  
 22 20 March 15 of the fiscal year beginning July 1, 1990, and ending  
 22 21 June 30, 1991, these grants, receipts, and funds are  
 22 22 appropriated to the extent necessary, provided that the fiscal  
 22 23 committee of the legislative council is notified within thirty  
 22 24 days of receipt of the grants, receipts, or funds and the  
 22 25 fiscal committee of the legislative council has an opportunity  
 22 26 to comment on the expenditure of the grants, receipts, or  
 22 27 funds.

Requires, that if additional federal and nonstate funds become available to be expended by the DPH, the Fiscal Committee of the Legislative Council be notified within 30 days of the receipt of such funds.

22 28 Sec. 33. DEPARTMENT OF HUMAN RIGHTS.  
 22 29 Federal grants, receipts, and funds and other nonstate  
 22 30 grants, receipts, and funds, available in whole or in part for  
 22 31 the fiscal year beginning July 1, 1990, and ending June 30,  
 22 32 1991, are appropriated to the department of human rights for  
 22 33 the purposes set forth in the grants, receipts, or conditions  
 22 34 accompanying the receipt of the funds, unless otherwise  
 22 35 provided by law.

Appropriates federal and nonstate funds to the Department of Human Rights for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

23 1 Sec. 34. DEPARTMENT OF HUMAN SERVICES.  
 23 2 Federal grants, receipts, and funds and other nonstate  
 23 3 grants, receipts, and funds, available in whole or in part for  
 23 4 the fiscal year beginning July 1, 1990, and ending June 30,  
 23 5 1991, are appropriated to the department of human services for  
 23 6 the purposes set forth in the grants, receipts, or conditions  
 23 7 accompanying the receipt of the funds, unless otherwise  
 23 8 provided by law.

Appropriates federal and nonstate funds to the Department of Human Services for the purposes set forth in the grants, receipts, or conditions<sup>1</sup> accompanying the funds, unless otherwise provided by law.

23 9 Sec. 35. DEPARTMENT OF INSPECTIONS AND APPEALS.  
 23 10 Federal grants, receipts, and funds and other nonstate

Appropriates federal and nonstate funds to the Department of Inspections and Appeals for the



23 11 grants, receipts, and funds, available in whole or in part for  
23 12 the fiscal year beginning July 1, 1990, and ending June 30,  
23 13 1991, are appropriated to the department of inspections and  
23 14 appeals for the purposes set forth in the grants, receipts, or  
23 15 conditions accompanying the receipt of the funds, unless  
23 16 otherwise provided by law.

purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

23 17 Sec. 36. JUDICIAL DEPARTMENT. \*  
23 18 Federal grants, receipts, and funds and other nonstate  
23 19 grants, receipts, and funds, available in whole or in part for  
23 20 the fiscal year beginning July 1, 1990, and ending June 30,  
23 21 1991, are appropriated to the judicial department for the  
23 22 purposes set forth in the grants, receipts, or conditions  
23 23 accompanying the receipt of the funds, unless otherwise  
23 24 provided by law.

Appropriates federal and nonstate funds to the Judicial Department for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

23 25 Sec. 37. IOWA LAW ENFORCEMENT ACADEMY.  
23 26 Federal grants, receipts, and funds and other nonstate  
23 27 grants, receipts, and funds, available in whole or in part for  
23 28 the fiscal year beginning July 1, 1990, and ending June 30,  
23 29 1991, are appropriated to the Iowa law enforcement academy for  
23 30 the purposes set forth in the grants, receipts, or conditions  
23 31 accompanying the receipt of the funds, unless otherwise  
23 32 provided by law.

Appropriates federal and nonstate funds to the Iowa Law Enforcement Academy for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

23 33 Sec. 38. DEPARTMENT OF MANAGEMENT.  
23 34 Federal grants, receipts, and funds and other nonstate  
23 35 grants, receipts, and funds, available in whole or in part for  
24 1 the fiscal year beginning July 1, 1990, and ending June 30,  
24 2 1991, are appropriated to the department of management for the  
24 3 purposes set forth in the grants, receipts, or conditions  
24 4 accompanying the receipt of the funds, unless otherwise  
24 5 provided by law.

Appropriates federal and nonstate funds to the Department of Management for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

24 6 Sec. 39. DEPARTMENT OF NATURAL RESOURCES.  
24 7 Federal grants, receipts, and funds and other nonstate  
24 8 grants, receipts, and funds, available in whole or in part for  
24 9 the fiscal year beginning July 1, 1990, and ending June 30,  
24 10 1991, are appropriated to the department of natural resources  
24 11 for the purposes set forth in the grants, receipts, or  
24 12 conditions accompanying the receipt of the funds, unless

Appropriates federal and nonstate funds to the Department of Natural Resources for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

24 13 otherwise provided by law.

24 14 Sec. 40. BOARD OF PAROLE.

24 15 Federal grants, receipts, and funds and other nonstate  
 24 16 grants, receipts, and funds, available in whole or in part for  
 24 17 the fiscal year beginning July 1, 1990, and ending June 30,  
 24 18 1991, are appropriated to the board of parole for the purposes  
 24 19 set forth in the grants, receipts, or conditions accompanying  
 24 20 the receipt of the funds, unless otherwise provided by law.

Appropriates federal and nonstate funds to the Board of Parole for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

24 21 Sec. 41. DEPARTMENT OF PERSONNEL.

24 22 Federal grants, receipts, and funds and other nonstate  
 24 23 grants, receipts, and funds, available in whole or in part for  
 24 24 the fiscal year beginning July 1, 1990, and ending June 30,  
 24 25 1991, are appropriated to the department of personnel for the  
 24 26 purposes set forth in the grants, receipts, or conditions  
 24 27 accompanying the receipt of the funds, unless otherwise  
 24 28 provided by law.

Appropriates federal and nonstate funds to the Department of Personnel for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

24 29 Sec. 42. DEPARTMENT OF PUBLIC DEFENSE.

24 30 Federal grants, receipts, and funds and other nonstate  
 24 31 grants, receipts, and funds, available in whole or in part for  
 24 32 the fiscal year beginning July 1, 1990, and ending June 30,  
 24 33 1991, are appropriated to the department of public defense for  
 24 34 the purposes set forth in the grants, receipts, or conditions  
 24 35 accompanying the receipt of the funds, unless otherwise  
 25 1 provided by law.

Appropriates federal and nonstate funds to the Department of Public Defense for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

25 2 Sec. 43. PUBLIC EMPLOYMENT RELATIONS BOARD.

25 3 Federal grants, receipts, and funds and other nonstate  
 25 4 grants, receipts, and funds, available in whole or in part for  
 25 5 the fiscal year beginning July 1, 1990, and ending June 30,  
 25 6 1991, are appropriated to the public employment relations  
 25 7 board for the purposes set forth in the grants, receipts, or  
 25 8 conditions accompanying the receipt of the funds, unless  
 25 9 otherwise provided by law.

Appropriates federal and nonstate funds to the Public Employment Relations Board for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

25 10 Sec. 44. DEPARTMENT OF PUBLIC SAFETY.

25 11 There is appropriated from federal grants, receipts, and  
 25 12 funds and other nonstate grants, receipts, and funds,  
 25 13 available in whole or in part for the fiscal year beginning

Appropriates federal and nonstate funds to the Department of Public Safety (DPS) for FY 1991 for the purposes set forth in the conditions accompanying the funds for the ten listed programs, unless otherwise

25 14 July 1, 1990, and ending June 30, 1991, to the department of  
 25 15 public safety, the following amounts, to be used as set forth  
 25 16 in the grants, receipts, or conditions accompanying the  
 25 17 receipt of the funds for the purposes designated:  
 25 18 1. For the highway safety, from the 402 program:  
 25 19 ..... \$ 1,568,793  
 25 20 2. For police traffic services, grant number 90/90-04  
 25 21 Task IJ:  
 25 22 ..... \$ 344,000  
 25 23 3. For narcotic grants and for general operation purposes  
 25 24 of the division of narcotics enforcement, grant number 8022-  
 25 25 53:  
 25 26 ..... \$ 115,000  
 25 27 4. For the criminal prosecutor program, grant number  
 25 28 8022-52:  
 25 29 ..... \$ 67,794  
 25 30 5. For funding of undercover drug purchases, grant number  
 25 31 8022:  
 25 32 ..... \$ 50,000  
 25 33 6. For national background checks relating to commercial  
 25 34 drivers licenses, grant number 9L88MCSA005:  
 25 35 ..... \$ 38,164  
 26 1 7. For laboratory equipment to test blood-alcohol levels,  
 26 2 grant number 90/90-02, Task IV-A:  
 26 3 ..... \$ 15,000  
 26 4 8. For the Iowa missing persons information  
 26 5 clearinghouse, grant number 86-MC-CX-K004:  
 26 6 ..... \$ 9,378  
 26 7 9. For the weather radio contract, grant number  
 26 8 52WCNW806026:  
 26 9 ..... \$ 8,136  
 26 10 10. For computer hardware for profiling of sex offenders:  
 26 11 ..... \$ 25,667

provided by law.

26 12 If other federal grants, receipts, and funds and other  
 26 13 nonstate grants, receipts, and funds become available or are  
 26 14 awarded which are not available or awarded during the period  
 26 15 in which the general assembly is in session, but which require  
 26 16 expenditure by the department of public safety prior to March  
 26 17 15 of the fiscal year beginning July 1, 1990, and ending June  
 26 18 30, 1991, these grants, receipts, and funds are appropriated

Requires if additional federal and nonstate funds  
 become available to the DPS, the Fiscal Committee of  
 the Legislative Council be notified within 30 days of  
 the receipt of such funds.

PG LN	Senate File 2428	Explanation
26 19 26 20 26 21 26 22 26 23	to the extent necessary, provided that the fiscal committee of the legislative council is notified within thirty days of receipt of the grants, receipts, or funds and the fiscal committee of the legislative council has an opportunity to comment on the expenditure of the grants, receipts, or funds.	
26 24 26 25 26 26 26 27 26 28 26 29 26 30 26 31	<p>Sec. 45. STATE BOARD OF REGENTS.</p> <p>Federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, are appropriated to the state board of regents for the purposes set forth in the grants, receipts, or conditions accompanying the receipt of the funds, unless otherwise provided by law.</p>	Appropriates federal and nonstate funds to the State Board of Regents for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.
26 32 26 33 26 34 26 35 27 1 27 2 27 3 27 4	<p>Sec. 46. DEPARTMENT OF REVENUE AND FINANCE.</p> <p>Federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, are appropriated to the department of revenue and finance for the purposes set forth in the grants, receipts, or conditions accompanying the receipt of the funds, unless otherwise provided by law.</p>	Appropriates federal and nonstate funds to the Department of Revenue and Finance for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.
27 5 27 6 27 7 27 8 27 9 27 10 27 11 27 12	<p>Sec. 47. OFFICE OF SECRETARY OF STATE.</p> <p>Federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, are appropriated to the office of secretary of state for the purposes set forth in the grants, receipts, or conditions accompanying the receipt of the funds, unless otherwise provided by law.</p>	Appropriates federal and nonstate funds to the Office of Secretary of State for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.
27 13 27 14 27 15 27 16 27 17 27 18 27 19 27 20	<p>Sec. 48. IOWA STATE FAIR AUTHORITY.</p> <p>Federal grants, receipts, and funds and other nonstate grants, receipts, and funds, available in whole or in part for the fiscal year beginning July 1, 1990, and ending June 30, 1991, are appropriated to the Iowa state fair authority for the purposes set forth in the grants, receipts, or conditions accompanying the receipt of the funds, unless otherwise provided by law.</p>	Appropriates federal and nonstate funds to the Iowa State Fair Authority for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

27 21 Sec. 49. OFFICE OF FEDERAL-STATE RELATIONS.  
 27 22 Federal grants, receipts, and funds and other nonstate  
 27 23 grants, receipts, and funds, available in whole or in part for  
 27 24 the fiscal year beginning July 1, 1990, and ending June 30,  
 27 25 1991, are appropriated to the office of federal-state  
 27 26 relations for the purposes set forth in the grants, receipts,  
 27 27 or conditions accompanying the receipt of the funds, unless  
 27 28 otherwise provided by law.

Appropriates federal and nonstate funds to the Office of Federal-State Relations for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

27 29 Sec. 50. STATE DEPARTMENT OF TRANSPORTATION.  
 27 30 Federal grants, receipts, and funds and other nonstate  
 27 31 grants, receipts, and funds, available in whole or in part for  
 27 32 the fiscal year beginning July 1, 1990, and ending June 30,  
 27 33 1991, are appropriated to the state department of  
 27 34 transportation for the purposes set forth in the grants,  
 27 35 receipts, or conditions accompanying the receipt of the funds,  
 28 1 unless otherwise provided by law.

Appropriates federal and nonstate funds to the State Department of Transportation for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

28 2 Sec. 51. OFFICE OF TREASURER OF STATE.  
 28 3 Federal grants, receipts, and funds and other nonstate  
 28 4 grants, receipts, and funds, available in whole or in part for  
 28 5 the fiscal year beginning July 1, 1990, and ending June 30,  
 28 6 1991, are appropriated to the office of treasurer of state for  
 28 7 the purposes set forth in the grants, receipts, or conditions  
 28 8 accompanying the receipt of the funds, unless otherwise  
 28 9 provided by law.

Appropriates federal and nonstate funds to the Office of Treasurer of State for the purposes set forth in the grants, receipts, or conditions accompanying the funds, unless otherwise provided by law.

28 10 Sec 52. NOTIFICATION OF RECEIPT OF FEDERAL AND OTHER  
 28 11 NONSTATE FUNDS.

28 12 All agencies of this state enumerated in this Act shall  
 28 13 report to the department of management and the legislative  
 28 14 fiscal bureau the receipt of federal and other nonstate  
 28 15 grants, receipts, and funds for the fiscal year beginning July  
 28 16 1, 1989, and ending June 30, 1990, and the anticipated receipt  
 28 17 of federal and other nonstate grants, receipts, and funds for  
 28 18 the fiscal year beginning July 1, 1990, and ending June 30,  
 28 19 1991. The notification shall be made no later than November  
 28 20 15, 1990, and shall include the names of the grantor and the  
 28 21 grant or the source of the funds, the estimated amount of the  
 28 22 funds, and the planned expenditures and use of the funds. The

Requires all state agencies to notify the Department of Management (DOM) and the LFB of the receipt of all federal and nonstate funds for FY FY 1990, and all anticipated federal and nonstate funds for FY 1991.

Requires the notification to be made by November 15, 1990.

Requires the format of the notification to be specified by the LFB.

28 23 format of the notification shall be specified by the  
28 24 legislative fiscal bureau.

28 25 Sec. 53. Section 8.23, Code 1989, is amended by adding the  
28 26 following new unnumbered paragraph:  
28 27 NEW UNNUMBERED PARAGRAPH. On or before November 15 all  
28 28 departments and establishments of government and the judicial  
28 29 department shall transmit to the department of management and  
28 30 the legislative fiscal bureau estimates of their receipts and  
28 31 expenditure requirements from federal or other nonstate  
28 32 grants, receipts, and funds for the ensuing fiscal year. The  
28 33 transmittal shall include the names of the grantor and the  
28 34 grant or the source of the funds, the estimated amount of the  
28 35 funds, and the planned expenditures and use of the funds. The  
29 1 format of the transmittal shall be specified by the  
29 2 legislative fiscal bureau.

CODE: Requires all state agencies to transmit to the  
DOM and the LFB by November 15, estimates of all  
receipts and expenditure requirements of federal and  
nonstate funds for the coming fiscal year.

Requires the format of the transmittal to be  
specified by the LFB.

29 3 Sec 54. Section 8.44, Code 1989, is amended by adding the  
29 4 following new unnumbered paragraph:  
29 5 NEW UNNUMBERED PARAGRAPH. All departments and  
29 6 establishments of government and the judicial department shall  
29 7 notify the department of management and the legislative fiscal  
29 8 bureau of any change in the receipt of federal or other  
29 9 nonstate grants, receipts, and funds from the funding levels  
29 10 on which appropriations for the current or ensuing fiscal year  
29 11 were or are based. Changes which must be reported include,  
29 12 but are not limited to, any request, approval, award, or loss  
29 13 changes affecting federal or other nonstate grants, receipts,  
29 14 or funds. The notifications shall be made on a quarterly  
29 15 basis. The format of the notifications shall be specified by  
29 16 the legislative fiscal bureau.

CODE: Requires all state agencies to notify the DOM  
and the LFB of any changes in the federal and  
nonstate funding levels from which appropriations  
were or are based for the current or ensuing fiscal  
year.

Requires notifications to be made on a quarterly  
basis.

Requires the format of the notifications to be  
specified by the LFB.

29 17 SF 2428  
29 18 pf/cc/26

**EXECUTIVE SUMMARY**  
**IOWA PLAN FUND SURPLUS ACCOUNT**

**SENATE FILE 2433**

SURPLUS ACCOUNT IS REALLOTTED FOR  
FY 1990 PROGRAMS

- Reallots money in the Surplus Account in excess of the amount needed to fund the appropriations made from the Surplus Account for FY 1990, to the Community Economic Betterment Account (CEBA), the Jobs Now Account, and the Education and Agriculture Research and Development Account (EARDA). (Page 12, Line 22)

PREPAYMENT FOR EARDA

- Appropriates \$1,620,000 from the Surplus Account to EARDA for FY 1990 as a prepayment for up to 75% of the EARDA appropriations. The prepayment will be repaid as FY 1990 lottery revenue becomes available. (Page 13, Line 6)

APPROPRIATION INCREASES

- Increases the appropriation for the Economic Development Training Program at the University of Northern Iowa by \$100,000 to develop a curriculum for international trade, and appropriates \$60,000 to the Department of Economic Development (DED) for Agricultural Marketing Resources Cooperative Grants. (Page 9, Line 6)

- Increases the appropriation for the Tourism Promotion Building by \$100,000. (Page 10, Line 26)

MATCH REQUIREMENTS AMENDED

- Waives match requirements for FY 1990 for EARDA programs, except for appropriations for the Biotechnology Research and Development Program, the Technical Innovation Centers, and the Applied Technology Program. Sister State Program funds are to be matched to the extent possible. (Page 8, Line 29 and Page 10, Line 13)

INTERNET AND WALLACE TECHNOLOGY  
TRANSFER FOUNDATION EMPLOYEE  
BENEFITS

- Amends language for the INTERNET Program and the Wallace Technology Transfer Foundation to make the Executive Director and salaried employees, State employees for purposes of the State retirement system, health and dental programs, and other State employee benefits. (Page 1, Line 8 and Page 2, Line 19)

CREATION OF FUNDS

- Amends language to require the INTERNET Fund to be created by the Board of Directors rather than within the State Treasury. Moneys in the INTERNET Fund within the State Treasury are to be appropriated and transferred to the INTERNET Fund created by the Board of Directors. (Page 1, Line 34)

- Creates a Wallace Technology Transfer Foundation Fund to receive appropriations from the State and other sources. (Page 3, Line 7)

**EXECUTIVE SUMMARY**  
**IOWA PLAN FUND SURPLUS ACCOUNT**

**SENATE FILE 2433**

**SURPLUS ACCOUNT APPROPRIATIONS FOR  
 FY 1990**

- Appropriates \$2,370,000 from the Surplus Account for FY 1990 as follows:
- \$1,500,000 to the Department of Public Defense (DPD) for the Disaster Recovery Program. (Page 11, Line 6)
- \$35,000 to the Civil Rights Commission as a one-for-one match with private funds to educate the public on the mission and accomplishments of the Commission over the past 25 years. (Page 11, Line 10)
- \$50,000 to the Prosecuting Attorneys Training Coordinator in the Department of Justice, on the condition of receipt of a federal grant for the purpose of conducting a statewide survey of alternate dispute resolution services to evaluate their effectiveness and to make recommendations. (Page 11, Line 16)
- \$50,000 to the Department of Agriculture and Land Stewardship (DALs) to establish a foreign trade office in Taipei, Taiwan. (Page 11, Line 25)
- \$100,000 to the Rural Health Office in the Department of Public Health (DPH) for rural health planning. (Page 11, Line 28)
- \$30,000 to the Terrace Hill Commission for maintenance and repair at Terrace Hill. (Page 11, Line 31)
- \$5,000 to the Terrace Hill Commission for landscaping at Terrace Hill. (Page 11, Line 34)
- \$100,000 to Iowa State University (ISU) to hire four horticultural specialists for the Cooperative Extension Service. (Page 12, Line 1)
- \$500,000 to the DPD for construction of a STARC Armory at Camp Dodge to include the State Alternate Emergency Operations Center, the Iowa Communications Network Primary "HUB," and associated Disaster Services Divisions. (Page 12, Line 5)



**EXECUTIVE SUMMARY**  
**IOWA PLAN FUND SURPLUS ACCOUNT**

**SENATE FILE 2433**

ESTABLISHES A DISASTER RECOVERY PROGRAM

Permits the Iowa Finance Authority (IFA) to issue bonds to finance low-interest loans to those who suffer an uninsured or underinsured property casualty from a disaster and are not covered by federal or State disaster assistance. (Page 4, Line 5)

Permits appropriated funds to be used to leverage other funds, including disaster recovery loan repayments. (Page 6, Line 4)

Permits the IFA to issue bonds or notes to be secured by the disaster recovery loan repayments, other income and property pledged by the beneficiaries. (Page 6, Line 4)

SURPLUS ACCOUNT FUND BALANCE

Based upon the May, 1990 revenue estimates and the additional FY 1990 appropriations from the Surplus Account in this Act, the balance in the Surplus Account will be approximately \$2.4 million. (Page 12, Line 22)

GOVERNOR'S VETOES

The Governor vetoed the creation of, and the \$1,500,000 appropriation for, the Disaster Recovery Program, stating that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. (Page 4, Line 5; Page 5, Line 19; Page 7, Line 14; Page 11, Line 6; and Page 12, Line 13)

The Governor vetoed the \$35,000 appropriation to the Civil Rights Commission, stating that the use of tax dollars for this purpose cannot be justified at this time. (Page 11, Line 10)

The Governor vetoed the \$50,000 to the Prosecuting Attorneys Training Coordinator for a study, stating that the Office of the Coordinator should be able to provide the necessary recommendations without an additional study. (Page 11, Line 16)

The Governor vetoed the \$50,000 appropriation to the DALs for the Taiwan Trade Office, stating that the foreign trade offices should be under the jurisdiction of the DED. (Page 11, Line 25)

The Governor vetoed the \$100,000 to the Rural Health Office in the DPH, stating that the appropriation is unnecessary due to additional appropriations for rural health for FY 1991. (Page 11, Line 28)

**EXECUTIVE SUMMARY**  
**IOWA PLAN FUND SURPLUS ACCOUNT**

**SENATE FILE 2433**

- The Governor vetoed the \$100,000 appropriation to ISU for four horticultural specialists, stating that the positions were not included in the ISU budget request or in the Board of Regents' recommendations. (Page 12, Line 1)
- The Governor vetoed the language to reallocate money from the Iowa Plan Fund Surplus Account for the purposes of the FY 1990 Iowa Plan Fund appropriations, stating that the Surplus Account should not be used for this purpose due to the State's difficult fiscal situation. This veto will result in an estimated \$2.7 million deficit in the FY 1990 Iowa Plan Fund appropriations and a remaining balance of approximately \$6.9 million in the Surplus Account. (Page 12, Line 22)
- The Governor vetoed language which earmarked \$250,000 from CEBA for a Rehabilitation Center for Head-injured Patients, stating that the project should stand on its own merits within the rules of the CEBA Program. (Page 12, Line 22)

Senate File 2433 provides for the following changes to the Code of Iowa

Page #	Line #	Bill Section	Action	Code Section Changed	Description
1	1	1	Amends	Sec. 15.284(4) Code Supplement 1989	Traditional Infrastructure Ranking Criteria
1	8	2	Amends	Sec. 18B.4 Code Supplement 1989	INTERNET Employee Benefits
1	34	3	Amends	Sec. 18B.11 Code Supplement 1989	INTERNET Fund Created
2	19	4	Amends	Sec. 28.153 Code Supplement 1989	Wallace Technology .Transfer Foundation Employee Benefits
3	5	5	Amends	Sec. 28.156(3g) Code Supplement 1989	State Auditor's Report Requirement. Removed
3	7	6	Adds	Sec. 28.161	Wallace Technology Transfer Foundation Fund Created
4	4	6.5	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
4	5	7	Adds	Sec. 29C.100	Disaster Recovery Program - Financing, Definitions
5	19	8	Adds	Sec. 29C.101	Disaster Recovery Program - Security, Nonliability
6	4	8.2	Nwthstnd	Sec. 8.33	Non-Reversion of Funds
7	14	9	Adds	Sec. 29C.102	Disaster Recovery Program - Adoption of Rules
7	17	10	Adds	Sec. 29C.103	Disaster Assistance Recovery
8	29	11	Amends	Sec. 99E.32(3y) Code Supplement 1989	Sister State Match Language
9	6	12	Amends	Sec. 99E.32(4b)4 Code Supplement 1989	Increases FY 1990 Appropriations
10	13	12	Nwthstnd	Sec. 99E.31(4a)	Waives Match Requirements for EARDA Programs
10	26	13	Amends	Sec. 99E.32(5p) Code Supplement 1989	State Fair Tourism Booth Appropriation Increase
10	34	14	Adds	Sec. 99E.32(10)	FY 1990 Appropriations
12	13	15	<b>Adds</b>	Sec. 220.163	Disaster Recovery Program - Bonding Authority

1 1 Section 1. Section 15.284, subsection 4, Code Supplement  
 1 2 1989, is amended to read as follows:  
 1 3 4. The finance division of the department shall rank the  
 1 4 applicants according to financial need, cost-benefit of the  
 1 5 project, percent of match, impact, including an increase in  
 1 6 fire or public safety because of completion of the project,  
 5 7 and ability to administer project.

CODE: Adds, as a ranking criteria for the traditional infrastructure category of the Rural Community 2000 Program, an increase in fire or public safety as a result of completion of a project.

1 8 Sec. 2. Section 188.4, Code Supplement 1989, is amended to  
 1 9 read as follows:

CODE: Makes the Executive Director and salaried employees of the INTERNET Board State employees for purposes of the State retirement system, health and dental programs, and other State employee benefits.

1 10 186.4 AUTHORIZED CORPORATION -- STAFF.

1 11 The international network ~~on~~ trade shall be incorporated  
 1 12 under chapter 504A. INTERNET shall not be regarded as a state  
 1 13 agency, except for purposes of chapter 17A. A member of the  
 1 14 board of directors is not considered a state employee, except  
 1 15 for purposes of chapter 25A. If the executive director is a  
 1 16 natural person acting as a salaried employee of the board, the  
 1 17 executive director is a state employee ~~except~~ for purposes of  
 1 18 ~~the merit system provisions of chapter 19A and chapter 20 Iowa~~  
 1 19 public employees' retirement system, state health and dental  
 1 20 plans, and other state employee benefits and chapter 25A. A  
 1 21 natural person hired by the executive director who is a  
 1 22 salaried employee of the board is a state employee for  
 1 23 purposes of the Iowa public employees' retirement system,  
 1 24 state health and dental plans, and other state employee  
 1 25 benefits and chapter 25A. However, if a person, including a  
 1 26 staff member of INTERNET, is an independent contractor or an  
 1 27 employee of an independent contractor, the person is not a  
 1 28 state employee except for purposes of chapter 25A. Chapters  
 1 29 8, 18, 19A, and 20, and other provisions of law that relate to  
 1 30 requirements or restrictions dealing with state personnel or -  
 1 31 state funds do not apply to the INTERNET corporation, the  
 1 32 executive director, and any employees of the board or the  
 1 33 corporation, except to the extent provided in this chapter.

Requirements or restrictions dealing with State personnel or State funds do not apply to INTERNET except to the extent provided in Chapter 18B, Code Supplement 1989 (International Network on Trade).

1 34 Sec. 3. Section 188.11, unnumbered paragraphs 1, 3, and 4,  
 1 35 Code Supplement 1989, are amended to read as follows:

CODE: Requires the Board of Directors of INTERNET to create an INTERNET Fund.

2 1 There ~~is created within the state treasury,~~ shall be  
 2 2 created by the board of directors of INTERNET an international  
 2 3 network on trade fund. The fund is composed of money

Requires the INTERNET Corporation to arrange for an annual independent audit of the INTERNET Fund and

2 4 appropriated by the general assembly for that purpose, and  
 2 5 moneys available to and obtained or accepted by the board  
 2 6 under this chapter, including money from the United States,  
 2 7 other states in the union, foreign nations, state agencies,  
 2 8 political subdivisions, and private sources, and moneys from  
 2 9 fees charged under this chapter.

2 10 The ~~auditor of state shall conduct regular~~ corporation  
 2 11 shall arrange, at least annually, for regular independent  
 2 12 audits of the fund and shall ~~make submit~~ a certified report  
 2 13 relating to the condition of the fund to the ~~treasurer of~~  
 2 14 ~~state and to the executive director~~ governor and general  
 2 15 assembly.

2 16 ~~The board and executive director shall administer the fund~~  
 2 17 ~~in accordance with procedures of the treasurer of state.~~ In  
 2 18 administering the fund, the board may do all of the following:

2 19 Sec 4. Section 28.153, Code Supplement 1989, is amended  
 2 20 to read as follows.

2 21 28.153 AUTHORIZED CORPORATION.

2 22 A Wallace technology transfer foundation of Iowa shall be  
 2 23 incorporated under chapter 504A. The foundation shall not be  
 2 24 regarded as a state agency, except for purposes of chapter  
 2 25 17A. A member of the board of directors is not considered a  
 2 26 state employee, except for purposes of chapter 25A. The  
 2 27 executive director is a state employee except for purposes of  
 2 28 ~~the merit system provisions of chapter 19A and chapter 20 Iowa~~  
 2 29 public employees' retirement system, state health and dental  
 2 30 plans, and other state employee benefits and chapter 25A. A  
 2 31 natural person employed by the executive director is a state  
 2 32 employee for purposes of the Iowa public employees' retirement  
 2 33 system, state health and dental plans, and other state  
 2 34 employee benefits plans and chapter 25A. Chapters 8, 18, 19A,  
 2 35 and 20, and other provisions of law that relate to  
 3 1 requirements or restrictions dealing with state personnel or  
 3 2 state funds do not apply to the foundation; the executive  
 3 3 director, and any employees of the board or the foundation,  
 3 4 except to the extent provided in this chapter.

3 5 Sec. 5. Section 28.156, subsection 3, paragraph g, Code  
 3 6 Supplement 1989, is amended by striking the paragraph.

submit a report on the condition of the Fund to the Governor and the General Assembly.

Requires the Fund to be administered by the INTERNET Board.

CODE: Makes the Executive Director and salaried employees of the Wallace Technology Transfer Foundation State employees for purposes of the State retirement system, health and dental programs, and other State employee benefits.

Requirements or restrictions dealing with State personnel or State funds **do** not apply to the Wallace Technology Transfer Foundation except to the extent provided in Chapter 28, Code Supplement 1989 (Development Activities).

CODE: Removes the requirement that the Wallace Technology Transfer Foundation be audited by the State.

3 7 Sec. 6. NEW SECTION. 28.161 WALLACE TECHNOLOGY TRANSFER  
3 8 FOUNDATION FUND.

3 9 1. There shall be created by the board of directors a  
3 10 Wallace technology transfer foundation fund. The fund is  
3 11 composed of money appropriated by the general assembly for  
3 12 that purpose, and moneys available to and obtained or accepted  
3 13 by the board under this chapter, including money from the  
3 14 United States, other states in the union, foreign nations,  
3 15 state agencies, political subdivisions, and private sources,  
3 16 and moneys from fees charged under this chapter.

3 17 2. The fund shall be a revolving fund from which moneys  
3 18 may be used for purposes described in this chapter, including  
3 19 loans, grants, matching financing, and administrative costs.  
3 20 All interest earned on proceeds in the fund shall remain in  
3 21 the fund.

3 22 3. The foundation shall arrange, at least annually, for  
3 23 regular independent audits of the fund and shall submit a  
3 24 certified report relating to the condition of the fund to the  
3 25 governor and general assembly.

3 26 4. In administering the fund, the board may do all of the  
3 27 following:

3 28 a. Contract, sue and be sued, and adopt rules necessary to  
3 29 carry out the provisions of this section, but the board shall  
3 30 not in any manner, directly or indirectly pledge the credit of  
3 31 the state.

3 32 b. Authorize payment from the fund, from fees and from any  
3 33 income received by investment of money in the fund, for costs,  
3 34 commissions, attorney fees, and other reasonable expenses  
3 35 related to and necessary for making and protecting direct  
4 1 loans under this section, and for the recovery of moneys  
4 2 loaned or the management of property acquired in connection  
4 3 with the loans.

4 4 . 5. Section 8.33 shall not apply to moneys in the fund.

CODE: Requires the Board of Directors to create a Wallace Technology Transfer Foundation Fund to receive appropriations from the State and other sources.

Requires the Fund to be a revolving fund to be used for purposes of loans, grants, match financing, and administration.

Requires the Foundation to arrange for an annual independent audit of the Fund and submit a report on the condition of the Fund to the Governor and the General Assembly.

Permits the Board, in the administration of the Fund, to sue, be sued, and adopt rules, but the Board cannot pledge the credit of the State.

Permits the Board to authorize payment from the Fund for reasonable expenses related to making and protecting loans under their jurisdiction.

CODE: 'Requires funds to not revert from the Fund.

PG LN	Senate File 2433	Explanation
4 5	<b>Sec. 7. NEW SECTION. 29C.100 DISASTER RECOVERY PROGRAM -</b>	
4 6	<b><del>FINANCING -- DEFINITIONS -- FUNDING -- BONDS AND NOTES.</del></b>	
4 7	1. As used in this subchapter, unless the context	
4 8	otherwise requires, authority means the Iowa finance	
4 9	authority.	
4 10	2. The authority shall cooperate with the department of	
4 11	public defense in the creation, administration, and funding of	
4 12	the disaster recovery program established in this subchapter.	
4 13	3. The authority may issue its bonds and notes for the	
4 14	purpose of funding guaranteed loans to eligible persons and	
4 15	projects as part of a disaster recovery action authorized	
4 16	pursuant to this subchapter.	Permits the IFA to issue bonds for funding guaranteed loans to persons and projects.
4 17	4. The authority may issue its bonds and notes for the	
4 18	purposes of this subchapter and may enter into one or more	
4 19	lending agreements or purchase agreements with one or more	
4 20	bondholders or noteholders containing the terms and conditions	
4 21	of the repayment of and the security for the bonds or notes.	
4 22	The authority and the bondholders or noteholders or a trustee	
4 23	agent designated by the authority may enter into agreements to	
4 24	provide for any of the following:	
4 25	a. That the proceeds of the bonds and notes and the	
4 26	investments of the proceeds may be received, held, and	
4 27	disbursed by the authority or by a trustee or agent designated	
4 28	by the authority.	
4 29	b. That the bondholders or noteholders or a trustee or	
4 30	agent designated by the authority may collect, invest, and	
4 31	apply the amount payable under the loan agreements or any	
4 32	other instruments securing the debt obligations under the loan	
4 33	agreements.	
4 34	c. That the bondholders or noteholders may enforce the	
4 35	remedies provided in the loan agreements or other instruments	
5 1	on their own behalf without the appointment or designation of	
5 2	a trustee. If there is a default in the principal of or	
5 3	interest on the bonds or notes or in the performance of any	
5 4	agreement contained in the loan agreements or other	
5 5	instruments, the payment or performance may be enforced in	
5 6	accordance with the loan agreement or other instrument.	
5 7	d. Other terms and conditions as deemed necessary or	

VETOED

CODE: Establishes a Disaster Recovery Program to be coordinated between the Iowa Finance Authority (IFA) and the Department of Public Defense.

Permits the IFA to issue bonds for funding guaranteed loans to persons and projects.

Permits the IFA to enter into lending or purchase agreements with bondholders containing the terms and conditions of the repayment of and the security for the bonds.

5 8 appropriate by ~~the~~ authority.

5 9 5. The powers granted the authority under this section are  
5 10 in addition to other powers contained in chapter 220. All  
5 11 other provisions of chapter 220, except section 220.28,  
5 12 subsection 4, apply to bonds or notes issued and powers  
5 13 granted to the authority under this section, except to the  
5 14 extent they are inconsistent with this section.

Requires all provisions of the chapter on the IFA to apply to this Section, except for the requirement that the bond trustee give 30 days notice in writing to the IFA, Governor, and Attorney General prior to declaring the principal of bonds or notes due and payable, and any other provisions which are inconsistent with this Section.

5 15 6. All bonds or notes issued by the authority in  
5 16 connection with the program are exempt from taxation by this  
5 17 state and the interest on the bonds or notes is exempt from  
5 18 state income tax, both personal and corporate<sup>3</sup>

Permits bonds issued in connection with this Program to be exempt from State taxation and the interest on the bonds to be exempt from State income tax, both personal and corporate.

VETOED: The Governor vetoed this Section and stated that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

5 19 **VETOED** [Sec. 8. NEW SECTION. 29C.101 SECURITY -- RESERVE FUNDS -  
5 20 -PLEDGES -- NONLIABILITY -- IRREVOCABLE CONTRACTS.

5 21 1. The authority may provide in the resolution, trust  
5 22 agreement, or other instrument authorizing the issuance of its  
5 23 bonds or notes pursuant to section 29C.100 that the principal  
5 24 of, premium, and interest on the bonds or notes are payable  
5 25 from any of the following and may pledge the same to its bonds  
5 26 and notes:

CODE: Permits the principal, premium, and interest on the bonds or notes to be payable from any of the following:

5 27 a. The income and receipts or other moneys derived from  
5 28 the projects financed with the proceeds of the bonds or notes.

1. Income derived from projects financed with proceeds of the bonds;

5 29 b. The income and receipts or other money derived from  
5 30 designated projects whether or not the projects are financed  
5 31 in whole or in part with the proceeds of the bonds or notes.

2. Income derived from designated projects whether the project is financed in whole or in part from proceeds of the bonds;



<p>5 32 c. The amounts on deposit in the disaster recovery fund 5 33 created in section 29C.100.</p>	<p>3. Amounts on deposit in the Disaster Recovery Fund;</p>
<p>5 34 d. The amounts payable to the authority by jurisdictions 5 35 or persons eligible for disaster recovery program assistance.</p>	<p>4. Payable amounts from jurisdictions or persons eligible for Disaster Recovery Program assistance;</p>
<p>6 1 e. Any other funds or accounts established by the 6 2 authority in connection with the program or the sale and 6 3 issuance of its bonds or notes.</p>	<p>5. Any other funds or accounts connected with the Program or the sale and issuance of bonds.</p>
<p>6 4 2. The authority may establish reserve funds to secure one 6 5 or more issues of its bonds or notes. The authority may 6 6 deposit in a reserve fund established under this subsection, 6 7 the proceeds of the sale of its bonds or notes and other money 6 8 which is made available from any other source. The authority 6 9 shall establish a disaster recovery fund for the deposit of 6 10 moneys appropriated for this program, and section 8.33 6 11 notwithstanding, such moneys remaining in the disaster 6 12 recovery fund, including interest and investment income, shall 6 13 not revert to the general fund, but shall remain in the 6 14 disaster recovery fund, and shall be a continuing 6 15 appropriation for the purposes of this program. These moneys 6 16 may be used to leverage additional private or public funds, 6 17 including, by way of example, but not limitation, reducing the 6 18 rate of interest or cost of money loaned to beneficiaries of 6 19 the program.</p>	<p>Permits the IFA to establish reserve funds to secure its bonds or notes.</p> <p>Requires the IFA to establish a Disaster Recovery Fund for the deposit of moneys appropriated for this Program.</p> <p>CODE: Requires funds in the Disaster Recovery Fund to not revert.</p> <p>Perrrrits funds to be used to leverage additional funds for the Program.</p>
<p>6 20 3. A pledge made in respect of bonds or notes is valid and 6 21 binding from the time the pledge is made. The money or 6 22 property so pledged and received after the pledge by the 6 23 authority is immediately subject to the lien of the pledge 6 24 without physical delivery or further act. The lien of the 6 25 pledge is valid and binding as against all persons having 6 26 claims of any kind in tort, contract, or otherwise against the 6 27 authority whether or not the parties have notice of the lien. 6 28 Neither the resolution, trust agreement, or any other 6 29 instrument by which a pledge is created needs to be recorded, 6 30 filed, or perfected under chapter 554, to be valid, binding, 6 31 or effective against all persons.</p>	<p>Requires a pledge made in respect of bonds to be valid and binding from the time the pledge is made, and moneys or property pledged is immediately subject to the lien of the pledge.</p>

6 32 4. The **members** of the authority or persons executing the  
 6 33 bonds or notes are not personally liable on the bonds or notes  
 6 34 and are not subject to personal liability or accountability by  
 6 35 reason of the issuance of the bonds or notes.

Requires that members of the IFA or executors of the bonds are not personally liable or accountable by reason of the bonds issuance.

7 1 5. The state pledges to and agrees with the holders of  
 7 2 bonds or notes issued under this subchapter that the state  
 7 3 **will not limit** or aiter the rights and powers vested in the  
 7 4 authority to fulfill the terms of a contract made by the  
 7 5 authority with respect to the bonds or notes, or in any way  
 7 6 impair the rights and remedies of the holders until the bonds  
 7 7 or notes, together with the interest on them including  
 7 8 interest on unpaid installments of interest, and all costs and  
 7 9 expenses in connection with an action or proceeding by or on  
 7 10 behalf of the holders, are fully met and discharged. The  
 7 11 authority is authorized to include this pledge and agreement  
 7 12 of the state, as it refers to holders of bonds or notes of the  
 7 13 authority, in a contract with the holders.]

Prohibits the State from limiting or altering the rights and powers vested in the IFA to fulfill the terms of a contract with respect to the bonds, or impair the rights of the holders until the bonds, including interest and all other costs, are fully met and discharged.

VETOED: The Governor vetoed this Section and stated that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

7 14 [Sec. 9. NEW SECTION. 296.102 RULES.                      VETOED  
 7 15 The authority shall adopt rules pursuant to chapter 17A to  
 7 16 implement sections 29C.100 and 29C.101.]

CODE: Requires the IFA to adopt rules to implement the two previous Sections of this Act.

VETOED: The Governor vetoed this Section and stated that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for nor)-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

7 17 [Sec. 10. NEW SECTION. 29C.103 DISASTER ASSISTANCE                      VETOED  
 7 18 RECOVERY ACTION.  
 7 19 1. Upon the recommendation of the administrator, the  
 7 20 governor may issue an order approving a disaster recovery  
 7 21 action for persons affected by a disaster which meets all of  
 7 22 the following criteria:  
 7 23 a. A major disaster has not been declared by the president  
 7 24 of the United States.

CODE: Permits the Governor to issue a disaster recovery order for persons affected by a disaster meeting certain criteria.

7 25 b. Persons eligible for assistance pursuant to the order  
 7 26 shall be limited to those who are not beneficiaries of state  
 7 27 assistance approved pursuant to section 29C.6.

7 28 2. Subject to the terms and conditions of the disaster  
 7 29 recovery action order, a political subdivision may obtain  
 7 30 guaranteed financial assistance through the authority acting  
 7 31 pursuant to sections **29C.100** through 29C.102 and this section.  
 7 32 The authority may issue bonds or notes secured as provided by  
 7 33 this subchapter including such moneys as may be pledged by the  
 7 34 political subdivision and income from facilities or projects  
 7 35 which are the subject of the financial assistance.

Permits a political subdivision to obtain guaranteed financial assistance pursuant to this Act.

8 1 3. Subject to the terms and conditions of the disaster  
 8 2 recovery action order, a private person who satisfies all of  
 8 3 the following criteria may obtain guaranteed financial  
 8 4 assistance through the authority action pursuant to sections  
 8 5 29C.100 through 29C.102 and this section:

Permits a private person to obtain guaranteed financial assistance pursuant to this Act if certain criteria are met.

8 6 a. A person must have suffered a property casualty from a  
 8 7 disaster.  
 8 8 b. The casualty must have been uninsured or underinsured.  
 8 9 Assistance to a private person is limited to the amount of  
 8 10 the damages which were uninsured or underinsured. Assistance  
 8 11 shall be in the form of a **low-interest** guaranteed loan, issued  
 8 12 on such terms and conditions as may be required by the  
 8 13 authority The authority **may** issue such bonds or notes to  
 8 14 finance these loans, secured as provided by this subchapter,  
 8 15 including by the repayment of the loans and such other  
 8 16 security as may be pledged by the private beneficiaries and  
 8 17 income from facilities **or** projects which are the subject of  
 8 18 the financial assistance.

8 19 4. The disaster recovery program authorized by this  
 8 20 subchapter shall be **for** the public purpose of restoring  
 8 21 political subdivisions and private persons adversely impacted  
 8 22 by an uninsured or underinsured property casualty caused by a  
 8 23 disaster which exceeds current economic resources. Through  
 8 24 long-term financial assistance, beneficiaries of the program  
 8 25 are to be restored in their life, property, and security,  
 8 26 permitting continued operation of the affected instruments of  
 8 27 government and civic and economic contributions by affected

Requires the Disaster Recovery Program to be utilized for the public purpose of restoring political subdivisions and private persons adversely impacted by an uninsured or underinsured property casualty caused by a disaster exceeding current economic resources.

VETOED: The Governor vetoed this Section and stated that it would be unwise to begin this new Program

8 28 private persons.]';

with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

8 29 Sec. 11. Section 99E.32, subsection 3, paragraph y, Code  
8 30 Supplement 1989, is amended to read as follows:  
8 31 y. For the fiscal year beginning July 1, 1989, to the  
8 32 department of economic development for the sister state  
8 33 program the sum of eighty thousand dollars. Funds  
8 34 appropriated for the sister state program shall be matched on  
8 35 ~~a dollar for dollar basis to the extent possible by private~~  
9 1 sources. ~~In-kind expenditures from the private sector may be~~  
9 2 ~~considered as a portion of the dollar for dollar match.~~ The  
9 3 department shall secure the necessary private participation  
9 4 from groups and organizations most appropriate for this  
9 5 program.

CODE: Requires funds appropriated for the Sister State Program to be matched to the extent possible by private sources, rather than on a dollar-for-dollar basis.

9 6 Sec. 12. Section 99E.32, subsection 4, paragraph b,  
9 7 subparagraph (4), Code Supplement 1989, is amended to read as  
9 8 follows:  
9 9 (4) (a) For the fiscal year beginning July 1, 1989, the  
9 10 amount appropriated is six million four hundred thousand  
9 11 dollars. Of the amount appropriated for the fiscal year  
9 12 beginning July 1, 1989, forty thousand dollars shall be  
9 13 allocated to the state library within the department of  
9 14 cultural affairs for purposes of the patent depository library  
9 15 and three hundred thousand dollars shall be allocated and used  
9 16 to operate the university and private industry research and  
9 17 development consortium at each of the state board of regents  
9 18 universities established under chapter 262B. Of the three  
9 19 hundred thousand dollars, one hundred thousand dollars is  
9 20 allocated to each of the consortiums. The department of  
9 21 economic development and the consortiums shall coordinate  
9 22 activities relating to purposes of chapter 2628. Of the  
9 23 amount appropriated in this subparagraph, five hundred  
9 24 thousand dollars is allocated to the University of Northern  
9 25 Iowa for the decision-making science institute; ~~one two~~  
9 26 hundred thousand dollars is allocated to the department of

CODE: Increases the appropriation for the Economic Development Training Program at the University of Northern Iowa from \$100,000 to \$200,000 and requires \$100,000 to be used to develop a curriculum on international trade, and appropriates \$60,000 to the Department of Economic Development (DED) for Agricultural Marketing Resources Cooperative Grants.

DETAIL: This extra money is available due to the Governor's veto of the identification of development trends (\$60,000) and because the appropriations to EARDA programs equaled \$6.3 million and the overall appropriation to the EARDA account equaled \$6.4 million, thus leaving an additional \$100,000 which was not specifically appropriated.

9 27 economic development for an economic development training  
 9 28 program at the school of business at the University of  
 9 29 Northern Iowa which shall use these funds in consultation with  
 9 30 the department, the university, and the professional  
 9 31 developers of Iowa and which shall use one hundred thousand  
 9 32 dollars of the funds for the development, with the involvement  
 9 33 of the public and private sector, of a curriculum on  
 9 34 international trade: one hundred thousand dollars is allocated  
 9 35 to the decision-making science institute for the emerging  
 10 1 business opportunities analysis; six hundred fifty thousand  
 10 2 dollars is allocated to the international network on trade  
 10 3 fund of the INTERNET foundation, established in chapter 18B,  
 10 4 which shall transfer four hundred thousand dollars of its  
 10 5 allocation to the Wallace technology transfer foundation of  
 10 6 Iowa established in section 28.152; sixty thousand dollars for  
 10 7 grants under subparagraph subdivision (c); and three hundred  
 10 8 thousand dollars, to be allocated equally, for support of the  
 10 9 Iowa technology innovation centers at the University of Iowa  
 10 10 and the Iowa State University of science and technology and  
 10 11 the applied technology program at the University of Northern  
 10 12 Iowa.

10 13 (b) Notwithstanding section 99E.31, subsection 4,  
 10 14 paragraph a, for the fiscal year beginning July 1, 1989, the  
 10 15 department of economic development shall waive the matching  
 10 16 funds requirement for programs under this subparagraph except  
 10 17 for the Iowa State University of science and technology  
 10 18 biotechnology research and development program, the technology  
 10 19 innovation centers, and the applied technology program.

10 20 (c) For the fiscal year beginning July 1, 1989, the  
 10 21 department of economic development shall provide a grant of  
 10 22 thirty thousand dollars to each agricultural marketing  
 10 23 resources cooperative that has qualified for a loan from the  
 10 24 community economic betterment account under subsection 2 to  
 10 25 insure the adequate capitalization of each cooperative.

