

# **2004 SESSION FISCAL REPORT**

**80th General Assembly  
State of Iowa**

**Fiscal Services Division  
Legislative Services Agency  
July 2004**



July 2004

Members of the 80th General Assembly of Iowa and Other Interested Citizens:

The **Fiscal Report**, issued by the Legislative Services Agency, contains a summary of fiscal information and legislation passed by the 2004 Session of the 80th General Assembly.

This report is intended to provide interested persons 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 summary report is the following information: appropriations summary, General Fund balance sheet, subcommittee appropriations acts, miscellaneous appropriation acts, and ways and means acts, and a summary of Fiscal Services reports.

Legislative Services Agency staff are available to answer any questions concerning the contents of this document.

Yours truly,

Holly M. Lyons,  
Fiscal Services Director

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Public Health  
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County Based Services  
Field Operations  
General Administration  
Institutions  
Mental Health/Mental  
Retardation/Developmental  
Disabilities Enhanced Services  
Social Services Block Grant  
Veteran's Affairs  
Veteran's Home  
Child Support Recovery  
Children's Health Insurance Prgm.  
Family Investment Program,  
Promise Jobs, Food Stamps  
Medical Services/Medicaid  
Temporary Assistance for Needy  
Families (TANF) Block Grant

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Public Safety

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## THE YEAR IN REVIEW

### **FY 2004**

Iowa experienced reduced revenues and a sluggish economy during the first half of FY 2004. In October 2003, the Revenue Estimating Conference (REC) reduced the FY 2004 General Fund revenue projection by \$142.2 million. The Governor responded by issuing an Executive Order calling for a 2.5% across-the-board reduction in State budgets for Executive Branch agencies for FY 2004. The Legislature ordered a self-imposed 2.5% reduction on the Legislative Branch budget. Agencies designated as Charter Agencies were exempt from the reductions. These agencies include the Departments of Corrections, Human Services, Natural Resources, Revenue, the Alcoholic Beverages Division of the Department of Commerce, and the Iowa Veterans Home. The Order reduced State expenditures by \$82.6 million. One-time sources of funding amounting to \$258.8 million were used to balance the FY 2004 budget.

Revenue growth improved slightly during the last two quarters of FY 2004, and the March REC increased FY 2004 growth projections by \$30.8 million for a total projected growth of 1.8% before transfers, accruals, and refunds. The 2004 General Assembly approved a General Fund supplemental appropriation of \$765,000 to the Secretary of State for the Help America Vote Act. The current projected General Fund ending balance for FY 2004 is \$33.9 million.

On June 25, 2004, Governor Vilsack issued Executive Order Number 36 to rescind 10.0% of the across-the-board cut of 2.50% that he issued in October 2003. As a result, \$8.3 million in funding will be restored to FY 2004, increasing the total funding from \$4,492.2 billion to \$4,500.5 billion. This change to FY 2004 is not reflected in this document. This change does not impact funding for FY 2005 but impacts all statements that compare FY 2005 to FY 2004 throughout the document.

### **FY 2005**

Revenue growth projections in Iowa continue to improve slightly for FY 2005, with the REC estimating growth in total receipts (before refunds and accruals) to be 1.8% for FY 2005. According to the National Conference of State Legislatures (NCSL), many states are experiencing small improvements in their budget situations after several years of serious budget gaps. Thirty-three states predict budget gaps in FY 2005, although the sizes of the gaps are smaller than in prior years. Many states however, including Iowa, have depleted budget reserves in order to balance the General Fund budget.

The Iowa General Assembly appropriated \$4.464 billion from the General Fund for FY 2005 and shifted \$430.0 million in expenditures from the General Fund to other sources. Included in the \$430.0 million were property tax credits totaling \$159.6 million that were shifted to the Cash Reserve Fund for FY 2005:

## THE YEAR IN REVIEW

- Homestead Tax Credit - \$102.9 million.
- Agricultural Land Tax Credit - \$34.6 million.
- Military Service Tax Credit - \$2.6 million.
- Elderly & Disabled Tax Credit - \$19.5 million.

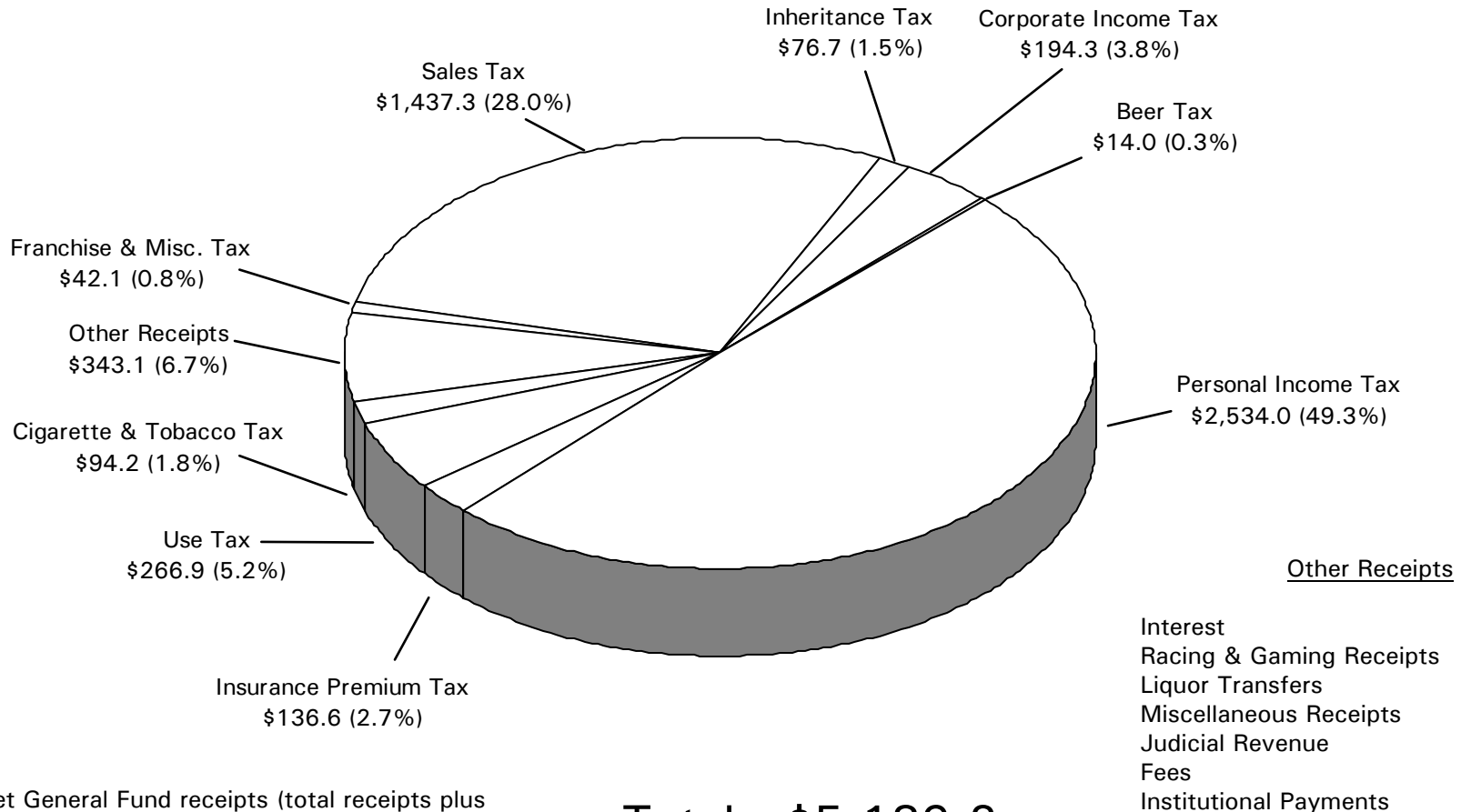
The FY 2005 budget includes an estimated reversion of \$26.0 million from the University of Iowa Hospital and Clinics for FY 2005 if an increase in the Medicaid reimbursement is approved by the federal government. The Medicaid reimbursement increase offsets the reversion. The Department of Human Services (DHS) budget includes an increase of \$9.4 million in FY 2005 for the State Medicaid reimbursement match. Estimated net savings to the State General Fund for FY 2005 is \$16.4 million.

After the Governor's item vetoes, the projected General Fund ending balance for FY 2005 is \$114.3 million.



# FY 2004 Estimated Total General Fund Receipts (In Millions)

As estimated by the March 19, 2004, Revenue Estimating Conference.  
Totals may not add due to rounding.

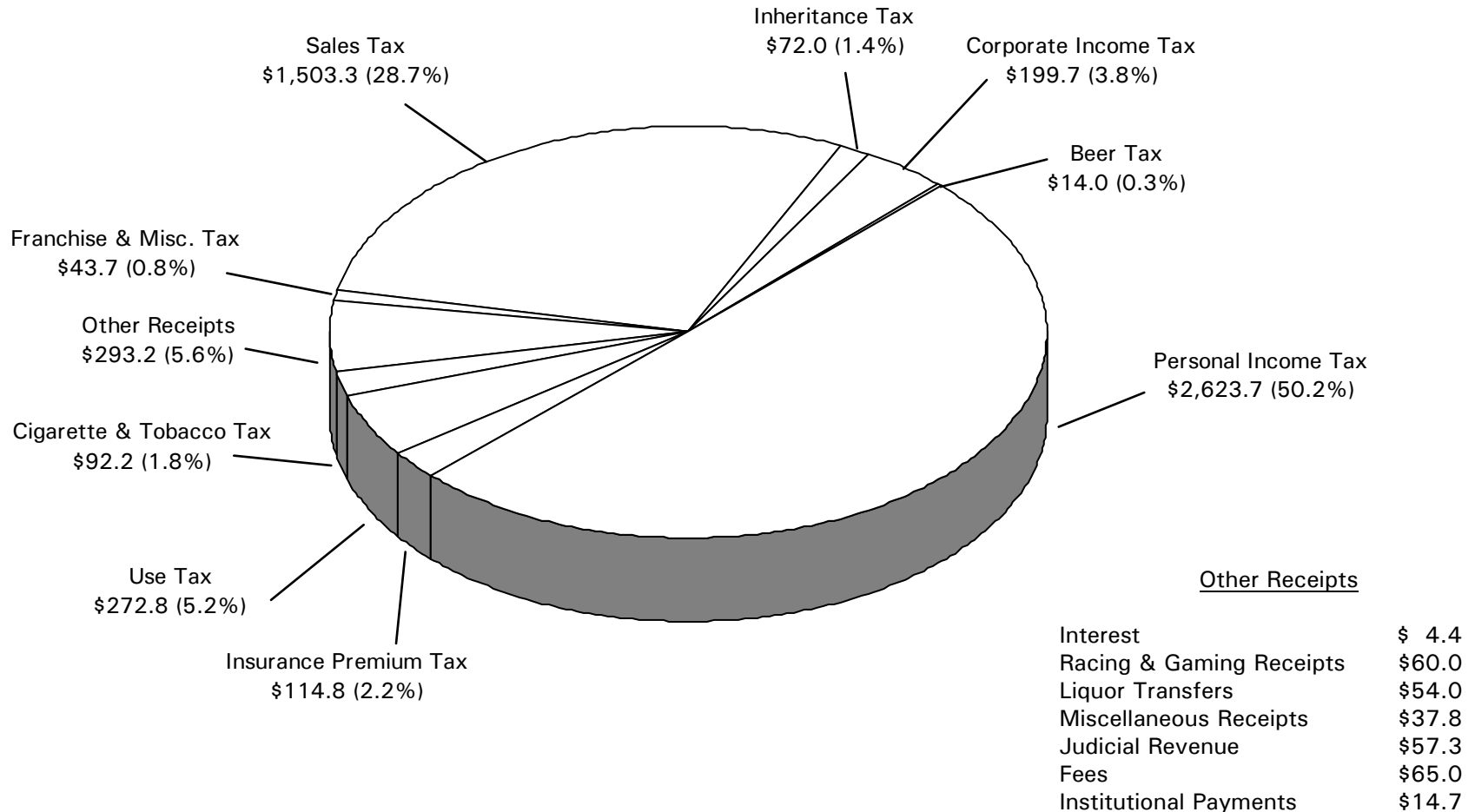


Net General Fund receipts (total receipts plus transfers of \$88.0 and accruals of \$11.7, less refunds of \$725.5) equal \$4,513.4.

**Total: \$5,139.2**

# FY 2005 Estimated Total General Fund Receipts (In Millions)

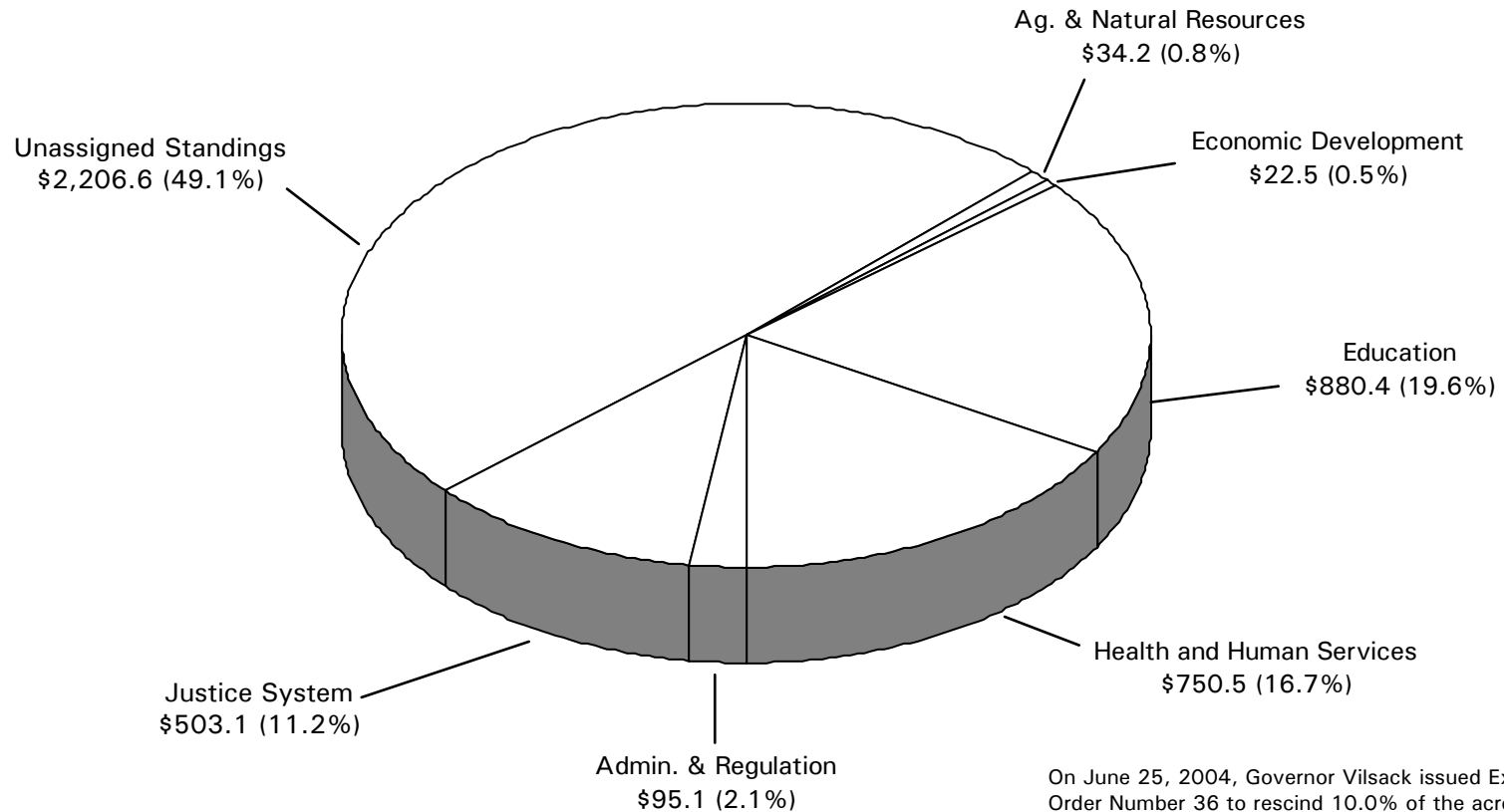
As estimated by the March 19, 2004, Revenue Estimating Conference.  
Totals may not add due to rounding.



Net General Fund receipts (total receipts plus transfers of \$67.2 and accruals of \$1.9, less refunds of \$696.0) equal \$4,602.5.

**Total: \$5,229.4**

# FY 2004 Estimated Net General Fund Appropriations (In Millions)

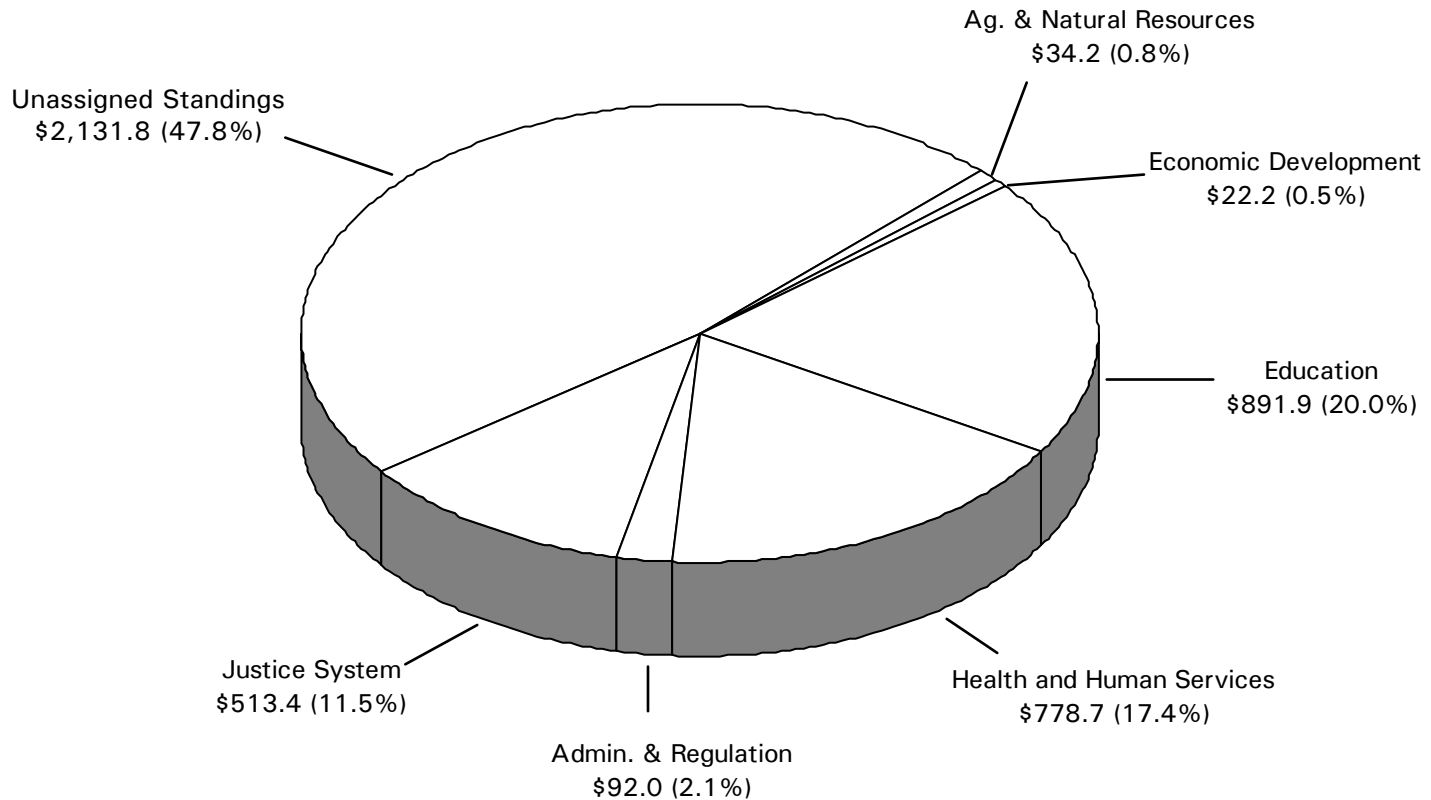


Unassigned standings are standing appropriations which were not considered at the appropriations subcommittee level. All subcommittee totals include salary funding. Totals may not add due to rounding.

**Total: \$4,492.2**

On June 25, 2004, Governor Vilsack issued Executive Order Number 36 to rescind 10.0% of the across-the-board cut of 2.50% that he issued in October 2003. As a result, \$8.3 million in funding will be restored to FY 2004, increasing the total funding from \$4,492.2 billion to \$4,500.5 billion. This change to FY 2004 is not reflected in this document. This change does not impact funding for FY 2005 but impacts all statements that compare FY 2005 to FY 2004 throughout the document.

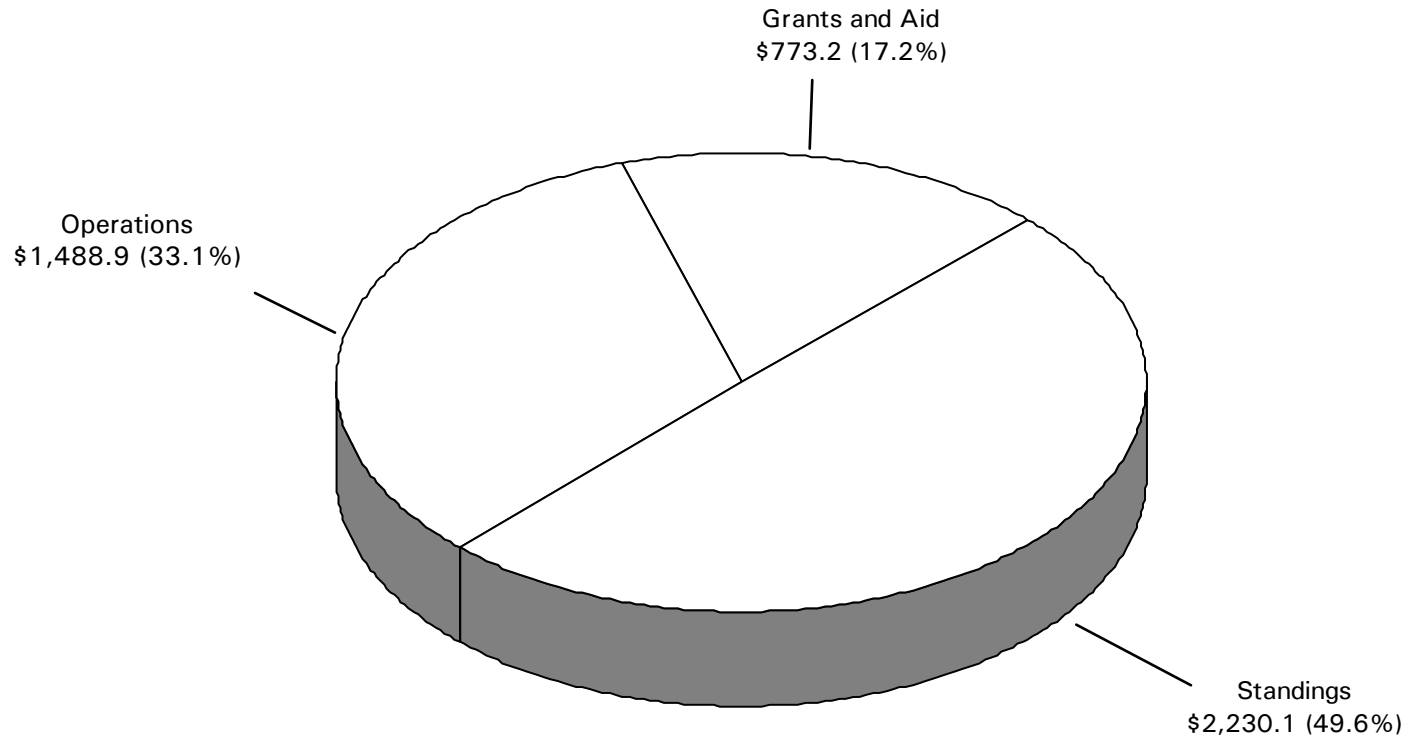
# FY 2005 Net Final Action General Fund Appropriations (In Millions)



**Total: \$4,464.2**

This chart does not illustrate \$101,000 appropriated to the Transportation, Infrastructure, and Capitals Appropriations Subcommittee. Unassigned standings are standing appropriations that were not considered at the appropriations subcommittee level.  
Totals may not add due to rounding.

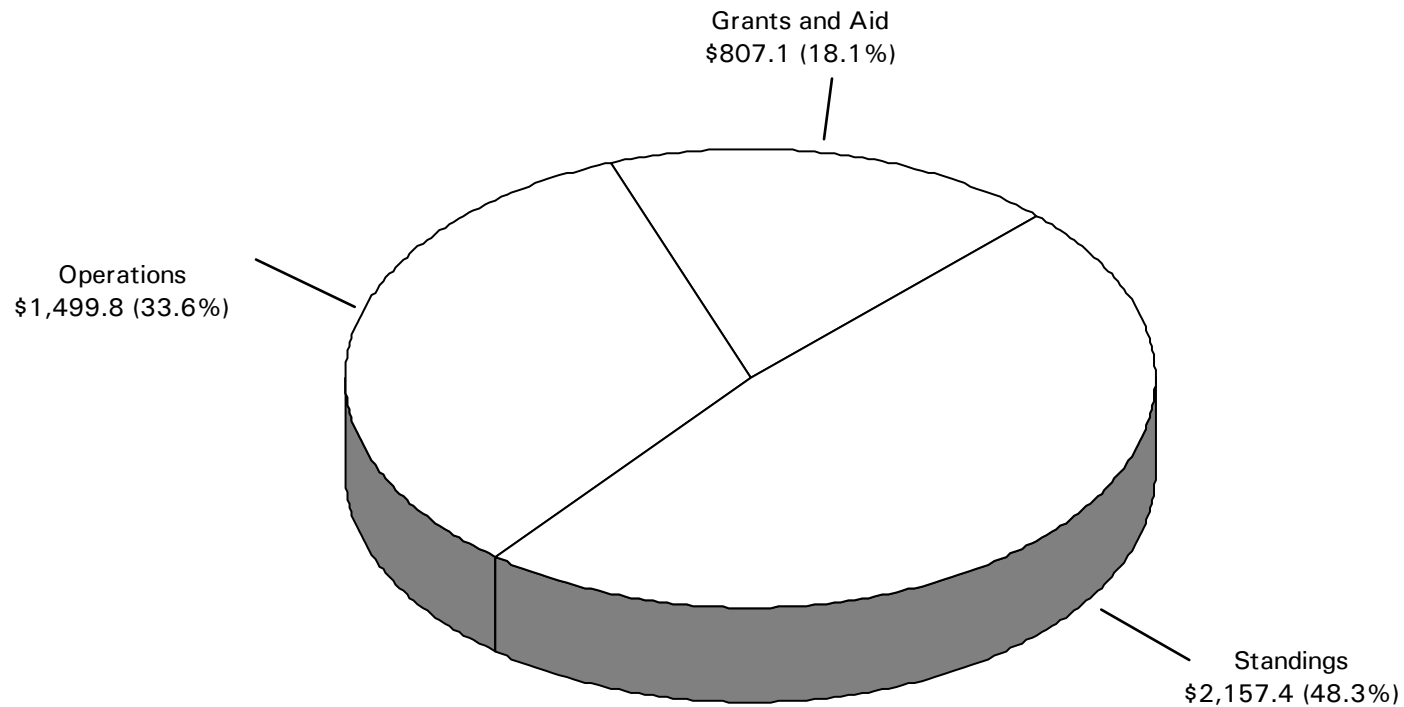
# FY 2004 Estimated Net General Fund Appropriations By Type of Appropriation (In Millions)



Totals may not add due to rounding.

**Total: \$4,492.2**

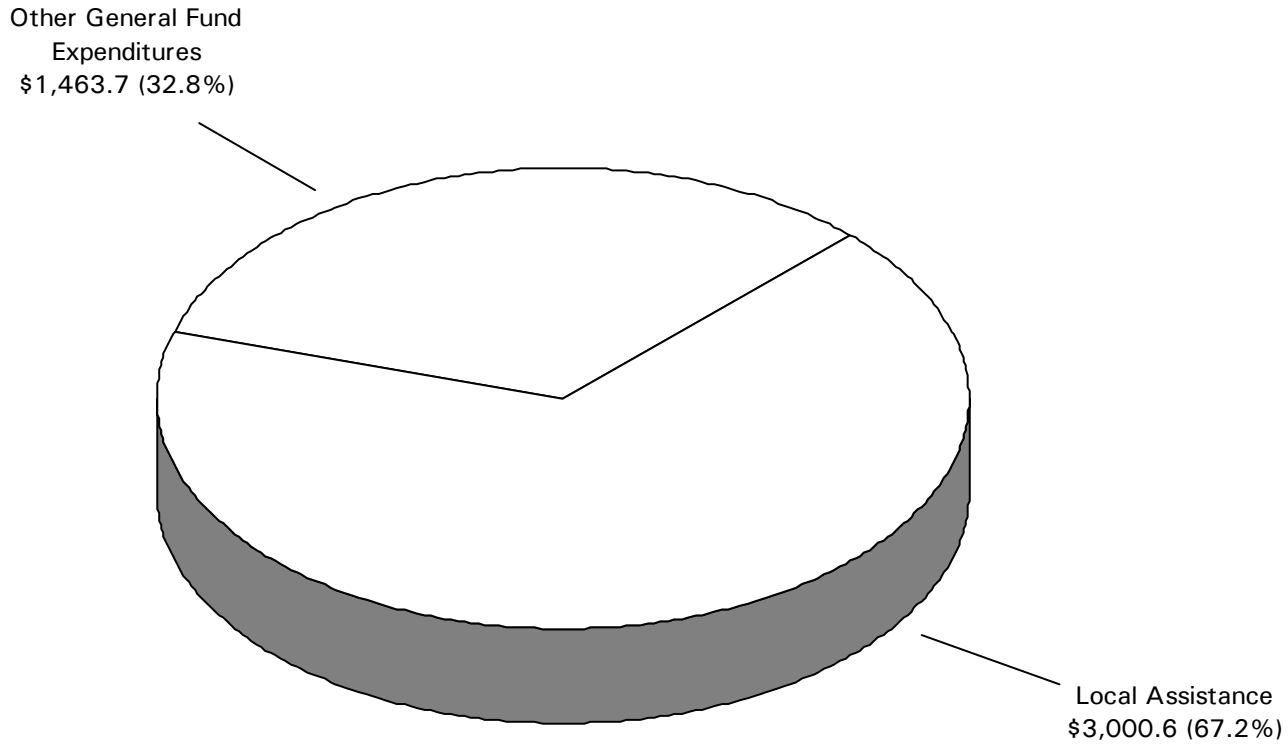
# FY 2005 Net Final Action General Fund Appropriations By Type of Appropriation (In Millions)



Totals may not add due to rounding.

**Total: \$4,464.2**

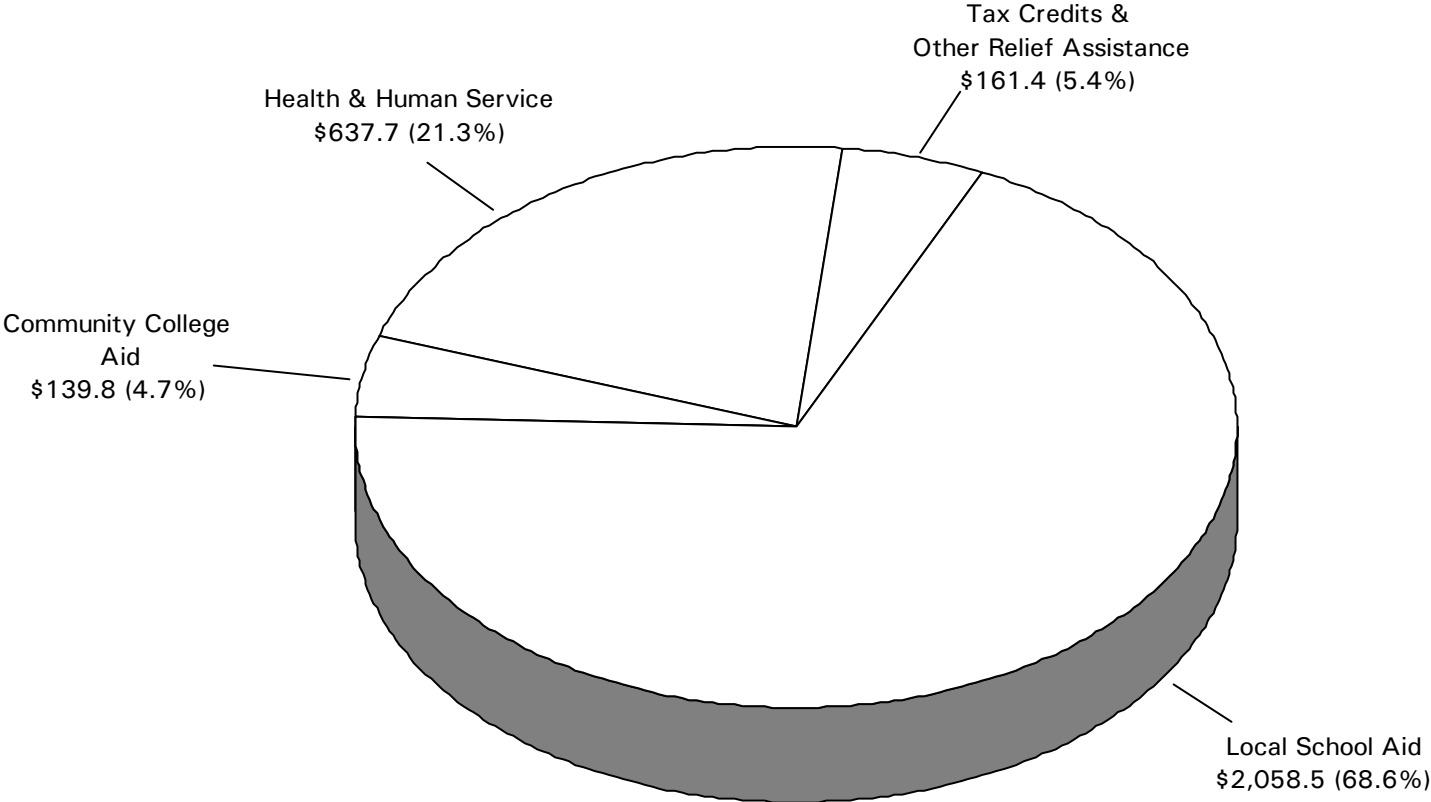
# FY 2005 Net Final Action General Fund Expenditures Local/State Distribution (In Millions)



Totals may not add due to rounding.

**Total: \$4,464.2**

# FY 2005 Estimated Local Tax Credits and Program Aids (In Millions)



Total: \$3,000.6



# STATE OF IOWA GENERAL FUND BALANCE

(Dollars in Millions)

	<b>Fiscal Year 2004</b>		<b>Fiscal Year 2005</b>	
	End of Session	05/18/2004 Enacted	End of Session	05/18/2004 Enacted
<b>Estimated Funds Available:</b>				
Estimated Receipts				
Revenue Est. Conference				
Receipts (Dec. REC)	\$ 5,195.0	\$ 5,195.0	\$ 5,257.1	\$ 5,257.1
REC Adj. (3/19/04 REC)	32.2	32.2	39.5	39.5
Revenue Adjustments (Exh. 1)	- 0.1	0.0	- 63.5	- 62.5
Total Receipts	5,227.1	5,227.2	5,233.1	5,234.1
Tax Refunds	- 725.5	- 725.5	- 696.0	- 696.0
Accruals	11.7	11.7	1.9	1.9
<b>Total Funds Available</b>	<b>\$ 4,513.3</b>	<b>\$ 4,513.4</b>	<b>\$ 4,539.0</b>	<b>\$ 4,540.0</b>
<b>Expenditure Limitation</b>			<b>\$ 4,467.6</b>	
<b>Estimated Appropriations:</b>				
General Fund (Exh. 2)	\$ 4,573.5	\$ 4,573.5	\$ 4,464.3	\$ 4,464.3
Governor's Item Veto				- 0.1
2.5% Across the Board Reduction 10/03	- 82.5	- 82.5		
Suppl. Approp To Sec. of State - HAVA	0.8	0.8		
SF 2059 DPH/DHS	0.4	0.4		
Appropriations after ATB Reduction	<b>4,492.2</b>	<b>4,492.2</b>		
Reversions:				
Regular	- 10.0	- 10.0	- 10.0	- 10.0
Operations	- 2.5	- 2.5	- 2.5	- 2.5
Anticip. Reversion - Indigent Care - SF 2298			- 26.0	- 26.0
<b>Net Appropriations</b>	<b>\$ 4,479.7</b>	<b>\$ 4,479.7</b>	<b>\$ 4,425.8</b>	<b>\$ 4,425.7</b>
<b>Ending Balance prior to Cash Reserve Transfer</b>	<b>\$ 33.6</b>	<b>\$ 33.7</b>	<b>\$ 113.2</b>	<b>\$ 114.3</b>
		Over/(Under) Exp. Limit	\$ - 3.3	

# STATE OF IOWA GENERAL FUND BALANCE

( Dollars in Millions )

## Exhibit 1

	<b>Fiscal Year 2004</b>		<b>Fiscal Year 2005</b>	
	End of Session	05/18/2004 Enacted	End of Session	05/18/2004 Enacted
<b>Revenue Adjustments</b>				
Environmental Testing Tax Exemp. - SF 2121 <b>(Vetoed)</b>	\$ 0.0	\$ 0.0	\$ -0.5	\$ 0.0
Real Estate License Fee Distribution - SF 2298			-0.1	-0.1
Innovations Fund Change - SF 2298			1.2	1.2
Inmate Employment By Private Sector - SF 2298			0.1	0.1
Workforce Development Fees - SF 2298			-0.2	-0.2
Pharmacy Exam Fees - SF 2298			0.1	0.1
New Jobs Income Program Changes - SF 2290			-1.0	-1.0
Foundry Mold Building Exemption - SF 2296			-0.2	-0.2
College Savings Iowa Expanded - HF 2553			-0.1	-0.1
Comprehensive Health Insurance Assoc. - HF 2568			2.4	2.4
Private College Savings Plan - SF 2303 <b>(Vetoed)</b>			-0.3	0.0
Job Corp Tax Credits - HF 2561 <b>(Vetoed)</b>	-0.1	0.0	-0.2	0.0
Clerk of Court Fees - HF 2572			0.3	0.3
Admission Fee Revenue Reduced - HF 2302			-0.2	-0.2
Lottery \$ to Gambler's Treatment - HF 2302			-0.3	-0.3
Games of Chance (Raffles) - SF 2149			-1.2	-1.2
Board of Educational Examiner Fees - SF 2298			0.1	0.1
<b>Sales/Use Tax Changes:</b>				
Restore phase-out of sales tax on res. util. - SF 2026			-63.4	-63.4
<b>Total Revenue Adjustments</b>	<b>\$ -0.1</b>	<b>\$ 0.0</b>	<b>\$ -63.5</b>	<b>\$ -62.5</b>

# STATE OF IOWA GENERAL FUND BALANCE

( Dollars in Millions )

## Exhibit 2

	<u>FY 2004</u>		<u>FY 2005</u>	
	Current	End of	05/18/2004	
	<u>Law</u>	<u>Session</u>	<u>Enacted</u>	
<b>Appropriations</b>				
FY 2005 Appropriations:				
Admin. & Regulation Sub. - SF 2298	\$ 95.1 *	\$ 92.0	\$ 92.0	
Ag. & Natural Resources Sub.- SF 2298	34.2	34.2	34.2	
Economic Development Sub. - SF 2298	22.5	22.2	22.2	
Education Sub. - SF 2298	880.4	891.9	891.9	
Health & Human Services Sub. - SF 2298	750.5	778.7	778.7	
Justice System Sub. - SF 2298	503.1	513.4	513.4	
Trans. and Capitals Sub. - HF 2578	- 0.1	0.1	0.1	
Other Unassigned Standings - SF 2298	2,206.1	2,131.4	2,131.4	
Birth Cert. Fees/Abuse Prev - SF 2059	0.4	0.4	0.4	
Item Veto	0.0	0.0	- 0.1	
<b>Total Appropriations</b>	<b>\$ 4,492.2</b>	<b>\$ 4,464.3</b>	<b>\$ 4,464.2</b>	

\*Includes \$.8 mil FY 2004 supplemental appropriation to the Secretary of State for the Help America Vote Act (HAVA).

### Exhibit 3

#### **Expenditure Limitation**

#### **Fiscal Year 2005**

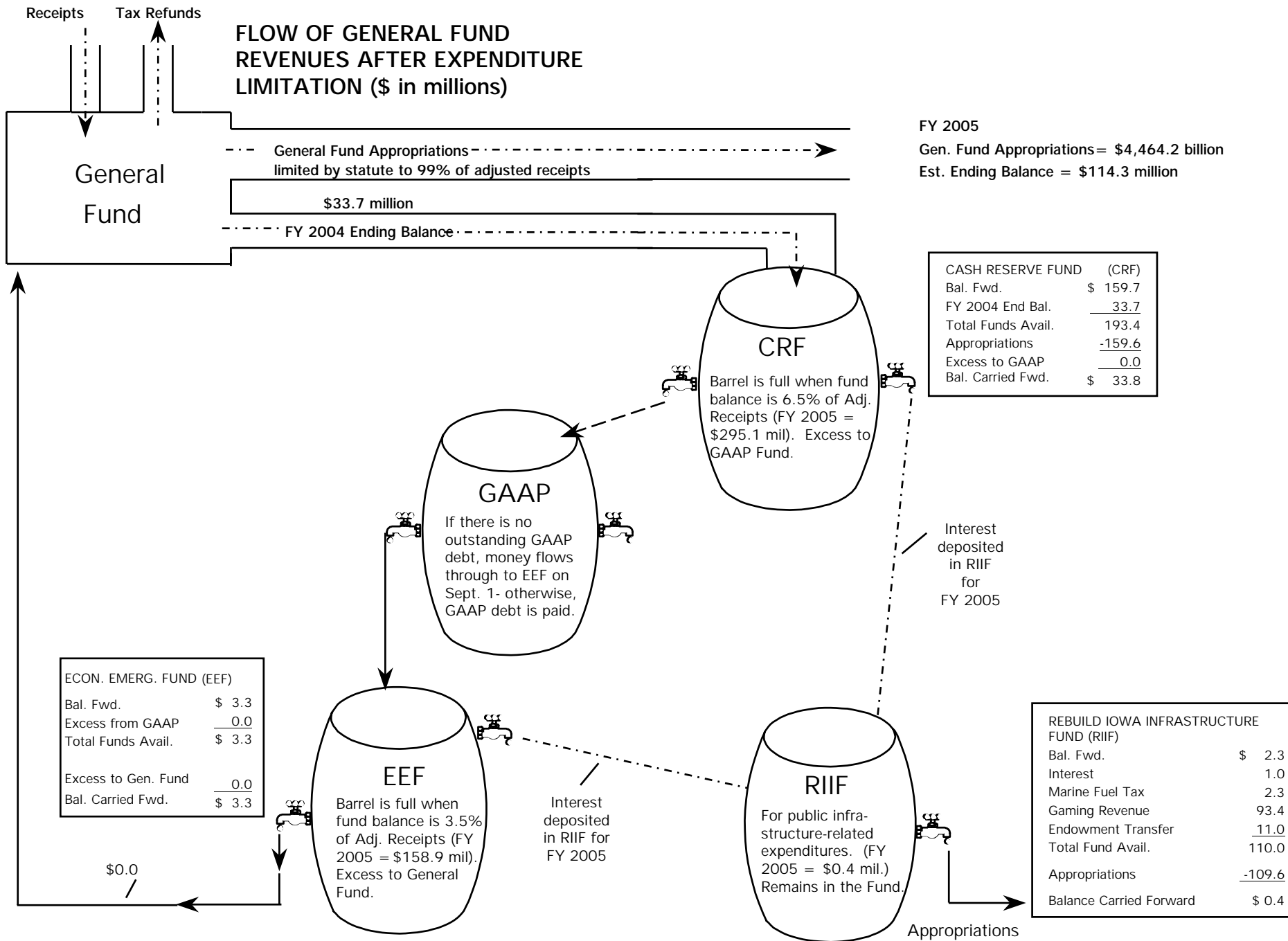
	<u>Amount</u>	<u>%</u>	<u>End of Session</u>
Revenue Estimating Conference - Dec. estimate	\$ 5,257.1	99%	\$ 5,204.5
Refund of Taxes	- 712.2	99%	- 705.1
Accrued Revenue Changes	5.4	99%	5.3
Total	\$ 4,550.3		4,504.7
<b>Revenue Adjustments:</b>			
Environmental Testing Tax Exemp. - SF 2121	\$ - 0.5	99%	\$ - 0.5
Innovations Fund Change - SF 2298	1.2	95%	1.1
Real Estate License Fee Distribution - SF 2298	- 0.1	99%	- 0.1
Inmate Employment By Private Sector - SF 2298	0.1	95%	0.1
Workforce Development Fees - SF 2298	- 0.2	95%	- 0.2
Pharmacy Exam Fees - SF 2298	0.1	95%	0.1
New Jobs Income Program Changes - SF 2290	- 1.0	95%	- 1.0
Foundry Mold Building Exemption - SF 2296	- 0.2	95%	- 0.2
College Savings Iowa Expanded - HF 2553	- 0.1	95%	- 0.1
Comprehensive Health Insurance Assoc. - HF 2568	2.4	95%	2.3
Private College Savings Plan - SF 2303	- 0.3	95%	- 0.3
Job Corp Tax Credits - HF 2561	- 0.2	95%	- 0.2
Clerk of Court Fees - HF 2572	0.3	95%	0.3
Admission Fee Revenue Reduced - HF 2302	- 0.2	99%	- 0.2
Lottery \$ to Gambler's Treatment - HF 2302	- 0.3	95%	- 0.3
Games of Chance (Raffles) - SF 2149	- 1.2	99%	- 1.2
Board of Educational Examiners Fees - SF 2298	0.1	95%	0.1
<b>Sales/Use Tax Changes:</b>			
Restore phase-out of sales tax on res. util-SF 2026	- 63.4	99%	- 62.8
SF 2298 Notwithstands Exp Limitation for UIHC Indigent Care Approp			26.0
			<u>\$ 4,467.6</u>

**State of Iowa**  
**Flow of General Fund Revenues after Expenditure Limitation**  
(Dollars in Millions)

**Exhibit 4**

<b>CASH RESERVE FUND (CRF)</b>	<b>Actual FY 2002</b>	<b>Actual FY 2003</b>	<b>Estimated FY 2004</b>	<b>Estimated FY 2005</b>
Balance Brought Forward	\$ 235.6	\$ 140.1	\$ 205.5	\$ 159.7
Estimated Revenues:				
Gen. Fund Ending Balance prior year	0.0	89.1		33.7
Transfer to GF to Close Out FY 2003			- 45.8	
Transfer to Tax Credits in FY 2005 - SF 2298				-159.6
<b>Total Funds Available</b>	<u>235.6</u>	<u>229.2</u>	<u>159.7</u>	<u>33.8</u>
Special Transfer to/from Gen. Fund	- 90.0			
Transfer to Environ. First Fund - HF 2538		- 16.6	-17.5	
Reimbursement from RIIF - HF 2538			17.5	
Transfer to RIIF		- 2.2		
Approp for Military Pay Differential		- 1.8		
Excess Transferred to GAAP	<u>- 5.5</u>	<u>- 3.1</u>	<u>0.0</u>	<u>0.0</u>
Balance Carried Forward	\$ 140.1	\$ 205.5	\$ 159.7	\$ 33.8
Maximum 5%/6.5% in FY 2005	\$ 230.1	\$ 224.2	\$ 225.7	\$ 295.1
<b>GAAP DEFICIT REDUCTION ACCOUNT</b>	<b>Actual FY 2002</b>	<b>Actual FY 2003</b>	<b>Estimated FY 2004</b>	<b>Legis. Act. FY 2005</b>
Balance Brought Forward	\$ 0.0	\$ 0.0	\$ 0.0	\$ 0.0
Estimated Revenues:				
Excess Transferred from CRF	<u>5.5</u>	<u>3.1</u>	<u>0.0</u>	<u>0.0</u>
<b>Total Funds Available</b>	<u>5.5</u>	<u>3.1</u>	<u>0.0</u>	<u>0.0</u>
Excess Transferred to EEF	<u>- 5.5</u>	<u>- 3.1</u>	<u>0.0</u>	<u>0.0</u>
Balance Carried Forward	\$ 0.0	\$ 0.0	\$ 0.0	\$ 0.0
<b>IOWA ECONOMIC EMERGENCY FUND (EEF)</b>	<b>Actual FY 2002</b>	<b>Actual FY 2003</b>	<b>Estimated FY 2004</b>	<b>Legis. Act. FY 2005</b>
Balance Brought Forward	\$ 169.6	\$ 25.2	\$ 3.3	\$ 3.3
Estimated Revenues:				
Excess from GAAP	<u>5.5</u>	<u>3.1</u>	<u>0.0</u>	<u>0.0</u>
<b>Total Funds Available</b>	<u>175.1</u>	<u>28.3</u>	<u>3.3</u>	<u>3.3</u>
Excess Transferred to Gen. Fund				
Special Transfer to Gen. Fund	- 105.0			
Appropriation to School Foundation Aid	- 44.9	- 25.0		
Balance Carried Forward	\$ 25.2	\$ 3.3	\$ 3.3	\$ 3.3
Maximum 5%/6.5% in FY 2005	\$ 230.1	\$ 224.2	\$ 225.7	\$ 158.9

# FLOW OF GENERAL FUND REVENUES AFTER EXPENDITURE LIMITATION (\$ in millions)



FY 2005  
Gen. Fund Appropriations = \$4,464.2 billion  
Est. Ending Balance = \$114.3 million

CASH RESERVE FUND (CRF)	
Bal. Fwd.	\$ 159.7
FY 2004 End Bal.	33.7
Total Funds Avail.	193.4
Appropriations	-159.6
Excess to GAAP	0.0
Bal. Carried Fwd.	\$ 33.8

ECON. EMERG. FUND (EEF)	
Bal. Fwd.	\$ 3.3
Excess from GAAP	0.0
Total Funds Avail.	\$ 3.3
Excess to Gen. Fund	0.0
Bal. Carried Fwd.	\$ 3.3

REBUILD IOWA INFRASTRUCTURE FUND (RIIF)	
Bal. Fwd.	\$ 2.3
Interest	1.0
Marine Fuel Tax	2.3
Gaming Revenue	93.4
Endowment Transfer	11.0
Total Fund Avail.	110.0
Appropriations	-109.6
Balance Carried Forward	\$ 0.4

## Rebuild Iowa Infrastructure Fund

	Estimated FY 2004	Final Action FY 2005	Governor Vetoed	Net Final Act FY 2005	Final Action FY 2006
<b>Resources</b>					
Balance Forward	\$ 1,032,047	\$ 2,378,928		\$ 2,378,928	\$ 404,795
Revenue					
Wagering Tax Allocation	43,024,200	55,379,120		55,379,120	65,062,102
Retroactive Tax (HF 2302)	23,599,193	0		0	0
Gambling Assessment on Boats (HF 2302)	0	15,000,000		15,000,000	15,000,000
Endowment Transfer (SF 2298)	0	10,966,960		10,966,960	0
Table Game License Fees (HF 2302)	0	23,000,000		23,000,000	0
Wagering Tax Transfer to General Fund	-10,000,000	0		0	0
Cash Reserve Fund (HF 2538)	17,500,000	0		0	0
Cash Reserve Fund Reimbursement	-17,500,000	0		0	0
Interest	1,000,000	1,000,000		1,000,000	1,000,000
Marine Fuel Tax	2,300,000	2,300,000		2,300,000	2,300,000
Environment First Reversion	416	0		0	0
<b>Total Resources</b>	<b>\$ 60,955,856</b>	<b>\$ 110,025,008</b>		<b>\$ 110,025,008</b>	<b>\$ 83,766,897</b>
<b>Appropriations</b>					
Management					
Vertical Infrastructure Fund	\$ 0	\$ 0		\$ 0	\$ 15,000,000
Environment First Fund	35,000,000	35,000,000		35,000,000	35,000,000
Administrative Services/General Services					
Routine Maintenance	1,664,000	2,000,000		2,000,000	0
Employee Relocation Expenses/Leases	631,449	2,271,617		2,271,617	0
Pool Tech/Data Warehouse Projects	0	1,861,496		1,861,496	0
Major Maintenance	0	4,300,000		4,300,000	0
Records and Property Building Remodel	4,750,000	5,000,000		5,000,000	4,700,000
Monument Lighting	0	35,000		35,000	0
Capitol Interior Restoration	0	1,770,000	\$ -1,770,000	0	0
Wallace Bldg. Study	50,000	0		0	0
Lab. Facility - Maintenance/Operation	0	355,500		355,500	0
Records Relocation	729,237	0		0	0
Medical and Education Building	250,000	0		0	0
African-American Museum	300,000	0		0	0
Pooled Technology Projects	2,000,000	0		0	0
Blind				0	
Orientation Center	0	67,000		67,000	0
Corrections					
Electrical System Lease Purchase	333,168	333,168		333,168	0
Davenport CBC Facility Construction	0	3,000,000		3,000,000	3,750,000
Luster Heights Expansion	92,000	0		0	0
Clarinda Bed Expansion	730,400	0		0	0
Cultural Affairs					
Historical Preservation Grant Program	830,000	500,000		500,000	0
Iowa Battle Flags	150,000	100,000		100,000	0
State Hist. Society - Medal of Honor Kiosk	125,000	0		0	0
Economic Development					
Local Housing/IFA Housing Trust Fund	800,000	0		0	0
Lewis & Clark Bicentennial	0	50,000		50,000	0
Non-Profit Family Recreation Grant	0	200,000		200,000	0
National Special Olympics Games	0	500,000		500,000	0
Accelerated Career Educ. (ACE) Program	3,000,000	5,500,000		5,500,000	0

## Rebuild Iowa Infrastructure Fund

	Estimated FY 2004	Final Action FY 2005	Governor Vetoes	Net Final Act FY 2005	Final Action FY 2006
<b>Education</b>					
Enrich Iowa Libraries	600,000	600,000		600,000	0
ICN Part III Maintenance/Lease Costs	2,727,000	2,727,000		2,727,000	0
Secure an Advance Vision for Educ. (SAVE)	0	8,160,000	1,840,000	10,000,000	10,000,000
Parker Building Remodel	0	303,632		303,632	0
IPTV - High Definition TV Conversion	0	8,000,000		8,000,000	8,000,000
<b>Human Services</b>					
Residential Treatment Ctr Matching Grant	0	250,000	-250,000	0	0
<b>Natural Resources</b>					
Destination Park	0	500,000		500,000	0
<b>State Fair</b>					
Fairs Improvements	0	250,000		250,000	0
<b>Public Defense</b>					
Iowa City Readiness Center	195,000	2,150,000		2,150,000	0
Facility Maintenance	0	1,269,636		1,269,636	0
Boone Armory Addition	0	1,096,000		1,096,000	0
Fort Dodge Readiness Center	750,000	750,000		750,000	0
<b>Public Safety</b>					
Capitol Building Security	800,000	800,000		800,000	0
Capitol Complex Security Upgrades	0	300,000		300,000	0
AFIS Lease Purchase	0	550,000		550,000	0
Iowa System Grant Match	0	500,000		500,000	0
Fire Equipment Revolving Loan Fund	500,000	500,000		500,000	0
Fire Training Facilities	50,000	150,000		150,000	0
<b>Transportation</b>					
Aviation Improvement Program	500,000	500,000		500,000	0
Commercial Aviation Infrastructure	0	1,100,000		1,100,000	0
General Aviation Airport Grants	0	581,400		581,400	0
<b>Treasurer</b>					
Community Attraction & Tourism	0	12,000,000		12,000,000	5,000,000
County Fairs Infrastructure	0	1,060,000		1,060,000	0
<b>Veterans Affairs</b>					
Veterans Trust Fund	0	1,000,000		1,000,000	0
<b>Regents</b>					
Tuition Replacement	350,000	858,764		858,764	0
Special School Maintenance	200,000	500,000		500,000	0
UNI - Program for Playground Safety	500,000	500,000		500,000	0
<b>Net Appropriations</b>	<b>\$ 58,607,254</b>	<b>\$ 109,800,213</b>	<b>\$ -180,000</b>	<b>\$ 109,620,213</b>	<b>\$ 81,450,000</b>
Reversions	\$ -30,326	\$ 0		\$ 0	\$ 0
<b>Ending Balance</b>	<b>\$ 2,378,928</b>	<b>\$ 224,795</b>		<b>\$ 404,795</b>	<b>\$ 2,316,897</b>



## Environment First Fund

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Final Action FY 2005
<b>Revenue</b>				
Balance	\$ 2,839,443	\$ 458	\$ 9,695	\$ 9,695
Balance Adjustment	458	9,653	0	0
Cash Reserve Fund (SF 436)	0	16,555,000	0	0
RIIF Environment First Appropriation	35,000,000	18,445,000	35,000,000	35,000,000
Transfers	-10,100,000	-18,445,000	0	0
	<u>\$ 27,739,901</u>	<u>\$ 16,565,111</u>	<u>\$ 35,009,695</u>	<u>\$ 35,009,695</u>
<b>Appropriations</b>				
Department of Agriculture				
Cons. Reserve Enhancement Prog. (CREP)	\$ 0	\$ 1,500,000	\$ 1,500,000	\$ 1,500,000
Watershed Protection Program	2,214,831	2,700,000	2,700,000	2,700,000
Farm Demonstration Program	842,900	500,000	850,000	850,000
Agricultural Drainage Wells	500,000	0	500,000	500,000
Soil Conservation Cost Share	7,275,889	3,500,000	5,500,000	5,500,000
Conservation Reserve Program (CRP)	1,127,674	0	2,000,000	2,000,000
Loess Hills Conservation Authority	662,384	0	600,000	600,000
So. Iowa Conservation & Dev. Authority	220,795	0	300,000	300,000
Total Department of Agriculture	<u>\$ 12,844,473</u>	<u>\$ 8,200,000</u>	<u>\$ 13,950,000</u>	<u>\$ 13,950,000</u>
Department of Natural Resources				
Geographic Info. System Development	\$ 195,000	\$ 0	\$ 195,000	\$ 195,000
Volunteer Water Quality Initiative	70,000	100,000	100,000	100,000
Water Quality Monitoring Stations	2,400,000	2,605,000	2,955,000	2,955,000
Water Quality Protection	0	500,000	500,000	500,000
Air Quality Monitoring Equipment	0	500,000	500,000	500,000
Lake Dredging	348,611	350,000	1,000,000	1,000,000
Marine Fuel Tax Capital Projects	1,800,000	2,300,000	2,300,000	2,300,000
Park Operations	0	0	2,000,000	2,000,000
REAP Formula Allocation	7,200,000	2,000,000	11,000,000	11,000,000
Water Summit Initiative	0	0	0	0
Pollution Discharge Permits	180,000	0	0	0
Landforms and Ecosystems	125,000	0	0	0
Trees Program	250,000	0	0	0
Lewis and Clark Rural Water System	60,000	0	0	0
Waste Tire Abatement Program	500,000	0	0	0
Total Department of Natural Resources	<u>\$ 13,128,611</u>	<u>\$ 8,355,000</u>	<u>\$ 20,550,000</u>	<u>\$ 20,550,000</u>
Department of Economic Development				
Brownfield Redevelopment Program	\$ 1,766,359	\$ 0	\$ 500,000	\$ 500,000
Total Appropriations	<u>\$ 27,739,443</u>	<u>\$ 16,555,000</u>	<u>\$ 35,000,000</u>	<u>\$ 35,000,000</u>
Reversion to RIIF	\$ 0	\$ 416	\$ 0	\$ 0
Ending Balance	<u>\$ 458</u>	<u>\$ 9,695</u>	<u>\$ 9,695</u>	<u>\$ 9,695</u>

## Tobacco Settlement Trust Fund Endowment for Iowa's Health Account

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Final Action FY 2005
<b>Resources</b>				
Balance	\$ 0	\$ 22,364,148	\$ 25,800,689	\$ 27,494,280
Bond Proceeds	39,551,202	0	0	0
General Fund Transfers	7,248,000	27,087,000	28,251,000	29,785,000
Wagering Tax Allocation	80,000,000	75,000,000	70,000,000	70,000,000
22% of MSA Payment	13,998,027	21,186,059	12,173,919	12,122,000
Tobacco Settlement Residuals	0	16,657,667	0	0
Litigation Revenue	0	0	639,007	3,582,000
Interest Earned	1,139,399	1,018,060	750,000	750,000
Deappropriations	-72,480	-27,087,000	-28,251,000	-29,785,000
<b>Total</b>	<b>\$ 141,864,148</b>	<b>\$ 136,225,934</b>	<b>\$ 109,363,615</b>	<b>\$ 113,948,280</b>
<b>Appropriations and Transfers</b>				
Healthy Iowans Tobacco Trust	\$ 55,000,000	\$ 55,825,000	\$ 56,662,375	\$ 57,512,311
Healthy Iowans Tobacco Trust	0	9,000,000	5,206,960	6,316,077
Transfer to General Fund	0	9,000,000	20,000,000	0
Student Achievement/Teacher Quality	40,000,000	0	0	0
School Aid Appropriation	0	20,000,000	0	0
Tuition Replacement	0	16,843,772	0	0
Transfer to Gen. Fund-Wagering Tax	15,000,000	0	0	0
Transfer to Gen. Fund	7,000,000	0	0	0
Transfer to Rebuild Iowa Infra. Fund	0	0	0	10,966,960
Medicaid Supplemental	2,500,000	0	0	0
<b>Total</b>	<b>\$ 119,500,000</b>	<b>\$ 110,668,772</b>	<b>\$ 81,869,335</b>	<b>\$ 74,795,348</b>
Reversions	\$ 0	\$ -243,527	\$ 0	\$ 0
<b>Ending Balance</b>	<b>\$ 22,364,148</b>	<b>\$ 25,800,689</b>	<b>\$ 27,494,280</b>	<b>\$ 39,152,933</b>

MSA = Master Settlement Agreement

**Tobacco Settlement Trust Fund  
Restricted Capital Fund**

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Estimated FY 2005	Estimated FY 2006	Estimated FY 2007
<b>Resources</b>						
Balance Forward	\$ 0	\$ 427,692,578	\$ 253,238,010	\$ 110,194,815	\$ 45,816,598	\$ 15,439,942
Balance Adjustment	0	45,002	0	0	0	0
Tax-Exempt Bond Proceeds	540,045,010	0	0	0	0	0
Interest	13,208,002	12,812,978	7,475,989	3,815,443	1,800,000	600,000
Refunds & Reimbursement	307	0	0	0	0	0
TSA Operations	-128,131	-423,972	-400,000	-200,000	-200,000	-200,000
<b>Total Available Resources</b>	<b>\$ 553,125,188</b>	<b>\$ 440,126,586</b>	<b>\$ 260,313,999</b>	<b>\$ 113,810,258</b>	<b>\$ 47,416,598</b>	<b>\$ 15,839,942</b>
<b>Appropriations</b>						
Dept. of Economic Development						
Accelerated Career Education (ACE) Program	\$ 2,500,000	\$ 2,500,000	\$ 2,500,000	\$ 0	\$ 0	\$ 0
Advanced Research and Commercialization	0	3,268,696	0	0	0	0
Dept. of Education						
IPTV - High Definition TV Conversion	2,400,000	1,000,000	10,000,000	0	0	0
Dept. of Administrative Services						
Major Maintenance	11,500,000	15,750,000	11,500,000	0	0	0
Capitol Interior Renovation	1,700,000	2,700,000	0	3,500,000	0	0
Capitol Interior Renovation N.E. Quadrant	0	5,000,000	6,239,000	0	0	0
Des Moines Metro. Medical Center Option	500,000	0	0	0	0	0
Parking Structure	0	3,400,000	0	0	0	0
Property Appraisal	250,000	0	0	0	0	0
Parking Lot 8 Design & Removal	0	93,000	0	0	0	0
Micrographics Building Demolition	0	170,000	0	0	0	0
Capitol Complex Security Upgrades	0	1,000,000	0	0	0	0
Records & Property Bldg. Renovation	0	1,600,000	0	0	0	0
Property Acquisition & Site Development	200,000	0	0	0	0	0
Laboratory Facility	16,670,000	16,670,000	16,660,000	0	0	0
Information Technology Department						
Integrated Information for Iowa System	0	4,400,000	6,131,075	6,049,284	0	0
State Fair Authority						
State Fair Maintenance	500,000	500,000	500,000	0	0	0
Dept. of Natural Resources						
Destination State Park	1,000,000	1,000,000	3,000,000	0	0	0
Restore the Outdoors Program	2,500,000	2,500,000	2,500,000	0	0	0
Lewis & Clark Rural Water System	0	281,400	1,500,000	2,450,000 <sup>1</sup>	2,500,000 <sup>1</sup>	0

**Tobacco Settlement Trust Fund  
Restricted Capital Fund**

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Estimated FY 2005	Estimated FY 2006	Estimated FY 2007
<b>Dept. of Public Defense</b>						
Armory Maintenance	700,000	700,000	1,269,636	0	0	0
Boone Armory	0	111,000	1,095,000	0	0	0
Waterloo Armory	0	612,100	0	0	0	0
Estherville Readiness Center	400,000	400,000	461,000	0	0	0
<b>Dept. of Public Safety</b>						
Capitol Complex Security Upgrades	0	0	1,000,000	0	0	0
<b>Dept. of Transportation</b>						
Commercial Aviation Infrastructure	1,000,000	1,100,000	1,100,000	0	0	0
General Aviation Airports	500,000	581,400	581,400	0	0	0
Recreational Trails	1,000,000	2,000,000	1,000,000	0	0	0
<b>Dept. of Corrections</b>						
Fort Madison Prison Expansion	6,400,000	2,000,000	0	0	0	0
Security Fencing	0	3,523,850	0	0	0	0
Oakdale Bed Expansion	0	4,100,000	7,500,000	11,700,000 <sup>1</sup>	11,700,000 <sup>1</sup>	0
Oakdale Water Access	100,000	0	0	0	0	0
Mitchellville Waste Water Facility	364,400	0	0	0	0	0
<b>Board of Regents</b>						
Regents - Tuition Replacement	600,860	10,503,733	10,610,409	10,437,174 <sup>2</sup>	10,649,547 <sup>2</sup>	9,991,858 <sup>2</sup>
SUI- Old Capitol Improvements	0	0	350,000	0	0	0
Regents - Lakeside Lab Facility	0	390,000	0	0	0	0
ISU - Gilman Hall	2,500,000	0	0	0	0	0
ISU - Classrooms & Auditoriums	0	2,112,100	10,177,300	1,949,100 <sup>1</sup>	0	0
ISU - Business Building	4,200,000	6,700,000	0	0	0	0
ISU - Livestock Research Facility	0	2,797,000	0	0	0	0
ISU - Plant Sciences	0	4,148,000	0	0	0	0
SUI - School of Journalism Building	0	2,600,000	7,200,000	3,575,000 <sup>1</sup>	0	0
SUI - Biology Building Renovation	7,300,000	3,000,000	0	0	0	0
SUI - Art Building	4,453,000	7,910,000	3,653,000	0	0	0
UNI - Teaching Center Bldg. (East Gym)	0	1,730,000	6,490,000	9,880,000 <sup>1</sup>	0	0
UNI - McCollum Hall	5,800,000	8,400,000	0	0	0	0
UNI - Steam Distribution	3,990,000	4,320,000	4,390,000	0	0	0
Special Schools	835,000	885,000	0	0	0	0

**Tobacco Settlement Trust Fund  
Restricted Capital Fund**

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Estimated FY 2005	Estimated FY 2006	Estimated FY 2007
Treasurer of State						
County Fairs	1,060,000	1,060,000	1,060,000	0	0	0
Attorney Litigation Payments	10,617,000	14,924,000	700,000	0	0	0
Attorney Litigation Payments Supplemental	944,880	646,076	0	0	0	0
ICN - Debt Service	1,465,443	13,044,784	13,039,378	13,039,778 <sup>2</sup>	1,704,719 <sup>2</sup>	0
Prison Construction Debt Service	5,182,089	5,417,250	5,411,986	5,413,324 <sup>2</sup>	5,422,390 <sup>2</sup>	5,416,604 <sup>2</sup>
Community Attraction/Tourism	12,500,000	12,500,000	12,500,000	0	0	0
Telecommunications & Technology Commission						
ICN - ATM Conversion	3,500,000	5,000,000	0	0	0	0
Dept. of Human Services						
Alternative Services Facility Construction	0	200,000	0	0	0	0
Judicial Branch						
Pave 12th Street South of Court Ave	0	700,000	0	0	0	0
Building Furnishings	0	1,250,000	0	0	0	0
Facility Design/Construction	10,300,000	0	0	0	0	0
<b>Total Appropriations</b>	<b><u>\$ 125,432,672</u></b>	<b><u>\$ 187,199,389</u></b>	<b><u>\$ 150,119,184</u></b>	<b><u>\$ 67,993,660</u></b>	<b><u>\$ 31,976,656</u></b>	<b><u>\$ 15,408,462</u></b>
Reversions	\$ -62	\$ -310,813	\$ 0	\$ 0	\$ 0	\$ 0
<b>Ending Balance</b>	<b><u>\$ 427,692,578</u></b>	<b><u>\$ 253,238,010</u></b>	<b><u>\$ 110,194,815</u></b>	<b><u>\$ 45,816,598</u></b>	<b><u>\$ 15,439,942</u></b>	<b><u>\$ 431,480</u></b>

<sup>1</sup> Enacted in prior legislative sessions.

<sup>2</sup> The debt service appropriations for FY 2006 and FY 2007 have not been appropriated but are considered obligations of the Fund.

## Healthy Iowans Tobacco Trust Fund

	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Final Action FY 2005
<b>Resources</b>				
Balance Forward	\$ 11,305,232	\$ 1,702,239	\$ 1,526,749	\$ 3,848
Balance Adjustment	0	-15,363	0	0
Transfer from Endowment for Iowa's Health Acct Endowment (Wagering Tax Allocation)	55,000,000	55,825,000	56,662,375	57,512,311
Interest Earned	537,616	109,043	120,000	120,000
Miscellaneous	119	0	0	0
<b>Total Available Resources</b>	<b>\$ 66,842,967</b>	<b>\$ 66,620,919</b>	<b>\$ 63,516,084</b>	<b>\$ 63,952,236</b>
<b>Appropriations</b>				
<b>Dept. of Public Health</b>				
Tobacco Use Prevention/Control	\$ 9,345,394	\$ 5,000,000	\$ 5,011,565	\$ 5,011,565
Substance Abuse Prevention	0	0	400,000	0
Substance Abuse	11,825,000	10,000,000	11,800,000	11,800,000
Healthy Iowans 2010	2,550,000	2,390,064	2,346,960	2,346,960
Smoking Cessation Products	75,000	75,000	75,000	75,000
Defibrillator Grant Program	0	0	0	250,000
Birth Defects Institute	0	0	0	26,000
Substance Abuse Treatment Facility	2,000,000	0	0	0
<b>Total Dept. of Public Health</b>	<b>\$ 25,795,394</b>	<b>\$ 17,465,064</b>	<b>\$ 19,633,525</b>	<b>\$ 19,509,525</b>
<b>Dept. of Human Services</b>				
Physician and Other Medical Providers	\$ 8,095,718	\$ 8,095,718	\$ 8,095,718	\$ 8,095,718
Dental Provider	3,814,973	3,814,973	3,814,973	3,814,973
Hospital Provider	3,035,278	3,035,278	3,035,278	3,035,278
Home Health Care Provider	2,108,279	2,108,279	2,108,279	2,108,279
Critical Access Hospitals	250,000	250,000	250,000	250,000
Home Health and Habilitative Day Care Expansion	1,975,496	1,975,496	1,975,496	1,975,496
Respite Care Expansion	1,137,309	1,137,309	1,137,309	1,137,309
CHIP Expansion to 200% of Federal Poverty Level	200,000	200,000	200,000	200,000
Breast/Cervical Cancer Treatment	250,000	250,000	250,000	250,000
Supplement Medicaid	7,500,000	17,500,000	14,346,750	14,346,750
Res. Treatment Support Services Provider	3,243,026	3,243,026	3,243,026	3,243,026
Adoption, Ind. Living, Shelter Care, and Home Studies	468,967	468,967	468,967	468,967
Provider Rate/Methodology Changes	545,630	545,630	545,630	545,630
HIPAA Implementation	0	2,100,000	0	0
Purchase of Service Provider	146,750	146,750	146,750	146,750
General Administration	0	0	0	274,000
<b>Total Dept. of Human Services</b>	<b>\$ 32,771,426</b>	<b>\$ 44,871,426</b>	<b>\$ 39,618,176</b>	<b>\$ 39,892,176</b>
<b>Dept. of Corrections</b>				
CBC District II	127,217	127,217	127,217	127,217
CBC District III	35,359	35,359	35,359	35,359
CBC District IV	191,731	191,731	191,731	191,731
CBC District V	255,692	255,693	255,693	255,693
Fort Madison Special Needs Unit	0	1,100,000	1,187,285	1,187,285
Newton Value Based Program	0	0	310,000	370,000
<b>Total Dept. of Corrections</b>	<b>\$ 609,999</b>	<b>\$ 1,710,000</b>	<b>\$ 2,107,285</b>	<b>\$ 2,167,285</b>
<b>Dept. of Education</b>				
Iowa Empowerment Fund	\$ 1,153,250	\$ 1,153,250	\$ 2,153,250	\$ 2,153,250
<b>Dept. for the Blind</b>				
Newsline for the Blind	\$ 0	\$ 0	\$ 0	\$ 130,000
Transfer to General Fund (SF 2304)	\$ 6,000,000	\$ 0	\$ 0	\$ 0
<b>Total Appropriations</b>	<b>\$ 66,330,069</b>	<b>\$ 65,199,740</b>	<b>\$ 63,512,236</b>	<b>\$ 63,852,236</b>
Reversions	-1,189,341	-105,570	0	-60,000
<b>Ending Balance</b>	<b>\$ 1,702,239</b>	<b>\$ 1,526,749</b>	<b>\$ 3,848</b>	<b>\$ 160,000</b>

## SENIOR LIVING TRUST FUND

	Actual FY 2001	Actual FY 2002	Actual FY 2003	Estimated FY 2004	Estimated FY 2005	Projected FY 2006
<b>Revenues</b>						
Beginning of SFY Fund	\$ 0	\$ 60,891,949	\$ 127,046,631	\$ 366,831,372	\$ 278,737,669	\$ 127,320,115
Intergovernmental Transfer	95,621,331	129,880,808	120,587,491	52,876,607	7,453,674 <sup>6</sup>	7,453,674
Intergovernmental Transfer (Hospital Trust Fund)	0	13,203,977	0	0	0	0
Medicaid Transfer	0	5,964,781	28,039,039	0	0	0
Pending Fund Transfer	0	0	169,484,518 <sup>1</sup>	0	0	0
Interest	3,807,946	4,408,806	6,358,599	5,036,496	3,434,296	2,425,928
<b>Total Revenues</b>	<b>\$ 99,429,277</b>	<b>\$ 214,350,321</b>	<b>\$ 451,516,278</b>	<b>\$ 424,744,475</b>	<b>\$ 289,625,639</b>	<b>\$ 137,199,717</b>
<b>Expenditures</b>						
<b>DHS Grants and Services</b>						
NF Conversion Grants/LTC HCBS Funds	\$ 454,258 <sup>2</sup>	\$ 7,939,565 <sup>3</sup>	\$ 1,791,701	3,673,852 <sup>4</sup>	\$ 20,000,000 <sup>5</sup>	\$ 20,000,000
NF Conversion Grant Carry Forward	0	0	0	768,734	0	0
Assisted Living Rent Subsidy	0	75,552	283,817	700,000	700,000	700,000
Medicaid HCBS Elderly Waiver	0	710,000	710,000	710,000	710,000	710,000
NF Case Mix Methodology	33,650,000	24,750,000	29,950,000	29,950,000	29,950,000	29,950,000
Medicaid Supplement	0	48,500,000	45,465,000	101,600,000	101,600,000	101,600,000
DHS Administration & Contracts	341,792	7,050	0	323,406	323,406	323,406
<b>DHS Total</b>	<b>\$ 34,446,050</b>	<b>\$ 81,982,167</b>	<b>\$ 78,200,518</b>	<b>\$ 137,725,992</b>	<b>\$ 153,283,406</b>	<b>\$ 153,283,406</b>
<b>DEA Service Delivery</b>						
Senior Living Program	\$ 3,798,109	\$ 4,897,625	\$ 5,987,285	\$ 6,957,157	\$ 7,698,461	\$ 7,698,461
Administration & Contracts	293,169	423,898	497,103	523,657	523,657	523,657
<b>DEA Total</b>	<b>\$ 4,091,278</b>	<b>\$ 5,321,523</b>	<b>\$ 6,484,388</b>	<b>\$ 7,480,814</b>	<b>\$ 8,222,118</b>	<b>\$ 8,222,118</b>
DIA - Asst'd. Living & Adult Day Care Oversight	\$ 0	\$ 0	\$ 0	\$ 800,000	\$ 800,000	\$ 800,000
<b>Total Expenditures</b>	<b>\$ 38,537,328</b>	<b>\$ 87,303,690</b>	<b>\$ 84,684,906</b>	<b>\$ 146,006,806</b>	<b>\$ 162,305,524</b>	<b>\$ 162,305,524</b>
<b>Ending Trust Fund Value</b>	<b>\$ 60,891,949</b>	<b>\$ 127,046,631</b>	<b>\$ 366,831,372</b>	<b>\$ 278,737,669</b>	<b>\$ 127,320,115</b>	<b>\$ -25,105,807</b>

## SENIOR LIVING TRUST FUND

- <sup>1</sup> A Pending Fund was established to receive funds not yet available for appropriation. After the federal government approved the funds for expenditure, the moneys were transferred to the regular Senior Living Trust Fund.
- <sup>2</sup> Of the \$20.0 million appropriation for nursing facility conversion grants, \$15.9 million was transferred to the Medical Assistance Program (Medicaid) for FY 2001.
- <sup>3</sup> HF 2245 (FY 2002 Medical Assistance Program (Medicaid) Supplemental Act) transferred \$9.5 million from the conversion grant appropriation to Medicaid.
- <sup>4</sup> Of the \$20.0 million appropriation, the DHS anticipates expending \$3.7 million.
- <sup>5</sup> Of the \$20.0 million appropriated, \$2.0 will be transferred to Medicaid for an inflation adjustment for nursing facility reimbursements, and \$7.0 million is allocated to the Iowa Finance Authority (IFA) for revolving funds that will support alternative long-term care services.
- <sup>6</sup> Deposits from the Intergovernmental Transfer mechanism will likely be discontinued by the federal gov't. after FY 2004; however, it is unknown when this may occur

### Assumptions:

Interest rate of 2.0% in FY 2004 and FY 2005; 3.0% thereafter.

Appropriations for future fiscal years will continue at the FY 2005 levels.

Assumes any future increases for nursing facilities will be paid by the General Fund.

Projections provided by the LSA may differ with those provided by the Dept. of Management due to slight differences in interest calculations.