10 26 Sec. 13. Section 99E.32, subsection 5, paragraph p, Code  
 10 27 Supplement 1989, is amended to read as follows:

10 28 p. There is appropriated from the allotment to the jobs  
 10 29 now capitals account under subsection 1 for the fiscal year

CODE: Requires the DED to waive match requirements for the Education and Agriculture Research and Development (EARDA) programs for FY 1990, except for the appropriations for the Biotechnology Research and Development Program, the Technical Innovation Centers, and the Applied Technology Program.

Requires the DED to provide a \$30,000 grant to each agricultural marketing resources cooperative which has qualified for a loan under the Community Economic Betterment Account (CEBA) from the \$60,000 appropriated for this purpose above.

CODE: Increases the FY 1990 appropriation for the Tourism Promotion Building at the Iowa State Fairgrounds by \$100,000.

10 30 beginning July 1, ~~1989~~, to the Iowa state fair board the sum  
 10 31 of ~~four~~ five hundred thousand dollars to provide facilities to  
 10 32 house booths, displays, and other promotional activities for  
 10 33 local tourism groups and organizations.

DETAIL: This extra money is available due to the Governor's veto of the Special Events Fund from the Jobs Now Capital Account.

10 34 Sec. 14. Section 99E.32, Code Supplement 1989, is amended  
 10 35 by adding the following new subsection:

CODE: Surplus Account appropriations of \$2,370,000 for FY 1990 as follows:

11 5 NEW SUBSECTION. 10. There is appropriated from the  
 11 2 surplus account to the designated agency or office for the  
 11 3 fiscal year beginning July 1, 1989, and ending June 30, 1990,  
 11 4 the following amounts, or so much thereof as is necessary, to  
 11 5 be used for the purposes designated:

11 6 [a. To the department of public defense, the sum of one **VETOED**  
 11 7 million five hundred thousand dollars for purposes of the  
 11 8 disaster recovery program created in sections 29C.100 through  
 11 9 29C.103.]

1. \$1,500,000 to the Department of Public Defense (DPD) for the Disaster Recovery Program;

VETOED: The Governor vetoed this appropriation and stated that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

11 10 [b. To the Iowa civil rights commission, an amount up to **VETOED**  
 11 11 thirty-five thousand dollars as a one-for-one match with  
 11 12 private contributions for the purpose of conducting a week-  
 11 13 long program of public education throughout the state to call  
 11 14 attention to the mission and accomplishments of the commission  
 11 15 over the past twenty-five years.]

2. \$35,000 to the Civil Rights Commission to educate the public on the mission and accomplishments of the Commission over the past 25 years;

VETOED: The Governor vetoed this appropriation and stated that the use of tax dollars for this purpose cannot be justified at this time. |

11 16 [c. To the prosecuting attorneys training coordinator in **VETOED**  
 11 17 the department of justice, the sum of fifty thousand dollars.  
 11 18 This appropriation is conditional upon receiving a grant from  
 11 19 the national institute of dispute resolution for the purpose  
 11 20 of conducting a statewide survey of alternate dispute  
 11 21 resolution services to evaluate their effectiveness, level of

3. \$50,000 to the Prosecuting Attorneys Training Coordinator in the Department of Justice for a study of dispute resolution services;

VETOED: The Governor vetoed this appropriation and stated that the Office of the Prosecuting Attorneys

11 22 training, and success rates, and to make recommendations to  
 11 23 the governor and general assembly concerning the development  
 11 24 of a state mediation service.]

Training Coordinator in the Department of Justice should be able to provide the necessary recommendations without an additional study.

11 25 [d. To the department of agriculture and land stewardship, **VETOED**  
 11 26 the sum of fifty thousand dollars for the establishment and  
 11 27 operation of a foreign trade office in Taipei, Taiwan.]

4. \$50,000 to the Department of Agriculture and Land Stewardship for a foreign trade office in Taipei, Taiwan;

VETOED: The Governor vetoed this appropriation and stated that the Agricultural Products Advisory Council's Marketing Plan directs that foreign offices should be under the jurisdiction of the DED.

11 28 [e. To the Iowa department of public health, the sum of one **VETOED**  
 11 29 hundred thousand dollars for the rural health office for the  
 11 30 purpose of rural health planning.]

5. \$100,000 to the Rural Health Office in the Department of Public Health;

VETOED: The Governor vetoed this appropriation and stated that this additional appropriation is unnecessary due to the following rural health care appropriations: \$100,000 increase in H.F. 2371 for rural health planning, \$250,000 for rural health safety in H.F. 2569, and current access to the DED's Rural Enterprise Fund for this purpose.

11 31 f. To the Terrace Hill commission, the sum of thirty  
 11 32 thousand dollars for maintenance and repair at Terrace Hill  
 11 33 and for .5 FTEs.

6. \$30,000 and 0.5 FTE position to the Terrace Hill Commission for maintenance and repair at Terrace Hill;

11 34 g. To the Terrace Hill commission, the sum of five  
 11 35 thousand dollars for landscaping at Terrace Hill.

7. \$5,000 to the Terrace Hill Commission for landscaping at Terrace Hill;

12 1 [h. To Iowa state university of science and technology for **VETOED**  
 12 2 the Iowa cooperative extension service in agriculture and home  
 12 3 economics, the sum of one hundred thousand dollars to hire up  
 12 4 to four horticultural specialists.]

8. \$100,000 to Iowa State University (ISU) to hire four horticultural specialists for the Cooperative Extension Service; and

VETOED: The Governor vetoed this appropriation and stated that these positions were not included in the ISU budget request or in the Board of Regents' budget

recommendation.

12 5 i. To the department of public defense, the sum of five  
 12 6 hundred thousand dollars for construction of a STARC armory at  
 12 7 Camp Dodge to house national guard units and to use the  
 12 8 basement area to continue state government activities which  
 12 9 include the state alternate emergency operations center, the  
 12 10 Iowa communications network primary HUB, and associated  
 12 11 disaster service divisions required to maintain continuity of  
 12 12 state government.

12 13 **[**Sec. 15. NEW SECTION. 220.163 AUTHORITY TO ISSUE STATE **VETOED**  
 12 14 **DISASTER RECOVERY PROGRAM BONDS AND NOTES.**  
 12 15 The authority shall assist the department of public defense  
 12 16 as provided in chapter 29C, subchapter II, and the authority  
 12 17 shall have all of the powers delegated to it by the department  
 12 18 of public defense or a public or private beneficiary of the  
 12 19 program in a chapter 28E agreement with respect to the  
 12 20 issuance and securing of bonds or notes and the carrying out  
 12 21 of the purposes of chapter 29C, subchapter II.]

9. \$500,000 to the DPD for construction of a STARC Armory at Camp Dodge, including the State Alternate Emergency Operations Center, the Iowa Communications Network Primary Hub, and associated Disaster Services Divisions.

CODE: Requires the IFA to assist the DPD as provided, and to have the powers delegated to it with respect to the issuance and securing of bonds and the carrying out of the purposes of Chapter 29C, Subchapter II, Code of Iowa.

VETOED: The Governor vetoed this Section and stated that it would be unwise to begin this new Program with its potentially unlimited exposure for the State as an insurer for non-insured or underinsured individuals. Also, the creation of this Program could jeopardize the State's ability to receive federal disaster assistance in the future.

12 22 Sec. 16.  
 12 23 **[**1. All moneys in the surplus account of the Iowa plan fund **VETOED**  
 12 24 on the effective date of this Act in excess of the amount  
 12 25 needed to fund the appropriations made in section 99E.32,  
 12 26 subsections 9 and 10, and the amount needed under subsection  
 12 27 2, shall be reallocated to the community economic betterment  
 12 28 account, jobs now account, and education and agriculture  
 12 29 research and development account for the fiscal year beginning  
 12 30 July 1, 1989, and ending June 30, 1990. From the amount  
 12 31 allotted to the community economic betterment account, two  
 12 32 hundred fifty thousand dollars shall be appropriated for the  
 12 33 construction of a short term nonprofit rehabilitation facility  
 12 34 for head-injured patients located in Ankeny, Iowa. The  
 12 35 reallocation shall be made as provided in section 99E.32 for

Reallots money in the Iowa Plan Fund Surplus Account in excess of the amount needed to fund the appropriations made from the Surplus Account for FY 1990, to the Community Economic Betterment Account (CEBA), the Jobs Now Account, and EARDA for the remainder of FY 1990.

Appropriates \$250,000, from the amount allotted to CEBA, for the construction of a nonprofit rehabilitation facility for head-injured patients located in Ankeny, Iowa.

DETAIL: Based upon May, 1990 Iowa Plan Fund revenue estimates, without the Surplus Account being used for



13 1 the fiscal year beginning July 1, 1989. The reallocation made  
 13 2 under this section shall not increase the amounts allotted to  
 13 3 the various accounts of the Iowa plan fund under section  
 13 4 99E.32, subsection 1, paragraphs a and b for the fiscal  
 13 5 year beginning July 1, 1989.

the purposes of the FY 1990 appropriations, these programs would be underfunded by an estimated \$2.7 million.

There is currently \$7.4 million in the Surplus Account to be reallocated, resulting in an estimated surplus of \$4.8 million in the Surplus Account at the end of FY 1990.

The \$2,370,000 in appropriations in Section 14 of this Act will result in an estimated surplus of \$2.4 million in the Surplus Account.

VETOED: The Governor vetoed this Subsection and stated that the Surplus Account should not be used to fund the FY 1990 Iowa Plan Fund appropriations due to the State's difficult fiscal situation.

He also stated that the Rehabilitation Center for Head-injured Patients Project should stand on its own merits within the rules of the CEBA Program rather than be singled out for an appropriation.

DETAIL: Due to the veto of this Subsection, the FY 1990 Iowa Plan Fund appropriations will deficit by an estimated \$2.7 million and an estimated \$6.9 million will remain in the Surplus Account.

13 6 2. After the appropriations made in section 99E.32,  
 13 7 subsection 9, have been met and an amount equal to the  
 13 8 appropriations made in section 99E.32, subsection 10, has been  
 13 9 set aside for those purposes, the treasurer of state shall  
 13 10 make available from the surplus account to the education and  
 13 11 agriculture research and development account the sum of one  
 13 12 million six hundred twenty thousand dollars to be used as a  
 13 13 prepayment of up to seventy-five percent of the appropriations  
 13 14 made for the fiscal year beginning July 1, 1989, to the  
 13 15 programs under section 99E.32, subsection 4, paragraph b,  
 13 16 subparagraph (4), except to the Iowa state university of  
 13 17 science and technology research and development program.

Appropriates \$1,620,000 from the Surplus Account to EARDA for FY 1990 as a prepayment for up to 75% of the appropriations. This prepayment excludes the \$4.25 million allotment for the Biotechnology Research and Development Program. As the FY 1990 lottery revenue becomes available, the prepayment will be repaid.

VETOED: The Governor vetoed a portion of this Subsection since it would reallocate repayments according to the provisions in Section 16, Subsection 1, which he had already vetoed.

PG LN	Senate File 2433	Explanation
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13 18 Prepayments made under this subsection shall be repaid as the  
 13 19 fiscal year beginning July 1, 1989, allocations to these  
 13 20 programs become available. The repayments shall be reallocated **VETOED**  
 13 21 as provided in subsection 1.

13 22 Sec. 17.  
 13 23 Moneys in the international network on trade fund created  
 13 24 within the state treasury are appropriated and shall be  
 13 25 transferred to the international network on trade fund created  
 13 26 by the board of directors of INTERNET.

Requires moneys in the INTERNET Fund in the State Treasury to be appropriated and transferred to the INTERNET Fund created by the Board of Directors.

13 27 Sec. 18.  
 13 28 This Act, being deemed of immediate importance, is  
 13 29 effective upon enactment.  
 13 30 SF 2433  
 13 31 mg/cc/26

This Act becomes effective upon enactment

**EXECUTIVE SUMMARY**

**HEALTH AND SAFETY CAPITAL PROJECTS FUNDING BILL**

HEALTH AND SAFETY CAPITAL  
IMPROVEMENT FUND CREATED

• Creates the Health and Safety Capital Improvement Fund (Page 1, Line 1)

LIST OF PROJECTS TO BE FUNDED

• **Requires** the Department of Management (DOM) to prepare a list of health and safety capital projects to be funded. The **DOM** is to take the recommendations of the Legislative Capital Project Committee into consideration when preparing the list. (Page 1, Line 25)

BONDING FOR PROJECTS PERMITTED

• Permits the DOM to finance the projects by the issuance of bonds payable solely from the proceeds of the Health and Safety Capital Improvement Fund. (Page 1, Line 33)

BONDING ENABLING LANGUAGE

• Provides for the Treasurer of State to issue bonds and notes for purposes of funding eligible capital improvement projects with moneys in the Health and Safety Capital Improvement Fund. (Page 2, Line 6)

PERIOD FOR WHICH NEW PROJECTS MAY  
BE OBLIGATED

• Establishes funding for new health and safety capital improvements with moneys contained in the Health and Safety Capital Improvement Fund for twenty fiscal years beginning with FY 1991 and ending with the close of FY 2009. (Page 5, Line 3)

LEGISLATIVE CAPITAL PROJECTS  
COMMITTEE TO RECOMMEND PROJECTS

• Requires the Legislative Capital Projects Committee to recommend to the **DOM** projects to be funded by the Health and Safety Capital Improvement Fund. (Page 5, Line 10)

GOVERNOR'S VETO

• The Governor vetoed this bill stating that agencies have already experienced significant cuts in their operations budget, that major maintenance and safety needs should be paid for through the regular budgeting process, and that some agencies are located in leased facilities and the landlords of those facilities are responsible for these expenses.

Senate File 2436 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
1	1	1	Adds	Sec. 8.7	Health & Safety Capital Improvement Fund
4	23	i	Notwithstanding	Sec. 8.33	Non-Reversion of Funds
5	10	2	Adds	Sec. 2.47A(1)(f) Code Supplement 1989	Capital Projects Committee Recommendations

1 1 Section 1. NEW SECTION. 8.7 HEALTH AND SAFETY CAPITAL  
1 2 IMPROVEMENT FUND.

1 3 1. A health and safety capital improvement fund is created  
1 4 in the office of the treasurer of state. The fund shall  
1 5 consist of the moneys transferred to the fund by the director  
1 6 of revenue and finance on July 1 of each year equal to one-  
1 7 half of one percent of all annual appropriations for  
1 8 operations from the general fund of the state, made by the  
1 9 general assembly to the state departments or state agencies  
1 10 within the executive branch of state government. An  
1 11 appropriation for operations does not include a grant-in-aid,  
1 12 standing appropriation, capital appropriation, and does not  
1 13 include an appropriation made to an institution under the  
1 14 jurisdiction of the state board of regents. The proceeds of  
1 15 the fund shall be used to fund health and safety capital  
1 16 improvements. On January 15 of each year, if the governor has  
1 17 not approved sufficient projects to use all of the money  
1 18 transferred to the fund for that fiscal year, the money in  
1 19 excess of the money needed for projects approved by the  
1 20 governor for that year or prior years shall be apportioned to  
1 21 the state departments and state agencies from which the money  
1 22 was transferred subject to approval of the governor.

1 23 Notwithstanding section 8.33, any balance remaining in the  
1 24 fund at the end of a fiscal year shall remain in the fund.

1 25 2. Before July 1 of each year, the director of the  
1 26 department of management shall prepare a list of health and  
1 27 safety capital improvements to be funded from the health and  
1 28 safety capital improvement fund during the succeeding fiscal  
1 29 year. In preparing the list, the director shall consider the  
1 30 recommendations of the legislative capital-projects committee.  
1 31 The projects to be funded each year from the fund shall be  
1 32 approved by the governor.

1 33 3. The director of the department of management may  
1 34 finance the completion of health and safety capital  
1 35 improvements under this section by the issuance of bonds, the  
2 1 principal and interest of which shall be paid only from the

CODE: Creates the Health and Safety Capital Improvement Fund in the State Treasurer's Office. Provides a source of revenues for the Fund and a timeframe for expenditure and reversion of moneys transferred to the Fund.

DETAIL: Moneys transferred to the Health and Safety Capital Improvement Fund consist of 0.5% of all annual appropriations for operations made from the General Fund to executive branch departments or agencies. An appropriation for operations does not include a grant-in-aid, standing appropriation, capital appropriation, and does not include an appropriation made to an institution under the jurisdiction of the State Board of Regents. On January 15 of each year, if the Governor has not approved sufficient projects to use all the money transferred to the Fund that year, the remaining moneys shall be apportioned back to the departments and agencies.

Provides that unexpended funds not revert at the end of the fiscal year in which appropriated.

Requires the Department of Management (DOM) to prepare a list of health and safety capital improvements to be funded by the Health and Safety Capital Improvement Fund. DOM shall consider the recommendations of the Legislative Capital Projects Committee when preparing the list.

With the Governor's approval, DOM may finance the projects by the issuance of bonds payable solely from the proceeds of the Health and Safety Capital Improvement Fund.

2 2 proceeds of the health and safety capital improvement fund.  
 2 3 The bonds or other evidences of indebtedness shall be issued  
 2 4 by the treasurer of state only at the request of the director  
 2 5 and upon approval by the governor.

2 6 4. If requested and approved as provided in subsection 3,  
 2 7 the treasurer of state shall issue bonds and notes for the  
 2 8 purpose of funding the health and safety capital improvement  
 2 9 fund created under this section and for the purpose of  
 2 10 refunding any of its bonds or notes issued for purposes of  
 2 11 funding health and safety capital improvements under this  
 2 12 section.

2 13 5. The treasurer of state may enter into one or more loan  
 2 14 or purchase agreements with one or more bondholders or  
 2 15 noteholders containing the terms and conditions of the  
 2 16 repayment of and the security for the bonds or notes. The  
 2 17 treasurer of state and the bondholders or noteholders or a  
 2 18 trustee agent designated by the treasurer of state may enter  
 2 19 into agreements to provide for any of the following:  
 2 20 a. That the proceeds of the bonds and notes and the  
 2 21 investments of the proceeds may be received, held, and  
 2 22 disbursed by the treasurer of state or by a trustee or agent  
 2 23 designated by the treasurer of state.  
 2 24 b. That the bondholders or noteholders or a trustee or  
 2 25 agent designated by the treasurer of state may collect,  
 2 26 invest, and apply the amount payable under the loan or  
 2 27 purchase agreements or any other instruments securing the debt  
 2 28 obligations under the loan or purchase agreements.  
 2 29 c. That the bondholders or noteholders may enforce the  
 2 30 remedies provided in the loan or purchase agreements or other  
 2 31 instruments on their own behalf without the appointment or  
 2 32 designation of a trustee. If there is a default in the  
 2 33 payment of principal of or interest on the bonds or notes or  
 2 34 in the performance of any other term contained in the loan or  
 2 35 purchase agreements or other instruments, the payment or  
 3 1 performance may be enforced in accordance with the loan or  
 3 2 purchase agreements or other instruments.  
 3 3 d. Other terms and conditions as deemed necessary or  
 3 4 appropriate by the treasurer of state.

Requires the Treasurer of State, if requested by the Governor, to issue bonds and notes for the purpose of funding the Health and Safety Capital Improvement Fund.

Permits the Treasurer of State to enter into one or more loan or purchase agreements with one or more bondholders or noteholders.

<p>3 5 6. The treasurer of state shall provide in the resolution,  3 6 trust agreement, or other instrument authorizing the issuance  3 7 of its bonds or notes pursuant to this section that the  3 8 principal of, and premium and interest on the bonds or notes  3 9 are payable solely out of the pledged receipts in the health  3 10 and safety capital improvement fund as designated in the  3 11 resolution, trust agreement, or other instrument authorizing  3 12 the <b>issuance</b> of the <b>bonds or</b> notes. Except for moneys  3 13 credited to the fund as provided in subsection 1, the state  3 14 shall not appropriate moneys, directly or indirectly, to the  3 15 treasurer of state for the payment of the bonds, notes, or  3 16 obligations issued under this section.</p> <p>3 17 7. The treasurer of state may establish reserve funds to  3 18 secure one or more issues of its bonds or notes under this  3 19 section. The treasurer of state may deposit in a reserve fund  3 20 established under this subsection proceeds from the sale of  3 21 its bonds or notes and other moneys which are made available  3 22 from any other source.</p> <p>3 23 8. It is the intent of the general assembly that a pledge  3 24 made in respect of bonds or notes shall be valid and binding  3 25 from the time the pledge is made, that the moneys so pledged  3 26 and received after the pledge by the treasurer of state shall  3 27 immediately be subject to the lien of the pledge without  3 28 physical delivery or further act, and that the lien of the  3 29 pledge shall be valid and binding as against all parties  3 30 having claims of any kind in tort, contract, or otherwise  3 31 against the treasurer of state, whether or not the parties  3 32 have notice of the lien. The resolution, trust agreement, or  3 33 any other instrument by which a pledge is created does not  3 34 need to be recorded or filed under the uniform commercial  3 35 code, chapter 554, to be valid, binding, or effective against  4 1 the parties.</p> <p>4 2 9. Neither the treasurer of state nor persons executing  4 3 the bonds or notes are liable personally on the bonds or notes  4 4 or are subject to personal liability or accountability by  4 5 reason of the issuance of the bonds or notes.</p> <p>4 6 10. The bonds or notes issued by the treasurer of state</p>	<p>Requires the Treasurer of State to pay the principal, premium and interest on the bonds and notes solely out of the pledged receipts in the Health and Safety Capital Improvement Fund. Also stipulates that the State is not to appropriate moneys to the Treasurer of State for payment of bonds, notes, or obligations except those moneys credited to the Fund under Subsection 1.</p> <p>Permits the Treasurer of State to establish reserve funds to secure one or more issues of its bonds or notes under this Section.</p> <p>Provides that a pledge made in respect of bonds or notes shall be valid and binding from the time the pledge is made, that the pledged moneys shall be subject to the lien of the pledge without physical delivery or further act, and that the lien of the pledge shall be valid and binding.</p> <p>Provides that neither the Treasurer of State nor persons executing the bonds or notes are liable personally on the bonds or notes.</p> <p>Provides that bonds or notes are not an indebtedness</p>
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4 7 are not an indebtedness or other liability of the state or of  
 4 8 a political subdivision of the state within the meaning of any  
 4 9 constitutional or statutory debt limitations but are special  
 4 10 obligations of the health and safety capital improvement fund,  
 4 11 and are payable solely out of pledged receipts to the fund to  
 4 12 the extent that the pledged receipts are designated in the  
 4 13 resolution, trust agreement, or other instrument of the  
 4 14 treasurer of state authorizing the issuance of the bonds or  
 4 15 notes as being available as security for the bonds or notes.  
 4 16 The treasurer of state shall not pledge the faith or credit of  
 4 17 the state or of a political subdivision of the state to the  
 4 18 payment of any bonds or notes. The issuance of any bonds or  
 4 19 notes by the treasurer of state does not directly, indirectly,  
 4 20 or contingently obligate the state or a political subdivision  
 4 21 of the state to apply moneys from, or to levy or pledge any  
 4 22 form of taxation whatever, to the payment of the bonds or  
 4 23 notes.

or other liability of the State or of a political subdivision of the State within the meaning of any constitutional or statutory debt limitations but are special obligations of the Health and Safety Capital Improvement Fund. The Treasurer of State shall not pledge the faith or credit of the State or of a political subdivision of the State to the payment of any bonds or notes.

4 24 11. The state pledges to and agrees with the holders of  
 4 25 bonds or notes issued pursuant to this section, that the state  
 4 26 will not limit or alter the rights and powers vested in the  
 4 27 treasurer of state or the director of revenue and finance to  
 4 28 fulfill the terms of a contract made by the treasurer of state  
 4 29 with respect to the bonds or notes, or in any way impair the  
 4 30 rights and remedies of the holders until the bonds or notes,  
 4 31 with the interest on the bonds or notes, including interest on  
 4 32 unpaid installments of interest, and all costs and expenses in  
 4 33 connection with an action or proceeding by or on behalf of the  
 4 34 holders, are fully met and discharged. The treasurer of state  
 4 35 is authorized to include this pledge and agreement of the  
 5 1 state, as it refers to holders of bonds or notes of the  
 5 2 authority, in a contract with the holders.

Provides that the State will not limit or alter the rights and powers vested in the Treasurer of State or the Director of the Department of Revenue and Finance to fulfill the terms of a contract made by the Treasurer of State with respect to bonds or notes. The Treasurer of State is authorized to include this pledge and agreement, as it refers to holders of bonds or notes of the authority, in a contract with the holders.

5 3 12. This section applies for twenty fiscal years beginning  
 5 4 with the fiscal year beginning July 1, 1990, and ending with  
 5 5 the close of the fiscal year beginning July 1, 2009. However,  
 5 6 the director of revenue and finance shall continue to transfer  
 5 7 moneys to the health and safety capital improvement fund as  
 5 8 provided in this section until all obligations incurred by the  
 5 9 fund are paid in full.

Provides that Section ? applies for twenty fiscal years beginning with FY 1991 and ending with the closing of FY 2009, except that moneys shall continue to be transferred to the Health and Safety Capital Improvement Fund until all obligations incurred during this time period are paid.



5 10 Sec. 2. Section **2.47A**, subsection 1, Code Supplement **1989**,  
5 11 is amended by adding the following new paragraph:  
5 12 NEW PARAGRAPH. f. Recommend to the director of the  
5 13 department of management a list of health and safety capital  
5 14 improvements to be funded pursuant to section 8.7.

Requires the Legislative Capital Projects Committee  
to recommend to the DOM projects to be funded by the  
Health and Safety Capital improvement Fund.

5 15 Sec. 3. EFFECTIVE DATE.  
5 16 This Act, being deemed of immediate importance, takes  
5 17 effect upon enactment.  
5 18 SF 2436  
5 19 tj/cc/26

Effective upon enactment.

## EXECUTIVESUMMARY RETIREMENT SYSTEMS BILL

## HOUSE FILE 2543

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

#### CHAPTER 97A -- PEACE OFFICERS' RETIREMENT SYSTEM

- Reduces vesting from fifteen to four years. (Page 1, Line **23**; Page 9, Line 25)
- Incrementally increases retirement allowance by **2%** annually to 60% of average final compensation. (Page 2, Line **3**)
- Provides credit for up to eight additional years of service beyond **22** years and before age 55. (Page 2, Line **20**)
- Reduces accidental disability retirement allowance for future retirees from 66.6% of average final compensation to 60%. (Page 3, Line 8)
- Sets pension for surviving spouse who elected to receive a pension at 40% of member's average final compensation. (Page 3, Line 35)
- Increases the escalators for persons already retired and for future retirees receiving an ordinary disability pension. (Page 4, Line 9)
- Sets the State's minimum contribution rate at 17% of earnable compensation. (Page 6, Line 7)
- Requires system to be financially sound by end of FY 1996. (Page 6, Line **35**)
- Phases in increases to employee contribution rate to 9.1% by FY 1996. (Page 7, Line **12**; Page 8, Line **12**)
- Permits withdrawal of contributions. (Page 9, Line **31**)

#### CHAPTER 976 -- IOWA PUBLIC EMPLOYEES RETIREMENT SYSTEM

- Defines Legislators' wages to include daily expense allowance **up** to the amount established for Legislators from Polk County. Will be included in Iowa Public Employees Retirement System (IPERS) covered wages. (Page 10, Line **23**)
- Incrementally increases maximum covered wage to \$55,000 (in \$3,000 annual increments). (Page 11, Line 17)

## EXECUTIVE SUMMARY RETIREMENT SYSTEMS BILL

HOUSE FILE 2543

### CREATES CHAPTER 97D STATING THE GOALS FOR FUTURE CHANGES

- Permits vocational technical schools, community colleges and Regents employees to elect coverage under an alternative retirement system, such as TIAA-CREF. (Page 12, Line 19; Page 13, Line 30; Page 31, Line 5)
- Incrementally increases, at the rate of 2% annually, the maximum pension allowance from 50% to 60% of the three-year average covered wage. (Page 17, Line 19)
- Increases retirement dividends to retired IPERS members. (Page 18, Line 20)
- Incrementally increases sheriffs and deputy sheriffs' retirement allowance from 50% to 60% of three-year average covered wage. (Page 20, Line 9)
- Expands definition of correctional officer under the protection occupations class. (Page 22, Line 23)
- Eases buy-back restrictions. (Page 27, Line 13) Allows persons to buy back years of service under other public retirement systems. (Page 25, Line 32) **Allows** veterans *to* buy back up to four years of military service if they do not receive a military retirement. (Page 28, Line 6)
- Costs for enhancements are to be paid from the surplus in the IPERS Trust Fund. Contribution rates are not to increase.
- Benefit enhancements that provide the greatest good to the greatest number of employees are to be selected. (Page 29, Line 11)
- Correct existing inequities among existing systems. (Page 29, Line 14)
- Enhance attraction and retention of quality employees in public service. (Page 29, Line 17)
- Avoid further early retirement incentives providing full benefits. (Page 29, Line 19)
- Avoid disproportionate benefits enhancements which exacerbate inequities among the retirement systems. (Page 29, Line 21)
- Greater portability between systems. (Page 29, Line 30)
- Provide actuarial estimates of future recommendations for change in the systems. (Page 30, Line 1)

## EXECUTIVE SUMMARY RETIREMENT SYSTEMS BILL

## HOUSE FILE 2543

### CHAPTER 45 5 -- LOCAL FIRE AND POLICE RETIREMENT SYSTEMS

- Hold a referendum on newly hired peace officers, police officers, and fire fighters becoming members of IPERS. (Page 30, Line 12)
- Creates a single unified system from the local fire and police retirement systems. (Page 32, Line 13) There is a one-year transition period. (Page 59, Line 13) Cities are to pay own current liabilities. Financially sound local systems are not to subsidize other systems. (Page 61, Line 26)
- Changes vesting from fifteen to four years. (Page 40, Line 28)
- Incrementally increases retirement allowance 2% annually from 50% to 60% of average final compensation. (Page 41, Line 8)
- Provides credit for up to eight additional years of service beyond 22 years and before age 55. (Page 41, Line 26)
- Reduces accidental disability retirement from 66.6% to 60% of average final compensation for future retirees. (Page 43, Line 21)
- Surviving spouse who elected to receive pension benefits prior to FY 1987 will receive 40% of member's average final compensation. (Page 45, Line 5)
- Escalator increases for already retired persons and for future retirees on ordinary disability with five or more years of service. (Page 46, Line 13)
- Sets a minimum contribution rate for cities at 17%. (Page 51, Line 6) Employees contribution rates incrementally increase to 9.1% minimum. Additional benefits enhancements by future Legislatures to be paid from employee contribution rates which may increase to 11.3%. If further increases are necessary, the additional costs will be split 60% to the employers and 40% to the employees. (Page 52, Line 20; Page 54, Line 25) The standing unlimited General Fund appropriation continues to pay only for those benefits in place prior to enactment of this bill. (Page 58, Line 15)
- Requires the Legislative Council to have an actuarial study of possible courses of action for peace officers, police officers, and fire fighters covered under Chapters 97A and 411. (Page 63, Line 16)
- Requires IPERS to study feasibility of a supplemental retirement plan funded by members' contributions. (Page 64, Line 22)

### STUDIES AND INTENT LANGUAGE

House File 2543 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
1	1	1	Amends	Sec. 97A.4	Rounds Years of Service to Full Year.
1	12	2	Amends	Sec. 97A.5(8)	Disability Rating to be Included in Medical Report
1	23	3	Amends	Sec. 97A.6(1)(b)	Vesting at Four Years
2	3	4	Amends	Sec. 97A.6(2)	Allowance on Service Retirement and Credit for Additional Years of Service
3	8	5	Amends	Sec. 97A.6(6)	Reduces Accidental Disability Pension
3	20	6	Amends	Sec. 97A.6(8)(a)	Death Benefit Changed to Match Four-Year Vesting
3	35	7	Adds	Sec. 97A.6(8)(b)	Surviving Spouse Benefits
4	9	8	Amends	Sec. 97A.6(14)(a)(1,2,3)	increase Pension Escalator
5	1	9	Adds	Sec. 97A.6(15)	Remarriage of Surviving Spouse
5	9	10	Adds	Sec. 97A.6A	Optional Retirement Benefits
6	7	11	Amends	Sec. 97A.8(1)(b,c,f)	Contribution Rates
8	12	12	Adds	Sec. 97A.8(1)(h)	Shortens Phase-in of Higher Employee Contributions by Age
9	25	13	Amends	Sec. 97A.15(2)(g)	Definition of Vested
9	31	14	Adds	Sec. 97A.16	Withdrawal of Contributions
10	8	15	Amends	Sec. 978.15	Technical Change
10	23	16	Amends	Sec. 97B.41(1)(a)	Adds Legislators' Per Diem as Covered Wages.
11	4	17	Amends	Sec. 97B.41(1)(b)(9)	Technical Change
11	10	18	Adds	Sec. 97B.41(1)(b)(10, 11)	Incremental increase from \$2,000 to \$3,000
11	35	19	Amends	Sec. 97B.41(3)(b)(1)	Coverage of Elective Officials
12	19	20	Adds	Sec. 97B.41(3)(b)(15)	Alternative Retirement System for Regents Employees

Page #	Line #	Bill Section	Action	Code Section Changed	Description
12	<sup>4</sup> <b>26</b>	21	Amends	Sec. 97B.41(10)	Defines Vested Member
13	<b>15</b>	22	Amends	Sec. 978.41(15)	Credit Computation
13	<b>28</b>	23	Deletes	Sec. 97B.41(21)	Moves Definitions
13	<b>30</b>	<b>24</b>	Adds	Sec. 978.42	Alternative Retirement System Optional for Voc. Tech. and Community College Employees
14	29	25	Amends	Sec. 978.43	Technical Changes
16	13	26	Amends	Sec. 97B.48(1)	Lump Sum Annual Payment
16	22	27	Amends	Sec. 97B.48(3)	Maximum Earnings
17	19	28	Amends	Sec. 97B.49(5)	Increase Pension Allowance to 60% of Three-Year Average Retirement Dividend
18	20	29	Amends	Sec. 97B.49(13)(a & b)	\$25 Minimum Dividend
19	5	30	Amends	Sec. 97B.49(13)(c)	Retirement Dividend
19	11	31	Adds	Sec. 97B.49(13)(d)	Calculation of Monthly Benefit with Increases
19	23	32	Amends	Sec. 97B.49(15)	Increases Protection Occup. Retirement Benefit to 60% of Three-Year Average of Covered Wage
20	9	33	Amends	Sec. 97B.49(16)(a,b,c,)	Expands Definition of Correctional Officer
22	23	34	Amends	Sec. 97B.49(16)(d)(3)	Service Prior to Formation of DOT Included in Years of Service as Peace Officer
22	34	35	Adds	Sec. 97B.49(16)(d)(7)	Road Use Tax Fund and Primary Road Fund to Pay for Added Benefits for Weight Officers
23	11	<b>36</b>	Adds	Sec. 97B.49(16)(k)	Social Security Act and U.S. Railroad Retirement Act Consistency
23	21	37	Amends	Sec. 97B.50(2)	Interest on Death Benefit
25	10	<b>38</b>	Amends	Sec. 97B.52(3)	Dept. of Personnel to Notify Terminating Members of Options
25	24	39	Adds	Sec. 97B.53A	Buy-Back of Years of Service from Other Public Retirement Systems
25	32	<b>40</b>	Amends	Sec. 978.73	

Page #	Line #	Bill Section	Action	Code Section Changed	Description
27	13	41	Amends	Sec. 978.74	Buy-Back of Previous Years of Service After Withdrawal of Contribution
28	6	42	Amends	Sec. 978.80	Veteran's Credit Buy-Back
29	2	43	Adds	Sec. 97D.1	Goals for Future Changes
30	1	44	Adds	Sec. 97D.2	Analysis of Cost of Proposed Changes
30	12	45	Adds	Sec. 970.3	Newly Hired Peace Officers, Police Officers and Fire Fighters Referendum
31	5	46	Adds	Sec. 280A.23(15 & 16)	Alternative Retirement Systems for Voc. Tech. and Community College Employees
32	5	47	Amends	Sec. 410.6	Retired Police and Fire Fighters' Escalator to 60%
32	13	48	Amends	Sec. 411.1(1,4,5,14,16,17,18)	Creation of Statewide Police and Fire Fighters Retirement System
33	15	49	Amends	Sec. 411.2	Specifies Which Cities Must Have Retirement Systems
34	22	50	Amends	Sec. 411.3(1)	Language to be Consistent with a Statewide Police and Fire Fighters Retirement Sys.
35	4	51	Amends	Sec. 411.4	Definition of Creditable Service
35	20	52	Amends	Sec. 411.5	Statewide Administration of the Retirement System
40	13	53	Amends	Sec. 411.6(1)	Language Change for a Statewide System
40	28	54	Amends	Sec. 411.6(1)(b)	Four Year Vesting
41	8	55	Amends	Sec. 411.6(2)(a,b,c & d)	Increments Retirement Allowance to 60% of Average Final Compensation and Establishes Credit for Additional Years of Service Beyond 22 Years
42	14	56	Amends	Sec. 411.6(3)	Language Changes for a Statewide System
42	28	57	Amends	Sec. 411.6(5)	Language Changes for a

Page #	Line #	Bill Section	Action	Code Section Changed	Description
43	21	58	Amends	Sec. 41 .6(6)	Statewide System Reduces Accidental Disability Pension to 60% of Average Final Compensation
43	33	59	Amends	Sec. 41 .6(7)	Language Change for a Statewide System
44	17	60	Amends	Sec. 41 .6(7)(aj)	Language Change for a Statewide System
44	25	61	Amends	Sec. 41 .6(8)(a)	Death Benefit with Four Year Vesting
45	5	62	Adds	Sec. 41 .6(8)(b)	Pension Benefits for Surviving Spouse
45	14	63	Amends	Sec. 41 .6(8)(c)	Language Change for a Statewide Svstem
45	29	64	Amends	Sec. 411.6(9)	Language Change for a Statewide System
46	13	65	Amends	Sec. 4.11.6(12)(a)	Pension Escalator Increase
47	5	66	Adds	Sec. 4 11.6(13)	Surviving Spouse Remarriage
47	13	67	Adds	Sec. 411.6A	Optional Retirement Benefits
48	11	68	Amends	Sec. 411.7	Management of Funds by the Statewide System
50	13	69	Amends	Sec. 4 11.8(1)	Creates the Retirement Fund for the Statewide System
50	22	70	Amends	Sec. 411.8(1)	Contributions are Accumulated in the Statewide Retirement System Fund
51	6	71	Amends	Sec. 411.8(1)(b)	Contribution Rates
52	2	72	Amends	Sec. 411.8(1)(c,d,e)	Payments to the Fund
52	20	73	Amends	Sec. 4 11.8(1)(f)	Increases Member Contribution Rates
54	10	74	Amends	Sec. 4 11.8(1)(g)	Language Change for a Statewide System
54	25	75	Adds	Sec. 4 11.8(1)	Phase-in of Increased Member Contributions According to Age
56	11	76	Deletes	Sec. 411.8(2)	Eliminates the Pension Reserve Fund
56	13	77	Amends	Sec. 411.8(3)	Statewide System Budget
56	27	78	Amends	Sec. 411.11	Language Change for a



Page #	Line #	Bill Section	Action	Code Section Changed	Description
57	10	79	Amends	Sec. 411.12	Statewide System Language Change for a Statewide System with Only One Fund (Guaranty)
57	21	80	Amends	Sec. 411.13 Code Supplement 1989	Language Change for a Statewide System (Exemption from Execution)
57	33	81	Amends	Sec. 411.14	Language Change for a Statewide System (Protection Against Fraud)
58	15	82	Amends	Sec. 411.20	State Appropriation
58	30	83	Amends	Sec. 411.21(2)(g)	Definition of Vesting at Four Years
59	1	84	Adds	Sec. 411.23	Withdrawal of Contributions
59	13	85	Adds	Sec. 411.35	Establishment of a Statewide <b>System--Termination of City Systems</b>
59	28	86	Adds	Sec. 411.36	Board of Trustees for the Statewide System
60	33	87	Adds	Sec. 411.37	Board of Trustees Responsible for Transition
61	26	88	Adds	Sec. 411.38	Obligations of Participating Cities
62	11	89	Nwthstnd	Sec. 411.36(2)	Staggered Terms for Initial Board of Trustees
63	14	90	Deletes	Sec. 411.18 & 411.19	Repeals Transfer Authority
65	7	93	Amends	Sec. 97D	Transfer of Section

1 1 Section 1. Section 97A.4, unnumbered paragraph 1, Code  
 1 2 1989, is amended to read as follows:  
 1 3 ~~The board of trustees shall fix and determine by proper~~  
 1 4 ~~rules how much service in any year shall be~~ Service for fewer  
 1 5 than six months of a year is not creditable as service.  
 1 6 Service of six months or more of a year is equivalent to one  
 1 7 year of service, but in no case shall more than one year of  
 1 8 service be creditable for all service in one calendar year,  
 1 9 nor shall the board of trustees allow credit as service for  
 1 10 any period of more than one month duration during which the  
 1 11 member was absent without pay.

CODE: Removes the requirement that the Board of Trustees set rules to determine years of service and requires rounding to nearest full year.

1 12 Sec. 2. Section 97A.5, subsection 8, Code 1989, is amended  
 1 13 to read as follows:  
 1 14 8. **MEDICAL BOARD.** The board of trustees shall designate a  
 1 15 medical board to be composed of three physicians who shall  
 1 16 arrange for and pass upon the medical examinations required  
 1 17 under the provisions of this chapter and shall report in  
 1 18 writing to the board of trustees, its conclusions and  
 1 19 recommendations upon all matters duly referred to it. Each  
 1 20 report of a medical examination under section 97A.6,  
 1 21 subsections 3 and 5, shall include the medical board's rating  
 1 22 as to the extent of the member's physical impairment.

CODE: Adds requirement that medical examination reports include a rating of the extent of a member's disability.

1 23 Sec. 3. Section 97A.6, subsection 1, paragraph b, Code  
 1 24 1989, is amended to read as follows:  
 1 25 b. **Any** member in service who has been a member of the  
 1 26 retirement system ~~fifteen four~~ or more years and whose  
 1 27 employment is terminated prior to the member's retirement,  
 1 28 other than by death or disability, shall upon attaining  
 1 29 retirement age, receive a service retirement allowance of  
 1 30 ~~fifteen four~~ twenty-seconds of the retirement allowance the  
 1 31 member would receive at retirement if the member's employment  
 1 32 had not been terminated, and an additional one twenty-second  
 1 33 of such retirement allowance for each additional year of  
 1 34 service not exceeding twenty-two years of service. The amount  
 1 35 of the retirement allowance shall be calculated in the manner  
 2 1 provided in this paragraph using the average final  
 2 2 compensation at the time of termination of employment.

CODE: Changes vesting from fifteen years to four years with a corresponding change to the prorating of retirement allowance.

2 3 Sec. 4. Section 97A.6, subsection 2, Code 1989, is amended  
2 4 to read as follows:

2 5 2. ALLOWANCE ON SERVICE RETIREMENT.

2 6 a. Upon retirement from service prior to July 1, 1990, a  
2 7 member shall receive a service retirement allowance which  
2 8 shall consist of a pension which ~~shall equal one-half~~ equals  
2 9 fifty percent of the member's average final compensation.

2 10 b. Upon retirement from service on or after July 1, 1990,  
2 11 but before July 1, 1992, a member shall receive a service  
2 12 retirement allowance which shall consist of a pension which  
2 13 equals fifty-four percent of the member's average final  
2 14 compensation.

2 15 c. Commencing July 1, 1992, the board of trustees shall  
2 16 increase the percentage multiplier of the member's average  
2 17 final compensation by an additional two percent each July 1  
2 18 until reaching sixty percent of the member's average final  
2 19 compensation.

2 20 d. Commencing July 1, 1990, if the member has completed  
2 21 more than twenty-two years of creditable service, the service  
2 22 retirement allowance shall consist of a pension which equals  
2 23 the amount provided in paragraphs b and c, plus an  
2 24 additional percentage as set forth below:

2 25 (1) For a member who terminates service, other than by  
2 26 death or disability, on or after July 1, 1990, but before July  
2 27 1, 1991, and who does not withdraw the member's contributions  
2 28 pursuant to section 97A.16, upon the member's retirement there  
2 29 shall be added three-tenths percent of the member's average  
2 30 final compensation for each year of service over twenty-two  
2 31 years, excluding years of service after the member's fifty-  
2 32 fif-th birthday. However, this subparagraph does not apply to  
2 33 more than eight additional years of service.

2 34 (2) For a member who terminates service, other than by  
2 35 death or disability, on or after July 1, 1991, and who does  
3 1 not withdraw the member's contributions pursuant to section  
3 2 97A.16, upon the member's retirement there shall be added six-  
3 3 tenths percent of the member's average final compensation for  
3 4 each year of service over twenty-two years, excluding years of  
3 5 service after the member's fifty-fifth birthday. However,  
3 6 this subparagraph does not apply to more than eight additional

CODE: Increases retirement allowance by 2% annually up to 60% of a member's average final compensation.

CODE: Provides additional 0.3% of covered wage for each year of service (up to 8 years) beyond 22 years and before age 55 for those who retire in FY 1991.

CODE: Provides additional 0.6% of covered wage for each year of service (up to 8 years) beyond 22 years and before age 55 for those who retire in FY 1992 and after.

3 7 years of service.

3 8 Sec. 5. Section 97A.6, subsection 6, Code 1989, is amended  
3 9 to read as follows:

3 10 **6. RETIREMENT AFTER ACCIDENT.**

3 11 a. Upon retirement for accidental disability prior to July  
3 12 1, 1990, a member shall receive an accidental disability  
3 13 retirement allowance which shall consist of a pension equal to  
3 14 sixty-six and two-thirds percent of the member's average final  
3 15 compensation.

3 16 b. Upon retirement for accidental disability on or after  
3 17 July 1, 1990, a member shall receive an accidental disability  
3 18 retirement allowance which shall consist of a pension equal to  
3 19 sixty percent of the member's average final compensation.

3 20 Sec. 6. Section 97A.6, subsection 8, paragraph a, Code  
3 21 1989, is amended to read as follows:

3 22 a. Upon the receipt of proof of the death of a member in  
3 23 service, or a member not in service who has completed ~~fifteen~~  
3 24 four or more years of service as provided in subsection 1,  
3 25 paragraph b, there shall be paid to the person designated by  
3 26 the member to the board of trustees ~~as~~ the member's  
3 27 beneficiary if the member has had one or more years of  
3 28 membership service and no pension is payable under subsection  
3 29 9, an amount equal to fifty percent of the Compensation earned  
3 30 by the member during the year immediately preceding the  
3 31 member's death if the member is in service, or an amount equal  
3 32 to fifty percent of the compensation earned by the member  
3 33 during the member's last year of service if the member is not  
3 34 in service.

3 35 Sec. 7. Section 97A.6, subsection 8, paragraph b, Code  
4 1 1989, is amended by adding the following new unnumbered  
4 2 paragraph:  
4 3 **NEW UNNUMBERED PARAGRAPH.** Notwithstanding section 97A.6,  
4 4 subsection 8, Code 1985, effective July 1, 1990, for a  
4 5 member's surviving spouse who, prior to July 1, 1986, elected  
4 6 to receive pension benefits under this paragraph, the monthly  
4 7 pension benefit shall be equal to one-twelfth of forty percent  
4 8 of the average final compensation of the member.

CODE: Reduces the pension for those retiring on accidental disability after July 1, 1990, from 66.6% to 60%. This corresponds with other retirement pension levels.

CODE: Changes the eligibility for death benefits from 15 years to four years to match vesting.

CODE: Sets pension benefits for surviving spouse who elected to receive pension at 40% of the member's final average compensation.

4 9 Sec. 8. Section 97A.6, subsection 14, paragraph a,  
 4 10 subparagraphs (1), (2), and (3), Code 1989, are amended to  
 4 11 read as follows:  
 4 12 (1) Twenty-five percent for members receiving a service  
 4 13 retirement allowance and for beneficiaries receiving a pension  
 4 14 under subsection 9 of this section. However, effective July  
 4 15 1, 1990, for members who retired before that date, thirty  
 4 16 percent shall be the applicable percentage for members and  
 4 17 beneficiaries under this subparagraph.

4 18 (2) ~~Twenty~~ Twenty-five percent for members with five or  
 4 19 more years of membership service who are receiving an ordinary  
 4 20 disability retirement allowance. ~~However, effective July 1,~~  
 4 21 ~~1984, for members who retired before July 1, 1979, and~~  
 4 22 ~~effective July 1, 1988, for members who retire on or after~~  
 4 23 ~~July 1, 1988, twenty five percent shall be used for members~~  
 4 24 ~~who are receiving an ordinary disability retirement allowance.~~  
 4 25 However, effective July 1, 1990, for members who retired  
 4 26 before that date, thirty percent shall be the applicable  
 4 27 percentage for members under this subparagraph.

4 28 (3) Twelve and one-half percent for members with less than  
 4 29 five years of membership service who are receiving an ordinary  
 4 30 disability retirement allowance, and for beneficiaries  
 4 31 receiving a pension under subsection 8 of this section.  
 4 32 However, effective July 1, 1990, for members who retired  
 4 33 before that date, fifteen percent shall be the applicable  
 4 34 percentage for members and beneficiaries under this  
 4 35 subparagraph.

5 1 Sec. 9. Section 97A.6, Code 1989, is amended by adding the  
 5 2 following new subsection:  
 5 3 NEW SUBSECTION. 15. REMARRIAGE OF SURVIVING SPOUSE  
 5 4 Effective July 1, 1990, for a member who died prior to July 1,  
 5 5 1988, if the member's surviving spouse remarried prior to July  
 5 6 1, 1988, the remarriage does not make the spouse ineligible  
 5 7 under subsection 8, paragraph c, subparagraphs (1) and (2),  
 5 8 to receive benefits under subsections 8, 9, 12, and 14.

5 9 Sec. 10. NEW SECTION. 97A.6A OPTIONAL RETIREMENT  
 5 10 BENEFITS.

CODE: Increases the percentage adjustment from 25% to 30% for those who retired before July 1, 1990. The adjustment will increase pensions by 30% of the difference between the retiree's pay scale at retirement and what his or her pay scale would be if still an active member.

CODE: Increases the percentage adjustment from 20% to 25% for members with five or more years of service receiving an ordinary disability pension. Increases the percentage adjustment from 20% to 30% for those who retired before the effective date of this bill.

CODE: Increases the percentage adjustment from 12.5% to 15% for members with less than five years of service receiving an ordinary disability pension and who retired before the effective date of this bill.

CODE: Allows the surviving spouse of a member who died prior to July 1, 1988, who remarried prior to July 1, 1988, to retain eligibility for benefits.

CODE: Allows member to select actuarially equivalent benefits similar to those offered by the Iowa Public

5 11 In lieu of the ~~retirement~~ benefits otherwise provided upon  
 5 12 service retirement for members of the system and the members'  
 5 13 beneficiaries, members may elect to receive an optional  
 5 14 retirement benefit during the member's lifetime and have the  
 5 15 optional retirement benefit, or a designated fraction of the  
 5 16 optional retirement benefit, continued and paid to the  
 5 17 member's beneficiary after the member's death and during the  
 5 18 lifetime of the beneficiary.

5 19 The member shall make the election request in writing to  
 5 20 the board of trustees at the time of the member's service  
 5 21 retirement. The election is subject to the approval of the  
 5 22 board of trustees. If the member is married, the election of  
 5 23 an option under this section requires the written  
 5 24 acknowledgement of the member's spouse.

5 25 A member's optional retirement benefits shall be the  
 5 26 actuarial equivalent of the amount of the retirement benefits  
 5 27 payable to the member and the member's beneficiaries under the  
 5 28 service retirement provisions of this chapter. The actuarial  
 5 29 equivalent shall be based on the mortality and interest  
 5 30 assumptions set out in section 97A.5.

5 31 If the member dies without a beneficiary prior to receipt  
 5 32 in benefits of an amount equal to the total amount remaining  
 5 33 to the member's credit at the time of separation from service,  
 5 34 the election is void.

5 35 If the member dies with a beneficiary and the beneficiary  
 6 1 subsequently dies prior to receipt in retirement benefits by  
 6 2 both the member and the beneficiary of an amount equal to the  
 6 3 total amount remaining to the member's credit at the time of  
 6 4 separation from service, the election remains valid.

6 5 For the purpose of this section, beneficiary means a  
 6 6 spouse, child, or a dependent parent.

6 7 **Sec. 11.** Section 97A.8, subsection 1, paragraphs b, c, and  
 6 8 f, Code 1989, are amended to read as follows:

6 9 b. On the basis of the rate of interest and of **such the**  
 6 10 mortality, interest, and other tables ~~as shall be~~ adopted by  
 6 11 the board of trustees, the state commissioner of insurance  
 6 12 shall make each valuation required by this chapter and shall  
 6 13 immediately after making such valuation, determine the normal  
 6 14 contribution rate. The normal contribution rate shall be the  
 6 15 rate percent of the earnable compensation of all members

Employees Retirement System (PERS).

CODE: Sets the State's minimum contribution rate at 17%.

NOTE: H.F. 2569 appropriates General Fund monies to the Department of Public Safety to pay for 2% of the State's contribution to the Peace Officers' Retirement System. The appropriated amounts are: \$53,115 to the Division of Criminal Investigation and the Bureau of Identification, \$20,837 to the Division

6 16 obtained by deducting from the total liabilities of the fund  
 6 17 the sum of the amount of the funds in hand to the credit of  
 6 18 the fund and dividing the remainder by one percent of the  
 6 19 present value of the prospective future compensation of all  
 6 20 members as computed on the basis of the rate of interest and  
 6 21 of mortality and service tables adopted by the board of  
 6 22 trustees, all reduced by the employee contribution made  
 6 23 pursuant to ~~paragraph f~~ of this subsection. However, the  
 6 24 normal rate of contribution shall not be less than seventeen  
 6 25 percent. The normal rate of contribution shall be determined  
 6 26 by the state commissioner of insurance after each valuation.  
 6 27 c. The total amount payable in each year to the pension  
 6 28 accumulation fund shall not be less than the rate percent  
 6 29 known as the normal contribution rate of the total  
 6 30 compensation earnable by all members during the year;  
 6 31 ~~provided, however, that. However,~~ the aggregate payment by  
 6 32 the state shall be sufficient when combined with the amount in  
 6 33 the fund to provide the pensions and other benefits payable  
 6 34 out of the fund during the then current year.

6 35 The system shall develop a financial plan for making the  
 7 1 system actuarially sound on or before June 30, 1996. The plan  
 7 2 shall be submitted to the general assembly on or before  
 7 3 January 1, 1991. As used in this paragraph, actuarially  
 7 4 sound means that the accrued assets equal the accrued  
 7 5 benefits.

7 6 Notwithstanding any other provision of this chapter,  
 7 7 beginning July 1, 1996, and each fiscal year thereafter, the  
 7 8 normal contribution rate shall be equivalent to the employer  
 7 9 contribution rate provided under section 411.8, subsection 1,  
 7 10 paragraph b, for the statewide fire and police retirement  
 7 11 system for the applicable fiscal year.

7 12 f. Except as otherwise provided in paragraph h:  
 7 13 (1) An amount equal to three and one-tenth percent of each  
 7 14 member's compensation from the earnable compensation of the  
 7 15 member shall be paid to the pension accumulation fund for the  
 7 16 fiscal year beginning July 1, 1989.  
 7 17 (2) An amount equal to four and one-tenth percent of each  
 7 18 member's compensation from the earnable compensation of the

of Narcotics, and \$7,641 to the Fire Marshall's Office.

H.F. 2569 appropriates \$3,207 from the funds paid to the State Racing and Gaming Commission to pay for 2% of the State's contribution to the Peace Officers' Retirement System for pari-mutuel law enforcement agents.

H.F. 2569 appropriates \$281,156 from the Road Use Tax Fund to the Department of Public Safety to pay for 2% of the State's contribution to the Peace Officers' Retirement System for the Division of Highway Safety and Uniformed Force.

CODE: Requires development of a plan to make the system financially sound by June 30, 1996.

CODE: Sets employer's contribution rate at same level as for cities under Chapter 411.8(1)(b).

CODE: Phases in increases to employee contribution rates reaching 9.1% by FY 1996. Beginning FY 1997, member's contribution rates will be the same as those for the Chapter 411 (Police and Fire Fighters Retirement Systems).

7 19 member shall be paid to the pension Accumulation fund for the  
 7 20 fiscal year beginning July 1, 1990.  
 7 21 (3) An amount equal to five and one-tenth percent of each  
 7 22 member's compensation from the earnable compensation of the  
 7 23 member shall be paid to the pension accumulation fund for the  
 7 24 fiscal year beginning July 1, 1991.  
 7 25 **(4) An amount equal to six and one-tenth percent of each**  
 7 26 **member's compensation from the earnable compensation of the**  
 7 27 **member shall be paid to the pension accumulation fund for the**  
 7 28 **fiscal year beginning July 1, 1992.**  
 7 29 (5) An amount equal to seven and one-tenth percent of each  
 7 30 member's compensation from the earnable compensation of the  
 7 31 member shall be paid to the pension accumulation fund for the  
 7 32 fiscal year beginning July 1, 1993.  
 7 33 (6) An amount equal to eight and one-tenth percent of each  
 7 34 member's compensation from the earnable compensation of the  
 7 35 member shall be paid to the pension accumulation fund for the  
 8 1 fiscal year beginning July 1, 1994.  
 8 2 (7) An amount equal to nine and one-tenth percent of each  
 8 3 member's compensation from the earnable compensation of the  
 8 4 member shall be paid to the pension accumulation fund for the  
 8 5 fiscal year beginning July 1, 1995.  
 8 6 (8) Notwithstanding any other provision of this chapter,  
 8 7 beginning July 1, 1996, and each fiscal year thereafter, the  
 8 8 member's contribution rate shall be equivalent to the member's  
 8 9 contribution rate provided under section 411.8, subsection 1,  
 8 10 paragraph f, for the statewide fire and police retirement  
 8 11 system for the applicable fiscal year.

8 12 Sec. 12. Section 97A.8, subsection 1, Code 1989, is  
 8 13 amended by adding the following new paragraph:  
 8 14 NEW PARAGRAPH. h. Notwithstanding the provisions of  
 8 15 paragraph f, the following transition percentages apply to  
 8 16 members' contributions as specified:  
 8 17 (1) For members who on July 1, 1990, have attained the age  
 8 18 of forty-nine years or more, an amount equal to nine and one-  
 8 19 tenth percent of each member's compensation from the earnable  
 8 20 compensation of the member shall be paid to the pension  
 8 21 accumulation fund for the fiscal year beginning July 1, 1990,  
 8 22 and each fiscal year thereafter.  
 8 23 (2) For members who on July 1, 1990, have attained the age

CODE: Ties the phase-in of higher employee contribution rates to age. Members age 49 and older begin paying 9.1% immediately. Contributions for other age groups are set so that employees pay 9.1% either by age 49 or beginning July 1, 1995.



8 24 of forty-eight years but have not attained the age of forty-  
 8 25 nine years, an amount equal to eight and one-tenth percent  
 8 26 shall be paid for the fiscal year beginning July 1, 1990, and  
 8 27 an amount equal to nine and one-tenth percent shall be paid  
 8 28 for the fiscal year beginning July 1, 1991, and each fiscal  
 8 29 year thereafter.

8 30 (3) For members who on July 1, 1990, have attained the age  
 8 31 of forty-seven years but have not attained the age of forty-  
 8 32 eight years, an amount equal to seven and one-tenth percent  
 8 33 shall be paid for the fiscal year beginning July 1, 1990, an  
 8 34 amount equal to eight and one-tenth percent shall be paid for  
 8 35 the fiscal year beginning July 1, 1991, and an amount equal to  
 9 1 nine and one-tenth percent shall be paid for the fiscal year  
 9 2 beginning July 1, 1992, and each fiscal year thereafter.

9 3 (4) For members who on July 1, 1990, have attained the age  
 9 4 of forty-six years but have not attained the age of forty-  
 9 5 seven years, an amount equal to six and one-tenth percent  
 9 6 shall be paid for the fiscal year beginning July 1, 1990, an  
 9 7 amount equal to seven and one-tenth percent shall be paid for  
 9 8 the fiscal year beginning July 1, 1991, an amount equal to  
 9 9 eight and one-tenth percent shall be paid for the fiscal year  
 9 10 beginning July 1, 1992, and an amount equal to nine and one-  
 9 11 tenth percent shall be paid for the fiscal year beginning July  
 9 12 1, 1993, and each fiscal year thereafter.

9 13 (5) For members who on July 1, 1990, have attained the age  
 9 14 of forty-five years but have not attained the age of forty-six  
 9 15 years, an amount equal to five and one-tenth percent shall be  
 9 16 paid for the fiscal year beginning July 1, 1990, an amount  
 9 17 equal to six and one-tenth percent shall be paid for the  
 9 18 fiscal year beginning July 1, 1991, an amount equal to seven  
 9 19 and one-tenth percent shall be paid for the fiscal year  
 9 20 beginning July 1, 1992, an amount equal to eight and one-tenth  
 9 21 percent shall be paid for the fiscal year beginning July 1,  
 9 22 1993, and an amount equal to nine and one-tenth percent shall  
 9 23 be paid for the fiscal year beginning July 1, 1994, and each  
 9 24 fiscal year thereafter.

9 25 Sec. 13. Section 97A.15, subsection 2, paragraph g, Code  
 9 26 1989, is amended to read as follows:  
 9 27 . g. Member who became vested and vested member mean a  
 9 28 member who has been a member of the retirement system ~~fifteen~~

Code: Changes the definition of vested member from  
 fifteen to four years.

9 29 ~~four~~ or more years and is entitled to benefits under this  
9 30 chapter.

9 31 **Sec. 14. NEW SECTION. 97A.16 WITHDRAWAL OF**  
9 32 **CONTRIBUTIONS.**

9 33 Commencing July 1, 1990, if an active member, in service on  
9 34 or after that date, terminates service, other than by death or  
9 35 disability, the member may elect to withdraw the member's  
10 1 contributions under section 97A.8, subsection 1, paragraphs  
10 2 f and h, together with interest thereon at a rate  
10 3 determined by the board of trustees. If a member withdraws  
10 4 contributions as provided in this section, the member shall be  
10 5 deemed to have waived all claims for other benefits from the  
10 6 system for the period of membership service for which the  
10 7 contributions are withdrawn.

CODE: Permits members who terminate service to withdraw their employee's contributions with interest.

10 8 **Sec. 15.** Section 978.15, Code 1989, is amended to read as  
10 9 follows:

10 10 978.15 **RULES.**

10 11 The department may **make adopt** rules under chapter 17A and  
10 12 establish procedures, not inconsistent with this chapter,  
10 13 which are necessary or appropriate to implement this chapter  
10 14 and shall adopt reasonable and proper rules to regulate and  
10 15 provide for the nature and extent of the proofs and evidence  
10 16 and the method of taking and furnishing the proofs and  
10 17 evidence in order to establish the right to benefits under  
10 18 this chapter. The department may adopt rules to conform the  
10 19 requirements for receipt of retirement benefits under this  
10 20 chapter to the mandates of applicable federal statutes and  
10 21 regulations ~~governing age discrimination or the taxation of~~  
10 22 ~~distributions.~~

CODE: Technical Change.

10 23 **Sec. 16.** Section 97B.41, subsection 1, paragraph a,  
10 24 unnumbered paragraph 2, Code 1989, is amended to read as  
10 25 follows:

10 26 Wages for a member of the general assembly means the total  
10 27 compensation received by a member of the general assembly,  
10 28 whether paid in the form of per diem or annual salary,  
10 29 exclusive of expense and travel allowances paid to a member of  
10 30 the general assembly except as otherwise provided in this  
10 31 paragraph. Wages includes per diem payments paid to members

CODE: Defines wages to include daily expense allowances up to the amount established for Legislators from Polk county.

10 32 of the general assembly during interim periods between  
 10 33 sessions of the general assembly. Wages also includes daily  
 10 34 allowances to members of the general assembly for nontravel  
 10 35 expenses of office during a session of the general assembly,  
 11 1 but does not include the portion of the daily allowance which  
 11 2 exceeds the maximum established by law for members from Polk  
 11 3 county.

11 4 Sec. 17. Section 978.41, subsection 1, paragraph b,  
 11 5 subparagraph (9). Code 1989, is amended by striking the  
 11 6 subparagraph and inserting in lieu thereof the following:  
 11 7 (9) For the calendar year beginning January 1, 1989, and  
 11 8 ending December 31, 1989, wages not in excess of twenty-six  
 11 9 thousand dollars.

CODE: Technical amendment to permit the change in Section 18 of this bill.

11 10 Sec. 18. Section 978.41, subsection 1, paragraph b, Code  
 11 11 1989, is amended by adding the following new subparagraphs  
 11 12 after subparagraph (9) and renumbering the subsequent  
 11 13 subparagraphs:  
 11 14 NEW SUBPARAGRAPH. (10) For the calendar year beginning  
 11 15 January 1, 1990, and ending December 31, 1990, wages not in  
 11 16 excess of twenty-eight thousand dollars.

CODE: Technical change to permit addition of new subparagraph 11.

11 17 NEW SUBPARAGRAPH. (11) Commencing January 1, 1991, for  
 11 18 each calendar year, the department shall increase the covered  
 11 19 wages limitation from the previous calendar year by three  
 11 20 thousand dollars if the annual actuarial valuation of the  
 11 21 assets and liabilities of the retirement system indicates that  
 11 22 the cost of the increase in covered wages can be absorbed  
 11 23 within the employer and employee contribution rates in effect  
 11 24 under section 978.11. However, covered wages shall not exceed  
 11 25 fifty-five thousand dollars for a calendar year.

CODE: Changes the incremental increase of covered wages from \$2,000 to \$3,000 and sets maximum covered wage at \$55,000. The incremental increases are to be reduced if an actuarial evaluation shows the increase cannot be absorbed within the current contribution rates.

11 26 If the annual actuarial valuation of the retirement system  
 11 27 in any year indicates that the cost of the increase provided  
 11 28 under this subparagraph and the increase in the monthly  
 11 29 benefit formula provided in section 978.49, subsection 5,  
 11 30 paragraph b, cannot be absorbed within the employer and  
 11 31 employee contribution rates in effect under section 97B.11,  
 11 32 the department shall reduce the increase provided in this  
 11 33 subparagraph by an amount sufficient to pay for the increase  
 11 34 in the benefit percent.

11 35 Sec. 19. Section 978.41, subsection 3, paragraph b,  
 12 1 subparagraph (1), Code 1989, is amended by striking the  
 12 2 subparagraph and inserting in lieu thereof the following:  
 12 3 (1) Elective officials in positions for which the  
 12 4 compensation is on a fee basis, elective officials of school  
 12 5 districts, elective officials of townships, and elective  
 12 6 officials of other political subdivisions who are in part-time  
 12 7 positions, unless the elective official makes an application  
 12 8 to the department to be covered under this chapter. An  
 12 9 elective official who made an application to the department to  
 12 10 be covered under this chapter may terminate membership under  
 12 11 this chapter by informing the department in writing of the  
 12 12 member's termination. A county attorney is an employee for  
 12 13 purposes of this chapter whether that county attorney is  
 12 14 employed on a full-time or part-time basis.  
 12 15 Graduate medical students while serving as interns or  
 12 16 resident doctors in training at any hospital, or county  
 12 17 medical examiners and deputy county medical examiners under  
 12 18 chapter 331, division V, part 8.

CODE: Permits elective officials to opt out of IPERS coverage.

12 19 Sec. 20. Section 978.41, subsection 3, paragraph b, Code  
 12 20 1989, is amended by adding the following new subparagraph:  
 12 21 **NEW SUBPARAGRAPH.** (15) Employees appointed by the state  
 12 22 board of regents who, at the discretion of the state board of  
 12 23 regents, elect coverage in a retirement system qualified by  
 12 24 the state board of regents that meets the criteria of section  
 12 25 97B.2.

CODE: Permits employees of the State Board of Regents to elect coverage under another qualified system.

12 26 Sec. 21. Section 978.41, subsection 10, Code 1989, is  
 12 27 amended to read as follows:  
 12 28 10. a. Vested member means a member who ~~terminated~~  
 12 29 ~~employment in accordance with one of the following paragraphs~~  
 12 30 meets one of the following requirements:  
 12 31 ~~a-~~ (1) Prior to July 1, 1965, ~~after having had~~ attained  
 12 32 the ~~age~~ of forty-eight and completed at least eight years of  
 12 33 service.  
 12 34 ~~b-~~ (2) Between July 1, 1965 and June 30, 1973, ~~after~~  
 12 35 ~~having had~~ completed at least eight years of service.  
 13 1 ~~c-~~ (3) On or after July 1, 1973, ~~after having has~~  
 13 2 completed at least four years of service.

CODE: Defines vested member, active vested member and inactive vested member.

13 3 ~~d. (4) After having~~ Has attained the age of fifty-five.  
 13 4 ~~e. (5)~~ On or after July 1, 1988, an inactive member who  
 13 5 had accumulated, as of the date of the member's last  
 13 6 termination of employment, years of membership service equal  
 13 7 to or exceeding the years of membership service specified in  
 13 8 this subsection for qualifying as a vested member on that date  
 13 9 of termination.  
 13 10 b. Active vested member means an active member who has  
 13 11 attained sufficient membership service to achieve vested  
 13 12 status.  
 13 13 c. Inactive vested member means an inactive member who  
 13 14 was a vested member at the time of termination of employment.

13 15 Sec. 22. Section 978.41, subsection 15, Code 1989, is  
 13 16 amended to read as follows:  
 13 17 15. Years of prior service means the total of all  
 13 18 periods of prior service of a member. ~~In the determination of~~  
 13 19 ~~such total years of prior service any fraction of the total in~~  
 13 20 ~~excess of an integral number of years which is at le~~  
 13 21 ~~months shall be deemed to be a complete year and any smaller~~  
 13 22 ~~fraction shall be disregarded.~~ In computing credit for prior  
 13 23 service, service of less than a full quarter shall be rounded  
 13 24 up to a full quarter. Where a member had prior service as a  
 13 25 teacher, a full year of service shall be granted that member  
 13 26 if the member had three quarters of service and a contract for  
 13 27 employment for the following school year.

13 28 Sec. 23. Section 978.41, subsection 21, Code 1989, is  
 13 29 amended by striking the subsection.

13 30 Sec. 24. Section 978.42, Code 1989, is amended by adding  
 13 31 the following new unnumbered paragraphs:  
 13 32 **NEW UNNUMBERED PARAGRAPH.** Notwithstanding any other  
 13 33 provision of this section, commencing July 1, 1994, a member  
 13 34 who is employed by an area vocational school or an area  
 13 35 community college may elect coverage under an alternative  
 14 1 retirement benefits system, which is issued by or through a  
 14 2 nonprofit corporation issuing retirement annuities exclusively  
 14 3 to educational institutions and their employees, in lieu of  
 14 4 continuing or commencing contributions to the Iowa public

CODE: Changes the calculation of years of service. The calculation is to be done by quarter rather than rounding to the whole year. Service in any portion of a quarter is counted as a whole quarter. Teachers receive full year of service for the years in which they have three quarters credit and a teaching contract for the next year.

CODE: Moves definitions to another section of the Code of Iowa.

CODE: Permits vocational-technical school and community college employees to switch to another retirement system, such as TIAA-CREF. They may not withdraw their IPERS contributions prior to retirement or termination of employment. New-hires may elect IPERS or an alternative retirement system.

14 5 employees' retirement system, if the board of directors of the  
 14 6 area vocational school ~~or~~ area community college has approved  
 14 7 the alternative system pursuant to section **280A.23**. However,  
 14 8 a vested member who elects to participate in the alternative  
 14 9 benefits system does not have a right to withdraw funds from  
 14 10 the member's Iowa public employees' retirement system account  
 14 11 prior to retirement or termination of covered employment. The  
 14 12 department shall cooperate with the boards of directors of the  
 14 13 area vocational schools and area community colleges to  
 14 14 facilitate the implementation of this unnumbered paragraph.  
 14 15 NEW UNNUMBERED PARAGRAPH. Notwithstanding any other  
 14 16 provision of this section, a person newly entering employment  
 14 17 with an area vocational school or area community college on or  
 14 18 after the effective date of this Act may elect coverage under  
 14 19 an alternative retirement benefits system, which is issued by  
 14 20 or through a nonprofit corporation issuing retirement  
 14 21 annuities exclusively to educational institutions and their  
 14 22 employees, in lieu of coverage under the Iowa public  
 14 23 employees' retirement system, but only if the person is  
 14 24 already a member of the alternative system. An election to  
 14 25 participate in the alternative retirement benefits system is  
 14 26 irrevocable as to the person's employment with that area  
 14 27 vocational school or area community college and any other area  
 14 28 vocational school or area community college in this state.

14 29 Sec. 25. Section **978.43**, unnumbered paragraph 3, Code  
 14 30 **1989**, is amended to read as follows:

CODE: Corrective changes to language.

14 31 Each individual who ~~as of~~ on or after July 1, **1978**, was an  
 14 32 active, vested, or retired member and who **(1)** made application  
 14 33 for and received a refund of contributions made under the  
 14 34 abolished system or **(2)** has on deposit with the retirement  
 14 35 fund contributions made under the abolished system shall be  
 15 1 entitled to credit for years of prior service in the  
 15 2 determination of retirement allowance payments by filing a  
 15 3 written election with the department on or after July 1, **1978**,  
 15 4 and by redepositing any withdrawn contributions under the  
 15 5 abolished system together with interest as stated in this  
 15 6 paragraph. Any individual who ~~as of~~ on or after July 1, **1978**,  
 15 7 is a retired member and who made application for and received  
 15 8 a refund of contributions made under the abolished system,  
 15 9 may, by filing a written election with the department on or

15 10 after July 1, 1978, have the department retain fifty percent  
 15 11 of the monthly increase in retiree benefits that will accrue  
 15 12 to the individual because of prior service. If the monthly  
 15 13 increase in retirement benefits is less than ten dollars, the  
 15 14 department shall retain five dollars of the scheduled  
 15 15 increase, and if the monthly increase is less than five  
 15 16 dollars, the provisions of this paragraph shall not apply.  
 15 17 The department shall continue to retain such funds until the  
 15 18 withdrawn contributions, together with interest accrued *to* the  
 15 19 month in which the written election is filed, have been  
 15 20 repaid. Due notice of this provision shall be sent to all  
 15 21 retired members ~~as of~~ on or after July 1, 1978. However, this  
 15 22 paragraph shall not apply to any person who received a refund  
 15 23 of any membership service contributions unless the person  
 15 24 repaid the membership service contributions pursuant to  
 15 25 section 978.74; ~~provided, however, that~~ but a refund of  
 15 26 contributions remitted for the calendar quarter ending  
 15 27 September 30, 1953 which was based entirely upon employment  
 15 28 which terminated prior to July 4, 1953 shall not be considered  
 15 29 as a refund of membership service contributions. The interest  
 15 30 to be paid into the fund shall be compounded at the rates  
 15 31 credited to member accounts from the date of payment of the  
 15 32 refund of contributions under the abolished system to the date  
 15 33 the member redeposits the refunded amount. The provisions of  
 15 34 the first paragraph of this section relating to the  
 15 35 consideration given to credited amounts shall apply to the  
 16 1 redeposited amounts or to amounts left on deposit. Effective  
 16 2 July 1, 1978, the provisions of this paragraph shall apply to  
 16 3 each individual who ~~as of~~ on or after July 1, 1978, was an  
 16 4 active, vested, or retired member, but who was not in service  
 16 5 on July 4, 1953. The period for filing the written election  
 16 6 with the department and redepositing any withdrawn  
 16 7 contributions together with interest accrued shall commence  
 16 8 July 1, 1978. A member who is a retired member ~~as of~~ on or  
 16 9 after July 1, 1978 may file written election with the  
 16 10 department on or after July 1, 1978 to have the department  
 16 11 retain fifty percent of the monthly increase as provided in  
 16 12 this paragraph.

16 13 Sec. 26. Section 978.48, subsection 1, Code 1989, is  
 16 14 amended to read as follows:

CODE:. Increases the maximum amount a retired member  
 may choose to receive as an annual lump sum payment

16 15 1. Retirement allowances shall be paid monthly, except  
 16 16 that an allowance of less than ~~one hundred twenty two hundred~~  
 16 17 ~~forty~~ dollars a year ~~shall~~ may, at the member's option, be  
 16 18 paid as a lump sum in an actuarial equivalent amount. Receipt  
 16 19 of the lump-sum payment by a member shall terminate any and  
 16 20 all entitlement for the period of service covered of the ~~said~~  
 16 21 member under this chapter.

from \$120 to \$240.

16 22 Sec. 27. Section 978.48. subsection 3, Code 1989, is  
 16 23 amended to read as follows:

16 24 3. If, after the first day of the month in which the  
 16 25 member attains the age of ~~fifty-five~~ years and until the  
 16 26 member's sixty-fifth birthday, a member who is retired under  
 16 27 this chapter is in regular full-time employment, the member's  
 16 28 retirement allowance shall be suspended for as long as the  
 16 29 member remains in employment. However, effective January 1,  
 16 30 \$989 ~~1991~~, employment is not full-time employment until the  
 16 31 member receives remuneration in an amount in excess of six  
 16 32 thousand ~~one hundred twenty eight hundred forty~~ dollars for a  
 16 33 calendar year. Effective the first of the month in which a  
 16 34 member attains the age of sixty-five years, a retired member  
 16 35 may receive a retirement allowance after return to covered  
 17 1 employment regardless of the amount of remuneration received.  
 17 2 Effective January 1, 1991, a retired member of any age may  
 17 3 receive a retirement allowance after return to covered  
 17 4 employment, regardless of the amount of remuneration received,  
 17 5 if the covered employment consists of holding an elective  
 17 6 office. As of the first of the month in which the member  
 17 7 attains the age of seventy years, the member may receive a  
 17 8 retirement allowance determined under section 978.49,  
 17 9 regardless of the amount of remuneration received. Upon a  
 17 10 retirement after reemployment, a retired member may have the  
 17 11 retired member's retirement allowance redetermined under this  
 17 12 section or section 978.49 or 97B.50, whichever is applicable,  
 17 13 based upon the addition of credit for the years of membership  
 17 14 service of the employee after reemployment, the covered wage  
 17 15 during reemployment, and the age of the employee after  
 17 16 reemployment. The retired member shall not receive a  
 17 17 retirement allowance based upon more than a total of thirty  
 17 18 years of service.

CODE: Current law permits a retired IPERS member to return to public employment and earn up to \$6,120; pension benefits are curtailed for the remainder of the year after this amount is exceeded. This amendment raises the amount which may be earned from \$6,120 to \$6,840.

DETAIL: As of January 1, 1991, a retiree may return to covered employment as an elected official earning any amount with no reduction in retirement allowance.



17 19 Sec. 28. Section 97B.49, subsection 5, Code 1989, is  
 17 20 amended to read as follows:

17 21 5. a. For each active or inactive vested member retiring  
 17 22 on or after July 1, 1986, and before July 1, 1990, with four  
 17 23 or more complete years of service, a monthly benefit shall be  
 17 24 computed which is equal to one-twelfth of an amount equal to  
 17 25 fifty percent of the three-year average covered wage  
 17 26 multiplied by a fraction of years of service.

17 27 b. For each active or inactive vested member retiring on  
 17 28 or after July 1, 1990, with four or more complete years of  
 17 29 service, a monthly benefit shall be computed which is equal to  
 17 30 one-twelfth of an amount equal to fifty-two percent of the  
 17 31 three-year average covered wage multiplied by a fraction of  
 17 32 years of service.

17 33 Commencing July 1, 1991, the department shall increase the  
 17 34 percentage multiplier of the three-year average covered wage  
 17 35 by an additional two percent each July 1 until reaching sixty  
 18 1 percent of the three-year average covered wage if the annual  
 18 2 actuarial valuation of the retirement system indicates for  
 18 3 that year that the cost of this increase in the percentage of  
 18 4 the three-year average covered wage used in computing  
 18 5 retirement benefits can be absorbed within the employer and  
 18 6 employee contribution rates in effect under section 97B.11.

18 7 If the annual actuarial valuation of the retirement system  
 18 8 in any year indicates that the full cost of the increase  
 18 9 provided under this paragraph cannot be absorbed within the  
 18 10 employer and employee contribution rates in effect under  
 18 11 section 97B.11, the department shall reduce the increase to a  
 18 12 level which the department determines can be so absorbed.

18 13 c. For the purposes of this subsection, fraction of years  
 18 14 of service means a number, not to exceed one, equal to the  
 18 15 sum of the years of membership service and the number of years  
 18 16 of prior service divided by thirty years.

18 17 d. If benefits under this subsection commence on an early  
 18 18 retirement date, the amount of benefit shall be reduced in  
 18 19 accordance with section 97B.50.

18 20 Sec. 29. Section 97B.49, subsection 13, paragraphs a and  
 18 21 b, Code 1989, are amended to read as follows:

18 22 a. A member who retired from the system between January 1,  
 18 23 1976, and June 30, 1982, or a contingent annuitant or

CODE: Incrementally increases, at the rate of 2% annually, the maximum pension allowance from 50% to 60% of the three-year average covered wage. Other components of the pension allowance formula are not changed. The increase is contingent on an actuarial evaluation indicating that the increase can be absorbed within the present employee and employer contribution rates. If the increase cannot be absorbed within current contribution rates, then the increase is reduced to a level that can be absorbed.

CODE: Increases the retirement dividend from 80% to 140% of the June payment or of the most recent payment, whichever is larger, for persons retired between January 1, 1976 and June 30, 1982. The

18 24 beneficiary of such a member, shall receive with the November  
 18 25 \$988 1990 and the November \$989 1991 monthly benefit payments  
 18 26 a retirement dividend equal to eighty one hundred forty  
 18 27 percent of the monthly benefit payment the member received for  
 18 28 the preceding June, or the most recently received benefit pay-  
 18 29 ment, whichever is greater. The retirement dividend does not  
 18 30 affect the amount of a monthly benefit payment.

dividend is paid in November, 1990 and 1991.

DETAIL: This will yield a 5% increase to their annual pension.

18 31 b. Each member who retired from the system between July 4,  
 18 32 1953, and December 31, 1975, or a contingent annuitant or  
 18 33 beneficiary of such a member, shall receive with the November  
 18 34 \$988 1990 and the November \$989 1991 monthly benefit payments  
 18 35 a retirement dividend equal to one hundred twenty eighty  
 19 1 percent of the monthly benefit payment the member received for  
 19 2 the preceding June, or the most recently received benefit pay-  
 19 3 ment, whichever is greater. The retirement dividend does not  
 19 4 affect the amount of a monthly benefit payment.

CODE: Increases the retirement dividend from 120% to 180% of the June payment or of the most recent payment, whichever is larger, for persons retired between July 4, 1953 and December 31, 1975. The dividend is paid in November, 1990 and 1991.

DETAIL: This will yield a 5% increase to their annual pension.

19 5 Sec. 30. Section 97B.49, subsection 13, paragraph c, Code  
 19 6 1989, is amended to read as follows:

19 7 c. Notwithstanding the determination of the amount of a  
 19 8 retirement dividend under paragraph a, ~~or~~ b, or d, a  
 19 9 retirement dividend shall not be less than twenty-five  
 19 10 dollars.

CODE: Includes the dividend due a beneficiary under the \$25 minimum dividend set in this Section of the Code of Iowa.

19 11 Sec. 31. Section 978.49, subsection 13, Code 1989, is  
 19 12 amended by adding the following new paragraph after paragraph  
 19 13 c and relettering the subsequent paragraphs:  
 19 14 NEW PARAGRAPH. d. A member who retired from the system  
 19 15 between July 1, 1982, and June 30, 1986, or a contingent  
 19 16 annuitant or beneficiary of such a member, shall receive with  
 19 17 the November 1990 and the November 1991 monthly benefit  
 19 18 payments a retirement dividend equal to twenty-four percent of  
 19 19 the monthly benefit payment the member received for the  
 19 20 preceding June, or the most recently received benefit payment,  
 19 21 whichever is greater. The retirement dividend does not affect  
 19 22 the amount of a monthly benefit payment.

CODE: Adds a retirement dividend of 24% of the June payment or of the most recent payment, whichever is larger, for persons retired between July 1, 1982 and June 30, 1986. The dividend is paid in November, 1990 and 1991.

DETAIL: This is the first dividend this group will receive and will yield a 2% increase to their annual pension.

19 23 Sec. 32. Section 978.49, subsection 15, Code 1989, is  
 19 24 amended to read as follows:

19 25 15. In lieu of the monthly benefit computed under

CODE: Defines calculation of monthly retirement benefit to allow for the incremental increase to 60% of the three-year average covered wage.

19 26 subsections 1 and 3 as applicable, or subsection ~~5, for:~~  
 19 27 a. For each active or inactive vested member retiring on  
 19 28 or after July 1, 1988, and before July 1, 1990, who is at  
 19 29 least fifty-five years of age and has completed at least  
 19 30 thirty years of membership service and prior service, and for  
 19 31 which the sum of the number of years of membership service and  
 19 32 prior service and the member's age in years as of the member's  
 19 33 last birthday equals or exceeds ninety-two, a monthly benefit  
 19 34 shall be computed which is equal to one-twelfth of fifty  
 19 35 percent of the three-year average covered wage of the member  
 20 1 b. For each active or inactive vested member retiring on  
 20 2 or after July 1, 1990, who is at least fifty-five years of age  
 20 3 and for which the sum of the number of years of membership  
 20 4 service and prior service and the member's age in years as of  
 20 5 the member's last birthday equals or exceeds ninety-two, a  
 20 6 monthly benefit shall be computed which is equal to one-  
 20 7 twelfth of the same percentage of the three-year average  
 20 8 covered wage of the member as is provided in subsection 5.

20 9 **Sec. 33.** Section 978.49, subsection 16, paragraphs a, b,  
 20 10 and c, Code 1989, are amended to read as follows:  
 20 11 16. a. Notwithstanding other provisions of this chapter,  
 20 12 ~~a:~~  
 20 13 (1) A member who is or has been employed in a protection  
 20 14 occupation who retires on or after July 1, 1988, and before  
 20 15 July 1, 1990, and at the time of retirement is at least fifty-  
 20 16 five years of age and has completed at least twenty-five years  
 20 17 of membership service in a protection occupation, may elect to  
 20 18 receive in lieu of the receipt of any benefits under  
 20 19 subsection 5 or 15, a monthly retirement allowance equal to  
 20 20 one-twelfth of fifty percent of the member's three-year  
 20 21 average covered wage as a member who has been employed in a  
 20 22 protection occupation, with benefits payable during the  
 20 23 member's lifetime.  
 20 24 (2) A member who is or has been employed in a protection  
 20 25 occupation who retires on or after July 1, 1990, and at the  
 20 26 time of retirement is at least fifty-five years of age and has  
 20 27 completed at least twenty-five years of membership service in  
 20 28 a protection occupation, may elect to receive in lieu of the  
 20 29 receipt of any benefits under subsection 5 or 15, a monthly  
 20 30 retirement allowance equal to one-twelfth of fifty-two percent

CODE: Incrementally increases the retirement benefit for protection occupations, sheriffs and deputy sheriffs from 50% to 60% of three-year average covered wage. Calculation of the monthly benefit is defined.

20 31 of the member's three-year average covered wage as a member  
 20 32 who has been employed in a protection occupation, with  
 20 33 benefits payable during the member's lifetime.

20 34 (3) Commencing July 1, 1991, the department shall increase  
 20 35 the percentage multiplier of the three-year average covered  
 21 1 wage by an additional two percent each July 1 until reaching  
 21 2 sixty percent of the three-year average covered wage.

21 3 b. Notwithstanding other provisions of this chapter, ~~a:~~

21 4 (1) A member who retires from employment as a county  
 21 5 sheriff or deputy sheriff who retires on or after July 1,  
 21 6 1988, and before July 1, 1990, and at the time of retirement  
 21 7 is at least fifty-five years of age and has completed at least  
 21 8 twenty-two years of membership service, may elect to receive  
 21 9 in lieu of the receipt of any benefits under subsection 5 or  
 21 10 15, a monthly retirement allowance equal to one-twelfth of  
 21 11 fifty percent of the member's three-year average covered wage  
 21 12 as a member, with benefits payable during the member's  
 21 13 lifetime.

21 14 (2) A member who retires from employment as a county  
 21 15 sheriff or deputy sheriff who retires on or after July 1,  
 21 16 1990, and at the time of retirement is at least fifty-five  
 21 17 years of age and has completed at least twenty-two years of  
 21 18 membership service, may elect to receive in lieu of the  
 21 19 receipt of any benefits under subsection 5 or 15, a monthly  
 21 20 retirement allowance equal to one-twelfth of the same  
 21 21 percentage of the member's three-year average covered wage as  
 21 22 is provided in paragraph a, with benefits payable during the  
 21 23 member's lifetime.

21 24 (3) The years of membership service required under this  
 21 25 paragraph shall include membership service as a sheriff or  
 21 26 deputy sheriff and membership service under employment in a  
 21 27 protection occupation included in paragraph d, subparagraph  
 21 28 (2).

21 29 (4) For the purposes of this subsection, sheriff means a  
 21 30 county sheriff as defined in section 39.17 and deputy sheriff  
 21 31 means a deputy sheriff appointed pursuant to section 341.1  
 21 32 prior to July 1, 1981, or section 331.903 on or after July 1,  
 21 33 1981.

21 34 c. A member covered under this subsection who retires on  
 21 35 or after July 1, 1988, and before July 1, 1990, and has not  
 22 1 completed the twenty-five years of membership service required

22 2 under paragraph a, or twenty-two years of membership service  
 22 3 required under paragraph b, is eligible to receive a monthly  
 22 4 retirement allowance equal to one-twelfth of fifty percent of  
 22 5 the member's three-year average covered wage as a member  
 22 6 employed in a protection occupation. or as a sheriff or deputy  
 22 7 sheriff, multiplied by a fraction of years of service.  
 22 8 A member covered under this subsection who retires on or  
 22 9 after July 1, 1990, and has not completed the twenty-five  
 22 10 years of membership service required under paragraph a, or  
 22 11 twenty-two years of membership service required under para-  
 22 12 graph b, is eligible to receive a monthly retirement  
 22 13 allowance equal to one-twelfth of the same percentage of the  
 22 14 member's three-year average covered wage as is provided in  
 22 15 paragraph a, multiplied by a fraction of years of service.  
 22 16 PARAGRAPH DIVIDED. For the purpose of this subsection,  
 22 17 fraction of years of service means a number, not to exceed  
 22 18 one, equal to the sum of the years of membership service for a  
 22 19 member retiring in a protection occupation. divided by twenty-  
 22 20 five years, or the sum of the years of membership service for  
 22 21 a member retiring as a sheriff or deputy sheriff divided by  
 22 22 twenty-two years.

22 23 **Sec. 34.** Section 978.49, subsection 16, paragraph d,  
 22 24 subparagraph (3), Code 1989, is amended to read as follows:  
 22 25 **(3) A correctional officer or correctional supervisor**  
 22 26 **employed by the Iowa department of corrections, m-an**  
 22 27 **applicable job classification and any other employee of that**  
 22 28 **department whose primary purpose is, through ongoing direct**  
 22 29 **inmate contact, to enforce and maintain discipline, safety,**  
 22 30 **and security within a correctional facility. ~~The department~~**  
 22 31 **~~of corrections and the department of personnel shall jointly~~**  
 22 32 **~~determine the applicable merit system job classifications of~~**  
 22 33 **~~correctional officers.~~**

CODE: Expands definition to include correctional supervisors and other persons with ongoing direct contact and responsibility for maintenance of discipline, security and safety.

22 34 **Sec. 35.** Section 978.49, subsection 16, paragraph d, Code  
 22 35 1989, is amended by adding the following new subparagraph:  
 23 1 **NEW SUBPARAGRAPH. (7) An employee of the state department**  
 23 2 **of transportation who is designated as a peace officer by**  
 23 3 **resolution under section 321.477, but only if the employee**  
 23 4 **retires on or after July 1, 1990. For purposes of this**  
 23 5 **subparagraph, service as a traffic weight officer employed by**

CODE: Includes years of service as a weight officer with the Highway Commission or the Iowa State Commerce Commission, prior to formation of the Department of Transportation, for persons retiring as a peace officer after July 1, 1990, in calculation of total years of service.

23 6 the highway commission prior to the creation of the state  
 23 7 department of transportation or as a peace officer employed by  
 23 8 the Iowa state commerce commission prior to the creation of  
 23 9 the state department of transportation shall be included in  
 23 10 computing the employee's years of membership service.

23 11 Sec. 36. Section 978.49, subsection 16, Code 1989, is  
 23 12 amended by adding the following new paragraph:  
 23 13 NEW PARAGRAPH. k. For the fiscal year commencing July 1,  
 23 14 1990, and each succeeding fiscal year, the state department of  
 23 15 transportation shall pay to the department of personnel, from  
 23 16 funds appropriated to the state department of transportation  
 23 17 from the road use tax fund and the primary road fund, the  
 23 18 amount necessary to pay the employer share of the cost of the  
 23 19 additional benefits provided to employees covered under  
 23 20 paragraph d, subparagraph (7).

CODE: Requires the Department of Transportation to pay for the benefits enhancements in this bill from the Road Use Tax Fund and the Primary Road Fund.

23 21 Sec. 37. Section 978.50, subsection 2, Code 1989, is  
 23 22 amended to read as follows:  
 23 23 2. a. A member who retires from the system due to  
 23 24 disability and commences receiving disability benefits  
 23 25 pursuant to the United States Social Security Act (42 U.S.C.),  
 23 26 as amended to July 1, 1978, who is eligible for early  
 23 27 retirement, but has not reached the normal retirement date,  
 23 28 shall receive full benefits under section 976.49 and shall not  
 23 29 have benefits reduced upon retirement as required under  
 23 30 subsection 1 regardless of whether the member has completed  
 23 31 thirty or more years of membership service. This section  
 23 32 takes effect July 1, 1987 for a member meeting the  
 23 33 requirements of this subsection paragraph who retired from the  
 23 34 system at any time between July 4, 1953 and June 30, 1987.  
 23 35 Effective July 1, 1990, for members terminating on or after  
 24 1 July 4, 1953, a member who terminates covered employment due  
 24 2 to disability and commences receiving disability benefits  
 24 3 pursuant to the United States Social Security Act (42 U.S.C.),  
 24 4 who has not attained the age of fifty-five years, is eligible  
 24 5 to receive benefits under section 97B.49, reduced by twenty-  
 24 6 five hundredths of one percent for each month that the  
 24 7 retirement date precedes the first day of the month in which  
 24 8 the member attains the age of fifty-five. However, the  
 24 9 benefits shall be suspended during any period in which the

CODE: Adds language accepting the disability standards defined by the Social Security Act and the United States Railroad Retirement Act. Retroactive payments for up to six months are permitted.

24 10 member returns to covered employment. Eligible members are  
 24 11 entitled to receipt of retroactive adjustment payments for no  
 24 12 more than six months immediately preceding the month after  
 24 13 July 1, 1990, in which written notice was submitted to the  
 24 14 department.  
 24 15 b. A member who retires from the system due to disability  
 24 16 and commences receiving disability benefits pursuant to the  
 24 17 United States Railroad Retirement Act (45 U.S.C. } 231 et  
 24 18 seq.) who is eligible for early retirement but has not reached  
 24 19 the normal retirement date, shall receive full benefits under  
 24 20 section 97B.49 and shall not have benefits reduced upon  
 24 21 retirement as required under subsection 1 regardless of  
 24 22 whether the member has completed thirty or more years of  
 24 23 membership service. This section takes effect July 1, 1990,  
 24 24 for a member meeting the requirements of this paragraph who  
 24 25 retired from the system at any time since July 4, 1953.  
 24 26 However, eligible members are entitled to receipt of  
 24 27 retroactive adjustment payments for no more than six months  
 24 28 immediately preceding the month after July 1, 1990, in which  
 24 29 written notice was submitted to the department.  
 24 30 Effective July 1, 1990, for members terminating on or after  
 24 31 July 4, 1953, a member who terminates covered employment due  
 24 32 to disability and commences receiving disability benefits  
 24 33 pursuant to the United States Railroad Retirement Act (45  
 24 34 U.S.C. } 231 et seq.), who has not attained the age of fifty-  
 24 35 five years, is eligible to receive benefits under section  
 25 1 978.49, reduced by twenty-five hundredths of one percent for  
 25 2 each month that the retirement date precedes the first day of  
 25 3 the month in which the member attains the age of fifty-five.  
 25 4 However, the benefits shall be suspended during any period in  
 25 5 which the member returns to covered employment. Eligible  
 25 6 members are entitled to receipt of retroactive adjustment  
 25 7 payments for no more than six months immediately preceding the  
 25 8 month after July 1, 1990, in which written notice was  
 25 9 submitted to the department.

25 10 Sec. 38. Section 97B.52, subsection 3, Code 1989, is  
 25 11 amended to read as follows:  
 25 12 3. a. Other than as provided **above** in subsections 1 and 2  
 25 13 of this section, or section 978.51, all rights to any benefits  
 25 14 under the retirement system ~~will~~ shall cease upon the death of

CODE: Provides that a due and payable death benefit will earn interest. If a dispute among alleged heirs delays payment of the death benefit, it will be placed in a noninterest bearing escrow account until the beneficiary is determined.

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25 15 a member.  
 25 16 b. If a death benefit is due and payable, interest shall  
 25 17 continue to accumulate through the month preceding the month  
 25 18 in which payment is made to the designated beneficiary, heirs  
 25 19 at law, or to the estate unless the payment of the death  
 25 20 benefit is delayed because of a dispute between alleged heirs,  
 25 21 in which case the benefit due and payable shall be placed in a  
 25 22 noninterest bearing escrow account until the beneficiary is  
 25 23 determined in accordance with this section.

25 24 Sec. 39. NEW SECTION. 97B.53A DUTY OF DEPARTMENT.  
 25 25 Effective July 1, 1991, upon a member's termination of  
 25 26 covered employment prior to the member's retirement, the  
 25 27 department shall send the member by first class mail, to the  
 25 28 member's last known mailing address, a notice setting forth  
 25 29 the balance and status of the member's account and an  
 25 30 explanation of the courses of action available to the member  
 25 31 under this chapter.

25 32 Sec. 40. Section 978.73, Code 1989, is amended to read as  
 25 33 follows:  
 25 34 978.73 MEMBERS FROM OTHER PUBLIC SYSTEMS.  
 25 35 A vested or retired member who was ~~a member of a public~~  
 26 1 ~~retirement system~~ in public employment in another state ~~but~~  
 26 2 ~~was not vested or retired under that system may~~ or in the  
 26 3 ~~federal government, or who was a member of another public~~  
 26 4 ~~retirement system in this state, including but not limited to~~  
 26 5 ~~the teachers insurance annuity association-college retirement~~  
 26 6 ~~equities fund, but who was not retired under that system,~~ upon  
 26 7 submitting verification of membership and service in the other  
 26 8 public retirement system to the department, including proof  
 26 9 that the member has no further claim upon a retirement benefit  
 26 10 from that other public svstem. may make employer and employee  
 26 11 contributions to the sysfem for the period of service in the  
 26 12 other public retirement system and receive credit for  
 26 13 membership service in this system equivalent to the number of  
 26 14 years of service in the other public retirement system. The  
 26 15 ~~contributions paid by the vested or retired member for service~~  
 26 16 ~~in the other public retirement system shall be equal to the~~  
 26 17 ~~accumulated contributions as defined in section 97B.41,~~  
 26 18 ~~subsection 12, by the member for that period of service and~~

CODE: Requires Department of Personnel to send, by first class mail to members terminating covered employment, a notification indicating the balance and status of their account and their options.

CODE: Allows a person vested under the federal or another state's retirement system to buy back those years of service by paying both employee and employer contributions at the rate for the person's current covered wages. Rights to benefits under the other public system must be waived.

DETAIL: Having contributions for previous years at the current rate more closely approximates the present value of those years bought back. The cost of this change should be minimal.