**KEY:**            NF = Nursing Facility            LTC = Long-Term Care            DEA = Dept. of Elder Affairs            DIA = Dept. of Inspections & Appeals



## Summary Data

### General Fund

	<u>Actual</u> <u>FY 2003</u>	<u>Estimated Net</u> <u>FY 2004</u>	<u>Final Action</u> <u>FY 2005</u>	<u>Item Veto</u> <u>FY 2005</u>	<u>Net Final Act</u> <u>FY 2005</u>
	<u>(1)</u>	<u>(2)</u>	<u>(3)</u>	<u>(4)</u>	<u>(5)</u>
Administration and Regulation	\$ 79,580,535	\$ 95,116,759	\$ 92,008,236	\$ -50,000	\$ 91,958,236
Ag. and Natural Resources	31,918,419	34,207,655	34,224,655	0	34,224,655
Economic Development	24,944,069	22,494,927	22,222,072	0	22,222,072
Education	851,407,510	880,399,086	891,877,770	0	891,877,770
Health and Human Services	825,611,775	750,452,349	778,682,875	0	778,682,875
Justice System	469,291,385	503,101,642	513,400,000	0	513,400,000
Trans., Infra., and Capitals	0	-100,751	100,751	0	100,751
Unassigned Standing	<u>2,251,599,093</u>	<u>2,206,556,262</u>	<u>2,131,760,353</u>	<u>0</u>	<u>2,131,760,353</u>
Grand Total	<u>\$ 4,534,352,786</u>	<u>\$ 4,492,227,929</u>	<u>\$ 4,464,276,712</u>	<u>\$ -50,000</u>	<u>\$ 4,464,226,712</u>
Contingency Totals					
<sup>66</sup> Insur. Value Initiative Study	\$ 0	\$ 0	\$ 150,000	\$ -150,000	\$ 0
Bill Totals					
S.F. 2059 Birth Certificate Registration Fees			\$ 360,000	\$ 0	\$ 360,000
S.F. 2298 Omnibus Appropriations Act			\$ 2,462,089,881	\$ -50,000	\$ 2,462,039,881

On June 25, 2004, Governor Vilsack issued Executive Order Number 36 to rescind 10.0% of the across-the-board cut of 2.50% that he issued in October 2003. As a result, \$8.3 million in funding will be restored to FY 2004, increasing the total funding from \$4,492.2 billion to \$4,500.5 billion. This change to FY 2004 is not reflected in this document. This change does not impact funding for FY 2005 but impacts all statements that compare FY 2005 to FY 2004 throughout the document.

# Administration and Regulation

## General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Administrative Services, Dept. of</u></b>							
Admin. Serv. General Office	\$ 0	\$ 17,466,746	\$ 4,616,351	\$ 0	\$ 4,616,351	S.F. 2298	PG 1 LN 9
Utilities	0	0	2,576,000	0	2,576,000	S.F. 2298	PG 1 LN 14
Distribution Account	0	0	10,802,911	0	10,802,911	S.F. 2298	PG 1 LN 22
DAS - Revolving Fund	0	0	1,889,610	0	1,889,610	S.F. 2298	PG 2 LN 15
<b>Total Administrative Services, Dept. of</b>	<b>\$ 0</b>	<b>\$ 17,466,746</b>	<b>\$ 19,884,872</b>	<b>\$ 0</b>	<b>\$ 19,884,872</b>		
<b><u>Auditor of State</u></b>							
Auditor of State - Gen. Office	\$ 1,052,565	\$ 1,144,755	\$ 1,092,755	\$ 0	\$ 1,092,755	S.F. 2298	PG 3 LN 28
<b><u>Ethics and Campaign Disclosure</u></b>							
Ethics and Campaign Disclosure	\$ 400,707	\$ 411,296	\$ 411,296	\$ 0	\$ 411,296	S.F. 2298	PG 4 LN 14
<b><u>Commerce, Department of</u></b>							
Insurance - Actuarial Study	\$ 0	\$ 14,625	\$ 0	\$ 0	\$ 0		
Alcoholic Beverages	1,758,916	1,876,497	1,876,497	0	1,876,497	S.F. 2298	PG 4 LN 30
Banking Division	5,888,397	6,344,805	6,344,805	0	6,344,805	S.F. 2298	PG 5 LN 1
Credit Union Division	1,251,595	1,377,364	1,377,364	0	1,377,364	S.F. 2298	PG 5 LN 7
Insurance Division	3,677,893	3,850,498	3,850,498	0	3,850,498	S.F. 2298	PG 5 LN 13
Professional Licensing	730,027	855,512	766,766	0	766,766	S.F. 2298	PG 6 LN 2
Utilities Division	6,692,685	6,877,319	6,877,319	0	6,877,319	S.F. 2298	PG 6 LN 9
Insurance Initiative Study	0	0 <sup>66</sup>	150,000 <sup>66</sup>	-150,000	0		
<b>Total Commerce, Department of</b>	<b>\$ 19,999,513</b>	<b>\$ 21,196,620</b>	<b>\$ 21,093,249</b>	<b>\$ 0</b>	<b>\$ 21,093,249</b>		
<b><u>General Services, Dept. of</u></b>							
DGS Administration & Property	\$ 5,142,294	\$ 0	\$ 0	\$ 0	\$ 0		
Terrace Hill Operations	230,260	0	0	0	0		

# Administration and Regulation

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>General Services, Dept. of (cont.)</u></b>							
Rental Space	846,770	0	0	0	0		
Utilities	1,817,095	0	0	0	0		
<b>Total General Services, Dept. of</b>	<b>\$ 8,036,419</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		
<b><u>Information Technology, Dept. of</u></b>							
ITD Operations	\$ 2,909,748	\$ 0	\$ 0	\$ 0	\$ 0		
<b><u>Governor</u></b>							
General Office	\$ 1,239,499	\$ 1,536,949	\$ 1,536,949	\$ 0	\$ 1,536,949	S.F. 2298	PG 8 LN 7
Terrace Hill Quarters	98,059	106,588	343,149	0	343,149	S.F. 2298	PG 8 LN 14
Admin Rules Coordinator	128,880	136,458	136,458	0	136,458	S.F. 2298	PG 8 LN 20
National Governors Association	64,393	64,393	64,393	0	64,393	S.F. 2298	PG 8 LN 27
State-Federal Relations	104,188	111,236	111,236	0	111,236	S.F. 2298	PG 8 LN 31
<b>Total Governor</b>	<b>\$ 1,635,019</b>	<b>\$ 1,955,624</b>	<b>\$ 2,192,185</b>	<b>\$ 0</b>	<b>\$ 2,192,185</b>		
<b><u>Gov. Office of Drug Control Policy</u></b>							
Drug Policy Coordinator	\$ 255,104	\$ 254,386	\$ 254,386	\$ 0	\$ 254,386	S.F. 2298	PG 9 LN 3
<b><u>Human Rights, Department of</u></b>							
Administration	\$ 249,368	\$ 264,102	\$ 264,102	\$ 0	\$ 264,102	S.F. 2298	PG 9 LN 26
Deaf Services	306,147	362,710	362,710	0	362,710	S.F. 2298	PG 9 LN 32
Persons with Disabilities	168,899	184,971	184,971	0	184,971	S.F. 2298	PG 10 LN 8
Division of Latino Affairs	151,328	166,718	166,718	0	166,718	S.F. 2298	PG 10 LN 14
Status of Women	325,255	329,530	329,530	0	329,530	S.F. 2298	PG 10 LN 20
Status of African Americans	121,329	118,296	118,296	0	118,296	S.F. 2298	PG 10 LN 27
Criminal & Juvenile Justice	359,583	403,774	403,774	0	403,774	S.F. 2298	PG 10 LN 33
<b>Total Human Rights, Department of</b>	<b>\$ 1,681,909</b>	<b>\$ 1,830,101</b>	<b>\$ 1,830,101</b>	<b>\$ 0</b>	<b>\$ 1,830,101</b>		

# Administration and Regulation

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
<b>Inspections and Appeals</b>							
Administration Division	\$ 696,624	\$ 737,533	\$ 1,489,090	\$ 0	\$ 1,489,090	S.F. 2298	PG 11 LN 17
Administrative Hearings Div.	460,682	614,114	614,114	0	614,114	S.F. 2298	PG 11 LN 23
Investigations Division	1,342,896	1,407,295	1,407,295	0	1,407,295	S.F. 2298	PG 11 LN 29
Health Facilities Div.	2,220,789	2,276,836	2,276,836	0	2,276,836	S.F. 2298	PG 11 LN 35
Inspections Division	740,489	751,557	0	0	0		
Employment Appeal Board	33,336	35,215	35,215	0	35,215	S.F. 2298	PG 12 LN 6
Child Advocacy Board	1,669,157	1,752,780	1,952,780	0	1,952,780	S.F. 2298	PG 12 LN 21
<b>Total Inspections and Appeals</b>	<u>7,163,973</u>	<u>7,575,330</u>	<u>7,775,330</u>	<u>0</u>	<u>7,775,330</u>		
<b>Racing Commission</b>							
Pari-mutuel Regulation	2,112,764	2,201,453	2,201,453	0	2,201,453	S.F. 2298	PG 13 LN 6
Excursion Boat Gambling Reg.	1,563,389	1,806,048	1,806,048	0	1,806,048	S.F. 2298	PG 13 LN 20
Pari-Mutuel Investigators	0	0	217,161	0	217,161	S.F. 2298	PG 259 LN 4
<b>Total Racing Commission</b>	<u>3,676,153</u>	<u>4,007,501</u>	<u>4,224,662</u>	<u>0</u>	<u>4,224,662</u>		
<b>Total Inspections &amp; Appeals, Dept of</b>	<u>\$ 10,840,126</u>	<u>\$ 11,582,831</u>	<u>\$ 11,999,992</u>	<u>\$ 0</u>	<u>\$ 11,999,992</u>		
<b><u>Management, Department of</u></b>							
DOM General Office & Statewide	\$ 2,048,640	\$ 2,137,824	\$ 2,137,824	\$ 0	\$ 2,137,824	S.F. 2298	PG 14 LN 18
Reinvent Government	0	6,191,250	0	0	0		
Enterprise Resource Planning	57,244	57,435	57,435	0	57,435	S.F. 2298	PG 14 LN 24
Local Government Innovation Fund	0	975,000	0	0	0		
Charter Agency Grant Fund	0	1,413,750	0	0	0		
Federal Over Recovery	0	0	3,000,000	0	3,000,000	S.F. 2298	PG 15 LN 30
Salary Model Administrator	0	123,598	123,598	0	123,598	S.F. 2298	PG 15 LN 3
<b>Total Management, Department of</b>	<u>\$ 2,105,884</u>	<u>\$ 10,898,857</u>	<u>\$ 5,318,857</u>	<u>\$ 0</u>	<u>\$ 5,318,857</u>		

# Administration and Regulation

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Personnel, Department of</u></b>							
Department of Personnel Oper.	\$ 3,632,730	\$ 0	\$ 0	\$ 0	\$ 0		
<b><u>Revenue, Dept. of</u></b>							
Revenue & Finance	\$ 24,174,523	\$ 24,506,391	\$ 24,776,391	\$ 0	\$ 24,776,391	S.F. 2298	PG 17 LN 35
Collection Costs and Fees	27,750	27,462	27,462	0	27,462	S.F. 2298	PG 18 LN 16
State Tax Committee	0	0	50,000	-50,000	0	S.F. 2298	PG 18 LN 20
<b>Total Revenue, Dept. of</b>	<b>\$ 24,202,273</b>	<b>\$ 24,533,853</b>	<b>\$ 24,853,853</b>	<b>\$ -50,000</b>	<b>\$ 24,803,853</b>		
<b><u>Secretary of State</u></b>							
Administration and Elections	\$ 664,056	\$ 660,233	\$ 660,233	\$ 0	\$ 660,233	S.F. 2298	PG 16 LN 14
Business Services	1,398,158	1,615,893	1,615,893	0	1,615,893	S.F. 2298	PG 16 LN 24
Help America Vote Act	0	765,000	0	0	0		PG 258 LN 3
<b>Total Secretary of State</b>	<b>\$ 2,062,214</b>	<b>\$ 3,041,126</b>	<b>\$ 2,276,126</b>	<b>\$ 0</b>	<b>\$ 2,276,126</b>		
<b><u>Treasurer of State</u></b>							
Treasurer - General Office	\$ 766,324	\$ 800,564	\$ 800,564	\$ 0	\$ 800,564	S.F. 2298	PG 17 LN 11
<b>Total Administration and Regulation</b>	<b>\$ 79,580,535</b>	<b>\$ 95,116,759</b>	<b>\$ 92,008,236</b>	<b>\$ -50,000</b>	<b>\$ 91,958,236</b>		
Contingency <sup>66</sup> Insur. Value Initiative Study	\$ 0	\$ 0	\$ 150,000	\$ -150,000	\$ 0		

# Agriculture and Natural Resources

## General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Ag. &amp; Land Stewardship</u></b>							
Administrative Division	\$ 16,066,563	\$ 16,946,668	\$ 16,946,668	\$ 0	\$ 16,946,668	S.F. 2298	PG 21 LN 25
Missouri River Authority	9,780	9,535	9,535	0	9,535	S.F. 2298	PG 22 LN 11
Feed Grain Pilot Project	19,081	0	0	0	0		
Regulatory Dairy Products	648,379	632,170	632,170	0	632,170	S.F. 2298	PG 22 LN 30
Avian Influenza	0	0	50,000	0	50,000	S.F. 2298	PG 23 LN 5
<b>Total Ag. &amp; Land Stewardship</b>	<b>\$ 16,743,803</b>	<b>\$ 17,588,373</b>	<b>\$ 17,638,373</b>	<b>\$ 0</b>	<b>\$ 17,638,373</b>		
<b><u>Natural Resources, Department of</u></b>							
Dept. of Natural Resources	\$ 15,174,616	\$ 16,619,282	\$ 16,569,282	\$ 0	\$ 16,569,282	S.F. 2298	PG 24 LN 7
Help Us Stop Hunger	0	0	17,000	0	17,000	S.F. 2298	PG 195 LN 31
<b>Total Natural Resources, Department of</b>	<b>\$ 15,174,616</b>	<b>\$ 16,619,282</b>	<b>\$ 16,586,282</b>	<b>\$ 0</b>	<b>\$ 16,586,282</b>		
<b>Total Ag. and Natural Resources</b>	<b>\$ 31,918,419</b>	<b>\$ 34,207,655</b>	<b>\$ 34,224,655</b>	<b>\$ 0</b>	<b>\$ 34,224,655</b>		

# Economic Development General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Economic Development, Dept. of</u></b>							
<b>Administrative Services</b>							
General Administration	\$ 1,472,200	\$ 1,562,332	\$ 1,562,332	\$ 0	\$ 1,562,332	S.F. 2298	PG 28 LN 13
World Food Prize	285,000	285,000	285,000	0	285,000	S.F. 2298	PG 30 LN 9
Junior Olympics	0	50,000	0	0	0		
<b>Total Administrative Services</b>	<u>1,757,200</u>	<u>1,897,332</u>	<u>1,847,332</u>	<u>0</u>	<u>1,847,332</u>		
<b>Business Development</b>							
Business Development	10,210,707	6,084,500	6,084,500	0	6,084,500	S.F. 2298	PG 28 LN 27
<b>Community &amp; Rural Devel.</b>							
School to Career Refund	0	27,786	27,786	0	27,786	S.F. 2298	PG 40 LN 29
Community Development	4,511,924	5,730,725	5,505,725	0	5,505,725	S.F. 2298	PG 29 LN 16
<b>Total Community &amp; Rural Devel.</b>	<u>4,511,924</u>	<u>5,758,511</u>	<u>5,533,511</u>	<u>0</u>	<u>5,533,511</u>		
<b>Total Economic Development, Dept. of</b>	<u>\$ 16,479,831</u>	<u>\$ 13,740,343</u>	<u>\$ 13,465,343</u>	<u>\$ 0</u>	<u>\$ 13,465,343</u>		
<b><u>Iowa Workforce Development</u></b>							
General Office	\$ 4,758,924	\$ 4,889,124	\$ 4,889,124	\$ 0	\$ 4,889,124	S.F. 2298	PG 35 LN 10
Welfare-To-Work Match	0	-2,145	0	0	0		
<b>Total Iowa Workforce Development</b>	<u>\$ 4,758,924</u>	<u>\$ 4,886,979</u>	<u>\$ 4,889,124</u>	<u>\$ 0</u>	<u>\$ 4,889,124</u>		
<b><u>Public Employment Relations Board</u></b>							
General Office	\$ 795,890	\$ 895,752	\$ 895,752	\$ 0	\$ 895,752	S.F. 2298	PG 37 LN 14
<b><u>Regents, Board of</u></b>							
SUI - Economic Development	\$ 239,456	\$ 247,005	\$ 247,005	\$ 0	\$ 247,005	S.F. 2298	PG 33 LN 22
ISU - Economic Development	2,325,716	2,363,557	2,363,557	0	2,363,557	S.F. 2298	PG 32 LN 1
UNI - Economic Development	344,252	361,291	361,291	0	361,291	S.F. 2298	PG 34 LN 19
<b>Total Regents, Board of</b>	<u>\$ 2,909,424</u>	<u>\$ 2,971,853</u>	<u>\$ 2,971,853</u>	<u>\$ 0</u>	<u>\$ 2,971,853</u>		
<b>Total Economic Development</b>	<u>\$ 24,944,069</u>	<u>\$ 22,494,927</u>	<u>\$ 22,222,072</u>	<u>\$ 0</u>	<u>\$ 22,222,072</u>		

# Economic Development General Fund

<u>Actual FY 2003</u>	<u>Estimated Net FY 2004</u>	<u>Final Action FY 2005</u>	<u>Item Veto FY 2005</u>	<u>Net Final Act FY 2005</u>	<u>Bill Number</u>	<u>Page &amp; Line Number</u>
<u>(1)</u>	<u>(2)</u>	<u>(3)</u>	<u>(4)</u>	<u>(5)</u>	<u>(6)</u>	<u>(7)</u>



# Education General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Blind, Iowa Commission for the</u></b>							
Department for the Blind	\$ 1,492,340	\$ 1,541,907	\$ 1,541,907	\$ 0	\$ 1,541,907	S.F. 2298	PG 42 LN 4
<b><u>College Aid Commission</u></b>							
<b>Operations &amp; Loan Program</b>							
Scholarship and Grant Admin	\$ 285,964	\$ 298,825	\$ 298,825	\$ 0	\$ 298,825	S.F. 2298	PG 41 LN 3
Student Aid Prg. (IA Grants)	1,029,884	1,029,784	1,029,784	0	1,029,784	S.F. 2298	PG 41 LN 14
Osteopathic University Prime	355,334	346,451	396,451	0	396,451	S.F. 2298	PG 41 LN 17
ACE Opportunity Grants	224,895	216,849	0	0	0		
National Guard Loan Program	1,175,000	1,143,599	2,900,000	0	2,900,000	S.F. 2298	PG 41 LN 25
Teacher Shortage Forgive. Loan	472,279	460,472	460,472	0	460,472	S.F. 2298	PG 41 LN 29
<b>Total Operations &amp; Loan Program</b>	<b>3,543,356</b>	<b>3,495,980</b>	<b>5,085,532</b>	<b>0</b>	<b>5,085,532</b>		
<b>Standing Grant &amp; Loan Program</b>							
Tuition Grant Program Standing	46,117,964	45,257,515	47,157,515	0	47,157,515	S.F. 2298	PG 68 LN 19
Scholarship Program Standing	477,103	465,175	465,175	0	465,175	S.F. 2298	PG 68 LN 32
Voc Tech Grant - Standing	2,375,657	2,316,266	2,533,115	0	2,533,115	S.F. 2298	PG 69 LN 1
<b>Total Standing Grant &amp; Loan Program</b>	<b>48,970,724</b>	<b>48,038,956</b>	<b>50,155,805</b>	<b>0</b>	<b>50,155,805</b>		
<b>Total College Aid Commission</b>	<b>\$ 52,514,080</b>	<b>\$ 51,534,936</b>	<b>\$ 55,241,337</b>	<b>\$ 0</b>	<b>\$ 55,241,337</b>		
<b><u>Cultural Affairs, Dept. of</u></b>							
Cultural Affairs - Admin.	\$ 210,214	\$ 214,475	\$ 214,475	\$ 0	\$ 214,475	S.F. 2298	PG 42 LN 20
Cultural Grants	300,000	299,240	299,240	0	299,240	S.F. 2298	PG 42 LN 30
State Historical Society	2,745,207	2,868,725	2,868,725	0	2,868,725	S.F. 2298	PG 42 LN 34
Historical Sites	523,024	526,459	526,459	0	526,459	S.F. 2298	PG 43 LN 5
Iowa Arts Council	1,161,246	1,157,486	1,157,486	0	1,157,486	S.F. 2298	PG 43 LN 11
<b>Total Cultural Affairs, Dept. of</b>	<b>\$ 4,939,691</b>	<b>\$ 5,066,385</b>	<b>\$ 5,066,385</b>	<b>\$ 0</b>	<b>\$ 5,066,385</b>		

# Education General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Education, Department of</b>							
<b>Administration</b>							
Dept. of Ed. Administration	\$ 4,928,249	\$ 5,168,114	\$ 5,168,114	\$ 0	\$ 5,168,114	S.F. 2298	PG 43 LN 23
Vocational Ed. Admin.	477,139	514,828	514,828	0	514,828	S.F. 2298	PG 44 LN 8
Board of Ed. Examiners	41,688	40,782	0	0	0		
Vocational Rehabilitation	4,185,341	4,278,784	4,278,784	0	4,278,784	S.F. 2298	PG 44 LN 14
Independent Living	54,533	54,150	54,150	0	54,150	S.F. 2298	PG 45 LN 7
State Library	1,222,051	1,262,603	1,262,603	0	1,262,603	S.F. 2298	PG 45 LN 18
Library Service Areas	1,411,854	1,376,558	1,376,558	0	1,376,558	S.F. 2298	PG 47 LN 22
Iowa Public Television	6,200,841	6,426,514	6,568,514	0	6,568,514	S.F. 2298	PG 47 LN 25
IPTV - Regional Councils	1,612,500	1,600,806	1,600,806	0	1,600,806	S.F. 2298	PG 47 LN 31
School Food Service	2,574,034	2,509,683	2,509,683	0	2,509,683	S.F. 2298	PG 48 LN 30
<b>Total Administration</b>	<b>22,708,230</b>	<b>23,232,822</b>	<b>23,334,040</b>	<b>0</b>	<b>23,334,040</b>		
<b>Grants &amp; State Aid</b>							
Enrich Iowa Libraries	1,741,982	1,698,432	1,698,432	0	1,698,432	S.F. 2298	PG 45 LN 24
Vocational Educ Secondary	2,938,488	2,936,904	2,936,904	0	2,936,904	S.F. 2298	PG 48 LN 18
Empowerment Bd - Early Child.	13,724,712	13,381,594	13,381,594	0	13,381,594	S.F. 2298	PG 48 LN 35
Nonpublic Textbooks	578,880	564,408	590,458	0	590,458	S.F. 2298	PG 50 LN 13
Student Achievement	16,100,000	43,113,894	45,283,894	0	45,283,894	S.F. 2298	PG 50 LN 20
Jobs For America's Grads	0	0	400,000	0	400,000	S.F. 2298	PG 50 LN 25
Achievement Gap Grants	0	0	500,000	0	500,000	S.F. 2298	PG 50 LN 31
<b>Total Grants &amp; State Aid</b>	<b>35,084,062</b>	<b>61,695,232</b>	<b>64,791,282</b>	<b>0</b>	<b>64,791,282</b>		
<b>Community College</b>							
MAS - General Aid	138,585,680	135,779,244	139,779,244	0	139,779,244	S.F. 2298	PG 51 LN 21
<b>Total Education, Department of</b>	<b>\$ 196,377,972</b>	<b>\$ 220,707,298</b>	<b>\$ 227,904,566</b>	<b>\$ 0</b>	<b>\$ 227,904,566</b>		

# Education General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Regents, Board of</b>							
<b>Regents, Board of</b>							
Regents Board Office	\$ 1,148,244	\$ 1,160,398	\$ 1,160,398	\$ 0	\$ 1,160,398	S.F. 2298	PG 55 LN 29
Tuition Replacement	0	13,009,474	13,009,474	0	13,009,474	S.F. 2298	PG 56 LN 8
Southwest Iowa Resource Center	105,985	105,956	105,956	0	105,956	S.F. 2298	PG 56 LN 23
Tri State Graduate Center	78,065	77,941	77,941	0	77,941	S.F. 2298	PG 56 LN 26
Quad Cities Graduate Center	157,799	157,144	157,144	0	157,144	S.F. 2298	PG 56 LN 30
<b>Total Regents, Board of</b>	<b>1,490,093</b>	<b>14,510,913</b>	<b>14,510,913</b>	<b>0</b>	<b>14,510,913</b>		
<b>University of Iowa</b>							
Univ. of Iowa: Gen. University	222,319,484	219,937,344	219,937,344	0	219,937,344	S.F. 2298	PG 56 LN 34
Indigent Patient Program: UIHC	28,159,909	27,284,584	27,284,584	0	27,284,584	S.F. 2298	PG 57 LN 13
Psychiatric Hospital	7,202,200	7,043,056	7,043,056	0	7,043,056	S.F. 2298	PG 59 LN 26
Center Dis. & Dev. (Hosp-Sch)	6,459,930	6,363,265	6,363,265	0	6,363,265	S.F. 2298	PG 59 LN 34
Oakdale Campus	2,728,074	2,657,335	2,657,335	0	2,657,335	S.F. 2298	PG 60 LN 8
University Hygienic Laboratory	3,819,323	3,802,520	3,802,520	0	3,802,520	S.F. 2298	PG 60 LN 14
Family Practice Program	2,123,084	2,075,948	2,075,948	0	2,075,948	S.F. 2298	PG 60 LN 20
SCHS - Hemophilia, Cancer	628,576	649,066	649,066	0	649,066	S.F. 2298	PG 60 LN 28
State of Iowa Cancer Registry	184,676	178,739	178,739	0	178,739	S.F. 2298	PG 61 LN 2
SUI Substance Abuse Consortium	66,424	64,871	64,871	0	64,871	S.F. 2298	PG 61 LN 7
Biocatalysis	917,754	881,384	881,384	0	881,384	S.F. 2298	PG 61 LN 13
Primary Health Care	783,918	759,875	759,875	0	759,875	S.F. 2298	PG 61 LN 18
Iowa Birth Defects Registry	45,813	44,636	44,636	0	44,636	S.F. 2298	PG 61 LN 28
<b>Total University of Iowa</b>	<b>275,439,165</b>	<b>271,742,623</b>	<b>271,742,623</b>	<b>0</b>	<b>271,742,623</b>		
<b>Iowa State University</b>							
Iowa State: Gen. University	175,588,206	173,189,751	173,189,751	0	173,189,751	S.F. 2298	PG 61 LN 34
ISU-Ag & Home Ec. Exp. Sta.	31,874,032	31,019,520	31,019,520	0	31,019,520	S.F. 2298	PG 62 LN 11
ISU - Cooperative Extension	20,140,175	19,738,432	19,738,432	0	19,738,432	S.F. 2298	PG 62 LN 17

## Education General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Regents, Board of (cont.)</u></b>							
<b>Iowa State University (cont.)</b>							
ISU Leopold Center	487,825	464,319	464,319	0	464,319	S.F. 2298	PG 62 LN 24
Livestock Disease Research	232,749	220,708	220,708	0	220,708	S.F. 2298	PG 62 LN 30
<b>Total Iowa State University</b>	<b>228,322,987</b>	<b>224,632,730</b>	<b>224,632,730</b>	<b>0</b>	<b>224,632,730</b>		
<b>Univ. of Northern Iowa</b>							
University of Northern Iowa	78,589,015	77,804,507	77,804,507	0	77,804,507	S.F. 2298	PG 62 LN 35
Recycling & Reuse Center	214,188	211,858	211,858	0	211,858	S.F. 2298	PG 63 LN 13
<b>Total Univ. of Northern Iowa</b>	<b>78,803,203</b>	<b>78,016,365</b>	<b>78,016,365</b>	<b>0</b>	<b>78,016,365</b>		
<b>Special Schools</b>							
Iowa School for the Deaf	7,698,218	8,099,712	8,468,249	0	8,468,249	S.F. 2298	PG 63 LN 18
Braille & Sight Saving School	4,314,658	4,531,492	4,737,675	0	4,737,675	S.F. 2298	PG 63 LN 24
Tuition and Transportation	15,103	14,725	15,020	0	15,020	S.F. 2298	PG 63 LN 30
<b>Total Special Schools</b>	<b>12,027,979</b>	<b>12,645,929</b>	<b>13,220,944</b>	<b>0</b>	<b>13,220,944</b>		
<b>Total Regents, Board of</b>	<b>\$ 596,083,427</b>	<b>\$ 601,548,560</b>	<b>\$ 602,123,575</b>	<b>\$ 0</b>	<b>\$ 602,123,575</b>		
<b>Total Education</b>	<b>\$ 851,407,510</b>	<b>\$ 880,399,086</b>	<b>\$ 891,877,770</b>	<b>\$ 0</b>	<b>\$ 891,877,770</b>		

# Health and Human Services

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Elder Affairs, Department of</u></b>							
Aging Programs	\$ 3,916,273	\$ 2,632,668	\$ 2,625,146	\$ 0	\$ 2,625,146	S.F. 2298	PG 72 LN 27
<b><u>Health, Department of Public</u></b>							
Addictive Disorders	\$ 1,172,890	\$ 1,267,111	\$ 1,267,111	\$ 0	\$ 1,267,111	S.F. 2298	PG 74 LN 15
Adult Wellness	497,647	254,067	304,067	0	304,067	S.F. 2298	PG 75 LN 10
Child and Adolescent Wellness	1,083,796	815,803	915,803	0	915,803	S.F. 2298	PG 75 LN 17
Chronic Conditions	1,148,795	1,020,040	845,863	0	845,863	S.F. 2298	PG 75 LN 23
Community Capacity - GF	1,204,483	1,308,748	1,267,359	0	1,267,359	S.F. 2298	PG 75 LN 29
Elderly Wellness	9,455,265	9,233,985	9,233,985	0	9,233,985	S.F. 2298	PG 76 LN 4
Environmental Hazards	155,276	340,808	251,808	0	251,808	S.F. 2298	PG 76 LN 16
Infectious Diseases	1,075,158	1,077,251	1,079,703	0	1,079,703	S.F. 2298	PG 76 LN 22
Injuries	1,464,963	1,379,358	1,379,358	0	1,379,358	S.F. 2298	PG 76 LN 28
Public Protection	6,115,802	6,510,118	6,598,873	0	6,598,873	S.F. 2298	PG 77 LN 3
Resource Management	1,074,075	699,319	680,707	0	680,707	S.F. 2298	PG 79 LN 34
Uninsured Pres. Drug Access	0	0	10,000	0	10,000	S.F. 2298	PG 234 LN 4
Hearing Impaired Licensure	0	0	60,390	0	60,390	S.F. 2298	PG 305 LN 18
<b>Total Health, Department of Public</b>	<b>\$ 24,448,150</b>	<b>\$ 23,906,608</b>	<b>\$ 23,895,027</b>	<b>\$ 0</b>	<b>\$ 23,895,027</b>		
<b><u>Human Services, Department of</u></b>							
<b><u>Economic Assistance</u></b>							
Family Investment Program	\$ 35,288,782	\$ 36,189,791	\$ 39,045,438	\$ 0	\$ 39,045,438	S.F. 2298	PG 96 LN 3
Child Support Recoveries	5,750,910	5,915,656	5,715,656	0	5,715,656	S.F. 2298	PG 97 LN 10
<b>Total Economic Assistance</b>	<b>41,039,692</b>	<b>42,105,447</b>	<b>44,761,094</b>	<b>0</b>	<b>44,761,094</b>		
<b><u>Medical Services</u></b>							
Medical Assistance-GF Trans	418,742,073	333,486,073	352,794,101	0	352,794,101	S.F. 2298	PG 99 LN 9
Health Insurance Premium Payment	565,848	606,429	606,429	0	606,429	S.F. 2298	PG 104 LN 17
Medical Contracts	8,729,141	8,990,035	9,725,035	0	9,725,035	S.F. 2298	PG 104 LN 29

# Health and Human Services

## General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Human Services, Department of (cont.)</u></b>							
<b>Medical Services (cont.)</b>							
State Children's Health Ins.	11,458,412	11,118,275	12,118,275	0	12,118,275	S.F. 2298	PG 108 LN 6
State Supplementary Assistance	19,500,000	19,198,735	19,273,135	0	19,273,135	S.F. 2298	PG 107 LN 7
County Hospitals	0	312,000	200,000	0	200,000	S.F. 2298	PG 160 LN 23
<b>Total Medical Services</b>	<b>458,995,474</b>	<b>373,711,547</b>	<b>394,716,975</b>	<b>0</b>	<b>394,716,975</b>		
<b>Child and Family Services</b>							
Child Care Services	4,939,635	5,050,752	5,050,752	0	5,050,752	S.F. 2298	PG 108 LN 28
Toledo Juvenile Home	6,150,122	6,061,266	6,061,266	0	6,061,266	S.F. 2298	PG 111 LN 17
Eldora Training School	10,149,340	9,570,563	9,570,563	0	9,570,563	S.F. 2298	PG 111 LN 32
Child and Family Services	103,844,163	107,091,253	96,935,253	0	96,935,253	S.F. 2298	PG 112 LN 16
Family Support Subsidy	1,936,434	1,936,434	1,936,434	0	1,936,434	S.F. 2298	PG 118 LN 31
Child Welfare Reduction	0	-10,000,000	0	0	0		
Child Welfare Redesign Loan	0	1,000,000	0	0	0		
Child Welfare Technology & Training	0	1,200,000	0	0	0		
<b>Total Child and Family Services</b>	<b>127,019,694</b>	<b>121,910,268</b>	<b>119,554,268</b>	<b>0</b>	<b>119,554,268</b>		
<b>MH/MR/DD/BI</b>							
Conners Training	42,623	42,623	42,623	0	42,623	S.F. 2298	PG 119 LN 12
Cherokee MHI	12,392,966	12,927,556	12,927,556	0	12,927,556	S.F. 2298	PG 119 LN 28
Clarinda MHI	7,059,035	7,410,346	7,410,346	0	7,410,346	S.F. 2298	PG 119 LN 34
Independence MHI	16,283,896	17,239,768	17,239,768	0	17,239,768	S.F. 2298	PG 120 LN 5
Mt. Pleasant MHI	5,292,013	6,109,205	6,109,205	0	6,109,205	S.F. 2298	PG 120 LN 30
Glenwood Resource Center	4,021,038	6,060,778	8,550,280	0	8,550,280	S.F. 2298	PG 122 LN 26
Woodward Resource Center	2,521,266	4,578,453	4,520,459	0	4,520,459	S.F. 2298	PG 122 LN 29
DD Special Needs Grants	47,827	0	0	0	0		
MI/MR State Cases	11,414,619	11,014,619	11,014,619	0	11,014,619	S.F. 2298	PG 125 LN 8
MH/DD Community Services	17,757,890	17,757,890	17,757,890	0	17,757,890	S.F. 2298	PG 125 LN 22
Personal Assistance	157,921	205,748	205,748	0	205,748	S.F. 2298	PG 127 LN 7

# Health and Human Services

## General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
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<b><u>Human Services, Department of (cont.)</u></b>							
<b>MH/MR/DD/BI (cont.)</b>							
Sexual Predator Civil Commit.	3,375,179	2,801,472	2,833,646	0	2,833,646	S.F. 2298	PG 127 LN 29
MH/DD Growth Factor	14,181,000	19,073,638	23,738,749	0	23,738,749	2003 Session	
<b>Total MH/MR/DD/BI</b>	<b>94,547,273</b>	<b>105,222,096</b>	<b>112,350,889</b>	<b>0</b>	<b>112,350,889</b>		
<b>Managing and Delivering Services</b>							
Field Operations	49,951,093	52,727,745	53,097,364	0	53,097,364	S.F. 2298	PG 128 LN 15
General Administration	11,304,333	11,480,872	11,089,434	0	11,089,434	S.F. 2298	PG 129 LN 5
Volunteers	109,568	109,568	109,568	0	109,568	S.F. 2298	PG 129 LN 18
<b>Total Managing and Delivering Services</b>	<b>61,364,994</b>	<b>64,318,185</b>	<b>64,296,366</b>	<b>0</b>	<b>64,296,366</b>		
<b>Total Human Services, Department of</b>	<b>\$ 782,967,127</b>	<b>\$ 707,267,543</b>	<b>\$ 735,679,592</b>	<b>\$ 0</b>	<b>\$ 735,679,592</b>		
<b><u>Veterans Affairs, Comm. of</u></b>							
Veterans Affairs, Comm of	\$ 188,074	\$ 293,971	\$ 293,971	\$ 0	\$ 293,971	S.F. 2298	PG 83 LN 30
Iowa Veterans Home	14,092,151	16,351,559	16,189,139	0	16,189,139	S.F. 2298	PG 84 LN 15
<b>Total Veterans Affairs, Comm. of</b>	<b>\$ 14,280,225</b>	<b>\$ 16,645,530</b>	<b>\$ 16,483,110</b>	<b>\$ 0</b>	<b>\$ 16,483,110</b>		
<b>Total Health and Human Services</b>	<b>\$ 825,611,775</b>	<b>\$ 750,452,349</b>	<b>\$ 778,682,875</b>	<b>\$ 0</b>	<b>\$ 778,682,875</b>		

# Justice System

## General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Justice, Department of</u></b>							
General Office A.G.	\$ 7,160,615	\$ 7,565,245	\$ 7,565,245	\$ 0	\$ 7,565,245	S.F. 2298	PG 167 LN 15
Consumer Advocate	2,754,760	2,803,862	2,803,862	0	2,803,862	S.F. 2298	PG 170 LN 30
Victim Assistance Grants	0	0	5,000	0	5,000	S.F. 2298	PG 167 LN 30
<b>Total Justice, Department of</b>	<b>\$ 9,915,375</b>	<b>\$ 10,369,107</b>	<b>\$ 10,374,107</b>	<b>\$ 0</b>	<b>\$ 10,374,107</b>		
<b><u>Civil Rights Commission</u></b>							
Civil Rights Commission	\$ 886,024	\$ 825,752	\$ 825,752	\$ 0	\$ 825,752	S.F. 2298	PG 185 LN 34
<b><u>Corrections, Department of</u></b>							
<b>Corrections Institutions</b>							
Ft. Madison	\$ 33,168,605	\$ 37,393,149	\$ 38,009,504	\$ 0	\$ 38,009,504	S.F. 2298	PG 171 LN 15
Anamosa	24,386,629	26,468,726	26,913,551	0	26,913,551	S.F. 2298	PG 171 LN 19
Oakdale	21,497,363	23,127,382	23,536,936	0	23,536,936	S.F. 2298	PG 171 LN 27
Newton	22,501,891	24,007,011	24,533,794	0	24,533,794	S.F. 2298	PG 171 LN 31
Mt Pleasant	21,161,133	22,306,420	22,464,361	0	22,464,361	S.F. 2298	PG 171 LN 35
Rockwell City	7,268,049	7,711,007	7,772,369	0	7,772,369	S.F. 2298	PG 172 LN 4
Clarinda	18,326,306	20,271,253	22,518,204	0	22,518,204	S.F. 2298	PG 172 LN 8
Mitchellville	12,024,416	12,998,051	13,190,260	0	13,190,260	S.F. 2298	PG 172 LN 17
Ft. Dodge	24,299,207	25,785,046	25,880,530	0	25,880,530	S.F. 2298	PG 172 LN 21
<b>Total Corrections Institutions</b>	<b>184,633,599</b>	<b>200,068,045</b>	<b>204,819,509</b>	<b>0</b>	<b>204,819,509</b>		
<b>Corrections Central Office</b>							
County Confinement	674,954	674,954	674,954	0	674,954	S.F. 2298	PG 172 LN 25
Federal Prisoners/Contractual	241,293	241,293	241,293	0	241,293	S.F. 2298	PG 172 LN 30
Central Office Corrections	2,666,224	2,784,393	2,784,393	0	2,784,393	S.F. 2298	PG 173 LN 7
Corrections Education	100,000	1,000,000	1,008,358	0	1,008,358	S.F. 2298	PG 174 LN 10
Iowa Corr. Offender Network	427,700	427,700	427,700	0	427,700	S.F. 2298	PG 175 LN 3
<b>Total Corrections Central Office</b>	<b>4,110,171</b>	<b>5,128,340</b>	<b>5,136,698</b>	<b>0</b>	<b>5,136,698</b>		



# Justice System

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Corrections, Department of (cont.)</u></b>							
<b>CBC Districts</b>							
CBC District I	8,953,795	9,853,209	10,090,207	0	10,090,207	S.F. 2298	PG 176 LN 24
CBC District II	6,992,061	7,657,081	7,755,402	0	7,755,402	S.F. 2298	PG 176 LN 30
CBC District III	4,073,638	4,527,819	4,631,423	0	4,631,423	S.F. 2298	PG 177 LN 1
CBC District IV	3,759,908	4,201,565	4,248,965	0	4,248,965	S.F. 2298	PG 177 LN 7
CBC District V	11,416,374	12,793,238	12,982,837	0	12,982,837	S.F. 2298	PG 177 LN 13
CBC District VI	8,746,141	9,952,952	10,064,717	0	10,064,717	S.F. 2298	PG 177 LN 19
CBC District VII	5,000,149	5,554,925	5,677,314	0	5,677,314	S.F. 2298	PG 177 LN 25
CBC District VIII	5,097,521	5,513,905	5,574,865	0	5,574,865	S.F. 2298	PG 177 LN 31
<b>Total CBC Districts</b>	<u>54,039,587</u>	<u>60,054,694</u>	<u>61,025,730</u>	<u>0</u>	<u>61,025,730</u>		
<b>Total Corrections, Department of</b>	<u>\$ 242,783,357</u>	<u>\$ 265,251,079</u>	<u>\$ 270,981,937</u>	<u>\$ 0</u>	<u>\$ 270,981,937</u>		
<b><u>IA Telecommun &amp; Technology Commission</u></b>							
ICN Operations/Edu. Subsidy	\$ 1,002,356	\$ 487,500	\$ 0	\$ 0	\$ 0		
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Public Defender	\$ 15,384,767	\$ 16,663,446	\$ 16,663,446	\$ 0	\$ 16,663,446	S.F. 2298	PG 180 LN 12
Indigent Defense Appropriation	<u>20,437,586</u>	<u>19,355,297</u>	<u>19,355,297</u>	<u>0</u>	<u>19,355,297</u>	S.F. 2298	PG 180 LN 17
<b>Total Inspections &amp; Appeals, Dept of</b>	<u>\$ 35,822,353</u>	<u>\$ 36,018,743</u>	<u>\$ 36,018,743</u>	<u>\$ 0</u>	<u>\$ 36,018,743</u>		
<b><u>Judicial Branch</u></b>							
Judicial Branch	\$ 109,154,603	\$ 117,837,862	\$ 117,837,862	\$ 0	\$ 117,837,862	S.F. 2298	PG 164 LN 8
Judicial Retirement	<u>2,039,664</u>	<u>2,039,664</u>	<u>2,039,664</u>	<u>0</u>	<u>2,039,664</u>	S.F. 2298	PG 166 LN 18
<b>Total Judicial Branch</b>	<u>\$ 111,194,267</u>	<u>\$ 119,877,526</u>	<u>\$ 119,877,526</u>	<u>\$ 0</u>	<u>\$ 119,877,526</u>		
<b><u>Law Enforcement Academy</u></b>							
Operations	\$ 975,526	\$ 1,066,890	\$ 1,066,890	\$ 0	\$ 1,066,890	S.F. 2298	PG 180 LN 22

# Justice System

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Parole, Board of</u></b>							
Parole Board	\$ 962,489	\$ 1,017,910	\$ 1,067,910	\$ 0	\$ 1,067,910	S.F. 2298	PG 181 LN 14
<b><u>Public Defense, Department of</u></b>							
<b>Public Defense, Dept. of</b>							
Military Division	\$ 4,990,233	\$ 5,084,143	\$ 5,084,143	\$ 0	\$ 5,084,143	S.F. 2298	PG 181 LN 31
<b>Emergency Management Division</b>							
Homeland Sec. & Emer. Mgmt Div	<u>1,050,987</u>	<u>1,123,400</u>	<u>1,123,400</u>		<u>1,123,400</u>	S.F. 2298	PG 182 LN 7
<b>Total Public Defense, Department of</b>	<u>\$ 6,041,220</u>	<u>\$ 6,207,543</u>	<u>\$ 6,207,543</u>	<u>\$ 0</u>	<u>\$ 6,207,543</u>		
<b><u>Public Safety, Department of</u></b>							
Public Safety Administration	\$ 2,398,544	\$ 2,439,332	\$ 2,654,732	\$ 0	\$ 2,654,732	S.F. 2298	PG 182 LN 18
Investigation, DCI	12,499,886	13,097,476	14,058,510	0	14,058,510	S.F. 2298	PG 182 LN 23
Narcotics Enforcement	3,510,371	3,711,733	3,930,089	0	3,930,089	S.F. 2298	PG 183 LN 9
Undercover Funds	123,343	120,259	123,343	0	123,343	S.F. 2298	PG 183 LN 18
Fire Marshal	1,889,002	1,841,832	2,181,998	0	2,181,998	S.F. 2298	PG 183 LN 21
Fire Service	558,147	597,840	638,021	0	638,021	S.F. 2298	PG 183 LN 29
Iowa State Patrol	36,636,369	38,141,308	42,517,133	0	42,517,133	S.F. 2298	PG 184 LN 1
Capitol Police	1,210,024	1,289,720	0	0	0		
DPS/SPOC Sick Leave Payout	272,421	210,701	316,179	0	316,179	S.F. 2298	PG 185 LN 7
Fire Fighter Training	543,270	529,391	559,587	0	559,587	S.F. 2298	PG 185 LN 24
Medical Injuries - DPS Custody	<u>67,041</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
<b>Total Public Safety, Department of</b>	<u>\$ 59,708,418</u>	<u>\$ 61,979,592</u>	<u>\$ 66,979,592</u>	<u>\$ 0</u>	<u>\$ 66,979,592</u>		
<b>Total Justice System</b>	<u>\$ 469,291,385</u>	<u>\$ 503,101,642</u>	<u>\$ 513,400,000</u>	<u>\$ 0</u>	<u>\$ 513,400,000</u>		

# Transportation, Infrastructure, and Capitals

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Transportation, Department of</u></b>							
Aviation Assistance	\$ 0	\$ -64,792	\$ 64,792	\$ 0	\$ 64,792	S.F. 2298	PG 258 LN 30
Rail Assistance	0	-35,959	35,959	0	35,959	S.F. 2298	PG 259 LN 1
<b>Total Trans., Infra., and Capitals</b>	<b>\$ 0</b>	<b>\$ -100,751</b>	<b>\$ 100,751</b>	<b>\$ 0</b>	<b>\$ 100,751</b>		

# Unassigned Standing

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Administrative Services, Dept. of</u></b>							
Deferred Compensation Prog.	\$ 154,196	\$ 55,088	\$ 55,088	\$ 0	\$ 55,088	S.F. 2298	PG 195 LN 25
Federal Cash Management	233,632	536,250	436,250	0	436,250	S.F. 2298	PG 195 LN 21
Unemployment Comp - State	831,555	438,750	538,750	0	538,750	S.F. 2298	PG 195 LN 18
Municipal Fire & Police Retirement	2,816,189	2,745,784	2,745,784	0	2,745,784	S.F. 2298	PG 195 LN 1
<b>Total Administrative Services, Dept. of</b>	<b>\$ 4,035,572</b>	<b>\$ 3,775,872</b>	<b>\$ 3,775,872</b>	<b>\$ 0</b>	<b>\$ 3,775,872</b>		
<b><u>Corrections, Department of</u></b>							
State Cases	\$ 0	\$ 66,370	\$ 66,370	\$ 0	\$ 66,370	Standing	
<b><u>Education, Department of</u></b>							
Child Development	\$ 11,463,871	\$ 11,271,000	\$ 11,271,000	\$ 0	\$ 11,271,000	S.F. 2298	PG 195 LN 10
Educational Excellence	66,891,336	55,469,053	55,469,053	0	55,469,053	S.F. 2298	PG 195 LN 28
Early Intervention Block Grant	30,000,000	29,250,000	29,250,000	0	29,250,000	S.F. 2298	PG 204 LN 6
Instructional Support	14,798,189	14,428,271	14,428,271	0	14,428,271	S.F. 2298	PG 195 LN 7
School Foundation Aid	1,738,962,243	1,772,201,824	1,881,177,760	0	1,881,177,760	Standing	
Transportation - Nonpublic	7,799,550	7,604,561	7,955,541	0	7,955,541	S.F. 2298	PG 194 LN 27
<b>Total Education, Department of</b>	<b>\$ 1,869,915,189</b>	<b>\$ 1,890,224,709</b>	<b>\$ 1,999,551,625</b>	<b>\$ 0</b>	<b>\$ 1,999,551,625</b>		
<b><u>Executive Council</u></b>							
Court Costs	\$ 163,219	\$ 73,125	\$ 73,125	\$ 0	\$ 73,125	Standing	
Public Improvements	12,411	48,750	48,750	0	48,750	Standing	
Performance of Duty	1,250,505	1,462,500	1,462,500	0	1,462,500	Standing	
Drainage Assessment	22,901	24,375	24,375	0	24,375	Standing	
<b>Total Executive Council</b>	<b>\$ 1,449,036</b>	<b>\$ 1,608,750</b>	<b>\$ 1,608,750</b>	<b>\$ 0</b>	<b>\$ 1,608,750</b>		
<b><u>Legislative Branch</u></b>							
Legislature	\$ 24,113,347	\$ 24,363,894	\$ 24,475,749	\$ 0	\$ 24,475,749	S.F. 2298	PG 194 LN 11

# Unassigned Standing

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Governor</u></b>							
Interstate Extradition Expense	\$ 0	\$ 3,710	\$ 3,710	\$ 0	\$ 3,710	Standing	
<b><u>Health, Department of Public</u></b>							
Birth Defects Registry	<u>0</u>	<u>120,000</u>	<u>120,000</u>	<u>0</u>	<u>120,000</u>	SF 2059	PG 1 LN 22
<b>Total Health, Department of Public</b>	<b><u>\$ 0</u></b>	<b><u>\$ 120,000</u></b>	<b><u>\$ 120,000</u></b>	<b><u>\$ 0</u></b>	<b><u>\$ 120,000</u></b>		
<b><u>Human Services, Department of</u></b>							
Commission of Inquiry	\$ 0	\$ 1,706	\$ 1,706	\$ 0	\$ 1,706	Standing	
Non-Resident Transfer Mentally	0	82	82	0	82	Standing	
Non-Resident Commitment	66,716	174,704	174,704	0	174,704	Standing	
MH Property Tax Relief	95,000,000	95,000,000	95,000,000	0	95,000,000	Standing	
Child Abuse Prevention	<u>0</u>	<u>240,000</u>	<u>240,000</u>	<u>0</u>	<u>240,000</u>	SF 2059	PG 1 LN 15
<b>Total Human Services, Department of</b>	<b><u>\$ 95,066,716</u></b>	<b><u>\$ 95,416,492</u></b>	<b><u>\$ 95,416,492</u></b>	<b><u>\$ 0</u></b>	<b><u>\$ 95,416,492</u></b>		
<b><u>Management, Department of</u></b>							
Special Olympics Fund	\$ 30,000	\$ 30,000	\$ 30,000	\$ 0	\$ 30,000	Standing	
Appeal Board	<u>6,868,352</u>	<u>4,387,500</u>	<u>4,387,500</u>	<u>0</u>	<u>4,387,500</u>	S.F. 2298	PG 195 LN 16
<b>Total Management, Department of</b>	<b><u>\$ 6,898,352</u></b>	<b><u>\$ 4,417,500</u></b>	<b><u>\$ 4,417,500</u></b>	<b><u>\$ 0</u></b>	<b><u>\$ 4,417,500</u></b>		
<b><u>Public Defense, Department of</u></b>							
Compensation & Expense	\$ 240,585	\$ 421,639	\$ 421,639	\$ 0	\$ 421,639	S.F. 2298	PG 194 LN 23
<b><u>Revenue, Dept. of</u></b>							
Machinery/Equip. Tax Replace.	\$ 20,990,785	\$ 10,999,643	\$ 0	\$ 0	\$ 0		
Property Tax Replacement	51,099,049	0	0	0	0		
Printing Cigarette Stamps	110,055	107,304	107,304	0	107,304	S.F. 2298	PG 194 LN 34

# Unassigned Standing

## General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Revenue, Dept. of (cont.)</u></b>							
Livestock Producers Credit	1,792,533	1,770,342	1,770,342	0	1,770,342	S.F. 2298	PG 195 LN 4
Homestead Tax Credit Aid	105,584,616	102,945,379	0	0	0	S.F. 2298	PG 222 LN 26
Ag Land Tax Credit	35,482,244	34,610,183	0	0	0	S.F. 2298	PG 222 LN 29
Military Service Tax Credit	2,530,462	2,568,402	0	0	0	S.F. 2298	PG 222 LN 32
Elderly & Disabled Tax Credit	15,765,986	16,235,505	0	0	0	S.F. 2298	PG 222 LN 35
Franchise Tax Reimbursement	7,986,649	8,580,000	0	0	0		
Collection Agencies Reimburse	-411,776	0	0	0	0		
Tobacco Enforcement	0	50,000	25,000	0	25,000	Standing	
<b>Total Revenue, Dept. of</b>	<b>\$ 240,930,603</b>	<b>\$ 177,866,758</b>	<b>\$ 1,902,646</b>	<b>\$ 0</b>	<b>\$ 1,902,646</b>		
<b><u>Secretary of State</u></b>							
Servicemen's Ballot Comm	\$ 0	\$ 3,412	\$ 0	\$ 0	\$ 0		
<b><u>Transportation, Department of</u></b>							
Public Transit Assistance	\$ 8,949,693	\$ 8,267,156	\$ 0	\$ 0	\$ 0		
<b>Total Unassigned Standing</b>	<b>\$ 2,251,599,093</b>	<b>\$ 2,206,556,262</b>	<b>\$ 2,131,760,353</b>	<b>\$ 0</b>	<b>\$ 2,131,760,353</b>		

## Summary Data

### Non General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005
	(1)	(2)	(3)	(4)	(5)
Administration and Regulation	\$ 91,070,247	\$ 98,068,310	\$ 100,960,925	\$ 0	\$ 100,960,925
Ag. and Natural Resources	70,762,071	78,780,540	77,800,542	0	77,800,542
Economic Development	571,176,866	622,802,670	568,609,791	0	568,609,791
Education	779,612,197	826,548,724	808,175,066	0	808,175,066
Health and Human Services	2,289,663,240	2,297,684,686	2,375,666,247	-265,000	2,375,401,247
Justice System	76,910,339	106,973,427	78,286,613	0	78,286,613
Trans., Infra., and Capitals	826,823,411	751,948,546	727,577,082	-180,000	727,397,082
Unassigned Standing	<u>26,470,000</u>	<u>5,875,000</u>	<u>169,538,964</u>	<u>0</u>	<u>169,538,964</u>
Grand Total	<u>\$ 4,732,488,371</u>	<u>\$ 4,788,681,903</u>	<u>\$ 4,906,615,230</u>	<u>\$ -445,000</u>	<u>\$ 4,906,170,230</u>
Contingency Totals					
<sup>13</sup> Fine Paper Anti Trust	\$ 0	\$ 0	\$ 200,000	\$ 0	\$ 200,000
<sup>14</sup> Consumer Education Fund	0	0	1,200,000	0	1,200,000
<sup>15</sup> Environmental Crime Invest	0	0	20,000	0	20,000
Bill Totals					
H.F. 2577 Healthy Iowans Tobacco Trust			\$ 63,852,236	\$ 0	\$ 63,852,236
S.F. 2112 Transportation Appropriations Act			274,063,209	0	274,063,209
S.F. 2288 Federal Block Grant Approp. Act			3,776,374,442	0	3,776,374,442
S.F. 2298 Omnibus Appropriations Act			733,276,165	-445,000	732,831,165

# Administration and Regulation

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Administrative Services, Dept. of</u></b>							
Administration State Fleet	\$ 0	\$ 1,043,175	\$ 0	\$ 0	\$ 0		
Ready to Work (Wkrs Comp)	0	89,416	89,416	0	89,416	S.F. 2298	PG 2 LN 31
Primary Road HR Bureau	0	465,491	465,491	0	465,491	S.F. 2298	PG 259 LN 17
Road Use Tax HR Bureau	0	76,059	76,059	0	76,059	S.F. 2298	PG 259 LN 30
Purchasing Operations	0	1,325,570	0	0	0		
Printing Operations	0	1,688,394	0	0	0		
<b>Total Administrative Services, Dept. of</b>	<b>\$ 0</b>	<b>\$ 4,688,105</b>	<b>\$ 630,966</b>	<b>\$ 0</b>	<b>\$ 630,966</b>		
<b><u>Commerce, Department of</u></b>							
Prof. Lic. Div. - IDDED Housing	\$ 62,317	\$ 62,317	\$ 62,317	\$ 0	\$ 62,317	S.F. 2298	PG 7 LN 25
<b><u>General Services, Dept. of</u></b>							
Centralized Purchasing Div.	\$ 1,118,960	\$ 0	\$ 0	\$ 0	\$ 0		
State Fleet Administrator	922,388	0	0	0	0		
Central Print Division	1,404,173	0	0	0	0		
<b>Total General Services, Dept. of</b>	<b>\$ 3,445,521</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		
<b><u>Gov. Office of Drug Control Policy</u></b>							
Drug Policy - Federal	\$ 580,963	\$ 1,700,211	\$ 5,432,952	\$ 0	\$ 5,432,952	S.F. 2288	PG 6 LN 7
Local Law Enforce. - Federal	312,276	304,748	150,000	0	150,000	S.F. 2288	PG 7 LN 17
Drug Control Impr. - Federal	6,666,762	6,731,524	4,075,398	0	4,075,398	S.F. 2288	PG 19 LN 28
Substance Abuse Treat. - Federal	708,682	633,248	0	0	0		
<b>Total Gov. Office of Drug Control Policy</b>	<b>\$ 8,268,683</b>	<b>\$ 9,369,731</b>	<b>\$ 9,658,350</b>	<b>\$ 0</b>	<b>\$ 9,658,350</b>		
<b><u>Human Rights, Department of</u></b>							
Community Services - Federal	\$ 6,956,142	\$ 6,956,142	\$ 6,955,510	\$ 0	\$ 6,955,510	S.F. 2288	PG 8 LN 4
	31,116,126	31,116,126	32,792,887	0	32,792,887	S.F. 2288	PG 10 LN 3



# Administration and Regulation

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Human Rights, Department of (cont.)</u></b>							
Human Rights - Federal	8,749,475	12,230,222	5,878,739	0	5,878,739	S.F. 2298	PG 20 LN 1
Oil Overcharge Weatherization	25,000	50,000	0	0	0		
<b>Total Human Rights, Department of</b>	<b>\$ 46,846,743</b>	<b>\$ 50,352,490</b>	<b>\$ 45,627,136</b>	<b>\$ 0</b>	<b>\$ 45,627,136</b>		
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Admin. Hearings Div.- Use Tax	\$ 1,222,111	\$ 1,325,631	\$ 1,325,632	\$ 0	\$ 1,325,632	S.F. 2298	PG 13 LN 33
DIA - Federal	2,781,526	3,471,294	3,678,137	0	3,678,137	S.F. 2298	PG 20 LN 17
<b>Total Inspections &amp; Appeals, Dept of</b>	<b>\$ 4,003,637</b>	<b>\$ 4,796,925</b>	<b>\$ 5,003,769</b>	<b>\$ 0</b>	<b>\$ 5,003,769</b>		
<b><u>Management, Department of</u></b>							
Road Use Tax Salary Adjustment	\$ 0	\$ 360,255	\$ 3,000,000	\$ 0	\$ 3,000,000	S.F. 2298	PG 227 LN 32
Primary Road Salary Adjustment	2,395,580	0	12,000,000	0	12,000,000	S.F. 2298	PG 228 LN 6
General Office - RUTF	56,000	56,000	56,000	0	56,000	S.F. 2298	PG 15 LN 35
Management - Federal	166,238	100	0	0	0		
<b>Total Management, Department of</b>	<b>\$ 2,617,818</b>	<b>\$ 416,355</b>	<b>\$ 15,056,000</b>	<b>\$ 0</b>	<b>\$ 15,056,000</b>		
<b><u>Personnel, Department of</u></b>							
Ready to Work-Disability Fund	\$ 89,416	\$ 0	\$ 0	\$ 0	\$ 0		
Primary Road HR Bureau	440,369	0	0	0	0		
Road Use Tax HR Bureau	71,969	0	0	0	0		
<b>Total Personnel, Department of</b>	<b>\$ 601,754</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		
<b><u>IPERS Administration</u></b>							
IPERS Administration	\$ 8,407,066	\$ 8,879,900	\$ 8,879,900	\$ 0	\$ 8,879,900	S.F. 2298	PG 17 LN 18

# Administration and Regulation

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Revenue, Dept. of</b>							
MVFT - Administration	\$ 1,098,654	\$ 1,181,082	\$ 1,181,082	\$ 0	\$ 1,181,082	S.F. 2298	PG 18 LN 24
Military Pay Differential-CRF	<u>1,810,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
<b>Total Revenue, Dept. of</b>	<u>\$ 2,908,654</u>	<u>\$ 1,181,082</u>	<u>\$ 1,181,082</u>	<u>\$ 0</u>	<u>\$ 1,181,082</u>		
<b>Lottery</b>							
Lottery Operations	\$ 8,462,124	\$ 9,511,405	\$ 9,511,405	\$ 0	\$ 9,511,405	Standing	
<b>Secretary of State</b>							
Help America Vote Act - Federal	\$ 5,000,000	\$ 8,400,000	\$ 5,000,000	\$ 0	\$ 5,000,000	S.F. 2288	PG 23 LN 10
<b>Treasurer of State</b>							
Treasurer - Federal	<u>\$ 445,930</u>	<u>\$ 410,000</u>	<u>\$ 350,000</u>	<u>\$ 0</u>	<u>\$ 350,000</u>	S.F. 2288	PG 24 LN 6
<b>Total Administration and Regulation</b>	<u><u>\$ 91,070,247</u></u>	<u><u>\$ 98,068,310</u></u>	<u><u>\$ 100,960,925</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 100,960,925</u></u>		

# Agriculture and Natural Resources

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Ag. &amp; Land Stewardship</u></b>							
Dept. of Ag - Federal	\$ 7,146,822	\$ 7,572,824	\$ 7,342,824	\$ 0	\$ 7,342,824	S.F. 2298	PG 16 LN 33
Native Horse & Dog Program	305,516	305,516	305,516	0	305,516	S.F. 2298	PG 22 LN 21
<b>Total Ag. &amp; Land Stewardship</b>	<b>\$ 7,452,338</b>	<b>\$ 7,878,340</b>	<b>\$ 7,648,340</b>	<b>\$ 0</b>	<b>\$ 7,648,340</b>		
<b><u>Natural Resources, Department of</u></b>							
Fish and Game Protection Fund	\$ 29,188,895	\$ 30,715,335	\$ 30,715,335	\$ 0	\$ 30,715,335	S.F. 2298	PG 24 LN 20
Snowmobile Fees To F&G Fund	100,000	100,000	100,000	0	100,000	S.F. 2298	PG 25 LN 13
Boat Registration Fees To F&G	1,400,000	1,400,000	1,400,000	0	1,400,000	S.F. 2298	PG 25 LN 25
Underground Storage Tank Fund	75,000	200,000	200,000	0	200,000	S.F. 2298	PG 26 LN 9
Groundwater Protection Fund	3,635,700	4,308,673	4,308,673	0	4,308,673	Standing	
Oil Overcharge (EXXON)	25,000	50,000	0	0	0		
Oil Overcharge (Stripper Well)	150,000	25,000	0	0	0		
DNR - Federal	28,735,138	34,103,192	33,428,194	0	33,428,194	S.F. 2288	PG 21 LN 19
<b>Total Natural Resources, Department of</b>	<b>\$ 63,309,733</b>	<b>\$ 70,902,200</b>	<b>\$ 70,152,202</b>	<b>\$ 0</b>	<b>\$ 70,152,202</b>		
<b>Total Ag. and Natural Resources</b>	<b>\$ 70,762,071</b>	<b>\$ 78,780,540</b>	<b>\$ 77,800,542</b>	<b>\$ 0</b>	<b>\$ 77,800,542</b>		

# Economic Development

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Economic Development, Dept. of</u></b>							
<b>Federal Funds</b>							
DED-CDBG - Federal	\$ 31,121,000	\$ 32,600,000	\$ 30,981,000	\$ 0	\$ 30,981,000	S.F. 2288	PG 9 LN 7
DED - Federal	14,190,963	13,229,497	14,732,497	0	14,732,497	S.F. 2288	PG 18 LN 24
<b>Total Federal Fund</b>	<u>45,311,963</u>	<u>45,829,497</u>	<u>45,713,497</u>	<u>0</u>	<u>45,713,497</u>		
<b>Grow Iowa Values Fund - Federal</b>							
Strategic Marketing	0	2,500,000	4,659,091	0	4,659,091	S.F. 2288	PG 18 LN 24
General Programs	0	45,000,000	25,469,697	0	25,469,697	S.F. 2288	PG 18 LN 24
Regents & Private Inst.	0	6,000,000	4,348,485	0	4,348,485	S.F. 2288	PG 18 LN 24
Loan Guarantee Fund	0	2,500,000	3,106,061	0	3,106,061	S.F. 2288	PG 18 LN 24
Endow Iowa Tax Credits	0	0	155,303	0	155,303	S.F. 2288	PG 18 LN 24
Endow Iowa Grants	0	0	155,303	0	155,303	S.F. 2288	PG 18 LN 24
Targeted State Parks	0	500,000	0	0	0		
Iowa Cultural Trust	0	500,000	0	0	0		
Workforce Training	0	5,000,000	3,106,060	0	3,106,060	S.F. 2288	PG 18 LN 24
<b>Total Grow Iowa Values Fund - Federal</b>	<u>0</u>	<u>62,000,000</u>	<u>41,000,000</u>	<u>0</u>	<u>41,000,000</u>		
<b>Business Development</b>							
Insurance Development	100,000	100,000	100,000	0	100,000	S.F. 2298	PG 30 LN 31
Workforce Development	4,000,000	4,000,000	4,000,000	0	4,000,000	S.F. 2298	PG 31 LN 12
<b>Total Business Development</b>	<u>4,100,000</u>	<u>4,100,000</u>	<u>4,100,000</u>	<u>0</u>	<u>4,100,000</u>		
<b>Community &amp; Rural Devel.</b>							
Tourism Operations	1,200,000	0	0	0	0		
RC 2000 - Council of Governments	150,000	150,000	150,000	0	150,000	S.F. 2298	PG 30 LN 23
RC 2000 - Rural Development	173,000	120,000	120,000	0	120,000	S.F. 2298	PG 30 LN 27
Community Dev. Loan Fund	25,261	25,261	25,261	0	25,261	S.F. 2298	PG 31 LN 5
<b>Total Community &amp; Rural Devel.</b>	<u>1,548,261</u>	<u>295,261</u>	<u>295,261</u>	<u>0</u>	<u>295,261</u>		
<b>Total Economic Development, Dept. of</b>	<u>\$ 50,960,224</u>	<u>\$ 112,224,758</u>	<u>\$ 91,108,758</u>	<u>\$ 0</u>	<u>\$ 91,108,758</u>		

# Economic Development

## Non General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Iowa Workforce Development</u></b>							
Job Service ACS (Surcharge)	\$ 6,525,000	\$ 6,525,000	\$ 6,525,000	\$ 0	\$ 6,525,000	S.F. 2298	PG 36 LN 5
Workers' Comp. Division	471,000	471,000	471,000	0	471,000	S.F. 2298	PG 36 LN 24
P&I Immigration Service Center	160,000	160,000	160,000	0	160,000	S.F. 2298	PG 36 LN 28
Workforce - Federal	513,060,642	503,421,912	470,120,033	0	470,120,033	S.F. 2288	PG 24 LN 30
Workers' Comp Filing Fees	0	0	225,000	0	225,000	S.F. 2298	PG 35 LN 25
<b>Total Iowa Workforce Development</b>	<b>\$ 520,216,642</b>	<b>\$ 510,577,912</b>	<b>\$ 477,501,033</b>	<b>\$ 0</b>	<b>\$ 477,501,033</b>		
<b>Total Economic Development</b>	<b>\$ 571,176,866</b>	<b>\$ 622,802,670</b>	<b>\$ 568,609,791</b>	<b>\$ 0</b>	<b>\$ 568,609,791</b>		

# Education

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Blind, Iowa Commission for the</u></b>							
Newsline for the Blind - HITT	\$ 0	\$ 0	\$ 130,000	\$ 0	\$ 130,000	H.F. 2577	PG 6 LN 35
Blind - Federal	6,864,988	8,125,561	8,125,557	0	8,125,557	S.F. 2288	PG 17 LN 14
<b>Total Blind, Iowa Commission for the</b>	<b>\$ 6,864,988</b>	<b>\$ 8,125,561</b>	<b>\$ 8,255,557</b>	<b>\$ 0</b>	<b>\$ 8,255,557</b>		
<b><u>College Aid Commission</u></b>							
College Aid - Federal	\$ 18,541,726	\$ 28,006,524	\$ 27,684,185	\$ 0	\$ 27,684,185	S.F. 2288	PG 17 LN 29
<b><u>Cultural Affairs, Dept. of</u></b>							
Cultural Affairs - Federal	\$ 1,306,517	\$ 1,421,674	\$ 1,191,267	\$ 0	\$ 1,191,267	S.F. 2288	PG 18 LN 16
<b><u>Education, Department of</u></b>							
<b>Education, Dept. of</b>							
Empowerment-HITT	\$ 1,153,250	\$ 2,153,250	\$ 2,153,250	\$ 0	\$ 2,153,250	H.F. 2577	PG 7 LN 21
Education - Federal	352,038,822	412,497,738	394,546,830	0	394,546,830	S.F. 2288	PG 18 LN 32
<b>Total Education, Dept. of</b>	<b>353,192,072</b>	<b>414,650,988</b>	<b>396,700,080</b>	<b>0</b>	<b>396,700,080</b>		
<b>Grants &amp; State Aid</b>							
School Foundation Aid-EEF	25,000,000	0	0	0	0		
School Foundation Aid-ENDW	20,000,000	0	0	0	0		
Student Achieve-Prem. Tax	10,000,000	0	0	0	0		
Student Achievement-UST	8,900,000	0	0	0	0		
Student Achievement-RIIF	5,000,000	0	0	0	0		
<b>Total Grants &amp; State Aid</b>	<b>68,900,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		
<b>Total Education, Department of</b>	<b>\$ 422,092,072</b>	<b>\$ 414,650,988</b>	<b>\$ 396,700,080</b>	<b>\$ 0</b>	<b>\$ 396,700,080</b>		
<b><u>Regents, Board of</u></b>							
Regents - Federal	\$ 330,806,894	\$ 374,343,977	\$ 374,343,977	\$ 0	\$ 374,343,977	S.F. 2288	PG 22 LN 31
<b>Total Education</b>	<b>\$ 779,612,197</b>	<b>\$ 826,548,724</b>	<b>\$ 808,175,066</b>	<b>\$ 0</b>	<b>\$ 808,175,066</b>		

# Health and Human Services

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Commerce, Department of</u></b>							
LTC Insurance - SLTF	\$ 0	\$ 0	\$ 265,000	\$ -265,000	\$ 0	S.F. 2298	PG 156 LN 28
<b><u>Elder Affairs, Department of</u></b>							
Aging Programs-SLTF	\$ 6,592,292	\$ 7,522,118	\$ 8,222,118	\$ 0	\$ 8,222,118	S.F. 2298	PG 153 LN 11
Elder Affairs - Federal	18,105,765	19,613,686	18,311,521	0	18,311,521	S.F. 2288	PG 19 LN 4
<b>Total Elder Affairs, Department of</b>	<b>\$ 24,698,057</b>	<b>\$ 27,135,804</b>	<b>\$ 26,533,639</b>	<b>\$ 0</b>	<b>\$ 26,533,639</b>		
<b><u>Health, Department of Public</u></b>							
Tobacco Use Prev./Control-HITT	\$ 5,000,000	\$ 5,011,565	\$ 5,011,565	\$ 0	\$ 5,011,565	H.F. 2577	PG 3 LN 23
Sub Abuse Prevention - HITT	0	400,000	0	0	0		
Smoking Cessation Prod.- HITT	75,000	75,000	75,000	0	75,000	H.F. 2577	PG 4 LN 16
Substance Abuse-HITT	10,000,000	11,800,000	11,800,000	0	11,800,000	H.F. 2577	PG 4 LN 26
Healthy Iowans 2010 - HITT	2,390,064	2,346,960	2,346,960	0	2,346,960	H.F. 2577	PG 5 LN 16
Addictive Disorders-Gambling	1,690,000	1,690,000	1,690,000	0	1,690,000	S.F. 2298	PG 81 LN 2
Gambling Treatment Program	1,990,509	2,031,000	4,310,000	0	4,310,000	S.F. 2298	PG 81 LN 16
Substance Abuse - Federal	12,078,439	12,078,439	12,915,707	0	12,915,707	S.F. 2288	PG 1 LN 2
Maternal/Child Health - Federal	7,131,009	7,131,009	7,115,676	0	7,115,676	S.F. 2288	PG 3 LN 15
Preventive Health - Federal	1,505,162	1,505,162	1,505,162	0	1,505,162	S.F. 2288	PG 4 LN 34
Dept of Health - Federal	70,303,715	84,969,909	82,585,233	0	82,585,233	S.F. 2288	PG 22 LN 15
Defibrillator Grant Prog.-HITT	0	0	250,000	0	250,000	H.F. 2577	PG 6 LN 5
Birth Defects Registry - HITT	0	0	26,000	0	26,000	H.F. 2577	PG 6 LN 8
<b>Total Health, Department of Public</b>	<b>\$ 112,163,898</b>	<b>\$ 129,039,044</b>	<b>\$ 129,631,303</b>	<b>\$ 0</b>	<b>\$ 129,631,303</b>		
<b><u>Human Services, Department of</u></b>							
<b>Medical Services</b>							
Service Provider Inc. - HITT	\$ 8,095,718	\$ 8,095,718	\$ 8,095,718	\$ 0	\$ 8,095,718	H.F. 2577	PG 1 LN 8
Dental Provider Inc. - HITT	3,814,973	3,814,973	3,814,973	0	3,814,973	H.F. 2577	PG 1 LN 20
Hospital Provider Inc. - HITT	3,035,278	3,035,278	3,035,278	0	3,035,278	H.F. 2577	PG 1 LN 26

# Health and Human Services

## Non General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Human Services, Department of (cont.)</b>							
<b>Medical Services (cont.)</b>							
Home Hlth Care Prov Inc. - HITT	2,108,279	2,108,279	2,108,279	0	2,108,279	H.F. 2577	PG 1 LN 31
Critical Access Hospitals - HITT	250,000	250,000	250,000	0	250,000	H.F. 2577	PG 2 LN 2
Home Hlth & Hab. Day Care - HITT	1,975,496	1,975,496	1,975,496	0	1,975,496	H.F. 2577	PG 2 LN 8
Respite Care Expansion-HITT	1,137,309	1,137,309	1,137,309	0	1,137,309	H.F. 2577	PG 2 LN 14
Med Assist Supplemental-HITT	17,500,000	14,346,750	14,346,750	0	14,346,750	H.F. 2577	PG 3 LN 12
CHIP Exp. to 200% of FPL-HITT	200,000	200,000	200,000	0	200,000	H.F. 2577	PG 3 LN 3
Breast Cancer Treatment - HITT	250,000	250,000	250,000	0	250,000	H.F. 2577	PG 3 LN 7
HIPAA Implementation-HITT	2,100,000	0	0	0	0		
Nurse Facility Grants-SLTF	2,560,435	20,000,000	20,000,000	0	20,000,000	S.F. 2298	PG 154 LN 25
LTC Alternative Services-SLTF	45,465,000	101,600,000	101,600,000	0	101,600,000	S.F. 2298	PG 155 LN 25
LTC Alt. Service Costs-SLTF	1,733,406	1,733,406	1,733,406	0	1,733,406	S.F. 2298	PG 155 LN 32
LTC Provider Rate Changes-SLTF	29,950,000	29,950,000	29,950,000	0	29,950,000	S.F. 2298	PG 156 LN 7
Medicaid-Hospital Trust Fund	19,000,000	29,000,000	37,500,000	0	37,500,000	S.F. 2298	PG 157 LN 28
<b>Total Medical Services</b>	139,175,894	217,497,209	225,997,209	0	225,997,209		
<b>Child and Family Services</b>							
RTSS Provider Increase-HITT	3,243,026	3,243,026	3,243,026	0	3,243,026	H.F. 2577	PG 2 LN 20
Adoption & Shelter Care-HITT	468,967	468,967	468,967	0	468,967	H.F. 2577	PG 2 LN 26
Provider Rate/Meth. Changes-HITT	545,630	545,630	545,630	0	545,630	H.F. 2577	PG 2 LN 32
<b>Total Child and Family Services</b>	4,257,623	4,257,623	4,257,623	0	4,257,623		
<b>MH/MR/DD/BI</b>							
POS Provider Increase-HITT	146,750	146,750	146,750	0	146,750	H.F. 2577	PG 7 LN 5
<b>Managing and Delivering Services</b>							
Administration - HITT	0	0	274,000	0	274,000	H.F. 2577	PG 3 LN 20
<b>Federal Funds - TANF, etc.</b>							
FIP - TANF	41,431,748	51,492,790	45,277,569	0	45,277,569	S.F. 2298	PG 86 LN 29



# Health and Human Services

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Human Services, Department of (cont.)</b>							
<b>Federal Funds - TANF, etc. (cont.)</b>							
Promise Jobs - TANF	12,596,034	13,412,794	13,412,794	0	13,412,794	S.F. 2298	PG 86 LN 33
Field Operations - TANF	17,235,056	14,152,174	16,280,254	0	16,280,254	S.F. 2298	PG 87 LN 3
General Admin. - TANF	3,238,614	3,238,614	3,660,030	0	3,660,030	S.F. 2298	PG 87 LN 5
Local Admin. Cost - TANF	2,122,982	2,122,982	2,136,565	0	2,136,565	S.F. 2298	PG 87 LN 7
State Day Care - TANF	28,638,329	21,145,765	18,073,746	0	18,073,746	S.F. 2298	PG 87 LN 9
Emerg. Assist. - TANF	999,117	0	0	0	0		
Child & Fam. Serv. - TANF	22,896,571	25,256,571	33,475,728	0	33,475,728	S.F. 2298	PG 87 LN 32
Child Abuse Prevention-TANF	250,000	250,000	250,000	0	250,000	S.F. 2298	PG 87 LN 34
Pregnancy Prevent. - TANF	1,201,994	2,514,413	2,514,413	0	2,514,413	S.F. 2298	PG 88 LN 1
Training & Tech. - TANF	114,617	1,037,186	1,037,186	0	1,037,186	S.F. 2298	PG 88 LN 30
Volunteers - TANF	42,663	42,663	0	0	0		
Individual Develop. Accts-TANF	166,305	0	0	0	0		
HOPES - Transfer to DPH-TANF	200,000	200,000	200,000	0	200,000	S.F. 2298	PG 88 LN 34
0-5 Children - TANF	6,353,096	7,350,000	7,350,000	0	7,350,000	S.F. 2298	PG 89 LN 3
Fatherhood Initiative - TANF	0	35,000	0	0	0		
Comm. Mental Health - Federal	3,612,827	3,612,827	3,704,898	0	3,704,898	S.F. 2288	PG 2 LN 1
Marriage Initiative - TANF	0	85,000	0	0	0		
Child Support Recovery-TANF	0	0	200,000	0	200,000	S.F. 2298	PG 90 LN 21
Social Services - Federal	18,559,971	17,578,494	17,216,209	0	17,216,209	S.F. 2288	PG 11 LN 8
Childcare Dev. - Federal	40,169,126	42,089,767	42,310,187	0	42,310,187	S.F. 2288	PG 14 LN 7
DHS - Federal	1,795,961,803	1,695,439,664	1,762,308,805	0	1,762,308,805	S.F. 2288	PG 20 LN 9
MH/DD Comm. Services-TANF	0	4,349,266	4,500,610	0	4,500,610	S.F. 2298	PG 87 LN 29
<b>Total Federal Funds - TANF, etc.</b>	<u>1,995,790,853</u>	<u>1,905,405,970</u>	<u>1,973,908,994</u>	<u>0</u>	<u>1,973,908,994</u>		
<b>Total Human Services, Department of</b>	<u>\$ 2,139,371,120</u>	<u>\$ 2,127,307,552</u>	<u>\$ 2,204,584,576</u>	<u>\$ 0</u>	<u>\$ 2,204,584,576</u>		