26 19 ~~the employer contribution for that period of service that~~  
 26 20 ~~would have been contributed by the vested or retired member~~  
 26 21 ~~and the employer plus interest on the contributions that would~~  
 26 22 ~~have accrued if the member had been a member of this system~~  
 26 23 ~~earning the same wages earned under the other system for the~~  
 26 24 ~~period from the date of service of the member in the other~~  
 26 25 ~~public retirement system to the date of payment of the~~  
 26 26 ~~contributions by the member equal to two percent plus the~~  
 26 27 ~~interest dividend rate applicable for each year contribution~~  
 26 28 payable shall be based upon the member's covered wages for the  
 26 29 most recent full calendar year at the applicable rates in  
 26 30 effect for that calendar year under sections 978.11 and 978.49  
 26 31 and multiplied by the member's years of service in other  
 26 32 public employment.

26 33 This section is applicable to a vested or retired member  
 26 34 who was a member of a public retirement system established in  
 26 35 sections 294.8, 294.9, and 294.10 but was not ~~vested or~~  
 27 1 retired under that system.

27 2 A member vested under another public system must waive, on  
 27 3 a form provided by the Iowa public employees' retirement  
 27 4 system, all rights to a retirement benefit under that other  
 27 5 public system before receiving credit in this system for those  
 27 6 years of service in the other public system.

27 7 Effective July 1, 1988, a member eligible for an increased  
 27 8 retirement allowance because of the payment of contributions  
 27 9 under this section is entitled to receipt of retroactive  
 27 10 adjustment payments for no more than six months immediately  
 27 11 preceding the month in which written notice was submitted to  
 27 12 the department.

27 13 Sec. 41. Section 978.74, unnumbered paragraphs 1 and 2,  
 27 14 Code 1989, are amended to read as follows:

27 15 An Effective January 1, 1991, an active, vested, or retired  
 27 16 member who ~~at any time between July 4, 1953 and July 1, 1973~~  
 27 17 was a member of the system at any time on or after July 4,  
 27 18 1953, but who did not meet the requirements to be a vested  
 27 19 member for that period of membership service, and who received  
 27 20 a refund of the member's contributions for that period of  
 27 21 membership service, may elect in writing to the department to  
 27 22 make contributions to the system for that period of membership  
 27 23 service for which a refund of contributions was made. The

CODE: Eases restrictions to allow vested members who  
 received a refund of their contributions to buy-back  
 those years of service with an amount equal to the  
 refund plus interest since the date of the refund.  
 The active member must have sufficient combined years  
 of service to be vested.

27 24 contributions repaid by the member for such service shall be  
 27 25 equal to the accumulated contributions, as defined in section  
 27 26 978.41, subsection 12, received by the member for that period  
 27 27 of membership service plus interest on the accumulated  
 27 28 contributions for the period from the date of receipt by the  
 27 29 member to the date of repayment equal to two percent plus the  
 27 30 interest dividend rate applicable for each year compounded  
 27 31 annually.

27 32 ~~The provisions of this section are only available to a~~  
 27 33 ~~member if that member's total years of membership and prior~~  
 27 34 ~~service, with the addition of service for that period of~~  
 27 35 ~~membership service for which contributions are repaid, equals~~  
 28 1 ~~or exceeds fifteen years:~~ An active member must have at least  
 28 2 one quarter's reportable wages on file and have membership  
 28 3 service, including that period of membership service for which  
 28 4 a refund of contributions was made, sufficient to give the  
 28 5 member vested status.

28 6 Sec. 42. Section 97B.80, Code 1989, is amended to read as  
 28 7 follows:

28 8 978.80 VETERAN'S CREDIT.

28 9 ~~An active member in service on July 1, 1988, who at any~~  
 28 10 ~~time served on active duty in the armed forces of the United~~  
 28 11 ~~States, upon submitting verification of the dates of the~~  
 28 12 ~~active duty service in the armed forces to the department, may~~  
 28 13 ~~make employer and employee contributions to the system based~~  
 28 14 ~~upon the member's covered wages for the calendar year~~  
 28 15 ~~beginning January 1, 1987, at the rates in effect under~~  
 28 16 ~~section 97B.11 on January 1, 1987, for the period of time of~~  
 28 17 ~~the active duty service, not to exceed four years, and receive~~  
 28 18 ~~credit for membership service and prior service for the period~~  
 28 19 ~~of time for which the contributions are made:~~ Effective July  
 28 20 1, 1990, a vested or retired member with reportable wages in  
 28 21 the most recent calendar year, who at any time served on  
 28 22 active duty in the armed forces of the United States, upon  
 28 23 submitting verification of the dates of the active duty  
 28 24 service, may make employer and employee contributions to the  
 28 25 system based upon the member's covered wages for the most  
 28 26 recent full calendar year at the applicable rates in effect  
 28 27 for that year under sections 97B.11 and 97B.49, for the period  
 28 28 of time of the active duty service, in one-year increments but

CODE: Permits military veterans to buy-back years of service (in one-year increments) for up to four years of military service by paying employer's and employee's share at current contribution rates for their present positions. Previously, the buy-back was at FY 1987 rates and was not required to be in one-year increments.

28 29 not to exceed four years, and receive credit for membership  
 28 30 service and prior service for the period of time for which the  
 28 31 contributions are made. Verification of active duty service  
 28 32 and payment of contributions shall be made to the department.  
 28 33 However, a member is not eligible to make contributions under  
 28 34 this section if the member is receiving or is eligible to  
 28 35 receive retirement pay from the United States government for  
 29 1 active duty in the armed forces.

29 2 Sec. 43. NEW SECTION. 97D.1 GUIDING GOALS FOR FUTURE  
 29 3 CHANGES IN PUBLIC RETIREMENT SYSTEMS -- SOCIAL SECURITY --  
 29 4 PORTABILITY.

CODE: Statement of goals for future changes to the public retirement systems.

29 5 1. The general assembly declares that legislative  
 29 6 proposals for changes in specific public retirement systems  
 29 7 should be considered within the context of all public retire-  
 29 8 ment systems within the state, with emphasis on equity and  
 29 9 equality among the systems. The following list of guiding  
 29 10 goals shall apply to the consideration of proposed changes:  
 29 11 a. Select those benefit enhancement options which most  
 29 12 successfully deliver the greatest good to the greatest number  
 29 13 of employees.  
 29 14 b. Choose those options which best correct existing  
 29 15 inequities between and among the various retirement groups in  
 29 16 the state.  
 29 17 c. Determine those options which most ably serve the twin  
 29 18 objectives of attracting and retaining quality employees.  
 29 19 d. Avoid enacting further incentives toward earlier  
 29 20 retirement with full benefits.  
 29 21 e. Avoid further splintering of benefits by dispropor-  
 29 22 tionate enhancement of benefits for one group beyond those  
 29 23 available to another.

29 24 2. The public retirement systems committee established by  
 29 25 section 978.76 shall periodically weigh the advantages and  
 29 26 disadvantages of establishing participation in the federal  
 29 27 social security system for the members of public retirement  
 29 28 systems operating under chapters 97A and 411 and the impact of  
 29 29 such a change on total contributions and benefits.

CODE: Requires an ongoing evaluation of continued participation in the Social Security System.

29 30 3. The public retirement systems committee established by  
 29 31 section 978.76 shall consider proposals to achieve greater

CODE: Requires the consideration of proposals for greater portability of benefits between state

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29 32 portability of pension benefits between the various public  
 29 33 retirement systems in the state. Special attention should be  
 29 34 given to the actuarial cost of transfers of value from one  
 29 35 system to another.

retirement systems.

30 1 Sec. 44. NEW SECTION. 97D.2 ANALYSIS OF COST OF PROPOSED  
 30 2 CHANGES.

30 3 When the public retirement systems committee established by  
 30 4 section 97B.76 or a standing committee of the senate or house  
 30 5 of representatives recommends a proposal for a change in a  
 30 6 public retirement system within this state, the committee  
 30 7 shall require the development of actuarial information  
 30 8 concerning the costs of the proposed change. If the proposal  
 30 9 affects police and fire retirement under chapter 411, the  
 30 10 committee shall arrange for the services of an actuarial  
 30 11 consultant to assist in developing the information.

CODE: Requires the Public Retirement Systems Committee or a standing committee to get actuarial estimates for recommended changes to IPERS and Chapter 411 systems.

30 12 Sec. 45. NEW SECTION. 97D.3 NEWLY HIRED PEACE OFFICERS,  
 30 13 POLICE OFFICERS, AND FIRE FIGHTERS -- REFERENDUM.

30 14 1. As soon as possible after the effective date of this  
 30 15 section, the department of personnel, in cooperation with the  
 30 16 board of trustees of the public safety peace officers' re-  
 30 17 tirement system and the board of trustees for the statewide  
 30 18 fire and police retirement system created in section 411.36,  
 30 19 shall submit to the members of retirement systems under  
 30 20 chapters 97A and 411 in a referendum the question of requiring  
 30 21 federal social security coverage for all persons newly hired  
 30 22 as peace officers, as defined in section 97A.1, police  
 30 23 officers, and fire fighters. The referendum shall be  
 30 24 conducted before January 1, 1991. The referendum procedures  
 30 25 shall comply with the requirements of federal law and  
 30 26 regulations. If there is a favorable vote of a majority of  
 30 27 the persons eligible to vote in the referendum, subsection 2  
 30 28 applies.

CODE: Requires the Department of Personnel, the Board of Trustees of the Public Safety Peace Officers Retirement System, and the Board of Trustees for the Statewide Fire and Police Retirement System to conduct a referendum on the question of requiring federal Social Security coverages for all newly hired peace officers, police and fire fighters. If approved, all new-hires will become members of IPERS with same benefits as sheriffs and deputy sheriffs and social security coverage.

30 29 2. Upon a favorable vote in the referendum and  
 30 30 notwithstanding sections 97A.3 and 411.3, all persons newly  
 30 31 hired as peace officers, as defined in section 97A.1, police  
 30 32 officers, and fire fighters after July 1, 1991, shall be  
 30 33 members of the Iowa public employees' retirement system under  
 30 34 chapter 978, rather than members of retirement systems under  
 30 35 chapters 97A and 411. Such members shall have federal social

31 1 security coverage in addition to coverage under the Iowa  
 31 2 public employees' retirement system and shall have the same  
 31 3 benefits as county sheriffs and deputy sheriffs under section  
 31 4 **97B.49**, subsection **16**, paragraph b.

31 5 **Sec. 46.** Section **280A.23**, Code **1989**, is amended by adding  
 31 6 the following new subsections:  
 31 7 NEW SUBSECTION. 15. Commencing July 1, **1994**, provide for  
 31 8 an alternative retirement benefits system, which is issued by  
 31 9 or through a nonprofit corporation issuing retirement  
 31 10 annuities exclusively to educational institutions and their  
 31 11 employees, for persons employed by the area vocational school  
 31 12 or area community college who are members of the Iowa public  
 31 13 employees' retirement system on July 1, **1994**, or who are new  
 31 14 employees, and who elect coverage under the alternative  
 31 15 retirement benefits system pursuant to section **97B.42**, in lieu  
 31 16 of continuing or commencing contributions to the Iowa public  
 31 17 employees' retirement system. The system for employee and  
 31 18 employer contributions under the alternative system shall be  
 31 19 substantially the same as provided by the state board of  
 31 20 regents under the teachers insurance annuity association-  
 31 21 college retirement equities fund, and the employer's  
 31 22 contribution shall not exceed the employer's contribution rate  
 31 23 established for employees of the state board of regents who  
 31 24 are under that system.  
 31 25 NEW SUBSECTION. 16. Provide for an alternative retirement  
 31 26 benefits system, which is issued by or through a nonprofit  
 31 27 corporation issuing retirement annuities exclusively to  
 31 28 educational institutions and their employees, for persons  
 31 29 newly employed after the effective date of this Act who are  
 31 30 already members of the alternative system and who elect  
 31 31 coverage under that system pursuant to section **97B.42**, in lieu  
 31 32 of coverage under the Iowa public employees' retirement  
 31 33 system. The system for employee and employer contributions  
 31 34 under the alternative system shall be substantially the same  
 31 35 as provided by the state board of regents under the teachers  
 32 1 insurance annuity association-college retirement equities  
 32 2 fund, and the employer's contribution rate shall not exceed  
 32 3 the employer's contribution rate established for employees of  
 32 4 the state board of regents who are under that system.

CODE: Allows persons employed by area vocational schools or area community colleges to elect coverage through a nonprofit corporation issuing retirement annuities exclusively to educational institutions and their employees beginning July 1, **1994**. New-hires who are already members of such a system may continue membership.

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32 5    Sec. 47. Section ~~410.6~~, unnumbered paragraph 2, Code 1989,  
32 6 is amended to read as follows:

32 7    Upon the adoption of any increase in pension benefits  
32 8 effective subsequent to the date of a member's retirement, the  
32 9 amount payable to each member as regular pension shall be  
32 10 increased by an amount equal to ~~fifty sixty~~ percent of any  
32 11 increase in the pension benefits for the rank at which the  
32 12 member retired.

CODE: Increases the escalator for retired fire fighters and police from 50% to 60% of any increase in pension benefits for the rank at which the member retired.

32 13    Sec. 48. Section 411.1, subsections 1, 4, 5, 14, 16, 17,  
32 14 and 18, Code 1989, are amended to read as follows:

32 15    1. Retirement system or system shall mean either means  
32 16 the statewide fire or the and police retirement system  
32 17 established by this chapter for the fire fighters and police  
32 18 officers of the said cities as defined described in section  
32 19 411.2, its board of trustees, and its appointed  
32 20 representatives.

CODE: Changes definitions and language to be consistent with the creation of a statewide retirement system for police and fire fighters.

32 21    4. Member ~~shall mean~~ means a member of ~~either the police~~  
32 22 ~~or fire~~ retirement systems system as defined by section 411.3.

32 23    5. Board of ~~fire trustees and board of police trustees~~  
32 24 ~~shall mean~~ means the ~~b e d s board provided in section 411.5~~  
32 25 created by section 411.36 to ~~administer~~ direct the  
32 26 establishment and administration of the fire retirement system  
32 27 ~~and the police retirement system respectively.~~

32 28    14. Pensions ~~shall mean~~ means annual payments for life  
32 29 derived from appropriations provided by the ~~said participating~~  
32 30 cities and the state and from contributions of the members  
32 31 which are deposited in the ~~pension accumulation fire and~~  
32 32 police retirement fund. All pensions shall be paid in equal  
32 33 monthly installments.

32 34    16. Pension reserve ~~shall mean~~ means the present value  
32 35 of all payments to be made on account of any pension, or  
33 1 benefit in lieu of a pension, granted under the provisions of  
33 2 this chapter, upon the basis of ~~such~~ mortality tables ~~as shall~~  
33 3 ~~be~~ adopted by the ~~boards of trustees system~~, and interest  
33 4 computed at ~~fates~~ the rate adopted established by the ~~boards~~  
33 5 ~~upon the recommendation of the~~ actuary.

33 6    17. Actuarial equivalent ~~shall mean~~ means a benefit of  
33 7 equal value, when computed upon the basis of mortality tables  
33 8 adopted by the ~~boards of trustees system~~. and interest  
33 9 computed at ~~rates~~ the rate adopted established by the ~~boards~~

33 10 ~~upon the recommendation of the~~ actuary.  
 33 11 18. City or cities ~~shall mean~~ means any city or cities  
 33 12 ~~in which fire or police retirement systems are established~~  
 33 13 participating in the statewide fire and police retirement  
 33 14 system as required by this chapter.

33 15 Sec. 49. Section 411.2, Code 1989, is amended to read as  
 33 16 follows:  
 33 17 411.2 ~~NAME AND DATE OF ESTABLISHMENT~~ PARTICIPATION IN  
 33 18 RETIREMENT SYSTEM.

33 19 1. ~~In any~~ Except as provided in subsections 2 through 5,  
 33 20 each city in which the fire fighters or police officers are ~~or~~  
 33 21 ~~shall be~~ appointed under the civil service law of this state,  
 33 22 ~~there are hereby created and established two separate~~  
 33 23 ~~retirement or pension systems~~ shall participate in the  
 33 24 retirement system established by this chapter for the purpose  
 33 25 of providing retirement allowances only for fire fighters or  
 33 26 police officers, or both, of ~~said~~ the cities who ~~shall be~~ are  
 33 27 so appointed after the date ~~this chapter takes effect~~ the city  
 33 28 comes under the retirement system, or benefits to their  
 33 29 dependents. ~~Each such system shall be under the management of~~  
 33 30 ~~a board of trustees hereinafter described, and shall be known~~  
 33 31 ~~as the fire retirement system of ..... (name of city),~~  
 33 32 ~~and the police retirement system of ..... (name of~~  
 33 33 ~~city), and by such names all of their business shall be~~  
 33 34 ~~transacted, all funds invested, and all cash and securities~~  
 33 35 ~~and other property held. The retirement systems so created~~  
 34 1 ~~shall begin operation as of the first day of the month in~~  
 34 2 ~~which said systems are there established by this chapter.~~

34 3 2. A city whose population was under eight thousand prior  
 34 4 to the results of the federal census conducted in 1990 is not  
 34 5 required to come under the retirement system established by  
 34 6 this chapter upon attaining a population of eight thousand or  
 34 7 more.

34 8 3. A city which did not have a paid fire department on the  
 34 9 effective date of this Act is not required to come under the  
 34 10 retirement system established by this chapter upon  
 34 11 establishing a paid fire department.

34 12 4. A city which did not have a paid police department on  
 34 13 the effective date of this Act is not required to come under  
 34 14 the retirement system established by this chapter upon

CODE: Language changed to be consistent with a single statewide system. Cities with police and fire fighters appointed under civil service must participate in the system except for (1) a city with a population under 8,000 according to the 1990 census, (2) a city that does not have a paid fire department when this Act becomes effective, (3) a city that does not have a paid police department when this Act becomes effective, and (4) a city that has a civil service covered fire or police department but is not operating a retirement system when this Act becomes effective.

34 15 establishing a paid police department.  
 34 16 5. If a city's fire fighters or police officers, or both,  
 34 17 are appointed under the civil service law of this state but  
 34 18 the city is not operating a city fire or police retirement  
 34 19 system, or both, under this chapter on the effective date of  
 34 20 this Act, the city is not required to come under the statewide  
 34 21 fire and police retirement system established by this chapter.

34 22 Sec. 50. Section 411.3, subsection 1, Code 1989, is  
 34 23 amended to read as follows:  
 34 24 1. All persons who become police officers or fire fighters  
 34 25 after the date the city is required to come under the  
 34 26 retirement ~~systems are established by this chapter~~ system,  
 34 27 shall become members ~~thereof~~ of the retirement system as a  
 34 28 condition of their employment, except that a police chief or a  
 34 29 fire chief who would not complete twenty-two years of service  
 34 30 under this chapter by the time the chief attains fifty-five  
 34 31 years of age shall, upon written request to the ~~board of~~  
 34 32 ~~trustees~~ system, be exempt from this chapter. Notwithstanding  
 34 33 section 978.41, a police chief or fire chief who is exempt  
 34 34 from this chapter is exempt from chapter 97B. Members of the  
 34 35 system established in this chapter shall not be required to  
 35 1 make contributions under any other pension or retirement  
 35 2 system of a city, county, or the state of Iowa, anything to  
 35 3 the contrary notwithstanding.

CODE: Changes language to require police and fire fighters to become members of the retirement system. Chiefs are exempt under certain conditions.

35 4 Sec. 51. Section 411.4, Code 1989, is amended to read as  
 35 5 follows:  
 35 6 **411.4 SERVICE CREDITABLE.**  
 35 7 ~~The board of trustees shall fix and determine by proper~~  
 35 8 ~~rules and regulations how much service in any year shall be~~  
 35 9 Service for fewer than six months of a year is not creditable  
 35 10 as service. Service of six months or more of a year is  
 35 11 equivalent to one year of service, but in no case shall more  
 35 12 than one year of service be creditable for all service in one  
 35 13 calendar year, nor shall the ~~board of trustees~~ system allow  
 35 14 credit as service for any period of more than one month  
 35 15 duration during which the member was absent without pay.  
 35 16 The ~~board of trustees~~ system shall credit as service for a  
 35 17 member of the system a previous period of service for which  
 35 18 the member had withdrawn the member's accumulated

CODE: Years of creditable service is calculated by rounding to nearest whole year.



35 19 contributions, as defined in section 411.21

35 20 Sec. 52. Section 411.5, Code 1989, is amended to read as  
35 21 follows:

35 22 411.5 ADMINISTRATION.

35 23 1. ~~BOARDS BOARD.~~ The general ~~administration and the~~  
35 24 responsibility for the ~~establishment and~~ proper operation of  
35 25 the retirement ~~systems and for making effective the provisions~~  
35 26 ~~of this chapter are hereby~~ system is vested in ~~a the~~ board of  
35 27 ~~fire trustees to administer the system relating to fire~~  
35 28 ~~fighters and a board of police trustees to administer the~~  
35 29 ~~system relating to police officers~~ created by section 411.36.

35 30 ~~The said boards shall be constituted as follows:~~ The system  
35 31 shall be administered under the direction of the board.

35 32 ~~a. The chief officer of the fire department, the city~~  
35 33 ~~treasurer, two fire fighters elected by secret ballot by the~~  
35 34 ~~members of the department who are entitled to participate in a~~  
35 35 ~~fire retirement system established by law, and three citizens~~  
36 1 ~~who do not hold another public office, who shall be appointed~~  
36 2 ~~by the mayor with the approval of the city council, shall~~  
36 3 ~~serve as the members of the board of trustees of the fire~~  
36 4 ~~retirement system.~~

36 5 ~~b. The chief officer of the police department, the city~~  
36 6 ~~treasurer, two police officers elected by secret ballot by the~~  
36 7 ~~members of the department who are entitled to participate in a~~  
36 8 ~~police retirement system established by law, and three~~  
36 9 ~~citizens who do not hold another public office, who shall be~~  
36 10 ~~appointed by the mayor with the approval of the city council,~~  
36 11 ~~shall serve as the members of the board of trustees of the~~  
36 12 ~~police retirement system.~~

36 13 ~~c. The three citizens appointed by the mayor shall serve~~  
36 14 ~~on both of the boards.~~

36 15 ~~d. Upon the taking effect of this chapter, such members of~~  
36 16 ~~each said department in said cities shall elect by secret~~  
36 17 ~~ballot two active members of each such department to serve as~~  
36 18 ~~members of said respective boards; one of whom shall serve~~  
36 19 ~~until the first Monday in April of the second year, and one~~  
36 20 ~~until the first Monday in April of the fourth year.~~

36 21 ~~Hereafter each such department shall, every second year, on~~  
36 22 ~~such date and in such manner as shall be prescribed by said~~  
36 23 ~~board of trustees, elect by ballot one such member to serve~~

CODE: Creates one board to administer the unified statewide retirement system for police and fire fighters. The Board may adopt rules.

The Secretary of the Board can receive compensation; the Trustees may receive only expenses. The Board may hire necessary staff, engage actuarial services, maintain a data system for actuarial evaluations, and retain a legal advisor.

The Board shall designate a medical board. Medical examinations for disability retirement shall rate the extent of the member's physical impairment.

The Board shall retain an actuary who shall conduct investigations, make recommendations, and provide valuations for assets and liabilities at least once every five years.

Annual reports are required.

36 24 ~~for a term of four years:~~

36 25 ~~e. Beginning July 1, 1986, upon the taking effect of this~~  
 36 26 ~~chapter, the mayor, with the approval of the city council,~~  
 36 27 ~~shall appoint three citizens who do not hold any other public~~  
 36 28 ~~office, to serve as members of the boards of trustees; one of~~  
 36 29 ~~whom shall serve until the first Monday in April of the second~~  
 36 30 ~~year, one until the first Monday in April of the third year,~~  
 36 31 ~~and one until the first Monday in April of the fourth year:~~

36 32 ~~Hereafter, appointments shall be made for four-year terms:~~

36 33 ~~f. If a vacancy occurs in the office of trustee, the~~  
 36 34 ~~vacancy shall be filled for the unexpired term in the same~~  
 36 35 ~~manner as the office was previously filled:~~

37 1 ~~2. VOTING. Each trustee shall be entitled to one vote on~~  
 37 2 ~~each board. Four concurring votes shall be necessary for a~~  
 37 3 ~~decision by the trustees at any meeting of either board:~~

37 4 ~~3 2. COMPENSATION. The trustees, other than the~~  
 37 5 ~~secretary, shall serve as such without compensation, but they~~  
 37 6 ~~shall be reimbursed from the expense fire and police~~  
 37 7 ~~retirement fund for all necessary expenses which they may~~  
 37 8 ~~incur through service on the board.~~

37 9 ~~4 3. RULES. Subject to the limitations of this chapter,~~  
 37 10 ~~each the board of trustees shall, from time to time, establish~~  
 37 11 ~~adopt rules and regulations for the establishment and~~  
 37 12 ~~administration of funds the system and the fire and police~~  
 37 13 ~~retirement fund created by this chapter, and for the~~  
 37 14 ~~transaction of its business.~~

37 15 ~~5 4. ORGANIZATION -- EMPLOYEES. Each The board of~~  
 37 16 ~~trustees shall elect from its membership a chairperson, and~~  
 37 17 ~~shall, by majority vote of its members, appoint a secretary;~~  
 37 18 ~~who may, but need not, be; one of its members. The system~~  
 37 19 ~~shall engage such actuarial and other services as shall be are~~  
 37 20 ~~required to transact the business of the retirement system —~~  
 37 21 ~~The compensation of all persons engaged by each board of~~  
 37 22 ~~trustees the system and all other expenses of each the board~~  
 37 23 ~~of trustees necessary for the operation of the retirement~~  
 37 24 ~~system, shall be paid at such rates and in such amounts as~~  
 37 25 ~~each the board of trustees shall approve approves.~~

37 26 ~~6 5. DATA. Each board of trustees The system shall keep~~  
 37 27 ~~in convenient form such data as shall be is necessary for~~  
 37 28 ~~actuarial valuation of the various funds of the retirement~~  
 37 29 ~~system fire and police retirement fund and for checking the~~

37 30 experience of the retirement system.

37 31 ~~7~~ **6. RECORDS -- REPORTS.** ~~Each~~ ~~The~~ board of trustees shall

37 32 keep a record of all its proceedings, which record shall be

37 33 open to public inspection. It shall ~~annually make a~~ submit an

37 34 annual report to the governor, the general assembly, and the

37 35 city council showing the fiscal transactions of the retirement

38 1 system for the preceding fiscal year, the amount of the

38 2 accumulated cash and securities of the system, and the last

38 3 balance sheet showing the financial condition of the system by

38 4 means of an actuarial valuation of the assets and liabilities

38 5 of each participating city concerning the financial condition

38 6 of the retirement system, its current and future liabilities,

38 7 and the actuarial valuation of the system.

38 8 **8 7. LEGAL ADVISER ADVISOR.** ~~The city attorney or~~

38 9 ~~solicitor of a city shall serve as the legal adviser of the~~

38 10 ~~board of trustees at the request of the board or the board of~~

38 11 ~~trustees~~ system may employ or retain an attorney on a per diem

38 12 basis to serve as the system's legal advisor and to represent

38 13 ~~the board of trustees when, in the opinion of the board of~~

38 14 ~~trustees, there is a conflict of interest between the board of~~

38 15 ~~trustees and the city council~~ system. The costs of an

38 16 attorney employed or retained by the ~~board of trustees~~ system

38 17 shall be paid from the expense fire and police retirement fund

38 18 created in section 411.8.

38 19 **9 8. MEDICAL BOARD.** ~~The board of fire trustees and the~~

38 20 ~~board of police trustees jointly~~ system shall designate a

38 21 medical board to be composed of three physicians who shall

38 22 arrange for and pass upon all medical examinations required

38 23 under the provisions of this chapter, except that for

38 24 examinations required because of disability three physicians

38 25 from the University of Iowa hospitals and clinics who shall

38 26 pass upon the medical examinations required for disability

38 27 retirements, and shall report to the system in writing to each

38 28 ~~board of trustees, respectively,~~ its conclusions and

38 29 recommendations upon all matters duly referred to it. Each

38 30 report of a medical examination under section 411.6,

38 31 subsections 3 and 5, shall include the medical board's rating

38 32 as to the extent of the member's physical impairment.

38 33 ~~10~~ **9. DUTIES OF ACTUARY.** The actuary shall be the

38 34 technical adviser advisor of the ~~board of trustees~~ system on

38 35 matters regarding the operation of the ~~funds created by the~~

39 1 ~~provisions of this chapter~~ fire and police retirement fund and  
 39 2 shall perform such other duties as are required in connection  
 39 3 ~~therewith~~ with the operation of the system.  
 39 4 ~~11. TABLES -- RATES. Immediately after the establishment~~  
 39 5 ~~of each retirement system, the~~ The actuary shall make such  
 39 6 investigation of anticipated interest earnings and of the  
 39 7 mortality, service, and compensation experience of the members  
 39 8 of the system as the actuary ~~shall recommend~~ recommends and  
 39 9 ~~the board of trustees shall authorize~~, and on the basis of  
 39 10 ~~such~~ the investigation the actuary system shall ~~recommend for~~  
 39 11 ~~adoption by the board of trustees~~ adopt such tables and such  
 39 12 rates as are required in subsection ~~12 of this section~~ 11.  
 39 13 ~~The board of trustees shall adopt the rate of interest and~~  
 39 14 ~~tables, and certify rates of contribution to be used by the~~  
 39 15 ~~system.~~  
 39 16 ~~12 10. ACTUARIAL INVESTIGATION -- TABLES -- RATES. In the~~  
 39 17 ~~year 1938, and at~~ At least once in each five-year period  
 39 18 ~~thereafter~~, the actuary shall make an actuarial investigation  
 39 19 into the mortality, service, and compensation experience of  
 39 20 the members and beneficiaries of the retirement system, and  
 39 21 the interest and other earnings on the moneys and other assets  
 39 22 of the retirement system, and shall make a valuation of the  
 39 23 assets and liabilities of the ~~funds of the system~~ fire and  
 39 24 police retirement fund, and ~~taking into account~~ on the basis  
 39 25 ~~of the results of such~~ the investigation and valuation, the  
 39 26 ~~board of trustees~~ system shall do all of the following:  
 39 27 a. Adopt for the retirement system such interest rate,  
 39 28 mortality and other tables as ~~shall be~~ are deemed necessary;  
 39 29 b. Certify the rates of contribution payable by the ~~said~~  
 39 30 cities in accordance with section 411.8 ~~of this chapter~~.  
 39 31 c. Certify the rates of contributions payable by the  
 39 32 members in accordance with section 411.8.  
 39 33 §3 11. VALUATION. On the basis of ~~such~~ the rate of  
 39 34 interest and ~~such~~ tables ~~as the boards of trustees shall adopt~~  
 39 35 adopted, the actuary shall make an annual valuation of the  
 40 1 assets and liabilities ~~of the funds~~ of the fire and police  
 40 2 retirement systems fund created by this chapter.  
 40 3 ~~14. COMMISSIONER OF INSURANCE. Within five days following~~  
 40 4 ~~its submission to the city council, each board of trustees~~  
 40 5 ~~shall transmit to the commissioner of insurance a copy of the~~  
 40 6 ~~report submitted to the city council and the amount of~~

40 7 ~~contributions deposited in the pension accumulation fund by~~  
 40 8 ~~the city. The commissioner of insurance shall review the~~  
 40 9 ~~report and the adequacy of the contribution of the city. The~~  
 40 10 ~~commissioner of insurance shall inform the city council of~~  
 40 11 ~~each city in which the contribution of a city is deemed to be~~  
 40 12 ~~inadequate.~~

40 13 Sec. 53. Section 411.6, subsection 1, unnumbered paragraph  
 40 14 1 and paragraph a, Code 1989, are amended to read as follows:  
 40 15 SERVICE RETIREMENT BENEFIT. Retirement of a member on a  
 40 16 service retirement allowance shall be made by ~~each board of~~  
 40 17 ~~trustees~~ the system as follows:  
 40 18 a. Any member in service may retire upon written  
 40 19 application to the ~~board of police or fire trustees as the~~  
 40 20 ~~case may be~~ system, setting forth at what time, not less than  
 40 21 thirty nor more than ninety days subsequent to the execution  
 40 22 and filing of the application, the member desires to be  
 40 23 retired. However, the member at the time specified for  
 40 24 retirement shall have attained the age of fifty-five and shall  
 40 25 have served twenty-two years or more, and notwithstanding  
 40 26 that, during the period of notification, the member may have  
 40 27 separated from the service.

CODE: Language change for a statewide system to replace the current 411 Systems.

40 28 Sec. 54. Section 411.6, subsection 1, paragraph b, Code  
 40 29 1989, is amended to read as follows:  
 40 30 b. Any member in service who has been a member of the  
 40 31 retirement system ~~fifteen four~~ or more years and whose  
 40 32 employment is terminated prior to the member's retirement,  
 40 33 other than by death or disability, shall upon attaining  
 40 34 retirement age, receive a service retirement allowance of  
 40 35 ~~fifteen four~~ twenty-seconds of the retirement allowance the  
 41 1 member would receive at retirement if the member's employment  
 41 2 had not been terminated, and an additional one twenty-second  
 41 3 of such retirement allowance for each additional year of  
 41 4 service not exceeding twenty-two years of service. The amount  
 41 5 of the retirement allowance shall be calculated in the manner  
 41 6 provided in this paragraph using the average final  
 41 7 compensation at the time of termination of employment.

CODE: Changes vesting from fifteen years to four years and includes a corresponding change to the retirement allowance calculation.

41 8 Sec. 55. Section 411.6, subsection 2, Code 989, are  
 41 9 amended to read as follows:

CODE: Incrementally increases the retirement allowance 2% annually to 60% of average final

## 41 10 2. ALLOWANCE ON SERVICE RETIREMENT.

Compensation by FY 1996.

41 11 a. Upon retirement from service, prior to July 1, 1990, a  
 41 12 member shall receive a service retirement allowance which  
 41 13 shall consist of a pension given by the city which ~~shall equal~~  
 41 14 one-half equals fifty percent of the member's average final  
 41 15 compensation.

41 16 b. Upon retirement from service on or after July 1, 1990,  
 41 17 but before July 1, 1992, a member shall receive a service  
 41 18 retirement allowance which shall consist of a pension which  
 41 19 equals fifty-four percent of the member's average final  
 41 20 compensation.

41 21 c. Commencing July 1, 1992, the system shall increase the  
 41 22 percentage multiplier of the member's average final  
 41 23 compensation by an additional two percent each July 1 until  
 41 24 reaching sixty percent of the member's average final  
 41 25 compensation.

41 26 d. Commencing July 1, 1990, if the member has completed  
 41 27 more-than twenty-two years of creditable service, the service  
 41 28 retirement allowance shall consist of a pension which equals  
 41 29 the amount provided in paragraphs b and c. plus an  
 41 30 additional percentage as set forth below:

41 31 (1) For a member who terminates service, other than by  
 41 32 death or disability, on or after July 1, 1990, but before July  
 41 33 1, 1991, and who does not withdraw the member's contributions  
 41 34 pursuant to section 411.23, upon the member's retirement there  
 41 35 shall be added three-tenths percent of the member's average  
 42 1 final compensation for each year of service over twenty-two  
 42 2 years, excluding years of service after the member's fifty-  
 42 3 fifth birthday. However, this subparagraph does not apply to  
 42 4 more than eight additional years of service.

42 5 (2) For a member who terminates service, other than by  
 42 6 death or disability, on or after July 1, 1991, and who does  
 42 7 not withdraw the member's contributions pursuant to section  
 42 8 411.23, upon the member's retirement there shall be added six-  
 42 9 tenths percent of the member's average final compensation for  
 42 10 each year of service over twenty-two years, excluding years of  
 42 11 service after the member's fifty-fifth birthday. However,  
 42 12 this subparagraph does not apply to more than eight additional  
 42 13 years of service.

CODE: Members retiring in FY 1991 will receive 0.3% of their average final compensation for each year beyond 22 years of service before age 55 with a maximum of eight additional years. Members retiring after July 1, 1991, will receive 0.6% for each additional year with the same conditions.

42 14 Sec. 56. Section 411.6, subsection 3, Code 1989, is  
 42 15 amended to read as follows:  
 42 16 **3. ORDINARY DISABILITY RETIREMENT BENEFIT.** Upon the  
 42 17 application, to the system, of a member in service or of the  
 42 18 chief of the police or fire departments, respectively, any  
 42 19 member shall be retired by the ~~respective board of trustees~~  
 42 20 system, not less than thirty and not more than ninety days  
 42 21 next following the date of filing ~~sueh~~ the application, on an  
 42 22 ordinary disability retirement allowance, ~~provided, that~~ if  
 42 23 the medical board after a medical examination of ~~sueh~~ the  
 42 24 member ~~shall certify~~ certifies that ~~said~~ the member is  
 42 25 mentally or physically incapacitated for further performance  
 42 26 of duty, that ~~sueh~~ the incapacity is likely to be permanent,  
 42 27 and that ~~sueh~~ the member should be retired.

CODE: Changes language so that the application is made to the unified statewide system rather than the local board of trustees.

42 28 Sec. 57. Section 411.6, subsection 5, unnumbered  
 42 29 paragraphs 1 and 2, Code 1989, are amended to read as follows:  
 42 30 **ACCIDENTAL DISABILITY BENEFIT.** Upon application, to the  
 42 31 system, of a member in service or of the chief of the police  
 42 32 or fire departments, respectively, any member who has become  
 42 33 totally and permanently incapacitated for duty as the natural  
 42 34 and proximate result of an injury or disease incurred in or  
 42 35 aggravated by the actual performance of duty at some definite  
 43 1 time and place, or while acting pursuant to order, outside of  
 43 2 the city by which the member is regularly employed, shall be  
 43 3 retired by the ~~respective board of trustees~~ system, ~~provided,~~  
 43 4 ~~that~~ if the medical board ~~shall certify~~ certifies that ~~sueh~~  
 43 5 the member is mentally or physically incapacitated for further  
 43 6 performance of duty, that ~~sueh~~ the incapacity is likely to be  
 43 7 permanent, and that ~~sueh~~ the member should be retired.  
 43 8 ~~Should~~ If a member in service or the chief of the police or  
 43 9 fire departments ~~become~~ becomes incapacitated for duty as a  
 43 10 natural or proximate result of an injury or disease incurred  
 43 11 in or aggravated by the actual performance of duty at some  
 43 12 definite time or place or while acting, pursuant to order,  
 43 13 outside the city by which the member is regularly employed,  
 43 14 the member ~~shall~~, upon being found to be temporarily  
 43 15 incapacitated following ~~an a medical~~ examination ~~by the board~~  
 43 16 ~~of trustees,~~ be as directed by the system, is entitled to  
 43 17 receive the member's full pay and allowances from the city's  
 43 18 general fund until re-examined ~~by the board~~ as directed by the

CODE: Changes language to be consistent with a unified statewide system.

43 19 system and found to be fully recovered or permanently  
43 20 disabled.

43 21 Sec. 58. Section 411.6, subsection 6, Code 1989, is  
43 22 amended to read as follows:  
43 23 6. RETIREMENT AFTER ACCIDENT,  
43 24 a. Upon retirement for accidental disability prior to July  
43 25 1, 1990, a member shall receive an accidental disability  
43 26 retirement allowance which shall consist of a pension equal to  
43 27 sixty-six and two-thirds percent of the member's average final  
43 28 compensation.  
43 29 b. Upon retirement for accidental disability on or after  
43 30 July 1, 1990, a member shall receive an accidental disability  
43 31 retirement allowance which shall consist of a pension equal to  
43 32 sixty percent of the member's average final compensation.

CODE: Reduces the accidental disability retirement for those retiring after July 1, 1990, from 66.6% to 60% of average final compensation. This is the same pension level as received by regular full-term retirees.

43 33 Sec. 59. Section 411.6, subsection 7, unnumbered paragraph  
43 34 1, Code 1989, is amended to read as follows:  
43 35 RE-EXAMINATION OF BENEFICIARIES RETIRED ON ACCOUNT OF  
44 1 DISABILITY. Once each year during the first five years  
44 2 following the retirement of a member on a disability  
44 3 retirement allowance, and once in every three-year period  
44 4 thereafter, the ~~respective board of trustees~~ system may, and  
44 5 upon the member's application shall, require any disability  
44 6 beneficiary who has not yet attained age fifty-five to undergo  
44 7 a medical examination at a place designated by the medical  
44 8 board. ~~Such~~ The examination shall be made by the medical  
44 9 board or in special cases, by an additional physician or  
44 10 physicians designated by such board. ~~Should~~ If any disability  
44 11 beneficiary who has not attained the age of fifty-five ~~refuse~~  
44 12 ~~refuses~~ to submit to ~~such the~~ medical examination, the  
44 13 member's allowance may be discontinued until withdrawal of  
44 14 such refusal, and ~~should~~ if the refusal ~~continue~~ continues for  
44 15 one year all rights in and to the member's pension may be  
44 16 revoked by the ~~respective board of trustees~~ system.

CODE: Language change to be consistent with a unified statewide system.

44 17 Sec. 60. Section 411.6, subsection 7, paragraph a,  
44 18 unnumbered paragraph 2, Code 1989, is amended to read as  
44 19 follows:  
44 20 A beneficiary retired under this paragraph, in order to be  
44 21 eligible for continued receipt of retirement benefits, shall

CODE: Language change to be consistent with a unified statewide system.



44 22 no later than May 15 of each year submit to the ~~board-of~~  
 44 23 ~~trustees~~ system a copy of the beneficiary's federal individual  
 44 24 income tax return for the preceding year.

44 25 Sec. 61. Section 411.6, subsection 8, paragraph a, Code  
 44 26 1989, is amended to read as follows:  
 44 27 a. Upon the receipt of proof of the death of a member in  
 44 28 service, or a member not in service who has completed ~~fifteen~~  
 44 29 ~~four~~ or more years of service as provided in subsection 1,  
 44 30 paragraph b, there shall be paid to the person designated by  
 44 31 the member to the ~~board-of-trustees~~ system as the member's  
 44 32 beneficiary if the member has had one or more years of  
 44 33 membership service and no pension is payable under subsection  
 44 34 9, an amount equal to fifty percent of the compensation  
 44 35 earnable by the member during the year immediately preceding  
 45 1 the member's death if the member is in service, or an amount  
 45 2 equal to fifty percent of the compensation earned by the  
 45 3 member during the member's last year of service if the member  
 45 4 is not in service.

45 5 Sec. 62. Section 411.6, subsection 8, paragraph b, Code  
 45 6 1989, is amended by adding the following new unnumbered  
 45 7 paragraph:  
 45 8 **NEW UNNUMBERED PARAGRAPH.** Notwithstanding section 411.6,  
 45 9 subsection 8, Code 1985, effective July 1, 1990, for a  
 45 10 member's surviving spouse who, prior to July 1, 1986, elected  
 45 11 to receive pension benefits under this paragraph, the monthly  
 45 12 pension benefit shall be equal to one-twelfth of forty percent  
 45 13 of the average final compensation of the member.

CODE: The death benefit is changed to correspond with four year vesting. Language is changed to be consistent with a unified statewide system.

CODE: Beginning July 1, 1990, a member's surviving spouse who elected to receive pension benefits prior to July 1, 1986, will receive 40% of the member's average final compensation.

CODE: Language change to be consistent with a unified statewide system.

45 21 child or children, divided as the ~~board-of-trustees~~ system  
 45 22 determines, to continue as a joint and survivor pension until  
 45 23 every child of the member dies or attains the age of eighteen,

45 25 (3) If there is no surviving spouse or child, then the  
 45 26 member's dependent father or mother, or both, as the board of  
 45 27 trustees system determines, to continue until remarriage or  
 45 28 death.

45 29 Sec. 64. Section 411.6, subsection 9, unnumbered paragraph  
 45 30 1, Code 1989, is amended to read as follows:  
 45 31 ACCIDENTAL DEATH BENEFIT. If, upon the receipt of evidence  
 45 32 and proof from the chief of the police or fire department that  
 45 33 the death of a member in service ~~or the chief of police or~~  
 45 34 ~~fire departments~~ was the natural and proximate result of an  
 45 35 injury or disease incurred in or aggravated by the actual  
 46 1 performance of duty at some definite time and place, or while  
 46 2 acting pursuant to order, outside of the city by which the  
 46 3 member is regularly employed, the ~~board of trustees shall~~  
 46 4 ~~decide~~ system decides that death was so caused in the  
 46 5 performance of duty there shall be paid, in lieu of the  
 46 6 ordinary death benefit provided in subsection 8 of this  
 46 7 section, to the member's estate or to such person having an  
 46 8 insurable interest in the member's life as the member ~~shall~~  
 46 9 ~~have~~ has nominated by written designation duly executed and  
 46 10 filed with the ~~respective board of trustees~~ system the  
 46 11 benefits set forth in paragraphs a and b of this  
 46 12 subsection:

46 13 Sec. 65. Section 411.6, subsection 12, paragraph a,  
 46 14 subparagraphs (1), (2), and (3), Code 1989, are amended to  
 46 15 read as follows:  
 46 16 (1) Twenty-five percent for members receiving a service  
 46 17 retirement allowance and for beneficiaries receiving a pension  
 46 18 under subsection 9 of this section. However, effective July  
 46 19 1, 1990, for members who retired before that date, thirty  
 46 20 percent shall be the applicable percentage for members and  
 46 21 beneficiaries under this subparagraph.  
 46 22 (2) ~~Twenty~~ Twenty-five percent for members with five or  
 46 23 more years of membership service who are receiving an ordinary  
 46 24 disability retirement allowance. ~~However, effective July 1,~~  
 46 25 ~~\$984, for members who retired before July 1, 1979, and~~  
 46 26 ~~effective July 1, 1988, for members who retire on or after~~  
 46 27 ~~July 1, 1988, twenty five percent shall be used for members~~  
 46 28 ~~who are receiving an ordinary disability allowance.~~ However,

CODE: Language change to be consistent with a unified statewide system.

CODE: Increases the percentage adjustment from 25% to 30% for persons retired before July 1, 1990. The adjustment will increase retirement allowances by 30% of the difference between the retiree's pay scale at retirement and what his or her pay scale would be if still an active member.

Increases the percentage adjustment from 20% to 25% for members with five or more years of service who receive an ordinary disability retirement allowance. The adjustment is increased to 30% for those retired before July 1, 1990.

Increases the percentage adjustment from 12.5% to 15% for members with less than five years of service who receive an ordinary disability retirement allowance

46 29 effective July 1, 1990, for members who retired before that  
 46 30 date, thirty percent shall be the applicable percentage for  
 46 31 members under this subparagraph.

and who retired before July 1, 1990.

46 32 (3) Twelve and one-half percent for members with less than  
 46 33 five years of membership service who are receiving an ordinary  
 46 34 disability retirement allowance, and for beneficiaries  
 46 35 receiving a pension under subsection 8 of this section.

47 1 However, effective July 1, 1990, for members who retired  
 47 2 before that date, fifteen percent shall be the applicable  
 47 3 percentage for members and beneficiaries under this  
 47 4 subparagraph.

47 5 Sec. 66. Section 411.6, Code 1989, is amended by adding  
 47 6 the following new subsection:  
 47 7 NEW SUBSECTION. 13. REMARRIAGE OF SURVIVING SPOUSE.  
 47 8 Effective July 1, 1990, for a member who died prior to July 1,  
 47 9 1988, if the member's surviving spouse remarried prior to July  
 47 10 1, 1988, the remarriage does not make the spouse ineligible  
 47 11 under subsection 8, paragraph c, subparagraphs (1) and (2),  
 47 12 to receive benefits under subsections 8, 9, 11, and 12.

CODE: The surviving spouse of a member who died prior to July 1, 1988, does not lose eligibility for benefits if he or she remarried prior to July 1, 1988.

47 13 Sec. 67. NEW SECTION. 411.6A OPTIONAL RETIREMENT  
 47 14 BENEFITS.

CODE: Allows the member to select optional benefit payment arrangements that are the actuarial equivalent of those specified.

47 15 In lieu of the retirement benefits otherwise provided upon  
 47 16 service retirement for members of the system and the members'  
 47 17 beneficiaries, members may elect to receive an optional  
 47 18 retirement benefit during the member's lifetime and have the  
 47 19 optional retirement benefit, or a designated fraction of the  
 47 20 optional retirement benefit, continued and paid to the  
 47 21 member's beneficiary after the member's death and during the  
 47 22 lifetime of the beneficiary.

DETAIL: It is anticipated that retiring members will have payout and benefit options similar to those offered under IPERS. By being actuarially equivalent, the cost to the system of the different options will be the same.

47 23 The member shall make the election request in writing to  
 47 24 the board of trustees at the time of the member's service  
 47 25 retirement. The election is subject to the approval of the  
 47 26 board of trustees. If the member is married, the election of  
 47 27 an option under this section requires the written  
 47 28 acknowledgement of the member's spouse.

47 29 A member's optional retirement benefits shall be the  
 47 30 actuarial equivalent of the amount of the retirement benefits  
 47 31 payable to the member and the member's beneficiaries under the  
 47 32 service retirement provisions of this chapter. The actuarial

47 33 equivalent shall be based on the mortality and interest

47 34 assumptions set out in section 411.5.

47 35 If the member dies without a beneficiary prior to receipt  
48 1 in benefits of an amount equal to the total amount remaining  
48 2 to the member's credit at the time of separation from service,  
48 3 the election is void.

48 4 If the member dies with a beneficiary and the beneficiary  
48 5 subsequently dies prior to receipt in retirement benefits by  
48 6 both the member and the beneficiary of an amount equal to the  
48 7 total amount remaining to the member's credit at the time of  
48 8 separation from service, the election remains valid.

48 9 For the purpose of this section, beneficiary means a  
48 10 spouse, child, or a dependent parent.

48 11 Sec. 68. Section 411.7, Code 1989, is amended to read as  
48 12 follows:

48 13 **411.7** MANAGEMENT OF FUNDS.

48 14 **1.** The ~~respective boards~~ board of trustees ~~shall be~~ is the  
48 15 trustees trustee of the ~~several funds~~ fire and police  
48 16 retirement fund created ~~by this chapter as provided~~ in section  
48 17 411.8 and shall ~~have full power to invest and reinvest such~~  
48 18 funds annually establish an investment policy to govern the  
48 19 investment and reinvestment of the moneys in the fund, subject  
48 20 to the terms, conditions, limitations and restrictions imposed  
48 21 by subsection 2 ~~of this section, and subject.~~ Subject to like  
48 22 terms, conditions, limitations, and restrictions ~~said trustees~~  
48 23 ~~shall have~~ the system has full power to hold, purchase, sell,  
48 24 assign, transfer, or dispose of any of the securities and  
48 25 investments in which ~~any of the funds created herein shall~~  
48 26 have fund has been invested, as well as of the proceeds of  
48 27 ~~said the~~ investments and any moneys belonging to ~~said funds~~  
48 28 the fund.

48 29 **2.** The ~~city treasurer may~~ secretary of the board of  
48 30 trustees shall invest, ~~at the direction of~~ in accordance with  
48 31 the investment policy established by the ~~respective boards~~  
48 32 board of trustees, ~~8 the~~ portion of the funds fund established  
48 33 in section 411.8 which in the judgment of the ~~respective~~  
48 34 ~~boards are~~ board is not needed for current payment of benefits  
48 35 under this chapter in investments authorized in section 978.7.

49 1 subsection 2, paragraph b, for moneys in the Iowa public

49 2 employees' retirement fund.

CODE: Language and responsibilities are modified to be consistent with a unified statewide retirement system for police and fire fighters. The Board of Trustees annually establishes an investment policy for the retirement fund. The Secretary of the Board is to invest the funds according to that policy. The Secretary is custodian of the fund. Payments are made by vouchers signed by two persons designated by the Board. The system may use a master custodian bank. Members of the Board and Board staff may not have any direct interest in gains or profits of any investment of the fund.

49 3 ~~The board of trustees may negotiate a joint agreement under~~  
49 4 ~~chapter 28E with another board of trustees, a utility board, a~~  
49 5 ~~city council, or all of these, that provides for the joint~~  
49 6 ~~investment of moneys under the control of the boards of~~  
49 7 ~~trustees, the utility board, and the city council. The~~  
49 8 ~~investment of the moneys is subject to this section and~~  
49 9 ~~section 452.10 and to the limitations stated in the joint~~  
49 10 ~~agreement.~~  
49 11 3. The ~~treasurer of the said cities shall be~~ secretary of  
49 12 the board of trustees is the custodian of the ~~several funds~~  
49 13 fire and police retirement fund. All payments from ~~said funds~~  
49 14 the fund shall be made by the treasurer secretary only upon  
49 15 vouchers signed by two persons designated by the ~~respective~~  
49 16 ~~board of trustees. A duly attested copy of the resolution of~~  
49 17 ~~the respective board of trustees designating such persons and~~  
49 18 ~~bearing on its face specimen signatures of such persons shall~~  
49 19 ~~be filed with the treasurer as the treasurer's authority for~~  
49 20 ~~making payments upon such vouchers. No voucher shall be drawn~~  
49 21 ~~unless it shall previously have been allowed by resolution of~~  
49 22 ~~the respective board of trustees.~~ The system may select  
49 23 master custodian banks to provide custody of the assets of the  
49 24 retirement system.  
49 25 4. ~~For the purpose of meeting disbursements for pensions,~~  
49 26 ~~annuities, and other payments, there may be kept available~~  
49 27 ~~cash not exceeding ten percent of the total amount in the~~  
49 28 ~~several funds of the retirement system on deposit in one w~~  
49 29 ~~more banks or trust companies in said cities, organized under~~  
49 30 ~~the laws of the state of Iowa, or of the United States,~~  
49 31 ~~provided, that the amount on deposit in any one bank or trust~~  
49 32 ~~company shall not exceed twenty five percent of the paid-up~~  
49 33 ~~capital and surplus of such bank or trust company.~~  
49 34 5 4. ~~No trustee and no~~ A member or employee of either the  
49 35 board of trustees shall not have any direct interest in the  
50 1 gains or profits of any investment made by the ~~respective~~  
50 2 boards board of trustees, other than as a member of the  
50 3 system. No A trustee shall not receive any pay or emolument  
50 4 for the trustee's services except as secretary. No trustee A  
50 5 member or employee of either the board of trustees shall not  
50 6 directly or indirectly for the trustee or employee or as an  
50 7 agent in any manner use the assets of the retirement system  
50 8 except to make ~~such~~ current and necessary payments as ~~are~~

50 9 authorized by the board of trustees, nor shall any trustee or  
 50 10 employee of the boards system become an endorser or surety or  
 50 11 become in any manner an obligor for moneys loaned by or  
 50 12 borrowed from the ~~respective board of trustees~~ system.

50 13 Sec. 69. Section 411.8, unnumbered paragraph 1, Code 1989,  
 50 14 is amended to read as follows:

50 15 All the assets of each the retirement system created and  
 50 16 established by this chapter shall be credited ~~according to the~~  
 50 17 ~~purpose for which they are held to one of three funds, namely,~~  
 50 18 ~~the pension accumulation fund, the pension reserve fund, and~~  
 50 19 ~~the expense fund~~ to the fire and police retirement fund, which  
 50 20 is hereby created. As used in this section, fund means the  
 50 21 fire and police retirement fund.

CODE: Language is changed to create the Fire and Police Retirement Fund for the unified statewide system.

50 22 Sec. 70. Section 411.8, subsection 1, unnumbered paragraph  
 50 23 1 and paragraph a, Code 1989, are amended to read as follows:

50 24 ~~PENSION-ACCUMULATION FUND. The pension accumulation fund~~  
 50 25 ~~shall be the fund in which shall be accumulated all~~ All moneys  
 50 26 for the payment of all pensions and other benefits payable  
 50 27 from contributions made by the said participating cities, ~~the~~  
 50 28 state, and the members ~~and from which shall be paid the lump-~~  
 50 29 ~~sum death~~ shall be accumulated in the fund. The refunds and  
 50 30 benefits for all members ~~payable from the said contributions~~  
 50 31 and beneficiaries shall be payable from the fund.

CODE: Payments formerly going into the various Pension Accumulation Funds are to be placed in the Fire and Police Retirement Fund.

50 32 Contributions to and payments from the ~~pension accumulation~~  
 50 33 fund shall be as follows:

50 34 a. On account of each member there shall be paid annually  
 50 35 into the ~~pension accumulation~~ fund by the said participating  
 51 1 cities an amount equal to a certain percentage of the earnable  
 51 2 compensation of the member to be known as the normal  
 51 3 contribution. The rate percent of such contribution shall be  
 51 4 fixed on the basis of the liabilities of the retirement system  
 51 5 as shown by annual actuarial valuations.

51 6 Sec. 71. Section 411.8, subsection 1, paragraph b, Code  
 51 7 1989, is amended to read as follows:

51 8 b. On the basis of the rate of interest and of such the  
 51 9 mortality, interest and other tables ~~as shall be~~ adopted by  
 51 10 the ~~boards of trustees~~ system, the actuary engaged by the said  
 51 11 boards system to make each valuation required by this chapter,

CODE: Language changes to be consistent with the unified statewide system. The minimum normal contribution rate for cities is set at 17%. After July 1, 1996, the normal contribution rate will be actuarially determined and set to cover 60% of the total liabilities or 17%, whichever is greater.

51 12 shall immediately after making such valuation, determine the  
 51 13 normal contribution rate. ~~The~~ Except as otherwise provided  
 51 14 in this lettered paragraph, the normal contribution rate shall  
 51 15 be the rate percent of the earnable compensation of all  
 51 16 members obtained by deducting from the total liabilities of  
 51 17 the fund the amount of the funds in hand to the credit of the  
 51 18 fund and dividing the remainder by one percent of the present  
 51 19 value of the prospective future compensation of all members as  
 51 20 computed on the basis of the rate of interest and of mortality  
 51 21 and service tables adopted ~~by the boards of trustees~~, all  
 51 22 reduced by the employee contribution made pursuant to  
 51 23 paragraph f of this subsection. However, the normal rate of  
 51 24 contribution shall not be less than seventeen percent.  
 51 25 Beginning July 1, 1996, and each fiscal year thereafter,  
 51 26 the normal contribution rate shall be the rate percent of the  
 51 27 earnable compensation of all members obtained by deducting  
 51 28 from the total liabilities of the fund the amount of the funds  
 51 29 in hand to the credit of the fund and dividing the remainder  
 51 30 by one percent of the present value of the prospective future  
 51 31 compensation of all members as computed on the basis of the  
 51 32 rate of interest and of mortality and service tables adopted,  
 51 33 multiplied by six-tenths, or seventeen percent, whichever is  
 51 34 greater.  
 51 35 PARAGRAPH DIVIDED. The normal rate of contribution shall  
 52 1 be determined by the actuary after each valuation.

52 2 Sec. 72. Section 411.8, subsection 1, paragraphs c, d, and  
 52 3 e, Code 1989, are amended to read as follows:  
 52 4 c. The total amount payable in each year to the ~~pension~~  
 52 5 ~~accumulation~~ fund shall be not less than the rate percent  
 52 6 known as the normal contribution rate of the total  
 52 7 compensation earnable by all members during the year,  
 52 8 ~~provided, however, that~~ but the aggregate payment by the ~~said~~  
 52 9 participating cities ~~shall~~ must be sufficient when combined  
 52 10 with the amount in the fund to provide the pensions and other  
 52 11 benefits payable out of the fund during the then current year.  
 52 12 d. All lump-sum death benefits on account of death in  
 52 13 active service payable from contributions of the said cities  
 52 14 shall be paid from the ~~pension-accumulation~~ fund.  
 52 15 ~~e. Upon the retirement or death of a member an amount~~  
 52 16 ~~equal to the pension reserve on any pension payable to the~~

CODE: Strikes reference to the Pension Accumulation Fund and the Pension Reserve Fund. Participating cities make payments into the one statewide retirement fund. The payments must be sufficient, when combined with fund assets, to cover liabilities.

52 17 ~~member or on account of the member's death shall be~~  
 52 18 ~~transferred from the pension accumulation fund to the pension~~  
 52 19 ~~reserve fund.~~

52 20     Sec. 73. Section ~~411.8~~, subsection 1, paragraph f, Code  
 52 21 1989, is amended to read as follows:  
 52 22     f. Except as otherwise provided in paragraph h:  
 52 23     (1) An amount equal to three and one-tenth percent of each  
 52 24 member's compensation from the earnable compensation of the  
 52 25 member shall be paid to the pension accumulation fund for the  
 52 26 fiscal year beginning July 1, 1989.  
 52 27     (2) An amount equal to four and one-tenth percent of each  
 52 28 member's Compensation from the earnable compensation of the  
 52 29 member shall be paid to the fund for the fiscal year beginning  
 52 30 July 1, 1990.  
 52 31     (3) An amount equal to five and one-tenth percent of each  
 52 32 member's compensation from the earnable compensation of the  
 52 33 member shall be paid to the fund for the fiscal year beginning  
 52 34 July 1, 1991.  
 52 35     (4) An amount equal to six and one-tenth percent of each  
 53 1 member's compensation from the earnable compensation of the  
 53 2 member shall be paid to the fund for the fiscal year beginning  
 53 3 July 1, 1992.  
 53 4     (5) An amount equal to seven and one-tenth percent of each  
 53 5 member's compensation from the earnable compensation of the  
 53 6 member shall be Daid to the fund for the fiscal year beginning  
 53 7 July 1, 1993.  
 53 8     (6) An amount equal to eight and one-tenth percent of each  
 53 9 member's compensation from the earnable compensation of the  
 53 10 member shall be Daid to the fund for the fiscal year beginning  
 53 11 July 1, 1994.  
 53 12     (7) An amount equal to nine and one-tenth percent of each  
 53 13 member's compensation from the earnable compensation of the  
 53 14 member shall be paid to the fund for the fiscal year beginning  
 53 15 July 1, 1995.  
 53 16     (8) Beginning July 1, 1996, and each fiscal year  
 53 17 thereafter, the member's contribution rate shall be the rate  
 53 18 percent of the earnable compensation of all members obtained  
 53 19 by deducting from the total liabilities of the fund the amount  
 53 20 of the funds in hand to the credit of the fund and dividing  
 53 21 the remainder by one percent of the present value of the

CODE: Increases employee contribution rates 1% annually beginning July 1, 1990 up to 9.1% as of July 1, 1995. Beginning July 1, 1996, member's contribution rates will be 40% of total liabilities or 9.1%, which ever is greater. If benefits changes by subsequent General Assemblies cannot be covered by the established contribution rates, then the member's contribution rate will be increased up to 11.3% to pay for the enhancements. If further increases are necessary to pay for the enhancements, then these increases will be split 60% to the employers and 40% to the members. Contribution rates are to be determined by an actuarial valuation.



53 22 prospective future compensation of all members as computed on  
 53 23 the basis of the rate of interest and of mortality and service  
 53 24 tables adopted, multiplied by four-tenths, or nine and one-  
 53 25 tenth percent, whichever is greater. However, the system  
 53 26 shall increase this percentage for its members as necessary to  
 53 27 cover any increase in cost to the system resulting from  
 53 28 statutory changes which are enacted by any session of the  
 53 29 general assembly meeting after January 1, 1991, if the  
 53 30 increase cannot be absorbed within the contribution rates  
 53 31 otherwise established pursuant to this paragraph, but subject  
 53 32 to a maximum employee contribution rate of eleven and three-  
 53 33 tenths percent. After the employee contribution reaches the  
 53 34 maximum rate specified in this subparagraph, sixty percent of  
 53 35 the additional cost of such statutory changes shall be paid by  
 54 1 employers under paragraph c and forty percent of the  
 54 2 additional cost shall be paid by employees under this  
 54 3 paragraph.  
 54 4 Beginning July 1, 1996, and each fiscal year thereafter, an  
 54 5 amount equal to the member's contribution rate times each  
 54 6 member's compensation shall be paid to the fund from the  
 54 7 earnable compensation of the member.  
 54 8 The total amount to be contributed by the member shall be  
 54 9 determined by the actuary after each valuation.

54 10 Sec. 74. Section 411.8, subsection 1, paragraph g, Code  
 54 11 1989, is amended to read as follows:  
 54 12 g. ~~Each board of trustees~~ The system shall certify to the  
 54 13 superintendent of public safety as defined in this chapter and  
 54 14 the superintendent of public safety as defined in this chapter  
 54 15 shall cause to be deducted from the earnable compensation of  
 54 16 each member the contribution required under ~~paragraph f of~~  
 54 17 this subsection and shall forward the contributions to the  
 54 18 ~~board of trustees~~ system for recording and for deposit in the  
 54 19 ~~pension accumulation~~ fund.  
 54 20 The deductions provided for under this ~~subsection~~ paragraph  
 54 21 shall be made notwithstanding that the minimum compensation  
 54 22 provided by law for any member is reduced. Every member is  
 54 23 deemed to consent to the deductions made under this ~~section~~  
 54 24 paragraph.

54 25 Sec. 75. Section 411.8, subsection 1, Code 1989, is

CODE: The language referring to local boards of trustees is changed to refer to a unified statewide system.

CODE: The phase-in of the increase to members'

54 26 amended by adding the following new paragraph:

54 27 NEW PARAGRAPH. h. Notwithstanding the provisions of  
54 28 paragraph f, the following transition percentages apply to  
54 29 members' contributions as specified:

54 30 (1) For members who on July 1, 1990, have attained the age  
54 31 of forty-nine years or more, an amount equal to nine and one-  
54 32 tenth percent of each member's compensation from the earnable  
54 33 compensation of the member shall be paid to the fund for the  
54 34 fiscal year beginning July 1, 1990, and each subsequent fiscal  
54 35 year until the fiscal year beginning July 1, 1996, when  
55 1 paragraph f, subparagraph (8), applies.

55 2 (2) For members who on July 1, 1990, have attained the age  
55 3 of forty-eight years but have not attained the age of forty-  
55 4 nine years, an amount equal to eight and one-tenth percent  
55 5 shall be paid for the fiscal year beginning July 1, 1990, and  
55 6 an amount equal to nine and one-tenth percent shall be paid  
55 7 for the fiscal year beginning July 1, 1991, and each  
55 8 subsequent fiscal year thereafter until the fiscal year  
55 9 beginning July 1, 1996, when paragraph f, subparagraph (8).  
55 10 applies.

55 11 (3) For members who on July 1, 1990, have attained the age  
55 12 of forty-seven years but have not attained the age of forty-  
55 13 eight years, an amount equal to seven and one-tenth percent  
55 14 shall be paid for the fiscal year beginning July 1, 1990, an  
55 15 amount equal to eight and one-tenth percent shall be paid for  
55 16 the fiscal year beginning July 1, 1991, and an amount equal to  
55 17 nine and one-tenth percent shall be paid for the fiscal year  
55 18 beginning July 1, 1992, and each subsequent fiscal year until  
55 19 the fiscal year beginning July 1, 1996, when paragraph f,  
55 20 subparagraph (8), applies.

55 21 (4) For members who on July 1, 1990, have attained the age  
55 22 of forty-six years but have not attained the age of forty-  
55 23 seven years, an amount equal to six and one-tenth percent  
55 24 shall be paid for the fiscal year beginning July 1, 1990, an  
55 25 amount equal to seven and one-tenth percent shall be paid for  
55 26 the fiscal year beginning July 1, 1991, an amount equal to  
55 27 eight and one-tenth percent shall be paid for the fiscal year  
55 28 beginning July 1, 1992, and an amount equal to nine and one-  
55 29 tenth percent shall be paid for the fiscal year beginning July  
55 30 1, 1993, and each subsequent fiscal year until the fiscal year  
55 31 beginning July 1, 1996, when paragraph f, subparagraph (8),

contribution rates is shortened for older members. Persons 49 years old begin immediately on July 1, 1990, paying 9.1% of earnable compensation; 48 year-olds pay 8.1% in FY 1991 and go to 9.1% in FY 1992; 47 year-olds start at 7.1%. 46 year-olds start at 6.1%, 45 year-olds start at 5.1%. and 44 year-olds and younger start at 4.1% (see Section 73); their contribution rates increase 1% annually. Beginning July 1, 1996, member's contribution rates will be set as specified in Section 73.

55 32 applies.

55 33 (5) For members who on July 1, 1990, have attained the age  
 55 34 of forty-five years but have not attained the age of forty-six  
 55 35 years, an amount equal to five and one-tenth percent shall be  
 56 1 paid for the fiscal year beginning July 1, 1990, an amount  
 56 2 equal to six and one-tenth percent shall be paid for the  
 56 3 fiscal year beginning July 1, 1991, an amount equal to seven  
 56 4 and one-tenth percent shall be paid for the fiscal year  
 56 5 beginning July 1, 1992, an amount equal to eight and one-tenth  
 56 6 percent shall be paid for the fiscal year beginning July 1,  
 56 7 1993, and an amount equal to nine and one-tenth percent shall  
 56 8 be paid for the fiscal years beginning July 1, 1994, and July  
 56 9 1, 1995. Beginning July 1, 1996, paragraph f, subparagraph  
 56 10 (8), applies.

56 11 Sec. 76. Section 411.8, subsection 2, Code 1989, is  
 56 12 amended by striking the subsection.

CODE: The Pension Reserve Fund is eliminated. Assets had accumulated in the Accumulation Fund for active members. Upon retirement, the accumulated assets were transferred to the Pension Reserve Fund and payments were made from this fund to retired members. The new statewide fund will perform both the function of accumulating assets and of paying liabilities, thus eliminating the need for two separate funds.

56 13 Sec. 77. Section 411.8, subsection 3, Code 1989, is  
 56 14 amended to read as follows:  
 56 15 3. ~~EXPENSE FUND. The expense fund shall be the fund to~~  
 56 16 ~~which shall be credited all money provided by the said cities~~  
 56 17 ~~to pay the administrative expenses of the retirement system~~  
 56 18 ~~and from which shall be paid all the expenses necessary in~~  
 56 19 ~~connection with the administration and operation of the~~  
 56 20 ~~system.~~ Annually the ~~boards~~ board of trustees shall estimate  
 56 21 budget the amount of money necessary ~~to be paid into the~~  
 56 22 ~~expense fund~~ during the ensuing year to provide for the  
 56 23 expense of operation of the retirement system. The operating  
 56 24 expenses shall be financed from the income derived from the  
 56 25 system's investments. Investment management expenses shall be  
 56 26 charged directly to the investment income of the system.

CODE: Requires Board of Trustees to prepare a budget and finance operating expenses from investment income. Investment management expenses are to be charged against investment income.

PG LN	House File 2543	Explanation
<p>56 27 Sec. 78. Section 411.11, Code 1989, is amended to read as  56 28 follows:  56 29 411.11 CONTRIBUTIONS BY THE CITY.  56 30 On or before January 1 of each year the <del>respective boards</del>  56 31 <del>of trustees</del> system shall certify to the superintendent of  56 32 public safety <u>of each participating city</u> the amounts which  56 33 will become due and payable during the year next following to  56 34 the <del>pension accumulation</del> fire and police retirement fund <del>and</del>  56 35 <del>the expense fund</del>. The amounts so certified shall be included  57 1 by the superintendent of public safety in the annual budget  57 2 estimate. The amounts so certified shall be appropriated by  57 3 the respective cities and transferred to the retirement system  57 4 for the ensuing year. The cities shall annually levy a tax  57 5 sufficient in amount to cover the appropriations.  57 6 <del>However, the amounts due and payable for a retirement</del>  57 7 <del>system during its first year, or portion of a year, of</del>  57 8 <del>operation shall be determined using the rates of contribution</del>  57 9 <del>adopted by the board of trustees.</del></p>	<p>Sec. 78. Section 411.11, Code 1989, is amended to read as follows:  411.11 CONTRIBUTIONS BY THE CITY.  On or before January 1 of each year the <del>respective boards of trustees</del> system shall certify to the superintendent of public safety <u>of each participating city</u> the amounts which will become due and payable during the year next following to the <del>pension accumulation</del> fire and police retirement fund <del>and the expense fund</del>. The amounts so certified shall be included by the superintendent of public safety in the annual budget estimate. The amounts so certified shall be appropriated by the respective cities and transferred to the retirement system for the ensuing year. The cities shall annually levy a tax sufficient in amount to cover the appropriations.  <del>However, the amounts due and payable for a retirement system during its first year, or portion of a year, of operation shall be determined using the rates of contribution adopted by the board of trustees.</del></p>	<p>CODE: The language is changed to be consistent with a unified statewide system.</p>
<p>57 10 Sec. 79. Section 411.12, Code 1989, is amended to read as  57 11 follows:  57 12 411.12 GUARANTY.  57 13 The creation and maintenance of moneys in the <del>pension</del>  57 14 <del>accumulation</del> fire and police retirement fund <del>and the</del>  57 15 <del>maintenance of pension reserves</del> as provided for the payment of  57 16 all pensions and other benefits granted under the provisions  57 17 of this chapter and all expenses in connection with the  57 18 administration and operation of the retirement <del>systems</del> <u>system</u>  57 19 are hereby made direct liability obligations of the <del>said</del>  57 20 <u>cities participating in the retirement system.</u></p>	<p>Sec. 79. Section 411.12, Code 1989, is amended to read as follows:  411.12 GUARANTY.  The creation and maintenance of moneys in the <del>pension accumulation</del> fire and police retirement fund <del>and the maintenance of pension reserves</del> as provided for the payment of all pensions and other benefits granted under the provisions of this chapter and all expenses in connection with the administration and operation of the retirement <del>systems</del> <u>system</u> are hereby made direct liability obligations of the <del>said</del> <u>cities participating in the retirement system.</u></p>	<p>CODE: Language changes to be consistent with a unified statewide system that has only one fund rather than the Accumulation Fund and the Pension Reserve Fund. Direct liability obligations are paid from the Fire and Police Retirement Fund.</p>
<p>57 21 Sec. 80. Section 411.13, Code Supplement 1989, is amended  57 22 to read as follows:  57 23 411.13 EXEMPTION FROM EXECUTION.  57 24 The right of any person to a pension, annuity, or  57 25 retirement allowance, to the return of contributions, the  57 26 pension, annuity, or retirement allowance itself, any optional  57 27 benefit or death benefit, any other right accrued or accruing  57 28 to any person under this chapter, and the moneys in the  57 29 <del>various funds</del> fire and police retirement fund created under  57 30 this chapter, are not subject to execution, garnishment,</p>	<p>Sec. 80. Section 411.13, Code Supplement 1989, is amended to read as follows:  411.13 EXEMPTION FROM EXECUTION.  The right of any person to a pension, annuity, or retirement allowance, to the return of contributions, the pension, annuity, or retirement allowance itself, any optional benefit or death benefit, any other right accrued or accruing to any person under this chapter, and the moneys in the <del>various funds</del> fire and police retirement fund created under this chapter, are not subject to execution, garnishment,</p>	<p>CODE: Language changes to be consistent with a unified statewide system.</p>

57 31 attachment, or any other process whatsoever, and are  
57 32 unassignable except as in this chapter specifically provided.

57 33 Sec. 81. Section 411.14, Code 1989, is amended to read as  
57 34 follows:

57 35 411.14 PROTECTION AGAINST FRAUD.

58 1 ~~Any~~ A person who ~~shall~~ knowingly ~~make any~~ makes a false  
58 2 ~~statement;~~ or ~~shall falsify~~ falsifies or ~~permit~~ permits to be  
58 3 falsified any record or records of ~~such~~ the retirement system  
58 4 in ~~any an~~ attempt to defraud ~~such the~~ system as a result of  
58 5 such ~~act,~~ ~~shall be~~ is guilty of a fraudulent practice. ~~Should~~  
58 6 If any change or ~~errors~~ error in records ~~result~~ results in any  
58 7 a member or beneficiary receiving from the retirement system  
58 8 more or less than the member or beneficiary would have been  
58 9 entitled to receive had the records been correct, the  
58 10 ~~respective board of trustees~~ system shall correct ~~such~~ the  
58 11 error, and, as far as practicable, shall adjust the payments  
58 12 in such a manner that the actuarial equivalent of the benefit  
58 13 to which ~~such the~~ member or beneficiary was correctly  
58 14 entitled, shall be paid.

58 15 Sec. 82. Section 411.20, Code 1989, is amended by striking  
58 16 the section and inserting in lieu thereof the following:

58 17 411.20 STATE APPROPRIATION.

58 18 There is appropriated from the general fund of the state  
58 19 for each fiscal year an amount necessary to be distributed to  
58 20 the statewide fire and police retirement system, or to the  
58 21 cities participating in the system, to finance the cost of  
58 22 benefits provided in this chapter by amendments of the Acts of  
58 23 the Sixty-sixth General Assembly, chapter 1089. The method of  
58 24 distribution shall be determined by the board of trustees  
58 25 based on information provided by the actuary of the statewide  
58 26 retirement system.

58 27 Moneys appropriated by the state shall not be used to  
58 28 reduce the normal rate of contribution of any city below  
58 29 seventeen percent.

58 30 Sec. 83. Section 411.21, subsection 2, paragraph g, Code  
58 31 1989, is amended to read as follows:

58 32 g. Member who became vested and vested member mean a  
58 33 member who has been a member of the retirement system fifteen

**CODE:** Language changes to be consistent with a unified statewide system.

**CODE:** Sets the appropriation from the General Fund to pay for only those benefits in place prior to enactment of this bill. The costs of the enhancements in this bill are to be paid for by the cities and members. The cities will pay a minimum contribution rate of 17% and may not use the state appropriation to reduce their contribution rate.

**CODE:** Vesting is changed from 15 years to four years.

58 34 four or more years and is entitled to benefits under this  
58 35 chapter.

59 1    Sec. 84. NEW SECTION. 411.23 WITHDRAWAL OF  
59 2 CONTRIBUTIONS.  
59 3    Commencing July 1, 1990, if an active member, in service on  
59 4 or after that date, terminates service, other than by death or  
59 5 disability, the member may elect to withdraw the member's  
59 6 contributions under section 411.8, subsection 1, paragraphs  
59 7 f and h, together with interest thereon at a rate  
59 8 determined by the board of trustees. If a member withdraws  
59 9 contributions as provided in this section, the member shall be  
59 10 deemed to have waived all claims for other benefits from the  
59 11 system for the period of membership service for which the  
59 12 contributions are withdrawn.

CODE: Permits members to withdraw their portion of the contributions plus interest upon termination of employment. All claims to benefits are waived when contributions are withdrawn.

59 13    Sec. 85. NEW SECTION. 411.35 STATEWIDE SYSTEM  
59 14 ESTABLISHED -- CITY SYSTEMS TERMINATED.  
59 15    1. Effective January 1, 1992, a single statewide fire and  
59 16 police retirement system is established to replace the  
59 17 individual city fire retirement systems and police retirement  
59 18 systems operating under this chapter prior to that date. Each  
59 19 city fire retirement system and police retirement system  
59 20 operating under this chapter prior to January 1, 1992, shall  
59 21 participate in the statewide system. .  
59 22    2. Effective January 1, 1992, each city fire retirement  
59 23 system and police retirement system operating under this  
59 24 chapter prior to that date is terminated, and all membership,  
59 25 benefit rights, and financial obligations under the  
59 26 terminating systems shall be assumed by the statewide fire and  
59 27 police retirement system.

CODE: Establishes statewide system as of January 1, 1992. Cities with retirement systems are required to participate, and all memberships, rights and obligations are transferred to the statewide system.

59 28    Sec. 86. NEW SECTION. 411.36 BOARD OF TRUSTEES FOR  
59 29 STATEWIDE SYSTEM.  
59 30    1. A board of trustees for the statewide fire and police  
59 31 retirement system is created. The board shall consist of  
59 32 thirteen members, including nine voting members and four  
59 33 nonvoting members. The voting members shall be as follows:  
59 34    a. Two fire fighters from different participating cities,  
59 35 one of whom is an active member of the retirement system and  
60 1 one of whom is a retired member. The fire fighters shall be

CODE: Defines membership of the Board of Trustees.

60 2 appointed by the governing body of the Iowa association of  
60 3 professional fire fighters.

60 4 b. Two police officers from different participating  
60 5 cities, one of whom is an active member of the retirement  
60 6 system and one of whom is a retired member. The police  
60 7 officers shall be appointed by the governing body of the Iowa  
60 8 state police association.

60 9 c. The city treasurers of four participating cities, one  
60 10 of whom is from a city having a population of less than forty  
60 11 thousand, and three of whom are from cities having a  
60 12 population of forty thousand or more. The city treasurers  
60 13 shall be appointed by the governing body of the league of Iowa  
60 14 municipalities.

60 15 d. One citizen who does not hold another public office.  
60 16 The citizen shall be appointed by the other members of the  
60 17 board.

60 18 The nonvoting members of the board shall be two state  
60 19 representatives, one appointed by the speaker of the house of  
60 20 representatives and one by the minority leader of the house,  
60 21 and two state senators, one appointed by the majority leader  
60 22 of the senate and one by the minority leader of the senate.

60 23 2. Except as otherwise provided for the initial  
60 24 appointments, the voting members shall be appointed for four-  
60 25 year terms, and the nonvoting members shall be appointed for  
60 26 two-year terms. Terms begin on May 1 in the year of  
60 27 appointment and expire on April 30 in the year of expiration.

60 28 3. Vacancies shall be filled in the same manner as  
60 29 original appointments. A vacancy shall be filled for the  
60 30 unexpired term.

60 31 4. The board shall elect a chairperson from among its own  
60 32 members.

60 33 **Sec. 87. NEW SECTION. 411.37 BOARD RESPONSIBLE FOR**  
60 34 **TRANSITION.**

60 35 1. The board of trustees for the statewide system is  
61 1 responsible for effecting the transition from the city fire  
61 2 and police retirement systems to the statewide fire and police  
61 3 retirement system. The board shall adopt a transition plan  
61 4 and other appropriate transition documents it deems necessary  
61 5 to accomplish the transition in accordance with the  
61 6 requirements of this chapter. The city fire and police

CODE: The Board of Trustees is responsible for the transition to a unified statewide fire and police system. The Board is to adopt a transition plan, and the local systems are to comply with the Board's orders. The plan is to include an equitable process for determining earnable compensation changes and adjustments to pensions. For FY 1991, 10% of the state appropriation to the cities shall be used by the Board to cover the administrative costs of the

61 7 retirement systems shall comply with orders of the board  
61 8 issued pursuant to the transition plan or other transition  
61 9 documents.  
61 10 2. The board shall include in the transition plan or other  
61 11 transition documents, provisions to facilitate continuity  
61 12 under sections 411.20, 411.21, and 411.30 and a recommendation  
61 13 for an equitable process for determining earnable compensation  
61 14 changes when calculating adjustments to pensions under section  
61 15 411.6, subsection 12, to be submitted to the general assembly  
61 16 meeting in 1991.  
61 17 3. For the fiscal year beginning July 1, 1990, ten percent  
61 18 of the amount appropriated for distribution to cities as  
61 19 provided in section 411.20 shall be made available to the  
61 20 board of trustees for the statewide system to cover the  
61 21 administrative costs of the transition. The amount  
61 22 distributed to each city shall be reduced accordingly. The  
61 23 moneys remaining unexpended at the end of the fiscal year  
61 24 shall be credited to the cities in the same proportion as the  
61 25 reduction.

transition.

61 26 Sec. 88. NEW SECTION. 411.38 OBLIGATIONS OF  
61 27 PARTICIPATING CITIES.

61 28 Upon the establishment of the statewide system, each city  
61 29 participating in the statewide fire and police retirement  
61 30 system shall do all of the following:

61 31 1. Pay to the statewide system the normal contribution  
61 32 rate provided pursuant to section 411.8.

61 33 2. Transfer from each terminated city fire or police  
61 34 retirement system to the statewide system amounts sufficient  
61 35 to cover the accrued liabilities of that terminated system as  
62 1 determined by the actuary of the statewide system.

62 2 3. Contribute additional amounts necessary to ensure  
62 3 sufficient financial support for the statewide fire and police  
62 4 retirement system, as determined by the board of trustees  
62 5 based on information provided by the actuary of the statewide  
62 6 system.

62 7 It is the intent of the general assembly that a terminated  
62 8 city fire or police retirement system shall not subsidize any  
62 9 portion of any other system's unfunded liabilities in  
62 10 connection with the transition to the statewide system.

CODE: Requires participating cities to pay the established normal contribution rate, transfer amounts sufficient to cover the accrued liabilities of the terminated system, and contribute additional amounts necessary to ensure sufficient financial support for the statewide system. Unfunded liabilities of any local system are not to be subsidized by another city; each city is to cover its own liabilities.



62 11 Sec. 89. INITIAL STATEWIDE BOARD FOR STATEWIDE SYSTEM.

62 12 1. All members of the initial board of trustees for the  
62 13 statewide fire and police retirement system, except the  
62 14 nonvoting members, shall be appointed from the boards of  
62 15 trustees of the participating fire and police retirement  
62 16 systems.

62 17 2. The terms of the initial appointees shall be as  
62 18 follows:

62 19 a. One fire fighter shall be appointed for a term of four  
62 20 years and one for a term of two years.

62 21 b. One police officer shall be appointed for a term of  
62 22 three years and one for a term of one year.

62 23 c. One city treasurer shall be appointed for a term of  
62 24 four years, one for a term of three years, one for a term of  
62 25 two years, and one for a term of one year.

62 26 d. The citizen member shall be appointed for a term of  
62 27 four years.

62 28 e. The state representatives and state senators shall each  
62 29 be appointed for a term of two years.

62 30 3. Notwithstanding section 411.36, subsection 2, the term  
62 31 of each original appointee commences on the date of  
62 32 appointment and expires on April 30 in the year of expiration.

62 33 4. As soon as possible after the effective date of this  
62 34 section, the director of the legislative service bureau shall  
62 35 call a preliminary meeting of the eight board members  
63 1 appointed as provided in section 411.36, subsection 1,  
63 2 paragraphs a, b, and c for the purpose of appointing the  
63 3 remaining board member and setting a date for the first  
63 4 meeting of the full board. The preliminary meeting shall be  
63 5 held before July 1, 1990. The director of the legislative  
63 6 service bureau shall preside at the preliminary meeting and  
63 7 also at the first meeting of the full board until the board  
63 8 elects a chairperson from among its own members.

63 9 5. The initial board members are entitled to expenses  
63 10 incurred in the performance of their duties during the  
63 11 transition period.

63 12 6. The initial board may engage actuarial and other  
63 13 services as necessary for transition purposes.

CODE: The initial Board of Trustees is appointed to terms of various lengths to stagger the appointments and ensure continuity of the Board. The Section establishing the length of term is notwithstanding.

Requires the Director of the Legislative Service Bureau to call a preliminary meeting prior to July 1, 1990, to complete appointments and to preside until a chairperson is elected.

Permits the Board members to be reimbursed for incurred expenses and the hiring of actuarial and other services necessary for the transition.

<p>63 14    <b>Sec. 90. REPEALS.</b>  63 15    Sections 411.18 and 411.19, Code 1989, are repealed.</p>	<p>CODE: These Sections give cities and members the authority for various transfers between local systems. A unified statewide system negates the need for transfers.</p>
<p>63 16    <b>Sec. 91. STUDY.</b>  63 17    The legislative council shall employ'an actuarial  63 18 consultant to study possible courses of action with respect to  63 19 the retirement systems for public safety peace officers,  63 20 police officers, and fire fighters covered under chapters 97A  63 21 and 411.  63 22    The study of possible courses of action shall include:  63 23    1. Extending the Iowa public employees' retirement system  63 24 and the federal social security system to peace officers,  63 25 police officers, and fire fighters, with the same benefits as  63 26 county sheriffs and deputy sheriffs under section 97B.49,  63 27 subsection 16, paragraph b.  63 28    2. Establishing a system for rating the degree of  63 29 disability under the retirement systems established by  63 30 chapters 97A and 411.  63 31    3. Determining methods of enhancing benefits for current  63 32 retirees and their survivors and determining equity among  63 33 state and local systems, both as to contribution rates and  63 34 benefit formulas.  63 35    4. Revising the system of benefits for members, spouses,  64 1 and other beneficiaries so that members would choose from  64 2 among five benefit options similar to those available under  64 3 the Iowa public employees' retirement system.  64 4    The study shall consider each of the possible courses of  64 5 action with respect to (a) persons currently under the  64 6 retirement systems established by chapters 97A and 411, and  64 7 (b) persons newly hired as peace officers, police officers,  64 8 and fire fighters.  64 9    The study shall also extend to consideration of changes in  64 10 provisions governing coverage of temporary employees under the  64 11 Iowa public employees' retirement system, including the issue  64 12 of whether coverage under the proposed changes should be  64 13 mandatory or optional for the employee.  64 14    The study shall be conducted in accordance with the guiding  64 15 goals and principles set forth in section 970.1.</p>	<p>Requires the Legislative Council to employ an actuarial consultant and study the retirement systems for peace officers, police officers and fire fighters covered under Chapters 97A and 411.</p> <p>The Legislative Service Bureau is to coordinate the study in consultation with the Legislative Fiscal Bureau and IPERS Division.</p>

64 16 The legislative service bureau shall coordinate the study,  
 64 17 in consultation with the legislative fiscal bureau and the  
 64 18 public employees' retirement system division of the department  
 64 19 of personnel.  
 64 20 The study shall be completed and a report submitted to the  
 64 21 general assembly not later than December 1, 1990.

64 22 Sec. 92. STUDY OF DEFINED CONTRIBUTION PLAN.  
 64 23 1. The Iowa public employees' retirement system shall  
 64 24 conduct a study of the feasibility of initiating an optional,  
 64 25 supplemental defined contribution retirement plan which would  
 64 26 be available to all members in addition to their basic  
 64 27 coverage under the existing system. Under the proposed plan,  
 64 28 employees electing to participate would be eligible to  
 64 29 contribute up to five percent of their total salary per year  
 64 30 at their option and this would accumulate interest at the rate  
 64 31 credited to members' accounts under basic Iowa public  
 64 32 employees' retirement system coverage, less management  
 64 33 expenses and administrative costs. The funds in the  
 64 34 employee's account would be available to the employee either  
 64 35 upon termination of public employment or at retirement.  
 65 1 2. The Iowa public employees' retirement system shall  
 65 2 provide a preliminary report concerning the study on or after  
 65 3 November 1, 1990, and a final report on or after November 1,  
 65 4 1991. The reports shall be transmitted to the chief clerk of  
 65 5 the house of representatives and the secretary of the senate  
 65 6 for distribution to the general assembly.

65 7 Sec. 93. TRANSFER OF SECTION.  
 65 8 The Code editor shall transfer section 97B.76 to chapter  
 65 9 97D, created by this Act.

65 10 Sec. 94. APPLICABILITY -- EFFECTIVE DATE.  
 65 11 1. Sections 3, 6, 13, 54, 61, and 83 of this Act apply to  
 65 12 members of the Iowa department of public safety peace  
 65 13 officers' retirement, accident, and disability system and  
 65 14 members of police and fire retirement systems who are in  
 65 15 active service on or after the effective date of this Act.  
 65 16 2. Section 22 of this Act is applicable to computations of  
 65 17 years of prior service made on or after the effective date of  
 65 18 this Act.

Requires IPERS to study the feasibility of initiating an optional, supplemental defined contribution retirement plan. Employees could contribute up to 5% of their annual salary.

A preliminary report is due November 1, 1990, and the final report is due November 1, 1991.

CODE: Transfers establishment of the Public Retirement Systems Committee to Chapter 970.

Establishes applicability and effective date for selected Sections of this Act.

PG LN	House File 2543	Explanation
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65 19 3. Sections 1, 48 through 53, 56, 57, 59, 60, 63, 64, 68  
 65 20 through 72, 74, 76 through 82, and 90 of this Act take effect  
 65 21 January 1, 1992.  
 65 22 4. Section 16 of this Act takes effect January 14, 1991.

65 23 Sec. 95. IMMEDIATE EFFECTIVENESS.  
 65 24 Sections 85 through 89 and this section, being deemed of  
 65 25 immediate importance, take effect upon enactment.

Section 85, which establishes the statewide system and terminates the local systems, and Section 89, which creates the initial Board of Trustees, take effect upon enactment of this bill.

65 26 HF 2543  
 65 27 jw/pk/25

# EXECUTIVE SUMMARY

## CHILD CARE TAX CREDIT

HOUSE FILE 2546

### NEW PROGRAMS, SERVICES, OR ACTIVITIES

- Eliminates the current non-refundable child and dependent care tax credit. (Page 6, Line 11)
- Creates a new child and dependent care tax credit. (Page 6, Line 13)
- Permits employees to declare the amount of tax credit anticipated to be received in determining the amount of wages to be withheld. (Page 7, Line 20)
- Requires the Department of Human Services (DHS) to administer a statewide grant program for child care resource and referral services. (Page 1, Line 29)

### MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

- Appropriates an additional \$250,000 as compared to FY 1990 for child care resource and referral programs. (Page 4, Line 15)
- Appropriates an additional \$153,875 as compared to FY 1990 level for child care start-up grants. (Page 5, Line 5)

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Permits the release of the Child Abuse Registry and criminal history data to the DHS in connection with the regulation of child care providers. (Page 1, Line 2 and Page 1, Line 22)
- Permits the State, political subdivision or interested person to seek a court injunction restraining a convicted felon or person with a record of founded child abuse from providing child care. (Page 1, Line 9)

### STUDIES AND INTENT LANGUAGE

- Requires the DHS to examine the feasibility of establishing an insurance pool to meet the need of child care providers for reasonably priced umbrella insurance coverage. (Page 3, Line 35)
- Requires a task force to develop materials to assist school districts and communities in conducting a needs assessment for child care services. (Page 4, Line 26)
- Requires that unanticipated federal receipts for child care resource and referral programs or start-up grants be used before state funds are used. (Page 5, Line 22)
- Requires the DHS to assess the adequacy of the supply of trained providers of quality child care services. (Page 5, Line 31)

House File 2546 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
<b>1</b>	<b>2</b>	<b>1</b>	Adds	Sec. 235A.15(2)(e) Code Supplement 1989	Release of Child Abuse Information
1	9	2	Amends	Sec. 237A.20	Injunctions Against Abusers
1	22	3	Amends	Sec. 692.2(1)(c) Code Supplement 1989	Release of Crim. History Data
1	29	4	Adds	Sec. 237A.26	Child Care Resource/Referral
6	11	9	Deletes	Sec. 422.12(2) Code Supplement 1989	Child Care Tax Credit
6	13	10	Adds	Sec. 422.12C	Child Care Tax Credit-Refund
7	20	11	Amends	Sec. 422.16(1) Code Supplement 1989	Wage Withholding - Tax Credit
<b>8</b>	<b>18</b>	<b>13</b>	Amends	Sec. 422.21	Publicize State Tax Credit

1 1 DIVISION I

1 2 Section 1. Section 235A.15, subsection 2, paragraph e,  
 1 3 Code Supplement 1989, is amended by adding the following new  
 1 4 subparagraph:  
 1 5 NEW SUBPARAGRAPH. (7) To an employee or agent of the  
 1 6 department of human services regarding a person who is  
 1 7 providing child day care if the person is not registered or  
 1 8 licensed to operate a child day care facility.

CODE: Permits the release of information from the Child Abuse Registry to an employee of the Department of Human Services (DHS) regarding an unlicensed or unregulated child care provider.

DETAIL: Current law permits release of this information concerning licensed or regulated child care providers.

1 9 Sec. 2. Section 237A.20, Code 1989, is amended to read as  
 1 10 follows:  
 1 11 237A.20 INJUNCTION.  
 1 12 A person who establishes, conducts, manages, or operates a  
 1 13 center without a license or a group day care home without a  
 1 14 certificate of registration may be restrained by temporary or  
 1 15 permanent injunction. A person who has been convicted of a  
 1 16 crime against a person or a person with a record of founded  
 1 17 child abuse may be restrained by temporary or permanent  
 1 18 injunction from providing unregistered, registered, or  
 1 19 licensed child day care. The action may be instituted by the  
 1 20 state, a political subdivision of the state, or an interested  
 1 21 person.

CODE: Permits the State, a political subdivision or an interested person to seek a court injunction restraining a convicted felon or person with a record of founded child abuse from providing child care.

1 22 Sec. 3. Section 692.2, subsection 1, paragraph c, Code  
 1 23 Supplement 1989, is amended to read as follows:  
 1 24 c. The department of human services for the purposes of  
 1 25 section 232.71, subsection 16, section 237.8, subsection 2,  
 1 26 section 237A.5, section 237A.20, and section 600.8,  
 1 27 subsections 1 and 2.

CODE: Permits the release of criminal history data to the DHS for the purposes of implementing the licensing and regulation of child care.

1 28 DIVISION II

1 29 Sec. 4. NEW SECTION. 237A.26 STATEWIDE RESOURCE AND  
 1 30 REFERRAL SERVICES.  
 1 31 1. The department shall administer a statewide grant  
 1 32 program for child day care resource and referral services.  
 1 33 Grants shall only be awarded to community-based nonprofit  
 1 34 incorporated agencies and public agencies. Grants shall be  
 1 35 awarded to facilitate the establishment of regional resource

CODE: Requires the DHS to administer a statewide grant program for child care resource and referral services. Lists the responsibilities of DHS in administering the grant program. These include:

- A. Oversight and annual evaluation of grant recipients.
- B. Technical assistance with insurance needs.

2 1 and referral agencies throughout the state, based upon the  
 2 2 distribution of the child population in the state.  
 2 3 2. The department shall provide oversight of and annually  
 2 4 evaluate an agency which is awarded a grant to provide  
 2 5 resource and referral services to a region.  
 2 6 3. The department shall provide technical assistance to  
 2 7 child day care facilities in meeting their insurance coverage  
 2 8 needs at a reasonable cost.  
 2 9 4. In consultation with resource and referral agencies,  
 2 10 the department shall provide opportunities to child day care  
 2 11 facilities for group purchasing of equipment and supplies.  
 2 12 5. An agency which receives a grant to provide resource  
 2 13 and referral services shall be encouraged to perform both of  
 2 14 the following functions:  
 2 15 a. Organize assistance to family and group day care homes  
 2 16 in a three tier approach which concentrates efforts on new  
 2 17 providers, moderately experienced providers, and highly  
 2 18 experienced providers as three distinct groups.  
 2 19 b. Operate in partnership with both public and private  
 2 20 interests and coordinate resource and referral services with  
 2 21 existing community services.  
 2 22 6. An agency, to be eligible to receive a grant to provide  
 2 23 resource and referral services, must match the grant with  
 2 24 financial resources equal to at least twenty-five percent of  
 2 25 the amount of the grant. The financial resources may include  
 2 26 a private donation, an in-kind contribution, or a public'  
 2 27 funding source other than a separate state grant for child  
 2 28 care service improvement.  
 2 29 7. An agency, to be eligible to receive a grant to provide  
 2 30 resource and referral services, must have a board of directors  
 2 31 if the agency is an incorporated nonprofit agency or must have  
 2 32 an advisory board if the agency is a public agency, to oversee  
 2 33 the provision of resource and referral services. The board  
 2 34 shall include providers, consumers, and other persons  
 2 35 interested in the provision or delivery of child day care  
 3 1 services.  
 3 2 8. An agency which receives a child care resource and  
 3 3 referral grant may provide all of the following services:  
 3 4 a. Assist families in selecting quality child care. The  
 3 5 agency must provide referrals to registered and licensed child  
 3 6 day care facilities and may provide referrals to unregistered

C. Assistance with group purchasing of equipment and supplies.

Requires the DHS to encourage grant recipients to provide specific services. These include:

- A. Assist families in selecting quality care.
- O. Assist providers in adopting practices to provide quality services.
- C. Provide information to the public regarding the availability of services.
- D. Provide specialized services to employers.
- E. Refer eligible facilities to the federal child care food programs.
- F. Loan toys, equipment and resource materials to facilities.
- G. Administer funding to provide a substitute caregiver program for registered and group day care homes.