# Health and Human Services

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Health Facilities Div.- SLTF	\$ 0	\$ 800,000	\$ 800,000	\$ 0	\$ 800,000	S.F. 2298	PG 154 LN 5
<b><u>Veterans Affairs, Comm. of</u></b>							
Veterans Affairs - Federal	\$ 13,430,165	\$ 13,402,286	\$ 13,851,729	\$ 0	\$ 13,851,729	S.F. 2288	PG 24 LN 22
<b>Total Health and Human Services</b>	<u>\$ 2,289,663,240</u>	<u>\$ 2,297,684,686</u>	<u>\$ 2,375,666,247</u>	<u>\$ -265,000</u>	<u>\$ 2,375,401,247</u>		

# Justice System

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Justice, Department of</u></b>							
Stop Violence - Federal	\$ 1,978,000	\$ 1,853,100	\$ 1,614,000	\$ 0	\$ 1,614,000	S.F. 2288	PG 6 LN 30
Justice - Federal	7,289,779	7,320,495	6,954,029	0	6,954,029	S.F. 2288	PG 20 LN 32
Environmental Crime Invest.	0	0 <sup>15</sup>	20,000	0 <sup>15</sup>	20,000	S.F. 2298	PG 170 LN 2
Consumer Education Fund	0	0 <sup>14</sup>	1,200,000	0 <sup>14</sup>	1,200,000	S.F. 2298	PG 168 LN 22
Fine Paper Anti Trust	0	0 <sup>13</sup>	200,000	0 <sup>13</sup>	200,000	S.F. 2298	PG 168 LN 1
Second Injury Fund	0	0	50,000	0	50,000	S.F. 2298	PG 187 LN 4
<b>Total Justice, Department of</b>	<b>\$ 9,267,779</b>	<b>\$ 9,173,595</b>	<b>\$ 8,618,029</b>	<b>\$ 0</b>	<b>\$ 8,618,029</b>		
<b><u>Civil Rights Commission</u></b>							
Civil Rights - Federal	\$ 1,437,192	\$ 1,121,483	\$ 1,062,820	\$ 0	\$ 1,062,820	S.F. 2288	PG 17 LN 21
<b><u>Corrections, Department of</u></b>							
<b>Corrections Institutions</b>							
Clinical Care Unit - HITT	\$ 1,100,000	\$ 1,187,285	\$ 1,187,285	\$ 0	\$ 1,187,285	H.F. 2577	PG 7 LN 28
Newton Value Based - HITT	0	310,000	370,000	0	370,000	H.F. 2577	PG 6 LN 27
<b>Total Corrections Institutions</b>	<b>1,100,000</b>	<b>1,497,285</b>	<b>1,557,285</b>	<b>0</b>	<b>1,557,285</b>		
<b>Corrections Central Office</b>							
DOC-Federal Funds	588,814	2,531,434	98,000	0	98,000	S.F. 2288	PG 18 LN 9
<b>CBC Districts</b>							
CBC District II - HITT	127,217	127,217	127,217	0	127,217	H.F. 2577	PG 6 LN 12
CBC District III - HITT	35,359	35,359	35,359	0	35,359	H.F. 2577	PG 6 LN 16
CBC District IV - HITT	191,731	191,731	191,731	0	191,731	H.F. 2577	PG 6 LN 20
CBC District V - HITT	255,693	255,693	255,693	0	255,693	H.F. 2577	PG 6 LN 23
<b>Total CBC Districts</b>	<b>610,000</b>	<b>610,000</b>	<b>610,000</b>	<b>0</b>	<b>610,000</b>		
<b>Total Corrections, Department of</b>	<b>\$ 2,298,814</b>	<b>\$ 4,638,719</b>	<b>\$ 2,265,285</b>	<b>\$ 0</b>	<b>\$ 2,265,285</b>		

# Justice System

## Non General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Judicial Branch</b>							
Enhanced Court Collections	\$ 4,000,000	\$ 4,000,000	\$ 4,000,000	\$ 0	\$ 4,000,000	Standing	
Court Tech. & Modern. Fund	1,000,000	1,000,000	1,000,000	0	1,000,000	Standing	
Judicial - Federal	538,574	1,008,633	1,008,633	0	1,008,633	S.F. 2288	PG 20 LN 25
<b>Total Judicial Branch</b>	<b>\$ 5,538,574</b>	<b>\$ 6,008,633</b>	<b>\$ 6,008,633</b>	<b>\$ 0</b>	<b>\$ 6,008,633</b>		
<b>Public Defense, Department of</b>							
Public Defense - Federal	\$ 48,720,953	\$ 78,810,399	\$ 55,571,686	\$ 0	\$ 55,571,686	S.F. 2288	PG 21 LN 34
<b>Public Safety, Department of</b>							
Fire Marshal School Infrastructure	\$ 50,000	\$ 50,000	\$ 50,000	\$ 0	\$ 50,000	Standing	
Public Safety - Federal	9,597,027	7,170,598	4,710,160	0	4,710,160	S.F. 2288	PG 22 LN 23
<b>Total Public Safety, Department of</b>	<b>\$ 9,647,027</b>	<b>\$ 7,220,598</b>	<b>\$ 4,760,160</b>	<b>\$ 0</b>	<b>\$ 4,760,160</b>		
<b>Total Justice System</b>	<b>\$ 76,910,339</b>	<b>\$ 106,973,427</b>	<b>\$ 78,286,613</b>	<b>\$ 0</b>	<b>\$ 78,286,613</b>		
Contingency <sup>13</sup> Fine Paper Anti Trust	\$ 0	\$ 0	\$ 200,000	\$ 0	\$ 200,000		
Contingency <sup>14</sup> Consumer Education Fund	\$ 0	\$ 0	\$ 1,200,000	\$ 0	\$ 1,200,000		
Contingency <sup>15</sup> Environmental Crime Invest	\$ 0	\$ 0	\$ 20,000	\$ 0	\$ 20,000		

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Administrative Services Capitals</u></b>							
Statewide Routine Maint-RIIF	\$ 0	\$ 1,664,000	\$ 2,000,000	\$ 0	\$ 2,000,000	S.F. 2298	PG 237 LN 26
Temp. Lease/Relocation-RIIF	898,000	631,449	2,271,617	0	2,271,617	S.F. 2298	PG 237 LN 31
Pooled Technology-RIIF	0	2,000,000	1,861,496	0	1,861,496	S.F. 2298	PG 238 LN 3
Major Maintenance - RIIF	0	0	4,300,000	0	4,300,000	S.F. 2298	PG 238 LN 13
Major Maintenance-RCF	15,750,000	11,500,000	0	0	0		
Records & Prop. Renov.-RIIF	0	4,750,000	5,000,000	0	5,000,000	S.F. 2298	PG 238 LN 27
Records & Prop. Renov.-RCF	1,600,000	0	0	0	0		
Monument Lighting - RIIF	0	0	35,000	0	35,000	S.F. 2298	PG 238 LN 31
Integrated Info. System - RCF	4,400,000	6,131,075	6,049,284	0	6,049,284	S.F. 2298	PG 255 LN 2
Capitol Interior Rest.-RIIF	0	0	1,770,000	-1,770,000	0	S.F. 2298	PG 238 LN 35
Capitol Interior Rest.- RCF	5,000,000	6,239,000	3,500,000	0	3,500,000	S.F. 2298	PG 255 LN 8
Parking Lot Design/Removal-RCF	93,000	0	0	0	0		
Lab Fac. Routine Maint.-RIIF	0	0	355,500	0	355,500	S.F. 2298	PG 239 LN 2
State Laboratory Facility-RCF	16,670,000	16,660,000	0	0	0		
Records Relocation - RIIF	0	729,237	0	0	0		
African American Museum-RIIF	0	300,000	0	0	0		
Medical & Ed. Bldg. - RIIF	0	250,000	0	0	0		
Wallace Bldg Demo. Plan-RIIF	0	50,000	0	0	0		
Capitol Complex Security-RCF	1,000,000	0	0	0	0		
Micrographic Demolition-RCF	170,000	0	0	0	0		
Capitol Rest. Interior-RCF	2,700,000	0	0	0	0		
Parking Structure - RCF	3,400,000	0	0	0	0		
Enterprise Data Warehouse-RIIF	624,000	0	0	0	0		
<b>Total Administrative Services Capitals</b>	<b>\$ 52,305,000</b>	<b>\$ 50,904,761</b>	<b>\$ 27,142,897</b>	<b>\$ -1,770,000</b>	<b>\$ 25,372,897</b>		
<b><u>Ag. &amp; Land Stewardship</u></b>							
Cons. Res. Enhance. (CREP)-EFF	\$ 1,500,000	\$ 1,500,000	\$ 1,500,000	\$ 0	\$ 1,500,000	S.F. 2298	PG 250 LN 5
Watershed Protection Prog.-EFF	2,700,000	2,700,000	2,700,000	0	2,700,000	S.F. 2298	PG 250 LN 15

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Ag. &amp; Land Stewardship (cont.)</u></b>							
Farm Demonstration Prog.-EFF	500,000	850,000	850,000	0	850,000	S.F. 2298	PG 250 LN 22
Agri. Drainage Wells-EFF	0	500,000	500,000	0	500,000	S.F. 2298	PG 250 LN 34
Soil Cons. Cost Share-EFF	3,500,000	5,500,000	5,500,000	0	5,500,000	S.F. 2298	PG 251 LN 7
Cons. Reserve Prog. (CRP)-EFF	0	2,000,000	2,000,000	0	2,000,000	S.F. 2298	PG 251 LN 35
Loess Hills Cons. Auth.-EFF	0	600,000	600,000	0	600,000	S.F. 2298	PG 252 LN 8
So. IA Cons. Authority - EFF	0	300,000	300,000	0	300,000	S.F. 2298	PG 252 LN 19
<b>Total Ag. &amp; Land Stewardship</b>	<b>\$ 8,200,000</b>	<b>\$ 13,950,000</b>	<b>\$ 13,950,000</b>	<b>\$ 0</b>	<b>\$ 13,950,000</b>		
<b><u>Dept. for the Blind Capitals</u></b>							
Orientation Center Impr-RCF	\$ 0	\$ 0	\$ 67,000	\$ 0	\$ 67,000	S.F. 2298	PG 239 LN 7
<b><u>DED Capitals</u></b>							
ACE Program - RCF	\$ 2,500,000	\$ 2,500,000	\$ 0	\$ 0	\$ 0		
ACE Program - RIIF	0	3,000,000	5,500,000	0	5,500,000	S.F. 2298	PG 240 LN 12
Local Housing Assist.-RIIF	0	800,000	0	0	0		
Brownfields Redev. Prog-EFF	0	500,000	500,000	0	500,000	S.F. 2298	PG 252 LN 24
Advanced Research - RIIF/RCF	3,268,696	0	0	0	0		
Nonprofit Rec. Grants-RIIF	0	0	200,000	0	200,000	S.F. 2298	PG 240 LN 29
National Special Olympics-RIIF	0	0	500,000	0	500,000	S.F. 2298	PG 240 LN 24
Lewis & Clark Bicent.-RIIF	0	0	50,000	0	50,000	S.F. 2298	PG 240 LN 35
<b>Total DED Capitals</b>	<b>\$ 5,768,696</b>	<b>\$ 6,800,000</b>	<b>\$ 6,750,000</b>	<b>\$ 0</b>	<b>\$ 6,750,000</b>		
<b><u>IA Telecommun &amp; Technology Commission</u></b>							
ICN-ATM Conversion-RCF	\$ 5,000,000	\$ 0	\$ 0	\$ 0	\$ 0		
<b><u>Transportation, Department of</u></b>							
<b>Transportation, Department of</b>							
DOT - Federal	\$ 331,381,503	\$ 261,650,000	\$ 275,720,000	\$ 0	\$ 275,720,000	S.F. 2288	PG 24 LN 14

# Transportation, Infrastructure, and Capitals

## Non General Fund

Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
(1)	(2)	(3)	(4)	(5)	(6)	(7)

**Transportation, Department of (cont.)**

**Road Use Tax Fund**

Driver's Lic. Equip Lease	3,997,000	2,820,000	2,820,000	0	2,820,000	S.F. 2112	PG 1 LN 6
Operations	5,056,319	6,081,902	5,357,153	0	5,357,153	S.F. 2112	PG 1 LN 17
Administrative Services	517,083	626,489	553,964	0	553,964	S.F. 2112	PG 1 LN 19
Planning	461,698	470,073	460,225	0	460,225	S.F. 2112	PG 1 LN 21
Motor Vehicles	28,357,256	30,444,470	30,378,726	0	30,378,726	S.F. 2112	PG 1 LN 23
Admin. Services Reimb.	37,500	37,500	37,500	0	37,500	S.F. 2112	PG 1 LN 25
Unemployment Compensation	17,000	17,000	17,000	0	17,000	S.F. 2112	PG 1 LN 30
Workers' Compensation	77,000	77,000	95,000	0	95,000	S.F. 2112	PG 1 LN 32
Indirect Cost Recoveries	102,000	102,000	102,000	0	102,000	S.F. 2112	PG 2 LN 2
Auditor Reimbursement	54,314	54,314	54,314	0	54,314	S.F. 2112	PG 2 LN 5
MVD - County Treasurers	0	0	1,096,000	0	1,096,000	S.F. 2112	PG 2 LN 8
County Driver's Lic. Issuance	30,000	30,000	0	0	0		
511 Road/Weather Info. System	100,000	100,000	100,000	0	100,000	S.F. 2112	PG 2 LN 12
Vehicle Reg. System Rewrite	5,000,000	5,000,000	0	0	0		
Mississippi River Pkwy. Comm.	40,000	40,000	40,000	0	40,000	S.F. 2112	PG 2 LN 16
Super Highway Coalition	50,000	50,000	50,000	0	50,000	S.F. 2112	PG 2 LN 19
Scale & Inspection Sites	0	200,000	0	0	0		
<b>Total Road Use Tax Fund</b>	<b>43,897,170</b>	<b>46,150,748</b>	<b>41,161,882</b>	<b>0</b>	<b>41,161,882</b>		

**Primary Road Fund**

Operations	31,594,630	32,463,476	32,758,225	0	32,758,225	S.F. 2112	PG 2 LN 30
Administrative Services	3,182,316	3,330,395	3,402,920	0	3,402,920	S.F. 2112	PG 2 LN 33
Planning	8,772,302	8,734,445	8,744,293	0	8,744,293	S.F. 2112	PG 3 LN 1
Highways	170,540,659	181,933,014	180,300,015	0	180,300,015	S.F. 2112	PG 3 LN 4
Motor Vehicles	2,240,462	1,225,994	1,226,838	0	1,226,838	S.F. 2112	PG 3 LN 7
Admin. Services Reimb.	712,500	712,500	712,500	0	712,500	S.F. 2112	PG 3 LN 10
Unemployment Compensation	328,000	328,000	328,000	0	328,000	S.F. 2112	PG 3 LN 15
Workers' Compensation	1,883,000	1,883,000	2,268,000	0	2,268,000	S.F. 2112	PG 3 LN 17

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Transportation, Department of (cont.)</u></b>							
<b>Primary Road Fund (cont.)</b>							
Hazardous Waste Management	800,000	800,000	800,000	0	800,000	S.F. 2112	PG 3 LN 22
Indirect Cost Recoveries	748,000	748,000	748,000	0	748,000	S.F. 2112	PG 3 LN 25
Auditor Reimbursement	336,036	336,036	336,036	0	336,036	S.F. 2112	PG 3 LN 28
Transportation Maps	275,000	275,000	275,000	0	275,000	S.F. 2112	PG 3 LN 31
Garage Roofing Projects	400,000	300,000	0	0	0		
Maintenance Garages	0	2,000,000	0	0	0		
DOT Complex Projects	0	0	650,000	0	650,000	S.F. 2112	PG 3 LN 34
Field Facility Deferred Maint.	351,500	351,500	351,500	0	351,500	S.F. 2112	PG 4 LN 1
Heating System Replacements	200,000	0	0	0	0		
ADA Improvements	200,000	0	0	0	0		
Admin. Bldg. Improvements	2,000,000	0	0	0	0		
Facility Utility Improvements	200,000	0	0	0	0		
<b>Total Primary Road Fund</b>	<u>224,764,405</u>	<u>235,421,360</u>	<u>232,901,327</u>	<u>0</u>	<u>232,901,327</u>		
<b>Total Transportation, Department of</b>	<u>\$ 600,043,078</u>	<u>\$ 543,222,108</u>	<u>\$ 549,783,209</u>	<u>\$ 0</u>	<u>\$ 549,783,209</u>		
<b><u>Treasurer of State</u></b>							
ICN Debt Service - RCF	\$ 13,044,784	\$ 13,039,378	\$ 13,039,778	\$ 0	\$ 13,039,778	S.F. 2298	PG 256 LN 7
Comm. Attract. & Tourism-RCF	12,500,000	12,500,000	0	0	0		
Comm. Attract./Tourism-RIIF	0	0	12,000,000	0	12,000,000	S.F. 2298	PG 289 LN 28
Prison Bond Debt Ser.-RCF	5,417,250	5,411,986	5,413,324	0	5,413,324	S.F. 2298	PG 256 LN 27
County Fair Improvements-RIIF	0	0	1,060,000	0	1,060,000	S.F. 2298	PG 244 LN 21
County Fair Improvements-RCF	1,060,000	1,060,000	0	0	0		
Attorney Litigation Fees-RCF	15,570,076	700,000	0	0	0		
<b>Total Treasurer of State</b>	<u>\$ 47,592,110</u>	<u>\$ 32,711,364</u>	<u>\$ 31,513,102</u>	<u>\$ 0</u>	<u>\$ 31,513,102</u>		



# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Corrections Capital</u></b>							
Ft. Madison-Alliant Energy-RIIF	\$ 333,168	\$ 333,168	\$ 333,168	\$ 0	\$ 333,168	S.F. 2298	PG 239 LN 14
Oakdale Expansion - RCF	4,100,000	7,500,000	11,700,000	0	11,700,000	2003 Session	
Clarinda Bed Expansion-RIIF	0	730,400	0	0	0		
Luster Heights Expansion-RIIF	0	92,000	0	0	0		
Inst. Perimeter Fence-RCF	3,523,850	0	0	0	0		
Ft. Madison Sp. Needs-RCF	2,000,000	0	0	0	0		
Davenport CBC - RIIF	0	0	3,000,000	0	3,000,000	S.F. 2298	PG 239 LN 19
<b>Total Corrections Capital</b>	<b>\$ 9,957,018</b>	<b>\$ 8,655,568</b>	<b>\$ 15,033,168</b>	<b>\$ 0</b>	<b>\$ 15,033,168</b>		
<b><u>Cultural Affairs Capital</u></b>							
Historical Site Pres. - RIIF	\$ 0	\$ 830,000	\$ 500,000	\$ 0	\$ 500,000	S.F. 2298	PG 239 LN 28
Battle Flag Preservation-RIIF	100,000	150,000	100,000	0	100,000	S.F. 2298	PG 240 LN 7
Historical Society - RIIF	0	125,000	0	0	0		
<b>Total Cultural Affairs Capital</b>	<b>\$ 100,000</b>	<b>\$ 1,105,000</b>	<b>\$ 600,000</b>	<b>\$ 0</b>	<b>\$ 600,000</b>		
<b><u>State Fair Authority Capital</u></b>							
Capital Improvements-RIIF	\$ 0	\$ 0	\$ 250,000	\$ 0	\$ 250,000	S.F. 2298	PG 241 LN 34
Capital Improvements-RCF	500,000	500,000	0	0	0		
<b>Total State Fair Authority Capital</b>	<b>\$ 500,000</b>	<b>\$ 500,000</b>	<b>\$ 250,000</b>	<b>\$ 0</b>	<b>\$ 250,000</b>		
<b><u>Human Services Capital</u></b>							
Alternative Ser. Facility-RCF	\$ 200,000	\$ 0	\$ 0	\$ 0	\$ 0		
Residential Treatment-RIIF	0	0	250,000	-250,000	0	S.F. 2298	PG 241 LN 28
<b>Total Human Services Capital</b>	<b>\$ 200,000</b>	<b>\$ 0</b>	<b>\$ 250,000</b>	<b>\$ -250,000</b>	<b>\$ 0</b>		
<b><u>Natural Resources Capital</u></b>							
GIS Info. for Watershed-EFF	\$ 0	\$ 195,000	\$ 195,000	\$ 0	\$ 195,000	S.F. 2298	PG 252 LN 29
Volun. & Keepers of Land-EFF	100,000	100,000	100,000	0	100,000	S.F. 2298	PG 252 LN 34

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Natural Resources Capital (cont.)</u></b>							
Destination State Park-RIIF	0	0	500,000	0	500,000	S.F. 2298	PG 242 LN 19
Water Quality Monitoring-EFF	2,605,000	2,955,000	2,955,000	0	2,955,000	S.F. 2298	PG 253 LN 2
Water Quality Protection-EFF	500,000	500,000	500,000	0	500,000	S.F. 2298	PG 253 LN 5
Air Quality Equip.-EFF	500,000	500,000	500,000	0	500,000	S.F. 2298	PG 253 LN 9
Lake Dredging-EFF	350,000	1,000,000	1,000,000	0	1,000,000	S.F. 2298	PG 253 LN 11
Marine Fuel Tax Projects-EFF	2,300,000	2,300,000	2,300,000	0	2,300,000	S.F. 2298	PG 253 LN 27
Park Operations & Main.- EFF	0	2,000,000	2,000,000	0	2,000,000	S.F. 2298	PG 253 LN 33
REAP Program-EFF	2,000,000	11,000,000	11,000,000	0	11,000,000	S.F. 2298	PG 254 LN 1
Destination State Park-RCF	1,000,000	3,000,000	0	0	0		
Restore the Outdoors-RCF	2,500,000	2,500,000	0	0	0		
Lewis & Clark Water Sys.-RCF	281,400	1,500,000	2,450,000	0	2,450,000	2002 Session	
<b>Total Natural Resources Capital</b>	<b>\$ 12,136,400</b>	<b>\$ 27,550,000</b>	<b>\$ 23,500,000</b>	<b>\$ 0</b>	<b>\$ 23,500,000</b>		
<b><u>Public Defense Capital</u></b>							
Iowa City Readiness Ctr.-RIIF	\$ 0	\$ 195,000	\$ 2,150,000	\$ 0	\$ 2,150,000	S.F. 2298	PG 242 LN 24
Armory Maintenance-RIIF	0	0	1,269,636	0	1,269,636	S.F. 2298	PG 242 LN 28
Boone Armory Addition-RCF	111,000	1,095,000	0	0	0		
Facility Maintenance-RCF	700,000	1,269,636	0	0	0		
Ft. Dodge Readiness Ctr.-RIIF	0	750,000	750,000	0	750,000	2003 Session	
Estherville Readiness Ctr.-RCF	400,000	461,000	0	0	0		
Waterloo Armory Renov.-RCF	612,100	0	0	0	0		
Boone Armory Addition-RIIF	0	0	1,096,000	0	1,096,000	S.F. 2298	PG 242 LN 31
<b>Total Public Defense Capital</b>	<b>\$ 1,823,100</b>	<b>\$ 3,770,636</b>	<b>\$ 5,265,636</b>	<b>\$ 0</b>	<b>\$ 5,265,636</b>		
<b><u>Public Safety Capital</u></b>							
Capitol Bldg Security-RIIF	\$ 850,000	\$ 800,000	\$ 800,000	\$ 0	\$ 800,000	S.F. 2298	PG 242 LN 34
AFIS Lease Purchase-RIIF	0	0	550,000	0	550,000	S.F. 2298	PG 243 LN 6
NCIC Control Terminal-RIIF	0	0	500,000	0	500,000	S.F. 2298	PG 243 LN 10

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Public Safety Capital (cont.)</b>							
Capitol Complex Security-RCF	0	1,000,000	0	0	0		
Fire Equip. Loan Fund-RIIF	0	500,000	500,000	0	500,000	S.F. 2298	PG 243 LN 20
Fire Training Facilities-RIIF	0	50,000	150,000	0	150,000	S.F. 2298	PG 243 LN 15
Capitol Complex Security-RIIF	0	0	300,000	0	300,000	S.F. 2298	PG 243 LN 3
<b>Total Public Safety Capital</b>	<b>\$ 850,000</b>	<b>\$ 2,350,000</b>	<b>\$ 2,800,000</b>	<b>\$ 0</b>	<b>\$ 2,800,000</b>		
<b>Regents Capital</b>							
Special School Maint.-RIIF	\$ 0	\$ 0	\$ 500,000	\$ 0	\$ 500,000	S.F. 2298	PG 239 LN 10
Tuition Replacement-RIIF	0	350,000	858,764	0	858,764	S.F. 2298	PG 245 LN 8
Tuition Replacement-RCF	10,503,733	10,610,409	10,437,174	0	10,437,174	S.F. 2298	PG 255 LN 25
UNI-Teaching Center Bldg-RCF	1,730,000	6,490,000	9,880,000	0	9,880,000	2002 Session	
SUI-Journalism Bldg-RCF	2,600,000	7,200,000	3,575,000	0	3,575,000	2002 Session	
ISU-Classrooms & Aud.-RCF	2,112,100	10,177,300	1,949,100	0	1,949,100	2002 Session	
UNI-Steam Distribution-RCF	4,320,000	4,390,000	0	0	0		
SUI-Art Building-RCF	7,910,000	3,653,000	0	0	0		
UNI-Playground Safety-RIIF	0	500,000	500,000	0	500,000	S.F. 2298	PG 242 LN 6
ISD-Girls' Dormitory-RIIF	0	100,000	0	0	0		
IBSSS-Facility Impr.-RIIF	0	100,000	0	0	0		
SUI-Old Capitol Impr.-RCF	0	350,000	0	0	0		
Tuition Replacement-ENDW	16,843,772	0	0	0	0		
ISU-Business Bldg.-RCF	6,700,000	0	0	0	0		
Lakeside Laboratory-RCF	390,000	0	0	0	0		
UNI-McCollum Hall-RCF	8,400,000	0	0	0	0		
ISD-Tuckpointing-RCF	185,000	0	0	0	0		
IBSSS-HVAC System-RCF	450,000	0	0	0	0		
ISU-Livestock Biosecurity-RCF	2,797,000	0	0	0	0		
ISU-Plant Sciences-RCF	4,148,000	0	0	0	0		

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b>Regents Capital (cont.)</b>							
SUI-Biology Building-RCF	3,000,000	0	0	0	0		
Special Schools Capitals-RCF	250,000	0	0	0	0		
<b>Total Regents Capital</b>	<b>\$ 72,339,605</b>	<b>\$ 43,920,709</b>	<b>\$ 27,700,038</b>	<b>\$ 0</b>	<b>\$ 27,700,038</b>		
<b>Transportation Capitals</b>							
Aviation Improvement Prog-RIIF	\$ 0	\$ 500,000	\$ 500,000	\$ 0	\$ 500,000	S.F. 2298	PG 243 LN 26
Comm. Service Airports-RIIF	0	0	1,100,000	0	1,100,000	S.F. 2298	PG 243 LN 34
Comm. Aviation Infr.-RCF	1,100,000	1,100,000	0	0	0		
Gen. Aviation Airports-RIIF	0	0	581,400	0	581,400	S.F. 2298	PG 244 LN 17
Gen. Aviation Airports-RCF	581,400	581,400	0	0	0		
Recreational Trails-RCF	2,000,000	1,000,000	0	0	0		
<b>Total Transportation Capitals</b>	<b>\$ 3,681,400</b>	<b>\$ 3,181,400</b>	<b>\$ 2,181,400</b>	<b>\$ 0</b>	<b>\$ 2,181,400</b>		
<b>Education Capital</b>							
Enrich Iowa Libraries-RIIF	\$ 600,000	\$ 600,000	\$ 600,000	\$ 0	\$ 600,000	S.F. 2298	PG 241 LN 4
ICN Maint & Leases-RIIF	2,727,004	2,727,000	2,727,000	0	2,727,000	S.F. 2298	PG 241 LN 14
Parker Building Remodel-RIIF	0	0	303,632	0	303,632	S.F. 2298	PG 241 LN 18
IPTV-HDTV Conversion-RCF	1,000,000	10,000,000	0	0	0		
IPTV-HDTV Conversion-RIIF	0	0	8,000,000	0	8,000,000	S.F. 2298	PG 241 LN 21
SAVE Fund	0	0	8,160,000	1,840,000	10,000,000	S.F. 2298	PG 249 LN 7
<b>Total Education Capital</b>	<b>\$ 4,327,004</b>	<b>\$ 13,327,000</b>	<b>\$ 19,790,632</b>	<b>\$ 1,840,000</b>	<b>\$ 21,630,632</b>		
<b>Judicial Branch Capital</b>							
Judicial Bldg Parking-RCF	\$ 700,000	\$ 0	\$ 0	\$ 0	\$ 0		
Judicial Bldg Furnishings-RCF	1,250,000	0	0	0	0		
<b>Total Judicial Branch Capital</b>	<b>\$ 1,950,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		

# Transportation, Infrastructure, and Capitals

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Veterans Affairs Capitals</u></b>							
Veterans Trust Fund-RIIF	\$ 0	\$ 0	\$ 1,000,000	\$ 0	\$ 1,000,000	S.F. 2298	PG 244 LN 26
Residence Demolition-RIIF	<u>50,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
<b>Total Veterans Affairs Capitals</b>	<u>\$ 50,000</u>	<u>\$ 0</u>	<u>\$ 1,000,000</u>	<u>\$ 0</u>	<u>\$ 1,000,000</u>		
<b>Total Trans., Infra., and Capitals</b>	<u>\$ 826,823,411</u>	<u>\$ 751,948,546</u>	<u>\$ 727,577,082</u>	<u>\$ -180,000</u>	<u>\$ 727,397,082</u>		

# Unassigned Standing

## Non General Fund

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Management, Department of</u></b>							
Environment First to GF	\$ 18,445,000	\$ 0	\$ 0	\$ 0	\$ 0		
Environment First Transfer	16,555,000	35,000,000	35,000,000	0	35,000,000	Standing	
Environment First Balance Adj.	-16,555,000	-35,000,000	-35,000,000	0	-35,000,000		
RIIF Supplemental-CRF	2,150,000	0	17,500,000	0	17,500,000	HF 2538	PG 1 LN 1
RIIF Supplemental Balance Adj.	0	0	-17,500,000	0	-17,500,000		
<b>Total Management, Department of</b>	<b>\$ 20,595,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		
<b><u>Revenue, Dept. of</u></b>							
Ag. Land Tax Credit	\$ 0	\$ 0	\$ 34,610,183	\$ 0	\$ 34,610,183	S.F. 2298	PG 222 LN 29
Homestead Tax Credit Aid	0	0	102,945,379	0	102,945,379	S.F. 2298	PG 222 LN 26
Elderly & Disabled Tax Credit	0	0	19,540,000	0	19,540,000	S.F. 2298	PG 222 LN 35
Military Service Tax Credit	0	0	2,568,402	0	2,568,402	S.F. 2298	PG 222 LN 32
<b>Total Revenue, Dept. of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 159,663,964</b>	<b>\$ 0</b>	<b>\$ 159,663,964</b>		
<b><u>Transportation, Department of</u></b>							
DL Suspension Services	\$ 225,000	\$ 225,000	\$ 225,000	\$ 0	\$ 225,000	Standing	
Co. Treas. Equip Standing	650,000	650,000	650,000	0	650,000	Standing	
<b>Total Transportation, Department of</b>	<b>\$ 875,000</b>	<b>\$ 875,000</b>	<b>\$ 875,000</b>	<b>\$ 0</b>	<b>\$ 875,000</b>		
<b><u>Treasurer of State</u></b>							
Healthy Iowans Tobacco Trust	\$ 55,825,000	\$ 56,662,375	\$ 57,512,311	\$ 0	\$ 57,512,311	Standing	
Healthy Iowans Tbc. Bal. Adj.	-55,825,000	-56,662,375	-57,512,311	0	-57,512,311		
<b>Total Treasurer of State</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>		
<b><u>Natural Resources Capital</u></b>							
Fish and Game Capital - F & G	\$ 5,000,000	\$ 5,000,000	\$ 9,000,000	\$ 0	\$ 9,000,000	Standing	
<b>Total Unassigned Standing</b>	<b>\$ 26,470,000</b>	<b>\$ 5,875,000</b>	<b>\$ 169,538,964</b>	<b>\$ 0</b>	<b>\$ 169,538,964</b>		

# Summary Data

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005
	(1)	(2)	(3)	(4)	(5)
Administration and Regulation	1,783.76	1,956.46	1,969.21	0.00	1,969.21
Ag. and Natural Resources	1,373.99	1,537.21	1,539.21	0.00	1,539.21
Economic Development	1,076.38	1,271.28	1,265.44	0.00	1,265.44
Education	26,681.30	26,291.18	26,280.79	0.00	26,280.79
Health and Human Services	6,302.35	6,759.21	6,872.12	-4.00	6,868.12
Justice System	7,568.65	7,970.66	8,037.15	0.00	8,037.15
Trans., Infra., and Capitals	3,214.00	3,538.00	3,517.00	0.00	3,517.00
Unassigned Standing	401.23	401.32	401.32	0.00	401.32
Grand Total	<u>48,401.66</u>	<u>49,725.32</u>	<u>49,882.24</u>	<u>-4.00</u>	<u>49,878.24</u>
Bill Totals					
H.F. 2577 Healthy Iowans Tobacco Trust			11.00	0.00	11.00
S.F. 2112 Transportation Appropriations Act			3,421.00	0.00	3,421.00
S.F. 2298 Omnibus Appropriations Act			35,208.59	-4.00	35,204.59

# Administration and Regulation

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Administrative Services, Dept. of</u></b>							
<b>Administrative Services</b>							
Admin. Serv. General Office	0.00	245.55	233.95	0.00	233.95	S.F. 2298	PG 1 LN 9
<b>Nonappropriated</b>							
IT Operations Revolving Fund	0.00	132.00	148.25	0.00	148.25		
Enterprise Resource Plan. (I/3)	0.00	0.00	2.00	0.00	2.00		
Purchasing Revolving Operation	0.00	1.00	12.80	0.00	12.80		
Federal Surplus Property	0.00	6.00	6.00	0.00	6.00		
Vehicle Dispatcher Revolving	0.00	12.75	13.00	0.00	13.00		
Motor Pool Revolving	0.00	1.25	1.00	0.00	1.00		
Self Insurance/Risk Management	0.00	2.00	5.00	0.00	5.00		
Printing Revolving Operations	0.00	0.00	20.00	0.00	20.00		
Utilities - FTEs	0.00	0.00	0.40	0.00	0.40		
Purchasing Operations - FTEs	0.00	11.80	0.00	0.00	0.00		
Printing Operations - FTEs	0.00	21.00	0.00	0.00	0.00		
<b>Total Nonappropriated</b>	<b>0.00</b>	<b>187.80</b>	<b>208.45</b>	<b>0.00</b>	<b>208.45</b>		
<b>Total Administrative Services, Dept. of</b>	<b>0.00</b>	<b>433.35</b>	<b>442.40</b>	<b>0.00</b>	<b>442.40</b>		
<b><u>Auditor of State</u></b>							
Auditor of State - Gen. Office	105.02	106.30	106.30	0.00	106.30	S.F. 2298	PG 3 LN 28
<b><u>Ethics and Campaign Disclosure</u></b>							
Ethics and Campaign Disclosure	6.02	7.00	6.00	0.00	6.00	S.F. 2298	PG 4 LN 14
<b><u>Commerce, Department of</u></b>							
Alcoholic Beverages	30.01	33.00	33.00	0.00	33.00	S.F. 2298	PG 4 LN 30
Banking Division	62.68	65.00	65.00	0.00	65.00	S.F. 2298	PG 5 LN 1
Credit Union Division	15.25	19.00	19.00	0.00	19.00	S.F. 2298	PG 5 LN 7
Insurance Division	82.95	92.50	95.00	0.00	95.00	S.F. 2298	PG 5 LN 13



# Administration and Regulation

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Commerce, Department of (cont.)</u></b>							
Professional Licensing	9.02	12.00	12.00	0.00	12.00	S.F. 2298	PG 6 LN 2
Utilities Division	67.90	79.00	79.00	0.00	79.00	S.F. 2298	PG 6 LN 9
<b>Total Commerce, Department of</b>	<b>267.81</b>	<b>300.50</b>	<b>303.00</b>	<b>0.00</b>	<b>303.00</b>		
<b><u>General Services, Dept. of</u></b>							
<b>General Services, Dept. of</b>							
DGS Administration & Property	107.58	0.00	0.00	0.00	0.00		
Terrace Hill Operations	4.54	0.00	0.00	0.00	0.00		
Utilities	0.76	0.00	0.00	0.00	0.00		
Centralized Purchasing Div.	12.59	0.00	0.00	0.00	0.00		
State Fleet Administrator	13.00	0.00	0.00	0.00	0.00		
Central Print Division	21.07	0.00	0.00	0.00	0.00		
<b>Total General Services, Dept. of</b>	<b>159.54</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>		
<b>Nonappropriated</b>							
Centralized Purchasing - Admin	0.43	0.00	0.00	0.00	0.00		
Federal Surplus Property	5.22	0.00	0.00	0.00	0.00		
Self Insurance/Risk Management	1.95	0.00	0.00	0.00	0.00		
Centralized Printing Revolving	0.78	0.00	0.00	0.00	0.00		
<b>Total Nonappropriated</b>	<b>8.38</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>		
<b>Total General Services, Dept. of</b>	<b>167.92</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>		
<b><u>Information Technology, Dept. of</u></b>							
IT Operations Revolving Fund	120.96	0.00	0.00	0.00	0.00		
<b><u>Governor</u></b>							
<b>Governor's Office, Iowa</b>							
General Office	16.13	19.25	19.25	0.00	19.25	S.F. 2298	PG 8 LN 7

# Administration and Regulation

## FTE

Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
(1)	(2)	(3)	(4)	(5)	(6)	(7)

**Governor (cont.)**

**Governor's Office, Iowa (cont.)**

Terrace Hill Quarters	3.01	3.00	8.00	0.00	8.00	S.F. 2298	PG 8 LN 14
Admin Rules Coordinator	3.01	3.00	3.00	0.00	3.00	S.F. 2298	PG 8 LN 20
State-Federal Relations	1.47	2.00	2.00	0.00	2.00	S.F. 2298	PG 8 LN 31
				0.00			

**Nonappropriated**

Statewide Volunteer Program	1.17	1.75	1.75	0.00	1.75		
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**Total Governor**

	24.79	29.00	34.00	0.00	34.00		
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**Gov. Office of Drug Control Policy**

Drug Policy Coordinator	8.97	9.00	9.00	0.00	9.00	S.F. 2298	PG 9 LN 3
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**Human Rights, Department of**

**Human Rights, Dept. of**

Administration	6.63	7.00	7.00	0.00	7.00	S.F. 2298	PG 9 LN 26
Deaf Services	5.08	7.00	6.00	0.00	6.00	S.F. 2298	PG 9 LN 32
Persons with Disabilities	3.51	3.50	3.50	0.00	3.50	S.F. 2298	PG 10 LN 8
Division of Latino Affairs	2.28	3.00	3.00	0.00	3.00	S.F. 2298	PG 10 LN 14
Status of Women	2.69	3.00	3.00	0.00	3.00	S.F. 2298	PG 10 LN 20
Status of African Americans	1.73	2.00	2.00	0.00	2.00	S.F. 2298	PG 10 LN 27
Criminal & Juvenile Justice	6.71	6.96	6.96	0.00	6.96	S.F. 2298	PG 10 LN 33
Community Grant Fund	0.05	0.00	0.00	0.00	0.00		

**Total Human Rights, Dept. of**

	28.68	32.46	31.46	0.00	31.46		
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**Nonappropriated**

Weatherization-DOE	5.96	6.21	6.18	0.00	6.18		
Justice Assistance Act	4.34	7.36	0.00	0.00	0.00		
Juvenile Accountability	0.00	0.39	1.92	0.00	1.92		
Status of Women Federal Grants	0.16	0.00	0.00	0.00	0.00		
Oil Overcharge Weatherization	0.30	0.00	0.20	0.00	0.20		

# Administration and Regulation

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
Low Income Energy Assistance	3.16	3.20	3.00	0.00	3.00		
Juvenile Accountability Block	1.98	2.00	0.00	0.00	0.00		
CSBG - Community Action Agcy	5.36	5.56	5.82	0.00	5.82		
Disability Donations & Grants	1.47	0.60	1.60	0.00	1.60		
<b>Total Nonappropriated</b>	<b>22.73</b>	<b>25.32</b>	<b>18.72</b>	<b>0.00</b>	<b>18.72</b>		
<b>Total Human Rights, Department of</b>	<b>51.41</b>	<b>57.78</b>	<b>50.18</b>	<b>0.00</b>	<b>50.18</b>		
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
<b>Inspections and Appeals</b>							
Administration Division	18.34	20.25	32.25	0.00	32.25	S.F. 2298	PG 11 LN 17
Audits Division	0.10	0.00	0.00	0.00	0.00		
Administrative Hearings Division	22.98	23.00	23.00	0.00	23.00	S.F. 2298	PG 11 LN 23
Investigations Division	38.04	41.00	41.00	0.00	41.00	S.F. 2298	PG 11 LN 29
Health Facilities Division	102.31	108.75	108.75	0.00	108.75	S.F. 2298	PG 11 LN 35
Inspections Division	11.92	12.00	0.00	0.00	0.00		
Employment Appeal Board	13.00	15.00	15.00	0.00	15.00	S.F. 2298	PG 12 LN 6
Child Advocacy Board	38.38	38.99	38.99	0.00	38.99	S.F. 2298	PG 12 LN 21
<b>Total Inspections and Appeals</b>	<b>245.07</b>	<b>258.99</b>	<b>258.99</b>	<b>0.00</b>	<b>258.99</b>		
<b>Racing Commission</b>							
Pari-mutuel Regulation	19.36	24.53	27.53	0.00	27.53	S.F. 2298	PG 13 LN 6
Excursion Boat Gambling Reg.	27.55	30.22	30.22	0.00	30.22	S.F. 2298	PG 13 LN 20
<b>Total Racing Commission</b>	<b>46.91</b>	<b>54.75</b>	<b>57.75</b>	<b>0.00</b>	<b>57.75</b>		
<b>Total Inspections &amp; Appeals, Dept of</b>	<b>291.98</b>	<b>313.74</b>	<b>316.74</b>	<b>0.00</b>	<b>316.74</b>		
<b><u>Management, Department of</u></b>							
DOM General Office & Statewide	27.22	33.00	32.00	0.00	32.00	S.F. 2298	PG 14 LN 18
Statewide Property Tax Admin.	1.00	0.00	0.00	0.00	0.00		
Enterprise Resource Planning	0.00	1.00	1.00	0.00	1.00	S.F. 2298	PG 14 LN 24
Salary Model Administrator	0.00	0.00	1.00	0.00	1.00	S.F. 2298	PG 15 LN 3
<b>Total Management, Department of</b>	<b>28.22</b>	<b>34.00</b>	<b>34.00</b>	<b>0.00</b>	<b>34.00</b>		

# Administration and Regulation

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Personnel, Department of</u></b>							
IDOP-Customer Serv. and Ben.	62.28	0.00	0.00	0.00	0.00		
<b><u>IPERS Administration</u></b>							
IPERS Administration	86.95	90.13	90.13	0.00	90.13	S.F. 2298	PG 17 LN 29
<b><u>Revenue, Dept. of</u></b>							
Revenue & Finance	378.98	366.81	389.66	0.00	389.66	S.F. 2298	PG 17 LN 35
Tax Gap Collections	17.76	22.85	0.00	0.00	0.00		
Direct Deposit Payroll Exp.	0.62	0.00	0.00	0.00	0.00		
<b>Total Revenue, Dept. of</b>	<u>397.36</u>	<u>389.66</u>	<u>389.66</u>	<u>0.00</u>	<u>389.66</u>		
<b><u>Lottery</u></b>							
<b>Lottery Operations</b>							
Lottery Operations	108.66	117.00	0.00	0.00	0.00		
<b>Nonappropriated</b>							
Lottery Operations FTEs	0.00	0.00	117.00	0.00	117.00		
<b>Total Lottery</b>	<u>108.66</u>	<u>117.00</u>	<u>117.00</u>	<u>0.00</u>	<u>117.00</u>		
<b><u>Secretary of State</u></b>							
Administration and Elections	7.93	10.00	10.00	0.00	10.00	S.F. 2298	PG 16 LN 14
Business Services	23.82	32.00	32.00	0.00	32.00	S.F. 2298	PG 16 LN 24
<b>Total Secretary of State</b>	<u>31.75</u>	<u>42.00</u>	<u>42.00</u>	<u>0.00</u>	<u>42.00</u>		
<b><u>Treasurer of State</u></b>							
Treasurer - General Office	23.66	27.00	28.80	0.00	28.80	S.F. 2298	PG 17 LN 11
<b>Total Administration and Regulation</b>	<u><u>1,783.76</u></u>	<u><u>1,956.46</u></u>	<u><u>1,969.21</u></u>	<u><u>0.00</u></u>	<u><u>1,969.21</u></u>		

# Agriculture and Natural Resources

FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Ag. &amp; Land Stewardship</u></b>							
<b>Agriculture &amp; Land Stewardship</b>							
Administrative Division	349.45	410.64	410.64	0.00	410.64	S.F. 2298	PG 21 LN 25
Soil Conservation Division Operations	0.03	0.00	0.00	0.00	0.00		
<b>Total Agriculture &amp; Land Stewardship</b>	<u>349.48</u>	<u>410.64</u>	<u>410.64</u>	<u>0.00</u>	<u>410.64</u>		
<b>Nonappropriated</b>							
Ag Drainage Wells - GW	2.47	3.69	3.69	0.00	3.69		
Water Protection Fund	10.13	14.88	13.63	0.00	13.63		
Agri-Dev. Authority - Administration	4.02	6.00	6.00	0.00	6.00		
EPA Non Point Source Pollution	13.94	15.25	16.50	0.00	16.50		
Abandoned Mined Lands Grant	2.91	3.63	3.63	0.00	3.63		
Renewable Fuels & Coproducts	1.00		1.00	0.00	1.00		
Pseudorabies	3.60	3.00	4.00	0.00	4.00		
<b>Total Nonappropriated</b>	<u>38.07</u>	<u>46.45</u>	<u>48.45</u>	<u>0.00</u>	<u>48.45</u>		
<b>Total Ag. &amp; Land Stewardship</b>	<u>387.55</u>	<u>457.09</u>	<u>459.09</u>	<u>0.00</u>	<u>459.09</u>		
<b><u>Natural Resources, Department of</u></b>							
Department of Natural Resources	986.44	1,080.12	1,080.12	0.00	1,080.12	S.F. 2298	PG 24 LN 7
<b>Total Natural Resources, Department of</b>	<u>986.44</u>	<u>1,080.12</u>	<u>1,080.12</u>	<u>0.00</u>	<u>1,080.12</u>		
<b>Total Ag. and Natural Resources</b>	<u>1,373.99</u>	<u>1,537.21</u>	<u>1,539.21</u>	<u>0.00</u>	<u>1,539.21</u>		

# Economic Development

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Economic Development, Dept. of</u></b>							
<b>Administrative Services</b>							
General Administration	24.77	28.75	28.75	0.00	28.75	S.F. 2298	PG 28 LN 13
<b>Business Development</b>							
Business Development	46.35	57.00	57.00	0.00	57.00	S.F. 2298	PG 28 LN 27
Workforce Dev. Approp.	3.46	4.00	4.00	0.00	4.00	S.F. 2298	PG 31 LN 12
<b>Total Business Development</b>	<b>49.81</b>	<b>61.00</b>	<b>61.00</b>	<b>0.00</b>	<b>61.00</b>		
<b>Community &amp; Rural Devel.</b>							
Community Development	52.15	61.75	61.75	0.00	61.75	S.F. 2298	PG 29 LN 16
Tourism/Recreation Dev.	1.09	2.25	2.25	0.00	2.25	S.F. 2298	PG 30 LN 11
<b>Total Community &amp; Rural Devel.</b>	<b>53.24</b>	<b>64.00</b>	<b>64.00</b>	<b>0.00</b>	<b>64.00</b>		
<b>Nonappropriated</b>							
Finance Auth.-Title Guaranty	16.46	20.33	20.33	0.00	20.33		
Finance Authority	44.08	48.00	49.00	0.00	49.00		
IFA-Sec. 8 HUD Funding	16.65	19.00	19.00	0.00	19.00		
<b>Total Nonappropriated</b>	<b>77.19</b>	<b>87.33</b>	<b>88.33</b>	<b>0.00</b>	<b>88.33</b>		
<b>Total Economic Development, Dept. of</b>	<b>205.01</b>	<b>241.08</b>	<b>242.08</b>	<b>0.00</b>	<b>242.08</b>		
<b><u>Iowa Workforce Development</u></b>							
<b>Iowa Workforce Development</b>							
General Office	90.84	94.20	94.20	0.00	94.20	S.F. 2298	PG 35 LN 10
Job Service ACS (Surcharge)	97.46	82.37	82.37	0.00	82.37	S.F. 2298	PG 36 LN 5
Employment Statistics	0.67	0.00	0.00	0.00	0.00		
Welfare-To-Work Match	0.58	0.38	0.00	0.00	0.00		
<b>Total Iowa Workforce Development</b>	<b>189.55</b>	<b>176.95</b>	<b>176.57</b>	<b>0.00</b>	<b>176.57</b>		

# Economic Development

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Iowa Workforce Development (cont.)</u></b>							
<b>Nonappropriated</b>							
Special Contingency Fund	85.29	121.76	120.76	0.00	120.76		
IWD Major Federal Programs	371.48	471.20	470.11	0.00	470.11		
IWD Minor Federal Programs	173.85	182.86	178.49	0.00	178.49		
Amateur Boxing Grants Fund	0.23	0.15	0.15	0.00	0.15		
<b>Total Nonappropriated</b>	<b>630.85</b>	<b>775.97</b>	<b>769.51</b>	<b>0.00</b>	<b>769.51</b>		
<b>Total Iowa Workforce Development</b>	<b>820.40</b>	<b>952.92</b>	<b>946.08</b>	<b>0.00</b>	<b>946.08</b>		
<b><u>Public Employment Relations Board</u></b>							
General Office	9.48	10.00	10.00	0.00	10.00	S.F. 2298	PG 37 LN 14
<b><u>Regents, Board of</u></b>							
SUI - Economic Development	4.82	6.00	6.00	0.00	6.00	S.F. 2298	PG 33 LN 22
ISU - Economic Development	31.92	56.53	56.53	0.00	56.53	S.F. 2298	PG 32 LN 1
UNI - Economic Development	4.75	4.75	4.75	0.00	4.75	S.F. 2298	PG 34 LN 19
<b>Total Regents, Board of</b>	<b>41.49</b>	<b>67.28</b>	<b>67.28</b>	<b>0.00</b>	<b>67.28</b>		
<b>Total Economic Development</b>	<b>1,076.38</b>	<b>1,271.28</b>	<b>1,265.44</b>	<b>0.00</b>	<b>1,265.44</b>		

# Education

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Blind, Iowa Commission for the</u></b>							
Department for the Blind	98.25	109.51	109.51	0.00	109.51	S.F. 2298	PG 42 LN 4
<b><u>College Aid Commission</u></b>							
<b>Operations &amp; Loan Program</b>							
Scholarship and Grant Admin	4.67	4.30	4.30	0.00	4.30	S.F. 2298	PG 41 LN 3
<b>Nonappropriated</b>							
Stafford Loan Program Admin.	<u>32.70</u>	<u>37.71</u>	<u>37.80</u>	<u>0.00</u>	<u>37.80</u>		
<b>Total College Aid Commission</b>	<u>37.37</u>	<u>42.01</u>	<u>42.10</u>	<u>0.00</u>	<u>42.10</u>		
<b><u>Cultural Affairs, Dept. of</u></b>							
<b>Cultural Affairs, Dept of</b>							
Cultural Affairs - Admin.	1.26	1.17	1.17	0.00	1.17	S.F. 2298	PG 42 LN 20
State Historical Society	49.13	54.78	54.78	0.00	54.78	S.F. 2298	PG 42 LN 34
Historical Sites	6.61	8.00	8.00	0.00	8.00	S.F. 2298	PG 43 LN 5
Iowa Arts Council	5.70	7.55	7.55	0.00	7.55	S.F. 2298	PG 43 LN 11
<b>Total Cultural Affairs, Dept of</b>	<u>62.70</u>	<u>71.50</u>	<u>71.50</u>	<u>0.00</u>	<u>71.50</u>		
<b>Nonappropriated</b>							
Battle Flag Carry Over	0.00	2.00	0.00	0.00	0.00		
Historical Preservation	0.00	0.25	0.00	0.00	0.00		
Miscellaneous Income	0.97	0.00	0.00	0.00	0.00		
Hist. Res. Dev. Prog. (HRDP)	0.77	0.75	0.75	0.00	0.75		
Trust Accounts	0.05	1.00	0.00	0.00	0.00		
<b>Total Nonappropriated</b>	<u>1.79</u>	<u>4.00</u>	<u>0.75</u>	<u>0.00</u>	<u>0.75</u>		
<b>Total Cultural Affairs, Dept. of</b>	<u>64.49</u>	<u>75.50</u>	<u>72.25</u>	<u>0.00</u>	<u>72.25</u>		



# Education

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Education, Department of</b>							
<b>Administration</b>							
Dept. of Ed. Administration	97.50	85.65	85.65	0.00	85.65	S.F. 2298	PG 43 LN 23
Vocational Ed. Admin.	14.60	18.25	18.25	0.00	18.25	S.F. 2298	PG 44 LN 8
Board of Ed. Examiners	7.00	7.00	0.00	0.00	0.00		
Vocational Rehabilitation	240.31	281.50	281.50	0.00	281.50	S.F. 2298	PG 44 LN 14
Independent Living	1.25	1.00	1.00	0.00	1.00	S.F. 2298	PG 45 LN 7
State Library	18.00	18.00	18.00	0.00	18.00	S.F. 2298	PG 45 LN 18
School Food Service	17.00	17.00	0.00	0.00	0.00		
Iowa Public Television	67.53	78.00	78.00	0.00	78.00	S.F. 2298	PG 47 LN 25
IPTV - Regional Councils	5.71	6.00	6.00	0.00	6.00	S.F. 2298	PG 47 LN 31
<b>Total Administration</b>	468.90	512.40	488.40	0.00	488.40		
<b>Nonappropriated</b>							
IPTV-CPB/CSG FY 90/91	20.73	5.73	20.31	0.00	20.31		
Education of Handicapped Act	48.50	47.75	47.75	0.00	47.75		
IPTV-CPB/CSG FY 91/93	4.18	19.51	6.51	0.00	6.51		
Drinking Drivers Course	0.50	0.50	0.50	0.00	0.50		
IPTV-NTIA Equipment Grants	1.72	3.00	2.00	0.00	2.00		
IPTV-Contributions Holding Acc	1.51	1.50	1.50	0.00	1.50		
NCES - NAEP Assessments	1.00	1.00	1.00	0.00	1.00		
Drug Free Schools/Communities	1.50	1.50	1.50	0.00	1.50		
Advanced Placement Technology	0.25	0.25	0.00	0.00	0.00		
Standards, Assess. & Account.	0.00	0.18	0.00	0.00	0.00		
Improving Teacher Qual Grants	4.05	4.05	4.05	0.00	4.05		
Career Resource Network	1.55	1.55	1.55	0.00	1.55		
IPTV-Star Schools Grant	2.71	1.75	0.00	0.00	0.00		
Community Learning Centers	1.10	1.10	1.10	0.00	1.10		
State Assessment	1.75	1.57	1.75	0.00	1.75		
Adult Education	4.50	4.50	4.50	0.00	4.50		

# Education

## FTE

Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
(1)	(2)	(3)	(4)	(5)	(6)	(7)

**Education, Department of (cont.)**

**Nonappropriated (cont.)**

Veterans Education	3.00	3.00	3.00	0.00	3.00	
DE Nonfederal Grants	2.00	2.00	2.00	0.00	2.00	
ESEA Title 1	9.40	9.40	9.40	0.00	9.40	
ESEA Title 6	3.75	3.25	3.50	0.00	3.50	
High School Equivalency	0.50	0.50	0.50	0.00	0.50	
English Language Acquisition	0.00	2.00	2.00	0.00	2.00	
IPTV-Friends Funded Programmin	10.83	13.32	13.32	0.00	13.32	
Educational Telecommunications Project	3.40	2.50	2.50	0.00	2.50	
Technology Literacy Challenge	1.50	1.50	1.50	0.00	1.50	
IPTV Educational & Contractual	1.22	3.00	3.00	0.00	3.00	
Library Services Technology Act (LSTA)	14.00	14.00	14.00	0.00	14.00	
School Infrastructure	1.90	1.90	1.90	0.00	1.90	
Systems Change Project	3.00	4.00	4.00	0.00	4.00	
IDEA Gen. Supervision Enhancement	1.00	0.25	0.00	0.00	0.00	
Advanced Placement Incentive	0.25	0.25	0.25	0.00	0.25	
Reading First State Grants	3.25	3.25	3.25	0.00	3.25	
Vocational Rehabilitation	111.10	139.20	139.20	0.00	139.20	
Iowa Occupational Info. Coord. (ISOICC)	1.45	1.45	1.45	0.00	1.45	
AIDS Education	1.25	1.25	1.25	0.00	1.25	
Comprehensive School Reform	1.00	1.00	0.00	0.00	0.00	
School Bus Driver Permit	3.00	3.00	3.00	0.00	3.00	
Even Start	0.30	0.30	0.30	0.00	0.30	
Headstart Collaborative Grant	1.00	1.00	1.00	0.00	1.00	
Gates Foundation Leadership Gr	1.00	0.00	0.00	0.00	0.00	
ESEA Title 2	0.20	0.00	0.00	0.00	0.00	
Bilingual Education Title 3	2.00	0.00	0.00	0.00	0.00	

# Education

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Education, Department of (cont.)</u></b>							
<b>Nonappropriated (cont.)</b>							
Vocational Education Act	10.50	10.50	10.50	0.00	10.50		
Homeless Child and Adults	0.75	0.75	0.75	0.00	0.75		
<b>Total Nonappropriated</b>	<b>288.10</b>	<b>318.01</b>	<b>315.59</b>	<b>0.00</b>	<b>315.59</b>		
<b>Total Education, Department of</b>	<b>757.00</b>	<b>830.41</b>	<b>803.99</b>	<b>0.00</b>	<b>803.99</b>		
<b><u>Regents, Board of</u></b>							
<b>Regents, Board of</b>							
Regents Board Office	15.50	16.00	16.00	0.00	16.00	S.F. 2298	PG 55 LN 29
<b>University of Iowa</b>							
Univ. of Iowa: Gen. University	4,049.47	4,055.62	4,055.62	0.00	4,055.62	S.F. 2298	PG 56 LN 34
Indigent Patient Program: UIHC	5,747.05	5,471.01	5,471.01	0.00	5,471.01	S.F. 2298	PG 57 LN 13
Psychiatric Hospital	264.78	272.11	272.11	0.00	272.11	S.F. 2298	PG 59 LN 26
Center Dis. & Dev. (Hosp-Sch)	115.97	143.34	143.34	0.00	143.34	S.F. 2298	PG 59 LN 34
Oakdale Campus	43.25	43.25	43.25	0.00	43.25	S.F. 2298	PG 60 LN 8
University Hygienic Laboratory	101.77	102.49	102.49	0.00	102.49	S.F. 2298	PG 60 LN 14
Family Practice Program	190.77	192.40	192.40	0.00	192.40	S.F. 2298	PG 60 LN 20
SCHS - Hemophilia, Cancer	54.37	53.46	53.46	0.00	53.46	S.F. 2298	PG 60 LN 28
State of Iowa Cancer Registry	1.74	2.40	2.40	0.00	2.40	S.F. 2298	PG 61 LN 2
SUI Substance Abuse Consortium	0.81	1.50	1.50	0.00	1.50	S.F. 2298	PG 61 LN 7
Biocatalysis	6.62	5.20	5.20	0.00	5.20	S.F. 2298	PG 61 LN 13
Primary Health Care	7.36	7.75	7.75	0.00	7.75	S.F. 2298	PG 61 LN 18
Iowa Birth Defects Registry	1.02	1.30	1.30	0.00	1.30	S.F. 2298	PG 61 LN 28
<b>Total University of Iowa</b>	<b>10,584.98</b>	<b>10,351.83</b>	<b>10,351.83</b>	<b>0.00</b>	<b>10,351.83</b>		
<b>Iowa State University</b>							
Iowa State: Gen. University	3,837.22	3,647.42	3,647.42	0.00	3,647.42	S.F. 2298	PG 61 LN 34

# Education

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Regents, Board of (cont.)</u></b>							
<b>Iowa State University (cont.)</b>							
ISU-Ag. & Home Ec. Exp. Sta.	485.29	546.98	546.98	0.00	546.98	S.F. 2298	PG 62 LN 11
ISU - Cooperative Extension	354.08	383.34	383.34	0.00	383.34	S.F. 2298	PG 62 LN 17
ISU Leopold Center	7.10	11.25	11.25	0.00	11.25	S.F. 2298	PG 62 LN 24
<b>Total Iowa State University</b>	<b>4,683.69</b>	<b>4,588.99</b>	<b>4,588.99</b>	<b>0.00</b>	<b>4,588.99</b>		
<b>Univ. of Northern Iowa</b>							
University of Northern Iowa	1,398.01	1,398.01	1,398.01	0.00	1,398.01	S.F. 2298	PG 62 LN 35
Recycling & Reuse Center	3.00	3.00	3.00	0.00	3.00	S.F. 2298	PG 63 LN 13
<b>Total Univ. of Northern Iowa</b>	<b>1,401.01</b>	<b>1,401.01</b>	<b>1,401.01</b>	<b>0.00</b>	<b>1,401.01</b>		
<b>Special Schools</b>							
Iowa School for the Deaf	126.60	126.60	126.60	0.00	126.60	S.F. 2298	PG 63 LN 18
Braille & Sight Saving School	72.23	81.00	81.00	0.00	81.00	S.F. 2298	PG 63 LN 24
<b>Total Special Schools</b>	<b>198.83</b>	<b>207.60</b>	<b>207.60</b>	<b>0.00</b>	<b>207.60</b>		
<b>Nonappropriated</b>							
SUI Restricted	1,683.50	1,683.50	1,683.50	0.00	1,683.50		
ISD Restricted	8.25	9.41	9.41	0.00	9.41		
IBSSS Restricted	18.49	18.49	18.53	0.00	18.53		
UNI Restricted	140.00	83.80	83.80	0.00	83.80		
UNI Organized Activities	150.00	60.50	60.50	0.00	60.50		
ISU Organized Activities	541.78	541.78	626.93	0.00	626.93		
ISU Restricted	1,764.20	1,763.66	1,766.30	0.00	1,766.30		
SUI Organized Activities	680.43	680.43	680.43	0.00	680.43		
SUI Auxiliary Enterprises	1,003.77	1,003.77	1,003.77	0.00	1,003.77		
ISU Auxiliary Enterprises	881.75	960.17	891.53	0.00	891.53		

# Education

## FTE

	<u>Actual</u> <u>FY 2003</u> <u>(1)</u>	<u>Estimated Net</u> <u>FY 2004</u> <u>(2)</u>	<u>Final Action</u> <u>FY 2005</u> <u>(3)</u>	<u>Item Veto</u> <u>FY 2005</u> <u>(4)</u>	<u>Net Final Act</u> <u>FY 2005</u> <u>(5)</u>	<u>Bill</u> <u>Number</u> <u>(6)</u>	<u>Page &amp; Line</u> <u>Number</u> <u>(7)</u>
<b><u>Regents, Board of (cont.)</u></b>							
<b>Nonappropriated (cont.)</b>							
UNI Auxiliary Enterprises	340.50	235.30	235.30	0.00	235.30		
SUI Stores, Services & Revolving	1,627.51	1,627.51	1,627.51	0.00	1,627.51		
<b>Total Nonappropriated</b>	<u>8,840.18</u>	<u>8,668.32</u>	<u>8,687.51</u>	<u>0.00</u>	<u>8,687.51</u>		
<b>Total Regents, Board of</b>	<u>25,724.19</u>	<u>25,233.75</u>	<u>25,252.94</u>	<u>0.00</u>	<u>25,252.94</u>		
<b>Total Education</b>	<u>26,681.30</u>	<u>26,291.18</u>	<u>26,280.79</u>	<u>0.00</u>	<u>26,280.79</u>		

# Health and Human Services

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Commerce, Department of</u></b>							
LTC Insurance - SLTF	0.00	0.00	4.00	-4.00	0.00	S.F. 2298	PG 156 LN 28
<b><u>Elder Affairs, Department of</u></b>							
Aging Programs	25.58	26.75	26.75	0.00	26.75	S.F. 2298	PG 72 LN 27
Aging Programs-SLTF	5.52	0.00	2.00	0.00	2.00	S.F. 2298	PG 153 LN 11
<b>Total Elder Affairs, Department of</b>	<b>31.10</b>	<b>26.75</b>	<b>28.75</b>	<b>0.00</b>	<b>28.75</b>		
<b><u>Health, Department of Public</u></b>							
<b>Department of Public Health</b>							
Addictive Disorders	14.04	15.75	15.75	0.00	15.75	S.F. 2298	PG 74 LN 15
Adult Wellness	21.76	20.92	20.85	0.00	20.85	S.F. 2298	PG 75 LN 10
Child and Adolescent Wellness	42.30	44.10	44.10	0.00	44.10	S.F. 2298	PG 75 LN 17
Chronic Conditions	10.39	10.09	10.00	0.00	10.00	S.F. 2298	PG 75 LN 23
Community Capacity - GF	24.80	21.60	21.60	0.00	21.60	S.F. 2298	PG 75 LN 29
Elderly Wellness	5.15	5.10	4.95	0.00	4.95	S.F. 2298	PG 76 LN 4
Environmental Hazards	8.97	9.25	8.30	0.00	8.30	S.F. 2298	PG 76 LN 16
Infectious Diseases	35.17	38.25	38.25	0.00	38.25	S.F. 2298	PG 76 LN 22
Injuries	7.54	9.10	9.10	0.00	9.10	S.F. 2298	PG 76 LN 28
Public Protection	136.65	150.64	158.05	0.00	158.05	S.F. 2298	PG 77 LN 3
Resource Management	51.71	47.23	47.30	0.00	47.30	S.F. 2298	PG 79 LN 34
Tobacco Use Prev./Control-HITT	9.46	11.00	7.00	0.00	7.00	H.F. 2577	PG 3 LN 23
Healthy Iowans 2010 - HITT	3.33	4.00	4.00	0.00	4.00	H.F. 2577	PG 5 LN 16
Hearing Impaired Licensure	0.00	0.00	1.00	0.00	1.00	S.F. 2298	PG 305 LN 18
<b>Total Department of Public Health</b>	<b>371.27</b>	<b>387.03</b>	<b>390.25</b>	<b>0.00</b>	<b>390.25</b>		

# Health and Human Services

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Health, Department of Public (cont.)</u></b>							
<b>Nonappropriated</b>							
Vital Records Modernization	25.08	27.96	27.80	0.00	27.80		
<b>Total Health, Department of Public</b>	<b>396.35</b>	<b>414.99</b>	<b>418.05</b>	<b>0.00</b>	<b>418.05</b>		
<b><u>Human Services, Department of</u></b>							
<b>Economic Assistance</b>							
Child Support Recoveries	375.09	407.00	407.00	0.00	407.00	S.F. 2298	PG 97 LN 10
Family Investment Prog. FTEs	8.94	10.98	9.98	0.00	9.98	S.F. 2298	PG 93 LN 17
<b>Total Economic Assistance</b>	<b>384.03</b>	<b>417.98</b>	<b>416.98</b>	<b>0.00</b>	<b>416.98</b>		
<b>Medical Services</b>							
Health Insurance Premium Pmt.	15.71	21.00	20.95	0.00	20.95	S.F. 2298	PG 104 LN 17
Medical Contracts	0.76	0.00	1.00	0.00	1.00	S.F. 2298	PG 104 LN 29
LTC Alternative Services-SLTF	0.00	0.00	5.00	0.00	5.00	S.F. 2298	PG 155 LN 25
<b>Total Medical Services</b>	<b>16.47</b>	<b>21.00</b>	<b>26.95</b>	<b>0.00</b>	<b>26.95</b>		
<b>Child and Family Services</b>							
Toledo Juvenile Home	113.54	130.50	130.54	0.00	130.54	S.F. 2298	PG 111 LN 17
Eldora Training School	194.14	223.88	218.53	0.00	218.53	S.F. 2298	PG 111 LN 32
Community Based Services	0.02	0.00	0.00	0.00	0.00		
Child and Family Services	0.76	0.00	0.00	0.00	0.00		
<b>Total Child and Family Services</b>	<b>308.46</b>	<b>354.38</b>	<b>349.07</b>	<b>0.00</b>	<b>349.07</b>		
<b>MH/MR/DD/BI</b>							
Cherokee MHI	199.47	227.65	227.65	0.00	227.65	S.F. 2298	PG 119 LN 28
Clarinda MHI	106.07	113.15	113.15	0.00	113.15	S.F. 2298	PG 119 LN 34
Independence MHI	290.29	317.80	317.80	0.00	317.80	S.F. 2298	PG 120 LN 5
Mt. Pleasant MHI	87.89	100.44	100.44	0.00	100.44	S.F. 2298	PG 120 LN 30
Glenwood Resource Center	793.90	877.75	936.75	0.00	936.75	S.F. 2298	PG 122 LN 26

# Health and Human Services

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Human Services, Department of (cont.)</u></b>							
<b>MH/MR/DD/BI (cont.)</b>							
Woodward Resource Center	636.18	667.60	696.76	0.00	696.76	S.F. 2298	PG 122 LN 29
Sexual Predator Civil Commit.	26.43	46.00	57.00	0.00	57.00	S.F. 2298	PG 127 LN 29
<b>Total MH/MR/DD/BI</b>	<u>2,140.23</u>	<u>2,350.39</u>	<u>2,449.55</u>	<u>0.00</u>	<u>2,449.55</u>		
<b>Managing and Delivering Services</b>							
Field Operations	1,760.01	1,844.49	1,844.49	0.00	1,844.49	S.F. 2298	PG 128 LN 15
General Administration	270.96	292.00	292.00	0.00	292.00	S.F. 2298	PG 129 LN 5
<b>Total Managing and Delivering Services</b>	<u>2,030.97</u>	<u>2,136.49</u>	<u>2,136.49</u>	<u>0.00</u>	<u>2,136.49</u>		
<b>Nonappropriated</b>							
MI/MR/DD Case Management	121.46	133.11	132.16	0.00	132.16		
Iowa Refugee Service Center	25.14	26.53	26.53	0.00	26.53		
Refugee Resettlement	1.20	0.83	0.83	0.00	0.83		
Child Abuse Project	3.35	5.00	5.00	0.00	5.00		
Community MH Block Grant	1.45	2.00	2.00	0.00	2.00		
Eldora Canteen Fund	0.05	0.00	0.00	0.00	0.00		
Mt. Pleasant Canteen Fund	0.70	0.70	0.70	0.00	0.70		
IV-E Independent Living Grant	9.28	10.00	10.00	0.00	10.00		
Glenwood Canteen Fund	1.49	1.00	1.00	0.00	1.00		
Woodward Warehouse Rev. Fund	5.09	6.20	6.20	0.00	6.20		
<b>Total Nonappropriated</b>	<u>169.21</u>	<u>185.37</u>	<u>184.42</u>	<u>0.00</u>	<u>184.42</u>		
<b>Total Human Services, Department of</b>	<u>5,049.37</u>	<u>5,465.61</u>	<u>5,563.46</u>	<u>0.00</u>	<u>5,563.46</u>		
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Health Facilities Div.- SLTF	0.00	0.00	6.00	0.00	6.00	S.F. 2298	PG 154 LN 5



# Health and Human Services

FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Veterans Affairs, Comm. of</u></b>							
<b>Veterans Affairs, Comm. of</b>							
Veterans Affairs, Commission of	2.37	4.00	4.00	0.00	4.00	S.F. 2298	PG 83 LN 30
Iowa Veterans Home	817.89	843.50	843.50	0.00	843.50	S.F. 2298	PG 84 LN 15
<b>Total Veterans Affairs, Comm. of</b>	820.26	847.50	847.50	0.00	847.50		
<b>Nonappropriated</b>							
Iowa Veterans Home Canteen	5.27	4.36	4.36	0.00	4.36		
<b>Total Veterans Affairs, Comm. of</b>	825.53	851.86	851.86	0.00	851.86		
<b>Total Health and Human Services</b>	6,302.35	6,759.21	6,872.12	-4.00	6,868.12		

# Justice System

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Justice, Department of</u></b>							
General Office A.G.	188.10	208.50	208.50	0.00	208.50	S.F. 2298	PG 167 LN 15
Consumer Advocate	24.60	27.00	27.00	0.00	27.00	S.F. 2298	PG 170 LN 30
Victim Compensation Fund	19.41	20.00	20.00	0.00	20.00	S.F. 2298	PG 169 LN 12
<b>Total Justice, Department of</b>	<b>232.11</b>	<b>255.50</b>	<b>255.50</b>	<b>0.00</b>	<b>255.50</b>		
<b><u>Civil Rights Commission</u></b>							
Civil Rights Commission	31.04	28.00	28.00	0.00	28.00	S.F. 2298	PG 185 LN 34
<b><u>Corrections, Department of</u></b>							
<b>Corrections Institutions</b>							
Ft. Madison	512.24	570.00	570.00	0.00	570.00	S.F. 2298	PG 171 LN 15
Anamosa	350.86	379.75	379.75	0.00	379.75	S.F. 2298	PG 171 LN 19
Oakdale	310.81	314.00	314.00	0.00	314.00	S.F. 2298	PG 171 LN 27
Newton	328.75	361.00	360.00	0.00	360.00	S.F. 2298	PG 171 LN 31
Mt Pleasant	315.12	326.31	326.06	0.00	326.06	S.F. 2298	PG 171 LN 35
Rockwell City	104.43	109.00	109.00	0.00	109.00	S.F. 2298	PG 172 LN 4
Clarinda	271.58	300.58	343.50	0.00	343.50	S.F. 2298	PG 172 LN 8
Mitchellville	194.17	208.00	208.00	0.00	208.00	S.F. 2298	PG 172 LN 17
Ft. Dodge	351.72	386.00	386.00	0.00	386.00	S.F. 2298	PG 172 LN 21
<b>Total Corrections Institutions</b>	<b>2,739.68</b>	<b>2,954.64</b>	<b>2,996.31</b>	<b>0.00</b>	<b>2,996.31</b>		
<b>Corrections Central Office</b>							
Central Office Corrections	32.51	41.18	41.18	0.00	41.18	S.F. 2298	PG 173 LN 7
<b>CBC Districts</b>							
CBC District I	200.26	190.96	187.96	0.00	187.96	S.F. 2298	PG 176 LN 24
CBC District II	141.54	138.04	137.04	0.00	137.04	S.F. 2298	PG 176 LN 30
CBC District III	77.49	80.49	79.49	0.00	79.49	S.F. 2298	PG 177 LN 1
CBC District IV	74.00	74.25	74.25	0.00	74.25	S.F. 2298	PG 177 LN 7

# Justice System

## FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Corrections, Department of (cont.)</u></b>							
<b>CBC Districts (cont.)</b>							
CBC District V	218.45	221.45	217.45	0.00	217.45	S.F. 2298	PG 177 LN 13
CBC District VI	160.55	193.28	185.28	0.00	185.28	S.F. 2298	PG 177 LN 19
CBC District VII	100.95	100.95	100.95	0.00	100.95	S.F. 2298	PG 177 LN 25
CBC District VIII	89.35	86.85	86.85	0.00	86.85	S.F. 2298	PG 177 LN 31
<b>Total CBC Districts</b>	<b>1,062.59</b>	<b>1,086.27</b>	<b>1,069.27</b>	<b>0.00</b>	<b>1,069.27</b>		
<b>Nonappropriated</b>							
IMCC Inmate Tele Rebate	3.00	8.00	8.00	0.00	8.00		
Anamosa Canteen Fund	1.75	2.00	2.00	0.00	2.00		
Mt. Pleasant Canteen Fund	1.59	1.80	1.80	0.00	1.80		
Consolidated Farm Operations	5.07	8.00	8.00	0.00	8.00		
Iowa State Industries	76.44	79.34	79.34	0.00	79.34		
<b>Total Nonappropriated</b>	<b>87.85</b>	<b>99.14</b>	<b>99.14</b>	<b>0.00</b>	<b>99.14</b>		
<b>Total Corrections, Department of</b>	<b>3,922.63</b>	<b>4,181.23</b>	<b>4,205.90</b>	<b>0.00</b>	<b>4,205.90</b>		
<b><u>IA Telecomm. &amp; Technology Commission</u></b>							
<b>Iowa Communications Network</b>							
IA Telecomm. & Technology	100.48	105.00	0.00	0.00	0.00		
<b>Nonappropriated</b>							
IA Telecomm. & Technology	0.00	0.00	107.00	0.00	107.00		
<b>Total IA Telecomm. &amp; Technology Comm.</b>	<b>100.48</b>	<b>105.00</b>	<b>107.00</b>	<b>0.00</b>	<b>107.00</b>		
<b><u>Inspections &amp; Appeals, Dept of</u></b>							
Public Defender	191.75	202.00	202.00	0.00	202.00	S.F. 2298	PG 180 LN 12

# Justice System

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Judicial Branch</u></b>							
<b>Judicial Branch</b>							
Judicial Branch	1,862.66	1,922.90	1,922.90	0.00	1,922.90	S.F. 2298	PG 164 LN 8
<b>Nonappropriated</b>							
Court Tech. & Modern. Fund	1.00	0.00	0.00	0.00	0.00		
<b>Total Judicial Branch</b>	<u>1,863.66</u>	<u>1,922.90</u>	<u>1,922.90</u>	<u>0.00</u>	<u>1,922.90</u>		
<b><u>Law Enforcement Academy</u></b>							
Operations	28.17	30.05	30.05	0.00	30.05	S.F. 2298	PG 180 LN 22
<b><u>Parole, Board of</u></b>							
Parole Board	13.08	16.50	16.50	0.00	16.50	S.F. 2298	PG 181 LN 14
<b><u>Public Defense, Department of</u></b>							
<b>Public Defense, Dept. of</b>							
Military Division	261.04	279.28	310.80	0.00	310.80	S.F. 2298	PG 181 LN 31
<b>Emergency Management Division</b>							
Homeland Security & Emer. Mgmt. Div.	26.19	25.25	25.25	0.00	25.25	S.F. 2298	PG 182 LN 7
<b>Nonappropriated</b>							
Wireless E911 Surcharge	2.47	2.50	2.50	0.00	2.50		
Nat Guard Fac Improv Fund	3.60	4.00	4.00	0.00	4.00		
Military Operations Fund	2.05	1.00	1.00	0.00	1.00		
CDC Bioterrorism	0.00	3.00		0.00	0.00		
Power Plant Funds	4.51	6.00	4.50	0.00	4.50		
Hazard Mitigation	3.98	4.75	6.75	0.00	6.75		
Pre-Disaster Mitigation	0.00	1.00	0.00	0.00	0.00		
State & Local Assistance	2.92	0.00	3.20	0.00	3.20		
DOJ - Terrorism	0.00	4.00	0.00	0.00	0.00		

# Justice System

## FTE

	Actual FY 2003 <u>(1)</u>	Estimated Net FY 2004 <u>(2)</u>	Final Action FY 2005 <u>(3)</u>	Item Veto FY 2005 <u>(4)</u>	Net Final Act FY 2005 <u>(5)</u>	Bill Number <u>(6)</u>	Page & Line Number <u>(7)</u>
<b><u>Public Defense, Department of (cont.)</u></b>							
<b>Nonappropriated (cont.)</b>							
Emergency Response Fund	0.47	0.20	0.80	0.00	0.80		
Haz. Mat. Transportation UNIF Safety Act	0.59	1.00	1.50	0.00	1.50		
1999 Storm #1282/Pub. Asst.	1.65	2.00	2.50	0.00	2.50		
<b>Total Nonappropriated</b>	<u>22.24</u>	<u>29.45</u>	<u>26.75</u>	<u>0.00</u>	<u>26.75</u>		
<b>Total Public Defense, Department of</b>	<u>309.47</u>	<u>333.98</u>	<u>362.80</u>	<u>0.00</u>	<u>362.80</u>		
<b><u>Public Safety, Department of</u></b>							
<b>Public Safety, Dept. of</b>							
Public Safety Administration	34.85	36.00	37.00	0.00	37.00	S.F. 2298	PG 182 LN 18
Investigation, DCI	212.82	217.50	221.50	0.00	221.50	S.F. 2298	PG 182 LN 23
Narcotics Enforcement	55.11	57.00	59.00	0.00	59.00	S.F. 2298	PG 183 LN 9
Fire Marshal	32.52	35.00	39.00	0.00	39.00	S.F. 2298	PG 183 LN 21
Fire Service	8.42	12.00	12.00	0.00	12.00	S.F. 2298	PG 183 LN 29
Iowa State Patrol	507.39	510.00	536.00	0.00	536.00	S.F. 2298	PG 184 LN 1
Capitol Police	23.66	26.00	0.00	0.00	0.00		
Fire Fighter Training	0.49	1.00	1.00	0.00	1.00	S.F. 2298	PG 185 LN 24
<b>Total Public Safety, Dept. of</b>	<u>875.26</u>	<u>894.50</u>	<u>905.50</u>	<u>0.00</u>	<u>905.50</u>		
<b>Nonappropriated</b>							
Peace Officers Retirement Fund	1.00	1.00	1.00	0.00	1.00		
<b>Total Public Safety, Department of</b>	<u>876.26</u>	<u>895.50</u>	<u>906.50</u>	<u>0.00</u>	<u>906.50</u>		
<b>Total Justice System</b>	<u><u>7,568.65</u></u>	<u><u>7,970.66</u></u>	<u><u>8,037.15</u></u>	<u><u>0.00</u></u>	<u><u>8,037.15</u></u>		

# Transportation, Infrastructure, and Capitals

FTE

	Actual FY 2003	Estimated Net FY 2004	Final Action FY 2005	Item Veto FY 2005	Net Final Act FY 2005	Bill Number	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Transportation, Department of</b>							
<b>Primary Road Fund</b>							
Operations	261.00	270.00	271.00	0.00	271.00	S.F. 2112	PG 2 LN 30
Administrative Services	38.60	37.00	37.00	0.00	37.00	S.F. 2112	PG 2 LN 33
Planning	111.80	142.00	142.00	0.00	142.00	S.F. 2112	PG 3 LN 1
Highways	2,236.70	2,485.00	2,464.00	0.00	2,464.00	S.F. 2112	PG 3 LN 4
Motor Vehicles	483.10	508.00	507.00	0.00	507.00	S.F. 2112	PG 3 LN 7
<b>Total Primary Road Fund</b>	<b>3,131.20</b>	<b>3,442.00</b>	<b>3,421.00</b>	<b>0.00</b>	<b>3,421.00</b>		
<b>Nonappropriated</b>							
Highway Beautification Fund	6.60	9.00	9.00	0.00	9.00		
Materials and Equipment Revolving	76.20	87.00	87.00	0.00	87.00		
<b>Total Nonappropriated</b>	<b>82.80</b>	<b>96.00</b>	<b>96.00</b>	<b>0.00</b>	<b>96.00</b>		
<b>Total Trans., Infra., and Capitals</b>	<b>3,214.00</b>	<b>3,538.00</b>	<b>3,517.00</b>	<b>0.00</b>	<b>3,517.00</b>		

# Unassigned Standing

FTE

	<u>Actual</u> <u>FY 2003</u>	<u>Estimated Net</u> <u>FY 2004</u>	<u>Final Action</u> <u>FY 2005</u>	<u>Item Veto</u> <u>FY 2005</u>	<u>Net Final Act</u> <u>FY 2005</u>	<u>Bill</u> <u>Number</u>	<u>Page &amp; Line</u> <u>Number</u>
	<u>(1)</u>	<u>(2)</u>	<u>(3)</u>	<u>(4)</u>	<u>(5)</u>	<u>(6)</u>	<u>(7)</u>
<b><u>Legislative Branch</u></b>							
Legislature	401.00	401.02	401.02	0.00	401.02		
<b><u>Public Defense, Department of</u></b>							
Compensation & Expense	<u>0.23</u>	<u>0.30</u>	<u>0.30</u>	<u>0.00</u>	<u>0.30</u>		
<b>Total Unassigned Standing</b>	<u><u>401.23</u></u>	<u><u>401.32</u></u>	<u><u>401.32</u></u>	<u><u>0.00</u></u>	<u><u>401.32</u></u>		

**EXECUTIVE SUMMARY  
HEALTHY IOWANS TOBACCO TRUST ACT**

**HOUSE FILE 2577**

**HEALTHY IOWANS TOBACCO  
TRUST  
DEPARTMENT OF HUMAN  
SERVICES**

- Appropriates \$63.9 million from the Healthy Iowans Tobacco Trust for various health-related appropriations. This is an increase of \$340,000 compared to the estimated net FY 2004 appropriation.
- Appropriates a total of \$39.9 million from the Healthy Iowans Tobacco Trust to the Department of Human Services. This is an increase of \$274,000 compared to the estimated net FY 2004 appropriation.
  - \$8.1 million for health-related noninstitutional providers. (Page 1, Line 8)
  - \$3.8 million for dental services. (Page 1, Line 20)
  - \$3.0 million for hospitals. (Page 1, Line 26)
  - \$2.1 million for home health care services. (Page 1, Line 31)
  - \$250,000 for critical access hospitals. (Page 2, Line 2)
  - \$2.0 million for home health care services and habilitative day care. (Page 2, Line 8)
  - \$1.1 million for respite care services. (Page 2, Line 14)
  - \$3.2 million for rehabilitative treatment and support service providers. (Page 2, Line 20)
  - \$469,000 for adoption, independent living, shelter care, and home studies service providers. (Page 2, Line 26)
  - \$546,000 for various service providers. (Page 2, Line 32)
  - \$200,000 for Children's Health Insurance Program supplementation. (Page 3, Line 3)
  - \$250,000 for breast and cervical cancer coverage. (Page 3, Line 7)
  - \$274,000 for administration of health related programs. This is a new appropriation for FY 2005. (Page 3, Line 20)
  - \$147,000 for purchase of service contract providers. (Page 7, Line 5)
- Appropriates \$14.3 million to the Department of Human Services for Medical Assistance (Medicaid). Maintains the current level of Healthy Iowans Tobacco Trust funding. (Page 3, Line 12)

**MEDICAL ASSISTANCE  
SUPPLEMENTATION**



**EXECUTIVE SUMMARY  
HEALTHY IOWANS TOBACCO TRUST ACT**

**HOUSE FILE 2577**

**DEPARTMENT OF PUBLIC HEALTH**

- Appropriates \$19.5 million to the Department of Public Health. This is a decrease of \$124,000 compared to the FY 2004 estimated net appropriation for the following:
  - \$5.0 million and 7.0 FTE positions for Tobacco Use Prevention and Control Initiatives. (Page 3, Line 23)
  - \$75,000 for smoking cessation products. (Page 4, Line 16)
  - \$11.8 million for substance abuse treatment programs. (Page 4, Line 26)
  - \$2.3 million and 4.0 FTE positions for the Healthy Iowans 2010 Plan. (Page 5, Line 16)
  - \$250,000 for the Defibrillator Grant Program. This is a new appropriation for FY 2005. (Page 6, Line 5)
  - \$26,000 for the Center for Congenital and Inherited Disorders to implement a Stillbirth Registry. This is a new appropriation for FY 2005. (Page 6, Line 8)

**TOBACCO USE PREVENTION AND CONTROL**

- Clarifies the duties of the Commission on Tobacco Use Prevention and Control to include duties related to tobacco use prevention and control activities. (Page 8, Line 10)
- Requires the Chairperson of the Commission on Tobacco Use Prevention and Control to appear before the Joint Health and Human Services Appropriations Subcommittee to report on division expenditures and operations for the prior and current fiscal years. (Page 8, Line 18)
- Requires the Department of Public Health to employ a separate, full-time division administrator for the Division of Tobacco Use Prevention and Control. (Page 8, Line 26)
- Requires the Division of Tobacco Use Prevention and Control within the Department of Public Health to assist the Commission on Tobacco Use Prevention and Control in making its annual report to the Joint Appropriations Committee and other duties. (Page 9, Line 1)

**DEPARTMENT OF CORRECTIONS**

- Appropriates \$980,000 to four Judicial District Departments of Correctional Services and the Newton Correctional Facility for day programming, drug courts, and value-based treatment. This is an increase of \$60,000 for an allocation to a value-based treatment program at the Newton Correctional Facility. *The Governor vetoed the allocation to the Mitchellville Facility from the appropriation to the Newton Facility.* (Page 6, Line 10 and Page 6, Line 34)
- Appropriates \$1.2 million for a special needs unit at the Fort Madison Correctional Facility. (Page 7, Line 28)

**DEPARTMENT FOR THE BLIND**

- Appropriates \$130,000 and establishes the Newslines for the Blind Program. This is a new appropriation for FY 2005. (Page 6, Line 35 and Page 9, Line 8)
- Allows the Department for the Blind to accept federal funds for various programs, including news and information services. (Page 9, Line 24)

**EXECUTIVE SUMMARY  
HEALTHY IOWANS TOBACCO TRUST ACT**

**HOUSE FILE 2577**

**IOWA EMPOWERMENT FUNDING**

**APPROPRIATION TRANSFERS**

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA**

**EFFECTIVE DATE**

**GOVERNOR'S VETOES**

**ENACTMENT DATE**

- Appropriates \$2.2 million for School Ready Grants for Iowa Empowerment. Maintains the current level of funding. (Page 7, Line 21)
- Transfers \$6.3 million from the Endowment for Iowa's Health Account to the Healthy Iowans Tobacco Trust. This is an increase of \$1.1 million compared to the FY 2004 transfer. (Page 8, Line 2)
- Strikes a section in SF 2298 (FY 2005 Omnibus Appropriations Act) that would have required costs related to juvenile shelter care be considered a recovery when determining child support recovery obligations. (Page 9, Line 31)
- Requires members of a Licensee Review Committee to receive reimbursement for expenses associated with their duties and to receive per diem. (Page 9, Line 34)
- Specifies requirements for the High School Mentoring Program related to curriculum development, performance evaluation, and a sole source contract. (Page 10, Line 24)
- Allows the Department of Public Health to carry forward the FY 2004 appropriation for a High School Mentor Program through FY 2005 and specifies contractor requirements. (Page 11, Line 17)
- Specifies that the FY 2004 High School Mentor Program carryforward is effective upon enactment. (Page 11, Line 22)
- The Governor vetoed the \$60,000 allocation for a value-based treatment program for women at Mitchellville stating that he did not want to expand potential liability in a pending court case on a similar program in the Newton Facility.
- This Act was approved by the General Assembly on April 20, 2004, and signed by the Governor on May 17, 2004.

House File 2577 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
8	10	6	Amends	Sec. 142A.3(2), Code 2003	Commission on Tobacco Use Prevention and Control Duties
8	18	7	Adds	Sec. 142A.4, Code 2003	Commission on Tobacco Use Prevention and Control Budget Report
8	26	8	Amends	Sec. 142A.5(1)(b), Code Supplement 2003	Tobacco Use Prevention and Control Division Administrator
9	1	9	Adds	Sec. 142A.5(2)(g), Code Supplement 2003	Tobacco Use Prevention and Control Division Assistance to the Commission
9	8	10	Adds	Sec. 216B.3(18), Code Supplement 2003	Establishes Newslines for the Blind Program
9	24	11	Amends	Sec. 216B.4, Code 2003	Newslines for the Blind Federal Funds
9	31	12	Strikes	Sec. 234.39(6), if enacted by 2004 Iowa Acts, SF 2298	Child Support Recovery in Shelter Care
9	34	13	Amends	Sec. 272C.3(1)(k), Code Supplement 2003	Licensee Review Committee Expenses
10	24	14	Amends	Sec. 1.5(b), Chap. 183, 2003 Iowa Acts	High School Mentoring Program Requirements
11	17	14	Nwthstnd	Sec. 8.33	High School Mentoring Program FY 2004 Carry Forward

1 1 Section 1. HEALTHY IOWANS TOBACCO TRUST — APPROPRIATIONS  
 1 2 TO DEPARTMENTS. There is appropriated from the healthy lowans  
 1 3 tobacco trust created in section 12.65 to the following  
 1 4 departments for the fiscal year beginning July 1, 2004, and  
 1 5 ending June 30, 2005, the following amounts, or so much  
 1 6 thereof as is necessary, to be used for the purposes  
 1 7 designated:

1 8 1. To the department of human services:  
 1 9 a. Unless otherwise provided, to maintain the  
 1 10 reimbursement rate for all noninstitutional medical assistance  
 1 11 providers, with the exception of anesthesia and dental  
 1 12 services, at the rate provided under the federal Medicare  
 1 13 program for such providers during the fiscal year beginning  
 1 14 July 1, 2000, and ending June 30, 2001, as specified in 2000  
 1 15 Iowa Acts, chapter 1221, section 1, subsection 1, paragraph  
 1 16 "a", for the fiscal year July 1, 2004, through June 30, 2005,  
 1 17 and to continue the resource-based relative value system of  
 1 18 reimbursement under the medical assistance program:  
 1 19 ..... \$ 8,095,718

Healthy lowans Tobacco Trust appropriation to the Department of Human Services (DHS) to continue funding for the increased reimbursement rate for all noninstitutional Medical Assistance (Medicaid) providers except anesthesia and dental services.

DETAIL: Maintains the current level of funding. The funding was to annualize the FY 2001 increase that began November 1, 2000, as well as fund changes in provider services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2005.

Medical Assistance providers that receive reimbursements under this subsection include:

- 1. Physicians
- 2. Optometrists
- 3. Podiatrists
- 4. Chiropractors
- 5. Clinics
- 6. Psychiatrists
- 7. Psychologists

1 20 b. To maintain the reimbursement rate at the usual and  
 1 21 customary rate as established in 2000 Iowa Acts, chapter 1221,  
 1 22 section 1, subsection 1, paragraph "b", for the fiscal year  
 1 23 July 1, 2004, through June 30, 2005, for dental services under  
 1 24 the medical assistance program:  
 1 25 ..... \$ 3,814,973

Healthy lowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for dental services at 75.00% of usual and customary rates.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

1 26 c. To maintain the reimbursement rate as established in  
 1 27 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 1 28 paragraph "e", for the fiscal year July 1, 2004, through June  
 1 29 30, 2005, for hospitals under the medical assistance program:  
 1 30 ..... \$ 3,035,278

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for hospitals.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The appropriation provides funds to inpatient and outpatient hospital services reimbursed under the Medical Assistance (Medicaid) Program.

1 31 d. To maintain the reimbursement rate as established in  
 1 32 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 1 33 paragraph "f", for the fiscal year July 1, 2004, through June  
 1 34 30, 2005, for home health care services under the medical  
 1 35 assistance program:  
 2 1 ..... \$ 2,108,279

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for home health care that was enacted in FY 2001.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

2 2 e. To maintain the reimbursement rate as established in  
 2 3 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 2 4 paragraph "g", for the fiscal year July 1, 2004, through June  
 2 5 30, 2005, for critical access hospitals under the medical  
 2 6 assistance program:  
 2 7 ..... \$ 250,000

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for critical access hospitals.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

2 8 f. To maintain the expansion of home health care services  
 2 9 and habilitative day care as established in 2000 Iowa Acts,  
 2 10 chapter 1221, section 1, subsection 1, paragraph "h", under  
 2 11 the medical assistance program for children with special  
 2 12 needs:  
 2 13 ..... \$ 1,975,496

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for home health care services and habilitative day care services to special needs children.

DETAIL: Maintains the current level of funding. The appropriation is for services provided through waiver programs. This does not include any percentage increase in reimbursement rates for FY 2005.

2 14 g. To maintain the expansion of respite care services  
 2 15 provided through home and community-based waivers as  
 2 16 established in 2000 Iowa Acts, chapter 1221, section 1,  
 2 17 subsection 1, paragraph "i", under the medical assistance  
 2 18 program:  
 2 19 ..... \$ 1,137,309

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for respite care services provided through home and community-based waivers.

DETAIL: Maintains the current level of funding. The appropriation provides respite services to families with special needs individuals residing in their homes through home and community-based waivers.

This does not include any percentage increase in reimbursement rates for FY 2005.

Healthy lowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for rehabilitative treatment and support services providers.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The following child welfare services receive funding from this appropriation:

- 1. Family preservation
- 2. Family centered services
- 3. Foster family care
- 4. Group care

Healthy lowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for specified child welfare service providers.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The following child welfare services receive funding from this appropriation:

- 1. Subsidized adoption
- 2. Independent living
- 3. Shelter care
- 4. Home studies
- 5. Protective childcare
- 6. Wraparound services

Healthy lowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for specified service providers.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The appropriation provides funds to the following services:

- 1. Early and periodic screening, diagnosis, and treatment

2 20 h. To maintain the cost-of-living adjustment as  
 2 21 established in 2000 Iowa Acts, chapter 1221, section 1,  
 2 22 subsection 1, paragraph "c", for the fiscal year July 1, 2004,  
 2 23 through June 30, 2005, for rehabilitative treatment and  
 2 24 support services providers under child and family services:  
 2 25 ..... \$ 3,243,026

2 26 i. To maintain the cost-of-living adjustment as  
 2 27 established in 2000 Iowa Acts, chapter 1221, section 1,  
 2 28 subsection 1, paragraph "d", for the fiscal year July 1, 2004,  
 2 29 through June 30, 2005, for adoption, independent living,  
 2 30 shelter care, and home studies services providers:  
 2 31 ..... \$ 468,967

2 32 j. To maintain the reimbursement rate as established in  
 2 33 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 2 34 paragraph "j", for the fiscal year July 1, 2004, through June  
 2 35 30, 2005, to service providers under the purview of the  
 3 1 department of human services:  
 3 2 ..... \$ 545,630

2. Community mental health centers
3. Durable medical equipment and supplies
4. Laboratory and x-ray services
5. Ambulance
6. Other practitioners, including nurse practitioners and physician assistants
7. Waiver services
8. Psychiatric Medical Institutions for Children (PMICs)
9. Residential Care Facilities (RCFs)
10. In-home health care providers

3 3 2. To the department of human services to continue the  
 3 4 supplementation of the children's health insurance program  
 3 5 appropriation:  
 3 6 ..... \$ 200,000

Healthy lowans Tobacco Trust appropriation to the DHS to continue the supplementation of the Children's Health Insurance Program (CHIP) appropriation.

DETAIL: Maintains the current level of funding.

3 7 3. To the department of human services to provide coverage  
 3 8 under the medical assistance program to women who require  
 3 9 treatment for breast or cervical cancer as provided in section  
 3 10 249A.3, subsection 2, paragraph "b":  
 3 11 ..... \$ 250,000

Healthy lowans Tobacco Trust appropriation to the DHS to provide Medicaid coverage for certain women with breast and cervical cancer.

DETAIL: Maintains the current level of funding.

3 12 4. To the department of human services to continue the  
 3 13 supplementation of the medical assistance appropriation:  
 3 14 ..... \$ 14,346,750

Healthy lowans Tobacco Trust appropriation to the DHS to supplement the Medical Assistance (Medicaid) Program appropriation.

DETAIL: Maintains the current level of funding.

3 15 Of the amount appropriated in this subsection, \$50,000  
 3 16 shall be used to continue the efforts of the Iowa chronic care  
 3 17 consortium pursuant to 2003 Iowa Acts, chapter 112, section  
 3 18 12, as amended by 2003 Iowa Acts, chapter 179, sections 166  
 3 19 and 167.

Requires \$50,000 to be used for the Iowa Chronic Care Consortium.

DETAIL: This is a decrease of \$50,000 from the FY 2004 allocation.

3 20 5. To the department of human services for general  
 3 21 administration of health-related programs:

Healthy lowans Tobacco Trust appropriation to the DHS for general administration of health-related programs.

3 22 ..... \$ 274,000

DETAIL: This is a new appropriation for FY 2005.

3 23 6. To the Iowa department of public health:  
 3 24 a. For the tobacco use prevention and control initiative,  
 3 25 including efforts at the state and local levels, as provided  
 3 26 in chapter 142A and for not more than the following full-time  
 3 27 equivalent positions:

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to continue funding for tobacco use prevention and control initiatives.

3 28 ..... \$ 5,011,565  
 3 29 ..... FTEs 7.00

DETAIL: Maintains the current level of funding and is a decrease of 4.00 FTE positions compared to the estimated net FY 2004 appropriation.

Activities funded by this appropriation include:

1. Administration
2. Community partnerships
3. School programs
4. Enforcement
5. Youth summit (Just Eliminate Lies)
6. Counter marketing
7. Cessation programs
8. Surveillance and evaluation

3 30 (1) The director of public health shall dedicate  
 3 31 sufficient resources to promote and ensure retailer compliance  
 3 32 with tobacco laws and ordinances relating to persons under 18  
 3 33 years of age, and shall prioritize the state's compliance in  
 3 34 the allocation of available funds to comply with 42 U.S.C. §  
 3 35 300x-26 and section 453A.2.

Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.

4 1 (2) Of the full-time equivalent positions funded under  
 4 2 this section, two full-time equivalent positions shall be  
 4 3 utilized to provide for enforcement of tobacco laws,  
 4 4 regulations, and ordinances under a chapter 28D agreement  
 4 5 entered into between the Iowa department of public health and  
 4 6 the alcoholic beverages division of the department of  
 4 7 commerce.

Requires 2.00 FTE positions be used jointly by the Department of Public Health and the Department of Commerce, Alcoholic Beverages Division, for enforcement of tobacco laws.

4 8 (3) Of the funds appropriated in this paragraph "a", not

Requires that up to \$525,759 of the \$5,011,565 appropriation be



4 9 more than \$525,759 shall be expended on administration and  
 4 10 management of the program.

expended for administrative costs.

DETAIL: Maintains the current level of funding.

4 11 (4) Of the funds appropriated in this paragraph "a", not  
 4 12 less than 80 percent of the amount expended in the fiscal year  
 4 13 beginning July 1, 2001, for community partnerships shall be  
 4 14 expended in the fiscal year beginning July 1, 2004, for that  
 4 15 purpose.

Requires that at least 80.00% of the funds expended in FY 2002 for  
 Community Partnerships be expended for the same purpose in FY  
 2005.

4 16 b. For provision of smoking cessation and smoking-related  
 4 17 diseases products as provided in this paragraph:  
 4 18 ..... \$ 75,000

Healthy lowans Tobacco Trust appropriation to the Department of  
 Public Health for smoking cessation products.

DETAIL: Maintains the current level of funding.

4 19 The department shall award grants to free health clinics  
 4 20 that are tax-exempt organizations pursuant to 26 U.S.C. § 501  
 4 21 (c)(3) to fund the provision of smoking cessation and smoking-  
 4 22 related diseases products to patients. The department shall  
 4 23 adopt a methodology for the awarding of the grants to the  
 4 24 health clinics based upon the order of receipt of  
 4 25 applications.

Specifies the process for the Department of Public Health to undertake  
 for grant awards for the smoking cessation products funding.  
 Specifies certain free health clinics are the possible grantees.

4 26 c. For additional substance abuse treatment under the  
 4 27 substance abuse treatment program:  
 4 28 ..... \$ 11,800,000

Healthy lowans Tobacco Trust appropriation to the Department of  
 Public Health to continue funding for substance abuse treatment.

DETAIL: Maintains the current level of funding.

4 29 (1) The department shall use funds appropriated in this  
 4 30 paragraph "c" to enhance the quality of and to expand the  
 4 31 capacity to provide 24-hour substance abuse treatment  
 4 32 programs.

Requires the Department of Public Health to use the funds  
 appropriated in this paragraph to enhance the quality of and expand  
 capacity to provide 24-hour substance abuse treatment programs.

4 33 (2) The department shall use funds appropriated in this  
 4 34 paragraph "c" to expand the length of individual client  
 4 35 substance abuse treatment plans, as necessary to reduce  
 5 1 program recidivism.

Requires the Department of Public Health to use the funds  
 appropriated in this paragraph to expand the length of individual client  
 substance abuse treatment plans to reduce recidivism.

5 2 (3) The department shall use funds appropriated in this  
 5 3 paragraph "c" to share research-based best practices for  
 5 4 treatment with substance abuse treatment facilities.

Requires the Department of Public Health to use the funds appropriated in this paragraph to share research-based best practices for treatment.

5 5 (4) The department shall use funds appropriated in this  
 5 6 paragraph "c" to develop a results-based funding approach for  
 5 7 substance abuse treatment services.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a results-based funding approach for substance abuse treatment services.

5 8 (5) The department shall use funds appropriated in this  
 5 9 paragraph "c" to develop a program to encourage individuals  
 5 10 who are successfully managing their substance abuse problems  
 5 11 to serve as role models.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a mentoring program.

5 12 (6) The department shall submit a report annually by March  
 5 13 1, to the governor and the general assembly delineating the  
 5 14 success rates of the substance abuse treatment programs that  
 5 15 receive funding under this paragraph "c".

Requires the Department of Public Health to report annually by March 1 to the Governor and the General Assembly on the success rates of substance abuse treatment programs receiving funding under this appropriation.

5 16 d. For the healthy lowans 2010 plan within the Iowa  
 5 17 department of public health and for not more than the  
 5 18 following full-time equivalent positions:  
 5 19 ..... \$ 2,346,960  
 5 20 ..... FTEs 4.00

Healthy lowans Tobacco Trust appropriation to the Department of Public Health for Healthy lowans 2010 initiatives.

DETAIL: Maintains the current level of funding.

5 21 (1) Of the funds appropriated in this paragraph "d", not  
 5 22 more than \$1,157,482 shall be used for core public health  
 5 23 functions, including home health care and public health  
 5 24 nursing services, contracted through a formula by local boards  
 5 25 of health, to enhance disease and injury prevention services.

Requires a maximum allocation of \$1,157,482 for core public health functions, including home health care and public health nursing services.

DETAIL: Maintains the current level of funding.

5 26 (2) Of the funds appropriated in this paragraph "d", not  
 5 27 more than \$387,320 shall be used for the continuation and  
 5 28 support of a coordinated system of delivery of trauma and  
 5 29 emergency medical services.

Requires a maximum allocation of \$387,320 for the implementation and support of a coordinated system of delivery of trauma and emergency medical services.

DETAIL: Maintains the current level of funding.

5 30 (3) Of the funds appropriated in this paragraph "d", not

Requires a maximum allocation of \$437,000 for the State Poison

5 31 more than \$437,000 shall be used for the state poison control  
 5 32 center.

Control Center.

DETAIL: Maintains the current level of funding.

5 33 (4) Of the funds appropriated in this paragraph "d", not  
 5 34 more than \$288,770 shall be used for the development of  
 5 35 scientific and medical expertise in environmental  
 6 1 epidemiology.

Requires a maximum allocation of \$288,770 for environmental epidemiology.

DETAIL: Maintains the current level of funding.

6 2 (5) Of the funds appropriated in this paragraph "d", not  
 6 3 more than \$76,388 shall be used for the childhood lead  
 6 4 poisoning prevention program.

Requires a maximum allocation of \$76,388 for childhood lead poisoning prevention.

DETAIL: Maintains the current level of funding.

6 5 e. For the automated external defibrillator grant program  
 6 6 established by 2004 Iowa Acts, House File 2464, if enacted:  
 6 7 ..... \$ 250,000

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to provide grants for automated external defibrillators in rural communities, pursuant to House File 2464 (Defibrillator Grant Program Act).

DETAIL: This is a new appropriation for FY 2005.

6 8 f. For the center for congenital and inherited disorders:  
 6 9 ..... \$ 26,000

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health for the Congenital and Inherited Disorders to implement a Stillbirth Registry, pursuant to HF 2362 (Stillbirth Reporting Act).

DETAIL: This is a new appropriation for FY 2005.

6 10 7. To the department of corrections:  
 6 11 ..... \$ 980,000

Healthy Iowans Tobacco Trust appropriation to the Department of Corrections for day programming and drug courts.

DETAIL: This is an increase of \$60,000 compared to the estimated net FY 2004 appropriation.

6 12 a. Of the funds appropriated in this subsection, \$127,217  
 6 13 is allocated to the second judicial district department of  
 6 14 correctional services to replace expired federal funding for  
 6 15 day programming.

Requires an allocation of \$127,217 for the Community-Based Corrections District II for day programming.

DETAIL: Maintains the current level of funding.

6 16 b. Of the funds appropriated in this subsection, \$35,359  
6 17 is allocated to the third judicial district department of  
6 18 correctional services to replace expired federal funding for  
6 19 the drug court program.

Requires an allocation of \$35,359 for Community-Based Corrections District III for the Drug Court Program.  
DETAIL: Maintains the current level of funding.

6 20 c. Of the funds appropriated in this subsection, \$191,731  
6 21 is allocated to the fourth judicial district department of  
6 22 correctional services for a drug court program.

Requires an allocation of \$191,731 for Community-Based Corrections District IV for the Drug Court Program.  
DETAIL: Maintains the current level of funding.

6 23 d. Of the funds appropriated in this subsection, \$255,693  
6 24 is allocated to the fifth judicial district department of  
6 25 correctional services to replace expired funding for the drug  
6 26 court program.

Requires an allocation of \$255,693 for Community-Based Corrections District V for the Drug Court Program.  
DETAIL: Maintains the current level of funding.

6 27 e. Of the funds appropriated in this subsection, \$370,000  
6 28 is allocated to the Newton correctional facility for a value-  
6 29 based treatment program. [Of the funds allocated in this  
6 30 paragraph, \$60,000 shall be used to operate a similar value-  
6 31 based treatment program at the Iowa correctional institution  
6 32 for women at Mitchellville. Moneys allocated for the program  
6 33 at Mitchellville that remain unencumbered or unobligated for  
6 34 that purpose at the close of the fiscal year shall revert.]

VETOED

Requires an allocation of \$370,000 for a value-based treatment program at the Newton Correctional Facility and allocates \$60,000 of the funds to be used for a similar program at the Mitchellville Correctional Facility for women.

DETAIL: This is an increase of \$60,000 compared to the FY 2004 allocation.

VETOED: The Governor vetoed the \$60,000 allocation to the Mitchellville Correctional Facility to avoid expanding liability in a pending case before the U.S. District Court related to a similar program at the Newton Facility.

6 35 8. To the department for the blind:  
7 1 ..... \$ 130,000  
7 2 To plan, establish, administer, and promote a statewide  
7 3 program to provide audio news and information services to  
7 4 blind or visually impaired persons residing in this state.

Healthy Iowans Tobacco Trust appropriation to the Department for the Blind for a statewide Newsline for the Blind.

DETAIL: This is a new appropriation for FY 2005.

7 5 Sec. 2. PURCHASE OF SERVICE CONTRACT PROVIDERS —  
7 6 REIMBURSEMENT INCREASE. There is appropriated from the  
7 7 healthy Iowans tobacco trust created in section 12.65 to the  
7 8 property tax relief fund created in section 426B.1 for the

Healthy Iowans Tobacco Trust appropriation to the Property Tax Relief Fund for continuation of the local purchase of service provider salary increases for FY 2005 in counties with limited services.

7 9 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 7 10 the following amount, or so much thereof as is necessary, to  
 7 11 be used for the purposes designated:  
 7 12 For assistance to the counties with limited county mental  
 7 13 health, mental retardation, and developmental disabilities  
 7 14 services fund balances which were selected in accordance with  
 7 15 2000 Iowa Acts, chapter 1221, section 3, to receive such  
 7 16 assistance in the same amount provided during the fiscal year  
 7 17 beginning July 1, 2000, and ending June 30, 2001, to pay  
 7 18 reimbursement increases in accordance with 2000 Iowa Acts,  
 7 19 chapter 1221, section 3:  
 7 20 ..... \$ 146,750

DETAIL: Maintains the current level of funding.

7 21 Sec. 3. IOWA EMPOWERMENT FUND. There is appropriated from  
 7 22 the healthy lowans tobacco trust created in section 12.65, to  
 7 23 the Iowa empowerment fund created in section 28.9 for the  
 7 24 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 7 25 for deposit in the school ready children grants account and  
 7 26 for distribution as provided in this section:  
 7 27 ..... \$ 2,153,250

Healthy lowans Tobacco Trust appropriation to the Iowa Empowerment Fund.

DETAIL: Maintains the current level of funding.

7 28 Sec. 4. DEPARTMENT OF CORRECTIONS — SPECIAL NEEDS UNIT.  
 7 29 There is appropriated from the healthy lowans tobacco trust  
 7 30 created in section 12.65, to the department of corrections for  
 7 31 the fiscal year beginning July 1, 2004, and ending June 30,  
 7 32 2005, the following amount, or so much thereof as is  
 7 33 necessary, to be used for the purpose designated:  
 7 34 For operating the special needs unit at the Fort Madison  
 7 35 correctional facility:  
 8 1 ..... \$ 1,187,285

Healthy lowans Tobacco Trust appropriation to the Department of Corrections for a special needs unit within the Fort Madison Correctional Facility.

DETAIL: Maintains the current level of funding.

8 2 Sec. 5. ENDOWMENT FOR IOWA'S HEALTH ACCOUNT — TRANSFER.  
 8 3 In addition to the amount transferred pursuant to section  
 8 4 12E.12, subsection 1, paragraph "b", subparagraph (2),  
 8 5 subparagraph subdivision (b), \$6,316,077 is transferred from  
 8 6 the endowment for Iowa's health account of the tobacco  
 8 7 settlement trust fund created in section 12E.12 to the healthy

Endowment for Iowa's Health Account transfer to the Healthy lowans Tobacco Trust.

DETAIL: This is an increase of \$1,109,117 compared to the FY 2004 transfer. This transfer is in addition to the statutory transfer of \$57,512,311 from the Endowment to the Trust. In total, \$63,828,388

8 8 lowans tobacco trust created in section 12.65 for the fiscal  
8 9 year beginning July 1, 2004, and ending June 30, 2005.

is transferred from the Endowment to the Trust.

8 10 Sec. 6. Section 142A.3, subsection 2, Code 2003, is  
8 11 amended to read as follows:  
8 12 2. A commission on tobacco use prevention and control is  
8 13 established to develop policy, provide direction for the  
8 14 initiative, and perform all other duties related to the  
8 15 initiative and other tobacco use prevention and control  
8 16 activities as directed by this chapter or referred to the  
8 17 commission by the director of public health.

CODE: Clarifies the duties of the Commission on Tobacco Use Prevention and Control to include duties related to tobacco use prevention and control activities.

8 18 Sec. 7. Section 142A.4, Code 2003, is amended by adding  
8 19 the following new subsection:  
8 20 NEW SUBSECTION. 12A. Represented by the chairperson of  
8 21 the commission, annually appear before the joint  
8 22 appropriations subcommittee that makes recommendations  
8 23 concerning the commission's budget to report on budget  
8 24 expenditures and division operations relative to the prior  
8 25 fiscal year and the current fiscal year.

CODE: Requires the Chairperson of the Commission on Tobacco Use Prevention and Control to appear before the Joint Health and Human Services Appropriations Subcommittee to report on division expenditures and operations for the prior and current fiscal years.

8 26 Sec. 8. Section 142A.5, subsection 1, paragraph b, Code  
8 27 Supplement 2003, is amended to read as follows:  
8 28 b. Employ a separate division administrator ~~who, in~~  
8 29 accordance with the requirements of section 142A.4, subsection  
8 30 14, in a full-time equivalent position whose sole  
8 31 responsibility and duty shall be ~~responsible for~~ the  
8 32 administration and oversight of the division. The division  
8 33 administrator shall report to and shall serve at the pleasure  
8 34 of the director. The administrator shall be exempt from the  
8 35 merit system provisions of chapter 8A, subchapter IV.

CODE: Requires the Department of Public Health to employ a separate, full-time division administrator for the Division of Tobacco Use Prevention and Control.

9 1 Sec. 9. Section 142A.5, subsection 2, Code Supplement  
9 2 2003, is amended by adding the following new paragraph:  
9 3 NEW PARAGRAPH. g. Provide necessary information to the  
9 4 commission to assist the commission in making its annual  
9 5 report to the joint appropriations subcommittee pursuant to

CODE: Requires the Division of Tobacco Use Prevention and Control within the Department of Public Health to assist the Commission on Tobacco Use Prevention and Control in making its annual report to the Joint Health and Human Services Appropriations Subcommittee and other duties.

9 6 section 142A.4, subsection 12A, and in fulfilling other  
9 7 commission duties pursuant to section 142A.4.

9 8 Sec. 10. Section 216B.3, Code Supplement 2003, is amended  
9 9 by adding the following new subsection:

9 10 NEW SUBSECTION. 18. Plan, establish, administer, and  
9 11 promote a statewide program to provide audio news and  
9 12 information services to blind or visually impaired persons  
9 13 residing in this state.

9 14 a. The commission may enter into necessary contracts and  
9 15 arrangements with the national federation for the blind to  
9 16 provide for the delivery of newspapers over the telephone,  
9 17 furnished by the national federation for the blind.

9 18 b. The commission may enter into necessary contracts and  
9 19 arrangements with the Iowa radio reading information service  
9 20 for the blind and print handicapped to provide for the  
9 21 delivery of newspapers, magazines, and other printed materials  
9 22 over the radio, furnished by the Iowa radio reading  
9 23 information service for the blind and print handicapped.

9 24 Sec. 11. Section 216B.4, unnumbered paragraph 1, Code  
9 25 2003, is amended to read as follows:

9 26 The director may accept financial aid from the government  
9 27 of the United States for carrying out rehabilitation and  
9 28 physical restoration of the blind and for providing library,  
9 29 news, and information services to persons who are blind and  
9 30 persons with physical disabilities.

9 31 Sec. 12. Section 234.39, subsection 6, if enacted by 2004  
9 32 Iowa Acts, Senate File 2298, is amended by striking the  
9 33 subsection.

9 34 Sec. 13. Section 272C.3, subsection 1, paragraph k, Code  
9 35 Supplement 2003, is amended to read as follows:

10 1 k. Establish a licensee review committee for the purpose  
10 2 of evaluating and monitoring licensees who are impaired as a

CODE: Establishes the statewide Newsline for the Blind Program and permits the Commission for the Blind to enter into contracts for the Program.

CODE: Allows the Department for the Blind to accept federal funds for various programs, including news and information services.

CODE: Strikes a section in SF 2298 (FY 2005 Omnibus Appropriations Act) that would have required costs related to juvenile shelter care be considered as a recovery when determining child support recovery obligations.

CODE: Requires members of a Licensee Review Committee to receive reimbursement for expenses associated with their duties and to receive per diem.

10 3 result of alcohol or drug abuse, dependency, or addiction, or  
 10 4 by any mental or physical disorder or disability, and who  
 10 5 self-report the impairment to the committee, or who are  
 10 6 referred by the board to the committee. Members of the  
 10 7 committee shall receive actual expenses for the performance of  
 10 8 their duties and shall be eligible to receive per diem  
 10 9 compensation pursuant to section 7E.6. The board shall adopt  
 10 10 rules for the establishment and administration of the  
 10 11 committee, including but not limited to establishment of the  
 10 12 criteria for eligibility for referral to the committee and the  
 10 13 grounds for disciplinary action for noncompliance with  
 10 14 committee decisions. Information in the possession of the  
 10 15 board or the licensee review committee, under this paragraph,  
 10 16 shall be subject to the confidentiality requirements of  
 10 17 section 272C.6. Referral of a licensee by the board to a  
 10 18 licensee review committee shall not relieve the board of any  
 10 19 duties of the board and shall not divest the board of any  
 10 20 authority or jurisdiction otherwise provided. A licensee who  
 10 21 violates section 272C.10 or the rules of the board while under  
 10 22 review by the licensee review committee shall be referred to  
 10 23 the board for appropriate action.

10 24 Sec. 14. 2003 Iowa Acts, chapter 183, section 1,  
 10 25 subsection 5, paragraph b, is amended to read as follows:  
 10 26 b. For a grant to a program that utilizes high school  
 10 27 mentors to teach life skills, violence prevention, and  
 10 28 character education in an effort to reduce the illegal use of  
 10 29 alcohol, tobacco, and other substances:  
 10 30 ..... \$ 400,000  
 10 31 (1) The program described in this paragraph "b" shall meet  
 10 32 all of the following requirements:  
 10 33 (a) The program shall be a statewide mentoring program  
 10 34 that is an alternative to mentoring programs that utilize the  
 10 35 standards of effective practice.  
 11 1 (b) The program shall contract with a university to assist  
 11 2 in curriculum development and performance evaluation.  
 11 3 (c) The program shall provide for some level of public-

CODE: Specifies the following requirements for the High School Mentoring Program:

- The Program is a statewide alternative mentoring program.
- The Program will contract with a University and the Department of Public Health for assistance with curriculum development and performance evaluation.
- The Program is a public-private partnership.
- The Department of Public Health will negotiate a sole source contract for the Program.
- Up to \$50,000 is allocated to the Department of Public Health for assistance and monitoring of the Program.



11 4 private partnership.

11 5 (d) The program shall obtain the assistance of the Iowa  
11 6 department of public health in the development of the  
11 7 performance evaluation design.

11 8 (e) The program shall demonstrate improvement in meeting  
11 9 the current standards.

11 10 (2) The Iowa department of public health shall negotiate a  
11 11 sole source contract with a nonprofit corporation that mentors  
11 12 through live music and receives funds through private  
11 13 partnership to implement this paragraph "b".

11 14 (3) The Iowa department of public health may use up to  
11 15 \$50,000 of the moneys appropriated under this paragraph "b" to  
11 16 provide technical assistance to and monitoring of the program.

11 17 (4) Notwithstanding section 8.33, moneys appropriated  
11 18 under this paragraph "b" that remain unencumbered or  
11 19 unobligated at the close of the fiscal year shall not revert  
11 20 but shall remain available for the purpose designated in the  
11 21 succeeding fiscal year.

11 22 Sec. 15. EFFECTIVE DATE. The section of this Act amending  
11 23 2003 Iowa Acts, chapter 183, being deemed of immediate  
11 24 importance, takes effect upon enactment.

11 25 HF 2577

11 26 pf/es/25

CODE: Allows the Department of Public Health to carry forward the FY 2004 appropriation for a High School Mentor Program through FY 2005.

Provides that the section regarding High School Mentor Program carryforward be effective upon enactment.

**EXECUTIVE SUMMARY  
TRANSPORTATION APPROPRIATIONS ACT**

**SENATE FILE 2112**

***FUNDING SUMMARY***

DRIVER'S LICENSE DIGITIZED  
IMAGING SYSTEM

OPERATIONS AND FINANCE  
DIVISION

ADMINISTRATIVE SERVICES  
DIVISION

PLANNING DIVISION

MOTOR VEHICLES DIVISION

WORKERS' COMPENSATION

COUNTY TREASURER SUPPORT

HIGHWAYS DIVISION

DOT COMPLEX PROJECTS

SIGNIFICANT CHANGES TO THE  
CODE OF IOWA  
ENACTMENT DATE

- Appropriates a total of \$274.1 million to the Department of Transportation (DOT). This includes \$41.2 million from the Road Use Tax Fund, \$232.9 million from the Primary Road Fund, and 3,421.0 FTE positions. This is a decrease of \$7.5 million (2.7%) and 21.0 FTE positions (0.6%) compared to the estimated net FY 2004 appropriation.
- Appropriates \$2.8 million from the Road Use Tax Fund for the Driver's License Digitized Imaging System. Maintains current level of funding. (Page 1, Line 6)
- Appropriates \$38.1 million and 271.0 FTE positions from the Road Use Tax Fund and the Primary Road Fund for the Operations and Finance Division. This is a decrease of \$430,000 and an increase of 1.0 FTE position compared to the estimated net FY 2004 appropriation. (Page 1, Line 17 and Page 2, Line 30)
- Appropriates \$4.0 million and 37.0 FTE positions from the Road Use Tax Fund and the Primary Road Fund for the Administrative Services Division. Maintains current level of funding. (Page 1, Line 19 and Page 2, Line 33)
- Appropriates \$9.2 million and 142.0 FTE positions from the Road Use Tax Fund and the Primary Road Fund for the Planning Division. Maintains current level of funding. (Page 1, Line 21 and Page 3, Line 1)
- Appropriates \$31.6 million and 507.0 FTE positions from the Road Use Tax Fund and the Primary Road Fund for the Motor Vehicles Division. This is a decrease of \$64,900 and 1.0 FTE position compared to the estimated net FY 2004 appropriation. (Page 1, Line 23 and Page 3, Line 7)
- Appropriates \$2.4 million from the Road Use Tax Fund and the Primary Road Fund for workers' compensation costs. This is an increase of \$403,000 compared to the estimated net FY 2004 appropriation. (Page 1, Line 32 and Page 3, Line 17)
- Appropriates \$1.1 million from the Road Use Tax Fund for County Treasurer Support. This is a new appropriation for FY 2005. (Page 2, Line 8)
- Appropriates \$180.3 million and 2,464.0 FTE positions from the Primary Road Fund for the Highways Division. This is a decrease of \$1.6 million and 21.0 FTE positions compared to the estimated net FY 2004 appropriation. (Page 3, Line 4)
- Appropriates \$650,000 from the Primary Road Fund for infrastructure improvements to various buildings at the DOT. This is a new appropriation for FY 2005. (Page 3, Line 34)
- Requires the Department of Revenue to transfer the designated amount collected from the Keep Iowa Beautiful Fund income tax checkoff directly to the Keep Iowa Beautiful Fund. (Page 4, Line 9)
- This Act was approved by the General Assembly on March 15, 2004, and signed by the Governor on May 19, 2004.

Senate File 2112

Senate File 2112 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
1	10	1.1	Nwthstnd	Sec. 8.33	Nonreversion of Driver's License Equipment Lease Appropriation
4	4	2.10	Nwthstnd	Sec. 8.33	Nonreversion of Capital Projects Appropriation
4	9	3	Amends	Sec. 314.28	Keep Iowa Beautiful Fund

1 1 Section 1. There is appropriated from the road use tax  
1 2 fund to the state department of transportation for the fiscal  
1 3 year beginning July 1, 2004, and ending June 30, 2005, the  
1 4 following amounts, or so much thereof as is necessary, for the  
1 5 purposes designated:

1 6 1. For the payment of costs associated with the production  
1 7 of driver's licenses, as defined in section 321.1, subsection  
1 8 20A:  
1 9 ..... \$ 2,820,000

Road Use Tax Fund appropriation to the Department of Transportation (DOT) for lease of the Driver's License Digitized Photo Imaging System.

DETAIL: Maintains current level of funding.

1 10 Notwithstanding section 8.33, unencumbered or unobligated  
1 11 funds remaining on June 30, 2005, from the appropriation made  
1 12 in this subsection shall not revert, but shall remain  
1 13 available for subsequent fiscal years for the purposes  
1 14 specified in this subsection.

CODE: Specifies that the funds appropriated for the Driver's License Digitized Photo Imaging System do not revert and will remain available for expenditure in subsequent fiscal years.

1 15 2. For salaries, support, maintenance, and miscellaneous  
1 16 purposes:

1 17 a. Operations and finance:  
1 18 ..... \$ 5,357,153

Road Use Tax Fund appropriation to the Operations and Finance Division.

DETAIL: This is a decrease of \$724,749 compared to the estimated net FY 2004 appropriation.

The Operations and Finance Division is also receiving an appropriation of \$32,758,225 and 271.00 FTE positions from the Primary Road Fund (Section 2.1(a) of this Act), for a total appropriation of \$38,115,378. This combined funding represents a decrease of \$430,000 and an increase of 1.00 FTE position compared to the estimated net FY 2004 appropriation. The changes include:

- 1. An increase of \$73,000 to fund inflationary increases on existing leases.

2. A decrease of \$418,000 to transfer funds to the County Treasurer Support Appropriation.
3. An increase of \$65,000 and 1.00 FTE position to transfer a position from the Motor Vehicles Division to the Information Technology Division under the Operations Budget Unit.
4. A decrease of \$150,000. The DOT renegotiated lease rates at the Park Fair Mall and reconfigured space at buildings located at the Ames complex, resulting in a cost-savings for existing leases.

1 19 b. Administrative services:  
 1 20 ..... \$ 553,964

Road Use Tax Fund appropriation to the Administrative Services Division.

DETAIL: This is a decrease of \$72,525 compared to the estimated net FY 2004 appropriation.

The Administrative Services Division is also receiving an appropriation of \$3,402,920 and 37.00 FTE positions from the Primary Road Fund (Section 2.1(b) of this Act), for a total appropriation of \$3,956,884. This combined funding maintains the current level of funding and FTE positions.

1 21 c. Planning:  
 1 22 ..... \$ 460,225

Road Use Tax Fund appropriation to the Planning Division.

DETAIL: This is a decrease of \$9,848 compared to the estimated net FY 2004 appropriation.

The Planning Division is also receiving an appropriation of \$8,744,293 and 142.00 FTE positions from the Primary Road Fund (Section 2.1(c) of this Act), for a total appropriation of \$9,204,518. This combined funding maintains the current level of funding and FTE positions.

1 23 d. Motor vehicles:  
 1 24 ..... \$ 30,378,726

Road Use Tax Fund appropriation to the Motor Vehicles Division.

DETAIL: This is a decrease of \$65,744 compared to the estimated net FY 2004 appropriation.

The Motor Vehicles Division is also receiving an appropriation of \$1,226,838 and 507.00 FTE positions from the Primary Road Fund (Section 2.1(e) of this Act), for a total appropriation of \$31,605,564. This combined funding is a decrease of \$64,900 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. The change includes transferring 1.00 FTE position from the Motor Vehicle Division to the Information Technology Division, which is under the Operations Budget Unit.

1 25 3. For payments to the department of administrative  
 1 26 services for expenses incurred in administering the merit  
 1 27 system on behalf of the state department of transportation, as  
 1 28 required by chapter 19A:  
 1 29 ..... \$ 37,500

Road Use Tax Fund appropriation for payment of administrative costs to the Department of Administrative Services.

DETAIL: Maintains the current level of funding. The Department of Transportation is also receiving an appropriation of \$712,500 from the Primary Road Fund (Section 2.2 of this Act), for a total appropriation of \$750,000.

1 30 4. Unemployment compensation:  
 1 31 ..... \$ 17,000

Road Use Tax Fund appropriation for the payment of unemployment compensation costs.

DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation from the Primary Road Fund of \$328,000 (Section 2.3 of this Act), for a total appropriation of \$345,000.

1 32 5. For payments to the department of administrative  
 1 33 services for paying workers' compensation claims under chapter  
 1 34 85 on behalf of employees of the state department of  
 1 35 transportation:  
 2 1 ..... \$ 95,000

Road Use Tax Fund appropriation for the payment of workers' compensation costs.

DETAIL: This is an increase of \$18,000 compared to the estimated net FY 2004 appropriation.

The Department is also receiving an appropriation from the Primary Road Fund of \$2,268,000 (Section 2.4 of this Act), for a total appropriation of \$2,363,000. The Department of Administrative Services (DAS) asked the consulting firm of Deloitte & Touche to conduct an actuarial review to recommend a new methodology for calculating premiums that would improve the sharing of risk, provide premium stability, equitably allocate administrative costs, and provide

a reasonable level of cash flow to meet expenses in FY 2004. As a result of the review, most State agencies experienced a decrease in premiums in FY 2004; however, the DOT experienced an increase of \$479,000 (25.40%). The Department will transfer funds from another budget at the end of FY 2004 to cover the increase. Workers' compensation premiums in FY 2005 are estimated to be comparable to FY 2004. The FY 2005 appropriation of \$2,363,000 is an increase of \$403,000 (20.56%) compared to the estimated net FY 2004 appropriation. The Department of Administrative Services does not anticipate premiums will fluctuate in FY 2005 to the extent of FY 2004.

2 2 6. For payment to the general fund of the state for  
2 3 indirect cost recoveries:  
2 4 ..... \$ 102,000

Road Use Tax Fund appropriation for payment of indirect cost recoveries to the General Fund.

DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation of \$748,000 from the Primary Road Fund (Section 2.6 of this Act), for a total appropriation of \$850,000 for indirect cost recoveries.

Section 421.17(33)(a), Code of Iowa, requires the DOT to make payments to the General Fund for recovery of indirect costs associated with centralized services provided by other State agencies that receive funding from the General Fund.

2 5 7. For reimbursement to the auditor of state for audit  
2 6 expenses as provided in section 11.5B:  
2 7 ..... \$ 54,314

Road Use Tax Fund appropriation for State Auditor reimbursement.

DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation of \$336,036 from the Primary Road Fund (Section 2.7 of this Act), for a total appropriation of \$390,350 for State Auditor expenses.

2 8 8. For automation, telecommunications, and related costs  
2 9 associated with the county issuance of driver's licenses and  
2 10 vehicle registrations and titles:  
2 11 ..... \$ 1,096,000

Road Use Tax Fund appropriation for support of county treasurer offices.

DETAIL: This is a new appropriation for FY 2005 for resources to issue driver's licenses, vehicle registrations, and titles at county

treasurer offices throughout the State. The total appropriation includes:

1. \$30,000 recommended in previous years as a separate appropriation for the county issuance of driver's licenses. The funds are used to purchase materials, supplies, and equipment for counties that issue driver's licenses through county treasurer offices.
2. \$418,000 for existing automation and telecommunications costs at counties that issue driver's licenses, vehicle registrations, and titles. This amount will be transferred from the Operations Division base budget.
3. \$648,000 for costs associated with improving data transmission between the counties and the DOT. This includes upgrading the current system to meet Internet protocol (necessary for the redesigned Vehicle Registration System) and increasing capacity and speed.

In addition to this appropriation, the Department receives an annual Road Use Tax Fund standing appropriation of \$650,000 for the purchase of automation and telecommunications equipment at county treasurer offices that issue driver's licenses, vehicle registrations, and titles.

Road Use Tax Fund appropriation for costs associated with the 511 toll-free telephone road and weather reporting system.

DETAIL: Maintains the current level of funding.

Road Use Tax Fund appropriation for the Mississippi River Parkway Commission.

DETAIL: Maintains the current level of funding. The ten-member Commission is responsible for promoting transportation and tourism along the Iowa Great River Road. Specifically, the Commission develops and implements a Corridor Management Plan, that includes establishing signage requirements, restrictions on outdoor advertising,

2 12 9. For transfer to the department of public safety for  
 2 13 operating a system providing toll-free telephone road and  
 2 14 weather conditions information:  
 2 15 ..... \$ 100,000

2 16 10. For costs associated with the participation in the  
 2 17 Mississippi river parkway commission:  
 2 18 ..... \$ 40,000



methods to market and promote the Corridor, and actions to involve the public. This appropriation will fund annual organization dues and operational costs.

2 19 11. For membership in the North America's superhighway  
2 20 corridor coalition:  
2 21 ..... \$ 50,000

Road Use Tax Fund appropriation for membership in North America's Super Highway Corridor Coalition.

DETAIL: Maintains the current level of funding. The General Assembly has been appropriating money for membership in the Coalition since its creation in 1997. The Coalition consists of members from various states, including Iowa, that promote infrastructure and technology improvements along the International Trade Corridor of I-35, I-29, I-80/I-94, and Highway 75 in Canada. The Coalition also lobbies for federal funding for Corridor-related projects. Projects include creating international trade processing centers that will speed cross-border trade and increase security along the Corridor.

2 22 Sec. 2. There is appropriated from the primary road fund  
2 23 to the state department of transportation for the fiscal year  
2 24 beginning July 1, 2004, and ending June 30, 2005, the  
2 25 following amounts, or so much thereof as is necessary, to be  
2 26 used for the purposes designated:

2 27 1. For salaries, support, maintenance, and miscellaneous  
2 28 purposes and for not more than the following full-time  
2 29 equivalent positions:

2 30 a. Operations and finance:  
2 31 ..... \$ 32,758,225  
2 32 ..... FTEs 271

Primary Road Fund appropriation to the Operations and Finance Division of the DOT.

DETAIL: This is an increase of \$294,749 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. The Department is also receiving an appropriation from the Road Use Tax Fund for the Operations and Finance Division (Section 1.2(a) of this Act).

2 33 b. Administrative services:  
 2 34 ..... \$ 3,402,920  
 2 35 ..... FTEs 37

Primary Road Fund appropriation to the Administrative Services Division of the DOT.

DETAIL: This is an increase of \$72,525 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The Department is also receiving an appropriation from the Road Use Tax Fund for the Administrative Services Division (Section 1.2(b) of this Act).

3 1 c. Planning:  
 3 2 ..... \$ 8,744,293  
 3 3 ..... FTEs 142

Primary Road Fund appropriation to the Planning Division of the DOT.

DETAIL: This is an increase of \$9,848 compared to the estimated net FY 2004 appropriation, and no change in FTE positions. The Department is also receiving an appropriation from the Road Use Tax Fund for the Planning Division (Section 1.2(c) of this Act).

3 4 d. Highways:  
 3 5 ..... \$180,300,015  
 3 6 ..... FTEs 2,464

Primary Road Fund appropriation to the Highways Division of the DOT.

DETAIL: This is a decrease of \$1,632,999 and 21.00 FTE positions compared to the estimated net FY 2004 appropriation. The change is due to a net savings resulting from the transfer of road jurisdictions. Senate File 451 (FY 2003 Road Jurisdiction and Funding Act) allowed the transfer of jurisdiction and control of approximately 700 miles of State primary roads to cities and counties effective FY 2004. During FY 2005, jurisdiction and control of approximately 360 miles of farm-to-market road extensions in cities with a population of less than 500 will be transferred to the respective counties.

3 7 e. Motor vehicles:  
 3 8 ..... \$ 1,226,838  
 3 9 ..... FTEs 507

Primary Road Fund appropriation to the Motor Vehicles Division of the DOT.

DETAIL: This is an increase of \$844 and a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation. The change includes transferring 1.00 FTE position from the Motor Vehicles Division to the Information Technology Division under the

Operations Budget Unit. The Department is also receiving an appropriation from the Road Use Tax Fund for the Motor Vehicles Division (Section 1.2(d) of this Act).

3 10 2. For payments to the department of administrative  
 3 11 services for expenses incurred in administering the merit  
 3 12 system on behalf of the state department of transportation, as  
 3 13 required by chapter 19A:  
 3 14 ..... \$ 712,500

Primary Road Fund appropriation for payment of administrative costs to the Department of Administrative Services.  
  
 DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation from the Road Use Tax Fund for Department of Administrative Services reimbursements (Section 1.3 of this Act).

3 15 3. Unemployment compensation:  
 3 16 ..... \$ 328,000

Primary Road Fund appropriation for the payment of unemployment compensation costs.  
  
 DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation from the Road Use Tax Fund for unemployment compensation (Section 1.4 of this Act).

3 17 4. For payments to the department of administrative  
 3 18 services for paying workers' compensation claims under chapter  
 3 19 85 on behalf of the employees of the state department of  
 3 20 transportation:  
 3 21 ..... \$ 2,268,000

Primary Road Fund appropriation for the payment of workers' compensation costs.  
  
 DETAIL: This is an increase of \$385,000 compared to the estimated net FY 2004 appropriation. The Department is also receiving an appropriation from the Road Use Tax Fund of \$95,000 for workers' compensation (Section 1.5 of this Act).

3 22 5. For disposal of hazardous wastes from field locations  
 3 23 and the central complex:  
 3 24 ..... \$ 800,000

Primary Road Fund appropriation for costs associated with the disposal of hazardous wastes.  
  
 DETAIL: Maintains the current level of funding. The appropriation will be used for costs associated with hazardous waste resulting from the day-to-day operations of the Department to comply with environmental regulations. The DOT contracts with the private sector for hazardous waste disposal services.

3 25 6. For payment to the general fund for indirect cost

Primary Road Fund appropriation for payment of indirect cost

PG LN	Senate File 2112	Explanation
3 26	recoveries:	recoveries to the General Fund.
3 27	..... \$ 748,000	DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation from the Road Use Tax Fund for indirect cost recoveries (Section 1.6 of this Act).
3 28	7. For reimbursement to the auditor of state for audit	Primary Road Fund appropriation for State Auditor reimbursement.
3 29	expenses as provided in section 11.5B:	
3 30	..... \$ 336,036	DETAIL: Maintains the current level of funding. The Department is also receiving an appropriation from the Road Use Tax Fund for State Auditor expenses (Section 1.7 of this Act).
3 31	8. For costs associated with producing transportation	Primary Road Fund appropriation for costs associated with the
3 32	maps:	production of State transportation maps.
3 33	..... \$ 275,000	DETAIL: Maintains the current level of funding. In FY 2003, the DOT printed large-print maps in addition to the regular-print maps. In FY 2004, the Department printed only the large-print version. The DOT publishes 2,500,000 State maps annually.
3 34	9. For Ames complex facilities improvements:	Primary Road Fund appropriation to fund infrastructure improvements at various building at the DOT complex.
3 35	..... \$ 650,000	DETAIL: This is a new appropriation for FY 2005. Improvements include replacing windows and exterior wall panels, and removing asbestos.
4 1	10. For deferred maintenance projects at field facilities	Primary Road Fund appropriation to fund facility improvements at the
4 2	throughout the state:	DOT throughout the State.
4 3	..... \$ 351,500	DETAIL: Maintains current level of funding.

4 4 Notwithstanding section 8.33, moneys appropriated in  
 4 5 subsections 9 and 10 that remain unencumbered or unobligated  
 4 6 at the close of the fiscal year shall not revert but shall  
 4 7 remain available for expenditure for the purposes designated  
 4 8 until the close of the fiscal year that begins July 1, 2007.

CODE: Specifies that the unencumbered or unobligated funds appropriated for capital improvements in Sections 2.9 and 2.10 of this Act remain available for expenditure until June 30, 2008.

4 9 Sec. 3. Section 314.28, Code 2003, is amended to read as  
 4 10 follows:

CODE: Technical change to language pertaining to the Keep Iowa Beautiful Fund.

4 11 314.28 KEEP IOWA BEAUTIFUL FUND.

4 12 A keep Iowa beautiful fund is created in the office of the  
 4 13 treasurer of state. The fund is composed of moneys  
 4 14 appropriated or available to and obtained or accepted by the  
 4 15 treasurer of state for deposit in the fund. The fund shall  
 4 16 include moneys ~~credited~~ transferred to the fund as provided in  
 4 17 section 422.12A. All interest earned on moneys in the fund  
 4 18 shall be credited to and remain in the fund. Section 8.33  
 4 19 does not apply to moneys in the fund.

DETAIL: Requires the Department of Revenue to transfer the designated amount collected from the Keep Iowa Beautiful Fund income tax checkoff directly to the Keep Iowa Beautiful Fund. The Department of Transportation may then authorize payment of moneys from the Fund. Under current law, revenues are credited to the Fund and are subject to an appropriation.

4 20 Moneys in the fund ~~are subject to appropriation by the~~  
 4 21 ~~general assembly annually for the purposes of educating and~~  
 4 22 ~~encouraging that are authorized by the department for~~  
 4 23 ~~expenditure are appropriated, and shall be used, to educate~~  
 4 24 ~~and encourage~~ lowans to take greater responsibility for  
 4 25 improving their community environment and enhancing the beauty  
 4 26 of the state through litter prevention, improving waste  
 4 27 management and recycling efforts, and beautification projects.  
 4 28 The department may authorize payment of moneys ~~appropriated~~  
 4 29 from the fund ~~to the department~~ upon approval of an  
 4 30 application from a private or public organization. The  
 4 31 applicant shall submit a plan for litter prevention, improving  
 4 32 waste management and recycling efforts, or a beautification  
 4 33 project along with its application. The department shall  
 4 34 establish standards relating to the type of projects available  
 4 35 for assistance.

5 1 Sec. 4. Section 422.12A, subsections 2 and 3, Code  
 5 2 Supplement 2003, are amended to read as follows:

5 3 2. The director of revenue shall draft the income tax form  
 5 4 to allow the designation of contributions to the keep Iowa

5 5 beautiful fund on the tax return. The department of revenue,  
5 6 on or before January 31, shall ~~certify~~ transfer the total  
5 7 amount designated on the tax return forms due in the preceding  
5 8 calendar year ~~and shall report the amount to the treasurer of~~  
5 9 ~~state to the keep iowa beautiful fund. The treasurer of state~~  
5 10 ~~shall credit the amount to the keep iowa beautiful fund.~~  
5 11 However, before a checkoff pursuant to this section shall be  
5 12 permitted, all liabilities on the books of the department of  
5 13 revenue and accounts identified as owing under section 421.17  
5 14 and the political contribution allowed under section 68A.601  
5 15 shall be satisfied.

5 16 3. ~~Moneys in the fund are subject to appropriation as~~  
5 17 ~~provided in section 314.28. The state department of~~  
5 18 transportation may authorize payment of moneys from the keep  
5 19 iowa beautiful fund, in accordance with section 314.28.

5 20 dea/sh/8

**EXECUTIVE SUMMARY**  
**FY 2005 BLOCK GRANT AND FEDERAL FUNDS APPROPRIATIONS ACT**

**SENATE FILE 2288**

**FUNDING SUMMARY**

**FFY 2005 BLOCK GRANTS**

- Senate File 2288 authorizes the receipt and expenditure of federal funds totaling \$3.8 billion for FFY 2005. This is a decrease of \$28.8 million compared to estimated FFY 2004.
- Provides the mechanisms for the State to receive \$162.7 million in federal Block Grant funds, including:
  - Substance Abuse: \$12.9 million. (Page 1, Line 2)
  - Community Mental Health Services: \$3.7 million. (Page 2, Line 1)
  - Maternal and Child Health Services: \$7.1 million. (Page 3, Line 14)
  - Preventive Health and Health Services: \$1.5 million. (Page 4, Line 32)
  - Drug Control and System Improvement: \$5.4 million. (Page 6, Line 5)
  - Stop Violence Against Women: \$1.6 million. (Page 6, Line 28)
  - Local Law Enforcement: \$150,000. (Page 7, Line 16)
  - Community Services: \$7.0 million. (Page 8, Line 3)
  - Community Development: \$31.0 million. (Page 9, Line 6)
  - Low-Income Home Energy Assistance: \$32.8 million. (Page 10, Line 2)
  - Social Services: \$17.2 million. (Page 11, Line 7)
  - Child Care and Development: \$42.3 million. (Page 14, Line 7)
- Specifies the procedures for prorating funds to various programs if funding received is different than the amount appropriated. (Page 14, Line 33 and Page 15, Line 28)
- Specifies the procedures for notifying the Legislative Fiscal Committee when additional federal funding becomes available when the General Assembly is not in Session. (Page 16, Line 11)
- Appropriates expected funds for various Departments of State Government. The estimated amount of the grants to be received during FYY 2005 is \$3.6 billion. These include:
  - Department of Agriculture and Land Stewardship: \$7.3 million. (Page 16, Line 33)
  - Department for the Blind: \$8.1 million. (Page 17, Line 14)
  - Iowa State Civil Rights Commission: \$1.1 million. (Page 17, Line 21)
  - College Student Aid Commission: \$27.7 million. (Page 17, Line 29)

**PROCEDURES FOR REDUCED OR  
INCREASED BLOCK GRANTS**

**FFY 2005 CATEGORICAL GRANTS**

**EXECUTIVE SUMMARY  
FY 2005 BLOCK GRANT AND FEDERAL FUNDS APPROPRIATIONS ACT**

**SENATE FILE 2288**

**FFY 2005 CATEGORICAL GRANTS  
CONTINUED**

- . Department of Corrections: \$98,000. (Page 18, Line 9)
- . Department of Cultural Affairs: \$1.2 million. (Page 18, Line 16)
- . Department of Economic Development: \$55.7 million. (Page 18, Line 24)
- . Department of Education: \$394.5 million. (Page 18, Line 32)
- . Department of Elder Affairs: \$18.3 million. (Page 19, Line 4)
- . Office of the Governor for the Drug Policy Coordinator: \$4.1 million. (Page 19, Line 28)
- . Department of Human Rights: \$5.9 million. (Page 20, Line 1)
- . Department of Human Services: \$1.8 billion. (Page 20, Line 9)
- . Department of Inspections and Appeals: \$3.7 million. (Page 20, Line 17)
- . Judicial Branch: \$1.0 million. (Page 20, Line 25)
- . Department of Justice: \$7.0 million. (Page 20, Line 32)
- . Department of Natural Resources: \$33.4 million. (Page 21, Line 19)
- . Department of Public Defense: \$55.6 million. (Page 21, Line 34)
- . Department of Public Health: \$82.6 million. (Page 22, Line 15)
- . Department of Public Safety: \$4.7 million. (Page 22, Line 23)
- . State Board of Regents: \$374.3 million. (Page 22, line 31)
- . Office of Secretary of State: \$5.0 million. (Page 23, Line 10)
- . Office of Treasurer of State: \$350,000. (Page 24, Line 6)
- . Department of Transportation: \$275.7 million. (Page 24, Line 14)
- . Commission of Veterans Affairs: \$13.9 million. (Page 24, line 22)
- . Department of Workforce Development: \$470.1 million. (Page 24, Line 30)



1 1 Section 1. SUBSTANCE ABUSE APPROPRIATION.

1 2 1. There is appropriated from the fund created by section  
1 3 8.41 to the Iowa department of public health for the federal  
1 4 fiscal year beginning October 1, 2004, and ending September  
1 5 30, 2005, the following amount:  
1 6 ..... \$ 12,915,707

Federal Substance Abuse Block Grant appropriation to the  
Department of Public Health.

DETAIL: This is an increase of \$837,268 compared to the estimated  
FFY 2004 appropriation.

1 7 a. Funds appropriated in this subsection are the  
1 8 anticipated funds to be received from the federal government  
1 9 for the designated federal fiscal year under 42 U.S.C.,  
1 10 chapter 6A, subchapter XVII, which provides for the substance  
1 11 abuse prevention and treatment block grant. The department  
1 12 shall expend the funds appropriated in this subsection as  
1 13 provided in the federal law making the funds available and in  
1 14 conformance with chapter 17A.

Requires the Department of Public Health to expend the funds  
appropriated according to federal law and in conformance with  
administrative procedures set forth in Chapter 17A, Code of Iowa.

1 15 b. Of the funds appropriated in this subsection, an amount  
1 16 not exceeding 5 percent shall be used by the department for  
1 17 administrative expenses.

Requires a maximum allocation of 5.00% of the Substance Abuse  
Block Grant funds for administrative expenses.

DETAIL: The maximum allocation of \$645,785 is an increase of  
\$41,863 compared to the estimated FFY 2004 allocation.

1 18 c. The department shall expend no less than an amount  
1 19 equal to the amount expended for treatment services in the  
1 20 state fiscal year beginning July 1, 2003, for pregnant women  
1 21 and women with dependent children.

Requires a minimum allocation equal to the State FY 2004 allocation  
for treatment services for pregnant women and women with dependent  
children.

DETAIL: The minimum allocation of \$1,390,939 is no change  
compared to the estimated FFY 2004 allocation.

1 22 d. Of the funds appropriated in this subsection, an amount  
1 23 not exceeding \$24,585 shall be used for audits.

Requires a maximum allocation of \$24,585 of the Substance Abuse  
Block Grant funds for audit costs.

DETAIL: The maximum allocation is no change compared to the  
estimated FFY 2004 allocation.

1 24 2. At least 20 percent of the funds remaining from the  
1 25 appropriation made in subsection 1 shall be allocated for

Requires a minimum allocation of 20.00% of the remaining Substance  
Abuse Block Grant funds be used for prevention programs.

1 26 prevention programs.

DETAIL: Requires a minimum allocation of \$2,170,880 for prevention programs. This is an increase of \$159,081 for this allocation compared to estimated FFY 2004.

1 27 3. In implementing the federal substance abuse prevention  
1 28 and treatment block grant under 42 U.S.C., chapter 6A,  
1 29 subchapter XVII, and any other applicable provisions of the  
1 30 federal Public Health Service Act under 42 U.S.C., chapter 6A,  
1 31 subchapter III–A, the department shall apply the provisions of  
1 32 Pub. L. No. 106–310, § 3305, as codified in 42 U.S.C. § 300x–  
1 33 65, relating to services under such federal law being provided  
1 34 by religious and other nongovernmental organizations.

Requires the Department of Public Health to apply federal law regarding non-discrimination requirements for religious or other nongovernmental organizations that may provide services when implementing the federal Substance Abuse Prevention and Treatment Block Grant.

1 35 Sec. 2. COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION.

2 1 1. a. There is appropriated from the fund created by  
2 2 section 8.41 to the Iowa department of human services for the  
2 3 federal fiscal year beginning October 1, 2004, and ending  
2 4 September 30, 2005, the following amount:  
2 5 ..... \$ 3,704,898

Federal Community Mental Health Services Block Grant appropriation to the Department of Human Services (DHS).

DETAIL: This is an increase of \$92,071 compared to the FFY 2004 appropriation.

2 6 b. Funds appropriated in this subsection are the  
2 7 anticipated funds to be received from the federal government  
2 8 for the designated federal fiscal year under 42 U.S.C.,  
2 9 chapter 6A, subchapter XVII, which provides for the community  
2 10 mental health services block grant. The department shall  
2 11 expend the funds appropriated in this subsection as provided  
2 12 in the federal law making the funds available and in  
2 13 conformance with chapter 17A.

Requires the DHS to expend the funds appropriated according to federal law and in conformance with administrative procedures as delineated in Chapter 17A, Code of Iowa.

2 14 c. The department shall allocate not less than 95 percent  
2 15 of the amount of the block grant to eligible community mental  
2 16 health services providers for carrying out the plan submitted  
2 17 to and approved by the federal substance abuse and mental  
2 18 health services administration for the fiscal year involved.

Requires a minimum allocation of 95.00% of the Community Mental Health Services Block Grant funds be used for eligible community mental health service providers.

DETAIL: The minimum allocation of \$3,519,653 is an increase of \$87,467 compared to the estimated FFY 2004 allocation.

2 19 d. Of the amount allocated to eligible services providers  
 2 20 under paragraph "c", 70 percent shall be distributed to the  
 2 21 state's accredited community mental health centers established  
 2 22 or designated by counties in accordance with law or  
 2 23 administrative rule. If a county has not established or  
 2 24 designated a community mental health center and has received a  
 2 25 waiver from the mental health and developmental disabilities  
 2 26 commission, the mental health services provider designated by  
 2 27 that county is eligible to receive funding distributed  
 2 28 pursuant to this paragraph in lieu of a community mental  
 2 29 health center. The funding distributed shall be used by  
 2 30 recipients of the funding for the purpose of developing and  
 2 31 providing evidence-based practices and emergency services to  
 2 32 adults with a serious mental illness and children with a  
 2 33 serious emotional disturbance. The distribution amounts shall  
 2 34 be announced at the beginning of the federal fiscal year and  
 2 35 distributed on a quarterly basis according to the formulas  
 3 1 used in previous fiscal years. Recipients shall submit  
 3 2 quarterly reports containing data consistent with the  
 3 3 performance measures approved by the federal substance abuse  
 3 4 and mental health services administration.

Requires that 70.00% of the 95.00% of the funds set aside for community mental health service providers be distributed to specified community mental health centers or counties. Requires funds be used for developing and providing evidence-based practices and emergency services for certain adults and children. Requires funds be distributed on a quarterly basis. Requires recipients of funds to submit quarterly reports.

3 5 2. An amount not exceeding 5 percent of the funds  
 3 6 appropriated in subsection 1 shall be used by the department  
 3 7 of human services for administrative expenses. From the funds  
 3 8 set aside by this subsection for administrative expenses, the  
 3 9 department shall pay to the auditor of state an amount  
 3 10 sufficient to pay the cost of auditing the use and  
 3 11 administration of the state's portion of the funds  
 3 12 appropriated in subsection 1. The auditor of state shall bill  
 3 13 the department for the costs of the audits.

Requires a maximum allocation of 5.00% of the Community Mental Health Services Block Grant funds to be used for administrative and audit costs.

DETAIL: The maximum allocation of \$185,245 is an increase of \$4,604 compared to the estimated FFY 2004 allocation.

3 14 Sec. 3. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

3 15 1. There is appropriated from the fund created by section  
 3 16 8.41 to the Iowa department of public health for the federal  
 3 17 fiscal year beginning October 1, 2004, and ending September

Federal Maternal and Child Health Services Block Grant appropriation to the Department of Public Health.

<p>3 18 30, 2005, the following amount:  3 19 ..... \$ 7,115,676</p>	<p>DETAIL: This is a decrease of \$15,333 compared to the estimated FFY 2004 appropriation.</p>
<p>3 20 The funds appropriated in this subsection are the funds  3 21 anticipated to be received from the federal government for the  3 22 designated federal fiscal year under 42 U.S.C., chapter 7,  3 23 subchapter V, which provides for the maternal and child health  3 24 services block grant. The department shall expend the funds  3 25 appropriated in this subsection as provided in the federal law  3 26 making the funds available and in conformance with chapter  3 27 17A.</p>	<p>Requires the Department of Public Health (DPH) to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, <u>Code of Iowa</u>.</p>
<p>3 28 Of the funds appropriated in this subsection, an amount not  3 29 exceeding \$45,700 shall be used for audits.</p>	<p>Requires a maximum allocation of the Maternal and Child Health Services Block Grant for audit costs.</p> <p>DETAIL: The maximum allocation of \$45,700 is no change compared to the estimated FFY 2004 allocation.</p>
<p>3 30 Funds appropriated in this subsection shall not be used by  3 31 the university of Iowa hospitals and clinics for indirect  3 32 costs.</p>	<p>Prohibits the use of the appropriated funds by the University of Iowa Hospitals and Clinics for indirect costs.</p>
<p>3 33 2. An amount not exceeding \$150,000 of the funds  3 34 appropriated in subsection 1 to the Iowa department of public  3 35 health shall be used by the Iowa department of public health  4 1 for administrative expenses in addition to the amount to be  4 2 used for audits in subsection 1.</p>	<p>Requires a maximum allocation of the Maternal and Child Health Services Block Grant funds for administrative costs, in addition to the amount for audit costs.</p> <p>DETAIL: The maximum allocation of \$150,000 is no change compared to the estimated FY 2004 allocation.</p>
<p>4 3 The departments of public health, human services, and  4 4 education and the university of Iowa's mobile and regional  4 5 child health specialty clinics shall continue to pursue to the  4 6 maximum extent feasible the coordination and integration of  4 7 services to women and children.</p>	<p>Requires the DPH, the DHS, the Department of Education, and the University of Iowa's Mobile and Regional Child Health Specialty Clinics to continue integration and coordination of services to women and children.</p>

4 8 3. a. Sixty-three percent of the remaining funds  
 4 9 appropriated in subsection 1 shall be allocated to supplement  
 4 10 appropriations for maternal and child health programs within  
 4 11 the Iowa department of public health. Of these funds,  
 4 12 \$300,291 shall be set aside for the statewide perinatal care  
 4 13 program.

Requires an allocation of 63.00% of the remaining Maternal and Child Health Services Block Grant funds be used for maternal and child health programs after allocating \$300,291 for the Statewide Perinatal Care Program.

DETAIL: The allocation of \$4,059,294 is a decrease of \$9,660 compared to the estimated FFY 2004 allocation for maternal and child health programs. The allocation of \$300,291 is no change compared to the estimated FFY 2004 allocation for the Statewide Perinatal Care Program.

4 14 b. Thirty-seven percent of the remaining funds  
 4 15 appropriated in subsection 1 shall be allocated to the  
 4 16 university of Iowa hospitals and clinics under the control of  
 4 17 the state board of regents for mobile and regional child  
 4 18 health specialty clinics. The university of Iowa hospitals  
 4 19 and clinics shall not receive an allocation for indirect costs  
 4 20 from the funds for this program. Priority shall be given to  
 4 21 establishment and maintenance of a statewide system of mobile  
 4 22 and regional child health specialty clinics.

Requires an allocation of 37.00% of the remaining Maternal and Child Health Services Block Grant funds be used for the Mobile and Regional Child Health Specialty Clinics operated by the University of Iowa Hospitals and Clinics.

DETAIL: The allocation of \$2,560,391 is a decrease of \$5,673 compared to the estimated FFY 2004 allocation.

Prohibits the University of Iowa Hospitals and Clinics from receiving an allocation for indirect costs. Requires a prioritization of the Mobile and Regional Child Health Specialty Clinics.