3 7 providers.  
 3 8 b. Assist child day care providers in adopting appropriate  
 3 9 program and business practices to provide quality child care  
 3 10 services.  
 3 11 c. Provide information to the public regarding the  
 3 12 availability of child day care services in the communities  
 3 13 within the agency's region.  
 3 14 d. Actively encourage the development of new and expansion  
 3 15 of existing child day care facilities in response to  
 3 16 identified community needs.  
 3 17 e. Provide specialized services to employers, including  
 3 18 the provision of resource and referral services to employee  
 3 19 groups identified by the employer and the provision of  
 3 20 technical assistance to develop employer-supported child day  
 3 21 care programs operated on or near the work site.  
 3 22 f. Refer eligible child day care facilities to the federal  
 3 23 child care food programs.  
 3 24 g. Loan toys, other equipment, and resource materials to  
 3 25 child day care facilities.  
 3 26 h. Inform child day care facilities regarding technical  
 3 27 assistance available from the department in obtaining  
 3 28 insurance coverage at a reasonable cost.  
 3 29 i. Assist the department in providing child day care  
 3 30 facilities with opportunities for group purchasing of  
 3 31 equipment and supplies.  
 3 32 j. Administer funding designated within the grant to  
 3 33 provide a substitute caregiver program for registered family  
 3 34 and group day care homes.

3 35 **Sec. 5. CHILD DAY CARE INSURANCE ASSISTANCE.**  
 4 1 Pursuant to the requirements of section 237A.26 relating to  
 4 2 providing technical assistance to child day care facilities in  
 4 3 meeting their insurance needs, the department of human  
 4 4 services shall examine the feasibility of establishing a pool  
 4 5 with private insurers as a means of providing reasonably  
 4 6 priced umbrella insurance coverage of child day care  
 4 7 facilities. If establishing a pool is deemed to be feasible,  
 4 8 the insurance division of the department of commerce shall  
 4 9 assist the department of human services in establishing the  
 4 10 pool. If a proposal for an insurance pool is developed, 120  
 4 11 days prior to proposing administrative rules for a pool, the

Requires the DHS to examine the feasibility of establishing a pool with private insurers as a means of meeting the need of child care providers for reasonably priced umbrella insurance coverage. Requires the DHS to report to the Legislative Council 120 days prior to proposing administrative rules for the insurance pool, providing a rationale for the pool.

4 12 department of human services shall submit a report to the  
4 13 legislative council providing a rationale as to the need to  
4 14 establish the pool.

4 15 Sec. 6. RESOURCE AND REFERRAL PROGRAMS, OTHER CHILD CARE  
4 16 ASSISTANCE.

4 17 There is appropriated from the general fund of the state to  
4 18 the department of human services for the fiscal year beginning  
4 19 July 1, 1990, and ending June 30, 1991, the following amounts,  
4 20 or so much thereof as is necessary, to be used for the  
4 21 purposes designated:

4 22 1. For grants to public agencies and private nonprofit  
4 23 organizations which provide child day care resource and  
4 24 referral programs:  
4 25 ..... \$ 500,000

4 26 As a condition, qualification, and limitation of the funds  
4 27 appropriated in this section, a task force is established  
4 28 which shall include representatives of all of the following  
4 29 entities: the department of human services, the child  
4 30 development coordinating council, the department of education,  
4 31 the area education agencies, the cooperative extension service  
4 32 of Iowa state university of science and technology, the state  
4 33 day care advisory committee, and child day care resource and  
4 34 referral agencies. The task force shall develop, and provide  
4 35 for dissemination of, a manual or materials to assist local  
5 1 school districts and communities in conducting a needs  
5 2 assessment for child day care services and in developing a  
5 3 community support structure for meeting needs identified by  
5 4 the assessment.

5 5 2. For grants to fund costs relating to child day care  
5 6 start-up, fire safety, and equipment:  
5 7 ..... \$ 760,000

5 8 The funds appropriated in this subsection shall be  
5 9 allocated and administered as provided in sections 237A.13  
5 10 through 237A.18. However, \$50,000 shall be used for start-up

General Fund appropriation to the **DHS** for grants to public agencies and nonprofit corporations which provide child care resource and referral programs.

DETAIL: This is an increase of \$250,000 as compared to FY 1990 for resource and referral programs.

Establishes a task force to develop and disseminate a manual or materials to assist school districts and communities in conducting a needs assessment **for** child care services.

General Fund appropriation to the **DHS** for grants to fund costs relating to child care start-up, fire safety and equipment:

DETAIL: This is an increase of \$153,875 as compared to FY 1990 for start-up grants.

Requires that \$50,000 of the funds appropriated for child care start-up be spent for providers in rural counties and small cities. Requires that grants be

5 11 grants to child day care facilities located in rural counties  
 5 12 with a population of less than 20,000 or in cities with a  
 5 13 population of less than 5,000. A child day care program  
 5 14 established by a school pursuant to section 279.49 may receive  
 5 15 a grant. The order of priority for granting funds  
 5 16 appropriated in this subsection is as follows: start-up; fire  
 5 17 safety; and equipment. If available, the funds appropriated  
 5 18 in this subsection shall be matched with federal funds. The  
 5 19 department shall adopt rules to implement this subsection,  
 5 20 including a provision that the maximum amount granted to a  
 5 21 grantee is \$10,000.

made in the following priority: start-up, fire safety, and equipment. Requires administrative rules to be adopted which provide that the maximum amount of a grant is \$10,000.

5 22 **Sec. 7. RECEIPT OF FEDERAL FUNDS.**

5 23 When unanticipated federal moneys are received which may be  
 5 24 used for the purposes of child day care resource and referral  
 5 25 programs or child day care start-up grants, the federal moneys  
 5 26 shall be used before state moneys appropriated for these  
 5 27 purposes are further expended and thg federal moneys received  
 5 28 shall be considered to be in addition to the amounts of the  
 5 29 state appropriations.

Requires that unanticipated federal receipts for child care resource and referral or start-up grants be used before State monies appropriated for these purposes are used. Requires that these unanticipated federal receipts be considered to be in addition to the amounts of the state appropriations.

5 30 **DIVISION 111**

5 31 **Sec. 8. CHILD DEVELOPMENT EDUCATION ASSESSMENT.**

5 32 The department of human services shall assess the adequacy  
 5 33 of the supply of persons in the state educated in child  
 5 34 development and early childhood education who are qualified to  
 5 35 provide quality child day care services in the state. The  
 6 1 college aid commission shall use the assessment to propose a  
 6 2 loan repayment program to assist persons who provide child day  
 6 3 care services to attain relevant education objectives. The  
 6 4 loan repayment program proposal must consider making repayable  
 6 5 loans available to persons obtaining associate and bachelor  
 6 6 degrees in child development or early childhood education.  
 6 7 The department shall report its findings, including the  
 6 8 commission's loan repayment program proposal, to the general  
 6 9 assembly on or before December 1, 1990.

Requires the DHS to assess the adequacy of the supply of trained providers of quality child care services. Requires the College Aid Commission (CAC) to use the DHS assessment to propose a loan repayment program to assist child care providers in attaining relevant education objectives. Requires DHS to report its findings and the CAC proposal to the General Assembly by December 1, 1990.

6 10 **DIVISION IV**

6 11 **Sec. 9. Section 422.12, subsection 2, Code Supplement**  
 6 12 1989, is amended by striking the subsection.

CODE: \ Deletes language providing for a nonrefundable child and dependent care credit equal to 45% of the

6 13 Sec. 10. NEW SECTION. 422.12C CHILD AND DEPENDENT CARE  
6 14 CREDIT -- REFUND.  
6 15 1. The taxes imposed under this division, less credits  
6 16 allowed under sections 422.10 through 422.12B shall be reduced  
6 17 by a child and dependent care credit equal to the following  
6 18 percentages of the federal child and dependent care credit  
6 19 provided in section 21 of the Internal Revenue Code:  
6 20 a. For a taxpayer with an adjusted gross income of less  
6 21 than ten thousand dollars, seventy-five percent.  
6 22 b. For a taxpayer with an adjusted gross income of ten  
6 23 thousand dollars or more but less than twenty thousand  
6 24 dollars, sixty-five percent.  
6 25 c. For a taxpayer with an adjusted gross income of twenty  
6 26 thousand dollars or more but less than twenty-five thousand  
6 27 dollars, fifty-five percent.  
6 28 d. For a taxpayer with an adjusted gross income of twenty-  
6 29 five thousand dollars or more but less than thirty-five  
6 30 thousand dollars, fifty percent.  
6 31 e. For a taxpayer with an adjusted gross income of thirty-  
6 32 five thousand dollars or more but less than forty thousand  
6 33 dollars, forty percent.  
6 34 f. For a taxpayer with an adjusted gross income of forty  
6 35 thousand dollars or more but less than forty-five thousand  
7 1 dollars, thirty percent.  
7 2 g. For a taxpayer with an adjusted gross income of forty-  
7 3 five thousand dollars or more but less than fifty thousand  
7 4 dollars, twenty percent.  
7 5 h. For a taxpayer with an adjusted gross income of fifty  
7 6 thousand dollars or more, ten percent.  
7 7 2. Any credit in excess of the tax liability shall be  
7 8 refunded. In lieu of claiming a refund, a taxpayer may elect  
7 9 to have the overpayment shown on the taxpayer's final,  
7 10 completed return credited to the tax liability for the  
7 11 following taxable year.  
7 12 3. Married taxpayers who have filed joint federal returns  
7 13 electing to file separate returns or to file separately on a  
7 14 combined return form must determine the child and dependent  
7 15 care credit under subsection 1 based upon their combined

federal credit received. The repeal is effective for tax years beginning on or after January 1, 1990.

CODE: Modifies the child and dependent care credit which, for State tax purposes, is a percent of the federal credit received. The percent of federal credit allowed for State tax purposes is made contingent upon the combined adjusted gross incomes of households, with lower income households eligible to receive a greater percentage of federal tax credit than higher income households. The tax credit also becomes refundable. This Section is effective for tax years beginning on or after January 1, 1990.

7 16 adjusted gross income and allocate the total credit amount to  
 7 17 each spouse in the proportion that each spouse's respective  
 7 18 adjusted gross income bears to the total combined adjusted  
 7 19 gross income.

7 20 **Sec. 11.** Section 422.16, subsection 1, unnumbered  
 7 21 paragraph 1, Code Supplement 1989, is amended to read as  
 7 22 follows:  
 7 23 Every withholding agent and every employer as defined in  
 7 24 this chapter and further defined in the Internal Revenue Code,  
 7 25 with respect to income tax collected at source, making payment  
 7 26 of wages to a nonresident employee working in Iowa, or to a  
 7 27 resident employee, shall deduct and withhold from the wages an  
 7 28 amount which will approximate the employee's annual tax  
 7 29 liability on a calendar year basis, calculated on the basis of  
 7 30 tables to be prepared by the department and schedules or  
 7 31 percentage rates, based on the wages, to be prescribed by the  
 7 32 department. Every employee or other person shall declare to  
 7 33 the employer or withholding agent the number of the employee's  
 7 34 or other person's personal exemptions and dependency  
 7 35 exemptions or credits to be used in applying the tables and  
 8 1 schedules or percentage rates. However, no greater number of  
 8 2 personal or dependency exemptions or credits may be declared  
 8 3 by the employee or other person than the number to which the  
 8 4 employee or other person is entitled except as allowed under  
 8 5 section 3402(m)(1) of the Internal Revenue Code and as allowed  
 8 6 for the child and dependent care credit provided in section  
 8 7 422.12C. The claiming of exemptions or credits in excess of  
 8 8 entitlement is a serious misdemeanor.

8 9 **Sec. 12. RULES.**  
 8 10 The department of human services may adopt administrative  
 8 11 rules under section 17A.4, subsection 2, and section 17A.5,  
 8 12 subsection 2, paragraph b, to implement the section of this  
 8 13 Act relating to grants for child day care start-up, fire  
 8 14 safety, and equipment. The rules shall be effective  
 8 15 immediately upon filing, unless a later date is specified in  
 8 16 the rules. The rules shall also be published as a notice of  
 8 17 intended action as provided in section 17A.4.

8 18 **Sec. 13.** Section 422.21, unnumbered paragraph 5, Code

CODE: Provides that in determining the amount of wages to be withheld, taxpayers may also declare the amount of credit anticipated under the child and dependent care credit.

Requires the DHS to adopt administrative rules to implement the Child Care Start-up Grants Program. Requires the rules to be effective immediately upon filing, unless a later date is specified.

CODE: Requires the Department of Revenue and Finance

8 19 Supplement 1989, is amended to read as follows:

8 20 The department shall provide on income tax forms or in the  
 8 21 instruction booklets in a manner that will be noticeable to  
 8 22 the taxpayers a statement that, even though the taxpayer may  
 8 23 not have any federal or state income tax liability, the  
 8 24 taxpayer may be eligible for the federal earned income tax  
 8 25 credit or state child-and dependent care credit. The  
 8 26 statement shall also contain notice of where the taxpayer may  
 8 27 check on the taxpayer's eligibility for ~~this credit~~ these  
 8 28 credits.

8 29 **Sec. 14. RETROACTIVE APPLICABILITY.**

8 30 Sections 9 and 10 of this Act apply retroactively to tax  
 8 31 years beginning on or after January 1, 1990.

8 32 HF 2546

8 33 jp/pk/25

to publicize in a noticeable manner on income tax forms or booklets, that the child and dependent care credit is refundable.

Provides that the changes in the child care tax credit apply to tax years beginning on or after January 1, 1990.

**EXECUTIVE SUMMARY  
SUBSTANCE ABUSE BILL**

**HOUSE FILE 2564**

DEPARTMENT OF EDUCATION

FY 1991 appropriation of \$80,000 for Youth 2000 Coordinating Council for Community Planning Grants with emphasis on establishing local drug prevention and youth development programs. (Page 1, Line 1)

FY 1991 appropriation of \$22,000 for in-service training for instructors who teach courses dealing with domestic abuse. (Page 1, Line 24)

FY 1991 Federal Fund appropriation of \$3,500,000 for the Drug Free Schools Program. (Page 36, Line 11)

Requires a survey of all school districts concerning the extent of substance abuse education, (Page 11, Line 9), the use of Phase III money for teachers who have completed drug awareness training (Page 11, Line 18), schools to establish programs to help students with substance abuse problems. (Page 11, Line 24)

Requires staff and technical assistance to the Youth 2000 Coordinating Council and technical assistance to communities which are establishing community planning teams concerning drug use prevention, dropout prevention, and youth development efforts. (Page 27, Line 9)

BOARD OF REGENTS

· FY 1991 appropriation of \$5,000 to continue the study of Ritalin as related to the high activity level of classroom children. (Page 2, Line 9)

DEPARTMENT OF PUBLIC HEALTH

· FY 1991 appropriation of \$1,162,208 to the Substance Abuse Division (SAD) for program grants to reduce the waiting lists at publicly funded treatment centers. (Page 2, Line 27)

· FY 1991 appropriation of \$250,000 to the SAD for aftercare services to persons completing substance abuse treatment. (Page 3, Line 15)

· FY 1991 appropriation of \$200,000 to the SAD for prevention programs. (Page 3, Line 19)

· FY 1991 appropriation of \$125,000 to the SAD for a pilot project to provide outreach, pre/postnatal, and substance abuse treatment services to infants and mothers. (Page 3, Line 22)

· FY 1991 appropriation of \$50,000 to fund the Council on Chemically Exposed Infants (CCEI). (Page 4, Line 1)

## EXECUTIVE SUMMARY SUBSTANCE ABUSE BILL

## HOUSE FILE 2564

### DEPARTMENT OF PUBLIC HEALTH (CONT)

- FY 1991 appropriation of \$250,000 and 2.5 FTE positions to the SAD for an Addiction Treatment Effectiveness Advisory Council (ATEAC). (Page 4, Line 4)
- FY 1991 appropriation of \$12,500 to the Board of Pharmacy Examiners to establish the Drug Abuse Warning Network (DAWN) and the Iowa Drug Abuse Monitoring System (IDAMS). (Page 4, Line 19)
- FFY 1991 Federal Fund appropriation of \$7,804,000 for the Alcohol, Drug Abuse, and Mental Health Services (ADAMHS) Block Grant. (Page 29, Line 33)
- FY 1991 Federal Fund appropriation of \$1,346,000 for prevention services to high-risk youth. (Page 36, Line 5)
- FY 1991 Federal Fund appropriation of \$279,647 for the Drug Abuse Treatment Waiting List Reduction Program. (Page 36, Line 8)
- Establishes the membership, duties, required reports, data contractor, measurement standards, types, exclusion, and review of programs, interim rules, provider sanctions, confidentiality of information, preferential treatment toward exemplary providers, and falsification of report data associated with the ATEAC. (Page 12, Line 3)
- Establishes the purpose, membership, and duties of the CCEI. (Page 22, Line 21)
- Amends the FFY 1990 ADAMHS Block Grant to reflect the \$2,995,000 increase in federal funds for substance abuse treatment and prevention programs funded by the block grant and establishes the priorities of the new funding. (Page 37, Line 20)

### DEPARTMENT OF PUBLIC SAFETY

- FY 1991 appropriation of \$56,292 and 4.0 FTE positions to the Division of Criminal Investigation and Bureau of Identification for lab technicians in the Criminalistic Laboratory. (Page 5, Line 1)
- FY 1991 appropriation of \$28,000 and 4.0 FTE positions for additional law enforcement officers to initiate the Drug Abuse Resistance Education (DARE) Project. (Page 5, Line 12)
- FY 1991 appropriation of \$150,000 and 10.0 FTE positions to the Division of Narcotics (DON) to employ special agents and support personnel. (Page 5, Line 24)



**EXECUTIVE SUMMARY  
SUBSTANCE ABUSE BILL**

**HOUSE FILE 2564**

DEPARTMENT OF PUBLIC SAFETY (CONT)

OFFICE OF THE GOVERNOR

JUDICIAL DEPARTMENT

- FY 1991 appropriation of **\$125,000** to the DON for the purchase of illegal substances to enhance enforcement operations. (Page 5, Line 35)
- FY 1990 Iowa Plan Fund appropriation of **\$81,000** to the Drug Enforcement and Abuse Prevention Coordinator (DEAPC) for the administration of the Governor's Alliance on Substance Abuse. (Page 8, Line 28)
- FY 1991 appropriation of \$59,000 and FY 1990 Iowa Plan Fund appropriation of \$22,000 to the DEAPC for the Iowa Substance Abuse Information Center in Cedar Rapids. (Page 6, Line 17 and Page 9, Line 2)
- FY 1991 appropriation of **\$125,000** to the DEAPC for establishing a program in the Waterloo Community School District to deal with students whose mothers were using controlled substances while pregnant. (Page 6, Line 26)
- FY 1990 Iowa Plan Fund appropriation of \$73,500 to the DEAPC for the administration of a Drug Enforcement Training Program. (Page 7, Line 32)
- FY 1990 Iowa Plan Fund appropriation of \$73,500 to the DEAPC for the Prosecuting Attorney Training Program. (Page 9, Line 11)
- FY 1990 Iowa Plan Fund appropriation of \$25,000 to the DEAPC for payments to law enforcement officers under the Guaranteed Loan Program. (Page 9, Line 13)
- FY 1990 Iowa Plan Fund appropriation of **\$25,000** to the DEAPC to reduce court delays and train judges, (Page 9, Line 18)
- FFY 1991 Federal Fund appropriation of **\$4,860,000** to the Governor's Substance Abuse Coordinator for the Drug Control and System Improvement (DCSI) Block Grant. (Page 31, Line 35)
- Amends the FFY 1990 DCSI Block Grant to reflect the **\$3,307,000** increase in federal funds and establishes the priorities of the new funding, (Page 39, Line 5)
- FY 1991 appropriation of **\$135,000** for an additional judge in District 8B. (Page 9, Line 30)

## EXECUTIVE SUMMARY SUBSTANCE ABUSE BILL

## HOUSE FILE 2564

### OTHER SUBSTANTIVE CHANGES

Directs the DEAPC regarding distributing and prioritizing federal funds for the Governor's Alliance on Substance Abuse. (Page 10, Line 6)

Defines and adds language to the Juvenile Justice Chapter of the Code of Iowa concerning medically relevant tests, as related to babies exposed to illegal drugs. (Page 20, Line 34)

Increases by **5%** and defines the disposition of the Criminal Surcharge to the Victim Compensation Fund. (Page 28, Line 16)

### GOVERNOR'S VETOES

The Governor vetoed \$22,000 to the Department of Education for in-service training for instructors who teach courses dealing with domestic abuse, stating that funds had been appropriated to the Department of Human Rights to deal with domestic abuse. (Page 1, Line 24)

The Governor vetoed \$125,000 to the Department of Public Health (DPH) - SAD for a pilot project to provide outreach, pre/postnatal, and substance abuse treatment to infants and mothers, stating that funds appropriated in this **Act** for substance abuse treatment can be used for this project. (Page 3, Line 22)

The Governor vetoed \$250,000 and enabling legislation to the DPH - SAD for the ATEAC, stating that additional study is necessary before establishing a method of evaluating substance abuse treatment programs. (Page 4, Line 4 and Page 12, Line 3)

The Governor vetoed \$125,000 to the Governor's Office - DEAPC to establish a program in the Waterloo Community School District to deal with students whose mothers were using controlled substances while pregnant, stating that the services funded by this appropriation are available through other programs. (Page 6, Line 26)

House File 2564 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section Changed	Description
4	17	4.6	Nwstnd	Sec. 8.33	ATEAC - Non-Reversion Clause
7	23	7	Amends	Sec. 6, Chapter 225 1989 Iowa Acts	FY 1990 Iowa Plan Reallocation
9	28	7.7	Nwstnd	Sec. 8.33	FY 1990 Iowa Plan Fund - Non- Reversion Clause
12	3	14	Adds	Sec. 125.15A	ATEAC - Members
14	1	15	Adds	Sec. 125.15B	ATEAC - Duties
14	18	16	Adds	Sec. 125.15C	ATEAC - Reporting
15	19	17	Adds	Sec. 125.150	ATEAC - Data Contractor
15	28	18	Adds	Sec. 125.15E	ATEAC - Data to Hlth Data Co
15	34	19	Adds	Sec. 125.15F	ATEAC - Measurement Standard
16	9	20	Adds	Sec. 125.15G	ATEAC - Types of Programs
16	21	21	Adds	Sec. 125.15H	ATEAC - Review of Programs
17	5	23	Adds	Sec. 125.15I	ATEAC - Provider Sanctions
19	6	24	Adds	Sec. 125.15J	ATEAC - Confidentiality
19	19	25	Adds	Sec. 125.15K	ATEAC - Exemplary Providers
19	32	26	Adds	Sec. 125.15L	ATEAC - False Reports
20	16	27	Adds	Sec. 125.15M	ATEAC - Excluded Programs
20	34	28	Amends	Sec. 232.73	Immunity from Liability - Cocaine Babies
21	17	29	Amends	Sec. 232.77	Photographs and X-Rays - Cocaine Babies
22	21	30	Adds	Sec. 235C.1	CCEI - Creation and Purpose
22	35	31	Adds	Sec. 235C.2	CCEI - Membership
24	7	32	Adds	Sec. 235C.3	CCEI - Duties
26	31	33	Adds	Sec. 125.32A	Prohibits Discrimination for SA Treatment Services
27	3	34	Adds	Sec. 249A.4 Code Supplement 1989	ATEAC - Stop Payments for SA Treatment Services
27	9	35	Adds	Sec. 256.43	Youth 2000 Council - DE Support and Assistance
28	16	36	Amends	Sec. 911.2	Criminal Surcharge Increase

Page #	Line #	Bill Section	Action	Code Section Changed	Description
28	32	37	Amends	Sec. 911.3	Disposition of the Criminal Surcharge
29	15	38	Amends	Sec. 912.2A Code Supplement 1989	Crime Victim Assistance Board
<b>34</b>	<b>13</b>	<b>43</b>	Nwstnd	Sec. 8.41	Procedure for Expanded Block Grants
37	20	46	Amends	Sec. 1.4--7, Chapter 310 1989 Iowa Acts	FFY 1990 ADAMHS Block Grant Reallocation
39	5	47	Amends	Sec. 4.1--2, Chapter 310 1989 Iowa Acts	FFY 1990 DCSI Block Grant Reallocation
39	35	48	Adds	Sec. 4.4, Chapter 310 1989 Iowa Acts	FFY 1990 DCSI Block Grant Priorities
41	2	49	Amends	Sec. 14.1, Chapter 310 1989 Iowa Acts	Procedure for Receiving Additional Block Grant Funds

1 1 Section 1.  
 1 2 There is appropriated from the general fund of the state to  
 1 3 the department of education for the fiscal year beginning July  
 1 4 1, 1990, and ending June 30, 1991, the following amount, or so  
 1 5 much thereof as is necessary, to be used for the purpose  
 1 6 designated:  
 1 7 For the youth 2000 coordinating council for awarding  
 1 8 community **planning** grants for collaborative efforts to  
 1 9 establish local drug prevention and youth development programs  
 1 10 as provided in section 256.42, subsection 5:  
 1 11 ..... \$ 80,000

General Fund appropriation to the Department of Education (DE), Youth 2000 Coordinating Council Fund for community planning grants to establish drug prevention and youth development programs.

1 12 As a condition, limitation, and qualification of this  
 1 13 appropriation, grants shall be awarded for collaborative  
 1 14 efforts within the community receiving the grant, and such  
 1 15 grants shall not exceed \$2,500. As a further condition,  
 1 16 limitation, and qualification of this appropriation, funding  
 1 17 shall be provided for contracting on a competitive basis with  
 1 18 a nonprofit organization to provide technical assistance to  
 1 19 communities pursuant to section 256.43.  
 1 20 Applicants for grants to be made pursuant to this program  
 1 21 shall include with the application a letter of support from a  
 1 22 comprehensive prevention program funded through the division  
 1 23 serving the district within which one community *is* situated.

Requires the grant to be a maximum of \$2,500, to be competitive, and to have support of the local Substance Abuse Prevention Program.

1 24 [ Sec. 2. VETOED  
 1 25 There is appropriated from the general fund of the state to  
 1 26 the department of education for the fiscal year beginning July  
 1 27 1, 1990, and ending June 30, 1991, the following amount, or so  
 1 28 much thereof as is necessary, to be used for the purpose  
 1 29 designated:  
 1 30 For providing grants to community colleges for training  
 1 31 staff to provide courses designed for first time domestic  
 1 32 abuse offenders:  
 1 33 ..... \$ 22,000

General Fund appropriation to the DE for grants to community colleges for staff training regarding courses for domestic abuse offenders.

VETOED: The Governor vetoed the \$22,000 for in-service training for community college instructors who teach courses dealing with domestic abuse. The Governor stated that funds had been appropriated to the Department of Human Rights to deal with domestic abuse.

1 34 As a condition, limitation, and qualification of this  
 1 35 appropriation, grants shall not exceed \$2,000 and shall be  
 2 1 awarded on a competitive basis pursuant to criteria

Requires the grants to be a maximum of \$2,000, to be competitive, and the DE to submit a report by December 1, 1990 on the distribution of the grants.

2 2 established by the department. Awards need not be made to all  
 2 3 community colleges. The department shall submit a report to  
 2 4 the justice system appropriations subcommittee and the  
 2 5 legislative fiscal bureau by December 1, 1990, which shall  
 2 6 identify each community college receiving a grant, the amount  
 2 7 of each grant, and a program description of each proposal for  
 2 8 which a grant is awarded.]

VETOED: The Governor vetoed the intent language for the Domestic Abuse Training Grant Program.

2 9 Sec. 3.  
 2 10 There is appropriated from the general fund of the state to  
 2 11 the state board of regents for the fiscal year beginning July  
 2 12 1, 1990, and ending June 30, 1991, the following amount, or so  
 2 13 much thereof as is necessary, to be used for the purpose  
 2 14 designated:  
 2 15 For continuation of the study at the university of Iowa  
 2 16 approved by the legislative council on October 18, 1989,  
 2 17 relating to the possible expanded use of Ritalin, a legal  
 2 18 drug, in Iowa to high activity level (attention-deficit  
 2 19 hyperactivity disorder) classroom children:  
 2 20 ..... \$ 5,000

General Fund appropriation to the Board of Regents to continue the study at the University of Iowa on the use of Ritalin, as related to the high activity level of classroom children.

2 21 Sec. 4.  
 2 22 There is appropriated from the general fund of the state to  
 2 23 the Iowa department of public health for the fiscal year  
 2 24 beginning July 1, 1990, and ending June 30, 1991, the  
 2 25 following amount, or so much thereof as is necessary, to be  
 2 26 used for the purposes designated:

General Fund appropriation to the Department of Public Health (DPH).

2 27 1. For the division of substance abuse for program grants:  
 2 28 ..... \$ 1,162,208

General Fund appropriation to the Division of Substance Abuse (SAD) for treatment grants.

2 29 As a condition, limitation, and qualification of this  
 2 30 appropriation, the division shall allocate this amount in a  
 2 31 manner which will effectively reduce, if not eliminate, the  
 2 32 waiting period which now exists at publicly funded substance  
 2 33 abuse treatment centers for individuals, including adults and  
 2 34 juveniles, awaiting assessment, outpatient treatment, entry  
 2 35 into a halfway house, and residential treatment, and which  
 3 1 will provide for increases in provider salaries.

Requires the funds to be used to reduce or eliminate the waiting period for substance abuse treatment and for the Department of Corrections and DPH to develop a continuum of care, as related to treatment of inmates and persons released from facilities.

3 2 As a further condition, limitation, and qualification of

3 3 this appropriation, the division, when allocating this amount  
 3 4 in a manner which will effectively reduce the waiting period,  
 3 5 shall give priority to persons released or discharged from a  
 3 6 facility under the direction of the department of corrections  
 3 7 who were in treatment programs and who are identified by the  
 3 8 parole board to be in need of further treatment, women of  
 3 9 childbearing age, and juveniles.

3 10 As a further condition, limitation, and qualification of  
 3 11 this appropriation, the division of substance abuse and the  
 3 12 department of corrections shall cooperate in developing a  
 3 13 continuum of care related to substance abuse treatment of  
 3 14 inmates and persons released or discharged from a facility.

3 15 2. For the division of substance abuse for providing  
 3 16 aftercare services for persons completing substance abuse  
 3 17 treatment:  
 3 18 ..... \$ 250,000

General Fund appropriation to the SAD for aftercare services.

3 19 3. For the division of substance abuse for providing  
 3 20 substance abuse prevention programs:  
 3 21 ..... \$ 200,000

General Fund appropriation to the SAD for prevention programs.

3 22 [4. For the division of substance abuse to initiate  
 3 23 demonstration projects in the urban area currently  
 3 24 experiencing the highest incidence of infants born with  
 3 25 addiction problems, as determined by the division, to provide  
 3 26 outreach services, and prenatal and postnatal services and  
 3 27 treatment for these infants, mothers with substance abuse  
 3 28 problems, and women of childbearing age:  
 3 29 ..... \$ 125,000

VETOED

General Fund appropriation to the SAD for a pilot project to provide outreach, pre/postnatal, and treatment services to infants and mothers with substance abuse problems.

VETOED: The Governor vetoed the \$125,000 for a pilot project to provide Outreach, pre/postnatal, and substance abuse services to infants and mothers. The Governor stated that funds appropriated for substance abuse treatment in this Act can be used for this project.

3 30 The drug enforcement and abuse prevention coordinator shall  
 3 31 monitor the program and receive reports required to be made  
 3 32 concerning the program. Persons responsible for the program  
 3 33 shall report to the drug enforcement and abuse prevention  
 3 34 coordinator concerning progress in establishing the program  
 3 35 and the expenditures made.]

Requires the Drug Enforcement and Abuse Prevention Coordinator (DEAPC) to monitor the pilot project and the persons responsible for the project to report to the Coordinator.

VETOED: The Governor vetoed the intent language for

the pilot project.

4 1 5. For the council on chemically exposed infants  
 4 2 established pursuant to section 235C.1:  
 4 3 ..... \$ 50,000

General Fund appropriation for the Council on Chemically Exposed Infants (CCEI).

4 4 **[6.** For the division of substance abuse for the addiction  
 4 5 treatment effectiveness advisory council established pursuant  
 4 6 to section 125.15A, and for not more than the following full-  
 4 7 time equivalent positions:  
 4 8 ..... \$ 250,000  
 4 9 ..... FTEs 2.50

**VETOED**

General Fund appropriation to the SAD for the Addiction Treatment Effectiveness Advisory Council (ATEAC).

VETOED: The Governor vetoed the \$250,000 for the ATEAC. The Governor stated that additional study is necessary before establishing a method of evaluating substance abuse programs.

4 10 As a condition, limitation, and qualification of this  
 4 11 appropriation, the department shall implement sections 125.15A  
 4 12 through 125.15M. The department shall employ one additional  
 4 13 program investigator to be used for substance abuse program  
 4 14 review. As a further condition, limitation, and qualification  
 4 15 of this appropriation, the division shall provide staff  
 4 16 support to the advisory council as necessary.

Requires the DPH to use the funds to implement the responsibilities of the ATEAC and to provide support staff to the Council.

VETOED: The Governor vetoed the intent language for the ATEAC.

4 17 Notwithstanding **section 8.33**, funds appropriated by this  
 4 18 subsection shall **not revert.**

CODE: Requires the funds appropriated for the ATEAC for FY 1991 not revert.

VETOED: The Governor vetoed the intent language for the ATEAC.

4 19 7. For the state board of pharmacy examiners for  
 4 20 establishing a drug abuse warning network and an Iowa drug  
 4 21 abuse monitoring system:  
 4 22 ..... \$ 12,500

General Fund appropriation to the Board of Pharmacy Examiners for the Drug Abuse Warning Network (DAWN) and the Iowa Drug Abuse Monitoring System (IDAMS).

4 23 As a condition, limitation, and qualification of this  
 4 24 appropriation, the board of pharmacy examiners, in cooperation  
 4 25 with the drug enforcement and abuse prevention coordinator,  
 4 26 shall use the amount appropriated in this subsection to match

Requires the Board to cooperate with the Drug Enforcement and Abuse Prevention Coordinator regarding the funding of DAWN and IDAMS.



4 27 and obtain available federal funds, the total amount of these  
 4 28 funds to be used for establishing a drug abuse warning network  
 4 29 and an Iowa drug abuse monitoring system.

4 30 **Sec. 5.**

4 31 There is appropriated from the general fund of the state to  
 4 32 the department of public safety for the fiscal year beginning  
 4 33 July 1, 1990, and ending June 30, 1991, the following amounts,  
 4 34 or so much thereof as is necessary, to be used for the  
 4 35 purposes designated:

General Fund appropriation to the Department of Public Safety (DPS).

5 1 1. For the division of criminal investigation and bureau  
 5 2 of identification for equipment and salaries and support for  
 5 3 the following additional full-time equivalent positions:  
 5 4 ..... \$ 56,292  
 5 5 ..... FTEs 4.00

General Fund appropriation to the Division of Criminal Investigation and Bureau of Identification.

5 6 **As** a condition, limitation, and qualification of this  
 5 7 appropriation, the division shall use the amount appropriated  
 5 8 in this subsection to match and obtain available federal  
 5 9 funds, the total amount of these funds to be used to employ an  
 5 10 additional 4 full-time lab technicians for the criminalistic  
 5 11 laboratory.

Requires the Division to match federal funds for the employment of four lab technicians for the Crinnalistic Laboratory.

5 12 2. For use by the department to provide additional law  
 5 13 enforcement officials to initiate project **D.A.R.E.** (drug abuse  
 5 14 resistance education) within local communities:  
 5 15 ..... \$ 28,000  
 5 16 ..... FTEs 4.00

General Fund appropriation to initiate the Drug Abuse Resistance Education (DARE) Project.

5 17 As a condition, limitation, and qualification of this  
 5 18 appropriation, the department shall use the amount  
 5 19 appropriated in this subsection to match and obtain available  
 5 20 federal funds, the total amount of these funds to be used to  
 5 21 employ 4 additional members of the highway safety patrol to  
 5 22 assist with the initiation of project **D.A.R.E.** within local  
 5 23 communities.

Requires the DPS to match federal funds for the employment of four highway safety patrol members for the DARE Project.

5 24 3. For the division of narcotics for the salaries and  
 5 25 support of up to the following additional full-time equivalent  
 5 26 positions:

General Fund appropriations to the Division of Narcotits.

PG LN House File 2564 Explanation

5 27 ..... \$ 150,000
5 28 ..... FTEs 10.00

5 29 As a condition, limitation, and qualification of this
5 30 appropriation, the department shall use the amount
5 31 appropriated in this subsection to match and obtain available
5 32 federal funds, the total amount of these funds to be used to
5 33 employ up to an additional 10 full-time special agents and
5 34 additional support personnel.

Requires the DPS to match federal funds for the
employment of ten special agents and support
personnel.

5 35 4. For the division of narcotics for funding drug
6 1 enforcement operations to be used for the purchase of illegal
6 2 substances in furtherance of these enforcement operations:
6 3 ..... \$ 125,000

General Fund appropriation to the Division of
Narcotics.

6 4 As a condition, limitation, and qualification of this
6 5 appropriation, the department shall use the amount
6 6 appropriated in this subsection to match and obtain available
6 7 federal funds, the total amount of these funds to be used for
6 8 the purchase of illegal substances in furtherance of these
6 9 enforcement operations.

Requires the DPS to match available federal funds to
be used for the purchase of illegal substances to
enhance enforcement operations.

6 10 Sec. 6.
6 11 There is appropriated from the general fund of the state to
6 12 the office of the governor for the drug enforcement and abuse
6 13 prevention coordinator for the fiscal year beginning July 1,
6 14 1990, and ending June 30, 1991, the following amounts, or so
6 15 much thereof as is necessary, to be used for the purposes
6 16 designated:

General Fund appropriation to the Governor's Office -
DEAPC.

6 17 1. For the Iowa substance abuse information center located
6 18 in Cedar Rapids:
6 19 ..... \$ 59,000

General Fund appropriation for the Iowa Substance
Abuse Information Center in Cedar Rapids.

6 20 As a condition, limitation, and qualification of this
6 21 appropriation, the drug enforcement and abuse prevention
6 22 coordinator shall use the amount appropriated in this
6 23 subsection to match and obtain available federal funds, the
6 24 total amount of these funds to be used for the costs of the
6 25 information center.

Requires the DEAPC to match available federal funds
to fund the Center.

6 26 [2. For planning and establishing a program of  
 6 27 identification, treatment, and education of students in grades  
 6 28 kindergarten through 3 in the Waterloo community school  
 6 29 district whose mothers were addicted to or using controlled  
 6 30 substances while pregnant:  
 6 31 ..... \$ 125,000

VETOED

General Fund appropriation for a program for children in Waterloo whose mothers were using controlled substances while pregnant.

VETOED: The Governor vetoed the \$125,000 to establish a program in the Waterloo Community School District to deal with students whose mothers were using controlled substances while pregnant. The Governor stated that the services funded by this appropriation are available through other programs.

6 32 As a condition, limitation, and qualification of this  
 6 33 appropriation, a pilot project shall be established for the  
 6 34 identification and education of elementary students whose  
 6 35 mothers were using controlled substances during pregnancy  
 7 1 resulting in the children experiencing special learning and  
 7 2 behavioral problems. The drug enforcement and abuse  
 7 3 prevention coordinator shall monitor the program and receive  
 7 4 reports required to be made concerning the program. Persons  
 7 5 responsible for the program shall report to the drug  
 7 6 enforcement and abuse prevention coordinator concerning  
 7 7 progress in establishing the program and the expenditures  
 7 8 made. The coordinator shall provide such reports to the  
 7 9 general assembly. The program shall include medical and  
 7 10 psychiatric research with the university of Iowa, educational  
 7 11 research with the university of northern Iowa, an educational  
 7 12 program for parents of the children including programs for  
 7 13 parents confined in a county jail or committed to the custody  
 7 14 of the director of the department of corrections, a child care  
 7 15 educational program to address the problems of parenting such  
 7 16 children, a program for the care and education of such  
 7 17 children before and after school, creation of a mentor program  
 7 18 with jobs and local businesses, a treatment program for  
 7 19 parents, and team teacher training.  
 7 20 Persons responsible for the program shall coordinate and  
 7 21 encourage the involvement of other programs and service  
 7 22 providers within the community in developing this program2

Requires the establishment of the Waterloo pilot project, the DEAPC to monitor the pilot project, and the persons responsible for the project to report to the Coordinator

VETOED. The Governor vetoed the intent language for the pilot project.

7 23 . Sec. 7. 1989 Iowa Acts, chapter 225, section 6, is amended  
 7 24 to read as follows:

CODE:, Reallocates the FY 1990 Iowa Plan Fund appropriation to the DEAPC.

7 25 SEC. 6. Notwithstanding any other provisions of law, the  
 7 26 treasurer of state before making allotments of the moneys  
 7 27 within the Iowa plan fund pursuant to section 99E.32,  
 7 28 subsection 1, for the fiscal year beginning July 1, 1989,  
 7 29 shall transfer to the ~~Iowa narcotics enforcement advisory~~  
 7 30 ~~council~~ drug enforcement and abuse prevention coordinator, the  
 7 31 following amount, to be used for the purposes designated:

7 32 1. For the Iowa narcotics enforcement advisory council for  
 7 33 the administration of a drug enforcement training program for  
 7 34 ~~local law enforcement officers, as defined in section 80B.3,~~  
 7 35 ~~subsection 3, including, but not limited to, training for the~~  
 8 1 ~~detection of gang and juvenile activity and the apprehension~~  
 8 2 ~~of geng-members and juvenile delinquents, subject to the~~  
 8 3 ~~limitation that the council shall not pay for more than fifty~~  
 8 4 ~~percent of the cost of training of any officer, including~~  
 8 5 ~~salary and other benefits, with the remaining fifty percent to~~  
 8 6 ~~be paid by the law enforcement officer's local jurisdiction~~  
 8 7 relating to all aspects of drug control:

8 8 ..... \$ 300,000  
 8 9 ..... 73,500

8 10 ~~As a condition, limitation, and qualification of this~~  
 8 11 ~~appropriation, the law enforcement officers to be trained~~  
 8 12 ~~under this program shall be selected by the Iowa narcotics~~  
 8 13 ~~enforcement advisory council in closed session. The record of~~  
 8 14 ~~the closed session is exempt from chapter 22. When the~~  
 8 15 ~~council has reached a decision, it shall convene in open~~  
 8 16 ~~meeting and announce such decision. No more than four law~~  
 8 17 ~~enforcement officers participating in this training shall be~~  
 8 18 ~~employed by law enforcement agencies located in the same~~  
 8 19 ~~county. The training program shall be for a period of one~~  
 8 20 ~~year and an officer participating in this program shall~~  
 8 21 ~~perform, after receiving initial instruction and training at~~  
 8 22 ~~the law enforcement academy, duties as directed by the~~  
 8 23 ~~department of public safety within the narcotics enforcement~~  
 8 24 ~~division relating to the department's responsibility for the~~  
 8 25 ~~enforcement of all laws and rules relating to any controlled~~  
 8 26 ~~substance or counterfeit substance as provided in sections~~  
 8 27 ~~80.27 through 80.34.~~

CODE: FY 1990 Iowa Plan Fund appropriation for a Drug Enforcement Training Program.

3 28 2. or dm i i of the verno alliance on

CODE: FY 1990 Iowa Plan Fund appropriation for the

8 29 substance abuse:  
 8 30 ..... \$ 81,000  
 8 31 As a condition, limitation, and qualification of this  
 8 32 appropriation, the drug enforcement and abuse prevention  
 8 33 coordinator shall use the amount appropriated in this sub-  
 8 34 section to match and obtain available federal funds, the total  
 8 35 amount of these funds to be used for the costs of  
 9 1 administration.

administration of the Governor's Alliance on Substance Abuse.

9 2 3. For the Iowa substance abuse information center located  
 9 3 in Cedar Rapids:  
 9 4 ..... \$ 22,000  
 9 5 As a condition, limitation, and qualification of this  
 9 6 appropriation, the drug enforcement and abuse prevention  
 9 7 coordinator shall use the amount appropriated in this  
 9 8 subsection to match and obtain available federal funds, the  
 9 9 total amount of these funds to be used for the costs of the  
 9 10 information center.

CODE: FY 1990 Iowa Plan Fund appropriation for the Iowa Substance Abuse Information Center in Cedar Rapids.

9 11 4. For the prosecuting attorney training program:  
 9 12 ..... \$ 73,500

CODE: FY 1990 Iowa Plan Fund appropriation for the Prosecuting Attorney Training Program.

9 13 5. For reimbursement payments to law enforcement officers  
 9 14 under the guaranteed loan payment program pursuant to section  
 9 15 261.51, if enacted by the Seventy-third General Assembly, 1990  
 9 16 Session:  
 9 17 ..... \$ 25,000

CODE: FY 1990 Iowa Plan Fund appropriation for payments to law enforcement officers under the Guaranteed Loan Program.

9 18 6. For salaries, support, maintenance, and technical  
 9 19 assistance for the purpose of reducing court delays and for  
 9 20 the training of judges:  
 9 21 ..... \$ 25,000

CODE: FY 1990 Iowa Plan Fund appropriation to reduce court delays and for the training of judges.

9 22 As a condition, limitation, and qualification of this  
 9 23 appropriation, the drug enforcement and abuse prevention  
 9 24 coordinator, in cooperation with the judicial department,  
 9 25 shall use this amount to match and obtain available federal  
 9 26 funds, the total amount of these funds to be used for the  
 9 27 purpose of reducing court delays.

9 28 7 Notwithstanding s 8.33, funds appropriated .

CODE: Requires the funds appropriated for the

9 29 this section shall not revert.

prograins funded by the Iowa Plan, as detailed in Section 7.1-6, not revert for FY 1990.

9 30 Sec. 8.

General Fund appropriation to the Judicial Department for a judgeship in District 8B.

9 31 There is appropriated from the general fund of the state to  
9 32 the judicial department for the fiscal year beginning July 1,  
9 33 1990, and ending June 30, 1991, the following amounts, or so  
9 34 much thereof as is necessary, to be used for the purposes  
9 35 designated:

10 1 Notwithstanding section 602.6201, for an additional  
10 2 judgeship to be established in judicial election district 8B  
10 3 pursuant to House File 2045, as enacted by the Seventy-third  
10 4 General Assembly, 1990 Session:  
10 5 ..... \$ 135,000

10 6 Sec. 9.

Establishes the priorities of the Governor's Alliance on Substance Abuse.

10 7 It is the intent of the general assembly that of the funds  
10 8 anticipated to be received from the federal government by the  
10 9 drug enforcement and abuse prevention coordinator for the  
10 10 governor's alliance on substance abuse, the coordinator shall  
10 11 give the highest priority for distribution of such funds to  
10 12 applications made by public agencies which have contracted  
10 13 with other public agencies pursuant to chapter 28E, and public  
10 14 agencies which have created multijurisdictional task forces,  
10 15 for the purpose of cooperating jointly in enforcement efforts  
10 16 related primarily to controlled substances, counterfeit  
10 17 substances, or simulated controlled substances.

10 18 The coordinator shall also give priority to providing  
10 19 funding to the office of the attorney general for providing  
10 20 grants for additional local prosecutors, funding for state and  
10 21 local drug enforcement operations to be used for the purchase  
10 22 of illegal substances in furtherance of these enforcement  
10 23 operations, funding to initiate or continue project D.A.R.E.  
10 24 (drug abuse resistance education) within local communities,  
10 25 including training for local law enforcement officials, and  
10 26 funding for the clearinghouse in Cedar Rapids.

10 27 Sec. 10.

Establishes the priorities of the FFY 1991 Alcohol, Drug Abuse, and Mental Health Services Block Grant.

10 28 It is the intent of the general assembly that of funds made  
10 29 available through the alcohol and drug abuse and mental health

10 30 services block grant for the federal fiscal year beginning  
 10 31 October 1, 1990, and ending September 30, 1991, priority shall  
 10 32 be given to the extent possible, to reducing substance abuse  
 10 33 waiting lists, providing aftercare for persons completing  
 10 34 substance abuse treatment, providing additional substance  
 10 35 abuse prevention specialists, dual diagnosis, for early  
 11 1 identification and intervention of children born afflicted  
 11 2 with a substance addiction, and for increasing provider  
 11 3 salaries. Of the funds used for reducing substance abuse  
 11 4 waiting lists, priority shall be given to persons released or  
 11 5 discharged from an institution under the direction of the  
 11 6 department of corrections who were in treatment programs and  
 11 7 who are identified by the board of parole to be in need of  
 11 8 further treatment, women of childbearing age, and juveniles.

11 9 Sec. 11. DEPARTMENT OF EDUCATION -- SURVEY.  
 11 10 The department of education shall survey all school  
 11 11 districts in the state for the purpose of evaluating and  
 11 12 assessing the extent to which substance abuse education is  
 11 13 being provided to students in grades kindergarten through 12.  
 11 14 The department shall recognize successful programs and provide  
 11 15 information concerning such programs to other districts. The  
 11 16 department shall report the findings of its survey to the  
 11 17 general assembly no later than January 15, 1991.

11 18 Sec. 12.  
 11 19 The department shall also encourage the use of phase III  
 11 20 moneys for teachers who have completed drug awareness  
 11 21 training. Information shall be provided to school districts  
 11 22 regarding available training courses and the importance of  
 11 23 this training.  
 11 24 The department shall encourage schools to establish student  
 11 25 assistance teams and other drug abuse prevention groups to  
 11 26 provide support and help to students with substance abuse  
 11 27 problems and to provide support to other students who are not  
 11 28 yet substance abusers. Positive role models should be  
 11 29 established in an effort to deter increased substance abuse by  
 11 30 younger students and other students within the role models'  
 11 31 peer groups.

11 32 Sec. 13. RESEARCH DEVELOPMENT.

Requires the DE to survey all school districts concerning the extent of substance abuse education and to report to the General Assembly.

Requires the DE to encourage the use of Phase III funds to establish programs to help students with substance abuse problems.

Allows the development of research and information

11 33 The general assembly encourages the development and  
 11 34 maintenance of research and information by the federal  
 11 35 government, research centers, and universities concerning  
 12 1 substance abuse and treatment of substance abusers in an  
 12 2 effort to determine the most effective method of treatment.

concerning substance abuse treatment.

12 3 **C** Sec. 14. NEW SECTION. 125.15A ADDICTION TREATMENT **VETOED**  
 12 4 EFFECTIVENESS ADVISORY COUNCIL -- MEMBERS.

CODE: Establishes the ATEAC, and the membership of the Council.

12 5 1. An addiction treatment effectiveness advisory council  
 12 6 is established within the department, which consists of  
 12 7 fifteen members appointed by the governor to staggered terms  
 12 8 of six years beginning and ending as provided in section  
 12 9 69.19. The appointments are subject to senate confirmation.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

12 10 The members of the council shall include the following:

12 11 a. Two physicians licensed in this state who have  
 12 12 substantial experience in substance abuse treatment and who is  
 12 13 certified by the association of specialists in addiction  
 12 14 medicine.

12 15 b. One registered nurse who has substantial experience in  
 12 16 substance abuse treatment.

12 17 c. Two persons, one who is a certified substance abuse  
 12 18 counselor and one who is a director of a substance abuse  
 12 19 treatment provider. One shall be appointed to represent such  
 12 20 private persons and entities and one shall be appointed to  
 12 21 represent such public persons and entities.

12 22 d. One person representing a master's degree program in  
 12 23 substance abuse counseling, with research expertise in the  
 12 24 field of substance abuse treatment.

12 25 e. Two representatives of the business community who shall  
 12 26 represent the business consumers of health insurance.

12 27 f. Two representatives of providers of health insurance.

12 28 At least one representative shall represent health maintenance  
 12 29 organizations or preferred provider organizations.

12 30 g. Three citizens of the state who do not provide health  
 12 31 services or health insurance or other fiscal intermediary  
 12 32 services.

12 33 Members appointed to the advisory council pursuant to  
 12 34 paragraphs a through d shall be appointed so that an equal  
 12 35 number shall be appointed to represent public substance abuse

13 1 treatment providers as are appointed to represent private

13 2 substance abuse treatment providers.



13 3 The appointments shall be based upon the training,  
 13 4 experience, and capacity of the appointees, and not based upon  
 13 5 political considerations, other than as provided in section  
 13 6 **69.16.** A member of the council shall not hold any other state  
 13 7 or federal office.  
 13 8 **2.** The director of public health or the director's  
 13 9 designee and the director of human services or the director's  
 13 10 designee shall be ex officio, nonvoting members of the  
 13 11 council.  
 13 12 **3.** The majority leader of the senate shall appoint two  
 13 13 members, one member from each political party, from the  
 13 14 membership of the senate and the speaker of the house of  
 13 15 representatives shall appoint two members, one member from  
 13 16 each political party, from the membership of the house who  
 13 17 shall be ex officio, nonvoting members of the council.  
 13 18 **4.** A vacancy on the council shall be filled for the  
 13 19 unexpired term in the same manner as the original appointment.  
 13 20 **5.** The voting members of the council shall be reimbursed  
 13 21 for actual and necessary travel and related expenses incurred  
 13 22 in the discharge of official duties. Each voting member of  
 13 23 the council may also be eligible to receive compensation as  
 13 24 provided in section **7E.6.**  
 13 25 **6.** The council shall hold an organizational meeting within  
 13 26 thirty days of the beginning of a new regular term for one or  
 13 27 more of its members. The council shall organize by electing a  
 13 28 chairperson, vice chairperson, secretary, and any other  
 13 29 officers deemed necessary or desirable. The council shall  
 13 30 meet at least quarterly throughout the year.  
 13 31 **7.** A majority of the voting members of the council  
 13 32 constitutes a quorum, and a majority of the voting members of  
 13 33 the council is necessary to act in any matter within the  
 13 34 jurisdiction of the council, unless a more restrictive rule is  
 13 35 adopted by the council.]

14 1 [Sec. 15. **NEW SECTION. 125.158 DUTIES OF COUNCIL.**  
 14 2 **1.** Except as otherwise provided by law, the council shall:  
 14 3 a. Recommend policy and rule changes to the director  
 14 4 necessary to provide for the effective regulation and  
 14 5 assessment of treatment providers in this state and the  
 14 6 effective administration of this chapter.  
 14 7 b. Receive, review, and make recommendations to the

**VETOED**

CODE: Establishes the duties of the ATEAC.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

14 8 department based upon the information contained in the  
 14 9 provider reports received by the department.  
 14 10 c. Shall study whether or not a problem currently exists  
 14 11 with inappropriate transfers of patients by either providers  
 14 12 or third-party payors, and, if so, make appropriate  
 14 13 recommendations to the department.  
 14 14 2. The council may recommend to the director a contractor  
 14 15 for the purpose of data collection related to the evaluation  
 14 16 of providers subject to the provisions of this chapter and for  
 14 17 the collection of patient data.]

14 18 [Sec. 16. NEW SECTION. 125.15C **REQUIRED REPORTING.**

VETOED

CODE: Requires a substance abuse treatment provider to report to the DPH and the ATEAC.

14 19 Unless otherwise provided, a substance abuse treatment  
 14 20 provider, regardless of whether the provider is licensed by  
 14 21 the commission on substance abuse, shall report to the  
 14 22 department on forms provided by the department, information  
 14 23 relating to all patients admitted to treatment, receiving  
 14 24 treatment, or discharged from treatment, and again at a  
 14 25 specified time after completing or ending such treatment as  
 14 26 required by departmental rule. The provider shall provide all  
 14 27 information requested which is available to the provider. The  
 14 28 department, after consultation with the advisory council,  
 14 29 shall adopt rules providing for the information to be reported  
 14 30 to the department and the advisory council.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

14 31 In addition to receiving the reports required under this  
 14 32 section, the division of substance abuse, for good cause,  
 14 33 shall have access to the records of a substance abuse  
 14 34 treatment provider for the purpose of auditing and inspecting  
 14 35 the programs to assure compliance with the requirements of  
 15 1 sections 125.156 through 125.15M.

15 2 For the period beginning July 1, 1990, and ending June 30,  
 15 3 1991, the form to be used for the reporting required under  
 15 4 section 125.15C for all providers shall be the substance abuse  
 15 5 management information system form used by the division of  
 15 6 substance abuse. No later than July 1, 1991, the department,  
 15 7 in consultation with the advisory council, shall require the  
 15 8 reporting of additional information relating to the following  
 15 9 addiction related symptoms of a patient:

15 10 1. Physical diseases associated with the use of  
 15 11 substances.

15 12 2. Organic brain dysfunction.

15 13 3. Symptomatic major psychosis.

15 14 4. Suicide attempts.

15 15 5. Other symptoms as deemed appropriate by the advisory  
15 16 council and adopted by the department for the purpose of  
15 17 **determining** patient severity at the time of admission to  
15 18 **treatment.** ]

15 19 [Sec. 17. NEW SECTION. 125.15D DATA CONTRACTOR. **VETOED**

15 20 The department, after consultation with and upon  
15 21 recommendation of the advisory council, may contract with an  
15 22 independent data collector to survey substance abuse treatment  
15 23 providers required to report information under section  
15 24 125.15C, and shall provide such information required to be  
15 25 reported pursuant to section 125.15C, and any other  
15 26 information collected as determined by the department, to the  
15 27 council.]

CODE: Allows the DPH to contract with a data collector to survey substance abuse treatment providers.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

15 28 [Sec. 18. NEW SECTION. 125.15E DATA PROVIDED TO HEALTH **VETOED**  
15 29 DATA COMMISSION.

15 30 The department shall also forward all data reported  
15 31 pursuant to section 125.15C and any other information  
15 32 collected as determined by the department to the state health  
15 33 data commission2

CODE: Requires the DPH to provide the Health Data Commission with the information gathered concerning substance abuse treatment providers.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

15 34 [Sec. 19. NEW SECTION. 125.15F MEASUREMENT STANDARDS. **VETOED**

15 35 The department, after consultation with the advisory  
16 1 council, shall adopt rules establishing **minimum** standards of  
16 2 outcome measurement of patients ending or completing treatment  
16 3 relating to the effectiveness of substance abuse treatment  
16 4 programs, which shall primarily include, but not be limited  
16 5 to, the following:  
16 6 1. Abstinence.  
16 7 2. Arrest rate.  
16 8 3. Improved socioeconomic status.]

CODE: Requires the substance abuse treatment programs to be measured for effectiveness.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

16 9 [Sec. 20. NEW SECTION. 125.15G TYPES OF PROGRAMS. **VETOED**

16 10 For purposes of review of substance abuse treatment  
16 11 programs, all programs providing substance abuse treatment and  
16 12 subject to the requirements of section 125.15A through  
16 13 125.15M, shall be divided into class 1 and class 2 programs

CODE: Classifies types of substance abuse treatment programs.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

16 14 based upon a patient severity index as determined by the  
 16 15 advisory council. The patient severity index must include  
 16 16 factors relating to medical severity, psychological  
 16 17 dysfunction, age, recidivism, arrest rate, and other pertinent  
 16 18 factors. The department, after consultation with the advisory  
 16 19 council, shall adopt rules relating to the definition of class  
 16 20 1 and class 2 programs.]

16 21 [Sec. 21. NEW SECTION. 125.15H PROVIDER REVIEW -- MINIMUM **VETOED**  
 16 22 STANDARDS.  
 16 23 No later than July 1, 1992, the department, after  
 16 24 consultation with the advisory council, shall adopt rules  
 16 25 providin for the minimum standards to be met by all  
 16 26 provider3

CODE: Establishes the rules process for minimum standards for substance abuse treatment programs.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

16 27 [Sec. 22. INTERIM RULES. **VETOED**  
 16 28 For the period beginning July 1, 1990, and ending June 30,  
 16 29 1992, all treatment providers shall meet the following minimum  
 16 30 standards:  
 16 31 A success rate equal to seventy-five percent of the average  
 16 32 success rate of the top fifty percent of treatment providers  
 16 33 within the same class in each of the following categories:  
 16 34 1. Abstinence.  
 16 35 2. Arrest rate.  
 17 1 3. Improved socioeconomic status.  
 17 2 A treatment provider who fails to attain the required  
 17 3 minimum success rate in any of the **three categories** shall be  
 17 4 subject to intensified review by the **department.**]

Requires substance abuse treatment providers to meet the listed minimum standards during FY 1991 and FY 1992.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

17 5 [Sec. 23. NEW SECTION. 125.15I PROVIDER SANCTIONS. **VETOED**  
 17 6 1. A treatment provider which fails to meet the minimum  
 17 7 standards established pursuant to section 125.15F shall be  
 17 8 reviewed by the advisory council. Within thirty days after  
 17 9 the advisory council has concluded its review, the advisory  
 17 10 council shall provide recommendations for program changes, or  
 17 11 may recommend other appropriate action to be taken pursuant to  
 17 12 this section, if any, to the **lowa** department of public health.  
 17 13 The department, upon affirming the recommendations of the  
 17 14 advisory council, shall forward to the provider program  
 17 15 recommendations as recommended by the advisory council, or  
 17 16 other recommendations deemed appropriate by the department,

CODE: Establishes the process for substance abuse treatment programs which fail to meet minimum standards established by the ATEAC.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

17 17 and may stay further action against the provider, for a period  
17 18 of up to one year during which time, the advisory council  
17 19 shall continue to review the provider and new patient data  
17 20 shall be collected for review.

17 21 2. The advisory council may appoint one or more quality  
17 22 improvement task forces for the purpose of providing expert  
17 23 review and advice for improving the success rate of providers  
17 24 failing to meet the minimum standards required pursuant to  
17 25 section 125.15H. A task force shall consist of three  
17 26 substance abuse professionals from programs in the top fifty  
17 27 percent of all providers in the same class as the provider  
17 28 that fails to meet the standards. A task force shall review a  
17 29 provider that fails to meet the minimum standards and make  
17 30 recommendations for change to the provider being reviewed and  
17 31 notify the advisory council as to those recommendations. **Both**  
17 32 public and private providers shall be represented on a quality  
17 33 improvement task force. Persons serving on a quality  
17 34 improvement task force may be reimbursed for expenses incurred  
17 35 in performance of the duties of the task force. A task force  
18 1 shall cooperate with the division of substance abuse and the  
18 2 technical assistance program.

18 3 3. If the advisory council finds that a substance abuse  
18 4 treatment provider has failed to meet the minimum standards  
18 5 established pursuant to section 125.15F and action by the  
18 6 advisory council is not recommended pursuant to subsection 1,  
18 7 the advisory council may do any of the following:

18 8 a. Recommend to the director of public health that funding  
18 9 for the substance abuse treatment provider relating to the  
18 10 substance abuse treatment programs of the provider be  
18 11 withheld.

18 12 b. Recommend to the director of human services that  
18 13 medical assistance funding relating to the substance abuse  
18 14 treatment programs of the provider be withheld.

18 15 c. Recommend to the appropriate licensing authority that  
18 16 the license of the substance abuse treatment provider be  
18 17 suspended or revoked relating to the substance abuse treatment  
18 18 programs of the provider.

18 19 4. Notwithstanding subsections 1 through 3, the advisory  
18 20 council may find that the program serves a particularly  
18 21 difficult patient population and that the public health and  
18 22 welfare would be furthered by continuing to fund the program.

18 23 In such a case, the advisory council, upon an affirmative vote  
 18 24 of two-thirds of the members of the council shall recommend  
 18 25 that a new measurement standard be established by the  
 18 26 department, by rule, for the program.

18 27 5. If the advisory council has acted pursuant to  
 18 28 subsection 1 and the director accepts such recommendation and  
 18 29 stays action against the provider, at the end of that year the  
 18 30 advisory council may recommend to the department an additional  
 18 31 extension of the period of intensified review for up to one  
 18 32 additional year.

18 33 6. If the advisory council has acted pursuant to  
 18 34 subsection 1, 2, or 3 and no action has been taken pursuant to  
 18 35 subsection 4 or 5, the department shall include the substance  
 19 1 abuse treatment provider on a list of providers failing to  
 19 2 meet the minimum standards which shall be provided to the  
 19 3 public, third-party payors for health services, local govern-  
 19 4 ment bodies, and substance abuse treatment provider  
 19 5 accreditation entities1

19 6 [Sec. 24. NEW SECTION. 125.15J CONFIDENTIALITY OF  
 19 7 INFORMATION.]

VETOED

19 8 1. Information received by the department contained in the  
 19 9 reports required pursuant to section 125.151 is subject to the  
 19 10 confidentiality provisions of sections 125.37 and 125.93.

19 11 However, a summary of data concerning a program which has  
 19 12 been sanctioned pursuant to section 125.151, subsection 2 or  
 19 13 3, shall be made available, as appropriate, by the department.

19 14 2. Beginning July 1, 1993, to the extent permitted by  
 19 15 state and federal law, a summary of data concerning the  
 19 16 success of all substance abuse treatment programs shall be  
 19 17 made available by the department upon the request of any  
 19 18 interested person.]

CODE: Requires the information received by the DPH concerning substance abuse treatment programs to be considered confidential, however, a summary report of data is to be made available.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

19 19 [Sec. 25. NEW SECTION. 125.15K EXEMPLARY PROVIDERS --  
 19 20 PREFERENTIAL TREATMENT.]

VETOED

19 21 The department, in consultation with the advisory council,  
 19 22 shall adopt rules defining exemplary substance abuse treatment  
 19 23 programs and providing for the recognition of exemplary  
 19 24 substance abuse treatment programs. In adopting such rules  
 19 25 the department shall consider patient populations and other  
 19 26 appropriate factors.

CODE: Requires the recognition of exemplary substance abuse treatment providers.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

19 27 Additionally, to the extent permitted by applicable state  
 19 28 and federal requirements relating to substance abuse treatment  
 19 29 funding, the department shall preferentially consider such  
 19 30 exemplary substance abuse treatment providers in subsequent  
 19 31 funding grant applications.]

19 32 [Sec. 26. NEW SECTION. 125.15L FALSIFICATION OF REPORT DATA. VETOED

19 34 A substance abuse treatment provider required to provide  
 19 35 information to the department pursuant to section 125.15C, who  
 20 1 intentionally falsifies any diagnosis of a patient admitted to  
 20 2 treatment to avoid review pursuant to section 125.15H, who  
 20 3 intentionally fails to report information to the department,  
 20 4 or who falsifies such report, is subject to a civil penalty of  
 20 5 five thousand dollars per false diagnosis, per failure to make  
 20 6 such report, or per falsification of such report, in addition  
 20 7 to any other appropriate action which may be taken by the  
 20 8 department or the council. Such penalties shall be collected  
 20 9 by the department and deposited in the general fund of the  
 20 10 state.

20 11 In addition to the civil penalty provided in this section,  
 20 12 the department shall also make a list of providers committing  
 20 13 violations of this section available to the public, third-  
 20 14 party payors for health services, local government bodies, and  
 20 15 substance abuse treatment provider accreditation entities.]

20 16 [Sec. 27. NEW SECTION. 125.15M PROGRAMS EXCLUDED -- PENALTY. VETOED

20 18 In addition to any other provider excluded by law, any  
 20 19 provider or facility which provides only detoxification,  
 20 20 screening, or assessment of persons is excluded from the  
 20 21 review and reporting requirements of sections 125.15A through  
 20 22 125.15L with respect to that patient as long as the patient is  
 20 23 subsequently referred to counseling or other substance abuse  
 20 24 treatment providers following detoxification.

20 25 Unless otherwise excluded, any person providing substance  
 20 26 abuse treatment is subject to the requirements of sections  
 20 27 125.15A through 125.15L. A provider who fails to comply with  
 20 28 these sections shall cease providing such services. Such  
 20 29 provider who continues to provide such services in violation  
 20 30 of this section is subject to a civil penalty of one thousand

CODE: Requires a civil penalty for a substance abuse treatment provider who provides false information through the required reporting process and the establishing of a public list of violators.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

CODE: Requires a civil penalty for a substance abuse treatment provider or facility who fails to comply with the review and reporting process, except for programs which provide only detoxification, screening, or assessment.

VETOED: The Governor vetoed the enabling legislation for the ATEAC.

20 31 dollars for each day the provider continues to provide such  
 20 32 services after notification by the department to cease such  
 20 33 treatment.

20 34 Sec. 28. Section 232.73, Code 1989, is amended to read as  
 20 35 follows:

21 1 232.73 IMMUNITY FROM LIABILITY.

21 2 A person participating in good faith in the making of a  
 21 3 report, ~~or~~ photographs, or X rays, or in the performance of a  
 21 4 medically relevant test pursuant to this chapter, or aiding  
 21 5 and assisting in an investigation of a child abuse report  
 21 6 pursuant to section 232.71, shall have immunity from any  
 21 7 liability, civil or criminal, which might otherwise be  
 21 8 incurred or imposed. The person shall have the same immunity  
 21 9 with respect to participation in good faith in any judicial  
 21 10 proceeding resulting from the report ~~or~~ relating to the  
 21 11 subject matter of the report.

21 12 As used in this section and section 232.77, medically  
 21 13 relevant test means a test that produces reliable results of  
 21 14 exposure to cocaine, heroin, amphetamine, methamphetamine, or  
 21 15 other illegal drugs, or combinations or derivatives thereof,  
 21 16 including a drug urine screen test.

21 17 Sec. 29. Section 232.77, Code 1989, is amended to read as  
 21 18 follows:

21 19 232.77 PHOTOGRAPHS ~~AND~~, X RAYS, AND MEDICALLY RELEVANT  
 21 20 TESTS.

21 21 1. Any person who is required to report a case of child  
 21 22 ~~abuse~~ may take or cause to be taken, at public expense,  
 21 23 photographs or X rays of the areas of trauma visible on a  
 21 24 child. Any health practitioner may, if medically indicated,  
 21 25 cause to be performed radiological examination of the child.  
 21 26 Any person who takes any photographs or X rays pursuant to  
 21 27 this section shall notify the department of human services  
 21 28 that such photographs or X rays have been taken, and shall  
 21 29 retain such photographs or X rays for a reasonable time  
 21 30 thereafter. Whenever such person is required to report under  
 21 31 section 232.69, in that person's capacity as a member of the  
 21 32 staff of a medical or other private or public institution,  
 21 33 agency or facility, that person shall immediately notify the  
 21 34 person in charge of such institution, agency, or facility or

CODE: Defines and adds language concerning medically relevant tests to ~~the~~ Juvenile Justice Chapter of the Code of Iowa, as related to babies exposed to illegal drugs.

CODE: Adds language concerning medically relevant tests to the Juvenile Justice Chapter of the Code of Iowa, as related to babies exposed to illegal drugs.



21 35 that person's designated delegate of the need for photographs  
 22 1 or X rays.  
 22 2 2. If a health practitioner discovers in a child under one  
 22 3 year of age physical or behavioral symptoms of the effects of  
 22 4 exposure to cocaine, heroin, amphetamine, methamphetamine, or  
 22 5 other illegal drugs, or combinations or derivatives thereof,  
 22 6 which were not prescribed by a health practitioner, or if the  
 22 7 health practitioner has determined through examination of the  
 22 8 natural mother of the child that the child was exposed i n  
 22 9 utero, the health practitioner may perform or cause to be  
 22 10 performed a medically relevant test. as defined in section  
 22 11 232.73, on the child. **The** practitioner shall report any  
 22 12 positive results of such a test on the child to the  
 22 13 department, unless the natural mother has shown good faith in  
 22 14 seeking appropriate care and treatment. The department shall  
 22 15 begin an investigation pursuant to section 232.71 upon receipt  
 22 16 of such a report. The positive result shall constitute a  
 22 17 showing of probable cause under section 232.71, subsection 3,  
 22 18 but shall not be used in any criminal prosecution of the  
 22 19 natural mother of the child, and shall not represent grounds  
 22 20 for a determination of child abuse.

22 21 **Sec. 30. NEW SECTION. 235C.1 COUNCIL CREATED -- PURPOSE**  
 22 22 A council on chemically exposed infants is established as a  
 22 23 subcommittee of the committee on maternal and child health of  
 22 24 the community health division of the Iowa department of public  
 22 25 health. The purpose of the council is to help the state  
 22 26 develop and implement policies to reduce the likelihood that  
 22 27 infants will be born chemically exposed, and to assist those  
 22 28 who are born chemically exposed to grow and develop in a safe  
 22 29 environment.  
 22 30 As used in this chapter, a chemically exposed infant is  
 22 31 an infant who shows evidence of exposure to or the presence of  
 22 32 alcohol, cocaine, heroin, amphetamine, methamphetamine, or  
 22 33 other illegal drugs or combinations or derivatives thereof  
 22 34 which were not prescribed by a health practitioner.

CODE: Establishes the CCEI, the purpose of the Council, and defines a 'chemically exposed infant.'

22 35 **Sec. 31. NEW SECTION. 235C.2 MEMBERSHIP.**  
 23 1 The council on chemically exposed infants shall be composed  
 23 2 of the following members:  
 23 3 1. Two members of the Iowa department of public health

CODE: Establishes the membership of the CCEI and requires the DPH to staff the Council.

23 4 selected by the director of the Iowa department of public  
 23 5 health, one from the division of substance abuse, and one from  
 23 6 the division of family and community health.  
 23 7 2. The director of the department of human services or the  
 23 8 director's designee as a nonvoting ex officio member.  
 23 9 3. The department coordinator of the department of human  
 23 10 rights or the coordinator's designee as a nonvoting ex officio  
 23 11 member.  
 23 12 4. The director of the department of education or the  
 23 13 director's designee as a nonvoting ex officio member.  
 23 14 5. The chairperson of the state maternal and child health  
 23 15 advisory council or the chairperson's designee.  
 23 16 6. A physician selected by the board of the Iowa medical  
 23 17 society with expertise in the care of the mother and a  
 23 18 physician selected by the board of the Iowa medical society  
 23 19 with expertise in the care of the infant.  
 23 20 7. A hospital administrator selected by the board of the  
 23 21 Iowa hospital association.  
 23 22 8. A representative from a community health center located  
 23 23 in Iowa selected by the Iowa/Nebraska primary care  
 23 24 association.  
 23 25 9. A representative from a maternal and child health  
 23 26 center selected by the governor.  
 23 27 10. A representative from a substance abuse treatment  
 23 28 program, selected by the governor.  
 23 29 11. Two citizen members, selected by the governor.  
 23 30 12. A representative from the governor's alliance on  
 23 31 substance abuse selected by the alliance.  
 23 32 13. A representative from the university of Iowa medical  
 23 33 school selected by the director of the medical school.  
 23 34 14. A representative from a community-based substance  
 23 35 abuse prevention program, selected by the governor.  
 24 1 15. A representative from the juvenile court, selected by  
 24 2 the chief justice of the Iowa supreme court.  
 24 3 16. An attorney who practices in the area of juvenile law,  
 24 4 selected by the Iowa state bar association.  
 24 5 The council shall be staffed by the Iowa department of  
 24 6 public health. The council shall elect its own chairperson.

24 7 Sec. 32. NEW SECTION. 235C.3 COUNCIL DUTIES.  
 24 8 The council shall be responsible for the following

CODE: Establishes the duties of the CCEI.

24 9 activities:

24 10 1. **DATA COLLECTION.** The council shall assemble relevant  
24 11 materials regarding the extent to which infants born in Iowa  
24 12 are chemically exposed, the services currently available to  
24 13 meet the needs of infants born who are chemically exposed, and  
24 14 the costs incurred in caring for infants born who are  
24 15 chemically exposed, including both costs borne directly by the  
24 16 state and costs borne by society.

24 17 2. **PREVENTION AND EDUCATION.** The council, after reviewing  
24 18 the data collected pursuant to subsection 1, and after  
24 19 reviewing education and prevention programs employed in Iowa  
24 20 and in other states, shall make recommendations to the  
24 21 appropriate division to develop a state prevention and  
24 22 education campaign, including the following components:

24 23 a. A broad-based public education campaign outlining the  
24 24 dangers inherent in substance use during pregnancy.

24 25 b. A health professional training campaign, including  
24 26 recommendations concerning the curriculum offered at the  
24 27 college of medicine at the state university of Iowa, providing  
24 28 assistance in the identification of women at risk of substance  
24 29 abuse during pregnancy and strategies to be employed in  
24 30 assisting those women to maintain healthy lifestyles during  
24 31 pregnancy. Included in this education campaign shall be  
24 32 guidelines to health professionals offering information on  
24 33 assessment, laboratory testing, medication use, and referrals.

24 34 c. A targeted public education campaign directed toward  
24 35 high-risk populations.

25 1 d. A technical assistance program for developing support  
25 2 programs to identified high-risk populations, including  
25 3 pregnant women who previously have given birth to chemically  
25 4 exposed infants or currently are using substances dangerous to  
25 5 the health of the fetus.

25 6 e. An education program for use within the school system,  
25 7 including training materials for school personnel to assist  
25 8 those personnel in identification, care, and referral.

25 9 3. **IDENTIFICATION.** The council shall develop  
25 10 recommendations regarding state programs or policies to  
25 11 increase the identification of chemically exposed infants.

25 12 4. **TREATMENT SERVICES.** The council shall seek to improve  
25 13 effective treatment services within the state for chemically  
25 14 exposed infants. As part of this responsibility, the council

25 15 shall make recommendations to the addiction treatment  
25 16 effectiveness advisory council established in section 125.15A.  
25 17 Such recommendations shall include, but are not limited to,  
25 18 the following:

- 25 19     a. Identification of programs available within the state  
25 20     for serving chemically exposed infants and their families.
- 25 21     b. Recommended ways to enhance funding for effective  
25 22     treatment programs, including the use of state health care  
25 23     programs and services under the medical assistance program and  
25 24     the maternal and child health programs.
- 25 25     c. Identification of means to serve children who were  
25 26     chemically exposed infants when the children enter the school  
25 27     system.

25 28     As an additional part of this responsibility, the council  
25 29     shall determine whether a problem exists with respect to  
25 30     substance abuse treatment providers and physicians  
25 31     discriminating against pregnant women in providing treatment  
25 32     or prenatal care.

25 33     5. CARE AND PLACEMENT. The council shall work with the  
25 34     department of human services to expand appropriate placement  
25 35     options for chemically exposed infants who have been abandoned  
26 1     by their parents or cannot safely be returned home. As part  
26 2     of this responsibility, the council shall do all of the  
26 3     following:

- 26 4     a. Assist the department of human services in developing  
26 5     rules to establish specialized foster care services that can  
26 6     attract foster parents to care for chemically exposed infants.
- 26 7     b. Identify additional services, such as therapeutic day  
26 8     care services, that may be needed to effectively care for  
26 9     chemically exposed infants.
- 26 10     c. Review the need for residential programs designed to  
26 11     meet the needs of chemically exposed infants.

26 12     As an additional part of the responsibility, the council  
26 13     shall determine whether a problem exists with respect to  
26 14     substance abuse treatment providers and physicians  
26 15     discriminating against pregnant women in providing treatment  
26 16     or prenatal care.

26 17     6. AWARDS OF GRANTS AND DEVELOPMENT OF PILOT PROGRAMS.  
26 18     From funds appropriated for this purpose, the council shall  
26 19     award grants or develop pilot programs to achieve the purposes  
26 20     of the council.

26 21 7. ANNUAL REPORT. The council shall annually report to  
 26 22 the governor and members of the general assembly on the  
 26 23 progress it has made toward meeting its responsibilities.  
 26 24 The council shall meet at least twice annually, and may  
 26 25 establish such subcommittees and task forces as are necessary  
 26 26 to achieve its purpose.

26 27 8. CONFIDENTIALITY OF INFORMATION. Data collected  
 26 28 pursuant to this chapter shall be confidential to the extent  
 26 29 necessary to protect the identity of persons who are the  
 26 30 subjects of the data collection.

26 31 Sec. 33. NEW SECTION. 125.32A DISCRIMINATION PROHIBITED  
 26 32 Any substance abuse treatment program receiving state  
 26 33 funding under this chapter or any other chapter of the Code  
 26 34 shall not discriminate against a person seeking treatment  
 26 35 solely because the person is pregnant, unless the program in  
 27 1 each instance identifies and refers the person to an  
 27 2 alternative and acceptable treatment program for the person.

27 3 Sec. 34. Section 249A.4, Code Supplement 1989, is amended  
 27 4 by adding the following new subsection:  
 27 5 NEW SUBSECTION. 13. May stop payments and withhold  
 27 6 further medical assistance payments for substance abuse  
 27 7 treatment as recommended by the addiction treatment  
 27 8 effectiveness advisory council pursuant to section 125.15G.

27 9 Sec. 35. NEW SECTION. 256.43 STAFFING AND TECHNICAL  
 27 10 ASSISTANCE TO COUNCIL.  
 27 11 1. Staff support for the youth 2000 coordinating council  
 27 12 shall be provided by the department of education. Staff  
 27 13 duties shall include, but are not limited to, collecting,  
 27 14 collating, analyzing, and presenting necessary information,  
 27 15 data, and materials to the council; advising and assisting the  
 27 16 council in policy analysis and the development of council  
 27 17 recommendations; preparation of reports and other materials  
 27 18 necessary to accomplish the goals of the council; preparation  
 27 19 and dissemination of interagency, intergovernmental, and  
 27 20 public communications associated with the work of the council;  
 27 21 coordination of council activities with other policy analysis  
 27 22 and development activities carried on within the state; and  
 27 23 coordination in delivery of state-level council services with

CODE: Requires state-funded substance abuse treatment programs to not discriminate against a pregnant person.

CODE: Permits the stopping of payments to state-funded substance abuse treatment programs based upon an ATEAC recommendation.

CODE: Requires the DE to provide staff support and technical assistance to the Youth 2000 Coordinating Council.

27 24 department of education staff providing technical assistance  
 27 25 to the council under subsection 2.

27 26     2. The department of education shall contract with a  
 27 27 nonprofit organization to provide technical assistance to  
 27 28 communities. Technical assistance shall be structured to  
 27 29 provide direct services to lowa communities which are  
 27 30 establishing community planning teams and to assist in the  
 27 31 development of collaborative drug use prevention, dropout  
 27 32 prevention, and youth development efforts.

27 33     Technical assistance to community planning teams shall  
 27 34 include, but is not limited to, providing professional advice  
 27 35 on youth development, drug use prevention, and other issues;  
 28   1 providing access to current research and information;  
 28   2 assisting community planning teams in identifying appropriate  
 28   3 team members; facilitating team building; assisting in the  
 28   4 development of strategic plans relating to community youth  
 28   5 issues; providing community development activities; providing  
 28   6 conflict resolution; and developing educational and technical  
 28   7 materials. Technical assistance shall also include, but is  
 28   8 not limited to, the identification of funding and other  
 28   9 resources to aid in the implementation of drug use prevention,  
 28 10 dropout prevention, and youth development programs; the  
 28 11 identification of appropriate drug use prevention, dropout  
 28 12 prevention, and youth development program models; and  
 28 13 coordination in the delivery of state-level council services  
 28 14 with department of education staff providing staff support for  
 28 15 the council.

28 16     Sec. 36. Section 911.2, Code 1989, is amended to read as  
 28 17 follows:

28 18     911.2 SURCHARGE.

28 19     When a court imposes a fine or forfeiture for a violation  
 28 20 of a state law, or of a city or county ordinance except an  
 28 21 ordinance regulating the parking of motor vehicles, the court  
 28 22 shall assess an additional penalty in the form of a surcharge  
 28 23 equal to ~~fifteen~~ twenty percent of the fine or forfeiture  
 28 24 imposed. In the event of multiple offenses, the surcharge  
 28 25 shall be based upon the total amount of fines or forfeitures  
 28 26 imposed for all offenses. When a fine or forfeiture is  
 28 27 suspended in whole or in part, the surcharge shall be reduced  
 28 28 in proportion to the amount suspended.

CODE: Increases the Criminal Surcharge to the Victim  
 Compensation Fund from 15% to 20% of the fine or  
 forfeiture.

28 29 The surcharge is subject to the provisions of chapter 909  
 28 30 governing the payment and collection of fines, as provided in  
 28 31 section 909.8.

28 32 Sec. 37. Section 911.3, Code 1989, is amended to read as  
 28 33 follows:  
 28 34 911.3 DISPOSITION ~~OF~~ SURCHARGE.  
 28 35 When a court assesses a surcharge under section 911.2, the  
 29 1 clerk of the district court shall transmit ~~ninety~~ twenty-five  
 29 2 percent of the surcharge collected to the treasurer of state  
 29 3 to be deposited pursuant to section 321J.17. Ninety percent  
 29 4 of the remainder of the surcharge collected shall be  
 29 5 transmitted to the treasurer of state by the fifteenth day of  
 29 6 the following month. The treasurer of state shall deposit one  
 29 7 third of the ~~that~~ money in the law enforcement training  
 29 8 reimbursement fund established under section 384.15 and the  
 29 9 remaining two thirds of ~~the that~~ money in the general fund of  
 29 10 the state. The clerk of the district court shall transmit ten  
 29 11 percent of the remainder of the surcharge to the county  
 29 12 treasurer or shall remit ten percent of the remainder of the  
 29 13 surcharge to the city that was the plaintiff in any action for  
 29 14 deposit in the general fund of the city.

CODE: Requires the disposition of the Criminal Surcharge according to the listed percentages.

29 15 Sec. 38. Section 912.2A, subsection 1, Code Supplement  
 29 16 1989, is amended to read as follows:  
 29 17 1. A crime victim assistance board is established, and  
 29 18 shall consist of the following members to be appointed  
 29 19 pursuant to rules adopted by the department:  
 29 20 a. A county attorney or assistant county attorney.  
 29 21 b. ~~A person~~ Two persons engaged full time in law  
 29 22 enforcement.  
 29 23 c. A public defender or an attorney practicing primarily  
 29 24 in criminal defense.  
 29 25 d. A hospital medical staff person involved with emergency  
 29 26 services.  
 29 27 e. A public member who has received victim services.  
 29 28 f. A victim service provider.  
 29 29 g. A person licensed pursuant to chapter 154B or 154C.  
 29 30 h. A person representing the elderly.  
 29 31 Board members shall be reimbursed for expenses actually and  
 29 32 necessarily incurred in the discharge of their duties.

CODE: Adds two persons to the Crime Victim Assistance Board.

29 33 Sec. 39. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH SERVICES  
29 34 APPROPRIATION.

FFY 1991 Block Grant Fund appropriation to the DPH for the Alcohol and Drug Abuse and Mental Health Services Block Grant.

29 35 1. There is appropriated from the fund created by section  
30 1 8.41 to the Iowa department of public health for the federal  
30 2 fiscal year beginning October 1, 1990, the following amount:  
30 3 ..... \$ 7,804,000

30 4 Funds appropriated by this section are the anticipated  
30 5 funds to be received from the federal government for the  
30 6 designated federal fiscal year under Pub. L. No. 97-35, Title  
30 7 IX, Subtitle A, and Pub. L. No. 97-414 which provides for the  
30 8 alcohol and drug abuse and mental health services block grant.  
30 9 The department shall expend the funds appropriated by this  
30 10 section as provided in the federal law making the funds  
30 11 available and in conformance with chapter 17A.

30 12 Of the funds appropriated in this section, an amount not  
30 13 exceeding \$33,133 shall be used for audits. The auditor of  
30 14 state shall bill the Iowa department of public health for the  
30 15 cost of the audits.

Requires, that of the funds appropriated in Section 39.1, a maximum of \$33,133 (0.42%) be used for audits and the DPH pay the cost of auditing from the General Fund of the State not covered by the federal funds for auditing.

30 16 The Iowa department of public health shall pay to the  
30 17 auditor of state an amount sufficient to pay the cost of  
30 18 auditing the use and administration of the state's portion of  
30 19 the funds appropriated in this subsection from funds  
30 20 appropriated to the department from the general fund of the  
30 21 state, in addition to the amount to be used for audits as  
30 22 provided in this subsection. The auditor of state shall bill  
30 23 the Iowa department of public health for the costs of the  
30 24 audit.

30 25 2. 10 percent of the remaining funds, as allowed pursuant  
30 26 to Pub. L. No. 97-35, Title IX, Subtitle A, and which are  
30 27 appropriated in subsection 1 shall be transferred to the  
30 28 division of mental health, mental retardation, and  
30 29 developmental disabilities within the department of human  
30 30 services and allocated for community mental health centers  
30 31 with priority being given to dual diagnosis. Of this amount,  
30 32 10 percent shall be used to provide services and programs for  
30 33 severely emotionally disturbed children and adolescents, and  
30 34 55 percent shall be used to develop and provide community  
30 35 mental health services and programs not available on October

Requires, that of the remaining funds appropriated in Section 39.1, \$777,087(10%) be transferred to the Division of Mental Health, Mental Retardation, and Developmental Disabilities within the Department of Human Services for Community Health Centers.

Requires, that of this amount, \$77,709(10%) be used for services to severely emotionally disturbed children and youth and \$427,398(55%) for new community mental health services and programs.



31 1 1, 1988. New services developed between October 1, 1984, and  
31 2 October 1, 1988, with alcohol, drug abuse, and mental health  
31 3 services block grant funds may be treated as new services.

31 4 3. An amount not exceeding 5 percent of the funds in  
31 5 excess of \$2,839,000 appropriated in subsection 1 shall be  
31 6 used by the Iowa department of public health for  
31 7 administrative expenses.

Permits a maximum of \$248,250 (5% of \$4,965,000 of the funds in Section 39.1) to be used for administration.

31 8 4. 10 percent of the funds appropriated in subsection 1  
31 9 shall be used to provide alcohol and drug abuse services to  
31 10 women.

Requires, that of the funds appropriated in Section 39.1, \$780,400 (10%) be used to provide alcohol and drug abuse services to women.

31 11 5. After deducting the funds allocated in subsections 1,  
31 12 2, 3, and 4, the remaining funds appropriated in subsection 1  
31 13 shall be allocated according to the following percentages to  
31 14 supplement appropriations for the following programs within  
31 15 the Iowa department of public health:  
31 16 a. Drug abuse treatment programs ..... 38.89 percent  
31 17 Of the amount appropriated under this paragraph, at least  
31 18 \$1,358,000 must be used for intravenous drug abusers unless a  
31 19 waiver is granted from the federal government.  
31 20 b. Alcohol abuse treatment programs ..... 38.89 percent  
31 21 c. Alcohol and drug abuse prevention  
31 22 programs ..... 22.22 percent

Requires the remaining funds appropriated in Section 39.1 be allocated to the listed programs.

Requires that priority be given to the listed areas of substance abuse treatment and prevention.

31 35 Sec. 40. DRUG CONTROL AND SYSTEM IMPROVEMENT GRANT PROGRAM FFY 1991 Block Grant Fund appropriation to the

32 1 APPROPRIATION.

32 2 1. There is appropriated from the fund created in section  
32 3 8.41 to the governor's substance abuse coordinator for the  
32 4 federal fiscal year beginning October 1, 1990, the following  
32 5 amount:

32 6 ..... \$ 4,860,000

32 7 Funds appropriated by this subsection are the anticipated  
32 8 funds to be received from the federal government for the  
32 9 designated fiscal year under Pub. L. No. 100-690 which  
32 10 provides for the drug control and system improvement grant  
32 11 program. The coordinator shall expend the funds appropriated  
32 12 by this subsection as provided in the federal law making the  
32 13 funds available and in conformance with chapter 17A.

Governor's Substance Abuse Coordinator for the Drug Control and System Improvement **Block** Grant.

32 14 2. An amount not exceeding 5 percent of the funds  
32 15 appropriated in subsection 1 shall be used by the governor's  
32 16 substance abuse coordinator for administrative expenses. From  
32 17 the funds set aside by this subsection for administrative  
32 18 expenses, the coordinator shall pay to the auditor of state an  
32 19 amount sufficient to pay the cost of auditing the use and  
32 20 administration of the state's portion of the funds  
32 21 appropriated in subsection 1. The auditor of state shall bill  
32 22 the governor's substance abuse coordinator for the cost of the  
32 23 audit.

Permits a maximum of \$243,000 (5%) of the funds appropriated in Section 40.1 be used for administration and audits.

32 24 3. Priority for the funding of programs with funds  
32 25 appropriated in subsection 1 shall be given, to the extent  
32 26 possible, to programs which accomplish any of the following:

Requires that priority be given to programs which accomplish the listed activities.

32 27 a. Expand analysis capabilities at the state  
32 28 criminalistics laboratory.

32 29 b. The formation of multijurisdictional task forces,  
32 30 created for the purpose of cooperating jointly in enforcement  
32 31 efforts related primarily to controlled substances,  
32 32 counterfeit substances, or simulated controlled substances.

32 33 c. Expand prosecutorial capabilities at the county and  
32 34 state level for drug-related offenses.

32 35 d. Establish or continue training programs for law  
33 1 enforcement officers, prosecutors, judges, probation officers,  
33 2 correctional officers, staff working with juvenile offenders,  
33 3 substance abuse prevention and treatment providers, and  
33 4 members of the community, which emphasize multidisciplinary

33 5 understanding of drug abuse, including prevention and  
 33 6 intervention policies.  
 33 7 e. Establish or continue treatment programs for prison-  
 33 8 based populations and juvenile rehabilitation programs.  
 33 9 f. Establish or continue project D.A.R.E. (drug abuse  
 33 10 resistance education).  
 33 11 g. Other programs authorized under the drug control and  
 33 12 system improvement grant program.

33 13 **Sec. 41. PROCEDURE FOR REDUCED FEDERAL FUNDS.**  
 33 14 1. If the funds received from the federal government for  
 33 15 the block grants specified in sections 39 and 40 of this Act  
 33 16 are **less** than the amounts appropriated, the funds actually  
 33 17 received shall be prorated by the governor for the various  
 33 18 programs, for which each block grant is available according to  
 33 19 the percentages that each program is to receive as specified  
 33 20 in this Act. However, if the governor determines that the  
 33 21 funds allocated by the percentages will not be sufficient to  
 33 22 effect the purposes of a particular program, or if the  
 33 23 appropriation is not allocated by percentage, the governor may  
 33 24 allocate the funds in a manner which will effect to the  
 33 25 greatest extent possible the purposes of the various programs  
 33 26 for which the block grants are available.  
 33 27 2. Before the governor implements the actions provided for  
 33 28 in subsection 1, the following procedures shall be taken:  
 33 29 a. The chairpersons and ranking members of the senate and  
 33 30 house standing committees on appropriations, the appropriate  
 33 31 chairpersons and ranking members of subcommittees of those  
 33 32 committees, and the director of the legislative fiscal bureau  
 33 33 shall be notified of the proposed action.  
 33 34 b. The notice shall include the proposed allocations, and  
 33 35 information on the reasons why particular percentages or  
 34 1 amounts of funds are allocated to the individual programs, the  
 34 2 departments and programs affected, and other information  
 34 3 deemed useful. Chairpersons notified shall be allowed at  
 34 4 least 2 weeks to review and comment on the proposed action  
 34 5 before the action is taken.

34 6 **Sec. 42. PROCEDURE FOR INCREASED FEDERAL FUNDS.**  
 34 7 If funds received from the federal government in the form  
 34 8 of block grants exceed the amounts appropriated in sections 39

Establishes the procedure for receiving reduced federal funds through the Alcohol and Drug Abuse and Mental Health Services and Drug Control and Systems Improvement Block Grants.

Establishes the procedure for receiving increased federal funds through the Alcohol and Drug Abuse and Mental Health Services and Drug Control and Systems

34 9 and 40 of this Act, the excess shall be prorated to the  
 34 10 appropriate programs according to the percentages specified in  
 34 11 those sections, except additional funds shall not be prorated  
 34 12 for administrative expenses.

Improvement Block Grants.

34 13 **Sec. 43. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR**  
 34 14 **EXPANDED FEDERAL BLOCK GRANTS.**

CODE: Requires that federal block grant funds, which are a result of the consolidation of former categorical grants, be used for the purposes established in Sections 39 and 40.

34 15 Notwithstanding section 8.41, federal funds made available  
 34 16 to the state which are authorized for the federal fiscal year  
 34 17 beginning October 1, 1990, resulting from the federal  
 34 18 government consolidating former categorical grants into block  
 34 19 grants, or which expand block grants included in Pub. L. No.  
 34 20 97-35, to include additional programs formerly funded by  
 34 21 categorical grants, which are not otherwise appropriated by  
 34 22 the general assembly, are appropriated for the programs  
 34 23 formerly receiving the categorical grants, subject to the  
 34 24 conditions of this section. The governor shall, whenever  
 34 25 possible, allocate from the block grant to each program in the  
 34 26 same proportion as the amount of federal funds received by the  
 34 27 program during the 1990 federal fiscal year as modified by the  
 34 28 1990 Session of the Seventy-third Iowa General Assembly for  
 34 29 the state fiscal year beginning July 1, 1990, compared to the  
 34 30 total federal funds received in the federal fiscal year by all  
 34 31 programs consolidated into the block grant. However, if one  
 34 32 agency did not have categorical funds appropriated for the  
 34 33 federal fiscal year beginning October 1, 1989, but had  
 34 34 anticipated applying for funds during the federal fiscal year  
 34 35 beginning October 1, 1990, the governor may allocate the funds  
 35 1 in order to provide funding.

35 2 If the amount received in the form of a consolidated or  
 35 3 expanded block grant is less than the total amount of federal  
 35 4 funds received for the programs in the form of categorical  
 35 5 grants for the 1990 federal fiscal year, state funds  
 35 6 appropriated to the program by the general assembly to match  
 35 7 the federal funds shall be reduced by the same proportion of  
 35 8 the reduction in federal funds for the program. State funds  
 35 9 released by the reduction shall be deposited in a special fund  
 35 10 in the state treasury and are available for appropriation by  
 35 11 the general assembly. The governor shall notify the  
 35 12 chairpersons and ranking members of the senate and house  
 35 13 standing committees on appropriations, the appropriate

35 14 chairpersons and ranking members of the subcommittees of those  
 35 15 committees, and the director of the legislative fiscal bureau  
 35 16 before making the allocation of federal funds or any  
 35 17 proportional reduction of state funds under this section. The  
 35 18 notice shall state the amount of federal funds to be allocated  
 35 19 to each program, the amount of federal funds received by the  
 35 20 program during the 1990 federal fiscal year, the amount by  
 35 21 which state funds for the program will be reduced according to  
 35 22 this section, and the amount of state funds received by the  
 35 23 program during the 1990 fiscal year. Chairpersons notified  
 35 24 shall be allowed at least 2 weeks to review and comment on the  
 35 25 proposed action before the action is taken.  
 35 26 If the amount received in the form of a consolidated or  
 35 27 expanded block grant is more than the total amount of federal  
 35 28 funds received for the programs in the form of categorical  
 35 29 grants for the 1990 federal fiscal year, the excess funds  
 35 30 shall be deposited in the special fund created in section 8.41  
 35 31 and are subject to the provisions of that section.

35 32 Sec. 44. IOWA DEPARTMENT OF PUBLIC HEALTH.  
 35 33 There is appropriated from the federal grants, receipts,  
 35 34 and funds and other nonstate grants, receipts, and funds,  
 35 35 available in whole or in part for the fiscal year beginning  
 36 1 July 1, 1990, and ending June 30, 1991, to the Iowa department  
 36 2 of public health, the following amounts, to be used as set  
 36 3 forth in the grants, receipts, or conditions accompanying the  
 36 4 receipt of the funds for the purposes designated:

Federal or Nonstate Fund appropriation to the DPH.

36 5 1. For drug free schools and comprehensive prevention  
 36 6 services, to high-risk youth, grant number S186A90067:  
 36 7 ..... \$ 1,346,000

Federal Fund appropriation for the High Risk Youth Program.

36 8 2. For the drug abuse treatment waiting list reduction  
 36 9 grant program, grant number ADH000020-01:  
 36 10 ..... \$ 279,647

Federal Fund appropriation for the Drug Abuse Treatment Waiting List Reduction Program.

36 11 Sec. 45. DEPARTMENT OF EDUCATION.  
 36 12 There is appropriated from federal grants, receipts, and  
 36 13 funds, available in whole or in part for the fiscal year  
 36 14 beginning July 1, 1990, and ending June 30, 1991, to the  
 36 15 department of education, the following amount, to be used for

Federal Fund appropriation to the DE.

36 16 the purposes designated:  
 36 17 ..... \$ 3,500,000

36 18 It is the intent of the general assembly that of the funds  
 36 19 appropriated in this section and provided to school districts,  
 36 20 the highest priority shall be given to the extent possible, to  
 36 21 providing funding for implementation of human growth and  
 36 22 development curriculum related to substance abuse.

Establishes the listed priorities of the funds appropriated under this Section.