4 23 4. The Iowa department of public health shall administer  
 4 24 the statewide maternal and child health program and the  
 4 25 disabled children's program by conducting mobile and regional  
 4 26 child health specialty clinics and conducting other activities  
 4 27 to improve the health of low-income women and children and to  
 4 28 promote the welfare of children with actual or potential  
 4 29 handicapping conditions and chronic illnesses in accordance  
 4 30 with the requirements of Title V of the federal Social  
 4 31 Security Act.

Requires the DPH to administer the Statewide Maternal and Child Health Program and the Crippled Childrens' Program.

4 32 Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES  
 4 33 APPROPRIATIONS.

4 34 1. There is appropriated from the fund created by section  
 4 35 8.41 to the Iowa department of public health for the federal

Federal Preventive Health and Health Services Block Grant appropriation to the Department of Public Health.

5 1 fiscal year beginning October 1, 2004, and ending September  
 5 2 30, 2005, the following amount:  
 5 3 ..... \$ 1,505,162

DETAIL: This is no change compared to the estimated FFY 2004 appropriation.

5 4 Funds appropriated in this subsection are the funds  
 5 5 anticipated to be received from the federal government for the  
 5 6 designated federal fiscal year under 42 U.S.C., chapter 6A,  
 5 7 subchapter XVII, which provides for the preventive health and  
 5 8 health services block grant. The department shall expend the  
 5 9 funds appropriated in this subsection as provided in the  
 5 10 federal law making the funds available and in conformance with  
 5 11 chapter 17A.

Requires the DPH to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

5 12 Of the funds appropriated in this subsection, an amount not  
 5 13 exceeding \$5,522 shall be used for audits.

Requires a maximum allocation of the Preventive Health and Health Services Block Grant funds for audit costs.

DETAIL: The maximum allocation of \$5,522 is no change compared to the estimated FFY 2004 allocation.

5 14 2. Of the funds appropriated in subsection 1, the specific  
 5 15 amount of funds stipulated by the notice of the block grant  
 5 16 award shall be allocated for services to victims of sex  
 5 17 offenses and for rape prevention education.

Requires that funds designated by the federal government be allocated for services to victims of sex offenses and for rape prevention education.

DETAIL: The allocation of \$71,660 is no change compared to the estimated FFY 2004 allocation.

5 18 3. After deducting the funds allocated in subsections 1  
 5 19 and 2, an amount not exceeding \$94,670 of the remaining funds  
 5 20 appropriated in subsection 1 shall be used by the Iowa  
 5 21 department of public health for administrative expenses in  
 5 22 addition to the amount to be used for audits in subsection 1.

Requires a maximum allocation of the Preventive Health and Health Services Block Grant funds for administrative costs, in addition to the \$5,522 for audit costs.

DETAIL: The maximum allocation of \$94,670 is no change compared to the estimated FFY 2004 allocation.

5 23 4. After deducting the funds allocated in subsections 1,  
 5 24 2, and 3, the remaining funds appropriated in subsection 1  
 5 25 shall be used by the department for healthy people  
 5 26 2010/healthy Iowans 2010 program objectives, preventive health  
 5 27 advisory committee, and risk reduction services, including

Requires an allocation of the remaining Preventive Health and Health Services Block Grant funds for services including:

- Healthy People 2010/Healthy Iowans 2010 Program
- Preventive Health Advisory Committee

5 28 nutrition programs, health incentive programs, chronic disease  
 5 29 services, emergency medical services, monitoring of the  
 5 30 fluoridation program and start-up fluoridation grants, and  
 5 31 acquired immune deficiency syndrome services. The moneys  
 5 32 specified in this subsection shall not be used by the  
 5 33 university of Iowa hospitals and clinics or by the state  
 5 34 hygienic laboratory for the funding of indirect costs. Of the  
 5 35 funds used by the department under this subsection, an amount  
 6 1 not exceeding \$90,000 shall be used for the monitoring of the  
 6 2 fluoridation program and for start-up fluoridation grants to  
 6 3 public water systems, and an amount not exceeding \$50,000  
 6 4 shall be used to provide chlamydia testing.

- Risk Reduction Services, including:
  - Nutrition programs
  - Health Incentive programs
  - Chronic Disease Services
  - Emergency Medical Services
  - Fluoridation Program monitoring and start-up fluoridation grants
  - Acquired Immune Deficiency Syndrome (AIDS) services

Prohibits the use of Preventive Health and Health Services Block Grant funds by the University of Iowa Hospitals and Clinics and the State Hygienic Laboratory for indirect costs.

DETAIL: The allocation of \$1,333,310 is no change compared to the estimated FFY 2004 allocation.

Requires a maximum allocation of the Preventive Health and Health Services Block Grant funds be used for start-up grants and to monitor the Fluoridation Program.

DETAIL: The maximum allocation of \$90,000 is no change compared to the estimated FFY 2004 allocation.

Requires a maximum allocation of \$50,000 of the Preventive Health and Health Services Block Grant funds be used to provide Chlamydia testing.

DETAIL: The maximum allocation of \$50,000 is no change compared to the estimated FFY 2004 allocation.

6 5 Sec. 5. DRUG CONTROL AND SYSTEM IMPROVEMENT GRANT  
 6 6 PROGRAM APPROPRIATION.

6 7 1. There is appropriated from the fund created by section  
 6 8 8.41 to the office of the governor for the drug policy  
 6 9 coordinator for the federal fiscal year beginning October 1,  
 6 10 2004, and ending September 30, 2005, the following amount:  
 6 11 ..... \$ 5,432,952

Federal Drug Control and System Improvement Block Grant appropriation to the Office of the Governor for the Drug Policy Coordinator.

DETAIL: This is an increase of \$3,732,741 compared to the estimated FFY 2004 appropriation.

6 12 Funds appropriated in this subsection are the anticipated  
6 13 funds to be received from the federal government for the  
6 14 designated fiscal year under 42 U.S.C., chapter 46, section  
6 15 3751, which provides for the drug control and system  
6 16 improvement grant program. The drug policy coordinator shall  
6 17 expend the funds appropriated in this subsection as provided  
6 18 in the federal law making the funds available and in  
6 19 conformance with chapter 17A.

Requires the Drug Policy Coordinator to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

6 20 2. An amount not exceeding 10 percent of the funds  
6 21 appropriated in subsection 1 shall be used by the drug policy  
6 22 coordinator for administrative expenses. From the funds set  
6 23 aside by this subsection for administrative expenses, the drug  
6 24 policy coordinator shall pay to the auditor of state an amount  
6 25 sufficient to pay the cost of auditing the use and  
6 26 administration of the state's portion of the funds  
6 27 appropriated in subsection 1.

Requires a maximum allocation of 10.00% of the Drug Control and System Improvement Program Block Grant funds be used for administrative and audit costs.

DETAIL: The maximum allocation of \$543,295 is a decrease of \$129,857 compared to the estimated FFY 2004 allocation.

6 28 Sec. 6. STOP VIOLENCE AGAINST WOMEN GRANT PROGRAM  
6 29 APPROPRIATION.

6 30 1. There is appropriated from the fund created by section  
6 31 8.41 to the department of justice for the federal fiscal year  
6 32 beginning October 1, 2004, and ending September 30, 2005, the  
6 33 following amount:  
6 34 ..... \$ 1,614,000

Federal Stop Violence Against Women Block Grant appropriation to the Department of Justice.

DETAIL: This is a decrease of \$239,100 compared to the estimated FFY 2004 appropriation.

6 35 Funds appropriated in this subsection are the anticipated  
7 1 funds to be received from the federal government for the  
7 2 designated fiscal year under 42 U.S.C., chapter 46, section  
7 3 3796gg-1, which provides for grants to combat violent crimes  
7 4 against women. The department of justice shall expend the

Requires the Department of Justice to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.



7 5 funds appropriated in this subsection as provided in the  
 7 6 federal law making the funds available and in conformance with  
 7 7 chapter 17A.

7 8 2. An amount not exceeding 5 percent of the funds  
 7 9 appropriated in subsection 1 shall be used by the department  
 7 10 of justice for administrative expenses. From the funds set  
 7 11 aside by this subsection for administrative expenses, the  
 7 12 department shall pay to the auditor of state an amount  
 7 13 sufficient to pay the cost of auditing the use and  
 7 14 administration of the state's portion of the funds  
 7 15 appropriated in subsection 1.

Requires a maximum allocation of 5.00% of the Stop Violence Against Women Block Grant funds for administrative and audit costs.

DETAIL: The maximum allocation of \$80,700 is a decrease of \$11,955 compared to the estimated FFY 2004 allocation.

7 16 Sec. 7. LOCAL LAW ENFORCEMENT BLOCK GRANT APPROPRIATION.

7 17 1. There is appropriated from the fund created by section  
 7 18 8.41 to the office of the governor for the drug policy  
 7 19 coordinator for the federal fiscal year beginning October 1,  
 7 20 2004, and ending September 30, 2005, the following amount:  
 7 21 ..... \$ 150,000

Federal Local Law Enforcement Block Grant appropriation to the Office of the Governor for the Drug Policy Coordinator.

DETAIL: This is a decrease of \$154,748 compared to the estimated FFY 2004 appropriation.

7 22 Funds appropriated in this subsection are the funds  
 7 23 anticipated to be received from the federal government for the  
 7 24 designated federal fiscal year under annual federal  
 7 25 appropriations which provide for grants to reduce crime and  
 7 26 improve public safety. The drug policy coordinator shall  
 7 27 expend the funds appropriated in this subsection as provided  
 7 28 in the federal law making the funds available and in  
 7 29 conformance with chapter 17A.

Requires the Drug Policy Coordinator to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

7 30 2. An amount not exceeding 3 percent of the funds  
 7 31 appropriated in subsection 1 shall be used by the drug policy  
 7 32 coordinator for administrative expenses. From the funds set  
 7 33 aside by this subsection for administrative expenses, the drug  
 7 34 policy coordinator shall pay to the auditor of state an amount  
 7 35 sufficient to pay the cost of auditing the use and  
 8 1 administration of the state's portion of the funds

Requires a maximum allocation of 3.00% of the Local Law Enforcement Block Grant funds be used for administrative and audit costs.

DETAIL: The maximum allocation of \$4,500 is a decrease of \$4,642 compared to the estimated FFY 2004 allocation.

8 2 appropriated in subsection 1.

8 3 Sec. 8. COMMUNITY SERVICES APPROPRIATIONS.

8 4 1. a. There is appropriated from the fund created by  
 8 5 section 8.41 to the division of community action agencies of  
 8 6 the department of human rights for the federal fiscal year  
 8 7 beginning October 1, 2004, and ending September 30, 2005, the  
 8 8 following amount:  
 8 9 ..... \$ 6,955,510

Federal Community Services Block Grant appropriation to the Division of Community Action Agencies within the Department of Human Rights.

DETAIL: This is a decrease of \$632 compared to the estimated FFY 2004 appropriation.

8 10 Funds appropriated in this subsection are the funds  
 8 11 anticipated to be received from the federal government for the  
 8 12 designated federal fiscal year under 42 U.S.C., chapter 106,  
 8 13 which provides for the community services block grant. The  
 8 14 division of community action agencies of the department of  
 8 15 human rights shall expend the funds appropriated in this  
 8 16 subsection as provided in the federal law making the funds  
 8 17 available and in conformance with chapter 17A.

Requires the Department of Human Rights to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

8 18 b. The administrator of the division of community action  
 8 19 agencies of the department of human rights shall allocate not  
 8 20 less than 96 percent of the amount of the block grant to  
 8 21 eligible community action agencies for programs benefiting  
 8 22 low-income persons. Each eligible agency shall receive a  
 8 23 minimum allocation of not less than \$100,000. The minimum  
 8 24 allocation shall be achieved by redistributing increased funds  
 8 25 from agencies experiencing a greater share of available funds.  
 8 26 The funds shall be distributed on the basis of the poverty-  
 8 27 level population in the area represented by the community  
 8 28 action areas compared to the size of the poverty-level  
 8 29 population in the state.

Requires a minimum allocation of 96.00% of the Community Services Block Grant funds to go to eligible community action agencies for programs benefiting low-income persons.

DETAIL: The minimum allocation of \$6,677,290 is a decrease of \$606 compared to the estimated FFY 2004 allocation.

Requires that each eligible community action agency receive a minimum allocation of \$100,000 from the Community Services Block Grant funds.

8 30 2. An amount not exceeding 4 percent of the funds  
 8 31 appropriated in subsection 1 shall be used by the division of  
 8 32 community action agencies of the department of human rights  
 8 33 for administrative expenses. From the funds set aside by this

Requires a maximum allocation of 4.00% of the Community Services Block Grant funds to be used by the Division of Community Action Agencies of the Department of Human Rights for administrative and audit costs.

8 34 subsection for administrative expenses, the division of  
 8 35 community action agencies of the department of human rights  
 9 1 shall pay to the auditor of state an amount sufficient to pay  
 9 2 the cost of auditing the use and administration of the state's  
 9 3 portion of the funds appropriated in subsection 1. The  
 9 4 auditor of state shall bill the division of community action  
 9 5 agencies for the costs of the audits.

DETAIL: The maximum allocation of \$278,220 is a decrease of \$26 compared to the estimated FFY 2004 allocation.

9 6 Sec. 9. COMMUNITY DEVELOPMENT APPROPRIATIONS.

9 7 1. There is appropriated from the fund created by section  
 9 8 8.41 to the Iowa department of economic development for the  
 9 9 federal fiscal year beginning October 1, 2004, and ending  
 9 10 September 30, 2005, the following amount:  
 9 11 ..... \$ 30,981,000

Federal Community Development Block Grant appropriation to the Department of Economic Development.

DETAIL: This is a decrease of \$1,619,000 compared to the estimated FFY 2004 appropriation.

9 12 Funds appropriated in this subsection are the funds  
 9 13 anticipated to be received from the federal government for the  
 9 14 designated federal fiscal year under 42 U.S.C., chapter 69,  
 9 15 which provides for community development block grants. The  
 9 16 Iowa department of economic development shall expend the funds  
 9 17 appropriated in this subsection as provided in the federal law  
 9 18 making the funds available and in conformance with chapter  
 9 19 17A.

Requires the Department of Economic Development to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

9 20 2. An amount not exceeding \$1,438,520 for the federal  
 9 21 fiscal year beginning October 1, 2004, shall be used by the  
 9 22 Iowa department of economic development for administrative  
 9 23 expenses for the community development block grant. The total  
 9 24 amount used for administrative expenses includes \$719,260 for  
 9 25 the federal fiscal year beginning October 1, 2004, of funds  
 9 26 appropriated in subsection 1 and a matching contribution from  
 9 27 the state equal to \$719,260 from the appropriation of state  
 9 28 funds for the community development block grant and state  
 9 29 appropriations for related activities of the Iowa department  
 9 30 of economic development. From the funds set aside for  
 9 31 administrative expenses by this subsection, the Iowa

Requires a maximum allocation of Community Development Block Grant funds for administrative and audit costs. Requires that the amount used include \$719,260 of the funds appropriated in Subsection 1 and a \$719,260 matching contribution from the State.

DETAIL: The allocation of \$719,260 is a decrease of \$32,740 compared to the estimated FFY 2004 allocation.

The amount available for community development programs is \$30,261,740, which is a decrease of \$1,586,260 compared to the estimated FFY 2004 allocation.

9 32 department of economic development shall pay to the auditor of  
 9 33 state an amount sufficient to pay the cost of auditing the use  
 9 34 and administration of the state's portion of the funds  
 9 35 appropriated in subsection 1. The auditor of state shall bill  
 10 1 the department for the costs of the audit.

10 2 Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE  
 APPROPRIATIONS.

10 3 1. There is appropriated from the fund created by section  
 10 4 8.41 to the division of community action agencies of the  
 10 5 department of human rights for the federal fiscal year  
 10 6 beginning October 1, 2004, and ending September 30, 2005, the  
 10 7 following amount:  
 10 8 ..... \$ 32,792,887

Federal Low-Income Home Energy Assistance Program (LIHEAP)  
 Block Grant Appropriation to the Division of Community Action  
 Agencies of the Department of Human Rights.

DETAIL: This is an increase of \$1,676,761 compared to the estimated  
 FFY 2004 appropriation.

10 9 The funds appropriated in this subsection are the funds  
 10 10 anticipated to be received from the federal government for the  
 10 11 designated federal fiscal year under 42 U.S.C., chapter 94,  
 10 12 subchapter II, which provides for the low-income home energy  
 10 13 assistance block grants. The division of community action  
 10 14 agencies of the department of human rights shall expend the  
 10 15 funds appropriated in this subsection as provided in the  
 10 16 federal law making the funds available and in conformance with  
 10 17 chapter 17A.

Requires the Department of Human Rights to expend the funds  
 appropriated according to federal law and in conformance with  
 administrative procedures as defined in Chapter 17A, Code of Iowa.

10 18 2. Up to 15 percent of the amount appropriated in this  
 10 19 section that is actually received shall be used for  
 10 20 residential weatherization or other related home repairs for  
 10 21 low-income households. Of this allocation amount, not more  
 10 22 than 10 percent may be used for administrative expenses.

Requires a maximum allocation of up to 15.00% of the Low-Income  
 Home Energy Assistance Block Grant funds to be utilized for  
 residential weatherization or other related home repairs for low-income  
 households. Of this allocation, not more than 10.00% may be used for  
 administrative costs.

DETAIL: The maximum allocation of \$4,918,933 is an increase of  
 \$250,014 compared to the estimated FFY 2004 allocation. The  
 maximum allocation is to be distributed as follows:

<p>10 23 3. After subtracting the allocation in subsection 2, up to  10 24 \$2,645,721 is allocated for administrative expenses of the  10 25 low-income home energy assistance program of which \$290,000 is  10 26 allocated for administrative expenses of the division. The  10 27 costs of auditing the use and administration of the portion of  10 28 the appropriation in this section that is retained by the  10 29 state shall be paid from the amount allocated in this  10 30 subsection to the division. The auditor of state shall bill  10 31 the division for the audit costs.</p>	<ul style="list-style-type: none"> <li>• \$4,427,040 required to be used for weatherization or home repairs. This is an increase of \$225,013 compared to the estimated FFY 2004 allocation.</li> <li>• \$491,893 permitted to be used for administrative costs within the Division of Community Action Agencies of the Department of Human Rights for residential weatherization efforts. This is an increase of \$25,001 compared to the estimated FFY 2004 allocation.</li> </ul>
<p>10 32 4. The remainder of the appropriation in this section  10 33 following the allocations made in subsections 2 and 3, shall  10 34 be used to help eligible households as defined in 42 U.S.C.,  10 35 chapter 94, subchapter II, to meet home energy costs.</p>	<p>Allows for a maximum allocation of \$2,645,721 (9.49%) to be used for administrative costs of the Low-income Home Energy Assistance Program. Permits \$290,000 to be retained by the Division of Community Action Agencies of the Department of Human Rights for State administrative and audit costs. This is no change compared to the FFY 2004 allocations.</p> <p>Requires that at least \$25,228,233, if all maximum allocations are utilized, be used for home energy costs.</p> <p>DETAIL: This is an increase of \$2,983,053 compared to the estimated FFY 2004 allocation.</p>
<p>11 1 5. Not more than 10 percent of the amount appropriated in  11 2 this section that is actually received may be carried forward  11 3 for use in the succeeding federal fiscal year.</p>	<p>Permits a maximum of 10.00% (\$3,279,289) of the Low-Income Home Energy Assistance Block Grants funds to be carried forward for use in FFY 2005. The 10.00% provision existed for FFY 2004.</p>
<p>11 4 6. Expenditures for assessment and resolution of energy  11 5 problems shall be limited to 5 percent of the amount  11 6 appropriated in this section that is actually received.</p>	<p>Allows for a maximum allocation of 5.00% of the Low-Income Home Energy Assistance Block Grant funds for energy problem assessments and resolutions.</p> <p>DETAIL: This maximum of \$1,639,645 is an increase of \$83,339 compared to the estimated FFY 2004 allocation.</p>

11 7 Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

11 8 1. There is appropriated from the fund created by section  
 11 9 8.41 to the department of human services for the federal  
 11 10 fiscal year beginning October 1, 2004, and ending September  
 11 11 30, 2005, the following amount:  
 11 12 ..... \$ 17,216,209

Federal Social Services Block Grant appropriation to the Department of Human Services.  
  
 DETAIL: This is a decrease of \$362,285 compared to the estimated FFY 2004 appropriation.

11 13 Funds appropriated in this subsection are the funds  
 11 14 anticipated to be received from the federal government for the  
 11 15 designated federal fiscal year under 42 U.S.C., chapter 7,  
 11 16 subchapter XX, which provides for the social services block  
 11 17 grant. The department of human services shall expend the  
 11 18 funds appropriated in this subsection as provided in the  
 11 19 federal law making the funds available and in conformance with  
 11 20 chapter 17A.

Requires the Department of Human Services (DHS) to expend the funds appropriated according to federal law and in conformance with administrative procedures defined in Chapter 17A, Code of Iowa.

11 21 2. Not more than \$1,094,737 of the funds appropriated in  
 11 22 subsection 1 shall be used by the department of human services  
 11 23 for general administration. From the funds set aside in this  
 11 24 subsection for general administration, the department of human  
 11 25 services shall pay to the auditor of state an amount  
 11 26 sufficient to pay the cost of auditing the use and  
 11 27 administration of the state's portion of the funds  
 11 28 appropriated in subsection 1.

Requires a maximum allocation of \$1,094,737 of the Social Services Block Grant funds for administrative and audit costs.  
  
 DETAIL: This is a decrease of \$23,037 compared to the estimated FFY 2004 allocation.

11 29 3. In addition to the allocation for general  
 11 30 administration in subsection 2, the remaining funds  
 11 31 appropriated in subsection 1 shall be allocated in the  
 11 32 following amounts to supplement appropriations for the federal  
 11 33 fiscal year beginning October 1, 2004, for the following  
 11 34 programs within the department of human services:

11 35 a. Field operations:  
 12 1 ..... \$ 6,547,743

Requires an allocation of the Social Services Block Grant funds for Field Operations.

		DETAIL: The allocation is a decrease of \$137,787 compared to the estimated FFY 2004 allocation.
12 2	b. Child and family services:	
12 3	..... \$ 979,361	Requires an allocation of the Social Services Block Grant funds for Child and Family Services.
		DETAIL: The allocation is a decrease of \$20,609 compared to the estimated FFY 2004 allocation.
12 4	c. Local administrative costs and other local services:	
12 5	..... \$ 694,407	Requires an allocation of the Social Services Block Grant funds for local administrative costs and services.
		DETAIL: The allocation is a decrease of \$14,612 compared to the estimated FFY 2004 allocation.
12 6	d. Volunteers:	
12 7	..... \$ 75,893	Requires an allocation of the Social Services Block Grant funds for volunteers.
		DETAIL: The allocation is a decrease of \$1,597 compared to the estimated FFY 2004 allocation.
12 8	e. Community-based services:	
12 9	..... \$ 87,275	Requires an allocation of the Social Services Block Grant funds for community-based services.
		DETAIL: The allocation is a decrease of \$1,836 compared to the estimated FFY 2004 allocation.
12 10	f. MH/MR/DD/BI community services (local purchase):	
12 11	..... \$ 7,736,793	Requires an allocation of the Social Services Block Grant funds for Mental Health/mental Retardation/Developmental Disabilities/Brain Injury community services.
		DETAIL: The allocation is a decrease of \$162,807 compared to the estimated FFY 2004 allocation.
12 12	Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department	Requires the DHS to develop a plan for the use of federal Social
12 13	of human services during each state fiscal year shall develop	Services Block Grant funds for the subsequent State fiscal year.
12 14	a plan for the use of federal social services block grant	Specifies the contents of the plan and requires that the plan be
12 15	funds for the subsequent state fiscal year.	submitted with the Department's budget requests to the Governor and the General Assembly.

12 16 The proposed plan shall include all programs and services  
12 17 at the state level which the department proposes to fund with  
12 18 federal social services block grant funds, and shall identify  
12 19 state and other funds which the department proposes to use to  
12 20 fund the state programs and services.

12 21 The proposed plan shall also include all local programs and  
12 22 services which are eligible to be funded with federal social  
12 23 services block grant funds, the total amount of federal social  
12 24 services block grant funds available for the local programs  
12 25 and services, and the manner of distribution of the federal  
12 26 social services block grant funds to the counties. The  
12 27 proposed plan shall identify state and local funds which will  
12 28 be used to fund the local programs and services.

12 29 The proposed plan shall be submitted with the department's  
12 30 budget requests to the governor and the general assembly.

12 31 Sec. 13. PROJECTS FOR ASSISTANCE IN TRANSITION FROM  
12 32 HOMELESSNESS.

12 33 1. Upon receipt of the minimum formula grant from the  
12 34 federal alcohol, drug abuse, and mental health administration  
12 35 to provide mental health services for the homeless, for the  
13 1 federal fiscal year beginning October 1, 2004, and ending  
13 2 September 30, 2005, the department of human services shall  
13 3 assure that a project which receives funds under the formula  
13 4 grant from either the federal or local match share of 25  
13 5 percent in order to provide outreach services to persons who  
13 6 have chronic mental illness and are homeless or who are  
13 7 subject to a significant probability of becoming homeless  
13 8 shall do all of the following:

13 9 a. Provide community mental health services, diagnostic  
13 10 services, crisis intervention services, and habilitation and  
13 11 rehabilitation services.

13 12 b. Refer clients to medical facilities for necessary  
13 13 hospital services, and to entities that provide primary health  
13 14 services and substance abuse services.

13 15 c. Provide appropriate training to persons who provide

Requires the DHS to administer the projects for the transition from homelessness. Outlines the requirements for projects receiving funds from the transition from homelessness from the federal Alcohol, Drug Abuse, and Mental Health Administration funding.



13 16 services to persons targeted by the grant.  
 13 17 d. Provide case management to homeless persons.  
 13 18 e. Provide supportive and supervisory services to certain  
 13 19 homeless persons living in residential settings which are not  
 13 20 otherwise supported.  
 13 21 2. Projects may expend funds for housing services  
 13 22 including minor renovation, expansion and repair of housing,  
 13 23 security deposits, planning of housing, technical assistance  
 13 24 in applying for housing, improving the coordination of housing  
 13 25 services, the costs associated with matching eligible homeless  
 13 26 individuals with appropriate housing, and one-time rental  
 13 27 payments to prevent eviction.

13 28 3. If the department has data indicating that a geographic  
 13 29 area has a substantial number of persons with mental illness  
 13 30 who are homeless and are not being served by an existing  
 13 31 grantee for that area under the formula grant and the existing  
 13 32 grantee has expressed a desire to no longer provide services  
 13 33 or the grantee's contract was terminated by the department for  
 13 34 nonperformance, the department shall issue a request for  
 13 35 proposals to replace the grantee. Otherwise, the department  
 14 1 shall maximize available funding by continuing to contract to  
 14 2 the extent possible with those persons who are grantees as of  
 14 3 the effective date of this subsection. The department shall  
 14 4 issue a request for proposals if additional funding becomes  
 14 5 available for expansion to persons who are not being served  
 14 6 and it is not possible to utilize existing grantees.

Requires the DHS to issue a Request for Proposal (RFP) to replace an existing grantee that serves persons with mental illness that are homeless when data indicates that services are not being provided under certain circumstances. Requires the DHS to issue a Request for Proposal if additional funding becomes available and utilization of existing grantees is not possible.

14 7 Sec. 14. CHILD CARE AND DEVELOPMENT APPROPRIATION. There  
 14 8 is appropriated from the fund created by section 8.41 to the  
 14 9 department of human services for the federal fiscal year  
 14 10 beginning October 1, 2004, and ending September 30, 2005, the  
 14 11 following amount:  
 14 12 ..... \$ 42,310,187

Federal Child Care and Development Fund appropriation to the DHS.  
 DETAIL: This ia an increase of \$220,420 compared to the estimated FFY 2004 appropriation.

14 13 Funds appropriated in this section are the funds  
14 14 anticipated to be received from the federal government under  
14 15 42 U.S.C., chapter 105, subchapter II–B, which provides for  
14 16 the child care and development block grant. The department  
14 17 shall expend the funds appropriated in this section as  
14 18 provided in the federal law making the funds available and in  
14 19 conformance with chapter 17A.

Requires the DHS to expend the funds appropriated according to federal law and in conformance with administrative procedures as defined in Chapter 17A, Code of Iowa.

14 20 If the amount of the child care and development block grant  
14 21 to be received exceeds the amount appropriated in this section  
14 22 and the excess amount is sufficient to fund both the purposes  
14 23 identified by the department for the excess amount and the  
14 24 purpose described in this sentence, notwithstanding contrary  
14 25 provisions of 2004 Iowa Acts, Senate File 2298, if enacted,  
14 26 the department shall, to the extent sufficient funds are  
14 27 available, set child care provider reimbursement rates based  
14 28 on the most recently completed rate reimbursement survey.  
14 29 Moneys appropriated in this section that remain unencumbered  
14 30 or unobligated at the close of the fiscal year shall revert to  
14 31 be available for appropriation for purposes of the child care  
14 32 and development block grant in the succeeding fiscal year.

Provides that if additional federal Child Care and Development Block Grant funds are available, the Department of Human Services shall set child care provider reimbursement rates (for the Child Care Assistance Subsidy Program) based upon the 2002 reimbursement rate survey.

14 33 Sec. 15. PROCEDURE FOR REDUCED FEDERAL FUNDS.

14 34 1. If the funds received from the federal government for  
14 35 the block grants specified in this Act are less than the  
15 1 amounts appropriated, the funds actually received shall be  
15 2 prorated by the governor for the various programs, other than  
15 3 for the services to victims of sex offenses and for rape  
15 4 prevention education under section 4, subsection 2, of this  
15 5 Act, for which each block grant is available according to the  
15 6 percentages that each program is to receive as specified in  
15 7 this Act. However, if the governor determines that the funds  
15 8 allocated by the percentages will not be sufficient to effect  
15 9 the purposes of a particular program, or if the appropriation  
15 10 is not allocated by percentage, the governor may allocate the  
15 11 funds in a manner which will effect to the greatest extent

Specifies the procedures for prorating funds to various programs if funding received is less than the amount appropriated. Permits the Governor to allocate funds to attain the purposes of the programs if the Governor determines the funds allocated by the prorated methodology is not sufficient.

15 12 possible the purposes of the various programs for which the  
15 13 block grants are available.

15 14 2. Before the governor implements the actions provided for  
15 15 in subsection 1, the following procedures shall be taken:

15 16 a. The chairpersons and ranking members of the senate and  
15 17 house standing committees on appropriations, the appropriate  
15 18 chairpersons and ranking members of subcommittees of those  
15 19 committees, and the director of the legislative services  
15 20 agency shall be notified of the proposed action.

Requires the Governor to notify the Chairpersons and Ranking Members of the Senate and House Appropriations Committees, the appropriate Chairpersons and Ranking Members of the Appropriations Subcommittees, and the Director of the Legislative Services Agency of pending action regarding a reduction in allocations for programs based upon reduced federal funds.

15 21 b. The notice shall include the proposed allocations, and  
15 22 information on the reasons why particular percentages or  
15 23 amounts of funds are allocated to the individual programs, the  
15 24 departments and programs affected, and other information  
15 25 deemed useful. Chairpersons and ranking members notified  
15 26 shall be allowed at least two weeks to review and comment on  
15 27 the proposed action before the action is taken.

Requires the Governor to include specified information regarding the proposed reductions or reallocations in the required notice to the specified legislators and legislative staff. Requires notice at least two weeks prior to the action by the Governor to allow review and comment.

15 28 Sec. 16. PROCEDURE FOR INCREASED FEDERAL FUNDS.

15 29 1. If funds received from the federal government in the  
15 30 form of block grants exceed the amounts appropriated in  
15 31 sections 1, 2, 3, 4, 5, 7, 9, and 11 of this Act, the excess  
15 32 shall be prorated to the appropriate programs according to the  
15 33 percentages specified in those sections, except additional  
15 34 funds shall not be prorated for administrative expenses.

Requires that additional funds received from specified Block Grants be prorated for the specific programs, except for administration costs, based on the percentages in the Act. Block Grants not included in this proration process are:

- Stop Violence Against Women
- Community Services
- Low-Income Home Energy Assistance

15 35 2. If actual funds received from the federal government  
16 1 from block grants exceed the amount appropriated in section 10  
16 2 of this Act for the low-income home energy assistance program,  
16 3 not more than 15 percent of the excess may be allocated to the

Permits funds received in excess of the appropriated amount for the Low-Income Home Energy Assistance Program be allocated as follows:

16 4 low-income residential weatherization program and not more  
16 5 than 5 percent of the excess may be used for administrative  
16 6 costs.

- Not more than 15.00% of the additional funds for the Low-Income Residential Weatherization Program.
- Not more than 5.00% of the additional funds for administrative costs.

16 7 3. If funds received from the federal government from  
16 8 community services block grants exceed the amount appropriated  
16 9 in section 8 of this Act, 100 percent of the excess is  
16 10 allocated to the community services block grant program.

Requires that additional funds from the Community Services Block Grant be allocated for the Community Services Block Grant Program.

16 11 Sec. 17. PROCEDURE FOR EXPENDITURE OF ADDITIONAL FEDERAL  
16 12 FUNDS. If other federal grants, receipts, and funds and other  
16 13 nonstate grants, receipts, and funds become available or are  
16 14 awarded which are not available or awarded during the period  
16 15 in which the general assembly is in session, but which require  
16 16 expenditure by the applicable department or agency prior to  
16 17 March 15 of the fiscal year beginning July 1, 2004, and ending  
16 18 June 30, 2005, these grants, receipts, and funds are  
16 19 appropriated to the extent necessary, provided that the fiscal  
16 20 committee of the legislative council is notified within thirty  
16 21 days of receipt of the grants, receipts, or funds and the  
16 22 fiscal committee of the legislative council has an opportunity  
16 23 to comment on the expenditure of the grants, receipts, or  
16 24 funds.

Appropriates federal and nonstate funds that are available and require expenditure by March 15, 2005. Requires notice to the Legislative Fiscal Committee within 30 days of the receipt of the funds to permit comment on planned expenditures.

16 25 Sec. 18. DEPARTMENT OF ADMINISTRATIVE SERVICES. Federal  
16 26 grants, receipts, and funds and other nonstate grants,  
16 27 receipts, and funds, available in whole or in part of the  
16 28 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
16 29 are appropriated to the department of administrative services  
16 30 for the purposes set forth in the grants, receipts, or  
16 31 conditions accompanying the receipt of the funds, unless  
16 32 otherwise provided by law.

Appropriates federal and nonstate funds to the Department of Administrative Services for the purposes or conditions set forth in the funds.

16 33	Sec. 19. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.	Appropriates federal and nonstate funds to the Department of
16 34	Federal grants, receipts, and funds and other nonstate grants,	Agriculture and Land Stewardship for the purposes or conditions set
16 35	receipts, and funds, available in whole or in part for the	forth in the funds.
17 1	fiscal year beginning July 1, 2004, and ending June 30, 2005,	
17 2	are appropriated to the department of agriculture and land	
17 3	stewardship for the purposes set forth in the grants,	DETAIL: The FFY 2005 estimated categorical grants are \$7,342,824,
17 4	receipts, or conditions accompanying the receipt of the funds,	a decrease of \$230,000 compared to the estimated FFY 2004 grants.
17 5	unless otherwise provided by law.	
17 6	Sec. 20. OFFICE OF AUDITOR OF STATE. Federal grants,	Appropriates federal and nonstate funds to the Office of the Auditor of
17 7	receipts, and funds and other nonstate grants, receipts, and	State for the purposes or conditions set forth in the funds.
17 8	funds, available in whole or in part for the fiscal year	
17 9	beginning July 1, 2004, and ending June 30, 2005, are	
17 10	appropriated to the office of auditor of state for the	
17 11	purposes set forth in the grants, receipts, or conditions	
17 12	accompanying the receipt of the funds, unless otherwise	
17 13	provided by law.	
17 14	Sec. 21. DEPARTMENT FOR THE BLIND. Federal grants,	Appropriates federal and nonstate funds to the Department for the
17 15	receipts, and funds and other nonstate grants, receipts, and	Blind for the purposes or conditions set forth in the funds.
17 16	funds, available in whole or in part for the fiscal year	
17 17	beginning July 1, 2004, and ending June 30, 2005, are	DETAIL: The FFY 2005 estimated categorical grants are \$8,125,557,
17 18	appropriated to the department for the blind for the purposes	a decrease of \$4 compared to the estimated FFY 2004 grants.
17 19	set forth in the grants, receipts, or conditions accompanying	
17 20	the receipt of the funds, unless otherwise provided by law.	
17 21	Sec. 22. IOWA STATE CIVIL RIGHTS COMMISSION. Federal	Appropriates federal and nonstate funds to the Iowa State Civil Rights
17 22	grants, receipts, and funds and other nonstate grants,	Commission for the purposes or conditions set forth in the funds.
17 23	receipts, and funds, available in whole or in part for the	
17 24	fiscal year beginning July 1, 2004, and ending June 30, 2005,	DETAIL: The FFY 2005 estimated categorical grants are \$1,062,820,
17 25	are appropriated to the Iowa state civil rights commission for	a decrease of \$58,663 compared to the estimated FFY 2004 grants.
17 26	the purposes set forth in the grants, receipts, or conditions	
17 27	accompanying the receipt of the funds, unless otherwise	
17 28	provided by law.	
17 29	Sec. 23. COLLEGE STUDENT AID COMMISSION. Federal grants,	Appropriates federal and nonstate funds to the College Student Aid
17 30	receipts, and funds and other nonstate grants, receipts, and	Commission for the purposes or conditions set forth in the funds.

<p>17 31 funds, available in whole or in part for the fiscal year  17 32 beginning July 1, 2004, and ending June 30, 2005, are  17 33 appropriated to the college student aid commission for the  17 34 purposes set forth in the grants, receipts, or conditions  17 35 accompanying the receipt of the funds, unless otherwise  18 1 provided by law.</p>	<p>DETAIL: The FFY 2005 estimated categorical grants are \$27,684,185, a decrease of \$322,339 compared to the estimated FFY 2004 grants.</p>
<p>18 2 Sec. 24. DEPARTMENT OF COMMERCE. Federal grants,  18 3 receipts, and funds and other nonstate grants, receipts, and  18 4 funds, available in whole or in part for the fiscal year  18 5 beginning July 1, 2004, and ending June 30, 2005, are  18 6 appropriated to the department of commerce for the purposes  18 7 set forth in the grants, receipts, or conditions accompanying  18 8 the receipt of the funds, unless otherwise provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Commerce for the purposes or conditions set forth in the funds.</p>
<p>18 9 Sec. 25. DEPARTMENT OF CORRECTIONS. Federal grants,  18 10 receipts, and funds and other nonstate grants, receipts, and  18 11 funds, available in whole or in part for the fiscal year  18 12 beginning July 1, 2004, and ending June 30, 2005, are  18 13 appropriated to the department of corrections for the purposes  18 14 set forth in the grants, receipts, or conditions accompanying  18 15 the receipt of the funds, unless otherwise provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Corrections for the purposes or conditions set forth in the funds.</p>
<p>18 16 Sec. 26. DEPARTMENT OF CULTURAL AFFAIRS. Federal grants,  18 17 receipts, and funds and other nonstate grants, receipts, and  18 18 funds, available in whole or in part for the fiscal year  18 19 beginning July 1, 2004, and ending June 30, 2005, are  18 20 appropriated to the department of cultural affairs for the  18 21 purposes set forth in the grants, receipts, or conditions  18 22 accompanying the receipt of the funds, unless otherwise  18 23 provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Cultural Affairs for the purposes or conditions set forth in the funds.</p>
<p>18 24 Sec. 27. IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT. Federal  18 25 grants, receipts, and funds and other nonstate grants,  18 26 receipts, and funds, available in whole or in part for the  18 27 fiscal year beginning July 1, 2004, and ending June 30, 2005,  18 28 are appropriated to the Iowa department of economic</p>	<p>Appropriates federal and nonstate funds to the Department of Economic Development for the purposes or conditions set forth in the funds.</p>

18 29 development for the purposes set forth in the grants, 18 30 receipts, or conditions accompanying the receipt of the funds, 18 31 unless otherwise provided by law.	DETAIL: The FFY 2005 estimated categorical grants are \$55,732,497, a decrease of \$19,497,000 compared to the estimated FFY 2004 grants. For the purposes of the attached tracking document, the Grow Iowa Values Fund allocations are delineated.
18 32 Sec. 28. DEPARTMENT OF EDUCATION. Federal grants, 18 33 receipts, and funds and other nonstate grants, receipts, and 18 34 funds, available in whole or in part for the fiscal year 18 35 beginning July 1, 2004, and ending June 30, 2005, are 19 1 appropriated to the department of education for the purposes 19 2 set forth in the grants, receipts, or conditions accompanying 19 3 the receipt of the funds, unless otherwise provided by law.	Appropriates federal and nonstate funds to the Department of Education for the purposes or conditions set forth in the funds.  DETAIL: The FFY 2005 estimated categorical grants are \$394,546,830, a decrease of \$17,950,908 compared to the estimated FFY 2004 grants.
19 4 Sec. 29. DEPARTMENT OF ELDER AFFAIRS. Federal grants, 19 5 receipts, and funds and other nonstate grants, receipts, and 19 6 funds, available in whole or in part for the fiscal year 19 7 beginning July 1, 2004, and ending June 30, 2005, are 19 8 appropriated to the department of elder affairs for the 19 9 purposes set forth in the grants, receipts, or conditions 19 10 accompanying the receipt of the funds, unless otherwise 19 11 provided by law.	Appropriates federal and nonstate funds to the Department of Elder Affairs for the purposes or conditions set forth in the funds.  DETAIL: The FFY 2005 estimated categorical grants are \$18,311,521, a decrease of \$1,302,165 compared to the estimated FFY 2004 grants.
19 12 Sec. 30. ETHICS AND CAMPAIGN DISCLOSURE BOARD. Federal 19 13 grants, receipts, and funds and other nonstate grants, 19 14 receipts, and funds, available in whole or in part for the 19 15 fiscal year beginning July 1, 2004, and ending June 30, 2005, 19 16 are appropriated to the Iowa ethics and campaign disclosure 19 17 board for the purposes set forth in the grants, receipts, or 19 18 conditions accompanying the receipt of the funds, unless 19 19 otherwise provided by law.	Appropriates federal and nonstate funds to the Ethics and Campaign Disclosure Board for the purposes or conditions set forth in the funds.
19 20 Sec. 31. OFFICES OF THE GOVERNOR AND LIEUTENANT GOVERNOR. 19 21 Federal grants, receipts, and funds and other nonstate grants, 19 22 receipts, and funds, available in whole or in part for the 19 23 fiscal year beginning July 1, 2004, and ending June 30, 2005, 19 24 are appropriated to the offices of the governor and lieutenant	Appropriates federal and nonstate funds to the Offices of the Governor and the Lieutenant Governor for the purposes or conditions set forth in the funds.

19 25 governor for the purposes set forth in the grants, receipts,  
19 26 or conditions accompanying the receipt of the funds, unless  
19 27 otherwise provided by law.

19 28 Sec. 32. GOVERNOR — DRUG POLICY COORDINATOR. Federal  
19 29 grants, receipts, and funds and other nonstate grants,  
19 30 receipts, and funds, available in whole or in part for the  
19 31 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
19 32 are appropriated to the office of the governor for the drug  
19 33 policy coordinator for the purposes set forth in the grants,  
19 34 receipts, or conditions accompanying the receipt of the funds,  
19 35 unless otherwise provided by law.

Appropriates federal and nonstate funds to the Office of the Governor for the Drug Policy Coordinator for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$4,075,398, a decrease of \$2,656,126 compared to the estimated FFY 2004 grants.

20 1 Sec. 33. DEPARTMENT OF HUMAN RIGHTS. Federal grants,  
20 2 receipts, and funds and other nonstate grants, receipts, and  
20 3 funds, available in whole or in part for the fiscal year  
20 4 beginning July 1, 2004, and ending June 30, 2005, are  
20 5 appropriated to the department of human rights for the  
20 6 purposes set forth in the grants, receipts, or conditions  
20 7 accompanying the receipt of the funds, unless otherwise  
20 8 provided by law.

Appropriates federal and nonstate funds to the Department of Human Rights for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$5,878,739, a decrease of \$6,351,483 compared to the estimated FFY 2004 grants.

20 9 Sec. 34. DEPARTMENT OF HUMAN SERVICES. Federal grants,  
20 10 receipts, and funds and other nonstate grants, receipts, and  
20 11 funds, available in whole or in part for the fiscal year  
20 12 beginning July 1, 2004, and ending June 30, 2005, are  
20 13 appropriated to the department of human services, for the  
20 14 purposes set forth in the grants, receipts, or conditions  
20 15 accompanying the receipt of the funds, unless otherwise  
20 16 provided by law.

Appropriates federal and nonstate funds to the Department of Human Services for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$1,762,308,805, an increase of \$66,869,141 compared to the estimated FFY 2004 grants.

20 17 Sec. 35. DEPARTMENT OF INSPECTIONS AND APPEALS. Federal  
20 18 grants, receipts, and funds and other nonstate grants,  
20 19 receipts, and funds, available in whole or in part for the  
20 20 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
20 21 are appropriated to the department of inspections and appeals

Appropriates federal and nonstate funds to the Department of Inspections and Appeals for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$3,678,137, an increase of \$206,843 compared to the estimated FFY 2004 grants.



20 22 for the purposes set forth in the grants, receipts, or  
20 23 conditions accompanying the receipt of the funds, unless  
20 24 otherwise provided by law.

20 25 Sec. 36. JUDICIAL BRANCH. Federal grants, receipts, and  
20 26 funds and other nonstate grants, receipts, and funds,  
20 27 available in whole or in part for the fiscal year beginning  
20 28 July 1, 2004, and ending June 30, 2005, are appropriated to  
20 29 the judicial branch for the purposes set forth in the grants,  
20 30 receipts, or conditions accompanying the receipt of the funds,  
20 31 unless otherwise provided by law.

Appropriates federal and nonstate funds to the Judicial Branch for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$1,008,633, no change compared to the estimated FFY 2004 grants.

20 32 Sec. 37. DEPARTMENT OF JUSTICE. Federal grants, receipts,  
20 33 and funds and other nonstate grants, receipts, and funds,  
20 34 available in whole or in part for the fiscal year beginning  
20 35 July 1, 2004, and ending June 30, 2005, are appropriated to  
21 1 the department of justice for the purposes set forth in the  
21 2 grants, receipts, or conditions accompanying the receipt of  
21 3 the funds, unless otherwise provided by law.

Appropriates federal and nonstate funds to the Department of Justice for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$6,954,029, a decrease of \$366,466 compared to the estimated FFY 2004 grants.

21 4 Sec. 38. IOWA LAW ENFORCEMENT ACADEMY. Federal grants,  
21 5 receipts, and funds and other nonstate grants, receipts, and  
21 6 funds, available in whole or in part for the fiscal year  
21 7 beginning July 1, 2004, and ending June 30, 2005, are  
21 8 appropriated to the Iowa law enforcement academy for the  
21 9 purposes set forth in the grants, receipts, or conditions  
21 10 accompanying the receipt of the funds, unless otherwise  
21 11 provided by law.

Appropriates federal and nonstate funds to the Iowa Law Enforcement Academy for the purposes or conditions set forth in the funds.

21 12 Sec. 39. DEPARTMENT OF MANAGEMENT. Federal grants,  
21 13 receipts, and funds and other nonstate grants, receipts, and  
21 14 funds, available in whole or in part for the fiscal year  
21 15 beginning July 1, 2004, and ending June 30, 2005, are  
21 16 appropriated to the department of management for the purposes  
21 17 set forth in the grants, receipts, or conditions accompanying  
21 18 the receipt of the funds, unless otherwise provided by law.

Appropriates federal and nonstate funds to the Department of Management for the purposes or conditions set forth in the funds.

21 19 Sec. 40. DEPARTMENT OF NATURAL RESOURCES. Federal grants, 21 20 receipts, and funds and other nonstate grants, receipts, and 21 21 funds, available in whole or in part for the fiscal year 21 22 beginning July 1, 2004, and ending June 30, 2005, are 21 23 appropriated to the department of natural resources for the 21 24 purposes set forth in the grants, receipts, or conditions 21 25 accompanying the receipt of the funds, unless otherwise 21 26 provided by law.	Appropriates federal and nonstate funds to the Department of Natural Resources for the purposes or conditions set forth in the funds.  DETAIL: The FFY 2005 estimated categorical grants are \$33,428,194, a decrease of \$674,998 compared to the estimated FFY 2004 grants.
21 27 Sec. 41. BOARD OF PAROLE. Federal grants, receipts, and 21 28 funds and other nonstate grants, receipts, and funds, 21 29 available in whole or in part for the fiscal year beginning 21 30 July 1, 2004, and ending June 30, 2005, are appropriated to 21 31 the board of parole for the purposes set forth in the grants, 21 32 receipts, or conditions accompanying the receipt of the funds, 21 33 unless otherwise provided by law.	Appropriates federal and nonstate funds to the Board of Parole for the purposes or conditions set forth in the funds.
21 34 Sec. 42. DEPARTMENT OF PUBLIC DEFENSE. Federal grants, 21 35 receipts, and funds and other nonstate grants, receipts, and 22 1 funds, available in whole or in part for the fiscal year 22 2 beginning July 1, 2004, and ending June 30, 2005, are 22 3 appropriated to the department of public defense for the 22 4 purposes set forth in the grants, receipts, or conditions 22 5 accompanying the receipt of the funds, unless otherwise 22 6 provided by law.	Appropriates federal and nonstate funds to the Department of Public Defense for the purposes or conditions set forth in the funds.  DETAIL: The FFY 2005 estimated categorical grants are \$55,571,686, a decrease of \$23,238,713 compared to the estimated FFY 2004 grants.
22 7 Sec. 43. PUBLIC EMPLOYMENT RELATIONS BOARD. Federal 22 8 grants, receipts, and funds and other nonstate grants, 22 9 receipts, and funds, available in whole or in part for the 22 10 fiscal year beginning July 1, 2004, and ending June 30, 2005, 22 11 are appropriated to the public employment relations board for 22 12 the purposes set forth in the grants, receipts, or conditions 22 13 accompanying the receipt of the funds, unless otherwise 22 14 provided by law.	Appropriates federal and nonstate funds to the Public Employment Relations Board for the purposes or conditions set forth in the funds.

<p>22 15 Sec. 44. IOWA DEPARTMENT OF PUBLIC HEALTH. Federal 22 16 grants, receipts, and funds and other nonstate grants, 22 17 receipts, and funds, available in whole or in part for the 22 18 fiscal year beginning July 1, 2004, and ending June 30, 2005, 22 19 are appropriated to the Iowa department of public health for 22 20 the purposes set forth in the grants, receipts, or conditions 22 21 accompanying the receipt of the funds, unless otherwise 22 22 provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Public Health for the purposes or conditions set forth in the funds.</p> <p>DETAIL: The FFY 2005 estimated categorical grants are \$82,585,233, a decrease of \$2,384,676 compared to the estimated FFY 2004 grants.</p>
<p>22 23 Sec. 45. DEPARTMENT OF PUBLIC SAFETY. Federal grants, 22 24 receipts, and funds and other nonstate grants, receipts, and 22 25 funds, available in whole or in part for the fiscal year 22 26 beginning July 1, 2004, and ending June 30, 2005, are 22 27 appropriated to the department of public safety, for the 22 28 purposes set forth in the grants, receipts, or conditions 22 29 accompanying the receipt of the funds, unless otherwise 22 30 provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Public Safety for the purposes or conditions set forth in the grants.</p> <p>DETAIL: The FFY 2005 estimated categorical grants are \$4,710,160, a decrease of \$2,460,438 compared to the estimated FFY 2004 grants.</p>
<p>22 31 Sec. 46. STATE BOARD OF REGENTS. Federal grants, 22 32 receipts, and funds and other nonstate grants, receipts, and 22 33 funds, available in whole or in part for the fiscal year 22 34 beginning July 1, 2004, and ending June 30, 2005, are 22 35 appropriated to the state board of regents for the purposes 23 1 set forth in the grants, receipts, or conditions accompanying 23 2 the receipt of the funds, unless otherwise provided by law.</p>	<p>Appropriates federal and nonstate funds to the State Board of Regents for the purposes or conditions set forth in the grants.</p> <p>DETAIL: The FFY 2005 estimated categorical grants are \$374,343,977, no change compared to the estimated FFY 2004 grants.</p>
<p>23 3 Sec. 47. DEPARTMENT OF REVENUE. Federal grants, receipts, 23 4 and funds and other nonstate grants, receipts, and funds, 23 5 available in whole or in part for the fiscal year beginning 23 6 July 1, 2004, and ending June 30, 2005, are appropriated to 23 7 the department of revenue for the purposes set forth in the 23 8 grants, receipts, or conditions accompanying the receipt of 23 9 the funds, unless otherwise provided by law.</p>	<p>Appropriates federal and nonstate funds to the Department of Revenue for the purposes or conditions set forth in the grants.</p>
<p>23 10 Sec. 48. OFFICE OF SECRETARY OF STATE. Federal grants, 23 11 receipts, and funds and other nonstate grants, receipts, and 23 12 funds, available in whole or in part for the fiscal year</p>	<p>Appropriates federal and nonstate funds to the Office of the Secretary of State for the purposes or conditions set forth in the funds.</p>

23 13 beginning July 1, 2004, and ending June 30, 2005, are  
23 14 appropriated to the office of secretary of state for the  
23 15 purposes set forth in the grants, receipts, or conditions  
23 16 accompanying the receipt of the funds, unless otherwise  
23 17 provided by law.

DETAIL: The FFY 2005 estimated categorical grants are \$5,000,000, a decrease of \$3,400,000 compared to the estimated FFY 2004 grants.

23 18 Sec. 49. IOWA STATE FAIR AUTHORITY. Federal grants,  
23 19 receipts, and funds and other nonstate grants, receipts, and  
23 20 funds, available in whole or in part for the fiscal year  
23 21 beginning July 1, 2004, and ending June 30, 2005, are  
23 22 appropriated to the Iowa state fair authority for the purposes  
23 23 set forth in the grants, receipts, or conditions accompanying  
23 24 the receipt of the funds, unless otherwise provided by law.

Appropriates federal and nonstate funds to the Iowa State Fair Authority for the purposes or conditions set forth in the funds.

23 25 Sec. 50. OFFICE OF STATE–FEDERAL RELATIONS. Federal  
23 26 grants, receipts, and funds and other nonstate grants,  
23 27 receipts, and funds, available in whole or in part for the  
23 28 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
23 29 are appropriated to the office of state–federal relations 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 Office of State-Federal Relations for the purposes or conditions set forth in the funds.

23 33 Sec. 51. IOWA TELECOMMUNICATIONS AND TECHNOLOGY  
23 34 COMMISSION. Federal grants, receipts, and funds and other  
23 35 nonstate grants, receipts, and funds, available in whole or in  
24 1 part for the fiscal year beginning July 1, 2004, and ending  
24 2 June 30, 2005, are appropriated to the Iowa telecommunications  
24 3 and technology commission for the purposes set forth in the  
24 4 grants, receipts, or conditions accompanying the receipt of  
24 5 the funds, unless otherwise provided by law.

Appropriates federal and nonstate funds to the Iowa Telecommunications and Technology Commission for the purposes or conditions set forth in the funds.

24 6 Sec. 52. OFFICE OF TREASURER OF STATE. Federal grants,  
24 7 receipts, and funds and other nonstate grants, receipts, and  
24 8 funds, available in whole or in part for the fiscal year  
24 9 beginning July 1, 2004, and ending June 30, 2005, are

Appropriates federal and nonstate funds to the Office of the Treasurer of State for the purposes or conditions set forth in the funds.

24 10 appropriated to the office of treasurer of state for the  
 24 11 purposes set forth in the grants, receipts, or conditions  
 24 12 accompanying the receipt of the funds, unless otherwise  
 24 13 provided by law.

DETAIL: The FFY 2005 estimated categorical grants are \$350,000, a decrease of \$60,000 compared to the estimated FFY 2004 grants.

24 14 Sec. 53. STATE DEPARTMENT OF TRANSPORTATION. Federal  
 24 15 grants, receipts, and funds and other nonstate grants,  
 24 16 receipts, and funds, available in whole or in part for the  
 24 17 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 24 18 are appropriated to the state department of transportation for  
 24 19 the purposes set forth in the grants, receipts, or conditions  
 24 20 accompanying the receipt of the funds, unless otherwise  
 24 21 provided by law.

Appropriates federal and nonstate funds to the Department of Transportation for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$275,720,000, an increase of \$14,070,000 compared to the estimated FFY 2004 grants.

24 22 Sec. 54. COMMISSION OF VETERANS AFFAIRS. Federal grants,  
 24 23 receipts, and funds and other nonstate grants, receipts, and  
 24 24 funds, available in whole or in part for the fiscal year  
 24 25 beginning July 1, 2004, and ending June 30, 2005, are  
 24 26 appropriated to the commission of veterans affairs for the  
 24 27 purposes set forth in the grants, receipts, or conditions  
 24 28 accompanying the receipt of the funds, unless otherwise  
 24 29 provided by law.

Appropriates federal and nonstate funds to the Commission of Veterans Affairs for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$13,851,729, an increase of \$449,443 compared to the estimated FFY 2004 grants.

24 30 Sec. 55. DEPARTMENT OF WORKFORCE DEVELOPMENT. Federal  
 24 31 grants, receipts, and funds and other nonstate grants,  
 24 32 receipts, and funds, available in whole or in part for the  
 24 33 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 24 34 are appropriated to the department of workforce development  
 24 35 for the purposes set forth in the grants, receipts, or  
 25 1 conditions accompanying the receipt of the funds, unless  
 25 2 otherwise provided by law.

Appropriates federal and nonstate funds to the Department of Workforce Development for the purposes or conditions set forth in the funds.

DETAIL: The FFY 2005 estimated categorical grants are \$470,120,033, a decrease of \$33,301,879 compared to the estimated FFY 2004 grants.

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## STAFF CONTACTS

Listed below are the LSA staff contacts for each of the Divisions:

- Div. I – Admin./Regulation – Ron Robinson (16256), Sam Leto (16764), & Doug Wulf (13250)
- Div. II – Agriculture/Natural Resources – Deb Kozel (16767)
- Div. III – Economic Development – Russ Trimble (14613)
- Div. IV – Education – Mary Shipman (14617) & Robin Madison (15270)
- Div. V – Health/Human Serv. – Sue Lerdal (17794), Jennifer Vermeer (14611), & Lisa Burk (17942)
- Div. VI – Senior Living Trust & Hospital Trust Funds – L. Burk (17942) & J. Vermeer (14611)
- Div. VII - FY 2006 Mental Health Allowed Growth – Sue Lerdal (17794)
- Div. VIII – Judicial Branch – Jennifer Acton (17846)
- Div. IX – Justice System – Beth Lenstra (16301) & Jennifer Acton (17846)
- Div. X – Standing Approps/Salaries/Misc. – Jennifer Vermeer (14611) & Dwayne Ferguson (16561)
- Div. XI – Rebuild Iowa Infrastructure Fund – Dave Reynolds (16934)
- Div. XII – Environment First Fund – Dave Reynolds (16934) & Deb Kozel (16767)
- Div. XIII – Restricted Capitol Fund – Dave Reynolds (16934)
- Div. XIV – Miscellaneous Funds – Various Staff
- Div. XV – Code Changes – Various Staff
- Div. XVI – Miscellaneous Provisions – Various Staff
- Div. XVII – Corrective Provisions – Various Staff
- Div. XVIII – Community Attraction and Tourism Fund – Dave Reynolds (16934)
- Div. XIX – Regulatory Efficiency Commission – Russ Trimble (14613)
- Div. XX – Wind Energy Tax Credits – Jeff Robinson (14614)
- Div. XXI – Licensed Interpreter for the Hearing Impaired – Lisa Burk (17942)
- Div. XXII – Income Tax Checkoffs – Jeff Robinson (14614)
- Div. XXIII – State Tax Implementation Committee – Jeff Robinson (14614)
- Div. XXIV – 911 Emergency – Jennifer Acton (17846)
- Div. XXV – Sex Offender Registry – Jennifer Acton (17846)

## FUNDING SUMMARY

- Senate File 2298 appropriates a total of \$2.462 billion from the General Fund, \$732.8 million from non-General Fund sources, and 35,204.6 FTE positions for FY 2005. In addition to the \$2.462 billion appropriated from the General Fund in this Act, there are standing appropriations totaling \$2.002 billion for FY 2005. The General Fund appropriation budget for FY 2005 totals \$4,464.3 billion, which represents a decrease of \$28.0 million compared to the total estimated appropriations for FY 2004.

## DIVISION I: ADMINISTRATION AND REGULATION (PAGE 1)

- Appropriates a total of \$92.0 million from the General Fund and 1,969.2 FTE positions for the 13 Departments of the Administration and Regulation Appropriations Subcommittee. This is a decrease of \$3.2 million and an increase of 12.8 FTE positions compared to estimated net FY 2004. This includes the elimination of one-time funding related to the Government Reinvention Project and Public Strategies Group of \$8.6 million.

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## DIVISION I: ADMINISTRATION AND REGULATION (CONTINUED)

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

### STUDIES AND INTENT LANGUAGE

- Establishes a separate \$2.6 million appropriation for utilities within the Department of Administrative Services (DAS), by transferring \$1.9 million that was appropriated to the Department for general administration in FY 2004 and increasing the appropriation by \$700,000 for increased utility costs. (Page 1, Line 15)
- Decreases the appropriation to the DAS by \$10.8 million and establishes a separate account to be distributed to individual agencies for various charges. (Page 1, Line 22)
- Appropriates \$1.9 million to the DAS for one-time, start-up cash flow needs of several revolving funds. (Page 2, Line 10)
- Makes a contingent appropriation of \$150,000 to the Department of Commerce for an insurance premium study if HF 2521 (Insurance Value Initiative Act) is enacted. (House File 2521 was not enacted). (Page 7, Line 14) *This item was vetoed by the Governor.*
- Transfers \$237,000 and 5.0 FTE positions from the DAS Terrace Hill Operations to the Governor's Terrace Hill Quarter's appropriation. (Page 8, Line 14)
- An increase of \$752,000 and 12.0 FTE positions to the Administration Division of the Department of Inspections and Appeals to transfer the Inspections Division to the Administration Division. (Page 11, Line 17)
- An increase of \$200,000 for the Child Advocacy Board within the Department of Inspections and Appeals to meet federal matching requirements. (Page 12, Line 21)
- An increase of 3.0 FTE positions to the Racing and Gaming Commission within the Department of Inspections and Appeals for increased oversight of additional slot machines at the racetrack casinos. (Page 13, Line 6)
- Adds an appropriation of \$3.0 million to the Department of Management to serve as match for federal funds for the Department of Human Services to purchase technology services. (Page 15, Line 30)
- An increase of \$270,000 and no change in FTE positions compared to estimated net FY 2004 to the Department of Revenue to provide General Fund support for positions that are being funded with a Charter Agency Grant during FY 2004. (Page 17, Line 35)
- Requires the DAS to reimburse the General Fund for the \$1.9 million that is to be used for start-up cash flow needs. (Page 2, Line 19) *This item was vetoed by the Governor.*
- Prohibits the Alcoholic Beverages Division of the Department of Commerce from assuming the State liquor warehouse functions and requires a competitive process for contractor selection. (Page 7, Line 3) *This item was vetoed by the Governor.*

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## STUDIES AND INTENT LANGUAGE (CONTINUED)

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

## EFFECTIVE DATES

## GOVERNOR'S VETOES

- Requires the Department of Administrative Services to coordinate the process for increasing span of control in Executive Branch agencies by December 31, 2005. (Page 21, Line 10)
- Excludes Charter Agencies from the requirement to obtain Executive Council approval for attendance at conventions, out-of-state travel, and professional organization membership fees. (Page 18, Line 34)
- Clarifies that increased savings and increased revenue realized in excess of the savings and revenue retained by a State agency in connection with a project loan from the Innovations Fund is not to be deposited into the Fund. This will result in an estimated \$1.2 million being deposited into the General Fund over the next several years. (Page 19, Line 7)
- Requires an amount equal to \$50 from each real estate salesperson's and each broker's license be paid to the Iowa Real Estate Education Fund. An estimated \$55,000 will be deposited into this Fund that otherwise would have been deposited into the General Fund. (Page 20, Line 5)
- Changes the distribution of the Iowa Real Estate Education Fund. (Page 20, Line 22)
- Provides that the Section relating to the State Liquor Warehouse functions takes effect upon enactment. (Page 21, Line 17) *This item was vetoed by the Governor.*
- The Governor vetoed language requiring the DAS to repay the General Fund \$1.9 million that was appropriated for start-up funding for the Department's revolving funds. The Governor indicated that the Department needs the funds for more than a single year. (Page 2, Line 10)
- The Governor vetoed language prohibiting the Department of Commerce's Alcoholic Beverages Division from adding new positions for the purpose of the State assuming the State Liquor Warehouse functions currently provided by a private contractor. The Section also required the Division to use a competitive process to select a successor private contractor to perform the State Liquor Warehouse functions. The Governor indicated that the while he supports the competitive bidding process, he wants the State to have the flexibility to participate in the process. The enactment language was also vetoed. (Page 7, Line 3 and Page 21, Line 17)
- The Governor vetoed language making a contingent appropriation to the Insurance Division of the Department of Commerce to conduct a study regarding the costs of health insurance premiums for businesses and individual customers in this State, in accordance with HF 2521 (Insurance Value Initiative Bill). The Governor indicated that since HF 2521 was not enacted, this Section is unnecessary. (Page 7, Line 14)



**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**GOVERNOR'S VETOES (CONTINUED)**

- The Governor vetoed language making an appropriation of \$50,000 to the Department of Revenue to administer the State Tax Implementation Committee and to purchase data necessary for the Committee. The Governor indicated the resources and the timeframe are inadequate to accomplish the required study. (Page 18, Line 20)

**DIVISION II: AGRICULTURE AND  
NATURAL RESOURCES (PAGE 21)**

- Appropriates a total of \$34.2 million from the General Fund and 1,539.2 FTE positions for FY 2005. This is an increase of \$17,000 and 2.0 FTE positions. The Act also appropriates a total of \$32.7 million in non-General funds.

**STUDIES AND INTENT LANGUAGE**

- Allows the Department of Agriculture and Land Stewardship to sell outdated laboratory equipment and to use the proceeds to purchase new laboratory equipment. (Page 23, Line 19)
- Allows the Department of Natural Resources to use unappropriated funds from the State Fish and Game Protection Fund for payment of conservation officer retirement benefits. (Page 24, Line 30)

**SIGNIFICANT CHANGES TO THE CODE  
OF IOWA**

- Allows the DNR to use Stormwater Discharge Permit Fees to fund 2.0 FTE positions to review and approve Flood Plain Permit Applications and 2.0 FTE positions for the federal Total Maximum Daily Load (TMDL) Program. (Page 26, Line 20 and line 28)
- Extends the date for payment of underground storage tank fees by two years to June 30, 2016. (Page 27, Line 3)

**DIVISION III: ECONOMIC  
DEVELOPMENT (PAGE 27)**

- Appropriates a total of \$22.2 million and 1,265.4 FTE positions to the Department of Economic Development, the Department of Workforce Development, the Public Employment Relations Board (PERB), and the Regents institutions' economic development programs. This is a decrease of \$273,000 and 5.8 FTE positions. This includes:
  - A reduction of \$225,000 to the Community Development Division in the Department of Economic Development. (Page 29, Line 16)
  - An appropriation of the first \$225,000 from workers' compensation cases filing fees for the Division of Workers' Compensation administrative costs. (Page 35, Line 25)

**STUDIES AND INTENT LANGUAGE**

- Encourages the Iowa Community College One Source Training Initiative to explore a partnership with Software and Information Technology of Iowa to identify methods of funding the training and retraining needs of the software and information technology sector in Iowa. (Page 38, Line 32)  
*This item was vetoed by the Governor.*
- Requests that the Auditor of State review the Iowa Finance Authority's annual audit and conduct a performance audit of the Authority's operations. (Page 39, Line 15)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**STUDIES AND INTENT LANGUAGE  
(CONTINUED)**

**SIGNIFICANT CHANGES TO THE CODE  
OF IOWA**

**GOVERNOR'S VETOES**

**DIVISION IV: EDUCATION (PAGE 41)**

- Requires the Department of Economic Development, Iowa Workforce Development, and the Regents institutions to report quarterly on the allocation of resources and expenditure of funds. (Page 39, Line 31) This item was vetoed by the *Governor*.
- Changes the current reserve fund ratio for the Unemployment Compensation Fund. (Page 37, Line 24)
- Changes the definition of “employed” by exempting certain alien agricultural workers for purposes of unemployment compensation. (Page 38, Line 6)
- The Governor vetoed language requiring the Department of Economic Development to adopt accountability performance measures. The Governor indicated the requirement is redundant with data being compiled. (Page 27, Line 31)
- The Governor vetoed language requiring small business development centers be located throughout different regions of the State. The Governor indicated compliance would not be possible. (Page 32, Line 11)
- The Governor vetoed language requiring certain products of businesses receiving benefits from Regent institutions to stimulate the economy, lead to commercially viable products or services, and emphasize Iowa-based companies. The Governor indicated this requirement could discourage entrepreneurship. (Page 32, Line 19; Page 33, Line 33; and Page 34, Line 29)
- The Governor vetoed language encouraging community colleges to give funding priority to certain information technology needs. The Governor indicated that the entities administering the Iowa Values Fund should be responsible for prioritization. (Page 38, Line 32)
- The Governor vetoed language requiring the Department of Economic Development, Department of Workforce Development, and the Regents institutions to provide expenditure data. The Governor indicated that the data is available through the State’s accounting system. (Page 39, Line 31)
- Appropriates a total of \$891.9 million from the General Fund and 26,280.8 FTE positions to the College Student Aid Commission, the Department for the Blind, the Department of Cultural Affairs, the Department of Education, and the Board of Regents. This is an increase of \$11.5 million and a decrease of 10.4 FTE positions compared to the estimated net FY 2004 General Fund appropriation. This includes:
  - An increase of \$1.8 million to the College Student Aid Commission for the National Guard Education Assistance Program to provide full funding of the Program. (Page 41, Line 25)
  - An increase of \$142,000 to Iowa Public Television for operation costs related to the new digital transmitters. Iowa Public Television also receives a transfer of \$158,000 of carryover funds for a total increase of \$300,000. (Page 47, Line 25 and Page 55, Line 12)

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

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## DIVISION IV: EDUCATION (CONTINUED)

- An increase of \$2.2 million for the Student Achievement and Teacher Quality Program. (Page 50, Line 20)
- A new appropriation of \$400,000 to the Department of Education for Jobs for America's Graduates. (Page 50, Line 25)
- A new appropriation of \$500,000 for Closing the Achievement Gap Grants. (Page 50, Line 31)
- An increase of \$4.0 million to the Department of Education for community college general aid. (Page 51, Line 21)
- An increase of \$575,000 to the Board of Regents for the Iowa School for the Deaf (\$369,000) and the Iowa Braille and Sight Saving School (\$206,000). (Page 63, Line 18 and Page 63, Line 24)
- An increase of \$1.9 million to the College Student Aid Commission for the Tuition Grant Program. This funding level will increase the average grant from \$3,037 to \$3,165 for 14,900 students (same number of students as FY 2004). (Page 68, Line 19)

## STUDIES AND INTENT LANGUAGE

- Requires the Department of Education to report on a Statewide Teacher Intern Preparation Program and to seek federal funding. (Page 52, Line 17) *This item was vetoed by the Governor.*
- Permits the Board of Educational Examiners to retain 85.0% of revenues from fee increases approved between July 1, 1997, and June 30, 2003. Permits the Board to retain 70.0% of revenues from fee increases approved after July 1, 2003. (Page 53, Line 13)
- Eliminates a condition under which abortions may be performed on patients served by the Indigent Patient Care Program. (Page 58, Line 23) *This item was vetoed by the Governor.*

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Maintains minimum teacher salaries at the FY 2004 level for FY 2005. This is estimated to cost local school districts \$4.3 million for new first-year teachers and for teachers advancing to new salary levels in the Student Achievement and Teacher Quality Program. (Page 53, Line 29)
- Allows prorating of the National Board Certification stipends for part-time teachers. (Page 66, Line 34)
- Changes the allocation of funds within the Student Achievement and Teacher Quality Program. (Page 70, Line 1 through Page 71, Line 34)

## EFFECTIVE DATE

- Provides that certain changes to the Iowa Public Broadcasting Division and whole-grade sharing agreements take effect upon enactment. (Page 72, Line 13)

## GOVERNOR'S VETOES

- The Governor vetoed language regarding a postsecondary study of a Teacher Intern Program. The Governor indicated that the Department of Education has administrative rule authority to implement such a Program. (Page 52, Line 19)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**GOVERNOR'S VETOES (CONTINUED)**

- The Governor vetoed language regarding three agencies determining the estimated need for Tuition Replacement appropriation. The Governor indicated that the Board of Regents utilizes a financial advisor for that purpose. (Page 55, Line 35)
- The Governor vetoed language providing certain allocations from the General University appropriation for the University of Iowa, Iowa State University and the University of Northern Iowa. The Governor indicated that it restricts reallocations from other areas. (Page 57, Line 5; Page 62, Line 5; and Page 63, Line 6)
- The Governor vetoed language regarding reasons for a medically necessary abortion within the Indigent Care Program. The Governor indicated that previously agreed upon language struck a careful balance among parties with differing convictions. (Page 58, Line 23)
- The Governor vetoed language extending the deadline for the implementation of the Evaluator Training Certification Renewal Program. The Governor indicated that the State needs to continue to support the Teacher Quality Initiative and that private funding may be available. (Page 69, Line 30)

**DIVISION V: HEALTH AND HUMAN SERVICES (PAGE 72)**

- Appropriates \$778.7 million from the General Fund and 6,868.1 FTE positions to the Departments of Elder Affairs, Public Health, and Human Services, the Commission of Veteran Affairs, and the Iowa Veterans Home. This is an increase of \$28.2 million and 108.9 FTE positions compared to the estimated net FY 2004 General Fund appropriation.
- Appropriates \$162.6 million from the Senior Living Trust Fund to the Departments of Elder Affairs, Commerce, Human Services, and Inspections and Appeals. This is an increase of \$965,000 compared to the estimated net FY 2004 Senior Living Trust Fund appropriations. *The appropriation of \$265,000 for the Department of Commerce from the Fund was vetoed by the Governor.*
- Appropriates \$148.4 million from the Temporary Assistance to Needy Families (TANF) funds to the Department of Human Services. This is an increase of \$1.8 million compared to the estimated net FY 2004 Temporary Assistance to Needy Families (TANF) appropriations.
- Appropriates \$37.5 million from the Hospital Trust Fund for the Medical Assistance Program. This is an increase of \$8.5 million compared to the estimated net FY 2004 appropriation.

**GAMBLING TREATMENT**

- Appropriates \$4.3 million from the Gambling Treatment Fund to the Department of Public Health, which is an increase of \$2.3 million compared to the estimated net FY 2004 appropriation.

**VETERANS AFFAIRS**

- Appropriates \$16.5 million from the General Fund and 851.9 FTE positions to the Commission of Veterans Affairs and the Iowa Veterans Home. This is a decrease of \$162,000 and no change in FTE positions compared to the estimated net FY 2004 General Fund appropriation to reflect health insurance premium savings.

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**DEPARTMENT OF HUMAN SERVICES  
(DHS)**

**MAJOR INCREASES, DECREASES, OR  
TRANSFERS OF EXISTING PROGRAMS  
WITH THE DHS**

- Appropriates a total of \$735.7 million from the General Fund and 5,563.5 FTE positions to the Department Human Services. This is an increase of \$28.4 million and an increase of 97.9 FTE positions compared to the estimated net FY 2004 General Fund appropriations. The references to FTE positions include the State Resource Centers at Glenwood and Woodward which are not specifically appropriated for FY 2004 or FY 2005 and the Sexual Predator Commitment Program which are not specifically appropriated for FY 2005.
- Family Investment Program: An increase of \$2.9 million for federal maintenance of effort requirements. (Page 96, Line 3)
  - Medical Assistance Program (Medicaid): An increase of \$19.3 million, including the following major changes:
    - An increase of \$300,000 to replace one-time FY 2004 funds.
    - An increase of \$39.3 million for caseload and utilization increases.
    - An increase of \$9.4 million for a reimbursement rate increase for the Indigent Patient Program.
    - A decrease of \$500,000 from enhanced audits.
    - A decrease of \$11.5 million from anticipated savings in HF 2134 (FY 2005 Medicaid Savings Act) for FY 2004 and FY 2005.
    - A decrease of \$1.5 million by matching data with health insurance information.
    - A decrease of \$600,000 for Medicaid to be the payer of last resort for Home Health Services.
    - A decrease of \$200,000 for savings for durable medical equipment.
    - A decrease of \$1.0 million for shifting from intermediate care facility/mentally retarded level of care to community-based care.
    - A decrease of \$8.5 million due to FY 2004 and FY 2005 increases from the Hospital Trust Fund.
    - A decrease of \$2.0 million by continuing the FY 2004 transfer of the Mental Health Allowed Growth Risk Pool allocation.
    - A decrease of \$3.0 million due to adjusting the Excess Payment Allowance for nursing facilities. (Page 99, Line 9)
- Medical Contracts: An increase of \$735,000 to reflect transitional costs for fiscal agent contracts. (Page 104, Line 29)
- Children's Health Insurance Program (Healthy and Well Kids in Iowa (*hawk-i*) Program): An increase of \$1.0 million for caseload and utilization increases. (Page 108, Line 6)

# EXECUTIVE SUMMARY

## FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

### MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS WITH THE DHS (CONTINUED)

- Child and Family Services: A decrease of \$10.2 million from the General Fund which is offset by an increase of \$8.2 million from Temporary Assistance to Needy Families (TANF) funds. (Page 112, Line 16)
- State Resource Centers: An increase of \$2.5 million to reflect services to clients without legal settlement and personnel and support costs for the pending federal Department of Justice settlement. (Page 122, Line 26)
- Mental Health Allowed Growth: An increase of \$4.7 million for FY 2005 as enacted in SF 578 (FY 2004 Standings and Miscellaneous Appropriations Act). (The appropriation is not contained within this Act; the distribution of the appropriation is within Division VII of this Act.)