36 23 It is also the intent of the general assembly that of the  
 36 24 funds appropriated in this section and provided to school  
 36 25 districts, priority shall be given to the extent possible, to  
 36 26 provide funding for substance abuse curriculum development and  
 36 27 training, development of student assistance teams, and other  
 36 28 related programs. It is also the intent of the general  
 36 29 assembly that to the extent possible, funds provided to the  
 36 30 school districts by this section be used for projects with  
 36 31 demonstrated success.

36 32 The department of education, in consultation with the  
 36 33 division of substance abuse of the Iowa department of public  
 36 34 health, shall survey all school districts in the state for the  
 36 35 purpose of evaluating and assessing the extent to which  
 37 1 substance abuse education is being provided to students in  
 37 2 grades kindergarten through 12. The department, in  
 37 3 consultation with the division, shall issue a request for  
 37 4 proposals for the purpose of contracting with an entity to  
 37 5 conduct a longitudinal study for a minimum of twenty-five  
 37 6 years to study, evaluate, and assess the effectiveness of the  
 37 7 substance abuse education programs provided, to the extent  
 37 8 possible, and to determine if peer groups exposed to certain  
 37 9 types of prevention programs, when normed for socioeconomic  
 37 10 and other pertinent factors, exhibit different incidences of  
 37 11 substance abuse and use than the general population. The  
 37 12 study shall also include follow-up information concerning  
 37 13 students participating in such programs, including students  
 37 14 who subsequently drop out of school. The department shall  
 37 15 recognize successful programs and provide information  
 37 16 concerning such programs to other districts making application  
 37 17 for these funds. The department shall report the findings of  
 37 18 the joint survey and study to the general assembly no later  
 37 19 than January 15, 1991.

Requires the DE to survey all school districts concerning the extent of substance abuse education and to report to the General Assembly.

37 20 Sec. 46. 1989 Iowa Acts, chapter 310, section 1,  
37 21 subsections 4, 5, 6, and 7, are amended to read as follows.

37 22 4. There is appropriated from the fund created by section  
37 23 8.41 to the Iowa department of public health, under Pub. L.  
37 24 No. 100-690 for the federal fiscal year beginning October 1,  
37 25 1989, the following amount:

37 26 ..... \$ ~~1,970,000~~  
37 27 4,965,000

37 28 Funds appropriated by this section provide for the alcohol  
37 29 and drug abuse treatment and mental health services block  
37 30 grant. The department shall expend the funds appropriated by  
37 31 this section as provided in the federal law making the funds  
37 32 available and in conformance with chapter 17A.

37 33 5. An amount not exceeding ~~five~~ four percent of the funds  
37 34 appropriated in subsection 4 shall be used by the Iowa  
37 35 department of public health for administrative expenses.

38 1 6. Ten percent of the funds appropriated in subsections 1  
38 2 and 4 shall be used to provide alcohol and drug abuse services  
38 3 to women and priority shall be given to pregnant women with  
38 4 substance abuse problems.

38 5 7. After deducting the funds allocated in subsections 1,  
38 6 2, 5, and 6, the remaining funds appropriated in subsections 1  
38 7 and 4 shall be allocated according to the following  
38 8 percentages to supplement appropriations for the following  
38 9 programs within the Iowa department of public health:

38 10 a. Drug abuse treatment programs ..... 38.89 percent

38 11 Of the amount appropriated under this paragraph, at least  
38 12 ~~\$373,095~~ \$1,358,000 must be used for intravenous drug abusers  
38 13 unless a waiver is granted from the federal government.

38 14 b. Alcohol abuse treatment programs ..... 38.89 percent

38 15 c. Alcohol and drug abuse prevention  
38 16 programs ..... 22.22 percent

38 17 As a condition, limitation, and qualification of the funds  
38 18 appropriated in paragraphs a and b, \$490,000 shall be made  
38 19 available May 1, 1990, to reduce substance abuse treatment  
38 20 waiting lists with priority to be given to persons released or  
38 21 discharged from an institution under the direction of the  
38 22 department of corrections who were in treatment programs and  
38 23 who are identified by the board of parole to be in need of  
38 24 further treatment, women of childbearing age, and juveniles.

CODE: Reallocates the FFY 1990 Alcohol, Drug Abuse,  
and Mental Health Services Block Grant and  
establishes priorities for the funds.

38 25 Effective July 1, 1990, existing services shall be maintained,  
 38 26 \$1,528,702 shall be used to reduce substance abuse treatment  
 38 27 waiting lists with priority to be given to persons released or  
 38 28 discharged from an institution the rection of th  
 38 29 department of corrections who were in treatment programs and  
 38 30 who are identified by the board of parole to be in need of  
 38 31 further treatment, women of childbearing age, and juveniles.

38 32 As a condition, limitation, and qualification of the funds  
 38 33 appropriated in paragraph c, \$126,000 shall be made  
 38 34 available May 1, 1990, to fund no more than six additional  
 38 35 prevention specialists. Effective July 1, 1990, existing  
 39 1 services shall be maintained, \$200,000 shall be used to fund  
 39 2 no more than ten additional prevention specialists, and  
 39 3 \$250,698 shall be used to fund increases in provider salaries  
 39 4 and add additional prevention specialists.

39 5 Sec. 47. 1989 Iowa Acts, chapter 310, section 4,  
 39 6 subsections 1 and 2, are amended to read as follows:  
 39 7 1. There is appropriated from the fund created in section  
 39 8 8.41 to the Iowa department of public health office of the  
 39 9 governor for the drug enforcement and abuse prevention  
 39 10 coordinator for the federal fiscal year beginning October 1,  
 39 11 1989, the following amount:

39 12 .....	\$ 1,553,000
39 13 .....	<u>4,860,000</u>

39 14 Funds appropriated by this subsection are the anticipated  
 39 15 funds to be received from the federal government for the  
 39 16 designated fiscal year under Pub. L. No. 100-690 which  
 39 17 provides for the drug control and system improvement grant  
 39 18 program. The department drug enforcement and abuse prevention  
 39 19 coordinator shall expend the funds appropriated by this  
 39 20 section as provided in the federal law' making the funds  
 39 21 available and in conformance with chapter 17A.

39 22 2. An amount not exceeding ten five percent of the funds  
 39 23 appropriated in subsection 1 shall be used by the Iowa  
 39 24 department of public health drug enforcement and abuse  
 39 25 prevention coordinator for administrative expenses. From the  
 39 26 funds set aside by this subsection for administrative  
 39 27 expenses, the Iowa department of public health drug  
 39 28 enforcement and abuse prevention coordinator shall pay to the  
 39 29 auditor of state an amount sufficient to pay the cost of

CODE: Reallocates the FFY 1990 Drug Control and System Improvement Block Grant and appropriates the funds to the DEAPC.



39 30 auditing the use and administration of the state's portion of  
39 31 the funds appropriated in subsection 1. The auditor of state  
39 32 shall bill the ~~Iowa department of public health drug~~  
39 33 enforcement and abuse prevention coordinator for the cost of  
39 34 the audit.

39 35 Sec. 48. 1989 Iowa Acts, chapter 310, section 4, is  
40 1 amended by adding the following new subsections:  
40 2 NEW SUBSECTION. 4. Priority for the funding of programs  
40 3 with funds appropriated in subsection 1 shall be given, to the  
40 4 extent possible, to programs which accomplish any of the  
40 5 following:  
40 6 a. Expand analysis capabilities at the state  
40 7 criminalistics laboratory.  
40 8 b. The formation of multijurisdictional task forces,  
40 9 created for the purpose of cooperating jointly in enforcement  
40 10 efforts related primarily to controlled substances,  
40 11 counterfeit substances, or simulated controlled substances.  
40 12 c. Expand prosecutorial capabilities at the county and  
40 13 state level for drug-related offenses.  
40 14 d. Establish or continue training programs for law  
40 15 enforcement officers, prosecutors, judges, probation officers,  
40 16 correctional officers, staff working with juvenile offenders,  
40 17 substance abuse prevention and treatment providers, and  
40 18 members of the community, which emphasize multidisciplinary  
40 19 understanding of drug abuse, including prevention and  
40 20 intervention policies.  
40 21 e. Establish or continue treatment programs for prison-  
40 22 based populations and juvenile rehabilitation programs.  
40 23 f. Establish or continue project D.A.R.E. (drug abuse  
40 24 resistance education).  
40 25 g. Other programs authorized under the drug control and  
40 26 system improvement grant program.  
40 27 NEW SUBSECTION. 5. The governor's alliance on substance  
40 28 abuse shall design a study to evaluate longterm outcomes of  
40 29 projects funded by this grant program and shall use this study  
40 30 as a factor when awarding federal funds. The alliance shall  
40 31 collect program evaluations and document the effectiveness of  
40 32 the various programs funded under this grant program. The  
40 33 alliance shall make this information available to applicants  
40 34 and grantees and report to the general assembly, no later than

CODE: Prioritizes the FFY 1990 Drug Control and System Improvement Block Grant and requires the Governor's Alliance on Substance Abuse to evaluate long term outcomes of projects funded by the Block Grant.



**EXECUTIVE SUMMARY  
OIL OVERCHARGE APPROPRIATIONS BILL**

**HOUSE FILE 2567**

NEW PROGRAMS, SERVICES, OR  
ACTIVITIES

• Makes appropriations totaling \$7,163,200 from the various accounts containing Oil Overcharge Funds. Of this amount, \$6,838,200 is appropriated for the continuation of present Oil Overcharge funded programs.

• Appropriates \$300,000 to the Department of Economic Development for the Amorphous Semiconductor project at Iowa State University. (Page 2, Line 12)

• Appropriates \$25,000 to the Department of Transportation for a feasibility study relating to inter-modal transportation on the Mississippi River. (Page 2, Line 26)

MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS

• Transfers the Model Farms Demonstration Projects from the Department of Natural Resources to the Department of Agriculture and Land Stewardship. (Page 1, Line 19)

SIGNIFICANT CHANGES TO THE  
CODE OF IOWA

• Extends the reversion date on appropriations made for FY 1986 to June 30, 1991. (Page 3, Line 16)

House File 2567 provides for the following changes to the Code of Iowa

<u>Page #</u>	<u>Line #</u>	<u>Bill Section</u>	<u>Action</u>	<u>Code Section Changed</u>	<u>Description</u>
3	16	3	Amends	Sec. 4, Chap. 1249 1986 Iowa Acts	Reversion date extended

1 1 Section 1.  
 1 2 There is appropriated from those funds designated within  
 1 3 the energy conservation trust created in section 93.11, to the  
 1 4 energy and geological resources division of the department of  
 1 5 natural resources for the fiscal year beginning July 1, 1990,  
 1 6 and ending June 30, 1991, the following amounts, or so much  
 1 7 thereof as is necessary, for disbursement under section 93.11  
 1 8 to the following agencies for the purposes designated:

1 9 1. To the department of natural resources for the  
 1 10 following purposes:  
 1 11 a. For deposit in the oil overcharge account of the  
 1 12 groundwater protection fund created pursuant to section  
 1 13 455E.11, subsection 2, paragraph e, and allocated as  
 1 14 provided from the Stripper well fund:  
 1 15 .....

\$ 2,700,000

1 16 b. For the state energy conservation program and for the  
 1 17 energy extension service program, from the Exxon fund:  
 1 18 .....

\$ 238,200

1 19 2. To the department of agriculture and land stewardship  
 1 20 for the establishment and **implementation** of not less than five  
 1 21 model farm demonstration project areas, in geographically  
 1 22 distinct portions of the state. The projects shall be located  
 1 23 in southeast, south-central, southwest, northwest, and north-  
 1 24 central portions of the state. The projects' shall be designed  
 1 25 to enhance the profitability and decrease the environmental  
 1 26 **impacts** of row crop production, and to develop on-farm  
 1 27 demonstration and education programs involving farms  
 1 28 concentrated **in** a project area, such as the **Big Spring**  
 1 29 demonstration project does in northeast **Iowa**. An advisory  
 1 30 group shall assist the soil conservation division of the  
 1 31 department of agriculture and land stewardship in the project

Language stating that the appropriations contained in the bill are from the Energy Conservation Trust Fund, and the funds are appropriated to the Geological Resources Division of the Department of Natural Resources (DNR) for disbursement to the agencies specified in each appropriation.

Appropriates funds from the Stripper Well Account to the DNR for deposit in the Groundwater Protection Fund

DETAIL: This action brings the total Oil Overcharge appropriation to the Groundwater Fund, from FY 1988 through FY 1991, to \$15,530,000. The Groundwater Protection Act of 1987 calls for a final appropriation of \$1,970,000 for FY 1992.

Appropriates funds from the Stripper Well Account to the DNR for the State Energy Conservation Program and the Residential Energy Extension Program

DETAIL: This appropriation is a consolidation of two separate line-items from previous years. Both programs maintain the current level of funding.

Appropriates funds from the Stripper Well Account to the Department of Agriculture and Land Stewardship (DALS) for the establishment and implementation of at least five Big Springs type integrated farm management demonstration projects around the State.

DETAIL: This program was initiated in FY 1990 under the DNR. This appropriation maintains the current level of funding, but changes the agency in charge of the program.

1 32 design and implementation, with representation consisting of  
 1 33 the energy and geological resources division of the department  
 1 34 of natural resources and the cooperative extension service.

1 35 From the Stripper well fund:

2 1 ..... \$ 600,000

2 2 3. To the division of community action agencies of the  
 2 3 department of human rights for qualifying energy conservation  
 2 4 programs for low-income persons, including but not limited to  
 2 5 energy weatherization projects, which target the highest  
 2 6 energy users, and including administrative costs, to be  
 2 7 expended first from the balance of the Warner/Imperial fund,  
 2 8 and the office of hearings and appeals second-stage settlement  
 2 9 fund, and supplemented by the Exxon fund for a total  
 2 10 appropriation not to exceed:

2 11 ..... \$ 3,000,000

2 12 4. To the department of economic development for the  
 2 13 energy-related activities of the amorphous semiconductor  
 2 14 project at Iowa state university of science and technology,  
 2 15 from the Stripper well fund:

2 16 ..... \$ 300,000

2 17 As a condition, limitation, and qualification of the  
 2 18 appropriation made in this subsection, the department of  
 2 19 economic development shall provide a complete report of the  
 2 20 current status of the project which shall include the degree  
 2 21 of financial or other participation by Iowa state university  
 2 22 of science and technology and the other participants in the  
 2 23 project. The report shall be submitted to the fiscal  
 2 24 committee of the legislative council no later than October 1,  
 2 25 1990.

2 26 5. To the state department of transportation to conduct,  
 2 27 through a contract with a regional planning agency, a  
 2 28 demonstration study to assess the economic and technical

Appropriates funds from the Warner, Exxon, and Second Stage Accounts to the Department of Human Rights for qualifying energy conservation programs for low-income persons.

DETAIL: This appropriation maintains the current level of funding.

Appropriates funds from the Stripper Well account to the Department of Economic Development (DED) for continuation of the Amorphous Semiconductor Project at Iowa State University.

DETAIL: This action represents the third appropriation to the Semiconductor Project. For FY 1989, \$500,000 was appropriated from the Oil Overcharge Accounts. and for FY 1990, \$500,000 was appropriated from the Iowa Plan Fund.

Requires the DED to report to the Fiscal Committee of the Legislative Council, by October 1, 1990, the status of the Amorphous Semiconductor Project.

Appropriates funds to the Department of Transportation (DOT) to contract with a regional planning agency to study the feasibility of

2 29 feasibility of establishing an intermodal transportation  
 2 30 facility at or near a location on the Mississippi river that  
 2 31 has access to year-round navigation, from the Exxon fund:  
 2 32 ..... \$ 25,000

establishing an inter-modal transportation facility  
 on the Mississippi River.

2 33 Moneys appropriated under this subsection shall only be  
 2 34 appropriated in an amount which does not exceed the balance of  
 2 35 moneys returned from payments on the revolving loan used to  
 3 1 fund the Quad Cities intermodal project, at the time of  
 3 2 execution of the contract with the regional planning agency.  
 3 3 The department shall coordinate the demonstration study with  
 3 4 the department of economic development and shall report to the  
 3 5 general assembly, not later than March 31, 1991, on the  
 3 6 outcome of the study, on the applicability of integrating  
 3 7 intermodal transportation analysis into regional economic  
 3 8 development studies, and on the contribution that regional  
 3 9 planning can make to statewide planning.

The DOT shall coordinate the inter-modal  
 transportation project with the DED, and shall report  
 to the Legislature, not later than March 31, 1991, on  
 the results of the inter-modal transportation study.

3 10 Sec. 2.  
 3 11 There is appropriated an amount up to five percent, but not  
 3 12 to exceed \$300,000, of the allowable petroleum overcharge  
 3 13 money appropriated for the fiscal year beginning July 1, 1990,  
 3 14 and ending June 30, 1991, to be used for administration of the  
 3 15 petroleum overcharge programs.

Appropriates funds to the DNR for administration of  
 the Oil Overcharge Programs.

3 16 Sec. 3. 1986 Iowa Acts, chapter 1249, section 4, un-  
 3 17 numbered paragraph 1, as amended by 1987 Iowa Acts, chapter  
 3 18 230, section 8; 1988 Iowa Acts, chapter 1281, section 6; and  
 3 19 1989 Iowa Acts, chapter 312, section 6, is amended to read as  
 3 20 follows:

CODE: Extends the reversion date of Oil Overcharge  
 appropriations made by the 1986 General Assembly.

3 21 There is appropriated from the funds available in the  
 3 22 energy conservation trust, established in section 93.11, for  
 3 23 the fiscal period beginning July 1, 1986, and ending June 30,  
 3 24 ~~1990 1991, to the energy and geological resources division of~~  
 3 25 the department of natural resources for disbursement under  
 3 26 section 93.11, the following amounts, or so much thereof as is  
 3 27 necessary, to be used for the purposes designated consistent  
 3 28 with the expressed legislative intent of this Act:

3 29 HF 2567  
 3 30 pf/pk/25

## WAYS AND MEANS SUMMARY

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## FEE CHANGES

			<u>FY 1991</u>		<u>FY 1992</u>	
		Total General <b>Fund:</b>	\$ 168,381		\$ 90,000	
		Total Other <b>Funds:</b>	1,043,127		327,900	
	<u>Fiscal</u>	<u>Estimated</u>		<u>Bill</u>		<u>Explanation</u>
	<u>Year</u>	<u>Fiscal Effect</u>	<u>Fund</u>	<u>Number</u>		
Commercial Feed Fund	1991	\$ 141,900	Commercial Feed Fund	H.F. 534		Increases inspection fees and sets license amounts.
Private Sewage License Fees	1991	Insignificant	General Fund	H.F. 2115		\$25 annual license fee for commercial cleaners of private sewage facilities.
Purple Heart License Plates	1991	16,146	RUTF	H.F. 2338		An additional fee of \$15 charged to purple heart recipients for special license plates.
Aircraft Registration	1991	(2,871)	Aviation Fund	H.F. 2457		Charges an annual registration fee for various aircraft. This will cause a reduction in receipts in the State Aviation Fund (SAF).
Tanning Fees	1991 1992	90,000 90,000	General Fund	H.F. 2486		Fees to cover the regulation of tanning devices.
Motor Vehicle Contract Fee	1991	41,952	Insurance Division	H.F. 2516		Codification of an existing fee.
Fishing Licenses for Veterans	1991 1992	23,000 (36,000)	Fish & Game	H.F. 2522		Raises additional funds for the Fish and Game Fund through lifetime hunting and fishing licenses. After veterans buy lifetime licenses, they will no longer need annual licenses.
Tax Administration; Fee Increase; Exemption	1991	Insignificant	General Fund	H.F. 2551		Cigarette distribution fee increase; audit cleared; <b>nonprofit</b> museum exemption.
Criminal Surcharge	1991	800,000	Victim Compensation	H.F. 2564		5% increase in criminal surcharge to be deposited in the Victim Compensation Fund.
Legal Expense Insurance	1991	Unknown	Insurance Division	S.F. 332		Tax of 2% on premiums for legal expense insurance.
Motor Vehicle Registration Refunds	1990	(4,280,000)	RUTF	S.F. 2003		Vehicle Registration refunds and credits for unexpired portions of registrations.
Contractor Registration Fee	1991	75,000	General Fund	S.F. 2159		Registration fee limit is changed from \$12.50 to \$25 for a two-year period.
Commercial Driver's License	1991 1992	23,000 363,900	RUTF	S.F. 2329		To implement the federally mandated Commercial Driver's License (CDL) Program.

**EXECUTIVE SUMMARY****SENATE FILE 280****PROPERTY TAX EXEMPTION FOR ECONOMIC DEVELOPMENT BUILDINGS****PROPERTY TAX EXEMPTION FOR  
SPECULATIVE SHELL BUILDINGS**

- Provides for an exemption from property taxes for new construction of speculative shell buildings by community development organizations or the portion of the value added to buildings being reconstructed or renovated by community development organizations in order to become speculative shell buildings. **Allows** the exemption or partial exemption pursuant to an ordinance of a city council or board of supervisors and terminates when (a) the property is leased or sold, (b) a specific time period stated in the ordinance passes, or (c) the exemption is terminated by ordinance.

**FISCAL EFFECT**

The Department of Revenue and Finance cannot estimate the initial reduction in property taxes which may occur as a result of this legislation.

**EXECUTIVE SUMMARY**  
**EXEMPTION FOR CERTAIN NON-PROFIT ORGANIZATIONS**

**SENATE FILE 514**

SERVICES, EQUIPMENT, AND SUPPLIES  
EXEMPTION FOR CERTAIN NONPROFIT  
HEALTH ORGANIZATIONS

• Exempts certain nonprofit health organizations which receive federal or State funding from payment of State sales tax on equipment and supplies used in the delivery of services. Exempts following organizations: (1) community-based substance abuse treatment and prevention programs, (2) child health clinics, (3) maternal health clinics, (4) well-elderly clinics, (5) family planning clinics, (6) area agencies on aging, (7) medicare certified hospice programs. Exempts from sales tax the gross receipts from the sale or rental of tangible personal property or from services performed, rendered, or furnished to the following non-profit corporations: (1) shelter facilities licensed by the Department of Human Services(DHS) under Chapter 232, Code of Iowa; (2) substance abuse agencies which contract with the Department of Public Health(DPH) under Chapter 125, Code of Iowa; (3) agencies which contract with the DHS to provide family-centered, home-based, and family preservation services.

**FISCAL EFFECT**

This legislation reduces sales tax revenues beginning in FY 1991. Estimates provided by the agencies indicate that the total reduction in General Fund revenues would be less than \$100,000 per year. Sales tax currently paid by area agencies on aging on these items is estimated by the Department of Elder Affairs to be \$24,475. Sales tax currently paid by certified hospice programs is estimated by the Iowa Hospice Organization to be about \$2,230. Sales tax currently paid by non-profit organizations receiving these grants from the DPH is estimated to be about \$6,000.

GOVERNOR'S VETO

The Governor vetoed this bill stating that the information necessary to determine the fiscal impact of providing the exemption was not available to the Department of Revenue and Finance, and that approving the bill posed a risk given the projections of reduced State revenues.

## EXECUTIVE SUMMARY

SENATE FILE 2003

## MOTOR VEHICLE REGISTRATION REFUNDS

MOTOR VEHICLE REGISTRATION CREDITS  
SECTIONS 1 - 5

• Permits a **person** who sells, trades, **or** junks a vehicle, either inside or outside the State to receive a credit toward the registration of another vehicle within 30 days of the date of sale, transfer, **or junking**. Requires that, if the credit exceeds the amount of the registration fee for the vehicle acquired, the applicant **is** eligible to receive a refund for the balance of the credit. Prohibits a credit if it is less than \$10. Requires the provisions of this bill to become effective January 1, 1991.

## FISCAL EFFECT

The estimated reduction to the Road Use **Tax** Fund (RUTF) for the disbursement of the excess credit on registrations is \$40,000 in FY 1991 and \$80,000 in FY 1992.

MOTOR VEHICLE REGISTRATION REFUNDS  
SECTIONS 6 - 12

• Permits a person to receive a refund on the unexpired portion of the registration fee for a vehicle which is sold **or** junked and **for** which a replacement vehicle is not purchased within the 30 days following the date of sale **or** junking. Applications for such refunds must be made within six months after the date of sale **or** junking. A refund shall not be allowed if the registration fee refund is less than \$10. Requires the provisions of this bill to become effective January 1, 1991.

## FISCAL EFFECT

The estimated reduction to the RUTF, for the issuance of refunds in FY 1991 is \$1,750,000 and \$3,500,000 in FY 1992. The Department estimates that their administrative costs will increase at a rate of 20% of total refunds issued **or** \$350,000 in FY 1991 and \$700,000 in FY 1992.

**As** a result of the estimated reduction to the RUTF, the amount of funds available for road construction for cities and counties will be reduced by approximately \$952,750 in FY 1991 and \$1,905,500 in FY 1992.

**EXECUTIVE SUMMARY**  
**MERGED AREA SCHOOLS SELF INSURANCE**

**SENATE FILE 2059**

**INSURANCE PREMIUM TAX EXEMPTION  
FOR SELF-INSURED MERGED AREA  
SCHOOLS**

• Provides that a self-insured program established by merged area schools for the payment of workers' compensation benefits is exempt from insurance premium or payments taxation, provides that such a self-insured program is not an insurance program, and is not subject to regulation under Iowa's insurance statutes.

**ASSUMPTIONS**

1. The FY 1990 payroll for merged area schools not self-insured is \$30,489,831.
2. These merged area schools would elect to self-insure.

**FISCAL EFFECT**

This legislation reduces General Fund revenues from the insurance premium tax by an estimated \$115,865 beginning in FY 1991.

**EXECUTIVE SUMMARY**  
**REDUCTION OF LIQUOR MARKUP**

**SENATE FILE 2093**

REDUCTION OF LIQUOR MARKUP ON  
SELECTED PRODUCTS

Requires the Alcoholic Beverage Division of the Department of Commerce to reduce the markup on selected liquor products from 50% to 40%, to study the effect of the markup reduction on sales levels, and to give a report of the study to the General Assembly by February 15, 1991. Requires the markup reduction provision to be repealed effective June 30, 1991.

**FISCAL EFFECT**

If sales levels remain the same as FY 1989, the markup reduction will result in a decrease in revenue to the General Fund of \$1,059,065 for FY 1991.

GOVERNOR'S VETOES

The Governor vetoed S.F. 2093 stating fiscal constraints.

**EXECUTIVE SUMMARY**

**IRC/RESEARCH ACTIVITY/EARNED INCOME CREDIT**

UPDATES INTERNAL REVENUE CODE

• Updates references to the federal Internal Revenue Code (IRC), provides for computation of certain income, and provides limits for certain net operating losses.

RESEARCH ACTIVITIES

• Makes permanent for Iowa tax purposes, the tax credit for research activities at the tax year 1990 level of 6.5% on qualified research expenses, beginning with tax year 1991.

EARNED INCOME CREDIT

• Raises the non-refundable earned income credit from 5% of federal earned income credit allowed to 6.5% of federal earned income credit.

**FISCAL EFFECT**

Updating Iowa's tax code with IRC provisions is estimated to reduce FY 1991 revenues by \$850,000 but increase FY 1992 revenues by \$1,000,000. The FY 1992 increase resulting from the IRC update is offset by a \$1,000,000 reduction in revenues due to making the research activities credit permanent for Iowa tax purposes and a further reduction of \$600,000 for expanding the earned income credit from 5% to 6.5%. The net FY 1992 effect is a \$600,000 reduction in revenues.

## EXECUTIVE SUMMARY PENALTY REFORM

SENATE FILE 2304

### REVISIONS IN INTEREST AND PENALTY PROVISIONS

• Provides **for** revisions in interest and penalty provisions applicable to taxes administered by the Department **of** Revenue and Finance, provides **for** increases in the statutory interest rate, and provides **for** exceptions under which a penalty will not be assessed. Penalty rates will increase **or** decrease depending on the tax type.

### FISCAL EFFECT

The Department **of** Revenue and Finance estimates that the legislation is expected to be approximately revenue neutral due to increases in the interest rate and adjustments to the penalty rate.



**EXECUTIVE SUMMARY  
COMMERCIAL DRIVER'S LICENSE**

**SENATE FILE 2329**

**COMMERCIAL DRIVER'S LICENSE GENERAL  
PROVISIONS**

• Includes provisions consistent with federal commercial driver's license legislation which the State must adopt **or** face a reduction in federal highway funds effective October 1, 1993. Adds and changes various definitions in the Code of Iowa relating to driver's licenses, vehicle weight, motor vehicle enforcement and license and registration fees. Stipulates that a person operating a commercial motor vehicle shall not have more than one motor vehicle license. Permits a nonresident to operate a commercial motor vehicle in Iowa only if the nonresident has been issued a commercial driver's license by another state, a nonresident commercial driver's license, or a motor vehicle license issued by a foreign jurisdiction which the Federal Highway Administration has determined to be issued in conformity with Federal Commercial Driver Testing and Licensing Standards.

**FISCAL EFFECT**

The estimated cost to the Department of Transportation (DOT) for administering the **provisions of** the Commercial Driver's License Program **is** \$449,000 in FY 1991 and \$456,600 in FY 1992. The costs for FY 1991 have been included within the appropriation to DOT for that year.

**LICENSE AND REGISTRATION FEE  
CHANGES**

• Changes the disposition of the \$5 nonoperator's identification card fee from the General Fund to the Road **Use** Tax Fund (RUTF) and increases the fee for a two and four-year chauffeur license (defined as **Class D**) from \$15 and \$30 to **\$16** and \$32 respectively. Establishes a fee for the issuance of a commercial driver's license at \$16 for a two-year, and \$32 for a four-year license and establishes fees for commercial driver's license endorsements.

**FISCAL EFFECT**

The estimated fiscal effect of transferring the nonoperator identification card fees will be a reduction of **\$80,000** to the General Fund and an equal increase to the RUTF. The estimated effect **of** the fee increases and establishment of new fees will be an increase to the RUTF of **\$392,000 in FY 1991** and **\$820,500 in FY 1992**.

**EXECUTIVE SUMMARY  
CARBON DIOXIDE EXEMPTION****SENATE FILE 2406****SALES AND USE TAX EXEMPTION FOR  
CARBON DIOXIDE**

• Provides that the sale of carbon dioxide to, or the use of carbon dioxide by, manufacturers of food products is exempt from Iowa sales or use tax. This legislation is retroactive to July 1, 1985.

**FISCAL EFFECT**

This legislation reduces General Fund revenues attributed to sales and use tax and removes an audit deficiency identified by the Department of Revenue and Finance. The Department estimates that the fiscal effect is not significant.

**EXECUTIVE SUMMARY  
HMO PREMIUM TAX EXEMPTION**

**SENATE FILE 2407**

INSURANCE PREMIUM TAX EXEMPTION

• Provides that payments made under a reimbursement plan for Medicare benefits under a program administered by the federal government shall not be considered premiums subject to premium taxation.

**FISCAL EFFECT**

The legislation reduces General Fund revenues attributable to premium tax by approximately \$150,000 beginning in FY 1991.

**EXECUTIVE SUMMARY  
SEED CAPITAL CREDIT**

**SENATE FILE 2411**

TAX CREDIT FOR NEW INVESTMENT

• Provide in some tax credits **for** investment in **new** issues of shares or equity interests by qualified corporations or seed capital **funds**. The credit is 10% of the taxpayer's investment and may **be** credited to the tax liability of the following five tax years.

ANNUAL REPORT

• Requires the Department of Revenue and Finance and the Department of Commerce to report annually **to** the Ways and Means Committees of the Senate and the House of Representatives concerning issuers using the seed capital tax credit.

**FISCAL EFFECT**

• The Department of Commerce anticipates that the Program would start having positive revenue impact during or after **FY 1994** due to increased economic activity.

• The Department of Revenue and Finance cannot determine the fiscal impact of this legislation. No specific estimates can be provided because the levels of participation and investment that would occur cannot be determined.

**EXECUTIVE SUMMARY**  
**CRIMINAL CODE CHANGES / MARIJUANA TAX**

**SENATE FILE 2413**

**MARIJUANA TAX - SECTIONS 37-51 & 85**

• S.F. 2413 makes revisions to the Criminal Code. Sections 37-51, and Section 85 impose a tax on the manufacturing, producing, shipping, transporting, or importing of marijuana or controlled substances. The criminal penalty for tax evasion is a Class D felony, while the tax penalty is 100% of the required tax. Provisions are made for the sale of official stamps, labels, and other distinctive official marking by the Director of the Department of Revenue and Finance.

**FISCAL IMPACT**

The Department of Revenue and Finance cannot estimate the increase in revenue to the General Fund. The estimated cost for additional administrative expenses is \$100,000 for FY 1991.

## EXECUTIVE SUMMARY BENEFITED FIRE DISTRICT LEVY

SENATE FILE 2415

### INCREASE IN BENEFITED FIRE DISTRICT LEVY MAXIMUM

• Authorizes the Board of Trustees of a benefited fire district an additional annual tax levy not exceeding 20.25 cents per \$1,000 of assessed value of the taxable property in the district to carry out the fire protection services. Currently, the maximum tax levy is 40.5 cents per \$1,000. Authorizes ten cents of the authorized tax levy annually to be credited to a reserve account to purchase or replace supplies and equipment required by the benefited fire district.

#### ASSUMPTIONS

1. The impact is based on FY 1990 tax valuation.
2. The impact compares the maximum potential levy under current law and the maximum potential levy under the proposal.

#### FISCAL EFFECT

Currently, the maximum potential statewide levy was \$908,592. With the enactment of S.F. 2415, the maximum potential statewide levy is \$1,362,888, which is an increase of \$454,296. Note: The actual statewide levy under current law is \$765,395, which is \$143,197 less than the statewide maximum of \$908,592. This indicates that the actual increase in levies will be less than the \$597,493 potential increase.

**EXECUTIVE SUMMARY  
COMMERCIAL FEED FUND**

**HOUSE FILE 534**

**FEES ELIMINATED**

· Eliminates the following fees: a \$25 annual fee on commercial feed packages of ten pounds or less, a **\$10** semi-annual inspection fee, and a \$25 annual fee on specialty pet food packages of one pound or less.

**FEE ESTABLISHED**

· Establishes a \$10 license fee on all persons who manufacture, mix, blend, or distribute commercial feed or a commercial feed ingredient.

**INCREASES INSPECTION FEE FOR  
COMMERCIAL FEED**

· increases from 12 to 16 cents per ton the maximum inspection fee paid on commercial feed distributed in **the** State.

**COMMERCIAL FEED FUND CAP**

· Reduces the amount of moneys from \$350,000 to **\$100,000** needed to cap the Commercial Feed Fund, after which the Secretary of Agriculture must reduce the per ton inspection fee.

**FISCAL EFFECT**

Increases the revenue to the Commercial Feed Fund by \$141,900 in FY 1991.

## EXECUTIVE SUMMARY PROTECTED WETLANDS BILL

HOUSE FILE 2407

### INVENTORY OF PROTECTED WETLANDS

- Requires the Department of Natural Resources (DNR) to inventory the protected wetlands in each county of the State. Allows the landowner to challenge the Department's designation. Defines a protected wetland as any type 3, type 4, or type 5 wetland that is not contained within a drainage or levee district. Prohibits a person from draining a protected wetland without a permit from the DNR, and allows the Department to grant a permit in only limited circumstances.

### PAYMENT OF PROPERTY TAXES ON PROTECTED WETLANDS

- Exempts a wetland designated as protected by the Department from conventional property taxes. Allows the taxing authority to bill the DNR for the equivalent of property taxes on all property designated as a protected wetland. No funding source is specified:

#### FISCAL EFFECT

The inventory of protected wetlands will take 2.0 FTE positions two years, at a cost of \$60,000 per year to complete. Approximately 3,500 acres will be designated as protected. At an annual consolidated property tax rate of \$0.90 per acre per year, the DNR would be responsible for the payment of approximately \$3,000 per year in lieu of property taxes.



**EXECUTIVE SUMMARY**

**HOUSE FILE 2540**

**PROPERTY TAX EXEMPTION FOR IMPROVEMENTS TO HISTORIC STRUCTURES**

**PROPERTY TAX EXEMPTION FOR  
IMPROVEMENTS TO HISTORIC PROPERTY**

• H.F. 2540 provides a tax exemption for the increased value of historic property because of improvements to the historic property. Requires the improvement to be a substantial rehabilitation. Allows an exemption for four years and the taxpayer is entitled to the exemption beginning in the first year for which the improvements are assessed for taxation. Following the four-year exemption period, the additional assessed value is phased in over a four-year period. Effective for assessment years beginning on or after January 1, 1991.

**FISCAL EFFECT**

The Department of Revenue and Finance estimates there is no impact on State revenues. The expected impact on State expenditures cannot be determined due to the Department's inability to project the number of qualified property owners who would apply for the exemption or the amount of increased valuation exempted.

**EXECUTIVE SUMMARY**  
**CHILD AND DEPENDENT CARE CREDIT/APPROPRIATION**

**HOUSE FILE 2546**

DEPARTMENT OF HUMAN SERVICES  
 GRANTS

CHILD CARE CREDIT MODIFICATIONS

- Appropriates \$1,260,000 from the General Fund in FY 1991 to the Department of Human Services (DHS) for certain grants.

- Modifies the child and dependent care credit allowed for State tax purposes by making the credit refundable and putting on a sliding scale the percentage of Federal credit allowed for the State credit so that taxpayers with lower incomes get greater proportions of their Federal credit than taxpayers with higher incomes. The modifications are estimated to reduce the tax expenditure for the credit by \$1,260,000 in FY 1991 as compared to tax year 1989 law. Provides for income tax withholding tables to allow for an adjustment for taxpayers eligible for the child and dependent care credit.

**FISCAL EFFECT**

The revised child and dependent care tax credit will reduce the State tax expenditure for this credit by an estimated \$1,260,000 beginning in FY 1991. The legislation appropriates this same amount of money from the General Fund to the DHS for grants to public agencies and private non-profit child-care agencies, and for grants to fund costs relating to child day care start-up, fire safety, and equipment.

REPORT BY HUMAN SERVICES  
 DEPARTMENT ON INSURANCE POOL  
 FEASIBILITY

- Requires the DHS to submit a report to the Legislative Council providing a rationale for the need to establish an insurance pool if the DHS determines establishment of such a pool would be feasible. Requires the use of unanticipated federal funds in the place of State appropriations made for purposes of child day care resource and referral programs or child day care start-up grants. Requires the DHS to be responsible for assessing the adequacy of the supply of persons educated in child development, and reporting the findings to the General Assembly by December 1, 1990.

**FISCAL EFFECT**

None.

**NOTE: This bill is also summarized under the "Miscellaneous Appropriation Bills" Section of this document.**

**EXECUTIVE SUMMARY  
DEPARTMENT TAX ADMINISTRATION**

**HOUSE FILE 2551**

TAX ADMINISTRATION CHANGES

• Provides for various changes relating to taxes administered and fees collected by the Department of Revenue and Finance including technical corrections, payment and liability for certain sales and use taxes, special fuel taxes, income tax, franchise tax, and inheritance tax.

FISCAL EFFECT

The Department of Revenue and Finance estimates that the provisions relating to tax administration do not have a significant fiscal effect.

EXEMPTS REGIONAL TRANSIT SYSTEMS

• Exempts, retroactive to July 1, 1985, regional transit systems as defined in Section 6015.1, Code of Iowa, from payment of the use tax on vehicles.

FISCAL EFFECT

Providing a retroactive exemption for certain regional transit systems clears an existing warrant for back-taxes, penalties, and interest in an amount of \$5,555.

REFUNDS TO NONPROFIT MUSEUMS

• Provides for a refund to a nonprofit museum for sales, service, or use tax paid upon the gross receipts of sales of goods or services to a contractor for a project if the property becomes an integral part of the completion of the contract and the final product results in a nonprofit museum,

FISCAL EFFECT

The Department of Revenue and Finance states that there is no data available to estimate the impact of providing for a refund of sales and use tax paid for construction for nonprofit museums.

**EXECUTIVE SUMMARY**  
**PROPERTY TAX RELIEF OMNIBUS**

**HOUSE FILE 2554**

EXTRAORDINARY CREDIT

- Raises the extraordinary credit reimbursement for elderly and disabled property owners **and** renters and extends the extraordinary credit in a reduced form to property owners and renters aged 18 - **64**.

FISCAL EFFECT

For FY 1992, expansion of the current elderly and disabled credit is estimated to cost **\$3** million and extending a reduced form of the credit to those aged 18 - **64** is estimated to cost \$12 to **\$14** million.

FAMILY FARM TAX CREDIT

- Institutes a family farm property tax credit.

FISCAL EFFECT

State assistance for the family farm credit will be \$10 million, beginning in **FY** 1992.

STATE AID TO COUNTIES FOR MENTAL  
HEALTH PROGRAMS

- Provides for State aid to counties for payment of certain mental health costs and directs the Department of Management, the Mental Health and Mental Retardation Commission, and the County Finance Committee to cooperatively revise the county chart of accounts **to** accurately account for mental health, retardation, and developmental disabilities services. Requests a study committee to propose a funding formula for State assistance to counties for mental health related costs. Requires that, if the Seventy-third General Assembly does not enact such a funding formula effective FY 1993, county expenses for mental health, retardation, and developmental disabilities be frozen **in** the amount expended in FY 1992 and expenses in excess of the frozen amount be paid by the State.

FISCAL EFFECT

State assistance for mental health costs will be \$10.5 million for FY 1992. For FY 1993, the potential impact of the State paying for county costs **in** excess of the FY 1992 frozen amount, should a funding formula not be enacted, is **unknown**.

DISABLED VETERAN CREDIT

- Increases the income eligibility threshold for the disabled veteran credit from \$10,000 to **\$25,000**.

FISCAL EFFECT

- The Department **of** Revenue and Finance estimates the fiscal effect will be insignificant.

**NET FISCAL EFFECT**

- The total FY 1992 impact of **H.F.** 2554 is estimated to be \$33.5 to \$35.5 million.

## EXECUTIVE SUMMARY

HOUSE FILE 2569

### GOVERNMENT PENSION EXCLUSIONS--TENTHBUDGET BILL

GOVERNMENT PENSION EXCLUSIONS  
ESTABLISHED FOR TAX YEAR 1990  
SECTIONS 1901-1903

• Provides a tax exemption for certain public pensions of up to \$2,500 for a person who files a separate return and \$5,000 for a husband or wife who file a joint return. Provides that a surviving spouse 55 years of age or older can only exclude the amount of annuities received as a result of the death of the deceased spouse. Includes in the tax exemption benefits received under a firefighters and police officers disability and retirement system regulated under Chapter 410, Code of Iowa, and benefits received under a pension and annuity retirement system for public school teachers under Chapter 294, Code of Iowa. These exclusions apply to tax year 1990 only.

#### FISCAL EFFECT

The FY 1991 impact is estimated to be a \$7 million reduction in General Fund receipts. **Loss of** these exclusions for tax year 1991 will increase General Fund receipts for FY 1992 by an estimated \$11 million.

**NOTE** This entire bill is summarized under the "Miscellaneous Appropriation Hills" Section of this document.

**EXECUTIVE SUMMARY  
CHRONIC RENAL DISEASE POLICY ANALYSIS**

**LEGISLATIVE FISCAL BUREAU STUDY**

- The cost-effectiveness of prevention programs is difficult to assess. There is some relationship between the incidence of End-Stage Renal Disease (ESRD) and lifestyles, although not all ESRD is preventable. **An** expanded prevention program may be cost-effective in the long-term and is a possible alternative as an auxiliary activity in addition to the current program.
- The CRDP is currently paying some of the costs of private insurance premiums for ESRD patients who have such insurance. Paying premiums for pre-ESRD clients could reduce State costs, if Marginal-Stage Renal Disease (MSRD) patients can be screened for likelihood of developing the more costly ESRD. However, there is not enough information at the present time to do this screening and there is a need for additional study concerning development of a screening process.
- The frequency of use of in-home dialysis in Iowa is comparable to the rest of the nation. Recent studies of in-home dialysis indicate that cost savings are not certain. There is no compelling reason to restrict patient choice in type and location of treatment.

## EXECUTIVE SUMMARY CHRONIC RENAL DISEASE POLICY ANALYSIS

## LEGISLATIVE FISCAL BUREAU STUDY

### Evaluation Of Policy Alternatives: Chronic Renal Disease Program

#### OBJECTIVE OF THE STUDY/PROJECT

• The objective of the study was to analyze various options available to **policy** makers involving the Department of Public Health's Chronic Renal Disease Program (CRDP). The Health and Human Rights Appropriations Subcommittee raised a number of questions about the future of the Program while preparing the FY 1990 appropriation. The study assessed **six** alternative policy options that reflected legislative concerns and addressed often asked questions, applying criteria defined by the study team and using information provided by affected departments. An analysis of each alternative policy option was developed and recommendations were made.

#### ISSUES, FINDINGS AND CONCLUSIONS

• During the course of the study it was observed that the CRDP is functioning as a payor of last resort. The administrative rules and the application processing procedures are designed to verify that other funding sources have been utilized before accepting persons into the **Program**. No alternative sources of funding exist which would reduce the State costs of providing current services. A key finding was that more coordination between the CRDP and the Department of Human Services (DHS) Medically Needy Program is needed.

• The study also determined that no other group of persons with a chronic disease receives **as** many State-subsidized services, and no other similar Program has as liberal income guidelines as the CRDP. Patients are reimbursed for services for which patients with other diseases are not, such as travel, lodging, and private insurance. Patients receive reimbursement for Medicare and private insurance deductibles and co-payments, for which patients with other diseases are individually responsible. Compared to other midwestern states, Iowa's CRDP covers more services and has the second highest cost per client.

• The analysis of various policy alternatives indicated that moving the Program **to** the DHS would not improve administrative efficiency, and short-term costs would be higher. Eligibility determination staff would have access to information not currently available, but there is no evidence that significant savings would result. A move of the Program to DHS would adversely affect the personal attention presently received by Program participants.

## EXECUTIVE SUMMARY

## LEGISLATIVE FISCAL BUREAU REPORTS

### BUDGET AND DEPARTMENTAL REQUEST SUMMARY

• This annual report reviews receipts and expenditures of the current fiscal year and summarizes departmental requests for the next fiscal year. It is issued in December/January of each year.

### DETAIL DOCUMENT OF DEPARTMENTAL REQUESTS

• This annual report contains a detailed analysis of departmental requests and is issued in December/January of each year. A separate report is issued containing the analysis of departments for each Appropriations Subcommittee. The report includes each department's mission statement, a brief history of the department, an overall analysis of the departmental requests, an analysis of issues which may need to be addressed by the Appropriations Subcommittee and a summary of the legislative oversight reports which have been issued recently. The report may also include the specific departmental requests and summary tables of past, current, and requested appropriations.

### GOVERNOR'S RECOMMENDATIONS SUMMARY

• This annual report contains a detailed analysis of both the departmental requests and the Governor's recommendations related to those requests. It is issued one week after the Governor's budget message is delivered to the General Assembly.

### NOTES ON BILLS AND AMENDMENTS (BILL SUMMARIES)

• These reports contain a section by section analysis of a bill and/or amendment to a bill, and provides both the actual text of a bill in the left column and an analysis of the action in the right column of the report. The reports are issued for each appropriations bill at each step of the appropriations process. All changes to the Code of Iowa are highlighted, and an appropriations summary and comparison of prior fiscal year's appropriations is provided.

### APPROPRIATIONS TRACKING DOCUMENT

• These reports contain an updated summary, in table form, of the prior fiscal year's appropriation, the Governor's recommendations, and legislative action to that point in the Legislative Session. They are issued throughout the Legislative Session.

### PROGRAM EVALUATIONS AND OTHER MANDATED STUDIES

• These reports are issued periodically to all members of the Legislature. A research team is assigned within the Bureau to work with a sponsoring legislative committee to refine the specific evaluation criteria to be addressed to insure relevancy to the General Assembly. The studies **are** recommended by either the Legislative Fiscal Committee or the Legislative Studies Committee and then must be approved by the Legislative Council. The studies may review departmental or program implementation, operations or outcomes, or offer recommendations for program and administrative improvement or programmatic alternatives.



## EXECUTIVE SUMMARY

## LEGISLATIVE FISCAL BUREAU REPORTS

### FISCAL UPDATE

• This is the Bureau's weekly (during session) and semi-monthly (during the interim) newsletter. It contains summaries of issues which are important to members of the General Assembly. Examples include analysis of fund transfers, summaries of board or commission meetings, summaries of action on all appropriations bills at each stage of the appropriations process and summaries of reports issued by the Bureau.

### LEGISLATIVE INTENT LANGUAGE REPORT

• This report contains an analysis of departmental compliance with the legislative intent language specified in enacted legislation (primarily appropriations bills). The report is issued bi-annually, in January for use in the Subcommittee process and in September as an end-of-year report on the prior fiscal years intent language. In October and April, analysts also review the status of departmental efforts and issue a synopsis of major deviations in the Fiscal Update.

### EXPENDITURE OVERSIGHT REPORT

• This report contains an analysis of the expenditures of departments, comparing expected to actual levels. The report is issued bi-annually, in January for use in the Subcommittee process and in September as an end-of-year report on the major deviations. Both issues of the report include an analysis of FTE positions utilization by the departments and the end-of-year report includes estimated reversions for the fiscal year. Additionally, analysts conduct a monthly review of expenditures and FTE positions usage. Any significant deviations are included in the Fiscal Update.

### PERFORMANCE OVERSIGHT REPORT

• This report contains an analysis of departmental attainment of objectives related to specific goals of the departments. The report is based on performance measures reported to the Bureau by departments. In order to reduce duplication of effort, staff of the Bureau and the Department of Management are currently working to revise the list of performance measures collected for each department, so that departments will only need to report one set of measures.

### FACTBOOK

• This annual report contains historical information on issues and questions commonly asked by the General Assembly about departmental activities or funds. The report contains information for up to ten years on each issue, if information is available for that period.

### IOWA PLAN REPORT

• This annual report provides an overview of the five Iowa Plan Fund accounts and the programs which have received appropriations from those accounts for the fiscal years 1986 through 1990.

**LEGISLATIVE FISCAL BUREAU REPORTS**

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