### STUDIES AND INTENT LANGUAGE

- Requires the Department of Public Health (DPH) to submit reports regarding:
  - Program services and expenditures in the Elderly Wellness Program. (Page 76, Line 10)
  - Status of the Vital Records Modernization Project. (Page 81, Line 35)
  - Scope of Practice Review Project. (Page 82, Line 17)
- Makes various requirements regarding employment of a Division of Tobacco Prevention and Control Administrator within the DPH. Requires the DPH and the DHS to undertake certain healthy choices duties. (Page 83, Line 5, Page 83, Line 11, and Page 97, Line 3) *The requirement regarding the Administrator employment was vetoed by the Governor.*
- Eliminates a condition under which abortions may be performed on patients served by the Medical Assistance Program. (Page 99, Line 22) *The abortion language was vetoed by the Governor.*
- Includes an estimated reversion of \$26.0 million from the University of Iowa Hospitals and Clinics for FY 2005 if an increase in Medicaid reimbursement is approved by the federal government. The DHS budget included an increase of \$9.4 million in FY 2005 for State Medicaid reimbursement match. The estimated net savings to the State General Fund for FY 2005 is \$16.4 million. (Page 103, Line 29)
- Requires the Department of Human Services (DHS) to submit reports regarding:
  - Cost savings from the expansion of the Medical Assistance Program Recipient Lock-In Program. (Page 105, Line 27)
  - Improvements to the Iowa Juvenile Home. (Page 111, Line 22) This item was vetoed by the Governor.
  - Privatization of the administration of the Foster Care and Adoption Programs. (Page 117, Line 23) *This item was vetoed by the Governor.*
  - Requires the DHS to utilize disease management programs within the Medical Assistance Program. (Page 106, Line 33)

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## STUDIES AND INTENT LANGUAGE (CONTINUED)

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

## EFFECTIVE DATES

- Caps county payments for shelter care costs at the FY 2004 Statewide average. (Page 134, Line 3)
- Places certain limitations on adoption subsidy and related child care expenditures. Requests an Interim Study Committee regarding the Adoption Subsidy Program. (Page 135, Line 2)
- Requires funds remaining from the FY 2004 Medical Assistance Program (Medicaid) appropriation sources to carry forward and to be available for FY 2005 Medicaid expenditures. Also requires a hospital receiving Disproportionate Share reimbursement to participate in a disease management program. (Page 138, Line 21) *The Medicaid carryforward language was vetoed by the Governor.*
- Requires funds remaining from the FY 2004 Medical Contracts appropriation for fiscal agent transition costs to carry forward to FY 2005 for the same purpose. (Page 150, Line 15)
- Requires the DHS to create a Refugee Services Foundation. (Page 140, Line 22)
- Creates a Faith-Based and Community-Based Organization Network within the DHS. (Page 141, Line 17) *This item was vetoed by the Governor.*
- Permits counties to seek nonstate payment for juvenile shelter care costs. (Page 142, Line 15 and Page 143, Line 4)
- Requires creation of a Medical Assistance Mental Health Quality of Care Improvement Committee. (Page 143, Line 8) *This item was vetoed by the Governor.*
- Creates a Medical Assistance Crisis Intervention Team and requires certain reports. (Page 144, Line 17)
- Requires a provider of health benefit plans to submit certain data to the DHS. (Page 148, Line 17)
- Reduces excess payments for direct and nondirect care for nursing facilities by 50.0%. (Page 148, Line 24)
- Provides for the carryforward of certain child welfare funds appropriated in SF 453 (FY 2004 Reinvention of Government Act). (Page 150, Line 5)
- Requires the FY 2005 Mental Health Risk Pool allocation be transferred to the Medical Assistance Program. (Page 151, Line 27)
- Provides that the following Sections take effect upon enactment:
  - Juvenile Court Services plan for group foster care expenditures. (Page 152, Line 4)
  - Allocation of court-ordered services funding by the State Court Administrator. (Page 152, Line 9)
  - Carryforward of FY 2004 Medical Assistance (Medicaid) funds. (Page 152, Line 13) *This item was vetoed by the Governor.*

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**EFFECTIVE DATES (CONTINUED)**

- Creation of the Medical Assistance Crisis Intervention Team. (Page 152, Line 17)
- Requirement for provider of health benefit plans data provision to the DHS. (Page 152, Line 20)
- Changes relating to the Adoption Subsidy Program. (Page 152, Line 24)
- Carryforward of FY 2003 Health Insurance Portability and Accountability Act (HIPAA) funds. (Page 152, Line 26)
- Increase in the amount the Department of Human Services can expend for shelter care in FY 2004. (Page 152, Line 29)
- Carryforward of FY 2004 Electronic Benefit Transfer (EBT) funds. (Page 152, Line 32)
- Change in the carryforward of the FY 2004 Iowa Veterans Home appropriation. (Page 152, Line 32)
- Carryforward of FY 2004 Medical Assistance Program fiscal agent funds. (Page 152, line 32)
- Carryforward of FY 2004 certain child welfare funds from the Reinvention of Government Act. (Page 152, Line 34)
- Transfer of FY 2005 Mental Health Risk Pool Funds to Medical Assistance. (Page 153, Line 1)

**GOVERNOR'S VETOES**

- The Governor vetoed language regarding a report from the Department of Public Health for substance abuse treatment funds. The Governor indicated information is already available and the report requirement is duplicative. (Page 74, Line 32)
- The Governor vetoed language regarding a report from the Department of Public Health and the DHS on identification of federal funds. The Governor indicated that staff time would be better used for identification of federal funds rather than a report. (Page 82, Line 29)
- The Governor vetoed language regarding employment of a Division Administrator within the Department of Public Health. The Governor indicated similar language is included within HF 2577 (Healthy Iowans Tobacco Trust Act). (Page 83, Line 5)
- The Governor vetoed language for the Iowa Marriage Initiative Grant Fund to be used for a Fatherhood and Family Grant Program. The Governor indicated the General Assembly did not appropriate funding for the Fund. (Page 91, Line 11)
- The Governor vetoed language regarding reasons for a medically necessary abortion within the Medical Assistance Program. The Governor indicated that previously agreed upon language struck a careful balance among parties with differing convictions. (Page 99, Line 22)
- The Governor vetoed language regarding a study of the Iowa Juvenile Home at Toledo. The Governor indicated that previous studies have been conducted. (Page 111, Line 22)



**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**GOVERNOR'S VETOES (CONTINUED)**

- The Governor vetoed language regarding a plan for privatization of foster care and adoption programs. The Governor indicated that with a child welfare redesign underway, implementing this plan would be counter-productive. (Page 117, Line 23)
- The Governor vetoed language requiring the DHS to submit proposed Code of Iowa changes to parallel the organization of the Department. The Governor indicated that enactment of HF 2390 (DHS Technical Changes Act) provides the Code of Iowa changes. (Page 128, Line 27)
- The Governor vetoed language providing the FY 2004 funds remaining from the Medical Assistance Program (Medicaid) to carryforward into FY 2005. The Governor indicates that the Executive Branch needed flexibility regarding the FY 2004 budget. (Page 138, Line 21)
- The Governor vetoed language regarding the creation of a Faith-Based and Community-Based Organizations Network. The Governor indicated concerns regarding realignment of staff and lack of funds for the effort. (Page 141, Line 17)
- The Governor vetoed language regarding the creation of a Medical Assistance Mental Health Quality of Care Improvement Committee. The Governor indicated that the changes specified for prescription drugs are counter to cost saving efforts underway. (Page 143, Line 8)
- The Governor vetoed the enactment clause to parallel the veto of the FY 2004 carryforward of funds within the Medical Assistance Program appropriation. (Page 152, Line 13)
- Senior Living Trust Fund: Increases the total appropriations to the Departments of Human Services, Elder Affairs, Inspections and Appeals, and Department of Commerce by \$965,000 compared to the estimated net FY 2004 appropriations. The change includes:
  - An increase of \$700,000 and 2.0 FTE positions to the Department of Elder Affairs for case management, resident advocate positions, and local resident advocate training. (Page 153, Line 11)
  - An increase of \$265,000 and 4.0 FTE positions for a new appropriation to the Department of Commerce for a Long-Term Care Insurance Partnership Program. (Page 156, Line 28)  
*This item was vetoed by the Governor.*
- Allocates \$5.0 million from the Senior Living Trust Fund Conversion Grant appropriation for a Revolving Loan Program in the Iowa Finance Authority. Creates a Revolving Loan Fund. (Page 155, Line 11 and Page 158, Line 14)
- Allocates \$2.0 million from the Senior Living Trust Fund Conversion Grant appropriation for a Home and Community Based Services Revolving Loan Fund in the Iowa Finance Authority. Creates a Revolving Loan Fund. (Page 155, Line 15 and Page 159, Line 17)

**DIVISION VI: SENIOR LIVING TRUST  
FUND AND HOSPITAL TRUST FUNDS  
(PAGE 153)**

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

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**DIVISION VI: SENIOR LIVING TRUST  
FUND AND HOSPITAL TRUST FUNDS  
(CONTINUED)**

**GOVERNOR'S VETOES**

**DIVISION VII: FY 2006 MENTAL  
HEALTH ALLOWED GROWTH  
(PAGE 160)**

**DIVISION VIII: JUDICIAL BRANCH  
(PAGE 160)**

**JUDICIAL RETIREMENT FUND**

**INTENT LANGUAGE AND REQUIRED  
REPORTS**

**SIGNIFICANT CHANGES TO THE CODE  
OF IOWA**

- Allocates \$2.0 million from the Senior Living Trust Fund Conversion Grant appropriation for an inflation adjustment for case-mix nursing facilities in the Medical Assistance Program. (Page 155, Line 19)
- Hospital Trust Fund: Increases the appropriation by \$8.5 million compared to the estimated net FY 2004 appropriation, which is allocated for the Medical Assistance Program. (Page 157, Line 28)
- The Governor vetoed the Senior Living Trust Fund appropriation to the Department of Commerce for administration of the Long-Term Care Insurance Partnership Program. The Governor vetoed SF 2183 (Long-Term Care Insurance Partnership Program Act). (Page 156, Line 28)
- Mental Health Allowed Growth for FY 2006: Increases the appropriation by \$4.8 million compared to the enacted FY 2005 allowed growth appropriation. (Page 160, Line 33)
- Requires counties to provide certain mental health expenditure and informational data to the DHS and the Legislative Services Agency. (Page 161, Line 27 and Page 163, Line 35)
- Provides for the distribution of the FY 2005 Mental Health Allowed Growth appropriation enacted in SF 578 (FY 2004 Standings and Miscellaneous Appropriations Act). (Page 162, Line 6)
- Appropriates a total of \$119.9 million from the General Fund to the Judicial Branch. This maintains the current level of General Fund support. Judicial Branch FTE positions are not appropriated in the Act; however, there are 1,922.9 FTE positions, which maintains the current level of FTE positions.
- Maintains current level of the State's contribution to the Judicial Retirement System. (Page 166, Line 18)
- Requires the Judicial Branch to study best practices and efficiencies of each judicial district. The report is due to the General Assembly and the Legislative Services Agency on December 15, 2004. (Page 165, Line 15)
- Requires the Judicial Branch to report to the Legislative Services Agency by January 1, 2005, regarding the revenues and expenditures for the Enhanced Court Collections Fund and the Court Technology and Modernization Fund. The report shall include revenues and expenditures for FY 2004 and planned expenditures for FY 2005. (Page 166, Line 8)
- Requires the State Court Administrator to approve all Clerk of Court appointments. (Page 166, Line 28)
- Reduces the State's contribution for the Judicial Retirement Fund from 23.7% to 9.7% of covered payroll which equals the FY 2004 contribution. (Page 166, Line 18)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**DIVISION IX: JUSTICE SYSTEM  
PAGE 167)**

**DEPARTMENT OF JUSTICE**

**DEPARTMENT OF CORRECTIONS  
(DOC)**

**BOARD OF PAROLE**

**DEPARTMENT OF PUBLIC SAFETY**

- Appropriates a total of \$393.5 million from the General Fund and 6,114.3 FTE positions for FY 2005. This is an increase of \$10.3 million and 66.5 FTE positions compared to estimated net FY 2004 General Fund appropriation.
- Appropriates a total of \$10.4 million from the General Fund and 255.5 FTE positions, an increase of \$5,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The \$5,000 increase establishes a new line item for Victim Assistance Grants.
- Appropriates a total of \$271.0 million from the General Fund and 4,205.9 FTE positions, an increase of \$5.7 million and 24.7 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:
  - An increase of \$1.1 million to fund increased costs of utilities in the Institutions and CBC District Departments. (Page 171, Line 15 through Page 172, Line 24; Page 176, Line 30 through Page 177, Line 6; Page 177 Line 19 through Page 178, Line 1)
  - An increase of \$1.3 million to fund increased costs and increased usage of pharmaceuticals in the institutions. (Page 171, Line 15 through Page 172, Line 24)
  - An increase of \$250,000 to conduct Hepatitis C testing on all new admissions at the Iowa Medical Classification Center at Oakdale. (Page 171, Line 27)
  - An increase of \$2.2 million and 42.9 FTE positions to annualize operating costs of the 225-bed lodge at the Clarinda Correctional Facility. (Page 172, Line 8)
  - An increase of \$901,000 to fund 19.0 currently authorized Parole/Probation Officers in Community-Based Corrections (CBC). (Page 176, Line 24 through Page 178, Line 1)
- Appropriates a total of \$1.1 million from the General Fund and 16.5 FTE positions, an increase of \$50,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The funding restores the FY 2004 across-the-board reduction and adds funds for staff and Board per diems. (Page 181, Line 14)
- Appropriates a total of \$67.0 million from the General Fund and 905.5 FTE positions, an increase of \$5.0 million and 11.0 FTE positions compared to estimated net FY 2004 appropriation. Significant changes include:
  - An increase of \$215,000 and 1.0 FTE position for Public Safety Administration. (Page 182, Line 18)
  - An increase of \$961,000 and 4.0 FTE positions for Division of Criminal Investigation. (Page 182, Line 23)
  - An increase of \$218,000 and 2.0 FTE positions for Narcotics Enforcement. (Page 183, Line 18)

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## DEPARTMENT OF PUBLIC SAFETY (CONTINUED)

## INTENT LANGUAGE AND REQUIRED REPORTS

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

- An increase of \$340,000 and 4.0 FTE positions for State Fire Marshal's Office. (Page 183, Line 21)
- An increase of \$4.4 million and 26.0 FTE positions for the Iowa State Patrol and includes merging the Capitol Police – Post 16 into the Iowa State Patrol. (Page 184, Line 1)
- Transfers funds monthly from the State Motor Pool Vehicle Depreciation Account to the Department of Public Safety Vehicle Depreciation Account and allows FY 2004 funds to be carried forward to FY 2005. (Page 184, Line 21) *This item was vetoed by the Governor.*
- Department of Corrections:
  - Permits the DOC to work with local governments and non-profit entities to provide inmate labor to restore rural cemeteries or historical landmarks, and clean up roads and water sources. (Page 178, Line 30) *The liability immunity portion of this item was vetoed by the Governor.*
  - Requires the DOC to provide a report regarding county jail populations, capacities, and options for integrating jails into the DOC. (Page 179, Line 4)
- Specifies legislative intent that the Iowa State Patrol will use safety education officers to perform school bus inspections rather than road troopers. (Page 184, Line 11)
- Specifies that the Iowa State Patrol will transfer one-half of the Post 16 troopers to the road and backfill the vacant positions with Peace Officer Candidates. (Page 184, Line 15)
- Permits certain community colleges to use the Iowa Communications Network for Homeland Security First Responder testing. (Page 186, Line 13)
- Changes statutory language limiting the State Public Defender contracting for legal services with nonprofit organizations to those in effect before FY 2005. (Page 186, Line 20)
- Permits the Office of the Attorney General to be reimbursed up to \$50,000 annually from the Second Injury Fund. (Page 187, Line 4 through Page 188, Line 16)
- Requires the Department of Natural Resources to grant public road access to a landowner under specific conditions. (Page 188, Line 17) *This item was vetoed by the Governor.*
- Creates an incentive program for county attorneys to collect certain delinquent fines, penalties, court costs, fees, surcharges, and restitution for court-appointed counsel. The incentive program is not available until \$1.2 million of these delinquent fines are deposited into the State General Fund. (Page 189, Line 3)
- Defines indigence for the purposes of appointing counsel at 100.0%, rather than 125.0%, of the U.S. poverty level. (Page 190, Line 4) *This item was vetoed by the Governor.*

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**SIGNIFICANT CHANGES TO THE CODE OF IOWA (CONTINUED)**

- Creates the Iowa Corrections Offender Network Fund, specifies receipts and disbursements, and places the Fund under the control of the DOC. (Page 190, Line 35)
- Requires offenders to reimburse the State for court-appointed counsel before being discharged from probation. (Page 191, Line 30)

**EFFECTIVE DATES**

- Provides that the following Sections take effect upon enactment: (Page 194, Line 4)
  - Changes to the Second Injury Fund.
  - Creation of the Iowa Corrections Offender Network Fund.
  - Changes to the Wireless E-911 Emergency Communications Fund.)

**GOVERNOR'S VETOES**

- The Governor vetoed the language granting liability immunity for a government entity or nonprofit agency using inmate labor. The Governor indicated that blanket immunity is not appropriate for all cases. (Page 178, Line 30)
- The Governor vetoed language redirecting funds from the Motor Pool Depreciation Fund to vehicle replacement for the Department of Public Safety. The Governor indicated that all State employees have a need for reliable vehicles. (Page 184, Line 21)
- The Governor vetoed language permitting a private drive to exist within State-owned recreational property. The Governor indicated that the property should be for public use. (Page 188, Line 17)
- The Governor vetoed a change in the income level guideline for eligibility of indigent defense. The Governor indicated everyone is afforded the Constitutional right to counsel. (Page 190, Line 4)
- Appropriates \$2.132 billion from the General Fund, a decrease of \$74.4 million compared to estimated net FY 2004. The Division also appropriates \$159.7 million from non-General Fund sources.

**DIVISION X: STANDING  
APPROPRIATIONS, SALARIES, AND  
MISCELLANEOUS PROVISIONS  
(PAGE 194)**

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## GENERAL ASSEMBLY

- Reduces the appropriation to the General Assembly by \$2.0 million for FY 2005 compared to the statutory estimate. (Page 194, Line 11)

## STANDING APPROPRIATIONS – LIMITS

- Limits various standing appropriations. (Page 194, Line 17 through Page 195, Line 30)
- Appropriates a standing unlimited amount to the State Appeal Board for improvements to the process. (Page 196, Line 3)
- Extends the Expenditure Limitation to Special Sessions of a General Assembly until the budget receives the Governor’s approval. (Page 196, Line 8 and Page 196, Line 31)
- Requires State agencies to revert budgeted salary and benefit funds when the position is vacant for a specified period. (Page 197, Line 30) *This item was vetoed by the Governor.*

## EMPOWERMENT BOARD

- Adds the Director of the Department of Economic Development as an additional member of the Iowa Empowerment Board. (Page 198, Line 28)

## VETERANS CEMETERY, COMMISSION OF VETERAN AFFAIRS, AND THE IOWA VETERANS HOME

- Adds two additional members to the Commission of Veterans Affairs who are veterans, and specifies the nomination process. (Page 199, Line 18)
- Requires the Commission of Veteran Affairs to establish a State Veterans Cemetery and appropriates \$500,000 from the Rebuild Iowa Infrastructure Fund for this purpose. (Page 200, Line 12 and Page 244, Line 31)
- Requires that the Commandant of the Iowa Veterans Home be a resident of Iowa, an honorably discharged veteran, and a nursing facility administrator. (Page 200, Line 34)
- Exempts the Iowa Veterans Home from admission reporting requirements for nursing facilities. (Page 201, Line 16)

## SCHOOL DISTRICT EMPLOYEE EARNINGS

- Changes the definition by which worker’s compensation benefits are calculated for school district employees. (Page 201, Line 6) *This item was vetoed by the Governor.*

## MOBILE DENTAL DELIVERY SYSTEM

- Requires the Department of Public Health to establish a Mobile Dental Delivery System. (Page 202, Line 3)

## RECLAMATION SITE TRANSFER

- Allows the Soil Conservation Division in the Department of Agriculture and Land Stewardship to transfer a mining reclamation site to a private entity. (Page 202, Line 18)

## EDUCATION DATA

- Requires school districts and area education agencies to submit various types of data, including salary and benefit cost data, to the Department of Education. (Page 202, Line 29; Page 206, Line 31; and Page 207, Line 4 and Line 26) *These items were vetoed by the Governor.*

# EXECUTIVE SUMMARY FY 2005 OMNIBUS APPROPRIATIONS ACT

SENATE FILE 2298

## EARLY INTERVENTION BLOCK GRANT (CLASS SIZE REDUCTION)

- Extends the sunset and the \$29.3 million General Fund appropriation for the Early Intervention Block Grant Program (Class Size Reduction) for one year until the end of FY 2005. (Page 204, Line 6)

## SCHOOL AID ALLOWABLE GROWTH RATE

- Establishes the FY 2006 State Foundation Aid allowable growth at 4.0%. This is estimated to be \$1,985.8 million, an increase of \$104.6 million compared to the FY 2005 appropriation. (Page 204, Line 15)

## SCHOOL BUDGET GUARANTEE

- Changes FY 2005 requirements to be consistent with current understanding of how the school budget guarantee phase-out operates. Forty-six school districts that otherwise would not receive the budget guarantee adjustment will receive \$3.0 million in budget guarantee funded by additional levy property taxes in FY 2005. (Page 204, Line 29)

## AREA EDUCATION AGENCY REDUCTIONS

- Reduces the Area Education Agencies' (AEAs) allocations from State Foundation Aid by \$11.8 million, an amount equal to the AEAs' \$10.0 million general reduction and the 2.5% across-the-board reduction for FY 2004. (Page 205, Line 3)

## TUITION GRANT PROGRAM

- Requires institutions receiving funds under the Tuition Grant Program to provide matching funds through private institutional funds. (Page 205, Line 25)

## IOWA LEARNING TECHNOLOGY INITIATIVE

- Creates an Iowa Learning Technology Initiative and the Iowa Learning Technology Commission. Creates a Fund for the Initiative. (Page 208, Line 14 through Page 215, Line 26) *A portion of this item was vetoed by the Governor.*

## LOCAL SCHOOL INFRASTRUCTURE

- Allows for the extension of the local sales and service tax for certain school infrastructure. (Page 217, Line 32 through Page 220, Line 33)

## PROPERTY TAX CREDITS FUNDED FROM CASH RESERVE FUND

- Notwithstanding conflicting and voting provisions of Section 8.56, Code of Iowa and makes appropriations from the Cash Reserve Fund for the following property tax credits and exemptions:
  - Appropriates \$102.9 million from the Cash Reserve Fund for Homestead Property Tax Credit. (Page 222, Line 26)
  - Appropriates \$34.6 million from the Cash Reserve Fund for the Agricultural Land and Family Farm Property Tax Credit. (Page 222, Line 29)
  - Appropriates \$2.6 million from the Cash Reserve Fund for the Military Service Property Tax Credit. (Page 222, Line 32)
  - Appropriates \$19.5 million from the Cash Reserve Fund for the Elderly and Disabled Property Tax Credit. (Page 222, Line 35)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**UNDERGROUND STORAGE TANK  
FUNDS**

- Allows the Department of Natural Resources to require a public water system to replace a groundwater source if petroleum or crude oil products are present. Allows the public water system to be reimbursed with funds from the Petroleum Underground Storage Tank Fund. (Page 223, Line 19)

**COLLECTIVE BARGAINING  
AGREEMENTS**

- Specifies the pay adjustments for State employees for each specified bargaining unit. (Page 225, Line 19)
- Specifies the pay adjustments for non-contract State employees and exempts specified groups from the pay adjustments. (Page 226, Line 35)

**SALARY ADJUSTMENT FUNDS**

- Appropriates \$3.0 million from the Road Use Tax Fund and \$12.0 million from the Primary Road Fund to the Salary Adjustment Fund, and provides supplemental expenditure authorization from other funds to be used for salary adjustments. (Page 227, Line 32 and Page 228, Line 6)

**ENDOWMENT FOR IOWA'S HEALTH  
ACCOUNT**

- Eliminates the FY 2005 General Fund appropriation of \$29.8 million to the Endowment for Iowa's Health Account. (Page 229, Line 5)

**LOCAL GOVERNMENT INNOVATION  
FUND**

- Eliminates the 20.0% limit and permits the Local Government Innovation Fund Committee to make various financial awards, to carry forward the FY 2004 appropriations for this line item, and to carry forward funds for payments to the Public Strategies Group to FY 2005. (Page 229, Line 21 and Page 229, Line 32)

**MILITARY PAY DIFFERENTIAL**

- Requires funds remaining at the end of FY 2005 from the FY 2004 appropriation for military pay differential be carried forward to FY 2005, to be used for a home ownership assistance program for eligible National Guard and Armed Forces Reserves. (Page 230, Line 8)

**BOARD OF REGENTS POSITIONS  
REPORT**

- Requires the Board of Regents to report regarding impact of unfilled vacant positions. (Page 230, Line 32) *This item was vetoed by the Governor.*

**BOARD OF REGENTS BONDING**

- Authorizes the Board of Regents to issue \$120.0 million in Academic Revenue Bonds for capital improvements. (Page 231, Line 6)

**MODIFIED ALLOWABLE GROWTH**

- Permits a school district to increase its participation in the Instructional Support Program under certain conditions. The increase is funded from property taxes and the school district is not eligible for increased Instructional Support State aid. (Page 234, Line 23)

**EFFECTIVE DATES**

- Provides that the following Sections take effect upon enactment:
  - Mobile Dental Delivery System. (Page 236, Line 11)
  - School Foundation Aid. (Page 236, Line 18)



**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**EFFECTIVE DATES (CONTINUED)**

- School budget guarantee, county bonds, and local sales and service taxes. (Page 236, Line 22)
- Commercial vehicle registration fees and penalties. (Page 236, Line 25)
- Instructional Support Program deadline. (Page 236, Line 32)
- Military Pay Differential carryforward. (Page 237, Line 1)
- Funds within the Reinvention Initiative Fund. (Page 237, Line 4)
- Membership of the Commission of Veterans Affairs. (Page 237, Line 9)
- Corrective amendment to HF 2490 (Uniform Electronic Transactions Act Revisions Act) (Page 237, Line 13)
- Revenue Estimating Conference estimate used for expenditure limitation. (Page 237, Line 16)

**RETROACTIVE APPLICABILITY**

- Specifies the change related to Property Rehabilitation Tax Credit takes effect immediately and is made retroactive to July 1, 2002. (Page 236, Line 28)

**GOVERNOR'S VETOES**

- The Governor vetoed language requiring departments of State government to return salary funds from vacant FTE positions. The Governor indicated the requirement eliminates the option of balancing a department's operations budget with those funds and does not consider the cost of vacation and early retirement payouts. (Page 197, Line 30)
- The Governor vetoed language regarding the calculation of worker's compensation benefits for certain school district employees. The Governor indicated that the Iowa Supreme Court ruling regarding this subject should be followed. (Page 201, Line 6)
- The Governor vetoed language regarding submittal of education salary and benefit cost data. The Governor indicated that the same information is collected by the Department of Education. (Page 202, Line 29; Page 206, Line 31; and Page 207, Line 4 and Line 26)
- The Governor vetoed language regarding a report on Class Size and Early Intervention Program expenditures. The Governor indicated that the data is already available from the Department of Education. (Page 203, Line 7)
- The Governor vetoed language regarding local school board cost savings information. The Governor indicated school boards already study expenditure information. (Page 207, Line 26)
- The Governor vetoed language regarding the Iowa Learning Technology Initiative. The Governor indicated the Department of Education would be directed to coordinate a committee effort to study technology needs. (Page 208, Line 20)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**GOVERNOR'S VETOES (CONTINUED)**

- The Governor vetoed language adding nonmetallic processed materials or shredder full, to the statutory exemption from payment of a tonnage fee. The Governor indicated that the action reduces the cost of disposal for one specific waste stream, contrary to Iowa's waste management hierarchy. (Page 224, Line 11)
- The Governor vetoed a definition change amending HF 2440 (Tort Liability Act) to parallel the veto of that Act. (Page 225, Line 5)
- The Governor vetoed language adding nonmetallic processed materials or shredder full, to the statutory exemption from payment of a tonnage fee. The Governor indicated that the action reduces the cost of disposal for one specific waste stream, contrary to Iowa's waste management hierarchy. (Page 224, Line 11)
- The Governor vetoed a definition change amending HF 2440 (Tort Liability Act) to parallel the veto of that Act. (Page 225, Line 5)
- The Governor vetoed language requiring the Board of Regents to implement a policy for addressing the budget ramifications associated with unfilled positions. The Governor indicated that the Regents require flexibility to use positions to meet student demand and patient volumes. (Page 230, Line 32)
- The Governor vetoed language providing a commercial vehicle registration fee refund for an individual that exhausted the administrative rules process. The Governor indicated that the process should determine the judgment of appeals. (Page 233, Line 17)
- The Governor vetoed language eliminating the 30-day deadline for enacting the School Foundation Aid allowable growth percentage for the 2004 Legislative Session. The Governor indicated that a delay in 2004 should not hinder the ability of school districts to plan for future years. (Page 236, Line 1)
- The Governor vetoed an enactment clause to parallel the veto of a refund for a commercial vehicle registration fee. (Page 236, Line 25)
- Appropriates a total of \$74.1 million from the Rebuild Iowa Infrastructure Fund (RIIF) for FY 2005. The Act also appropriates \$36.5 million for FY 2006, \$61.1 million for FY 2007, \$80.0 million for FY 2008, and \$100.0 million each year thereafter.

**DIVISION XI-REBUILD IOWA  
INFRASTRUCTURE FUND (PAGE 237)**

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**REBUILD IOWA INFRASTRUCTURE  
FUND**

- The following Departments or Programs were appropriated funding from the RIIF for FY 2005:
  - Department of Administrative Services - \$17.6 million for maintenance, relocation costs, facility renovation and remodeling, and technology improvements.  
(Page 237, Line 26 through Page 239, Line 6) *The appropriation for Capitol restoration was vetoed by the Governor.*
  - Department for the Blind - \$67,000 for an orientation center. (Page 239, Line 7)
  - State Board of Regents - \$500,000 for maintenance at the two Special Schools.  
(Page 239, Line 10)
  - Department of Corrections - \$333,000 for lease payments. (Page 239, Line 14)
  - Department of Corrections – Appropriates a total of \$10.5 million over three fiscal years for construction of a new community-based correctional facility in Davenport. (Page 239, Line 19)
  - Department of Cultural Affairs - \$600,000 for preservation projects.  
(Page 239, Line 28 through Page 240, Line 11)
  - Department of Economic Development - \$6.3 million for various projects.  
(Page 240, Line 12 through Page 241, Line 3)
  - Department of Education – \$3.6 million for the Enrich Iowa Program, Iowa Communications Network maintenance and leases, and remodeling to the Vocational Rehabilitation building.  
(Page 241, Line 4 through Page 241, Line 20)
  - Department of Education – Appropriates a total of \$18.3 million over three fiscal years for Iowa Public Television digital technology conversion. (Page 241, Line 21)
  - Department of Human Services - \$250,000 for partial construction of a residential youth treatment facility. (Page 241, Line 28) *This item was vetoed by the Governor.*
  - Iowa State Fair Authority - \$250,000 for vertical infrastructure projects. (Page 241, Line 34)
  - University of Northern Iowa - \$500,000 for a playground safety program. (Page 242, Line 6)
  - Department of Natural Resources - \$500,000 for a premier destination State park.  
(Page 242, Line 19)
  - Department of Public Defense - \$4.5 million for various National Guard facilities.  
(Page 242, Line 24 through Page 242, Line 33)
  - Department of Public Safety - \$2.8 million for various projects.  
(Page 242, Line 34 through Page 243, Line 25)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**REBUILD IOWA INFRASTRUCTURE  
FUND (CONTINUED)**

- . Department of Transportation - \$2.2 million for aviation projects. (Page 243, Line 26 through Page 244, Line 20)
- . State Treasurer - \$1.1 million for county fair infrastructure projects. (Page 244, Line 21)
- . Commission of Veteran Affairs - \$1.0 million for the Veterans Trust Fund, of which \$500,000 to be used for the Veterans Cemetery. (Page 244, Line 26 and Line 31)
- . Board of Regents - \$859,000 for Tuition Replacement costs. (Page 245, Line 8)
- . Permits various funds of RIIF appropriations to carry forward from previous years and allows departments to use the funds for different purposes. (Page 245, Line 24 through Page 248, Line 31)
- . Reduces the FY 2005 appropriation for the Secure an Advanced Vision for Education Fund from \$10.0 million to \$8.2 million. (Page 249, Line 7) *This item was vetoed by the Governor.*

**ENACTMENT DATES**

- . Provides that the following Sections take effect upon enactment.
  - . Various provisions amending prior legislation. (Page 249, Line 14)
  - . Prohibition of State Auditor charges for certain DAS functions. (Page 249, Line 31)

**GOVERNOR'S VETOES**

- . The Governor vetoed a RIIF appropriation of \$1.8 million for capitol interior restoration. The Governor indicated that the funds were in lieu of fully funding the Secure and Advanced Vision for Education Fund. (Page 238, Line 35)
- . The Governor vetoed a RIIF appropriation of \$250,000 for construction of a new residential treatment facility for youth. The Governor indicated existing facilities were closing and the appropriation was not a prudent expenditure. (Page 241, Line 28)
- . The Governor vetoed a reduction in the RIIF appropriation for the Secure an Advanced Vision for Education Fund. The Governor indicated a need to fund school infrastructure at the committed amount. (Page 249, Line 7)

**DIVISION XII - ENVIRONMENT FIRST  
FUND (PAGE 249)**

- . The following Departments were appropriated funding from the Environment First Fund for FY 2005:
  - . Department of Agriculture and Land Stewardship - \$14.0 million for various projects. (Page 250, Line 5 through Page 252, Line 21)
  - . Department of Economic Development - \$500,000 for the Brownfield Redevelopment Fund. (Page 252, Line 24)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**DIVISION XII - ENVIRONMENT FIRST  
FUND (CONTINUED)**

**DIVISION XIII - TOBACCO  
SETTLEMENT TRUST FUND  
(PAGE 254)**

**GOVERNOR'S VETOES**

**DIVISION XIV – MISCELLANEOUS  
FUNDS (PAGE 258)**

**EFFECTIVE DATES**

- . Department of Natural Resources - \$20.5 million for various projects, including \$11.0 million for the Resource Enhancement and Protection Fund. (Page 252, Line 29 through Page 254, Line 10)
- . Appropriates \$9.5 million from the Restricted Capital Fund to the Department of Administrative Services (DAS) for the Integrated Information System and Capitol restoration. (Page 255, Line 2 and Line 8) *The item requiring the DAS to consult with legislative leadership concerning the expenditure of interior restoration funds was vetoed by the Governor.*
- . Appropriates the following funds from the Restricted Capital Fund for FY 2005:
  - . Board of Regents - \$10.4 million for Tuition Replacement costs. (Page 255, Line 25)
  - . State Treasurer - \$13.0 million for debt service on the Iowa Communications Network bonds. (Page 256, Line 7)
  - . State Treasurer - \$5.4 million for debt service on prison infrastructure bonds. (Page 256, Line 27)
  - . Transfers \$11.0 million from the Endowment for Iowa's Health Account to the RIIF. (Page 257, Line 3)
- . The Governor vetoed language requiring the DAS to consult with legislative leadership concerning the expenditure of Capitol interior restoration funds. (Page 255, Line 10)
- . Appropriates \$765,000 from the General Fund in FY 2004 to the Secretary of State to implement the federal Help America Vote Act (HAVA). (Page 258, Line 3) *The item requiring a distribution of 80.0% of the funds to counties was vetoed by the Governor.*
- . Appropriates \$101,000 from the General Fund to the Department of Transportation (DOT) for aviation and rail programs. (Page 258, Line 25 and Page 259, Line 1)
- . Increases the General Fund appropriation by \$217,000 to the Racing and Gaming Commission within the Department of Inspections and Appeals for increased oversight of additional slot machines at the racetrack casinos. (Page 259, Line 4)
- . Appropriates \$542,000 from the Primary Road Fund and the Road Use Tax Fund to the DAS for expenditures relating to the DOT. (Page 259 Line 17 and Page 259, Line 30)
- . Transfers \$800,000 from the surplus of the Iowa Finance Authority to the Housing Trust Fund. (Page 260, Line 8) *This item was vetoed by the Governor.*
- . Provides that the following Sections take effect upon enactment:
  - . The appropriation for the Help America Vote Act. (Page 260, Line 23)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**EFFECTIVE DATES (CONTINUED)**

**GOVERNOR'S VETOES**

**DIVISION XV – CODE CHANGES  
(PAGE 260)**

**GOVERNOR'S VETOES**

**DIVISION XVI – MISCELLANEOUS  
PROVISIONS (PAGE 262)**

- The carryforward of FY 2004 Primary Road Fund moneys of the Department of Transportation to restock salt storage. (Page 260, Line 27)
- The Governor vetoed language requiring the Secretary of State to distribute at least 80.0% of the federal funds from the Help America Vote Act to the counties. The Governor indicated it is unnecessary to place this restriction on the Secretary of State. (Page 258, Line 12)
- The Governor vetoed language requiring the Iowa Finance Authority Board to transfer certain funds to the State Housing Trust Fund. The Governor indicated that the action would have a negative impact upon bond ratings. (Page 260, Line 8)
- Defines “federal funds” for purposes of the Department of Economic Development and permits certain actions. (Page 260, Line 32)
- Requires the Department of Public Safety be responsible for the Executive Branch Capitol Complex security. (Page 261, Line 23) *This item was vetoed by the Governor.*
- Provides a technical correction to the Streamlined Sales Tax Act (2003 Session) related to the rental of certain construction equipment. (Page 262, Line 1)
- The Governor vetoed language placing Executive Branch Capitol Complex security responsibility in the Department of Public Safety. The Governor indicated that a cooperative effort of security between various Departments would better serve the State. (Page 261, Line 23)
- Creates a Vertical Infrastructure Fund and establishes a standing appropriation from the RIIF to the Vertical Infrastructure Fund beginning in FY 2006. (Page 263, Line 5 through Page 264, Line 6) *The FY 2007 and future year RIIF appropriations into the Vertical Infrastructure Fund were vetoed by the Governor.*
- Requires certain loan interest to the Iowa Agriculture Finance Corporation be forgiven by the Department of Economic Development and requires certain loan repayments. (Page 264, Line 30)
- Makes various changes to SF 2284 (Regional Transit Districts Act). (Page 265, Line 30 through Page 267, Line 7)
- Makes various changes to HF 2476 (Regulating Transmissible Viruses Afflicting Poultry Act). (Page 267, Line 22)
- Extends the \$1.0 million allocation of the Workforce Training and Economic Development fund appropriation for job retention projects to FY 2007. (Page 268, Line 28)
- Increases the fee for Resources Enhancement and Protection (REAP) license plates. (Page 269, Line 25)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**DIVISION XVI – MISCELLANEOUS  
PROVISIONS (CONTINUED)**

- The Governor vetoed FY 2007 and future fiscal year RIIF appropriations into the Vertical Infrastructure Fund. The Governor indicated that projected gambling receipts are uncertain. (Page 263, Line 35)
- The Governor vetoed language regarding disposition of county property with the Department of Transportation. The Governor indicated a question of defining the application of the language. (Page 270, Line 35)
- The Governor vetoed changes to a definition within SF 2295 (Private Education Tax Credit Act) to parallel the veto of SF 2295. (Page 271, Line 8)
- The Governor vetoed a required space plan of the Cherokee Mental Health Institute for possible location of certain disabled persons with violent behaviors. (Page 273, Line 12)
- Makes technical and corrective changes to Session Law and to the Code of Iowa based upon other legislation passed. (Page 274, Line 2 through Page 288, Line 31)

**DIVISION XVII – CORRECTIVE  
PROVISIONS (PAGE 274)**

**EFFECTIVE DATES**

- Provides that certain corrective changes take effect retroactively or upon enactment. (Page 288, Line 32)

**GOVERNOR'S VETOES**

- The Governor vetoed language related to the E911 System in HF 2434 (E911 Changes Bill) which was not enacted. (Page 275, Line 12)

**DIVISION XVIII – COMMUNITY  
ATTRACTION AND TOURISM FUND  
(PAGE 289)**

- Appropriates a total of \$12.0 million per year for six years from the RIIF and Franchise Tax revenues deposited into the General Fund for the Community Attraction and Tourism Fund. (Page 289, Line 28)

**DIVISION XIX – REGULATORY  
EFFICIENCY COMMISSION  
(PAGE 290)**

- Creates a Regulatory Efficiency Commission. (Page 290, Line 28) *This item was vetoed by the Governor.*

**GOVERNOR'S VETOES**

- The Governor vetoed the language creating the Regulatory Efficiency Commission. The Governor indicated the Commission would duplicate actions underway to enhance efficiency and improved services by State government. (Page 290, Line 28)

**DIVISION XX – WIND ENERGY TAX  
CREDITS (PAGE 292)**

- Creates a Wind Energy Production Tax Credit and provides for an application, implementation and certification process. (Page 292, Line 3 through Page 299, Line 21)

**EXECUTIVE SUMMARY  
FY 2005 OMNIBUS APPROPRIATIONS ACT**

**SENATE FILE 2298**

**DIVISION XXI – LICENSED  
INTERPRETER FOR THE HEARING  
IMPAIRED (PAGE 299)**

- Creates a Board of Interpreter for the Hearing Impaired Examiners and specifies licensure requirements, effective dates, and definitions for the Board. Requires the process for licensure of interpreters to begin July 1, 2005. (Page 299, Line 24 through Page 306, Line 14)

**DIVISION XXII – INCOME TAX  
CHECKOFFS (PAGE 306)**

- Provides for a Volunteer Fire Fighter Preparedness Fund and related Income Tax Checkoff. (Page 306, Line 21).
- Reenacts the Keep Iowa Beautiful Fund and the related Income Tax Checkoff. (Page 307, Line 9 through Page 308, Line 31)

**EFFECTIVE DATES**

- Provides that the changes to the process for the Income Tax Checkoffs take effect upon enactment. (Page 310, Line 12)
- Provides that two Funds and Checkoffs created and reenacted are to start for the 2004 calendar year for tax purposes. (Page 310, Line 16)

**DIVISION XXIII – STATE TAX  
IMPLEMENTATION COMMITTEE  
(PAGE 310)**

- Creates a State Tax Implementation Committee and provides for membership and duties. (Page 310, Line 20) *This item was vetoed by the Governor.*

**GOVERNOR’S VETOES**

- The Governor vetoed the language creating the State Tax Implementation Committee. The Governor indicated that limited time and resources would prohibit a serious attempt of tax reform. (Page 310, Line 20)

**DIVISION XXIV – 911 EMERGENCY  
(PAGE 313)**

- Provides for changes to the E911 Wireless Surcharge, determines expenditures of the collected revenues, and provides for certain reports and oversight. (Page 313, Line 15 through Page 333, Line 29)

**DIVISION XXV – SEX OFFENDER  
REGISTRY (PAGE 333)**

- Makes changes to the Sex Offender Registry and related confidential records. (Page 333, Line 32 through Page 337, Line 2)

**EFFECTIVE DATES**

- Provides that the change to access of records is made retroactive to all offenders on the Sex Offender Registry and individual risk assessments are no longer required for the Registry. (Page 337, Line 3)
- Provides that the entire Division XXV takes effective upon enactment. (Page 337, Line 7)

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 20, 2004, and item vetoed and signed by the Governor on May 17, 2004.



Senate File 2298 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
1	14	1.2	Nwthstnd	Sec. 8.33	Nonreversion of Appropriations for Utility Costs
1	35	1.5	Nwthstnd	Sec. 8.33	Nonreversion of Workers' Compensation Funds
2	15	2	Nwthstnd	Sec. ALL	Reversion of DAS Revolving Fund Start-Up Funds
3	6	4.1	Nwthstnd	Sec. 321A.3(1)	lowAccess Funding
16	30	21	Nwthstnd	Sec. 490.122(1)(a & s) and 504A.85(1 & 9)	Money-back Guarantee Filer Fees
18	34	26	Adds	Sec. 7J.1(7A), Code Supplement 2003	Executive Council Approval - Charter Agencies
19	7	27	Amends	Sec. 8.63(5), Code Supplement 2003	Innovations Fund Savings
19	25	28	Amends	Sec. 8.63(6)(b), Code Supplement 2003	Innovations Fund Interest
20	5	29	Amends	Sec. 543B.14	Real Estate Education Fund Fee Revenue
20	22	30	Amends	Sec. 543B.54	Real Estate Education Fund Distribution
23	13	37	Nwthstnd	Sec. 8.33	Nonreversion of Avian Flu Fund Appropriations
23	19	38	Nwthstnd	Sec. ALL, Chapter 8A	Sale and Purchase of Laboratory Equipment
24	30	40.1(b)	Nwthstnd	Sec. 455A.10	Use of Unappropriated Fish and Game Protection Fund for Retirement Payments
26	1	42	Nwthstnd	Sec. 8.33	Nonreversion of Boat Registration Fees
26	20	44	Nwthstnd	Sec. ALL	Use of Stormwater Discharge Permit Fees for Floodplain Permit Backlog
26	28	45	Nwthstnd	Sec. ALL	Use of Stormwater Discharge Permit Fees for Total Maximum Daily Load Program
27	3	46	Amends	Sec. 424.19, Code Supplement 2003	Extension Date of Underground Storage Tank Remediation Fees
29	11	47.2(c)	Nwthstnd	Sec. 8.33	Business Development Division Nonreversion
30	4	47.3(d)	Nwthstnd	Sec. 8.33	Community and Rural Development Division Nonreversion
31	5	54	Nwthstnd	Sec. 15E.120(5)	Community Development Loan Fund

Page #	Line #	Bill Section	Action	Code Section	Description
31	29	57	Nwthstnd	Sec. 15.251	Job Training Fund
33	16	58.4	Nwthstnd	Sec. 8.33	Iowa State University Nonreversion
34	13	59.4	Nwthstnd	Sec. 8.33	University of Iowa Nonreversion
35	4	60.3	Nwthstnd	Sec. 8.33	University of Northern Iowa Nonreversion
35	35	61.4	Nwthstnd	Sec. 8.33	Iowa Workforce Development Nonreversion
36	5	62	Nwthstnd	Sec. 96.7(12)(c)	Administrative Contribution Surcharge Fund
37	24	65	Amends	Sec. 96.7(2)(d)(1), Code Supplement 2003	Unemployment Compensation Fund Reserve Ratio
38	6	66	Amends	Sec. 96.29(18)(a)(7)(a)	Unemployment Compensation Fund Definition of Agricultural Employee
40	20	74	Nwthstnd	Sec. 96.9(4)(a)	Compliance with Social Security Act
41	33	77	Nwthstnd	Sec. 261.85	Work Study Standing Appropriation Nullification
49	22	80.10(b)	Nwthstnd	Sec. ALL	Empowerment Grant Allocations
52	7	81	Nwthstnd	Secs. 282.10 & 282.11	Whole-Grade Sharing Agreement Deadline Waiver
53	13	83	Nwthstnd	Sec. 272.10	Board of Educational Examiners Licensing Fees
53	29	84.1	Nwthstnd	Sec. 284.7(1)(a)(2)	Minimum Teacher Salary Requirement for Beginning Teachers
54	13	84.2	Nwthstnd	Sec. 284.7(1)(b)(2)	Minimum Teacher Salary Requirement for Career Teachers
54	31	84.3	Nwthstnd	Sec. 284.7(1)(b)(2)	Minimum Teacher Salary Requirement
55	12	85	Nwthstnd	Sec. 8.33	Allocation of Carryover Funds to Iowa Public Television
56	17	86.1(b)	Nwthstnd	Sec. 8.33	Nonreversion of Tuition Replacement Appropriation
57	21	79.2(b)(1)	Nwthstnd	Sec. 8.54(7)	University of Iowa Hospitals and Clinics Increased Medicaid Payments
66	27	89	Nwthstnd	Sec. 270.7	Department of Administrative Services Payments to the Regents Special Schools
66	34	90	Amends	Sec. 256.44(7)	Proration of National Board Certification Stipends
67	9	91	Amends	Sec. 261.19(2)	Matching Funds for Osteopathic Forgivable Loan Program

Page #	Line #	Bill Section	Action	Code Section	Description
67	34	92	Amends	Sec. 257B.1B(1)	Reading Recovery Center Allocation
68	19	93	Amends	Sec. 261.25(1)	Tuition Grant Program Standing Appropriation
68	32	93	Amends	Sec. 261.25(2)	Scholarship Program Standing Appropriation
69	1	93	Amends	Sec. 261.25(3)	Vocational-Technical Tuition Grant Program Standing Appropriation
69	6	94	Amends	Sec. 279.20	Superintendent Authority to Hire Support Personnel
69	28	95	Repeals	Sec. 284.10(3), Code Supplement 2003	Repeals Stipends for Teachers Completing Evaluator Training
69	30	96	Amends	Sec. 284.10(6), Code Supplement 2003	Evaluator Training Certification Renewal Program
70	1	97	Amends	Sec. 284.13(1)(b), Code Supplement 2003	National Board Certification Award Funding
70	8	97	Amends	Sec. 284.13(1)(c), Code Supplement 2003	Student Achievement and Teacher Quality Program Funding for Beginning Teachers
70	29	97	Amends	Sec. 284.13(1)(d), Code Supplement 2003	Evaluator Training Program Funding
71	17	97	Amends	Sec. 284.13(1)(e), Code Supplement 2003	Career Development Funding
71	35	98	Adds	Sec. 284.13(1)(i), Code Supplement 2003	Student Achievement and Teacher Quality Program Funding Allocations
72	7	99	Adds	Sec. 294A.22, unnumbered paragraph, Code Supplement 2003	Educational Excellence Program Phase II Allocations
81	35	104	Amends	Sec. Various	Vital Records Modernization Project
82	17	105	Amends	Sec. 107, Chap. 1003, 2002 Iowa Acts, Second Extraordinary Session	Scope of Practice Review Project Extension
85	32	109.2(g)	Nwthstnd	Sec. 8.33	FY 2005 Carryforward for Veterans Home
100	4	116.2	Nwthstnd	Sec. 8.39	Allows DHS to Transfer Funds for Case Management
106	11	119.1(d)	Nwthstnd	Sec. ALL	Adds Requirement for Home Health Providers in the Medical Assistance Program
113	31	125.3(d)	Nwthstnd	Sec. 232.143	Foster Group Placements
114	11	125.4	Nwthstnd	Sec. 8.33	Nonreversion of Decategorization Funds

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115	7	125.8	Nwthstnd	Sec. 234.35(1)(h)	Limitation on State Shelter Care Funding
115	14	125.10	Nwthstnd	Sec. 8.33	Nonreversion of Child and Family Services Funds
116	10	125.13(a)	Nwthstnd	Sec. ALL	Judicial District Formula Allocations
116	16	112.13(b)	Nwthstnd	Sec. ALL	State Payment of Juvenile Court Orders
116	30	112.13(c)	Nwthstnd	Sec. ALL	County Payments for Juvenile Court Orders
117	9	125.15	Nwthstnd	Sec. 234.39(5) and Sec. 43, Chapter 1228, 2000 Iowa Acts	DHS Operation of Subsidized Guardianship Program
117	35	126.1	Nwthstnd	Sec. 232.142(3)	Juvenile Detention Home Fund
119	8	127.2	Nwthstnd	Sec. 225C.38(1)	Monthly Family Support Subsidy
122	4	129.4(b)(5)	Nwthstnd	Sec. 8.33	Carryforward of PMIC Mental Health Funds at Mt. Pleasant Mental Health Institute
124	1	130.3(d)	Nwthstnd	Sec. 8.33	Carryforward of State Resource Center Funds
128	27	135.2	Nwthstnd	Sec. Various	Statutory Changes to Reflect DHS Service Areas and Administrators as a Transition
129	34	138	Nwthstnd	Sec. 4.2(c) and 4.3(a), Chap. 192, 2001 Iowa Acts	Nursing Facility Budget Caps
131	21	138.1(e)(2)	Nwthstnd	Sec. 7.7, Chap. 112, 2003 Iowa Acts	Fixed Fee Schedule for Home Health
132	14	138.1(k)	Nwthstnd	Sec. 249A.20	Sets Average Reimbursement Rate a Maximum Federal Level
133	6	138.5	Nwthstnd	Sec. 234.38	Maximum Foster Family Basic Daily Maintenance Rate
138	2	141	Nwthstnd	Sec. 239B.14	Retention of Fraud and Recoupment Funds
138	21	142	Nwthstnd	Sec. 8.33	Nonreversion of FY 2004 Medical Assistance Funds
140	10	145	Nwthstnd	Sec. 239B.2A and 232.2	Suspension of Requirements for Family Investment Program
140	22	146	Adds	Sec. 217.14(1-4)	Refugee Services Foundation Established
141	17	147	Adds	Sec. 217.45(1-4)	Faith-Based and Community-Based Organizations Network Established
142	15	148	Amends	Sec. 232.141(1)	Juvenile Justice Expenses and Costs
143	4	149	Adds	Sec. 234.39(6)	Support Obligations for Shelter Care Placement

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143	8	150	Adds	Sec. 294A.34(1-4)	Medical Assistance Mental Health Quality of Care Improvement Committee Established
144	17	151	Adds	Sec. 249A.35	Medical Assistance Crisis Intervention Team Established
148	17	153	Adds	Sec. 505.25	Health Insurance Carriers Required to Provide Insured Names to DHS to Compare to Medical Assistance Enrollees
148	24	154	Amends	Sec. 4.3(e-f), Chap. 192, 2001 Iowa Acts	Reduction in Excess Payments for Direct and Non-Direct Care
150	5	155	Amends	Sec. 4, Chap. 1174, 2002 Iowa Acts	FY 2003 Carryforward Health Insurance Portability and Accountability Act
150	15	156	Amends	Sec. 13.2, Chap. 175, 2003 Iowa Acts	Allows Fiscal Agent Carryforward to FY 2005
150	31	157	Adds	Sec. 9.5, Chapter 175, 2003 Iowa Acts	Electronic Benefit Transfer Expansion Funds
151	6	158	Amends	Sec. 18.9, Chap. 175, 2003 Iowa Acts	FY 2004 Shelter Care Allocation Increase
151	12	159	Amends	Sec. 56.2(g), Chap. 175, 2003 Iowa Acts	Carryover for Iowa Veterans Home Increased
151	19	160	Amends	Sec. 45, Chap. 178, 2003 Iowa Acts	FY 2004 Child Welfare Funds Carryforward
151	27	161	Amends	Sec. 2.2(b), Chap. 179, 2003 Iowa Acts	Risk Pool Transfer to Medical Assistance
153	22	163.2	Nwthstnd	Sec. 249H.7	Amount Used to Match Federal Funds
156	15	165.5	Nwthstnd	Sec. 249H.4 and 249H.5	Use of Senior Living Trust Fund for Cash Flow Purposes
156	22	165.6	Nwthstnd	Sec. 8.33	Nonreversion of Conversion Grant Funds
158	2	169	Nwthstnd	Sec. 8.33	FY 2005 Medical Assistance Reversion to Senior Living Trust Fund
158	14	170	Adds	Sec. 16.182(1-4)	Senior Living Revolving Loan Program Fund
159	17	171	Adds	Sec. 16.183(1-4)	Home and Community-Based Services Revolving Loan Program Fund
161	27	174	Adds	Sec. 331.438(4)(b)(16)	Requires Counties to Provide Certain Mental Health Information to the Department of Human Services

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162	6	175	Amends	Sec. 2, Chap. 179, 2003 Iowa Acts	Distribution of FY 2005 Mental Health Appropriation
166	18	177	Nwthstnd	Sec. 602.9104	Reduces State's Contribution to Judicial Retirement Fund
170	25	181	Nwthstnd	Sec. 8.33	Carryover of Funds for Environmental Crimes Investigation and Prosecution
174	13	184.1(3)(b)	Nwthstnd	Sec. 8.33	Nonreversion of DOC Education Appropriation
184	21	192.5	Nwthstnd	Sec. 8.33	Iowa State Patrol Vehicles
185	29	192.7	Nwthstnd	Sec. 8.33	Nonreversion of Volunteer Fire Fighter Training Grants
186	13	194	Adds	Sec. 8D.9(4), Code Supplement 2003	Authorizes Use of Iowa Communication Network by Community Colleges Providing Federally-Funded Homeland Security Communication and Training
186	20	195	Amends	Sec. 13B.4(2), Code Supplement 2003	State Public Defender Contracts
187	4	196	Amends	Sec. 85.66	Attorney General Reimbursement from Second Injury Fund
187	33	197	Amends	Sec. 85.67	Attorney General Reimbursement from the Second Injury Fund
188	17	198	Adds	Sec. 564.9(1-3)	Department of Natural Resources - Access
189	3	199	Amends	Sec. 602.8107(4)(1), Code Supplement 2003	Collection of Delinquent Fines
189	27	200	Adds	Sec. 602.8107(4A), Code Supplement 2003	Collection of Delinquent Fines
190	4	201	Amends	Sec. 815.9(1)(a-b)	Definition of Indigence for Legal Representation
190	35	202	Adds	Sec. 904.118	Iowa Corrections Offender Network Fund
191	13	203	Adds	Sec. 904.809(5)(c)(2A)	Private Sector Employment of Inmates
191	24	204	Amends	Sec. 904.809(5)(c)(3)	Private Sector Employment of Inmates
191	30	205	Amends	Sec. 907.9(1, 2, and 4), Code Supplement 2003	Reimbursement for Court-Appointed Counsel
192	24	206	Amends	Sec. 15.2, Chap. 1101, 1998 Iowa Acts, as amended	Continues E911 Wireless Service Funding for Administration
193	19	207	Nwthstnd	Sec. 80B.11B	Iowa Law Enforcement Academy Fees
194	17	211	Nwthstnd	Sec. Various	Limits Various Standing Appropriations

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194	23	211.1	Nwthstnd	Sec. 29A.27	Active Duty Pay Limit
194	27	211.2	Nwthstnd	Sec. 285.2	Nonpublic School Transportation Limit
194	34	211.3	Nwthstnd	Sec. 453A.7	Cost of Printing Cigarette Stamps Limit
195	1	211.4	Nwthstnd	Sec. 411.20	Municipal Fire and Police Officer Retirement Fund State Contribution Limit
195	4	211.5	Nwthstnd	Sec. 422.121	Livestock Producers Tax Credit Limit
195	7	211.6	Nwthstnd	Sec. 257.20	Instructional Support State Aid Limit
195	10	211.7	Nwthstnd	Sec. 279.51(1)	At-Risk Children Programs Limit
195	16	211.8	Nwthstnd	Sec. 25.2	State Appeals Board Claims Limit
195	18	211.9	Nwthstnd	Sec. ALL, Chapter 96	State Employment Administration Expenses
195	21	211.10	Nwthstnd	Sec. 421.31	Federal Cash Management Program Interest Costs Limit
195	25	211.11	Nwthstnd	Sec. 509A.12	Deferred Compensation Program
195	28	211.12	Amends	Sec. 294A.25(1)	Educational Excellence Program
196	8	214	Amends	Sec. 8.22A(3), Code Supplement 2003	Revenue Estimating Conference "Later Meeting" Specifications
196	31	215	Amends	Sec. 8.54(2)	Expenditure Limitation Specifications
197	9	216	Amends	Sec. 8.55(2)(d), Code Supplement 2003	Endowment Reimbursements
197	30	217	Adds	Sec. 8.62(4), Code Supplement 2003	Vacant Positions Funding Reversion
198	8	218	Amends	Sec. 10C.5	Extends Repeal Date for Life Science Enterprise Land Acquisition
198	13	219	Amends	Sec. 10C.6(1)(a)	Life Science Enterprise Acquisition of Land
198	20	220	Amends	Sec. 10C.6(1)(a)(1-2)	Life Science Enterprise Acquisition of Land
198	28	221	Amends	Sec. 28.3(2)	Empowerment Board Membership
199	18	222	Amends	Sec. 35A.2	Commission of Veterans Affairs Membership
200	12	223	Adds	Sec. 35A.3(14)	State Veterans Cemetery
200	34	224	Amends	Sec. 35D.13(2)	Commandant of the Iowa Veterans Home
201	6	225	Adds	Sec. 85.36(5A)	School District Employees Workers Compensation
201	16	226	Amends	Sec. 135C.31A, Code Supplement 2003	Assessment of Residents for Iowa Veterans Home
202	3	227	Adds	Sec. 153.40	Mobile Dental Delivery System Established
202	18	228	Amends	Sec. 208.16(2)	Procedures for Mine Site Reclamation

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202	29	229	Adds	Sec. 256.7(26), Code Supplement 2003	Report of Contract Settlements for School Districts
203	7	230	Amends	Sec. 256D.3(3)	Early Intervention Block Grant Program Reporting Requirements
203	19	231	Amends	Sec. 256D.4(2)(a), Code Supplement 2003	Class Size Reduction Allocation
203	30	231	Amends	Sec. 256D.4(2)(b), Code Supplement 2003	Free and Reduced Price Lunch Class Size Reduction
204	6	232	Adds	Sec. 256D.5(4), Code Supplement 2003	Early Intervention Block Grant Appropriation
204	11	233	Amends	Sec. 256D.9, Code Supplement 2003	Early Intervention Block Grant Extension
204	15	234	Amends	Sec. 257.8(1), Code Supplement 2003	Allowable Growth Rate
204	29	235	Amends	Sec. 257.14(3)	Budget Guarantee
205	3	236	Adds	Sec. 257.35(4), Code Supplement 2003	Area Education Agency Permanent Reduction
205	15	236	Adds	Sec. 257.35(5), Code Supplement 2003	Area Education Agency Fund Use
205	25	237 & 238	Amends	Sec. 261.9(1)(b-c), Code Supplement 2003	Tuition Grant Program Changes
206	31	239	Adds	Sec.273.3(23)	Salaries and Health Insurance Reporting
207	4	240	Amends	Sec. 279.12, Code Supplement 2003	Salaries and Health Insurance Reporting
207	26	241	Adds	Sec. 280.14(3), Code Supplement 2003	School District Cost Savings Report
208	14	242	Adds	Sec. 280A.1(1)	Iowa Learning Technology Initiative
208	20	242	Adds	Sec. 280A.1(2)	Iowa Learning Technology Initiative Pilot Program
209	5	242	Adds	Sec. 280A.1(3)(a)	Iowa Learning Technology Initiative Public-Private Partnership
209	18	242	Adds	Sec. 280A.1(3)(b)	Iowa Learning Technology Initiative Provider Selection Criteria



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210	5	242	Adds	Sec. 280A.1(3)(c)	Iowa Learning Technology Initiative Cooperation with Attorney General to Establish Pilot Project
210	19	242	Adds	Sec. 280A.1(4)	Iowa Learning Technology Initiative Evaluation Requirements
210	31	243	Adds	Sec. 280A.2(1-9)	Establishes Iowa Learning Technology Commission and Specifies Membership
213	10	244	Adds	Sec. 280A.3(1-4)	Iowa Learning Technology Commission Plan and Guiding Principles
214	25	245	Adds	Sec. 280A.4(1-4)	Establishes Iowa Learning Technology Fund
215	25	246	Adds	Sec. 280A.5	Repeals Iowa Learning Technology Initiative Effective July 1, 2009
215	27	247	Amends	Sec. 346.27(10), Code Supplement 2003	Voters Authorizing Revenue Bonds
216	7	248	Amends	Sec. 346.27(25), Code Supplement 2003	Voters for Conveyance of Property
216	18	249	Amends	Sec. 372.13(10)	Fire Chief Serving on City Council
216	31	250	Amends	Sec. 404A.2	Rehabilitation Property Tax Credits
217	21	251	Amends	Sec. 422E.1(2), Code Supplement 2003	Local Sales and Services Tax
217	32	252	Amends	Sec. 422E.2(4)(a), Code Supplement 2003	School Infrastructure Bond Requirements
218	22	253	Amends	Sec. 422E.2(5)(a-b)	Local Sales and Service Tax for School Infrastructure Extension
219	17	254	Amends	Sec. 422E.3(1), Code Supplement 2003	Local Sales and Service Tax for School Infrastructure Extension
219	27	255	Amends	Sec. 422E.3A(2)(a), Code Supplement 2003	Local Sales and Service Tax for School Infrastructure Extension
220	5	256	Amends	Sec. 422E.3A(2)(b)(1 & 3), Code Supplement 2003	Local Sales and Service Tax for School Infrastructure Extension
220	34	257	Repeals	Sec. 422E.3A(2)(b)(4), Code Supplement 2003	Local Option Sales and Services Tax for School Infrastructure
221	2	258	Amends	Sec. 422E.4, Code Supplement 2003	School Infrastructure Bond Requirements

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222	17	259	Nwthstnd	Sec. 8.56	Cash Reserve Fund Appropriation Voting Requirements Notwithstanding
222	26	259.1	Amends	Sec. 425.1	Homestead Property Tax Credit
222	29	259.2	Amends	Sec. 425A.1 and 426.1	Agriculture Land Tax Credit
222	32	259.3	Amends	Sec. 426A.1A	Military Service Tax Credit
222	35	259.4	Amends	Sec. 425.16-425.40	Elderly and Disabled Property Tax Credit
223	19	260	Adds	Sec. 455B.174(4)(e)	Public Water Supply Requirements
224	11	261	Adds	Sec. 455B.310(10)	Shredder Fluff
224	18	262	Amends	Sec. 535.8(2)(b), as amended by HF 2484	Real Estate Loan Fees
225	5	263	Amends	Sec. 668B.2(1) if enacted by HF 2440	Health Care Provider Definition
229	5	270	Amends	Sec. 1.2, Chap. 174, 2001 Iowa Acts, as amended	Tobacco Settlement Trust Fund
229	21	271	Amends	Sec. 28.3, Chap. 178, 2003 Iowa Acts	Local Government Innovation Fund Award Limit
229	32	272	Nwthstnd	Sec. 8.33	Nonreversion of Reinvention Initiative Fund
230	6	273	Repeals	Sec. 8, HF 2490, if enacted	Corrective Amendment to HF 2490 (Uniform Electronic Transactions Act Revisions)
230	8	274	Amends	Sec. 21, Chap. 179, 2003 Iowa Acts	Military Pay Differential Carry Forward
230	22	275	Amends	Sec. 4, Chap. 2, 2003 Iowa Acts	Technical Correction to Local Government Innovation Fund Grant Award Amount
233	17	278	Nwthstnd	Sec. 321.1	Commercial Vehicle Registration Fees
235	5	281	Nwthstnd	Sec. ALL	Full-Time Equivalent (FTE) Position Limits and Reversions for Charter Agencies
235	33	283	Repeals	Sec. 266.31	Repeals Meat Export Research Center
235	34	284	Repeals	Sec. 266.39D, Code Supplement 2003	Repeals the Livestock Producer's Assistance Program at Iowa State University
236	1	285	Nwthstnd	Sec. 257.8	Allowable Growth Deadline
237	26	288.1(a)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
237	31	288.1(b)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure

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238	3	288.1(c)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
238	18	288.1(d)(1)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
238	23	288.1(d)(2)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
238	31	288.1(f)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
239	2	288.1(h)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
240	7	288.5(b)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
240	12	288.6(a)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
240	24		Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
241	4	288.7(a)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
241	14	288.7(b)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
241	21	288.7(d)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
242	6	288.1	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
242	19	288.11	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
242	34	288.13(a)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
243	3	288.13(b)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
243	6	288.13(c)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
243	10	288.13(d)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure

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243	20	288.13(f)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
243	26	288.14(a)	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
244	26	288.16	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
244	31	288.16	Nwthstnd	Sec. 8.33	Nonreversion of Funds for Commission of Veterans Affairs
245	8	289	Nwthstnd	Sec. 8.57(5)(c)	Notwithstanding the Definition of Vertical Infrastructure
245	24	290	Nwthstnd	Sec. 8.33	Nonreversion of Rebuild Iowa Infrastructure Funds
245	34	291	Amends	Sec. 6.2, Chap. 177, 2003 Iowa Acts	Expansion of Wallace Building Study
246	13	292	Amends	Sec. 14, Chap. 177, 2003 Iowa Acts	Nonreversion of Rebuild Iowa Infrastructure Funds
246	22	293	Amends	Sec. 140, Chap. 179, 2003 Iowa Acts	Nonreversion of Rebuild Iowa Infrastructure Funds
247	2	294	Amends	Sec. 18, Chap. 1173, 2002 Iowa Acts	Nonreversion of Pooled Technology Account Allocations
247	20	295	Amends	Sec. 2, Chap. 1225, 2000 Iowa Acts, as amended	Nonreversion of Rebuild Iowa Infrastructure Funds
248	16	296	Amends	Sec. 19, Chap. 1225, 2000 Iowa Acts	Nonreversion of Rebuild Iowa Infrastructure Funds
248	22	297	Amends	Sec. 20, Chap. 1225, 2000 Iowa Acts	Nonreversion of Rebuild Iowa Infrastructure Funds
248	32	298	Nwthstnd	Sec. 11.5B	Auditor Reimbursement for Examination of Department of Administration
249	7	299	Nwthstnd	Sec. 8.57(5)(f)	Notwithstanding Appropriation Limit for Secure an Advanced Vision for Education Fund
254	1	302	Nwthstnd	Sec. 455A.18(3)	Notwithstanding Iowa Resource Enhancement and Protection Fund (REAP) Standing Appropriation
254	11	303.1	Nwthstnd	Sec. 8.33	Nonreversion of REAP Funds
254	20	303.2	Nwthstnd	Sec. 8.33	Nonreversion of REAP Funds

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255	18	304.3	Nwthstnd	Sec. 8.33	Nonreversion of Restricted Capital Funds
255	25	305	Nwthstnd	Sec. 12E.12(1)(b)(1)	Notwithstanding the Definition of Vertical Infrastructure Projects Funded by Tax-Exempt Proceeds of Tobacco Settlement Bonds
256	7	306	Nwthstnd	Sec. 12E.12(1)(b)(1)	Notwithstanding the Definition of Vertical Infrastructure Projects Funded by Tax-Exempt Proceeds of Tobacco Settlement Bonds
256	27	307	Nwthstnd	Sec. 12E.12(1)(b)(1)	Notwithstanding the Definition of Vertical Infrastructure Projects Funded by Tax-Exempt Proceeds of Tobacco Settlement Bonds
257	3	308	Nwthstnd	Sec. 1.1, Chap. 174, 2001 Iowa Acts, as amended	Transfer from Endowment for Iowa's Health Account to the Rebuild Iowa Infrastructure Fund
257	16	309	Amends	Sec. 23.3, Chap. 177, 2003 Iowa Acts	Nonreversion of Funds
257	24	310	Amends	Sec. 1.7(a), Chap. 1173, 2002 Iowa Acts	Nonreversion of Funds
258	19	311	Nwthstnd	Sec. 8.33	Nonreversion of Funds for Help American Vote Act (HAVA)
260	14	316	Amends	Sec. 2, Chap. 171, 2003 Iowa Acts	Nonreversion of Funds
260	32	318	Amends	Sec. 15.109(2)	Clarification of Additional Duties for the Department of Economic Development
261	23	319	Amends	Sec. 80.9(2)(f)	Department of Public Safety to be Sole Provider of Capitol Security
262	1	320	Amends	Sec. 423.3(2 & 37)	Clarification of Sales Tax Exemption for Leased Equipment
262	31	321	Adds	Sec. 8.57(5)(g), Code Supplement 2003	Appropriations from Rebuild Iowa Infrastructure Fund
263	5	Sec. 322	Adds	Sec. 8.57B(1)	Vertical Infrastructure Fund Established
263	17	322	Adds	Sec. 8.57B(2)	Interest Earned on Vertical Infrastructure Fund Credited to the Rebuild Iowa Infrastructure Fund
263	20	322	Adds	Sec. 8.57B(3)	Vertical Infrastructure Fund Projects

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263	30	322	Adds	Sec. 8.57B(4)	Rebuild Iowa Infrastructure Fund Standing Appropriations to the Vertical Infrastructure Fund
264	7	323	Amends	Sec. 8D.13(12), Code Supplement 2003	Technical Clarification Regarding Room Charges for the Iowa Communications Network
264	30	324	Adds	Sec. 15E.208(3)(b)(2)(c), Code Supplement 2003	Department of Economic Development Loan Forgiveness for Iowa Agriculture Finance Corporation
265	14	324	Adds	Sec. 15E.208(3)(b)(2)(d), Code Supplement 2003	Requires Minimum Loan Repayment by the Iowa Agricultural Finance Corporation
265	30	325	Adds	Sec. 28M.1(3)	Definition of Transportation in a Regional Transit District
266	6	326	Amends	Sec. 28M.2(1 & 3)	Authorizes Creation of Regional Transit Districts in Certain Cities
266	29	327	Amends	Sec. 28M.5(1)	Regional Transit District Levy Adjustment
267	8	328	Amends	Sec. 99F.7(13)	Technical Correction to Related to Excursion Boat Gambling Jurisdiction
267	22	329	Amends	Sec. 165B.5(3)(a)	Fine Structure Changes for Regulating Transmissible Viruses Afflicting Poultry
267	31	329	Amends	Sec. 165B.5(3)(b)	Civil Penalty Changes for Regulating Transmissible Viruses Afflicting Poultry
268	3	329	Amends	Sec. 165B.5(3)(c)	Civil Penalty Changes for Regulating Transmissible Viruses Afflicting Poultry
268	9	329	Amends	Sec. 165B.5(3)(d)	Civil Penalty Changes for Regulating Transmissible Viruses Afflicting Poultry
268	15	329	Amends	Sec. 165B.5(3)(e)	Civil Penalty Changes for Regulating Transmissible Viruses Afflicting Poultry
268	22	329	Amends	Sec. 165B.5(3)(c)	Civil Penalty Changes for Regulating Transmissible Viruses Afflicting Poultry
268	28	330	Amends	Sec. 260C.18A(3), Code Supplement 2003	Extends Allocation of Workforce Training and Economic Development Fund for Job Retention Projects
269	10	331	Adds	Sec. 260C.18A(8)	Nonreversion of Allocation for Job Retention Projects
269	17	332	Adds	Sec. 306.46(3)	Clarification for Public Utility Rights-of-Way

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269	25	333	Amends	Sec. 321.34(11)(c & d), Code Supplement 2003	Increases Fee for Natural Resources License Plates
270	26	334	Adds	Sec. 327F.38	First Aid and Medical Treatment for Department of Transportation Employees
270	35	335	Amends	Sec. 331.362(5), Code Supplement 2003	Permits County Agreements with the Department of Transportation for Disposition of Certain Property
271	8	336	Amends	Sec. 422.11J(5)(a)	Definition of Disabled Student for Private School Tuition Tax Credit
271	16	337	Amends	Sec. 432.1(6)(b), Code Supplement 2003	Extends Insurance Premium Tax Due Date
271	27	338	Amends	Sec. 432.1(6)(c), Code Supplement 2003	Extends Insurance Premium Tax Due Date
272	2	339	Amends	Sec. 518.18(3)(b), Code Supplement 2003	Extends Insurance Premium Tax Due Date
272	10	340	Amends	Sec. 518A.35(3)(b)	Extends Insurance Premium Tax Due Date
272	18	341	Amends	Sec. 1.10, SF 2257, 2004 Iowa Acts	Corrective Amendment to SF 2257 (Credit Information Use in Personal Insurance)
272	24	342	Amends	Sec. 290(2)(c), Chap. 145, 2003 Iowa Acts	Allows Additional Time for Department of Administrative Services to Complete a Study of Internal Transfer of Information Technology
273	7	343	Amends	Sec. 11.1, SF 2562, 2004 Iowa Acts	Enactment Date Specification for Registration of Certain Gambling Devices
274	4	349	Amends	Sec. 9E.6A	Corrective Amendment Related to HF 2516 (Uniform Citation Verification)
274	17	350	Amends	Sec. 9H.1(17), Code Supplement 2003	Corrective Amendment to Conform to HF 2347 (Uniform Limited Partnership Act)
274	24	351	Amends	Sec. 9H.1(17), Code Supplement 2003	Corrective Amendment to Conform to HF 2347 (Uniform Limited Partnership Act)
274	32	352	Amends	Sec. 10B.1(8), Code Supplement 2003	Corrective Amendment to Conform to HF 2347 (Uniform Limited Partnership Act)
275	4	353	Amends	Sec. 10B.1(8), Code Supplement 2003, as amended	Corrective Amendment to Conform to HF 2347 (Uniform Limited Partnership Act)

Page #	Line #	Bill Section	Action	Code Section	Description
275	12	354	Amends	Sec. 34A.7A(2)(f)	Corrective Amendment Related to HF 2434 (E911 Bill) - not enacted
276	13	355	Amends	Sec. 48A.11(1)(e)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
276	25	356	Amends	Sec. 48A.25A	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
277	8	357	Amends	Sec. 48A.37(2)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
277	33	358	Amends	Sec. 49.81(2)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
278	6	359	Amends	Sec. 52.7	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
278	18	360	Amends	Sec. 53.3(7)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
278	24	361	Amends	Sec. 53.17(1)(a)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
278	35	362	Amends	Sec. 53.17(4)(d)(2)	Technical Correction Related to SF 2269 (Election Law Changes/HAVA)
279	5	363	Amends	Sec. 68A.402(7)(b)	Corrective Amendment Related to HF 2319 (Campaign Finance Substantive Changes Act)
279	13	364	Amends	Sec. 68A.503(4)	Corrective Amendment Related to HF 2318 (Campaign Finance Corrective Act)
279	20	365	Amends	Sec. 99B.11(2)(c)	Corrective Amendment Related to SF 2249 (Animal Safety Act)
279	27	366	Amends	Sec. 174.1(0B)(a)	Corrective Amendment Related to HF 2403 (County Fairs Act)
279	35	367	Amends	Sec. 174.12(2)	Corrective Amendment Related to HF 2403 (County Fairs Act)
280	10	368	Amends	Sec. 229.27(1)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
280	22	369	Amends	Sec. 229.27(1)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
280	35	370	Amends	Sec. 260C.18A(2)	Corrective Amendment Related to Appropriations to Community Colleges from the Grow Iowa Values Fund



Page #	Line #	Bill Section	Action	Code Section	Description
281	16	371	Adds	Sec. 3211.10(2A)	Corrective Amendment Related to SF 297 (All Terrain Vehicles Act)
281	23	372	Amends	Sec. 331.606B(4)(a)	Corrective Amendment Related to SF 371 (Document Formatting Act)
281	28	373	Amends	Sec. 488.102(10)(a)(2)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
281	35	374	Amends	Sec. 488.102(12)(a)(2)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
282	7	375	Amends	Sec. 488.102(13)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
282	18	376	Amends	Sec. 488.202(3)	Corrective Amendment to Conform with HF 2347 (Uniform Limited Partnership Act)
282	25	377	Amends	Sec. 488.209(1)(c)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
282	31	378	Amends	Sec. 488.209(2)(c)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
283	2	379	Amends	Sec. 488.508(6)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
283	12	380	Amends	Sec. 488.703(1)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
283	26	381	Amends	Sec. 488.809(1)(a)	Corrective Amendment to HF 2347 (Uniform Limited Partnership Act)
283	31	382	Amends	Sec. 488.906(1)(a)	Corrective Amendment to HF 2347 (Uniform Limited Partnership Act)
284	2	383	Amends	Sec. 488.1106(1)(a)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
284	7	384	Amends	Sec. 504.304(1)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
284	13	385	Amends	Sec. 504.854(3)(b)	Corrective Amendment Related to SF 2274 (Uniform Nonprofit Corporation Act)
284	19	386	Amends	Sec. 504.1422(3)	Corrective Amendment Related to SF 2274 (Uniform Nonprofit Corporation Act)
284	27	387	Amends	Sec. 614.37	Corrective Amendment to Conform to HF 2450 (Recording Statutes Act)

Page #	Line #	Bill Section	Action	Code Section	Description
285	6	388	Amends	Sec. 669.14(11)	Corrective Amendment Related to HF 2347 (Uniform Limited Partnership Act)
285	17	389	Amends	Sec. 709A.1(2)(c)	Corrective Amendment Related to SF 2249 (Animal Safety Act)
285	22	390	Amends	Sec. 714.26(1)(c)	Corrective Amendment Related to HF 2395 (Counterfeit Labels on Merchandise Act)
286	7	391	Amends	Sec. 717E.1(3)(a)	Corrective Amendment Related to HF 2480 (Pets as Prizes Act)
286	14	392	Amends	Sec. 812.6(2)	Corrective Amendment to SF 2272 (Mental Incompetence of Accused Act)
286	26	393	Amends	Sec. Various	Corrective Amendment Related to SF 2274 (Uniform Nonprofit Corporation Act)
286	33	394	Amends	Sec. Various	Corrective Amendment Related to SF 2274 (Uniform Nonprofit Corporation Act)
287	4	395	Amends	Sec. 1, HF 401, 2004 Iowa Acts	Corrective Amendment to HF 401 (State Historical Preservation Tax Credits Act)
287	29	396	Amends	Sec. 10, HF 2562, 2004 Iowa Acts	Gambling Devices Prohibited Under Certain Circumstances
288	6	397	Amends	Sec. 35.1, SF 2070, 2004 Iowa Acts	Corrective Amendment to SF 2070 (Motor Vehicle Registration and Titling Act) - not enacted
288	10	398	Repeals	Sec. 67, HF 2489, 2004 Iowa Acts	Technical Correction Related to HF 2480 (Insurance Corrections Act) and HF 2269 (Cemetery Merchandising Act)
288	13	399	Amends	Sec. 1, SF 2282	Changes Agency for Study of Loess Hills
289	15	401	Amends	Sec. 15F.204(3)	Community Attraction and Tourism Fund Project Cap
289	28	402	Adds	Sec. 15F.204(8)	Rebuild Iowa Infrastructure Fund and General Fund (from Franchise Tax Revenues) Appropriations to the Community Attraction and Tourism Fund for FY 2005 through FY 2010 □ Franchise Tax Revenues
292	5	404	Adds	Sec. 422.11J	Wind Energy Production Tax Credit Provisions

Page #	Line #	Bill Section	Action	Code Section	Description
292	11	405	Adds	Sec. 422.33(16), Code Supplement 2003	Wind Energy Tax Credit Provisions
292	16	406	Adds	Sec. 422.60(9), Code Supplement 2003	Wind Energy Tax Credit Provisions
292	21	407	Adds	Sec. 432.12E	Wind Energy Tax Credit Provisions
292	25	408	Adds	Sec. 437A.6(1)(c)(c)	Wind Energy Tax Credit Provisions
292	29	409	Adds	Sec. 476B.1	Wind Energy Tax Credit Provisions
293	8	410	Adds	Sec. 476B.2	Wind Energy Tax Credit Provisions
293	16	411	Adds	Sec. 476B.3	Wind Energy Tax Credit Provisions
293	33	412	Adds	Sec. 476B.4	Wind Energy Tax Credit Provisions
294	24	413	Adds	Sec. 476B.5	Wind Energy Tax Credit Provisions
296	24	414	Adds	Sec. 476B.6	Wind Energy Tax Credit Provisions
297	29	415	Adds	Sec. 476B.7	Wind Energy Tax Credit Provisions
298	26	416	Adds	Sec, 476B.8	Wind Energy Tax Credit Provisions
299	7	417	Adds	Sec. 476B.9	Wind Energy Tax Credit Provisions
299	24	419	Amends	Sec. 147.1(2)(c)	Licensing Interpreters for the Hearing Impaired
300	3	420	Amends	Sec. 147.1(2)(f)	Licensing Interpreters for the Hearing Impaired
300	15	421	Amends	Sec. 147.2	Licensing Interpreters for the Hearing Impaired
300	29	422	Adds	Sec. 147.13(21)	Licensing Interpreters for the Hearing Impaired
300	33	423	Adds	Sec. 147.14(21)	Licensing Interpreters for the Hearing Impaired
301	8	424	Adds	Sec. 147.74(21A), Code Supplement 2003	Licensing Interpreters for the Hearing Impaired
301	13	425	Adds	Sec. 147.80(28A), Code Supplement 2003	Licensing Interpreters for the Hearing Impaired
301	18	426	Adds	Sec. 154E.1	Licensing Interpreters for the Hearing Impaired
302	5	427	Adds	Sec. 154E.2	Licensing Interpreters for the Hearing Impaired
302	31	428	Adds	Sec. 154E.3	Licensing Interpreters for the Hearing Impaired
304	28	429	Adds	Sec. 154E.4	Licensing Interpreters for the Hearing Impaired
305	14	430	Adds	Sec. 272C.1(6)(ad)	Licensing Interpreters for the Hearing Impaired
306	21	434	Adds	Sec. 100B.13	Volunteer Fire Fighter Preparedness Fund Established
307	9	435	Amends	Sec. 314.28	Keep Iowa Beautiful Fund Re-established
307	34	436	Amends	Sec. 422.12A, Code Supplement 2003	Income Tax Refund Checkoff for Keep Iowa Beautiful Fund Re-established

Page #	Line #	Bill Section	Action	Code Section	Description
308	32	437	Amends	Sec. 422.12E, Code Supplement 2003	Income Tax Return Checkoff Adjustments
309	16	438	Adds	Sec. 422.12F	Income Tax Checkoff for Volunteer Fire Fighter Preparedness
313	8	442	Repeals	Sec. 41, Chap. 1, 2003 Iowa Acts, First Extraordinary Session	Repeals Property Tax Implementation Committee
313	15	444	Amends	Sec. 34A.1	911 Emergency - Purpose
313	28	445	Amends	Sec. 34A.2	911 Emergency - Definitions
317	19	446	Amends	Sec. 34A.2A	911 Emergency - Program Manager
317	34	447	Amends	Sec. 34A.3	911 Emergency - Service Board, Service Plans, Implementation, and Waivers
321	9	448	Amends	Sec. 34A.4	911 Emergency - Requirements of Telecommunication Devices to Allow 911 Calls Without Depositing Coins
321	32	449	Amends	Sec. 34A.6(1)	911 Emergency - Corrective References for Program Manager
322	6	449	Amends	Sec. 34A.6(1)	911 Emergency - Corrective Reference for Program Manager
322	29	451	Amends	Sec. 34A.7(1-4)	911 Emergency - Local Wire-line Service Charge Imposition
325	20	452	Amends	Sec. 34A.7(5)(b)(2-3)	911 Emergency - Corrective References for Program Manager
326	10	453	Amends	Sec. 34A.7A(1)	911 Emergency - Corrective and Clarification Provisions
327	18	454	Amends	Sec. 34A.7A(2)	911 Emergency - Program Manager Provisions
332	7	455	Amends	Sec. 34A.7A(3)	911 Emergency - Corrective References for Program Manager
332	22	456	Amends	Sec. 34A.8(2)	911 Emergency - Corrective References for Program Manager
332	32	457	Amends	Sec. 34A.9	911 Emergency - Corrective References
333	5	458	Adds	Sec. 34A.10	E911 Selective Router
333	8	459	Adds	Sec.34A.15(1A)	Adds the State Auditor as Ex-Officio Nonvoting Member of the E911 Communications Council

Page #	Line #	Bill Section	Action	Code Section	Description
333	21	461	Amends	Sec. 16.161	911 Emergency - Corrective Reference for Program Manager
333	32	462	Adds	Sec. 22.7(48), Code Supplement 2003	Sex Offender Registry Records
334	1	463	Amends	Sec. 229A.8A(4), Code Supplement 2003	Sex Offender Registration Provisions
334	10	464	Amends	Sec. 692A.13, Code Supplement 2003	Sex Offender Registry - Availability of Records
335	34	465	Amends	Sec. 901.4, Code Supplement 2003	Sex Offender Registry - Presentence Investigation Report Provisions
337	2	466	Repeals	Sec. 692A.13A	Repeals Sex Offender Risk Assessment and Public Notification

1 1 DIVISION I  
 1 2 ADMINISTRATION AND REGULATION

1 3 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES. There  
 1 4 is appropriated from the general fund of the state to the  
 1 5 department of administrative services for the fiscal year  
 1 6 beginning July 1, 2004, and ending June 30, 2005, the  
 1 7 following amounts, or so much thereof as is necessary, to be  
 1 8 used for the purposes designated:

1 9 1. For salaries, support, maintenance, and miscellaneous  
 1 10 purposes, and for not more than the following full-time  
 1 11 equivalent positions:  
 1 12 ..... \$ 4,616,351  
 1 13 ..... FTEs 233.95

General Fund appropriation to the Department of Administrative Services (DAS).

DETAIL: This is a decrease of \$12,850,395 and 11.60 FTE positions compared to the estimated net FY 2004 appropriation. The changes include:

- An increase of \$52,000 to pay the Auditor of State for increased audit fees. When the DAS was created, Section 11.5B, Code of Iowa, was amended and the Auditor was permitted to bill for services provided to the parts of the DAS that were not billed in the past. The Auditor will increase billings by an estimated \$153,933 in FY 2005. The Auditor was appropriated the funds for the audits in FY 2004 and did not bill the DAS.
- A decrease of \$10,802,911 to establish a separate account to be distributed to individual agencies. The agencies will use the funds to pay for services provided by the DAS.
- A decrease of \$1,862,923 to establish a separate appropriation for Utilities.
- A decrease of \$236,561 and 5.00 FTE positions to transfer the resources used for Terrace Hill Operations to the Governor's Terrace Hill Quarters appropriation.
- A decrease of 6.60 FTE positions to eliminate vacant unfunded positions.

1 14 UTILITY COSTS  
 1 15 2. For the payment of utility costs:  
 1 16 ..... \$ 2,576,000

General Fund appropriation for the Utilities Account in the Department of Administrative Services (DAS).

1 17 Notwithstanding section 8.33, any excess funds appropriated  
 1 18 for utility costs in this subsection shall not revert to the  
 1 19 general fund of the state at the end of the fiscal year but  
 1 20 shall remain available for expenditure for the purposes of  
 1 21 this subsection during the fiscal year beginning July 1, 2005.

DETAIL: This is an increase of \$2,576,000 compared to the estimated net FY 2004 appropriation for the new Utilities Account appropriation for the DAS. The funding includes:

- An increase of \$1,862,923 that was appropriated to the Department for general administration in FY 2004.
- An increase of \$713,077 to pay for anticipated higher utility costs.

CODE: Requires excess funds from the DAS Utilities Account to carry forward at the end of FY 2005 for utility expenses.

1 22 3. For distribution to other departments:  
 1 23 ..... \$ 10,802,911  
 1 24 Moneys appropriated in this subsection shall be separately  
 1 25 accounted for in a distribution account and shall be  
 1 26 distributed to other governmental entities based upon formulas  
 1 27 established by the department to pay for services provided  
 1 28 governmental entities by the department as described in  
 1 29 chapter 8A.

General Fund appropriation to the Distribution Account in the DAS.

DETAIL: This is a new appropriation to establish a separate account to be distributed to individual agencies. The agencies will use the funds to pay for services provided by the DAS. The funds were appropriated directly to the DAS for general administration in FY 2004. The distributed amount will be built into the base budgets of individual agencies in the FY 2006 department requests, and the DAS will not request these funds.

1 30 4. Members of the general assembly serving as members of  
 1 31 the deferred compensation advisory board shall be entitled to  
 1 32 receive per diem and necessary travel and actual expenses  
 1 33 pursuant to section 2.10, subsection 5, while carrying out  
 1 34 their official duties as members of the board.

Authorizes members of the General Assembly to receive per diem, necessary travel, and actual expenses while performing official duties as members of the Deferred Compensation Advisory Board.

1 35 5. Any funds and premiums collected by the department for  
 2 1 workers' compensation shall be segregated into a separate  
 2 2 workers' compensation fund in the state treasury to be used  
 2 3 for payment of state employees' workers' compensation claims  
 2 4 and administrative costs. Notwithstanding section 8.33,  
 2 5 unencumbered or unobligated moneys remaining in this workers'  
 2 6 compensation fund at the end of the fiscal year shall not  
 2 7 revert but shall be available for expenditure for purposes of  
 2 8 the fund for subsequent fiscal years.

Specifies the intent of the General Assembly that any funds received by the DAS for workers' compensation purposes be used for the payment of workers' compensation claims and administrative costs.

CODE: Requires excess funds from the DAS Workers' Compensation Fund to carry forward for payment of workers' compensation claims and administrative costs at the close of the fiscal year.

2 9 Sec. 2. REVOLVING FUNDS.

2 10 1. There is appropriated from the general fund of the  
2 11 state to the department of administrative services for the  
2 12 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
2 13 the following amount, or so much thereof as is necessary, to  
2 14 be used for the purposes designated:

2 15 For start-up funding for revolving funds under the control  
2 16 of the department of administrative services and for salaries,  
2 17 support, maintenance, and miscellaneous purposes:  
2 18 ..... \$ 1,889,610

[ 2 19 Notwithstanding any provision of this section to the  
2 20 contrary, the department of administrative services shall  
2 21 deposit \$1,889,610 in the general fund of the state from  
2 22 moneys in departmental revolving funds and internal service  
2 23 funds at the end of the fiscal year.]

VETOED

Specifies the appropriations to the DAS revolving funds.

General Fund appropriation to the DAS revolving funds.

DETAIL: This is an increase of \$1,889,610 compared to the estimated net FY 2004 appropriation for one-time start-up funding for the Department's revolving funds.

CODE: Requires the Department to reimburse the General Fund \$1,889,610 from the Department's revolving funds and internal service funds at the end of FY 2005 regardless of any other provisions to the contrary.

VETOED: The Governor vetoed the language requiring the DAS to return \$1,889,610 to the General Fund at the close of FY 2005. The Governor stated that the Department needs the funds for more than a single year.

2 24 2. There is appropriated to the department of  
2 25 administrative services for the fiscal year beginning July 1,  
2 26 2004, and ending June 30, 2005, from the revolving funds  
2 27 designated in chapter 8A and from internal service funds  
2 28 created by the department, such amounts as the department  
2 29 deems necessary for the operation of the department consistent  
2 30 with the requirements of chapter 8A.

Permits the DAS to use resources in the revolving and internal service funds created by the Department for operational purposes.

2 31 Sec. 3. READY TO WORK PROGRAM COORDINATOR. There is  
2 32 appropriated from the workers' compensation trust fund to the  
2 33 department of administrative services for the fiscal year  
2 34 beginning July 1, 2004, and ending June 30, 2005, the  
2 35 following amount, or so much thereof as is necessary, to be  
3 1 used for the purposes designated:

Appropriates \$89,416 from the Workers' Compensation Trust Fund to the DAS for a Ready-to-Work Program Coordinator.

DETAIL: Maintains the current level of support.



3 2 For the salary, support, and miscellaneous expenses for the  
 3 3 ready to work program and coordinator:  
 3 4 ..... \$ 89,416

3 5 Sec. 4. FUNDING FOR IOWACCESS.

3 6 1. Notwithstanding section 321A.3, subsection 1, for the  
 3 7 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 3 8 the first \$1,000,000 collected and transferred by the  
 3 9 department of transportation to the treasurer of state with  
 3 10 respect to the fees for transactions involving the furnishing  
 3 11 of a certified abstract of a vehicle operating record under  
 3 12 section 321A.3, subsection 1, shall be transferred to the  
 3 13 lowAccess revolving fund established by section 8A.224 and  
 3 14 administered by the department of administrative services for  
 3 15 the purposes of developing, implementing, maintaining, and  
 3 16 expanding electronic access to government records as provided  
 3 17 by law.

CODE: Requires the first \$1,000,000 collected by the Department of Transportation from the sale of certified driver's records be allocated to the lowAccess Revolving Fund for developing, implementing, maintaining, and expanding electronic access to government records.

DETAIL: Maintains the current level of non-General Fund support for lowAccess.

3 18 2. All fees collected with respect to transactions  
 3 19 involving lowAccess shall be deposited in the lowAccess  
 3 20 revolving fund and shall be used only for the support of  
 3 21 lowAccess projects.

Requires all fees relating to transactions involving lowAccess be deposited into the lowAccess Revolving Fund for use in projects.

DETAIL: An estimated \$2,867,140 will be received and expended from the Fund during FY 2005. This is a decrease of \$1,004,860 compared to estimated net FY 2004.

3 22 Sec. 5. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION  
 3 23 CHARGE. For the fiscal year beginning July 1, 2004, and  
 3 24 ending June 30, 2005, the monthly per contract administrative  
 3 25 charge which may be assessed by the department of  
 3 26 administrative services shall be \$2.00 per contract on all  
 3 27 health insurance plans administered by the department.

Permits the DAS to charge \$2.00 per health insurance contract administered by the Department per month.

DETAIL: It is estimated that \$750,000 will be received by the Department in both FY 2004 and FY 2005.

3 28 Sec. 6. AUDITOR OF STATE. There is appropriated from the  
 3 29 general fund of the state to the office of the auditor of  
 3 30 state for the fiscal year beginning July 1, 2004, and ending  
 3 31 June 30, 2005, the following amount, or so much thereof as is

General Fund appropriation to the Auditor of State.

DETAIL: This is a decrease of \$52,000 and no change in FTE

3 32 necessary, to be used for the purposes designated:  
 3 33 For salaries, support, maintenance, and miscellaneous  
 3 34 purposes, and for not more than the following full-time  
 3 35 equivalent positions:

4 1 ..... \$ 1,092,755  
 4 2 ..... FTEs 106.30

positions compared to the estimated net FY 2004 appropriation. The changes include:

- An increase of \$29,213 to restore the Governor's FY 2004 across-the-board reduction.
- An increase of \$72,720 for salary and other cost increases.
- A decrease of \$153,933 to reflect increased billable hours generating non-General Fund revenues from the DAS. This decrease includes a reduction of \$52,000 to reallocate funds to the DAS for paying increased audit fees. When the DAS was created, the Auditor was permitted to bill for services provided to the parts of the DAS that were not billed in the past. The Auditor will increase billings by an estimated \$153,933 in FY 2005. The Auditor was appropriated the funds for the audits in FY 2004 and did not bill the DAS.

4 3 The auditor of state may retain additional full-time  
 4 4 equivalent positions as is reasonable and necessary to perform  
 4 5 governmental subdivision audits which are reimbursable  
 4 6 pursuant to section 11.20 or 11.21, to perform audits which  
 4 7 are requested by and reimbursable from the federal government,  
 4 8 and to perform work requested by and reimbursable from  
 4 9 departments or agencies pursuant to section 11.5A or 11.5B.  
 4 10 The auditor of state shall notify the department of  
 4 11 management, the legislative fiscal committee, and the  
 4 12 legislative services agency of the additional full-time  
 4 13 equivalent positions retained.

Permits the State Auditor to add additional staff and expend additional funds to conduct reimbursable audits. Requires the Auditor to notify the Department of Management (DOM), the Legislative Fiscal Committee, and the Legislative Services Agency (LSA) when additional positions are retained.

4 14 Sec. 7. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
 4 15 is appropriated from the general fund of the state to the Iowa  
 4 16 ethics and campaign disclosure board for the fiscal year  
 4 17 beginning July 1, 2004, and ending June 30, 2005, the  
 4 18 following amount, or so much thereof as is necessary, for the  
 4 19 purposes designated:

General Fund appropriation to the Iowa Ethics and Campaign Disclosure Board.

4 20 For salaries, support, maintenance, and miscellaneous  
 4 21 purposes, and for not more than the following full-time  
 4 22 equivalent positions:  
 4 23 ..... \$ 411,296

DETAIL: Maintains the current level of General Fund support and a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation due to a data entry error.

4 24 ..... FTEs 6.00

4 25 Sec. 8. DEPARTMENT OF COMMERCE. There is appropriated  
 4 26 from the general fund of the state to the department of  
 4 27 commerce for the fiscal year beginning July 1, 2004, and  
 4 28 ending June 30, 2005, the following amounts, or so much  
 4 29 thereof as is necessary, for the purposes designated:

4 30 1. ALCOHOLIC BEVERAGES DIVISION

4 31 For salaries, support, maintenance, and miscellaneous  
 4 32 purposes, and for not more than the following full-time  
 4 33 equivalent positions:

4 34 ..... \$ 1,876,497  
 4 35 ..... FTEs 33.00

General Fund appropriation to the Alcoholic Beverages Division of the Department of Commerce.  
  
 DETAIL: Maintains the current level of General Fund support and FTE positions.

5 1 2. BANKING DIVISION

5 2 For salaries, support, maintenance, and miscellaneous  
 5 3 purposes, and for not more than the following full-time  
 5 4 equivalent positions:

5 5 ..... \$ 6,344,805  
 5 6 ..... FTEs 65.00

General Fund appropriation to the Banking Division of the Department of Commerce.  
  
 DETAIL: Maintains the current level of General Fund support and FTE positions.

5 7 3. CREDIT UNION DIVISION

5 8 For salaries, support, maintenance, and miscellaneous  
 5 9 purposes, and for not more than the following full-time  
 5 10 equivalent positions:

5 11 ..... \$ 1,377,364  
 5 12 ..... FTEs 19.00

General Fund appropriation to the Credit Union Division of the Department of Commerce.  
  
 DETAIL: Maintains the current level of General Fund support and FTE positions.

5 13 4. INSURANCE DIVISION

5 14 a. For salaries, support, maintenance, and miscellaneous  
 5 15 purposes, and for not more than the following full-time  
 5 16 equivalent positions:

5 17 ..... \$ 3,850,498  
 5 18 ..... FTEs 95.00

General Fund appropriation to the Insurance Division of the Department of Commerce.  
  
 DETAIL: Maintains the current level of General Fund support and is an increase of 2.50 FTE positions compared to the estimated net FY 2004 appropriation. The increase is for additional staff in the Financial Regulation Bureau. The positions are fully reimbursable from examination fees charged to the insurance industry.

A separate one-time FY 2004 appropriation of \$14,625 for a Study was not continued.

Permits the Insurance Division to reallocate FTE positions as necessary to meet national accreditation standards. Also, permits examination expenditures of the Division to exceed revenues if the expenditures are reimbursable. The Division is required to notify the DOM, the LSA, and the Legislative Fiscal Committee if examination expenses are to exceed revenues, and must provide justification and an estimate of the excess expenditures.

5 19 b. The insurance division may reallocate authorized full-  
5 20 time equivalent positions as necessary to respond to  
5 21 accreditation recommendations or requirements. The insurance  
5 22 division expenditures for examination purposes may exceed the  
5 23 projected receipts, refunds, and reimbursements, estimated  
5 24 pursuant to section 505.7, subsection 7, including the  
5 25 expenditures for retention of additional personnel, if the  
5 26 expenditures are fully reimbursable and the division first  
5 27 does both of the following:  
5 28 (1) Notifies the department of management, the legislative  
5 29 services agency, and the legislative fiscal committee of the  
5 30 need for the expenditures.  
5 31 (2) Files with each of the entities named in subparagraph  
5 32 (1) the legislative and regulatory justification for the  
5 33 expenditures, along with an estimate of the expenditures.

5 34 c. The insurance division shall allocate \$10,000 from the  
5 35 examination receipts for the payment of its fees to the  
6 1 national council of insurance legislators.

Allocates \$10,000 from the Insurance Division's examination receipts for the payment of annual dues for the National Council Of Insurance Legislators (NCOIL).

DETAIL: Fees deposited into the General Fund will be reduced by \$10,000.

6 2 5. PROFESSIONAL LICENSING AND REGULATION DIVISION  
6 3 For salaries, support, maintenance, and miscellaneous  
6 4 purposes, and for not more than the following full-time  
6 5 equivalent positions:  
6 6 ..... \$ 766,766  
6 7 ..... FTEs 12.00

General Fund appropriation to the Professional Licensing and Regulation Division of the Department of Commerce.

DETAIL: This is a decrease of \$88,746 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The Division will retain an estimated \$135,320 in additional fee revenues in FY 2005.

The Division's authority to retain 85.00% of any fee increase implemented by the Real Estate Commission on or after April 1, 2002,

was suspended for FY 2004. The Division's FY 2004 appropriation was increased by \$85,545 to partially offset the loss of an estimated \$144,500 in fee revenues.

The Division's authority to retain 85.00% of the increased fees is being restored for FY 2005 and will result in a decrease of approximately \$144,208 in revenue to the General Fund. The decrease of \$88,746 to the Division's appropriation partially offsets the decrease in revenue to the General Fund. Therefore, the net impact on the General Fund will be a decrease of an estimated \$55,462.

6 8 6. UTILITIES DIVISION

6 9 a. For salaries, support, maintenance, and miscellaneous  
6 10 purposes, and for not more than the following full-time  
6 11 equivalent positions:

6 12 ..... \$ 6,877,319  
6 13 ..... FTEs 79.00

General Fund appropriation to the Utilities Division of the Department of Commerce.

DETAIL: Maintains the current level of General Fund support and FTE positions.

6 14 b. The utilities division may expend additional funds,  
6 15 including funds for additional personnel, if those additional  
6 16 expenditures are actual expenses which exceed the funds  
6 17 budgeted for utility regulation and the expenditures are fully  
6 18 reimbursable. Before the division expends or encumbers an  
6 19 amount in excess of the funds budgeted for regulation, the  
6 20 division shall first do both of the following:

Permits the Utilities Division to expend additional funds for utility company examinations, including expenditures for additional personnel, if the funds are reimbursable. The Division must notify the DOM, the LSA, and the Legislative Fiscal Committee of the expenditure or encumbrance in excess of the funds budgeted for utility regulation, and must provide justification and an estimate of the excess expenditures.

6 21 (1) Notify the department of management, the legislative  
6 22 services agency, and the legislative fiscal committee of the  
6 23 need for the expenditures.

6 24 (2) File with each of the entities named in subparagraph  
6 25 (1) the legislative and regulatory justification for the  
6 26 expenditures, along with an estimate of the expenditures.

6 27 7. CHARGES — TRAVEL

6 28 Each division and the office of consumer advocate shall  
6 29 include in its charges assessed or revenues generated, an  
6 30 amount sufficient to cover the amount stated in its

Requires the Utilities Division and the Office of Consumer Advocate to include in their charges or revenues generated the amount of respective appropriations and any State-assessed indirect costs as determined by the Department of Administrative Services (DAS).

6 31 appropriation, and any state-assessed indirect costs  
 6 32 determined by the department of administrative services. The  
 6 33 director of the department of commerce shall review on a  
 6 34 quarterly basis all out-of-state travel for the previous  
 6 35 quarter for officers and employees of each division of the  
 7 1 department if the travel is not already authorized by the  
 7 2 executive council.

Requires the Director of the Department of Commerce to review all out-of-state travel for each division of the Department on a quarterly basis, if the travel is not already authorized by the Executive Council.

[ 7 3 Sec. 9. ALCOHOLIC BEVERAGES DIVISION — STATE LIQUOR  
 7 4 WAREHOUSE FUNCTIONS. Notwithstanding sections 7J.1 and  
 7 5 123.20, subsection 4, and any other applicable provision of  
 7 6 law, the alcoholic beverages division of the department of  
 7 7 commerce shall not add full-time equivalent positions for  
 7 8 purposes of the state assuming the state liquor warehouse  
 7 9 functions performed by a private contractor as of April 1,  
 7 10 2004. The division shall issue a request for proposals or  
 7 11 otherwise utilize a competitive process to select a successor  
 7 12 private contractor to perform the state liquor warehouse  
 7 13 functions.]

VETOED

Prohibits the Alcoholic Beverages Division from adding new positions for the purpose of the State assuming the State Liquor Warehouse functions currently provided by a private contractor. Also, requires the Division to use a competitive process to select a successor private contractor to perform the State Liquor Warehouse functions.

VETOED: The Governor vetoed this Section. The Governor stated that the while he supports the competitive bidding process, he wants the State to have the flexibility to participate in the process.

[ 7 14 Sec. 10. IOWA HEALTH INSURANCE VALUE INITIATIVE. If 2004  
 7 15 Iowa Acts, House File 2521, is enacted, there is appropriated  
 7 16 from the general fund of the state to the department of  
 7 17 commerce for the fiscal year beginning July 1, 2004, and  
 7 18 ending June 30, 2005, the following amount, or so much thereof  
 7 19 as is necessary, to be used for the purpose designated:  
 7 20 For the insurance division to conduct a study regarding the  
 7 21 costs of health insurance premiums for businesses and  
 7 22 individual customers in this state, in accordance with 2004  
 7 23 Iowa Acts, House File 2521:  
 7 24 ..... \$ 150,000]

VETOED

Contingent appropriation to the Insurance Division to conduct a study regarding the costs of health insurance premiums for businesses and individual customers in the State, in accordance with HF 2521 (Insurance Value Initiative Bill).

VETOED: The Governor vetoed this Section. The Governor stated that since HF 2521 was not enacted, this Section is unnecessary.

<p>7 25 Sec. 11. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING                  7 26 AND REGULATION. There is appropriated from the housing                  7 27 improvement fund of the Iowa department of economic                  7 28 development to the division of professional licensing and                  7 29 regulation of the department of commerce for the fiscal year                  7 30 beginning July 1, 2004, and ending June 30, 2005, the                  7 31 following amount, or so much thereof as is necessary, to be                  7 32 used for the purposes designated:                  7 33 For salaries, support, maintenance, and miscellaneous                  7 34 purposes:                  7 35 ..... \$ 62,317</p>	<p>Department of Economic Development Housing Improvement Fund appropriation to the Professional Licensing and Regulation Division of the Department of Commerce.</p> <p>DETAIL: Maintains the current level of non-General Fund support.</p>
<p>8 1 Sec. 12. GOVERNOR AND LIEUTENANT GOVERNOR. There is                  8 2 appropriated from the general fund of the state to the offices                  8 3 of the governor and the lieutenant governor for the fiscal                  8 4 year beginning July 1, 2004, and ending June 30, 2005, the                  8 5 following amounts, or so much thereof as is necessary, to be                  8 6 used for the purposes designated:</p> <p>8 7 1. GENERAL OFFICE                  8 8 For salaries, support, maintenance, and miscellaneous                  8 9 purposes for the general office of the governor and the                  8 10 general office of the lieutenant governor, and for not more                  8 11 than the following full-time equivalent positions:                  8 12 ..... \$ 1,536,949                  8 13 ..... FTEs 19.25</p> <p>8 14 2. TERRACE HILL QUARTERS                  8 15 For salaries, support, maintenance, and miscellaneous                  8 16 purposes for the governor's quarters at Terrace Hill, and for                  8 17 not more than the following full-time equivalent positions:                  8 18 ..... \$ 343,149                  8 19 ..... FTEs 8.00</p>	<p>General Fund appropriation to the Office of the Governor and Lieutenant Governor.</p> <p>DETAIL: Maintains the current level of General Fund support and FTE positions.</p> <p>General Fund appropriation for the Terrace Hill Quarters.</p> <p>DETAIL: This is an increase of \$236,561 and 5.00 FTE positions compared to the estimated net FY 2004 appropriation. The increase is due to the transfer of funding and related staff from the Department of Administrative Services (DAS) to the Terrace Hill Quarters appropriation.</p>

<p>8 20 3. ADMINISTRATIVE RULES COORDINATOR              8 21 For salaries, support, maintenance, and miscellaneous              8 22 purposes for the office of administrative rules coordinator,              8 23 and for not more than the following full-time equivalent              8 24 positions:              8 25 ..... \$ 136,458              8 26 ..... FTEs 3.00</p> <p>8 27 4. NATIONAL GOVERNORS ASSOCIATION              8 28 For payment of Iowa's membership in the national governors              8 29 association:              8 30 ..... \$ 64,393</p> <p>8 31 5. STATE-FEDERAL RELATIONS              8 32 For salaries, support, maintenance, and miscellaneous              8 33 purposes, and for not more than the following full-time              8 34 equivalent positions:              8 35 ..... \$ 111,236              9 1 ..... FTEs 2.00</p> <p>9 2 Sec. 13. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY.</p> <p>9 3 1. There is appropriated from the general fund of the              9 4 state to the governor's office of drug control policy for the              9 5 fiscal year beginning July 1, 2004, and ending June 30, 2005,              9 6 the following amount, or so much thereof as is necessary, to              9 7 be used for the purposes designated:              9 8 For salaries, support, maintenance, and miscellaneous              9 9 purposes including statewide coordination of the drug abuse              9 10 resistance education (D.A.R.E.) programs or similar programs,              9 11 and for not more than the following full-time equivalent              9 12 positions:              9 13 ..... \$ 254,386              9 14 ..... FTEs 9.00</p> <p>9 15 2. The governor's office of drug control policy, in              9 16 consultation with the Iowa department of public health, and</p>	<p>General Fund appropriation for the Administrative Rules Coordinator.               DETAIL: Maintains the current level of General Fund support and FTE positions.</p> <p>General Fund appropriation for the payment of dues to the National Governor's Association.               DETAIL: Maintains the current level of General Fund support.</p> <p>General Fund appropriation to the State-Federal Relations Office.               DETAIL: Maintains the current level of General Fund support and FTE positions.</p> <p>General Fund appropriation to the Governor's Office of Drug Control Policy.               DETAIL: Maintains the current level of General Fund support and FTE positions.</p> <p>Requires the Office to coordinate substance abuse treatment and prevention efforts to avoid duplication of services.</p>
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9 17 after discussion and collaboration with all interested  
 9 18 agencies, shall coordinate substance abuse treatment and  
 9 19 prevention efforts in order to avoid duplication of services.

9 20 Sec. 14. DEPARTMENT OF HUMAN RIGHTS. There is  
 9 21 appropriated from the general fund of the state to the  
 9 22 department of human rights for the fiscal year beginning July  
 9 23 1, 2004, and ending June 30, 2005, the following amounts, or  
 9 24 so much thereof as is necessary, to be used for the purposes  
 9 25 designated:

9 26 1. CENTRAL ADMINISTRATION DIVISION

9 27 For salaries, support, maintenance, and miscellaneous  
 9 28 purposes, and for not more than the following full-time  
 9 29 equivalent positions:

9 30 ..... \$ 264,102  
 9 31 ..... FTEs 7.00

General Fund appropriation to the Central Administration Division of the Department of Human Rights.

DETAIL: Maintains the current level of General Fund support and FTE positions.

9 32 2. DEAF SERVICES DIVISION

9 33 For salaries, support, maintenance, and miscellaneous  
 9 34 purposes, and for not more than the following full-time  
 9 35 equivalent positions:

10 1 ..... \$ 362,710  
 10 2 ..... FTEs 6.00

General Fund appropriation to the Deaf Services Division of the Department of Human Rights.

DETAIL: Maintains the current level of General Fund support and is a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation due to the loss of non-General Fund support.

10 3 The fees collected by the division for provision of  
 10 4 interpretation services by the division to obligated agencies  
 10 5 shall be disbursed pursuant to the provisions of section 8.32,  
 10 6 and shall be dedicated and used by the division for continued  
 10 7 and expanded interpretation services.

Requires the fees collected by the Division be used for continued and expanded interpretation services.

10 8 3. PERSONS WITH DISABILITIES DIVISION

10 9 For salaries, support, maintenance, and miscellaneous  
 10 10 purposes, and for not more than the following full-time  
 10 11 equivalent positions:

10 12 ..... \$ 184,971  
 10 13 ..... FTEs 3.50

General Fund appropriation to the Persons with Disabilities Division of the Department of Human Rights.

DETAIL: Maintains the current level of General Fund support and FTE positions.

<p>10 14 4. LATINO AFFAIRS DIVISION                  10 15 For salaries, support, maintenance, and miscellaneous                  10 16 purposes, and for not more than the following full-time                  10 17 equivalent positions:                  10 18 ..... \$ 166,718                  10 19 ..... FTEs 3.00</p>	<p>General Fund appropriation to the Latino Affairs Division of the Department of Human Rights.                   DETAIL: Maintains the current level of General Fund support and FTE positions.</p>
<p>10 20 5. STATUS OF WOMEN DIVISION                  10 21 For salaries, support, maintenance, and miscellaneous                  10 22 purposes, including the lowans in transition program, and the                  10 23 domestic violence and sexual assault-related grants, and for                  10 24 not more than the following full-time equivalent positions:                  10 25 ..... \$ 329,530                  10 26 ..... FTEs 3.00</p>	<p>General Fund appropriation to the Status of Women Division of the Department of Human Rights.                   DETAIL: Maintains the current level of General Fund support and FTE positions.</p>
<p>10 27 6. STATUS OF AFRICAN-AMERICANS DIVISION                  10 28 For salaries, support, maintenance, and miscellaneous                  10 29 purposes, and for not more than the following full-time                  10 30 equivalent positions:                  10 31 ..... \$ 118,296                  10 32 ..... FTEs 2.00</p>	<p>General Fund appropriation to the Status of African-Americans Division of the Department of Human Rights.                   DETAIL: Maintains the current level of General Fund support and FTE positions.</p>
<p>10 33 7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION                  10 34 For salaries, support, maintenance, and miscellaneous                  10 35 purposes, and for not more than the following full-time                  11 1 equivalent positions:                  11 2 ..... \$ 403,774                  11 3 ..... FTEs 6.96</p>	<p>General Fund appropriation to the Criminal and Juvenile Justice Planning Division of the Department of Human Rights.                   DETAIL: Maintains the current level of General Fund support and FTE positions.</p>
<p>11 4 The criminal and juvenile justice planning advisory council                  11 5 and the juvenile justice advisory council shall coordinate                  11 6 their efforts in carrying out their respective duties relative                  11 7 to juvenile justice.</p>	<p>Requires the Criminal and Juvenile Justice Planning Advisory Council and the Juvenile Justice Advisory Council to coordinate efforts in performing duties.</p>
<p>11 8 8. SHARED STAFF. The divisions of the department of human                  11 9 rights shall retain their individual administrators, but shall                  11 10 share staff to the greatest extent possible.</p>	<p>Requires the divisions within the Department of Human Rights to share staff.</p>

11 11 Sec. 15. DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
 11 12 appropriated from the general fund of the state to the  
 11 13 department of inspections and appeals for the fiscal year  
 11 14 beginning July 1, 2004, and ending June 30, 2005, the  
 11 15 following amounts, or so much thereof as is necessary, for the  
 11 16 purposes designated:

11 17 1. ADMINISTRATION DIVISION  
 11 18 For salaries, support, maintenance, and miscellaneous  
 11 19 purposes, and for not more than the following full-time  
 11 20 equivalent positions:  
 11 21 ..... \$ 1,489,090  
 11 22 ..... FTEs 32.25

General Fund appropriation to the Administration Division of the Department of Inspections and Appeals (DIA).

DETAIL: This is an increase of \$751,557 and 12.00 FTE positions compared to the estimated net FY 2004 appropriation due to the elimination of the Inspections Division and the transfer of the funding and staff to this Division.

11 23 2. ADMINISTRATIVE HEARINGS DIVISION  
 11 24 For salaries, support, maintenance, and miscellaneous  
 11 25 purposes, and for not more than the following full-time  
 11 26 equivalent positions:  
 11 27 ..... \$ 614,114  
 11 28 ..... FTEs 23.00

General Fund appropriation to the Administrative Hearings Division of the DIA.

DETAIL: Maintains the current level of General Fund support and FTE positions.

11 29 3. INVESTIGATIONS DIVISION  
 11 30 For salaries, support, maintenance, and miscellaneous  
 11 31 purposes, and for not more than the following full-time  
 11 32 equivalent positions:  
 11 33 ..... \$ 1,407,295  
 11 34 ..... FTEs 41.00

General Fund appropriation to the Investigations Division of the DIA.

DETAIL: Maintains the current level of General Fund support and FTE positions.

11 35 4. HEALTH FACILITIES DIVISION  
 12 1 For salaries, support, maintenance, and miscellaneous  
 12 2 purposes, and for not more than the following full-time  
 12 3 equivalent positions:  
 12 4 ..... \$ 2,276,836  
 12 5 ..... FTEs 108.75

General Fund appropriation to the Health Facilities Division of the DIA.

DETAIL: Maintains the current level of General Fund support and FTE positions.

<p>12 6 5. EMPLOYMENT APPEAL BOARD</p> <p>12 7 For salaries, support, maintenance, and miscellaneous</p> <p>12 8 purposes, and for not more than the following full-time</p> <p>12 9 equivalent positions:</p> <p>12 10 ..... \$ 35,215</p> <p>12 11 ..... FTEs 15.00</p> <p>12 12 The employment appeal board shall be reimbursed by the</p> <p>12 13 labor services division of the department of workforce</p> <p>12 14 development for all costs associated with hearings conducted</p> <p>12 15 under chapter 91C, related to contractor registration. The</p> <p>12 16 board may expend, in addition to the amount appropriated under</p> <p>12 17 this subsection, additional amounts as are directly billable</p> <p>12 18 to the labor services division under this subsection and to</p> <p>12 19 retain the additional full-time equivalent positions as needed</p> <p>12 20 to conduct hearings required pursuant to chapter 91C.</p> <p>12 21 6. CHILD ADVOCACY BOARD</p> <p>12 22 For foster care review and the court appointed special</p> <p>12 23 advocate program, including salaries, support, maintenance,</p> <p>12 24 and miscellaneous purposes, and for not more than the</p> <p>12 25 following full-time equivalent positions:</p> <p>12 26 ..... \$ 1,952,780</p> <p>12 27 ..... FTEs 38.99</p> <p>12 28 a. The department of human services, in coordination with</p> <p>12 29 the child advocacy board, and the department of inspections</p> <p>12 30 and appeals, shall submit an application for funding available</p> <p>12 31 pursuant to Title IV-E of the federal Social Security Act for</p> <p>12 32 claims for child advocacy board, administrative review costs.</p> <p>12 33 b. The court appointed special advocate program shall</p> <p>12 34 investigate and develop opportunities for expanding fund-</p> <p>12 35 raising for the program.</p> <p>13 1 c. Administrative costs charged by the department of</p> <p>13 2 inspections and appeals for items funded under this subsection</p>	<p>General Fund appropriation to the Employment Appeal Board.</p> <p>DETAIL: Maintains the current level of General Fund support and FTE positions.</p> <p>Permits the Board to expend funds as necessary for hearings related to contractor registration. The cost for these hearings is required to be reimbursed by the Labor Services Division of the Department of Workforce Development.</p> <p>General Fund appropriation to the Child Advocacy Board.</p> <p>DETAIL: This is an increase of \$200,000 compared to the estimated net FY 2004 appropriation to meet federal matching requirements.</p> <p>Requires the Department of Human Services, the Child Care Advocacy Board, and the Department of Inspections and Appeals to cooperate in filing an application for federal funds for Child Care Advocacy Board administrative review costs.</p> <p>Requires the Court Appointed Special Advocate Program to seek additional donations and grants.</p> <p>Limits the administrative costs that the DIA can charge the Board to 4.00% of the funds appropriated.</p>
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13 3 shall not exceed 4 percent of the amount appropriated in this  
 13 4 subsection.

13 5 Sec. 16. RACING AND GAMING COMMISSION.

13 6 1. RACETRACK REGULATION

13 7 There is appropriated from the general fund of the state to  
 13 8 the racing and gaming commission of the department of  
 13 9 inspections and appeals for the fiscal year beginning July 1,  
 13 10 2004, and ending June 30, 2005, the following amount, or so  
 13 11 much thereof as is necessary, to be used for the purposes  
 13 12 designated:

13 13 For salaries, support, maintenance, and miscellaneous  
 13 14 purposes for the regulation of pari-mutuel racetracks, and for  
 13 15 not more than the following full-time equivalent positions:

13 16 ..... \$ 2,201,453  
 13 17 ..... FTEs 27.53

13 18 Of the funds appropriated in this subsection, \$85,576 shall  
 13 19 be used to conduct an extended harness racing season.

General Fund appropriation to the Racing and Gaming Commission  
 for regulation of racetrack casinos.

DETAIL: Maintains the current level of General Fund support and is  
 an increase of 3.00 FTE position compared to the estimated net FY  
 2004 appropriation. The need for additional staff is due to the  
 increased number of slot machines at racetrack casinos. Also,  
 requires that \$85,576 of the appropriation be used for an extended  
 harness racing season.

13 20 2. EXCURSION BOAT REGULATION

13 21 There is appropriated from the general fund of the state to  
 13 22 the racing and gaming commission of the department of  
 13 23 inspections and appeals for the fiscal year beginning July 1,  
 13 24 2004, and ending June 30, 2005, the following amount, or so  
 13 25 much thereof as is necessary, to be used for the purposes  
 13 26 designated:

13 27 For salaries, support, maintenance, and miscellaneous  
 13 28 purposes for administration and enforcement of the excursion  
 13 29 boat gambling laws, and for not more than the following full-  
 13 30 time equivalent positions:

13 31 ..... \$ 1,806,048  
 13 32 ..... FTEs 30.22

General Fund appropriation to the Racing and Gaming Commission  
 for the regulation of Excursion Gambling Boats.

DETAIL: Maintains the current level of General Fund support and FTE  
 positions.

13 33 Sec. 17. USE TAX APPROPRIATION. There is appropriated  
 13 34 from the use tax receipts collected pursuant to sections  
 13 35 423.26 and 423.27 as enacted by 2003 Iowa Acts, First

Use Tax appropriation to the Administrative Hearing Division of the  
 DIA.

14 1 Extraordinary Session, chapter 2, sections 119 and 120 prior  
 14 2 to their deposit in the road use tax fund pursuant to section  
 14 3 423.43 as enacted by 2003 Iowa Acts, First Extraordinary  
 14 4 Session, chapter 2, section 136, to the administrative  
 14 5 hearings division of the department of inspections and appeals  
 14 6 for the fiscal year beginning July 1, 2004, and ending June  
 14 7 30, 2005, the following amount, or so much thereof as is  
 14 8 necessary, for the purposes designated:  
 14 9 For salaries, support, maintenance, and miscellaneous  
 14 10 purposes:  
 14 11 ..... \$ 1,325,632

DETAIL: This is a general increase of \$1 compared to the estimated net FY 2004 appropriation.

14 12 Sec. 18. DEPARTMENT OF MANAGEMENT. There is appropriated  
 14 13 from the general fund of the state to the department of  
 14 14 management for the fiscal year beginning July 1, 2004, and  
 14 15 ending June 30, 2005, the following amounts, or so much  
 14 16 thereof as is necessary, to be used for the purposes  
 14 17 designated:

14 18 1. GENERAL OFFICE — STATEWIDE PROPERTY TAX ADMINISTRATION  
 14 19 For salaries, support, maintenance, and miscellaneous  
 14 20 purposes, and for not more than the following full-time  
 14 21 equivalent positions:  
 14 22 ..... \$ 2,137,824  
 14 23 ..... FTEs 32.00

General Fund appropriation to the Department of Management (DOM) for the General Office Division.

DETAIL: Maintains the current level of General Fund support and is a decrease of 1.00 FTE position that is appropriated separately for the Salary Model Administrator.

14 24 2. ENTERPRISE RESOURCE PLANNING  
 14 25 If funding is provided for the redesign of the enterprise  
 14 26 resource planning budget system for the fiscal year beginning  
 14 27 July 1, 2004, then there is appropriated from the general fund  
 14 28 of the state to the department of management for the fiscal  
 14 29 year beginning July 1, 2004, and ending June 30, 2005, the  
 14 30 following amount, or so much thereof as is necessary, to be  
 14 31 used for the purposes designated:  
 14 32 For salaries, support, maintenance, and miscellaneous  
 14 33 purposes for administration of the enterprise resource  
 14 34 planning system, and for not more than the following full-time

Contingent General Fund appropriation to the DOM for staff support related to the implementation of an enterprise resource planning budget system.

DETAIL: Maintains the current level of General Fund support and FTE positions. In another section of this Act, there is an appropriation of \$6,049,284 to the Department of Administrative Services for the third and final year costs associated with the purchase and implementation of the Integrated Information for Iowa System (I/3). The total cost to make the System fully operational is estimated at \$16,580,359. The General Assembly appropriated \$4,400,000 for FY 2003 and \$6,131,075 in FY 2004.

14 35 equivalent positions:

15 1 ..... \$ 57,435

15 2 ..... FTEs 1.00

15 3 3. SALARY MODEL ADMINISTRATOR

15 4 For salary, support, and miscellaneous purposes of the  
 15 5 salary model administrator, and for not more than the  
 15 6 following full-time equivalent positions:

15 7 ..... \$ 123,598

15 8 ..... FTEs 1.00

15 9 The salary model administrator shall work in conjunction  
 15 10 with the legislative services agency to maintain the state's  
 15 11 salary model used for analyzing, comparing, and projecting  
 15 12 state employee salary and benefit information, including  
 15 13 information relating to employees of the state board of  
 15 14 regents. The department of revenue, the department of  
 15 15 administrative services, the five institutions under the  
 15 16 jurisdiction of the state board of regents, the judicial  
 15 17 district departments of correctional services, and the state  
 15 18 department of transportation shall provide salary data to the  
 15 19 department of management and the legislative services agency  
 15 20 to operate the state's salary model. The format and frequency  
 15 21 of provision of the salary data shall be determined by the  
 15 22 department of management and the legislative services agency.  
 15 23 The information shall be used in collective bargaining  
 15 24 processes under chapter 20 and in calculating the funding  
 15 25 needs contained within the annual salary adjustment  
 15 26 legislation. A state employee organization as defined in  
 15 27 section 20.3, subsection 4, may request information produced  
 15 28 by the model, but the information provided shall not contain  
 15 29 information attributable to individual employees.

15 30 4. FEDERAL OVERRECOVERY

15 31 For providing matching funds for information technology  
 15 32 services provided by the department of administrative services  
 15 33 to the department of human services:

15 34 ..... \$ 3,000,000

General Fund appropriation to the Department of Management (DOM) for costs associated with the salary model administrator.

DETAIL: Maintains the current level of General Fund support and is an increase of 1.00 FTE position. Previously, the FTE position was part of the General Office. Also, requires the DOM Administrator to work in conjunction with the Legislative Services Agency (LSA) to maintain the State's salary model. Requires the following departments or entities to provide salary data to the DOM and the LSA:

- Revenue
- Administrative Services
- Five institutions of the Board of Regents
- Eight judicial district departments of correctional services (CBCs)
- Department of Transportation

Specifies that a State employee organization may request information produced by the model, but the information provided shall not be individually identifiable.

General Fund appropriation to the DOM for federal overrecovery.

DETAIL: This is an increase of \$3,000,000 compared to the estimated net FY 2004 appropriation to provide additional State matching funds for information technology services provided by the Department of

Administrative Services (DAS) to the Department of Human Services (DHS). It is anticipated that this appropriation will be built into the base budget of the DHS for FY 2006 and the DOM will not be making this appropriation request for FY 2006.

15 35 Sec. 19. ROAD USE TAX APPROPRIATION. There is  
16 1 appropriated from the road use tax fund to the department of  
16 2 management for the fiscal year beginning July 1, 2004, and  
16 3 ending June 30, 2005, the following amount, or so much thereof  
16 4 as is necessary, to be used for the purposes designated:  
16 5 For salaries, support, maintenance, and miscellaneous  
16 6 purposes:  
16 7 ..... \$ 56,000

Road Use Tax Fund appropriation to the DOM for support and services provided to the Department of Transportation (DOT).  
  
DETAIL: Maintains the current level of non-General Fund support.

16 8 Sec. 20. SECRETARY OF STATE. There is appropriated from  
16 9 the general fund of the state to the office of the secretary  
16 10 of state for the fiscal year beginning July 1, 2004, and  
16 11 ending June 30, 2005, the following amounts, or so much  
16 12 thereof as is necessary, to be used for the purposes  
16 13 designated:

16 14 1. ADMINISTRATION AND ELECTIONS  
16 15 For salaries, support, maintenance, and miscellaneous  
16 16 purposes, and for not more than the following full-time  
16 17 equivalent positions:  
16 18 ..... \$ 660,233  
16 19 ..... FTEs 10.00

General Fund appropriation to the Administration and Elections Division of the Office of the Secretary of State.  
  
DETAIL: Maintains the current level of General Fund support and FTE positions.

16 20 The state department or state agency which provides data  
16 21 processing services to support voter registration file  
16 22 maintenance and storage shall provide those services without  
16 23 charge.

Prohibits State departments and agencies from charging the Secretary of State a fee for data processing services to support voter registration file maintenance and storage.

16 24 2. BUSINESS SERVICES  
16 25 For salaries, support, maintenance, and miscellaneous  
16 26 purposes, and for not more than the following full-time  
16 27 equivalent positions:

General Fund appropriation to the Business Services Division of the Office of the Secretary of State.



16 28 ..... \$ 1,615,893  
 16 29 ..... FTEs 32.00

DETAIL: Maintains the current level of General Fund support and FTE positions.

16 30 Sec. 21. SECRETARY OF STATE FILING FEES REFUND.  
 16 31 Notwithstanding the obligation to collect fees pursuant to the  
 16 32 provisions of section 490.122, subsection 1, paragraphs "a"  
 16 33 and "s", and section 504A.85, subsections 1 and 9, for the  
 16 34 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 16 35 the secretary of state may refund these fees to the filer  
 17 1 pursuant to rules established by the secretary of state. The  
 17 2 decision of the secretary of state not to issue a refund under  
 17 3 rules established by the secretary of state is final and not  
 17 4 subject to review pursuant to the provisions of the Iowa  
 17 5 administrative procedure Act.

CODE: Allows the Business Services Division of the Office of the Secretary of State to refund fees if the filer is not satisfied with the quality of service provided. The decision to issue a refund is at the discretion of the Secretary of State and is not subject to administrative review.

17 6 Sec. 22. TREASURER. There is appropriated from the  
 17 7 general fund of the state to the office of treasurer of state  
 17 8 for the fiscal year beginning July 1, 2004, and ending June  
 17 9 30, 2005, the following amount, or so much thereof as is  
 17 10 necessary, to be used for the purposes designated:

17 11 For salaries, support, maintenance, and miscellaneous  
 17 12 purposes, and for not more than the following full-time  
 17 13 equivalent positions:  
 17 14 ..... \$ 800,564  
 17 15 ..... FTEs 28.80

General Fund appropriation to the Office of Treasurer of State.

DETAIL: Maintains the current level of General Fund support and is an increase of 1.80 FTE positions compared to the estimated net FY 2004 appropriation. The General Fund will not fund the increased FTE positions that work with College Savings Iowa and the administration of tobacco financing. The Office was authorized 28.80 FTE positions for FY 2004.

17 16 The office of treasurer of state shall supply clerical and  
 17 17 secretarial support for the executive council.

Requires the State Treasurer to provide administrative support to the Executive Council.

17 18 Sec. 23. IPERS — GENERAL OFFICE. There is appropriated  
 17 19 from the Iowa public employees' retirement system fund to the  
 17 20 Iowa public employees' retirement system for the fiscal year  
 17 21 beginning July 1, 2004, and ending June 30, 2005, the

Iowa Public Employees' Retirement System (IPERS) Fund appropriation to the Iowa Public Employees' Retirement System for administration.

17 22 following amount, or so much thereof as is necessary, to be  
17 23 used for the purposes designated:

DETAIL: Maintains the current level of non-General Fund support and FTE positions.

17 24 For salaries, support, maintenance, and other operational  
17 25 purposes to pay the costs of the Iowa public employees'  
17 26 retirement system, and for not more than the following full-  
17 27 time equivalent positions:

17 28 ..... \$ 8,879,900  
17 29 ..... FTEs 90.13

17 30 Sec. 24. DEPARTMENT OF REVENUE. There is appropriated  
17 31 from the general fund of the state to the department of  
17 32 revenue for the fiscal year beginning July 1, 2004, and ending  
17 33 June 30, 2005, the following amounts, or so much thereof as is  
17 34 necessary, to be used for the purposes designated:

17 35 1. COMPLIANCE — INTERNAL RESOURCES MANAGEMENT —  
18 1 STATEWIDE PROPERTY TAX ADMINISTRATION

General Fund appropriation to the Department of Revenue.

18 2 For salaries, support, maintenance, and miscellaneous  
18 3 purposes, and for not more than the following full-time  
18 4 equivalent positions:

DETAIL: This is an increase of \$270,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation to provide General Fund support for positions that were funded with a Charter Agency Grant during FY 2004.

18 5 ..... \$ 24,776,391  
18 6 ..... FTEs 389.66

18 7 Of the funds appropriated pursuant to this subsection,  
18 8 \$400,000 shall be used to pay the direct costs of compliance  
18 9 related to the collection and distribution of local sales and  
18 10 services taxes imposed pursuant to chapters 422B and 422E or  
18 11 successor chapters.

Specifies that \$400,000 of the funds appropriated in this Subsection must be used to pay the costs related to Local Option Sales and Services Taxes.

18 12 The director of revenue shall prepare and issue a state  
18 13 appraisal manual and the revisions to the state appraisal  
18 14 manual as provided in section 421.17, subsection 17, without  
18 15 cost to a city or county.

Requires the Director of the Department of Revenue to prepare and issue a State Appraisal Manual at no cost to cities and counties.

DETAIL: County and city assessors are mandated by statute to use the Manual in completing assessments of real property.

18 16 2. COLLECTION COSTS AND FEES  
18 17 For payment of collection costs and fees pursuant to

General Fund appropriation to the Department of Revenue for payment of collection costs and fees.

18 18 section 422.26:  
18 19 ..... \$ 27,462

DETAIL: Maintains current level of General Fund support.

**[18 20 3. STATE TAX IMPLEMENTATION COMMITTEE**

**18 21 To administer the state tax implementation committee and to**

**18 22 purchase data deemed necessary by the committee:**

**18 23 ..... \$ 50,000]**

**VETOED**

General Fund appropriation to the Department of Revenue to administer the State Tax Implementation Committee and to purchase data necessary for the Committee.

VETOED: The Governor vetoed this Section. The Governor stated the resources and the timeframe are inadequate to accomplish the required study.

18 24 Sec. 25. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
18 25 appropriated from the motor fuel tax fund created by section  
18 26 452A.77 to the department of revenue for the fiscal year  
18 27 beginning July 1, 2004, and ending June 30, 2005, the  
18 28 following amount, or so much thereof as is necessary, to be  
18 29 used for the purposes designated:  
18 30 For salaries, support, maintenance, and miscellaneous  
18 31 purposes for administration and enforcement of the provisions  
18 32 of chapter 452A and the motor vehicle use tax program:  
18 33 ..... \$ 1,181,082

Motor Vehicle Fuel Tax Fund appropriation to the Department of Revenue for administration and enforcement of the Motor Vehicle Use Tax Program.

DETAIL: Maintains the current level of non-General Fund support.

18 34 Sec. 26. Section 7J.1, Code Supplement 2003, is amended by  
18 35 adding the following new subsection:  
19 1 NEW SUBSECTION. 7A. EXECUTIVE COUNCIL FLEXIBILITY.  
19 2 Notwithstanding any provision of law to the contrary, a  
19 3 charter agency shall not be required to obtain executive  
19 4 council approval for claims for expenses of attending  
19 5 conventions, out-of-state travel requests, and memberships in  
19 6 professional organizations.

CODE: Specifies that Charter Agencies are excluded from the requirement to obtain Executive Council approval for attendance at conventions, out-of-state travel, and professional organization membership fees.

19 7 Sec. 27. Section 8.63, subsection 5, Code Supplement 2003,  
19 8 is amended to read as follows:  
19 9 5. A state agency seeking a loan from the innovations fund  
19 10 shall complete an application form designed by the state  
19 11 innovations fund committee which employs, for projects, a  
19 12 return on investment concept and demonstrates how state

CODE: Specifies that increased savings and increased revenue realized in excess of the savings and revenue retained by a project agency in connection with a project loan from the Innovations Fund is not to be deposited into the Fund.

FISCAL IMPACT: It is anticipated that approximately \$1,160,106 will be deposited into the General Fund for FY 2005 and later years.

19 13 general fund expenditures will be reduced or how state general  
 19 14 fund revenues will increase, or for enterprises, a business  
 19 15 plan that shows how the enterprise will meet customer needs,  
 19 16 provide value to customers, and demonstrate financial  
 19 17 viability. Minimum loan requirements for state agency  
 19 18 requests shall be determined by the committee. As an  
 19 19 incentive to increase state general fund revenues, an agency  
 19 20 may retain up to fifty percent of savings realized in  
 19 21 connection with a project loan from the innovations fund. The  
 19 22 amount retained shall be determined by the innovations fund  
 19 23 committee. Savings realized but not retained by an agency  
 19 24 shall not be deposited in the innovations fund.

19 25 Sec. 28. Section 8.63, subsection 6, paragraph b, Code  
 19 26 Supplement 2003, is amended to read as follows:  
 19 27 b. If the department of management and the department of  
 19 28 revenue certify that the savings from a proposed innovations  
 19 29 fund project will result in a net increase in the balance of  
 19 30 the general fund of the state without a corresponding cost  
 19 31 savings to the requesting agency, and if the requesting agency  
 19 32 meets all other eligibility requirements, the innovations fund  
 19 33 committee may approve the loan for the project and not require  
 19 34 repayment by the requesting agency. There is appropriated  
 19 35 from the general fund of the state to the department of  
 20 1 management for deposit in the innovations fund an amount  
 20 2 sufficient to repay the loan amount, which amount shall not  
 20 3 exceed the principal amount of the loan plus interest on the  
 20 4 loan.

20 5 Sec. 29. Section 543B.14, Code 2003, is amended to read as  
 20 6 follows:  
 20 7 543B.14 FEES AND EXPENSES — FUNDS.  
 20 8 All fees and charges collected by the real estate  
 20 9 commission under this chapter shall be paid into the general  
 20 10 fund of the state, except that ~~the equivalent of the greater~~  
 20 11 ~~of ten dollars or forty percent per year of the fees for fifty~~  
 20 12 dollars from each real estate salesperson's license, ~~plus the~~

CODE: Specifies that the Innovations Fund is to retain only principal and interest paid by an agency on an Innovations Fund loan.

DETAIL: Over \$1,000,000 annually has been retained by the Fund in excess of the principal and interest. The General Fund will now retain these funds, which are the same funds as those specified in the Section above.

CODE: Requires that an amount equal to \$50.00 from each real estate salesperson's and each broker's license be paid into the Iowa Real Estate Education Fund each year. The Fund has been receiving the equivalent of 40.00% of the fees per year for each real estate salesperson's license and 25.00% of the fees per year for each broker's license. Fees not deposited into the Fund are to be deposited into the General Fund.

20 13 ~~equivalent of the greater of ten dollars or twenty-five~~  
 20 14 ~~percent per year of the fees for and~~ each broker's license  
 20 15 shall be paid into the Iowa real estate education fund created  
 20 16 in section 543B.54. All expenses incurred by the commission  
 20 17 under this chapter, including compensation of staff assigned  
 20 18 to the commission, shall be paid from funds appropriated for  
 20 19 those purposes, except for expenses incurred and compensation  
 20 20 paid for the real estate education director, which shall be  
 20 21 paid out of the real estate education fund.

20 22 Sec. 30. Section 543B.54, Code 2003, is amended to read as  
 20 23 follows:

20 24 543B.54 REAL ESTATE EDUCATION FUND.

20 25 The Iowa real estate education fund is created as a  
 20 26 financial assurance mechanism to assist in the establishment  
 20 27 and maintenance of a real estate education program at the  
 20 28 university of northern Iowa and to assist the real estate  
 20 29 commission in providing an education director. The fund is  
 20 30 created as a separate fund in the state treasury, and any  
 20 31 funds remaining in the fund at the end of each fiscal year  
 20 32 shall not revert to the general fund, but shall remain in the  
 20 33 Iowa real estate education fund. ~~Seventy percent of the~~  
 20 34 ~~moneys in the fund~~ Twenty-five dollars per license from fees  
 20 35 deposited for each real estate salesperson's license and each  
 21 1 broker's license shall be distributed and are appropriated to  
 21 2 the board of regents for the purpose of establishing and  
 21 3 maintaining a real estate education program at the university  
 21 4 of northern Iowa. ~~Thirty percent of the~~ The remaining moneys  
 21 5 in the fund shall be distributed and are appropriated to the  
 21 6 professional licensing and regulation division of the  
 21 7 department of commerce for the purpose of hiring and  
 21 8 compensating a real estate education director and regulatory  
 21 9 compliance personnel.

DETAIL: An estimated \$55,462 will be allocated to the Fund that would previously have been deposited into the General Fund. Currently, \$33.00 from each real estate salesperson's license and \$31.88 from each broker's license is credited to the Iowa Real Estate Education Fund.

CODE: Requires \$25.00 from each real estate salesperson's and each broker's license paid into the Iowa Real Estate Education Fund each year be distributed to the University of Northern Iowa for maintaining a Real Estate Education Program, and \$25.00 from each real estate salesperson's and broker's license paid into the Iowa Real Estate Education Fund each year be distributed to the Professional Licensing and Regulation Division of the Department of Commerce for the compensation of a Real Estate Education Director and regulatory compliance personnel.

DETAIL: The University of Northern Iowa had been receiving 70.00% and the Division 30.00%.

FISCAL IMPACT: The estimated combined fiscal impact is estimated for the following changes:

- Restoring the authority of the Division to retain 85.00% of any fee increase implemented by the Real Estate Commission on or after April 1, 2002.
- Depositing an amount equal to \$50.00 from each real estate salesperson's and each broker's license into the Iowa Real Estate Education Fund each year.
- Allocating \$25.00 from each real estate salesperson's and each broker's license paid into the Iowa Real Estate Education Fund each year to the University of Northern Iowa for maintaining a Real Estate Education Program, compared to estimated net FY 2004.

The estimated combined fiscal impact is as follows:

21 10 Sec. 31. SPAN OF CONTROL. The department of  
 21 11 administrative services, in consultation with the department  
 21 12 of management and after discussion and collaboration with  
 21 13 executive branch agencies, shall pursue a goal of increasing  
 21 14 the ratio of the number of employees per supervisor for  
 21 15 executive branch agencies in the aggregate to twelve employees  
 21 16 for one supervisor by December 31, 2005.

[21 17 Sec. 32. EFFECTIVE DATE. The section of this division of  
 21 18 this Act relating to the state liquor warehouse functions,  
 21 19 being deemed of immediate importance, takes effect upon  
 21 20 enactment.]

VETOED

- An increase of \$135,320 in fee receipts for the Professional Licensing Division of the Department of Commerce. The net impact on the Division, after the General Fund appropriation reduction of \$88,746, is an increase of \$55,462 in available funds.
- A decrease of \$144,208 in fee receipts for the General Fund. The net impact on the General Fund, after the General Fund appropriation reduction for the Professional Licensing Division of the Department of Commerce of \$88,746, is a decrease of \$55,462 in receipts.
- A decrease of \$25,619 in fee receipts for the Real Estate Education Fund at the University of Northern Iowa.
- An increase of \$34,506 in fee receipts for compensation of the Real Estate Education Director at the Professional Licensing Division of the Department of Commerce.

Requires the Department of Administrative Services to coordinate the process for increasing span of control in Executive Branch agencies by December 31, 2005.

Specifies that the Section of this Division relating to the State Liquor Warehouse functions takes effect upon enactment.

VETOED: The Governor vetoed this Section. The Governor stated that since the State Liquor Warehouse functions language was item vetoed, this Section is unnecessary.

21 21 DIVISION II  
 21 22 AGRICULTURE AND NATURAL RESOURCES

21 23 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP  
 21 24 GENERAL APPROPRIATIONS

21 25 Sec. 33. GENERAL DEPARTMENT APPROPRIATION. There is  
 21 26 appropriated from the general fund of the state to the  
 21 27 department of agriculture and land stewardship for the fiscal  
 21 28 year beginning July 1, 2004, and ending June 30, 2005, the  
 21 29 following amount, or so much thereof as is necessary, to be  
 21 30 used for the purposes designated:

21 31 1. For purposes of supporting the department, including  
 21 32 its divisions, for administration, regulation, and programs,  
 21 33 for salaries, support, maintenance, miscellaneous purposes,  
 21 34 and for not more than the following full-time equivalent  
 21 35 positions:

22 1 ..... \$ 16,946,668  
 22 2 ..... FTEs 410.64

22 3 2. Of the amount appropriated in subsection 1, the  
 22 4 department shall not expend less than \$50,000 for salaries,  
 22 5 support, maintenance, and miscellaneous purposes of  
 22 6 administering the senior farmers market nutrition program  
 22 7 under the jurisdiction of the United States department of  
 22 8 agriculture.

22 9 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP  
 22 10 DESIGNATED APPROPRIATIONS

22 11 Sec. 34. RIVER AUTHORITY. There is appropriated from the  
 22 12 general fund of the state to the department of agriculture and  
 22 13 land stewardship for the fiscal year beginning July 1, 2004,  
 22 14 and ending June 30, 2005, the following amount, or so much  
 22 15 thereof as is necessary, to be used for the purposes  
 22 16 designated:  
 22 17 For purposes of supporting the department's membership in

General Fund appropriation to the Department of Agriculture and Land Stewardship for operations.

DETAIL: Maintains current level of General Fund support and FTE positions.

Allocates \$50,000 for the Senior Farmer's Market Nutrition Program.

DETAIL: Maintains current level of General Fund support.

General Fund appropriation to the Missouri River Authority.

DETAIL: Maintains current level of General Fund support.

22 18 the state interagency Missouri river authority, created in  
 22 19 section 28L.1, in the Missouri river basin association:  
 22 20 ..... \$ 9,535

22 21 Sec. 35. HORSE AND DOG RACING. There is appropriated from  
 22 22 the moneys available under section 99D.13 to the department of  
 22 23 agriculture and land stewardship for the fiscal year beginning  
 22 24 July 1, 2004, and ending June 30, 2005, the following amount,  
 22 25 or so much thereof as is necessary, to be used for the  
 22 26 purposes designated:  
 22 27 For salaries, support, maintenance, and miscellaneous  
 22 28 purposes for the administration of section 99D.22:  
 22 29 ..... \$ 305,516

Appropriation to the Horse and Dog Breeder's Program from the unclaimed pari-mutuel receipts winnings.  
 DETAIL: Maintains current level of support.

22 30 Sec. 36. DAIRY PRODUCTS CONTROL BUREAU. There is  
 22 31 appropriated from the general fund of the state to the  
 22 32 department of agriculture and land stewardship for the fiscal  
 22 33 year beginning July 1, 2004, and ending June 30, 2005, the  
 22 34 following amount, or so much thereof as is necessary, to be  
 22 35 used for the purposes designated:  
 23 1 For purposes of supporting the operations of the dairy  
 23 2 products control bureau, including salaries, support,  
 23 3 maintenance, and miscellaneous purposes:  
 23 4 ..... \$ 632,170

General Fund appropriation to the Dairy Products Control Bureau.  
 DETAIL: Maintains current level of General Fund support.

23 5 Sec. 37. AVIAN INFLUENZA. There is appropriated from the  
 23 6 general fund of the state to the department of agriculture and  
 23 7 land stewardship for the fiscal year beginning July 1, 2004,  
 23 8 and ending June 30, 2005, the following amount, or so much  
 23 9 thereof as is necessary, to be used for the purpose  
 23 10 designated:  
 23 11 For the support of testing and monitoring avian influenza:  
 23 12 ..... \$ 50,000

General Fund appropriation for testing and monitoring of the Avian Flu.  
 DETAIL: This is a new appropriation.

23 13 Notwithstanding section 8.33, moneys appropriated pursuant  
 23 14 to this section which are unencumbered or unobligated on June  
 23 15 30, 2005, shall not revert as provided in section 8.33. After

CODE: Requires funds transferred or appropriated under this Section to not revert but be credited to the Avian Flu Fund for testing and monitoring purposes.



23 16 June 30, 2005, the department shall retain any such  
 23 17 unobligated or unencumbered moneys for the continued testing  
 23 18 and monitoring of avian influenza.

23 19 Sec. 38. SALE AND PURCHASE OF LABORATORY EQUIPMENT —  
 23 20 APPROPRIATIONS. Notwithstanding chapter 8A, the department of  
 23 21 administrative services shall conduct a sale of equipment or  
 23 22 devices owned by the department of agriculture and land  
 23 23 stewardship and used by laboratories operated by the  
 23 24 department of agriculture and land stewardship. The  
 23 25 department of administrative services shall conduct the sale  
 23 26 upon authorization of the department of agriculture and land  
 23 27 stewardship. The sale shall only include equipment and  
 23 28 devices that the department does not move to its new  
 23 29 laboratory building. The moneys from the sale are  
 23 30 appropriated to the department of agriculture and land  
 23 31 stewardship for the fiscal period beginning July 1, 2004, and  
 23 32 ending June 30, 2006. The moneys shall only be used to  
 23 33 replace, update, enhance, or supplement equipment or devices  
 23 34 used by laboratories operated by the department of agriculture  
 23 35 and land stewardship. However, the department shall not enter  
 24 1 into a lease–purchase agreement to obtain the equipment or  
 24 2 devices. Unencumbered and unobligated moneys remaining on  
 24 3 June 30, 2006, shall be deposited in the general fund of the  
 24 4 state in the same manner as a reversion under section 8.33.

CODE: Allows the Department of Agriculture and Land Stewardship to sell old laboratory equipment and use the proceeds to purchase new laboratory equipment.

DETAIL: The Department of Agriculture and Land Stewardship is moving the laboratory to a new facility during FY 2005. The Department has until June 30, 2006, to sell outdated equipment and use the proceeds to purchase new equipment.

24 5 DEPARTMENT OF NATURAL RESOURCES  
 24 6 GENERAL APPROPRIATIONS

24 7 Sec. 39. GENERAL DEPARTMENT APPROPRIATION. There is  
 24 8 appropriated from the general fund of the state to the  
 24 9 department of natural resources for the fiscal year beginning  
 24 10 July 1, 2004, and ending June 30, 2005, the following amount,  
 24 11 or so much thereof as is necessary, to be used for the  
 24 12 purposes designated:  
 24 13 For purposes of supporting the department, including its  
 24 14 divisions, for administration, regulation, and programs, for

General Fund appropriation to the Department of Natural Resources (DNR) for operations.

DETAIL: This is a decrease of \$50,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The \$50,000 will be transferred to the Department of Agriculture and Land Stewardship for the new Avian Flu Program (refer to Section 37 of this Act).

24 15 salaries, support, maintenance, miscellaneous purposes, and  
 24 16 for not more than the following full-time equivalent  
 24 17 positions:  
 24 18 ..... \$ 16,569,282  
 24 19 ..... FTEs 1080.12

24 20 Sec. 40. STATE FISH AND GAME PROTECTION FUND —  
 24 21 APPROPRIATION TO THE DIVISION OF FISH AND WILDLIFE.

24 22 1. a. There is appropriated from the state fish and game  
 24 23 protection fund to the department of natural resources for the  
 24 24 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 24 25 the following amount, or so much thereof as is necessary, to  
 24 26 be used for the purposes designated:  
 24 27 For administrative support, and for salaries, support,  
 24 28 maintenance, equipment, and miscellaneous purposes:  
 24 29 ..... \$ 30,715,335

24 30 b. Notwithstanding section 455A.10, the department may use  
 24 31 the unappropriated balance remaining in the fish and game  
 24 32 protection fund to provide for the funding of health and life  
 24 33 insurance premium payments from unused sick leave balances of  
 24 34 conservation peace officers employed in a protection  
 24 35 occupation who retire, pursuant to section 97B.49B.

25 1 2. The department shall not expend more moneys from the  
 25 2 fish and game protection fund than provided in this section,  
 25 3 unless the expenditure derives from contributions made by a  
 25 4 private entity, or a grant or moneys received from the federal  
 25 5 government, and is approved by the natural resource  
 25 6 commission. The department of natural resources shall  
 25 7 promptly notify the legislative services agency and the  
 25 8 chairpersons and ranking members of the joint appropriations  
 25 9 subcommittee on agriculture and natural resources concerning  
 25 10 the commission's approval.

State Fish and Game Protection Fund appropriation to the Fisheries and Wildlife Bureaus of the DNR.

DETAIL: Maintains current level of support.

CODE: Allows the Department to use unappropriated funds in the Fish and Game Protection Fund for providing compensation to retiring conservation officers. This includes payment of insurance premiums and unused sick leave.

DETAIL: During FY 2003, \$232,587 was paid for retirement benefits of five conservation officers. During FY 2004, there will be 14 officers that retire.

Prohibits the DNR from exceeding the appropriation from the State Fish and Game Protection Fund unless additional revenues are received from a public or private entity. Requires the approval of the Natural Resource Commission and notification to the Fiscal Services Division of the Legislative Services Agency and the Chairpersons and Ranking Members of the Agriculture and Natural Resources Appropriations Subcommittee.

25 11 DEPARTMENT OF NATURAL RESOURCES  
 25 12 RELATED TRANSFERS

25 13 Sec. 41. SNOWMOBILE FEES — TRANSFER FOR ENFORCEMENT  
 25 14 PURPOSES. There is transferred on July 1, 2004, from the fees  
 25 15 required to be deposited in the special conservation fund  
 25 16 under section 321G.7 to the fish and game protection fund and  
 25 17 appropriated to the department of natural resources for the  
 25 18 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 25 19 the following amount, or so much thereof as is necessary, to  
 25 20 be used for the purpose designated:  
 25 21 For enforcing snowmobile laws as part of the state  
 25 22 snowmobile program administered by the department of natural  
 25 23 resources:  
 25 24 ..... \$ 100,000

Transfers \$100,000 from the Snowmobile Fund to the State Fish and Game Protection Fund for administration and enforcement of navigation laws.

DETAIL: Maintains current level of support.

25 25 Sec. 42. VESSEL FEES — TRANSFER FOR ENFORCEMENT PURPOSES.  
 25 26 There is transferred on July 1, 2004, from the fees required  
 25 27 to be deposited in the special conservation fund under section  
 25 28 462A.52 to the fish and game protection fund and appropriated  
 25 29 to the natural resource commission for the fiscal year  
 25 30 beginning July 1, 2004, and ending June 30, 2005, the  
 25 31 following amount, or so much thereof as is necessary, to be  
 25 32 used for the purpose designated:  
 25 33 For the administration and enforcement of navigation laws  
 25 34 and water safety:  
 25 35 ..... \$ 1,400,000

Transfers \$1,400,000 from the Boat Registration Fund to the State Fish and Game Protection Fund for administration and enforcement of navigation laws and water safety.

DETAIL: Maintains current level of support.

26 1 Notwithstanding section 8.33, moneys transferred and  
 26 2 appropriated in this section that remain unencumbered or  
 26 3 unobligated at the close of the fiscal year shall not revert  
 26 4 to the credit of the fish and game protection fund but shall  
 26 5 be credited to the special conservation fund established by  
 26 6 section 462A.52 to be used as provided in that section.

CODE: Requires funds transferred or appropriated under this Section to not revert but be credited to the Special Conservation Fund for water safety purposes.

26 7 DEPARTMENT OF NATURAL RESOURCES  
 26 8 DESIGNATED APPROPRIATIONS

26 9 Sec. 43. REVENUE ADMINISTERED BY THE IOWA COMPREHENSIVE  
 26 10 UNDERGROUND STORAGE TANK FUND BOARD. There is appropriated  
 26 11 from the unassigned revenue fund administered by the Iowa  
 26 12 comprehensive underground storage tank fund board, to the  
 26 13 department of natural resources for the fiscal year beginning  
 26 14 July 1, 2004, and ending June 30, 2005, the following amount,  
 26 15 or so much thereof as is necessary, to be used for the purpose  
 26 16 designated:  
 26 17 For administration expenses of the underground storage tank  
 26 18 section of the department of natural resources:  
 26 19 ..... \$ 200,000

Unassigned Revenue Fund (Underground Storage Tank Fund)  
 appropriation to the DNR.  
 DETAIL: Maintains current level of support.

26 20 Sec. 44. FLOODPLAIN PERMIT BACKLOG. Notwithstanding any  
 26 21 contrary provision of state law, for the fiscal year beginning  
 26 22 July 1, 2004, and ending June 30, 2005, the department of  
 26 23 natural resources may use additional funds available to the  
 26 24 department from stormwater discharge permit fees for the  
 26 25 staffing of the following additional full-time staff members  
 26 26 to reduce the department's floodplain permit backlog:  
 26 27 ..... FTEs 2.00

CODE: Allows the DNR to use funds from Stormwater Permit Fees to  
 fund 2.00 FTE positions for processing floodplain permits.  
 DETAIL: Maintains current level of FTE support.

26 28 Sec. 45. IMPLEMENTATION OF THE FEDERAL TOTAL MAXIMUM DAILY  
 26 29 LOAD PROGRAM. Notwithstanding any contrary provision of state  
 26 30 law, for the fiscal year beginning July 1, 2004, and ending  
 26 31 June 30, 2005, the department of natural resources may use  
 26 32 additional funds available to the department from stormwater  
 26 33 discharge permit fees for the staffing of the following  
 26 34 additional full-time equivalent positions for implementation  
 26 35 of the federal total maximum daily load program:  
 27 1 ..... FTEs 2.00

CODE: Allows the DNR to use funds from Stormwater Permit Fees to  
 fund 2.00 FTE positions for the federal Total Maximum Daily Load  
 (TMDL) Program.  
 DETAIL: Maintains current level of FTE support.

27 2 MISCELLANEOUS PROVISIONS

27 3 Sec. 46. Section 424.19, Code Supplement 2003, is amended  
 27 4 to read as follows:  
 27 5 424.19 FUTURE REPEAL.  
 27 6 This chapter is repealed effective June 30, ~~2014~~ 2016.

CODE: Extends the date for payment of underground storage tank  
 remediation fees until June 30, 2016, contingent upon enactment of  
 HF 2401 (FY 2005 Above Ground Storage Tank Fund Act).

27 7 Sec. 47. CONTINGENT EFFECTIVENESS. The moneys  
27 8 appropriated from the general fund of the state to the  
27 9 department of agriculture and land stewardship for purposes of  
27 10 supporting the testing and monitoring of avian influenza as  
27 11 provided in this division of this Act shall not be effective  
27 12 if 2004 Iowa Acts, Senate File 2194, is enacted.

27 13 Sec. 48. CONTINGENT EFFECTIVENESS. The amendment to  
27 14 section 424.19, as provided in this division of this Act, is  
27 15 effective only if 2004 Iowa Acts, House File 2401, is enacted.

DETAIL: House File 2401 (FY 2005 Above Ground Storage Tank Fund Act) was enacted by the General Assembly on April 1, 2004, and signed by the Governor on April 20, 2004.

Specifies the appropriation to the Department of Agriculture and Land Stewardship will not be funded if SF 2194 (FY 2005 Avian Flu Bill) is enacted by the General Assembly.

DETAIL: Senate File 2194 (FY 2005 Avian Flu Bill) was not enacted by the General Assembly.

Specifies the extension date for payment of underground storage tank remediation fees is contingent on passage of HF 2401 (FY 2005 Above Ground Storage Tank Fund Act).

DETAIL: House File 2401 (FY 2005 Above Ground Storage Tank Fund Act) was enacted by the General Assembly on April 1, 2004, and signed by the Governor on April 20, 2004.

27 16 DIVISION III  
27 17 ECONOMIC DEVELOPMENT

27 18 Sec. 49. GOALS AND ACCOUNTABILITY.

27 19 1. The goals for the department of economic development  
27 20 shall be to expand and stimulate the state economy, increase  
27 21 the wealth of lowans, and increase the population of the  
27 22 state.

27 23 2. To achieve the goals in subsection 1, the department of  
27 24 economic development shall do all of the following:

27 25 a. Concentrate its efforts on programs and activities that  
27 26 result in commercially viable products and services.

27 27 b. Adopt practices and services consistent with free  
27 28 market, private sector philosophies.

27 29 c. Ensure economic growth and development throughout the  
27 30 state.

[27 31 3. The department of economic development shall  
27 32 demonstrate accountability by using performance measures  
27 33 appropriate to show the attainment of the goals in subsection  
27 34 1 for the state and by measuring the effectiveness and results  
27 35 of the department's programs and activities. The performance  
28 1 measures and associated benchmarks shall be developed or  
28 2 identified in cooperation with the legislative services agency  
28 3 and approved by the joint appropriations subcommittee on  
28 4 economic development. The data demonstrating accountability  
28 5 collected by the department shall be made readily available  
28 6 and maintained in computer-readable format.]

VETOED

Specifies that the goals for the Department of Economic Development shall be to:

- Expand and stimulate the State economy.
- Increase the wealth of lowans.
- Increase the population of Iowa.

To achieve the goals, the Department is to:

- Concentrate efforts on programs and activities that result in commercially viable products and services.
- Adopt practices consistent with free-market, private-sector philosophies.
- Ensure economic growth and development statewide.

Requires the Department, in cooperation with the Fiscal Services Division of the Legislative Services Agency, to develop performance measures to demonstrate effectiveness in attaining the above goals and the effectiveness of the Department's programs. The data are to be maintained in computer-readable format.

DETAIL: Most of the appropriations to the Department of Economic Development have been consolidated, and one appropriation is made to each of the three Divisions within the Department. This was intended to allow the Department discretion in dealing with budget reductions and to permit the Department to maximize the results of its programs and services. To increase accountability, there will be greater use of performance measurement, and the Department will report on the allocation of resources and expenditures.

VETOED: The Governor vetoed this language and stated that this would duplicate efforts already underway through the Accountable Government Act.

28 7 Sec. 50. DEPARTMENT OF ECONOMIC DEVELOPMENT. There is  
28 8 appropriated from the general fund of the state to the

28 9 department of economic development for the fiscal year  
28 10 beginning July 1, 2004, and ending June 30, 2005, the  
28 11 following amounts, or so much thereof as is necessary, to be  
28 12 used for the purposes designated:

28 13 1. ADMINISTRATION DIVISION

28 14 a. General administration

28 15 For salaries, support, maintenance, miscellaneous purposes,  
28 16 programs, for the transfer to the Iowa state commission grant  
28 17 program, and for not more than the following full-time  
28 18 equivalent positions:

28 19 ..... \$ 1,562,332  
28 20 ..... FTEs 28.75

General Fund appropriation for the Administration Division of the Department of Economic Development (DED).

DETAIL: Maintains current level of General Fund support and FTE positions.

28 21 b. The department shall work with businesses and  
28 22 communities to continually improve the economic development  
28 23 climate along with the economic well-being and quality of life  
28 24 for Iowans. The administration division shall coordinate with  
28 25 other state agencies ensuring that all state departments are  
28 26 attentive to the needs of an entrepreneurial culture.

Requires the Administrative Division to work with businesses and communities to improve the economic development climate, the business and community economic well-being, and the quality of life for Iowans. The Division is to coordinate with other State agencies to ensure State departments are attentive to the needs of an entrepreneurial culture.

28 27 2. BUSINESS DEVELOPMENT DIVISION

28 28 a. Business development operations

28 29 For business development operations and programs,  
28 30 international trade, export assistance, workforce recruitment,  
28 31 the partner state program, for transfer to the strategic  
28 32 investment fund, for transfer to the value-added agricultural  
28 33 products and processes financial assistance fund, salaries,  
28 34 support, maintenance, miscellaneous purposes, and for not more  
28 35 than the following full-time equivalent positions:

29 1 ..... \$ 6,084,500  
29 2 ..... FTEs 57.00

General Fund appropriation for the Business Development Division of the DED.

DETAIL: Maintains current level of General Fund support and FTE positions.

29 3 b. The department shall establish a strong and aggressive  
29 4 marketing image to showcase Iowa's workforce, existing  
29 5 industry, and potential. A priority shall be placed on  
29 6 recruiting new businesses, business expansion, and retaining

Requires the Business Development Division, through aggressive marketing, to showcase Iowa's workforce, industry, and potential. Priority is to be given to recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis is to be

29 7 existing Iowa businesses. Emphasis shall also be placed on  
 29 8 entrepreneurial development through helping to secure capital  
 29 9 for entrepreneurs, and developing networks and a business  
 29 10 climate conducive to entrepreneurs and small business.

placed on entrepreneurs, networking for entrepreneurs, and developing a business climate conducive to entrepreneurial and small business growth.

29 11 c. Notwithstanding section 8.33, moneys appropriated in  
 29 12 this subsection that remain unencumbered or unobligated at the  
 29 13 close of the fiscal year shall not revert but shall remain  
 29 14 available for expenditure for the purposes designated until  
 29 15 the close of the succeeding fiscal year.

CODE: Requires unexpended and unobligated funds appropriated to the Business Development Division not revert but remain available for expenditure for the designated purposes during the next fiscal year.

29 16 3. COMMUNITY DEVELOPMENT DIVISION

General Fund appropriation for the Community and Rural Development Division of the DED.

29 17 a. Community development programs  
 29 18 For salaries, support, maintenance, miscellaneous purposes,  
 29 19 community economic development programs, tourism operations,  
 29 20 community assistance, the film office, the mainstreet and  
 29 21 rural mainstreet programs, the school-to-career program, the  
 29 22 community development block grant, and housing and shelter-  
 29 23 related programs and for not more than the following full-time  
 29 24 equivalent positions:

DETAIL: This is a general reduction of \$225,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. This reduction allows the Department of Workforce Development to retain worker's compensation fees (Section 61.3 of this Act) that are normally deposited into the General Fund without impacting the General Fund balance sheet.

29 25 ..... \$ 5,505,725  
 29 26 ..... FTEs 61.75

29 27 b. The department shall encourage development of  
 29 28 communities and quality of life to foster economic growth.  
 29 29 The department shall prepare communities for future growth and  
 29 30 development through development, expansion, and modernization  
 29 31 of infrastructure.

Requires the Community Development Division to encourage development of communities, quality of life, and economic growth, and to prepare communities for future growth through development, expansion, and modernization of infrastructure.

29 32 c. The department shall develop public-private  
 29 33 partnerships with Iowa businesses in the tourism industry,  
 29 34 Iowa tour groups, Iowa tourism organizations, and political  
 29 35 subdivisions in this state to assist in the development of  
 30 1 advertising efforts. The department shall, to the fullest  
 30 2 extent possible, develop cooperative efforts for advertising  
 30 3 with contributions from other sources.

Requires the Department to develop public-private partnerships with Iowa tourism businesses, Iowa tour groups, Iowa tourism organizations, and political subdivisions to assist in developing advertising efforts. The Department is to maximize contributions from other sources for this purpose.



30 4 d. Notwithstanding section 8.33, moneys appropriated in  
 30 5 this subsection that remain unencumbered or unobligated at the  
 30 6 close of the fiscal year shall not revert to any fund but  
 30 7 shall remain available for expenditure for the designated  
 30 8 purposes during the succeeding fiscal year.

CODE: Requires unexpended and unobligated funds appropriated to the Community Development Division to not revert, but remain available for expenditure for the designated purposes during the next fiscal year.

30 9 4. For allocating moneys for the world food prize:  
 30 10 ..... \$ 285,000

General Fund appropriation for the World Food Prize.

DETAIL: Maintains current level of General Fund support. In recent years, the World Food Prize received an allocation from the DED General Administration appropriation.

30 11 Sec. 51. VISION IOWA PROGRAM — FTE AUTHORIZATION. For  
 30 12 purposes of administrative duties associated with the vision  
 30 13 Iowa program, the department of economic development is  
 30 14 authorized an additional 2.25 full-time equivalent positions  
 30 15 above those otherwise authorized in this division of this Act.

Authorizes 2.25 FTE positions for the Vision Iowa Program.

DETAIL: This is no change compared to the estimated net FY 2004 authorization.

30 16 Sec. 52. RURAL COMMUNITY 2000 PROGRAM. There is  
 30 17 appropriated from loan repayments on loans under the former  
 30 18 rural community 2000 program, sections 15.281 through 15.288,  
 30 19 Code 2001, to the department of economic development for the  
 30 20 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 30 21 the following amounts, or so much thereof as is necessary, to  
 30 22 be used for the purposes designated:

Appropriates money from loan repayments received from the Rural Community 2000 Program.

DETAIL: Loan repayment receipts are estimated to be \$270,000 for FY 2005. This is no change compared to FY 2004 receipts.

30 23 1. For providing financial assistance to Iowa's councils  
 30 24 of governments that provide technical and planning assistance  
 30 25 to local governments:  
 30 26 ..... \$ 150,000

Rural Community 2000 Fund appropriation to be distributed to Iowa's Councils of Governments to provide planning and technical assistance to local governments.

DETAIL: Maintains current level of support.

30 27 2. For the rural development program for the purposes of  
 30 28 the program including the rural enterprise fund and  
 30 29 collaborative skills development training:  
 30 30 ..... \$ 120,000

Rural Community 2000 Fund appropriation to the Rural Development Program.

DETAIL: Maintains current level of support.

30 31 Sec. 53. INSURANCE ECONOMIC DEVELOPMENT. There is  
 30 32 appropriated from moneys collected by the division of  
 30 33 insurance in excess of the anticipated gross revenues under  
 30 34 section 505.7, subsection 3, to the department of economic  
 30 35 development for the fiscal year beginning July 1, 2004, and  
 31 1 ending June 30, 2005, the following amount, or so much thereof  
 31 2 as is necessary, for insurance economic development and  
 31 3 international insurance economic development:  
 31 4 ..... \$ 100,000

Insurance receipts appropriation to the DED for insurance economic development.  
  
 DETAIL: Maintains current level of support. Funds collected by the Insurance Division of the Department of Commerce in excess of the anticipated gross revenues are allocated to the DED for insurance economic development purposes.

31 5 Sec. 54. COMMUNITY DEVELOPMENT LOAN FUND. Notwithstanding  
 31 6 section 15E.120, subsection 5, there is appropriated from the  
 31 7 Iowa community development loan fund all the moneys available  
 31 8 during the fiscal year beginning July 1, 2004, and ending June  
 31 9 30, 2005, to the department of economic development for the  
 31 10 community development program to be used by the department for  
 31 11 the purposes of the program.

CODE: Appropriates all receipts from the Iowa Community Development Loan Fund to the Community Development Program.  
  
 DETAIL: The DED estimates up to \$25,261 will be available for transfer to the Community Development Program. This is no change compared to the estimated FY 2004 transfer.

31 12 Sec. 55. WORKFORCE DEVELOPMENT FUND. There is  
 31 13 appropriated from the workforce development fund account  
 31 14 created in section 15.342A, to the workforce development fund  
 31 15 created in section 15.343, for the fiscal year beginning July  
 31 16 1, 2004, and ending June 30, 2005, the following amount, for  
 31 17 the purposes of the workforce development fund, and for not  
 31 18 more than the following full-time equivalent positions:  
 31 19 ..... \$ 4,000,000  
 31 20 ..... FTEs 4.00

Workforce Development Fund Account appropriation to the DED's Workforce Development Fund Program.  
  
 DETAIL: Maintains current level of support and FTE positions.

31 21 Sec. 56. WORKFORCE DEVELOPMENT ADMINISTRATION. From funds  
 31 22 appropriated or transferred to or receipts credited to the  
 31 23 workforce development fund created in section 15.343, up to  
 31 24 \$400,000 for the fiscal year beginning July 1, 2004, and  
 31 25 ending June 30, 2005, may be used for the administration of  
 31 26 workforce development activities including salaries, support,  
 31 27 maintenance, and miscellaneous purposes and for not more than  
 31 28 4.00 full-time equivalent positions.

Allows the DED to use up to \$400,000 of the funds available in the Workforce Development Fund for administration and support of no more than 4.00 FTE positions.  
  
 DETAIL: This is no change in funding or FTE positions compared to the estimated net FY 2004 authorization.

31 29 Sec. 57. JOB TRAINING FUND. Notwithstanding section  
 31 30 15.251, all remaining moneys in the job training fund on July  
 31 31 1, 2004, and any moneys appropriated or credited to the fund  
 31 32 during the fiscal year beginning July 1, 2004, shall be  
 31 33 transferred to the workforce development fund established  
 31 34 pursuant to section 15.343.

CODE: Requires moneys credited to the Job Training Fund in FY 2005 to be transferred to the Workforce Development Fund.

31 35 Sec. 58. IOWA STATE UNIVERSITY.

32 1 1. There is appropriated from the general fund of the  
 32 2 state to the Iowa state university of science and technology  
 32 3 for the fiscal year beginning July 1, 2004, and ending June  
 32 4 30, 2005, the following amount, or so much thereof as is  
 32 5 necessary, to be used for small business development centers,  
 32 6 the science and technology research park, the institute for  
 32 7 physical research, and for not more than the following full-  
 32 8 time equivalent positions:  
 32 9 ..... \$ 2,363,557  
 32 10 ..... FTEs 56.53

General Fund appropriation to Iowa State University (ISU) for the Small Business Development Centers, Research Park, and the Institute for Physical Research and Technology.

DETAIL: Maintains current level of General Fund support and FTE positions.

32 11 2. Of the moneys appropriated in subsection 1, Iowa state  
 32 12 university shall allocate at least \$550,000 for purposes of  
 32 13 funding small business development centers. [Small business  
 32 14 development centers shall be located equally throughout the  
 32 15 different regions of the state.] Iowa state university may  
 32 16 allocate moneys appropriated in subsection 1 to the various  
 32 17 small business development centers in any manner necessary to  
 32 18 achieve the purposes of this subsection.

VETOED

Requires an allocation of \$550,000 for Small Business Development Centers and requires the Centers to be located equally throughout the different regions of the State. Allows Iowa State University to allocate the moneys to the Small Business Development Centers in any manner necessary to achieve this purpose.

VETOED: The Governor vetoed the language requiring small business development centers to be located equally throughout the different regions of the state and stated the legislation is vague, making compliance difficult.

32 19 3. Iowa state university of science and technology shall  
 32 20 do all of the following:  
 32 21 a. Direct expenditures for research toward projects that  
 32 22 will provide economic stimulus for Iowa.

[32 23 b. Emphasize that a business and an individual that  
 32 24 creates a business and receives benefits from a program

VETOED

Requires the University's economic development programs to direct resources and efforts to projects and activities that:

- Stimulate Iowa's economy.
- Lead to commercially viable products and services.
- Emphasize Iowa-based companies.

32 25 funded, in part, through moneys appropriated in this section  
32 26 have a commercially viable product or service.]

32 27 c. Provide emphasis to providing services to Iowa-based  
32 28 companies.

32 29 4. It is the intent of the general assembly that the  
32 30 industrial incentive program focus on Iowa industrial sectors  
32 31 and seek contributions and in-kind donations from businesses,  
32 32 industrial foundations, and trade associations and that moneys  
32 33 for the institute for physical research and technology  
32 34 industrial incentive program shall only be allocated for  
32 35 projects which are matched by private sector moneys for  
33 1 directed contract research or for nondirected research. The  
33 2 match required of small businesses as defined in section  
33 3 15.102, subsection 4, for directed contract research or for  
33 4 nondirected research shall be \$1 for each \$3 of state funds.  
33 5 The match required for other businesses for directed contract  
33 6 research or for nondirected research shall be \$1 for each \$1  
33 7 of state funds. The match required of industrial foundations  
33 8 or trade associations shall be \$1 for each \$1 of state funds.

33 9 Iowa state university of science and technology shall  
33 10 report annually to the joint appropriations subcommittee on  
33 11 economic development and the legislative services agency the  
33 12 total amount of private contributions, the proportion of  
33 13 contributions from small businesses and other businesses, and  
33 14 the proportion for directed contract research and nondirected  
33 15 research of benefit to Iowa businesses and industrial sectors.

33 16 Notwithstanding section 8.33, moneys appropriated in this  
33 17 section that remain unencumbered or unobligated at the close  
33 18 of the fiscal year shall not revert but shall remain available  
33 19 for expenditure for the purposes designated until the close of  
33 20 the succeeding fiscal year.

VETOED: The Governor vetoed language that would require any business or individual receiving benefits from specified Regent economic development programs to have a commercially viable service or product. The Governor stated this language would have an adverse impact on innovation and entrepreneurship.

Specifies the intent of the General Assembly that the Incentive Program focus on Iowa industrial sectors and seek private sector donations. Requires matching funds for participation in the Institute for Physical Research and Technology Incentive Program. The match is \$1.00 for each \$3.00 of State funds for small businesses or \$1.00 for each \$1.00 of State funds for larger businesses, industrial foundations, or trade organizations.

Requires that ISU annually report to the Economic Development Appropriations Subcommittee and the Fiscal Services Division of the Legislative Services Agency the total amount of private contributions, the proportion from small businesses and other businesses, and the proportion for directed and nondirected research.

CODE: Requires funds remaining unencumbered at the end of any fiscal year from the appropriations to ISU not revert but remain available for expenditure in the following fiscal year.

33 21 Sec. 59. UNIVERSITY OF IOWA.

33 22 1. There is appropriated from the general fund of the  
 33 23 state to the state university of Iowa for the fiscal year  
 33 24 beginning July 1, 2004, and ending June 30, 2005, the  
 33 25 following amount, or so much thereof as is necessary, to be  
 33 26 used for the university of Iowa research park and for the  
 33 27 advanced drug development program at the Oakdale research  
 33 28 park, including salaries, support, maintenance, equipment,  
 33 29 miscellaneous purposes, and for not more than the following  
 33 30 full-time equivalent positions:  
 33 31 ..... \$ 247,005  
 33 32 ..... FTEs 6.00

General Fund appropriation to the University of Iowa (SUI) for the Research Park and for the Advanced Drug Development Program.

DETAIL: Maintains current level of General Fund support and FTE positions.

33 33 2. The university of Iowa shall do all of the following:  
 33 34 a. Direct expenditures for research toward projects that  
 33 35 will provide economic stimulus for Iowa.

Requires the University's economic development programs to direct resources and efforts to projects and activities that:

[34 1 b. Emphasize that a business and an individual that  
 34 2 creates a business and receives benefits from a program  
 34 3 funded, in part, through moneys appropriated in this section  
 34 4 have a commercially viable product or service.]

VETOED

- Stimulate Iowa's economy.
- Lead to commercially viable products and services.
- Emphasize Iowa-based companies.

34 5 c. Provide emphasis to providing services to Iowa-based  
 34 6 companies.

VETOED: The Governor vetoed language that would require any business or individual receiving benefits from specified Regent economic development programs to have a commercially viable service or product. The Governor stated this language would have an adverse impact on innovation and entrepreneurship.

34 7 3. The board of regents shall submit a report on the  
 34 8 progress of regents institutions in meeting the strategic plan  
 34 9 for technology transfer and economic development to the  
 34 10 secretary of the senate, the chief clerk of the house of  
 34 11 representatives, and the legislative services agency by  
 34 12 January 15, 2005.

Requires the Board of Regents to submit a report to the General Assembly and the Fiscal Services Division of the Legislative Services Agency by January 15, 2005, on the progress of the Regents institutions in meeting the goals, objectives, and strategies of the Strategic Plan for Technology Transfer and Economic Development.

34 13 4. Notwithstanding section 8.33, moneys appropriated in  
 34 14 this section that remain unencumbered or unobligated at the  
 34 15 close of the fiscal year shall not revert but shall remain

CODE: Requires funds remaining unencumbered at the end of the fiscal year from the appropriations to University of Iowa to not revert, but remain available for expenditure in the following fiscal year.

34 16 available for expenditure for the purposes designated until  
34 17 the close of the succeeding fiscal year.

34 18 Sec. 60. UNIVERSITY OF NORTHERN IOWA.

34 19 1. There is appropriated from the general fund of the  
34 20 state to the university of northern iowa for the fiscal year  
34 21 beginning July 1, 2004, and ending June 30, 2005, the  
34 22 following amount, or so much thereof as is necessary, to be  
34 23 used for the metal casting institute, and for the institute of  
34 24 decision making, including salaries, support, maintenance,  
34 25 miscellaneous purposes, and for not more than the following  
34 26 full-time equivalent positions:  
34 27 ..... \$ 361,291  
34 28 ..... FTEs 4.75

General Fund appropriation to University of Northern Iowa (UNI) for the Metal Casting Institute and the Institute for Decision Making.

DETAIL: Maintains current level of General Fund support and FTE positions.

34 29 2. The university of northern iowa shall do all of the  
34 30 following:  
34 31 a. Direct expenditures for research toward projects that  
34 32 will provide economic stimulus for iowa.

Requires the University's economic development programs to direct resources and efforts to projects and activities that:

- Stimulate Iowa's economy.
- Lead to commercially viable products and services.
- Emphasize Iowa-based companies.

[34 33 b. Emphasize that a business and an individual that  
34 34 creates a business and receives benefits from a program  
34 35 funded, in part, through moneys appropriated in this section  
35 1 have a commercially viable product or service.]

VETOED

VETOED: The Governor vetoed language that would require any business or individual receiving benefits from specified Regent economic development programs to have a commercially viable service or product. The Governor stated this language would have an adverse impact on innovation and entrepreneurship.

35 2 c. Provide emphasis to providing services to Iowa-based  
35 3 companies.

35 4 3. Notwithstanding section 8.33, moneys appropriated in  
35 5 this section that remain unencumbered or unobligated at the  
35 6 close of the fiscal year shall not revert but shall remain  
35 7 available for expenditure for the purposes designated until  
35 8 the close of the succeeding fiscal year.

CODE: Requires funds remaining unencumbered at the end of any fiscal year from the appropriations to the University of Northern Iowa to not revert, but remain available for expenditure in the following fiscal year.

35 9 Sec. 61. DEPARTMENT OF WORKFORCE DEVELOPMENT.

35 10 1. There is appropriated from the general fund of the  
 35 11 state to the department of workforce development for the  
 35 12 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 35 13 the following amount, or so much thereof as is necessary, for  
 35 14 the division of labor services, the division of workers'  
 35 15 compensation, the workforce development state and regional  
 35 16 boards, the new employment opportunity fund, salaries,  
 35 17 support, maintenance, miscellaneous purposes, and for not more  
 35 18 than the following full-time equivalent positions:  
 35 19 ..... \$ 4,889,124  
 35 20 ..... FTEs 94.20

General Fund appropriation to the Department of Workforce Development.

DETAIL: Maintains current level of General Fund support and FTE positions.

35 21 2. From the contractor registration fees, the division of  
 35 22 labor services shall reimburse the department of inspections  
 35 23 and appeals for all costs associated with hearings under  
 35 24 chapter 91C, relating to contractor registration.

Requires the Department of Workforce Development to reimburse the Employment Appeals Board within the Department of Inspections and Appeals for the costs associated with hearings related to contractor registration from contractor registration fees.

35 25 3. The division of workers' compensation shall continue  
 35 26 charging a \$65 filing fee for workers' compensation cases.  
 35 27 The filing fee shall be paid by the petitioner of a claim.  
 35 28 However, the fee can be taxed as a cost and paid by the losing  
 35 29 party, except in cases where it would impose an undue hardship  
 35 30 or be unjust under the circumstances. Of the moneys generated  
 35 31 by the filing fee allowed under this subsection, the first  
 35 32 \$225,000 is appropriated to the department of workforce  
 35 33 development to be used for purposes of administering the  
 35 34 division of workers' compensation.

Requires that the Workers' Compensation Division continue to charge a \$65 filing fee for workers' compensation cases. Permits the losing party to be taxed for the fee, unless it would impose an undue hardship or be unjust. Appropriates the first \$225,000 in fees collected to the Department of Workforce Development.

DETAIL: These fees are normally deposited into the General Fund. The retention of these fees is revenue neutral however due to a General Fund reduction to the Community Development Division of the Department of Economic Development (Section 50.3(a) of this Act) in the like amount.

35 35 4. Notwithstanding section 8.33, moneys appropriated in  
 36 1 this section that remain unencumbered or unobligated at the  
 36 2 close of the fiscal year shall not revert but shall remain  
 36 3 available for expenditure for the purposes designated until  
 36 4 the close of the succeeding fiscal year.

CODE: Allows funds appropriated to the Department of Workforce Development to not revert at the end of the fiscal year, but remain available for expenditure in the next fiscal year.

36 5 Sec. 62. ADMINISTRATIVE CONTRIBUTION SURCHARGE FUND.  
 36 6 Notwithstanding section 96.7, subsection 12, paragraph "c",  
 36 7 there is appropriated from the administrative contribution  
 36 8 surcharge fund of the state to the department of workforce  
 36 9 development for the fiscal year beginning July 1, 2004, and  
 36 10 ending June 30, 2005, any moneys remaining in the  
 36 11 administrative contribution surcharge fund on June 30, 2004,  
 36 12 and the entire amount collected during the fiscal year  
 36 13 beginning July 1, 2004, and ending June 30, 2005, or so much  
 36 14 thereof as is necessary, for salaries, support, maintenance,  
 36 15 conducting labor market surveys, miscellaneous purposes, and  
 36 16 for workforce development regional advisory board member  
 36 17 expenses.

CODE: Administrative Contribution Surcharge Fund appropriation to the Department of Workforce Development.

DETAIL: Appropriates to the Department of Workforce Development the amount that remains in the Fund at the end of FY 2004 and the amount collected by the administrative contribution surcharge during FY 2005. Current statute caps the surcharge revenues deposited into the fund at \$6,525,000. There are 82.37 FTE positions supported by this appropriation, which is no change compared to the estimated net FY 2004 appropriation.

Senate File 458 (FY 2004 Standings Appropriations, Salary Provisions, and Statutory Changes Act) extended the repeal of the surcharge from July 1, 2003, to July 1, 2006. The Act maintains the current cap on the surcharge at \$6,525,000 for FY 2004 and FY 2005. The cap is reduced to \$3,252,500 for FY 2006. After the surcharge is repealed, the interest earned on the Unemployment Compensation Reserve Fund, established in Senate File 458, will be used to support the rural and satellite workforce development offices that are currently funded by the administrative contribution surcharge.

36 18 Sec. 63. EMPLOYMENT SECURITY CONTINGENCY FUND. There is  
 36 19 appropriated from the special employment security contingency  
 36 20 fund to the department of workforce development for the fiscal  
 36 21 year beginning July 1, 2004, and ending June 30, 2005, the  
 36 22 following amounts, or so much thereof as is necessary, for the  
 36 23 purposes designated:

36 24 1. DIVISION OF WORKERS' COMPENSATION  
 36 25 For salaries, support, maintenance, and miscellaneous  
 36 26 purposes:  
 36 27 ..... \$ 471,000

Employment Security Contingency Fund appropriation to the Workers' Compensation Division.

DETAIL: Maintains current level of support.

36 28 2. IMMIGRATION SERVICE CENTERS  
 36 29 For salaries, support, maintenance, and miscellaneous  
 36 30 purposes for the pilot immigration service centers:  
 36 31 ..... \$ 160,000

Employment Security Contingency Fund appropriation for Immigration Services Centers.

DETAIL: Maintains current level of support.



36 32 The department of workforce development shall maintain  
 36 33 pilot immigration service centers that offer one-stop services  
 36 34 to deal with the multiple issues related to immigration and  
 36 35 employment. The pilot centers shall be designed to support  
 37 1 workers, businesses, and communities with information,  
 37 2 referrals, job placement assistance, translation, language  
 37 3 training, resettlement, as well as technical and legal  
 37 4 assistance on such issues as forms and documentation. Through  
 37 5 the coordination of local, state, and federal service  
 37 6 providers, and through the development of partnerships with  
 37 7 public, private, and nonprofit entities with established  
 37 8 records of international service, these pilot centers shall  
 37 9 seek to provide a seamless service delivery system for new  
 37 10 lowans.

Requires the Department of Workforce Development to maintain pilot Immigration Service Centers. Requires that Immigration Service Centers offer one-stop services to workers, businesses, and communities. Requires seamless service delivery through government coordination and cooperation with public, private, and nonprofit entities.

37 11 Any remaining additional penalty and interest revenue may  
 37 12 be allocated and used to accomplish the mission of the  
 37 13 department.

Allows any remaining additional penalty and interest revenues to be used as needed by the Department of Workforce Development.

37 14 Sec. 64. PUBLIC EMPLOYMENT RELATIONS BOARD. There is  
 37 15 appropriated from the general fund of the state to the public  
 37 16 employment relations board for the fiscal year beginning July  
 37 17 1, 2004, and ending June 30, 2005, the following amount, or so  
 37 18 much thereof as is necessary, for the purposes designated:

General Fund appropriation to the Public Employment Relations Board.

37 19 For salaries, support, maintenance, miscellaneous purposes,  
 37 20 and for not more than the following full-time equivalent  
 37 21 positions:

DETAIL: Maintains current level of General Fund support and FTE positions.

37 22 ..... \$ 895,752  
 37 23 ..... FTEs 10.00

37 24 Sec. 65. Section 96.7, subsection 2, paragraph d,  
 37 25 subparagraph (1), Code Supplement 2003, is amended to read as  
 37 26 follows:

CODE: Requires the balance in the Unemployment Compensation Reserve Fund be included in computing the reserve fund ratio for the Unemployment Insurance Trust Fund and specifies the dollar amounts to be included in the computation.

37 27 (1) The current reserve fund ratio is computed by dividing  
 37 28 the total funds available for payment of benefits, on the  
 37 29 computation date, by the total wages paid in covered  
 37 30 employment excluding reimbursable employment wages during the

DETAIL: Senate File 458 (FY 2004 Standing Appropriations, Salary

37 31 first four calendar quarters of the five calendar quarters  
 37 32 immediately preceding the computation date. However, in  
 37 33 computing the current reserve fund ratio the following amounts  
 37 34 shall be added to the total funds available for payment of  
 37 35 benefits on the following computation dates:  
 38 1 (a) Twenty million dollars on July 1, 2004.  
 38 2 (b) Seventy million dollars on July 1, 2005.  
 38 3 (c) One hundred twenty million dollars on July 1, 2006.  
 38 4 (d) One hundred fifty million dollars on July 1, 2007, and  
 38 5 on each subsequent computation date.

38 6 Sec. 66. Section 96.19, subsection 18, paragraph a,  
 38 7 subparagraph (7), subparagraph subdivision (a), Code 2003, is  
 38 8 amended to read as follows:

38 9 (a) A person in agricultural labor when such labor is  
 38 10 performed for an employing unit which during any calendar  
 38 11 quarter in the calendar year or the preceding calendar year  
 38 12 paid remuneration in cash of twenty thousand dollars or more  
 38 13 to individuals employed in agricultural labor excluding labor  
 38 14 performed before January 1, 1980, by an alien referred to in  
 38 15 this subparagraph; or on each of some twenty days during the  
 38 16 calendar year or the preceding calendar year, each day being  
 38 17 in a different calendar week, employed in agricultural labor  
 38 18 for some portion of the day ten or more individuals, excluding  
 38 19 labor performed before January 1, 1980, by an alien referred  
 38 20 to in this subparagraph; and such labor is not agricultural  
 38 21 labor performed before January 1, 1980, by an individual who  
 38 22 is an alien admitted to the United States to perform  
 38 23 agricultural labor pursuant to sections 214(c) and  
 38 24 101(a)(15)(H) of the Immigration and Nationality Act, 8 U.S.C.  
 38 25 § 1184(c), 1101(a)(15)(H) (1976). For purposes of this  
 38 26 subparagraph subdivision, "employed" shall not include  
 38 27 services performed by agricultural workers who are aliens  
 38 28 admitted to the United States to perform labor pursuant to  
 38 29 section 101(a)(15)(H)(ii)(a) of the Immigration and  
 38 30 Nationality Act and who are not covered under the Federal  
 38 31 Unemployment Tax Act.

Provisions, and Statutory Changes Act) created the Unemployment Compensation Reserve Fund and capped the Reserve Fund and \$150,000,000. The Act specified that the balance in the Reserve Fund was to be included with the balance in the Unemployment Insurance Trust Fund when calculating the contribution rate for Unemployment Insurance. According to the Department of Workforce Development, the U.S. Department of Labor required that the specific balance estimated to be in the Reserved Fund in a given fiscal year be codified in order to include it in the calculation.

CODE: Exempts employers from having to pay Unemployment Insurance tax for agricultural workers that are aliens admitted to the U.S. pursuant to the Federal Immigration and Nationality Act and that are not covered under the Federal Unemployment Tax Act.

[38 32 Sec. 67. IOWA COMMUNITY COLLEGE ONE SOURCE TRAINING

38 33 INITIATIVE. In the interest of putting an emphasis on the  
 38 34 software and information technology sector in this state, the  
 38 35 Iowa community college one source training initiative is  
 39 1 encouraged to explore a partnership with software and  
 39 2 information technology of Iowa to identify methods of funding  
 39 3 the training and retraining needs of the software and  
 39 4 information technology sector in Iowa. To the extent  
 39 5 possible, funding from the workforce training and economic  
 39 6 development moneys in the grow Iowa values fund should be  
 39 7 considered as a potential funding source for these purposes.]

VETOED

Encourages the Iowa Community College One Source Training Initiative to explore a partnership with Software and Information Technology of Iowa to identify methods of funding the training and retraining needs of the software and information technology sector in Iowa. Specifies that workforce training and economic development moneys in the Grow Iowa Values Fund be considered as a potential funding source for this purpose.

VETOED: The Governor vetoed this Section and stated that giving a preference to one sector of the economy could cause a conflict between sectors and between the sectors and the community colleges.

39 8 Sec. 68. VALUE-ADDED AGRICULTURAL PRODUCTS AND PROCESSES  
 39 9 FINANCIAL ASSISTANCE FUND MONEYS. The office of renewable  
 39 10 fuels and coproducts may apply to the department of economic  
 39 11 development for moneys in the value-added agricultural  
 39 12 products and processes financial assistance fund for deposit  
 39 13 in the renewable fuels and coproducts fund created in section  
 39 14 159A.7.

Permits the Office of Renewable Fuels and Coproducts to apply to the DED for funding from the Value-Added Agricultural Products and Processes Financial Assistance Fund.

39 15 Sec. 69. IOWA FINANCE AUTHORITY AUDIT. The auditor of  
 39 16 state is requested to review the audit of the Iowa finance  
 39 17 authority performed by the auditor hired by the authority.  
 39 18 The auditor of state is also requested to conduct a  
 39 19 performance audit of the authority to determine the  
 39 20 effectiveness of the authority and the programs of the  
 39 21 authority.

Requests that the Auditor of State review the outside audit of the Iowa Finance Authority and do a performance audit to determine the Authority's effectiveness.

39 22 Sec. 70. APPLICATION FOR DEPARTMENT OF ECONOMIC  
 39 23 DEVELOPMENT MONEYS. For the fiscal year beginning July 1,  
 39 24 2004, any entity that was specifically identified in 2001 Iowa  
 39 25 Acts, chapter 188, to receive funding from the department of  
 39 26 economic development, excluding any entity identified to  
 39 27 receive a direct appropriation beginning July 1, 2004, may  
 39 28 apply to the department for assistance through the appropriate  
 39 29 program. The department shall provide application criteria  
 39 30 necessary to implement this section.

Permits those programs that previously received allocations and appropriations (commonly called earmarks) from moneys appropriated to the Department of Economic Development to apply for funding from the Department's programs if they do not receive an appropriation in this Act.

[39 31 Sec. 71. EXPENDITURE AND ALLOCATION REPORTS. The  
 39 32 department of economic development, the department of  
 39 33 workforce development, and the regents institutions receiving  
 39 34 an appropriation pursuant to this division of this Act shall  
 39 35 file a written report on a quarterly basis with the  
 40 1 chairpersons and ranking members of the joint appropriations  
 40 2 subcommittee on economic development and the legislative  
 40 3 services agency regarding all expenditures of moneys  
 40 4 appropriated pursuant to this division of this Act during the  
 40 5 quarter, allocations of moneys appropriated pursuant to this  
 40 6 Act during the quarter, and full-time equivalent positions  
 40 7 allocated during the quarter.]

VETOED

Requires the Department of Economic Development, the Department of Workforce Development, and the Regents institutions economic development programs receiving consolidated appropriations under this Act to make quarterly reports to the Chairpersons and Ranking Members of the Economic Development Appropriations Subcommittee and to the Fiscal Services Division of the Legislative Services Agency regarding the allocations to and expenditures by the programs affected by these appropriations.

VETOED: The Governor vetoed this Section and stated that the information is readily available through the Iowa Financial and Accounting System and through direct request for information from the Regents.

40 8 Sec. 72. SHELTER ASSISTANCE FUND. In providing moneys  
 40 9 from the shelter assistance fund to homeless shelter programs  
 40 10 in the fiscal year beginning July 1, 2004, and ending June 30,  
 40 11 2005, the department of economic development shall explore the  
 40 12 potential of allocating moneys to homeless shelter programs  
 40 13 based in part on their ability to move their clients toward  
 40 14 self-sufficiency.

Requires the DED to explore allocating Shelter Assistance Funds to homeless shelters based in part on the shelter's ability to move clients toward self-sufficiency.

40 15 Sec. 73. FEDERAL GRANTS. All federal grants to and the  
 40 16 federal receipts of agencies appropriated funds under this  
 40 17 division of this Act, not otherwise appropriated, are  
 40 18 appropriated for the purposes set forth in the federal grants  
 40 19 or receipts unless otherwise provided by the general assembly.

Requires all federal funds, and not otherwise appropriated, to be used for the purposes set forth under federal funding requirements.

40 20 Sec. 74. UNEMPLOYMENT COMPENSATION PROGRAM.  
 40 21 Notwithstanding section 96.9, subsection 4, paragraph "a",  
 40 22 moneys credited to the state by the secretary of the treasury  
 40 23 of the United States pursuant to section 903 of the Social  
 40 24 Security Act shall be appropriated to the department of  
 40 25 workforce development and shall be used by the department for  
 40 26 the administration of the unemployment compensation program  
 40 27 only. This appropriation shall not apply to any fiscal year  
 40 28 beginning after December 31, 2004.

CODE: Restricts use of certain federal funds to comply with federal law.

40 29 Sec. 75. PAYROLL EXPENDITURE REFUNDS. There is  
40 30 appropriated from the general fund of the state to the  
40 31 department of economic development for the fiscal year  
40 32 beginning July 1, 2004, and ending June 30, 2005, \$27,786, or  
40 33 so much thereof as is necessary, to pay refunds as provided  
40 34 under section 15.365.

General Fund appropriation of \$27,786 to the School-to-Career Program for FY 2005. The appropriation is made in lieu of the \$500,000 standing appropriation in Section 15.365, Code of Iowa.

DETAIL: Maintains current level of General Fund support.

<p>40 35 DIVISION IV 41 1 EDUCATION</p> <p>41 2 COLLEGE STUDENT AID COMMISSION</p> <p>41 3 Sec. 76. There is appropriated from the general fund of 41 4 the state to the college student aid commission for the fiscal 41 5 year beginning July 1, 2004, and ending June 30, 2005, the 41 6 following amounts, or so much thereof as may be necessary, to 41 7 be used for the purposes designated: 41 8 1. GENERAL ADMINISTRATION 41 9 For salaries, support, maintenance, miscellaneous purposes, 41 10 and for not more than the following full-time equivalent 41 11 positions: 41 12 ..... \$ 298,825 41 13 ..... FTEs 4.30</p> <p>41 14 2. STUDENT AID PROGRAMS 41 15 For payments to students for the Iowa grant program: 41 16 ..... \$ 1,029,784</p> <p>41 17 3. DES MOINES UNIVERSITY — OSTEOPATHIC MEDICAL CENTER 41 18 For the Des Moines university — osteopathic medical center 41 19 for an initiative in primary health care to direct primary 41 20 care physicians to shortage areas in the state: 41 21 ..... \$ 396,451</p> <p>41 22 From the funds appropriated in this subsection, \$50,000 41 23 shall be used for forgivable loans in accordance with section 41 24 261.19, subsection 2.</p>	<p>General Fund appropriation to the College Student Aid Commission.</p> <p>DETAIL: Maintains current level of General Fund support and FTE positions.</p> <p>General Fund appropriation to the College Student Aid Commission for the Iowa Grant Program.</p> <p>DETAIL: Maintains current level of General Fund support. The Program provided average grants of \$480 to 2,146 recipients during FY 2004.</p> <p>General Fund appropriation for the Primary Care Program.</p> <p>DETAIL: This is an increase of \$50,000 compared to the estimated net FY 2004 appropriation. The additional funds are to be used for the Osteopathic Forgivable Loan Program as specified in the following paragraph. The Primary Care Program provided average awards of \$28,200 for 13 recipients during FY 2004. The Program provides debt reduction for graduates that locate in rural communities. The State funding requires a local match by the community.</p> <p>Allows up to \$50,000 of the funds appropriated to be used for the Osteopathic Forgivable Loan Program at Des Moines University.</p>
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41 25 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM  
 41 26 For purposes of providing national guard educational  
 41 27 assistance under the program established in section 261.86:  
 41 28 ..... \$ 2,900,000

DETAIL: The General Fund appropriation for this Program was eliminated for FY 2003 and FY 2004. The Program last received a State General Fund appropriation of \$95,700 in FY 2002.

General Fund appropriation to the College Student Aid Commission for the National Guard Tuition Aid Program.

DETAIL: This is an increase of \$1,756,401 compared to the estimated net FY 2004 appropriation. The additional funds will be used to increase the tuition assistance amount and increase the number of recipients. The Program goal is to fund 100.00% of tuition cost at the community colleges and Regents universities. Students attending private colleges and universities may receive up to 100.00% of the amount to attend a Regents university. The FY 2004 funding of \$1,143,599 provides average assistance of \$1,500 to approximately 750 recipients. If the average award was maintained at \$1,500, the additional funding would support approximately 1,170 more recipients. If the average award was increased to \$3,000, the number of recipients would be approximately 967. Tuition at the Board of Regents institutions will be \$4,702 for the Fall 2004 semester (FY 2005). The average community college tuition for FY 2004 is \$2,537.

41 29 5. TEACHER SHORTAGE FORGIVABLE LOAN PROGRAM  
 41 30 For the teacher shortage forgivable loan program  
 41 31 established in section 261.111:  
 41 32 ..... \$ 460,472

General Fund appropriation to the College Student Aid Commission for the Teacher Shortage Forgivable Loan Program.

DETAIL: Maintains current level of General Fund support.

41 33 Sec. 77. WORK-STUDY APPROPRIATION NULLIFICATION FOR FY  
 41 34 2004-2005. Notwithstanding section 261.85, for the fiscal  
 41 35 year beginning July 1, 2004, and ending June 30, 2005, the  
 42 1 amount appropriated for the work-study program under section  
 42 2 261.85 shall be zero.

CODE: Nullifies the standing appropriation for the Work Study Program for FY 2004.

DETAIL: This Program has not received State funding since FY 2001. The Commission estimates colleges and universities in Iowa will receive approximately \$15,600,000 in federal funds for Work Study in FY 2004.

42 3 DEPARTMENT FOR THE BLIND

42 4 Sec. 78. ADMINISTRATION. There is appropriated from the  
 42 5 general fund of the state to the department for the blind for

General Fund appropriation to the Department for the Blind Administration Division.

42 6 the fiscal year beginning July 1, 2004, and ending June 30,  
 42 7 2005, the following amount, or so much thereof as is  
 42 8 necessary, to be used for the purposes designated:  
 42 9 For salaries, support, maintenance, miscellaneous purposes  
 42 10 and for not more than the following full-time equivalent  
 42 11 positions:  
 42 12 ..... \$ 1,541,907  
 42 13 ..... FTEs 109.51

DETAIL: Maintains current level of General Fund support and FTE positions.

42 14 DEPARTMENT OF CULTURAL AFFAIRS

42 15 Sec. 79. There is appropriated from the general fund of  
 42 16 the state to the department of cultural affairs for the fiscal  
 42 17 year beginning July 1, 2004, and ending June 30, 2005, the  
 42 18 following amounts, or so much thereof as is necessary, to be  
 42 19 used for the purposes designated:

42 20 1. ADMINISTRATION  
 42 21 For salaries, support, maintenance, miscellaneous purposes,  
 42 22 and for not more than the following full-time equivalent  
 42 23 positions:  
 42 24 ..... \$ 214,475  
 42 25 ..... FTEs 1.17

General Fund appropriation to the Department of Cultural Affairs Administration Division.

DETAIL: Maintains current level of General Fund support and FTE positions.

42 26 The department of cultural affairs shall coordinate  
 42 27 activities with the tourism office of the department of  
 42 28 economic development to promote attendance at the state  
 42 29 historical building and at this state's historic sites.

Requires the Department of Cultural Affairs to coordinate with the Department of Economic Development to promote attendance at the State Historical Building and State Historic Sites.

42 30 2. COMMUNITY CULTURAL GRANTS  
 42 31 For planning and programming for the community cultural  
 42 32 grants program established under section 303.3:  
 42 33 ..... \$ 299,240

General Fund appropriation to the Department of Cultural Affairs for the Community Cultural Grants Program.

DETAIL: Maintains current level of General Fund support.

42 34 3. HISTORICAL DIVISION  
 42 35 For salaries, support, maintenance, miscellaneous purposes,  
 43 1 and for not more than the following full-time equivalent

General Fund appropriation to the Historical Division of the Department of Cultural Affairs.



PG LN	Senate File 2298	Explanation
43 2	positions:	DETAIL: Maintains current level of General Fund support and FTE positions.
43 3	..... \$ 2,868,725	
43 4	..... FTEs 54.78	
43 5	4. HISTORIC SITES	General Fund appropriation to the Department of Cultural Affairs for Historic Sites.
43 6	For salaries, support, maintenance, miscellaneous purposes,	
43 7	and for not more than the following full-time equivalent	
43 8	positions:	DETAIL: Maintains current level of General Fund support and FTE positions.
43 9	..... \$ 526,459	
43 10	..... FTEs 8.00	
43 11	5. ARTS DIVISION	General Fund appropriation to the Arts Division of the Department of Cultural Affairs.
43 12	For salaries, support, maintenance, miscellaneous purposes,	
43 13	including funds to match federal grants and for not more than	
43 14	the following full-time equivalent positions:	DETAIL: Maintains current level of General Fund support and FTE positions.
43 15	..... \$ 1,157,486	
43 16	..... FTEs 7.55	
43 17	DEPARTMENT OF EDUCATION	
43 18	Sec. 80. There is appropriated from the general fund of	
43 19	the state to the department of education for the fiscal year	
43 20	beginning July 1, 2004, and ending June 30, 2005, the	
43 21	following amounts, or so much thereof as may be necessary, to	
43 22	be used for the purposes designated:	
43 23	1. GENERAL ADMINISTRATION	General Fund appropriation to the Department of Education General Administration Division.
43 24	For salaries, support, maintenance, miscellaneous purposes,	
43 25	and for not more than the following full-time equivalent	
43 26	positions:	DETAIL: Maintains current level of General Fund support and FTE positions.
43 27	..... \$ 5,168,114	
43 28	..... FTEs 85.65	
43 29	The director of the department of education shall ensure	Requires the Director of the Department of Education to ensure that all school districts are aware of the State education resources available on the State web site for listing teacher job openings and to make every reasonable effort to enable qualified practitioners to post their
43 30	that all school districts are aware of the state education	
43 31	resources available on the state website for listing teacher	
43 32	job openings and shall make every reasonable effort to enable	

43 33 qualified practitioners to post their resumes on the state  
 43 34 website. The department shall administer the posting of job  
 43 35 vacancies for school districts, accredited nonpublic schools,  
 44 1 and area education agencies on the state website. The  
 44 2 department may coordinate this activity with the Iowa school  
 44 3 board association or other interested education associations  
 44 4 in the state. The department shall strongly encourage school  
 44 5 districts to seek direct claiming under the medical assistance  
 44 6 program for funding of school district nursing services for  
 44 7 students.

resumes on the State web site. Requires the Department of Education to administer the posting of job vacancies for school districts, accredited nonpublic schools, and area education agencies on the State web site. Specifies that the Department of Education may coordinate this activity with the Iowa School Board Association or other interested educational associations in the State. Requires the Department to strongly encourage school districts to seek Medicaid funding for school nurse services for students.

44 8 2. VOCATIONAL EDUCATION ADMINISTRATION  
 44 9 For salaries, support, maintenance, miscellaneous purposes,  
 44 10 and for not more than the following full-time equivalent  
 44 11 positions:  
 44 12 ..... \$ 514,828  
 44 13 ..... FTEs 18.25

General Fund appropriation to the Department of Education for Vocational Education Administration.

DETAIL: Maintains current level of General Fund support and FTE positions.

44 14 3. VOCATIONAL REHABILITATION SERVICES DIVISION  
 44 15 a. For salaries, support, maintenance, miscellaneous  
 44 16 purposes, and for not more than the following full-time  
 44 17 equivalent positions:  
 44 18 ..... \$ 4,278,784  
 44 19 ..... FTEs 281.50

General Fund appropriation to the Vocational Rehabilitation Services Division of the Department of Education.

DETAIL: Maintains current level of General Fund support and FTE positions.

44 20 The division of vocational rehabilitation services shall  
 44 21 seek funding from other sources, such as local funds, for  
 44 22 purposes of matching the state's federal vocational  
 44 23 rehabilitation allocation, as well as for matching other  
 44 24 federal vocational rehabilitation funding that may become  
 44 25 available.

Requires the Vocational Rehabilitation Services Division to seek other funds, such as local funds, for purposes of matching federal vocational rehabilitation funds and other federal funding that may become available.

DETAIL: It is expected that the Division will be able to fully match available federal funds in Federal Fiscal Year 2004. Many of the local entities under contract with the Division, however, are experiencing budget difficulties. If any of these entities should fail to meet the financial obligations of their contracts with the Division, federal funds could be lost due to lack of matching dollars.

44 26 Except where prohibited under federal law, the division of  
44 27 vocational rehabilitation services of the department of  
44 28 education shall accept client assessments, or assessments of  
44 29 potential clients, performed by other agencies in order to  
44 30 reduce duplication of effort.

Requires the Division to accept client assessments from other governmental agencies to reduce duplication of effort.

44 31 Notwithstanding the full-time equivalent position limit  
44 32 established in this lettered paragraph, for the fiscal year  
44 33 ending June 30, 2005, if federal funding is received to pay  
44 34 the costs of additional employees for the vocational  
44 35 rehabilitation services division who would have duties  
45 1 relating to vocational rehabilitation services paid for  
45 2 through federal funding, authorization to hire not more than  
45 3 4.00 additional full-time equivalent employees shall be  
45 4 provided, the full-time equivalent position limit shall be  
45 5 exceeded, and the additional employees shall be hired by the  
45 6 division.

Authorizes the Vocational Rehabilitation Division to hire a maximum of 4.00 additional FTE positions if federal funding is available to pay for the additional employees.

45 7 b. For matching funds for programs to enable persons with  
45 8 severe physical or mental disabilities to function more  
45 9 independently, including salaries and support, and for not  
45 10 more than the following full-time equivalent position:  
45 11 ..... \$ 54,150  
45 12 ..... FTEs 1.00

General Fund appropriation to the Independent Living Program.

DETAIL: Maintains current level of General Fund support and FTE positions.

45 13 The highest priority use for the moneys appropriated under  
45 14 this lettered paragraph shall be for programs that emphasize  
45 15 employment and assist persons with severe physical or mental  
45 16 disabilities to find and maintain employment to enable them to  
45 17 function more independently.

Requires the Independent Living Program to give the highest priority to programs that emphasize employment.

45 18 4. STATE LIBRARY

General Fund appropriation to the Department of Education for the State Library.

45 19 a. For salaries, support, maintenance, miscellaneous  
45 20 purposes, and for not more than the following full-time  
45 21 equivalent positions:  
45 22 ..... \$ 1,262,603  
45 23 ..... FTEs 18.00

DETAIL: Maintains current level of General Fund support and FTE positions.

45 24 b. For the enrich Iowa program:  
 45 25 ..... \$ 1,698,432

General Fund appropriation to the Enrich Iowa Program.

DETAIL: Maintains current level of General Fund support.

45 26 (1) Funds allocated for purposes of the enrich Iowa  
 45 27 program as provided in this lettered paragraph shall be  
 45 28 distributed by the division of libraries and information  
 45 29 services to provide support for Iowa's libraries. The  
 45 30 commission of libraries shall develop rules governing the  
 45 31 allocation of funds provided by the general assembly for the  
 45 32 enrich Iowa program to provide direct state assistance to  
 45 33 public libraries and to fund the open access and access plus  
 45 34 programs. Direct state assistance to eligible public  
 45 35 libraries is provided as an incentive to improve library  
 46 1 services and to reduce inequities among communities in the  
 46 2 delivery of library services based on recognized and adopted  
 46 3 performance measures. Funds distributed as direct state  
 46 4 assistance shall be distributed to eligible public libraries  
 46 5 that are in compliance with performance measures adopted by  
 46 6 rule by the commission of libraries. The funds allocated as  
 46 7 provided in this lettered paragraph shall not be used for the  
 46 8 costs of administration by the division. The amount of direct  
 46 9 state assistance distributed to each eligible public library  
 46 10 shall be based upon the following:

Specifies how the funds allocated for purposes of the Enrich Iowa Program shall be distributed by the Division of Libraries and Information Services to each eligible library. Requires the amount distributed to be based on the following:

- Library's level of achievement.
- Population within a library's established geographic local service area (population of city).
- Funding received by the library from the county to serve rural residents or from other towns to serve those communities.

Specifies and requires the following:

- Specifies that money received by a public library under this paragraph is to supplement, not supplant, any other funding received by the library.
- Provides the definition of an eligible public library.
- Requires each eligible public library to maintain a separate listing of payments received and expenditures made pursuant to this paragraph and to submit the listing annually to the Division of Library Services.
- Requires the Division to submit a program evaluation report to the Governor and the General Assembly by January 15, 2006, detailing the uses and impacts of the funds allocated.
- Requires a public library that receives Enrich Iowa Program funds to have an Internet use policy in place that may or may not include Internet filtering.
- Requires a public library to submit a report describing the library's Internet use efforts to the Division.
- Requires a public library that receives Enrich Iowa Program funds to participate in the Open Access Program.

46 11 (a) The level of compliance by the eligible public library  
 46 12 with the performance measures adopted by the commission as  
 46 13 provided in this subparagraph.

46 14 (b) The number of people residing within an eligible  
 46 15 library's geographic service area for whom the library  
 46 16 provides services.

46 17 (c) The amount of other funding the eligible public  
 46 18 library received in the previous fiscal year for providing  
 46 19 services to rural residents and to contracting communities.

46 20 (2) Moneys received by a public library under this  
 46 21 lettered paragraph shall supplement, not supplant, any other  
 46 22 funding received by the library.

46 23 (3) For purposes of this section, "eligible public

46 24 library" means a public library that meets all of the  
 46 25 following requirements:  
 46 26 (a) Submits to the division all of the following:  
 46 27 (i) The report provided for under section 256.51,  
 46 28 subsection 1, paragraph "h".  
 46 29 (ii) An application and accreditation report, in a format  
 46 30 approved by the commission, that provides evidence of the  
 46 31 library's compliance with at least one level of the standards  
 46 32 established in accordance with section 256.51, subsection 1,  
 46 33 paragraph "k".  
 46 34 (iii) Any other application or report the division deems  
 46 35 necessary for the implementation of the enrich Iowa program.  
 47 1 (b) Participates in the library resource and information  
 47 2 sharing programs established by the state library.  
 47 3 (c) Is a public library established by city ordinance or a  
 47 4 library district as provided in chapter 336.  
 47 5 (4) Each eligible public library shall maintain a separate  
 47 6 listing within its budget for payments received and  
 47 7 expenditures made pursuant to this lettered paragraph, and  
 47 8 shall annually submit this listing to the division.  
 47 9 (5) By January 15, 2006, the division shall submit a  
 47 10 program evaluation report to the general assembly and the  
 47 11 governor detailing the uses and the impacts of funds allocated  
 47 12 under this lettered paragraph.  
 47 13 (6) A public library that receives funds in accordance  
 47 14 with this lettered paragraph shall have an internet use policy  
 47 15 in place, which may or may not include internet filtering.  
 47 16 The library shall submit a report describing the library's  
 47 17 internet use efforts to the division.  
 47 18 (7) A public library that receives funds in accordance  
 47 19 with this lettered paragraph shall provide open access, the  
 47 20 reciprocal borrowing program, as a service to its patrons, at  
 47 47 21 a reimbursement rate determined by the state library.

47 22 5. LIBRARY SERVICE AREA SYSTEM  
 47 23 For state aid:  
 47 24 ..... \$ 1,376,558

General Fund appropriation to the Department of Education for the  
 Library Service Area System.

47 25 6. PUBLIC BROADCASTING DIVISION  
 47 26 For salaries, support, maintenance, capital expenditures,  
 47 27 miscellaneous purposes, and for not more than the following  
 47 28 full-time equivalent positions:  
 47 29 ..... \$ 6,568,514  
 47 30 ..... FTEs 78.00

DETAIL: Maintains current level of General Fund support.

General Fund appropriation to the Department of Education for Iowa Public Television (IPTV).

DETAIL: This is an increase of \$142,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The increase will fund the costs of operating five digital transmitters. Section 85 of this Act allocates to IPTV an additional \$158,000 for this purpose from unexpended funds from the FY 2004 General Fund appropriation to the Student Achievement and Teacher Quality Program.

47 31 7. REGIONAL TELECOMMUNICATIONS COUNCILS  
 47 32 For state aid and for not more than the following full-time  
 47 33 equivalent positions:  
 47 34 ..... \$ 1,600,806  
 47 35 ..... FTEs 6.00

General Fund appropriation to the Public Broadcasting Division of the Department of Education for the Regional Telecommunications Councils.

DETAIL: Maintains current level of General Fund support and FTE positions.

48 1 a. Of the amount appropriated in this subsection, \$360,328  
 48 2 shall be allocated to the public broadcasting division for  
 48 3 purposes of providing support for functions related to the  
 48 4 Iowa communications network, including but not limited to the  
 48 5 following functions: development of distance learning  
 48 6 applications; development of a central information source on  
 48 7 the internet relating to educational uses of the network;  
 48 8 second-line technical support for network sites; testing and  
 48 9 initializing sites onto the network; and coordinating the work  
 48 10 of the education telecommunications council.

Requires \$360,328 of the appropriation be expended for support functions related to the Iowa Communications Network (ICN).

48 11 b. Of the amount appropriated in this subsection,  
 48 12 \$1,240,478 shall be allocated to the regional  
 48 13 telecommunications councils established in section 8D.5. The  
 48 14 regional telecommunications councils shall use the funds to  
 48 15 provide technical assistance for network classrooms, planning  
 48 16 and troubleshooting for local area networks, scheduling of  
 48 17 video sites, and other related support activities.

Requires \$1,240,478 of the appropriation be allocated to the Regional Telecommunications Councils. Specifies how the funds must be spent.

<p>48 18 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS                  48 19 For reimbursement for vocational education expenditures                  48 20 made by secondary schools:                  48 21 ..... \$ 2,936,904</p> <p>48 22 Funds appropriated in this subsection shall be used for                  48 23 expenditures made by school districts to meet the standards                  48 24 set in sections 256.11, 258.4, and 260C.14 as a result of the                  48 25 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used                  48 26 as reimbursement for vocational education expenditures made by                  48 27 secondary schools in the manner provided by the department of                  48 28 education for implementation of the standards set in 1989 Iowa                  48 29 Acts, chapter 278.</p> <p>48 30 9. SCHOOL FOOD SERVICE                  48 31 For use as state matching funds for federal programs that                  48 32 shall be disbursed according to federal regulations, including                  48 33 salaries, support, maintenance, and miscellaneous purposes:                  48 34 ..... \$ 2,509,683</p> <p>48 35 10. IOWA EMPOWERMENT FUND                  49 1 For deposit in the school ready children grants account of                  49 2 the Iowa empowerment fund created in section 28.9:                  49 3 ..... \$ 13,381,594</p> <p>49 4 a. From the moneys deposited in the school ready children                  49 5 grants account for the fiscal year beginning July 1, 2004, and                  49 6 ending June 30, 2005, not more than \$200,000 is allocated for                  49 7 the community empowerment office and other technical                  49 8 assistance activities. It is the intent of the general                  49 9 assembly that regional technical assistance teams will be                  49 10 established and will include staff from various agencies, as                  49 11 appropriate, including the area education agencies, community                  49 12 colleges, and the Iowa state university of science and                  49 13 technology cooperative extension service in agriculture and                  49 14 home economics. The Iowa empowerment board shall direct staff                  49 15 to work with the advisory council to inventory technical</p>	<p>General Fund appropriation to Department of Education for Vocational Education Aid to Secondary Schools.</p> <p>DETAIL: Maintains current level of General Fund support.</p> <p>Requires the funds appropriated be used for reimbursement of vocational expenditures made by secondary schools to implement the standards set by Chapter 278 (SF 449 Vocational Education Act), 1989 Iowa Acts.</p> <p>General Fund appropriation to Department of Education for School Food Service.</p> <p>DETAIL: Maintains current level of General Fund support.</p> <p>General Fund appropriation for deposit in the School Ready Children Grants Account of the Iowa Empowerment Fund.</p> <p>DETAIL: Maintains current level of General Fund support.</p> <p>Specifies that, from the moneys deposited in the School Ready Children Grants Account for FY 2005, a maximum of \$200,000 be allocated for the Community Empowerment Office and other technical assistance activities. Specifies that it is the intent of the General Assembly that regional technical assistance teams be established and include staff from appropriate agencies, including area education agencies, community colleges, and the Iowa State University Extension Service. Requires the State Empowerment Board to direct staff to work with the Advisory Council to inventory technical assistance needs. Specifies that the funds allocated under this paragraph may be used by the State Empowerment Board for the</p>
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49 16 assistance needs. Funds allocated under this lettered  
 49 17 paragraph may be used by the Iowa empowerment board for the  
 49 18 purpose of skills development and support for ongoing training  
 49 19 of the regional technical assistance teams. However, funds  
 49 20 shall not be used for additional staff or for the  
 49 21 reimbursement of staff.

purpose of skills development and support for ongoing training of the regional technical assistance teams. Requires the funds not be used for additional staff or for the reimbursement of staff.

49 22 b. Notwithstanding any other provision of law to the  
 49 23 contrary, the community empowerment office shall use the  
 49 24 documentation created by the legislative services agency to  
 49 25 continue the implementation of the four-year phase-in period  
 49 26 of the distribution formula approved by the community  
 49 27 empowerment board.

CODE: Specifies the funds appropriated for School Ready Children Grants will be allocated to the Community Empowerment Areas following the four-year phase-in plan, begun in FY 2004, to implement the Community Empowerment Board's distribution formula.

DETAIL: In FY 2005, the phase-in plan maintains allocations at or above 75.00% of the FY 2003 allocations. In FY 2006 and FY 2007, allocations will be maintained at or above 50.00% of the FY 2003 allocations. The full formula will take effect in FY 2008.

The formula allocates funding to the 58 Community Empowerment Areas as follows:

- 45.00% based on percent of population age 0-5 and 185.00% of poverty level or less.
- 35.00% based on percent of population age 0-5.
- 20.00% distributed equally among the areas.

49 28 c. As a condition of receiving funding appropriated in  
 49 29 this subsection, each community empowerment area board shall  
 49 30 report to the Iowa empowerment board progress on each of the  
 49 31 state indicators approved by the state board, as well as  
 49 32 progress on local indicators. The community empowerment area  
 49 33 board must also submit a written plan amendment extending by  
 49 34 one year the area's comprehensive school ready children grant  
 49 35 plan developed for providing services for children from birth  
 50 1 through five years of age and provide other information  
 50 2 specified by the Iowa empowerment board. The amendment may  
 50 3 also provide for changes in the programs and services provided  
 50 4 under the plan. The Iowa empowerment board shall establish a  
 50 5 submission deadline for the plan amendment that allows a

Requires, as a condition of receiving funding appropriated in this Subsection, each local empowerment board to report to the State Empowerment Board progress on each of the State indicators approved by the Board, as well as progress on local indicators.

Requires each local empowerment board submit a written plan amendment to extend the area's service plan by one year and provide other information specified by the State Empowerment Board. The amendment may also provide for changes in programs and services provided under the plan. Requires the State Empowerment Board to establish a submission deadline for plan amendments, allowing a reasonable period of time for preparation of the amendments and the



50 6 reasonable period of time for preparation of the plan  
 50 7 amendment and for review and approval or request for  
 50 8 modification of the plan amendment by the Iowa empowerment  
 50 9 board. In addition, the community empowerment board must  
 50 10 continue to comply with reporting provisions and other  
 50 11 requirements adopted by the Iowa empowerment board in  
 50 12 implementing section 28.8.

Board's approval process. Requires local empowerment boards to continue complying with reporting provisions and other requirements of the State Empowerment Board.

50 13 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS  
 50 14 To provide funds for costs of providing textbooks to each  
 50 15 resident pupil who attends a nonpublic school as authorized by  
 50 16 section 301.1. The funding is limited to \$20 per pupil and  
 50 17 shall not exceed the comparable services offered to resident  
 50 18 public school pupils:  
 50 19 ..... \$ 590,458

General Fund appropriation to the Department of Education for Textbooks for Nonpublic School Pupils.

DETAIL: This is an increase of \$26,050 compared to the estimated net FY 2004 appropriation.

50 20 12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM  
 50 21 For purposes, as provided in law, of the student  
 50 22 achievement and teacher quality program established pursuant  
 50 23 to chapter 284:  
 50 24 ..... \$ 45,283,894

General Fund appropriation to the Department of Education for the Student Achievement and Teacher Quality Program.

DETAIL: This is an increase of \$2,170,000 compared to the estimated net FY 2004 appropriation. Section 97 of this Act permits the use of unexpended funds from the FY 2004 General Fund appropriation for specific purposes of the Program.

50 25 13. JOBS FOR AMERICA'S GRADUATES  
 50 26 For school districts to provide direct services to the most  
 50 27 at-risk senior high school students enrolled in school  
 50 28 districts through direct intervention by a jobs for America's  
 50 29 graduates specialist:  
 50 30 ..... \$ 400,000

General Fund appropriation to the Department of Education for the Jobs for America's Graduates Program.

DETAIL: This is a new General Fund appropriation for FY 2005. This Program was last funded by the General Assembly in FY 2002 with a General Fund appropriation of \$142,114.

50 31 14. CLOSING THE ACHIEVEMENT GAP GRANTS  
 50 32 For competitive grants to be awarded in no more than four  
 50 33 school districts:  
 50 34 ..... \$ 500,000

General Fund appropriation to the Department of Education for Closing the Achievement Gap Grants.

DETAIL: This is a new General Fund appropriation for FY 2005.

50 35 a. The department shall establish a competitive grant  
 51 1 program that supports school district efforts to address the  
 51 2 achievement gap. Priority shall be given to school districts  
 51 3 using research-based strategies that have the highest  
 51 4 probability of improving student achievement. A grant in the  
 51 5 amount of \$125,000 shall be awarded no later than October 1,  
 51 6 2004, to a school district in each of the following size  
 51 7 school districts:  
 51 8 (1) A school district with an enrollment of 1199 or less.  
 51 9 (2) A school district with an enrollment of more than  
 51 10 1199, but not more than 4749.  
 51 11 (3) A school district with an enrollment of more than  
 51 12 4749.  
 51 13 (4) A school district with any enrollment.  
 51 14 b. Grant moneys may be used by recipient school districts  
 51 15 for purposes including, but not limited to, assigning highly  
 51 16 skilled teachers to high-need students and highly skilled  
 51 17 administrators to high-need buildings, maintaining a  
 51 18 commitment to cultural competency training, sustaining high  
 51 19 expectations for all children, and creating partnerships  
 51 20 between schools, communities, and businesses.

Directs the Department of Education to establish a competitive grant program to address the achievement gap by awarding four \$125,000 grants to school districts of varying enrollment sizes.

51 21 15. COMMUNITY COLLEGES  
 51 22 For general state financial aid to merged areas as defined  
 51 23 in section 260C.2 in accordance with chapters 258 and 260C:  
 51 24 ..... \$139,779,244

General Fund appropriation to community colleges for general financial aid.

DETAIL: This is an increase of \$4,000,000 compared to the estimated net FY 2004 appropriation.

51 25 The funds appropriated in this subsection shall be  
 51 26 allocated as follows:  
 51 27 a. Merged Area I ..... \$ 6,717,353  
 51 28 b. Merged Area II ..... \$ 7,859,917  
 51 29 c. Merged Area III ..... \$ 7,295,985  
 51 30 d. Merged Area IV ..... \$ 3,569,332  
 51 31 e. Merged Area V ..... \$ 7,499,287  
 51 32 f. Merged Area VI ..... \$ 6,918,909  
 51 33 g. Merged Area VII ..... \$ 10,008,601

Specifies allocations to the community colleges.

51	34	h. Merged Area IX .....	\$ 12,311,409
51	35	i. Merged Area X .....	\$ 19,369,288
52	1	j. Merged Area XI .....	\$ 20,524,506
52	2	k. Merged Area XII .....	\$ 8,084,396
52	3	l. Merged Area XIII .....	\$ 8,298,918
52	4	m. Merged Area XIV .....	\$ 3,612,936
52	5	n. Merged Area XV .....	\$ 11,362,216
52	6	o. Merged Area XVI .....	\$ 6,346,191

52 7 Sec. 81. WHOLE-GRADE SHARING AGREEMENT DEADLINE WAIVER.  
 52 8 Notwithstanding sections 282.10 and 282.11, the department of  
 52 9 education may, at the department's discretion, waive any of  
 52 10 the deadline requirements of sections 282.10 and 282.11,  
 52 11 relating to the signing of a whole-grade sharing agreement by  
 52 12 the boards of two or more school districts involved in the  
 52 13 agreement and the public notice and hearing requirements, if  
 52 14 one of the districts involved in the agreement has an  
 52 15 enrollment of less than three hundred. This section is  
 52 16 repealed July 1, 2004.

CODE: Permits the Department of Education to waive the whole-grade sharing agreement signing and public hearing deadlines during FY 2004 if one of the participating school districts has less than 300 students.

DETAIL: This will allow the Allison-Bristow School District to participate in whole-grade sharing arrangements during the 2004-2005 school year.

52 17 Sec. 82. STATEWIDE TEACHER INTERN PROGRAM FEASIBILITY  
52 18 STUDY — FEDERAL GRANT APPLICATION COORDINATION.

52 19 1. The department of education shall work cooperatively  
52 20 with the state board of regents and other accredited  
52 21 postsecondary institutions with approved practitioner  
52 22 preparation programs to assess the feasibility of the offering  
52 23 of a teacher intern program that will be available statewide  
52 24 and which will meet the standards as provided in 281 IAC 77.  
52 25 The department shall, at minimum, collaborate with the state  
52 26 board of regents and the colleges of education at board's  
52 27 institutions of higher learning, and with other accredited  
52 28 postsecondary institutions with approved practitioner  
52 29 preparation programs. The study shall include the projected  
52 30 enrollment, cost, delivery of the program via technology, and  
52 31 possible time lines for implementation of a statewide teacher  
52 32 intern program. The study shall, at minimum, consider the  
52 33 establishment of a program operated through a regents  
52 34 institution under a cooperative arrangement with other  
52 35 postsecondary institutions, including institutions that do not  
53 1 have approved practitioner preparation programs, or with one  
53 2 or more area education agencies. The department shall submit  
53 3 a report summarizing the results of the study and making  
53 4 recommendations to the chairpersons and ranking members of the  
53 5 house and senate committees on education and the chairpersons  
53 6 and rankings members of the joint appropriations subcommittee  
53 7 on education by January 15, 2005. ]

VETOED

Requires the State Board of Regents and the colleges of education at the Regents institutions to work cooperatively with other accredited teacher preparation programs and the Department of Education to study the feasibility of offering a Statewide Teacher Intern Preparation program. Requires the Department to submit a report of the results of the study to the Chairpersons and Ranking Members of the House and Senate Education Committees and the Chairpersons and Ranking Members of the Joint Appropriations Subcommittee on Education by January 15, 2005.

VETOED: The Governor vetoed this language and stated that it was unnecessary because the State Board of Education has already established administrative rules authorizing the development and implementation of such a Program.

53 8 2. The department shall work cooperatively with the state  
53 9 board of regents and other appropriate eligible grantees to  
53 10 obtain any available federal funding, including grants that  
53 11 may be available for the establishment and operation of a  
53 12 teacher intern program.

Requires the Department of Education to work with the Board of Regents and other eligible entities to seek federal funding for a Statewide Teacher Intern Preparation Program.

53 13 Sec. 83. BOARD OF EDUCATIONAL EXAMINERS LICENSING FEES.  
53 14 Notwithstanding section 272.10, up to 85 percent of any funds  
53 15 received annually resulting from an increase in fees approved  
53 16 and implemented for licensing by the state board of

CODE: Permits the Board of Educational Examiners to retain up to 85.00% of increased revenues resulting from license fee increases for purposes of Board duties. This provision is effective for fee increases approved after July 1, 1997, and before July 1, 2003. Permits the

53 17 educational examiners after July 1, 1997, and before June 30,  
 53 18 2003, and up to 70 percent of any funds received annually  
 53 19 resulting from an increase in fees approved and implemented  
 53 20 for licensing by the state board after July 1, 2003, shall be  
 53 21 available for the fiscal year beginning July 1, 2004, to the  
 53 22 state board for purposes related to the state board's duties,  
 53 23 including, but not limited to, additional full-time equivalent  
 53 24 positions. The director of the department of administrative  
 53 25 services shall draw warrants upon the treasurer of state from  
 53 26 the funds appropriated as provided in this section and shall  
 53 27 make the funds resulting from the increase in fees available  
 53 28 during the fiscal year to the state board on a monthly basis.

Board to retain up to 70.00% of increased revenues from fee increases approved after July 1, 2003.

DETAIL: Most license fees were increased from \$25 to \$50 between FY 1998 and FY 2003. Each year, the Board of Educational Examiners has been authorized to retain 85.00% of the revenues resulting from those increases. In FY 2004, the Board approved increasing most fees to \$60, effective September 2004. Licenses are generally five years in length.

Estimated FY 2004 total license fee revenue is \$1,224,000, with the Board of Educational Examiners retaining \$524,000. The remaining \$700,000 will be deposited to the General Fund. The new fee increase is expected to generate an additional \$215,000 in annual revenue. Under the provisions of the Act, the Board would retain \$150,500, and the General Fund would receive \$64,500.

53 29 Sec. 84. MINIMUM TEACHER SALARY REQUIREMENTS — FY 2004–  
 53 30 2005.

53 31 1. Notwithstanding section 284.7, subsection 1, paragraph  
 53 32 "a", subparagraph (2), the minimum teacher salary paid by a  
 53 33 school district or area education agency for purposes of  
 53 34 teacher compensation in accordance with chapter 284, for the  
 53 35 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 54 1 shall be the minimum salary amount the school district or area  
 54 2 education agency paid to a first-year beginning teacher or,  
 54 3 the minimum salary amount the school district or area  
 54 4 education agency would have paid a first-year beginning  
 54 5 teacher if the school district or area education agency had  
 54 6 participated in the program in the 2001–2002 school year, in  
 54 7 accordance with section 284.7, subsection 1, Code Supplement  
 54 8 2001. If the school district or area education agency did not  
 54 9 employ a first-year beginning teacher in the 2001–2002 school  
 54 10 year, the minimum salary is the amount that the district would  
 54 11 have paid a first-year beginning teacher under chapter 284 in  
 54 12 the 2001–2002 school year.

CODE: Maintains the FY 2005 minimum teacher salary required by the Student Achievement and Teacher Quality Program at the salary paid a first-year beginning teacher by the school district or area education agency (AEA) in FY 2004.

FISCAL IMPACT: The cost to local school districts for maintaining teacher salary levels, as provided in this and the following two subsections, is estimated to be \$4,328,786.

54 13 2. Notwithstanding section 284.7, subsection 1, paragraph  
54 14 "b", subparagraph (2), the minimum career teacher salary paid  
54 15 to a career teacher who was a beginning teacher in the 2003–  
54 16 2004 school year, by a school district or area education  
54 17 agency participating in the student achievement and teacher  
54 18 quality program, for the school year beginning July 1, 2004,  
54 19 and ending June 30, 2005, shall be, unless the school district  
54 20 has a minimum career teacher salary that exceeds thirty  
54 21 thousand dollars, one thousand dollars greater than the  
54 22 minimum salary amount the school district or area education  
54 23 agency paid to a first–year beginning teacher if the school  
54 24 district or area education agency participated in the program  
54 25 during the 2001–2002 school year, or the minimum salary amount  
54 26 the school district or area education agency would have paid a  
54 27 first–year beginning teacher if the school district or area  
54 28 education agency had participated in the program in the 2001–  
54 29 2002 school year, in accordance with section 284.7, subsection  
54 30 1, Code Supplement 2001.

CODE: Maintains the FY 2005 minimum career teacher salary required by the Student Achievement and Teacher Quality Program for a career teacher who was a first-year beginning teacher in FY 2002 at \$1,000 above the minimum salary paid a first-year beginning teacher by the school district or AEA in FY 2004. School districts with a minimum career teacher salary that exceeds \$30,000 are exempt from this provision.

FISCAL IMPACT: The cost to local school districts for maintaining the various teacher salary levels is estimated to be \$4,328,786.

54 31 3. Notwithstanding section 284.7, subsection 1, paragraph  
54 32 "b", subparagraph (2), and except as provided in subsection 2,  
54 33 the minimum career teacher salary paid by a school district or  
54 34 area education agency participating in the student achievement  
54 35 and teacher quality program, for purposes of teacher  
55 1 compensation in accordance with chapter 284, for the school  
55 2 year beginning July 1, 2004, and ending June 30, 2005, shall  
55 3 be the minimum salary amount the school district or area  
55 4 education agency paid to a career teacher if the school  
55 5 district or area education agency participated in the program  
55 6 during the 2001–2002 school year, or, the minimum salary  
55 7 amount the school district or area education agency would have  
55 8 paid a career teacher if the school district or area education  
55 9 agency had participated in the program in the 2001–2002 school  
55 10 year, in accordance with section 284.7, subsection 1, Code  
55 11 Supplement 2001.

CODE: Maintains the FY 2005 minimum career teacher salary required by the Student Achievement and Teacher Quality Program at the salary paid a career teacher by the school district or AEA in FY 2004.

FISCAL IMPACT: The cost to local school districts for maintaining the various teacher salary levels is estimated to be \$4,328,786.

55 12 Sec. 85. SUPPLEMENTAL AID FOR THE IOWA PUBLIC BROADCASTING  
 55 13 DIVISION. Notwithstanding the provisions of section 8.33, or  
 55 14 any other provision of law to the contrary, \$158,000 from the  
 55 15 moneys from the appropriation made in section 284.13,  
 55 16 subsection 1, paragraph "d", as amended by this division of  
 55 17 this Act, which remain unexpended or unencumbered on June 30,  
 55 18 2004, shall not revert but shall remain available for  
 55 19 expenditure in the succeeding fiscal year by the department of  
 55 20 education for the public broadcasting division to supplement  
 55 21 the appropriation made in this division of this Act for the  
 55 22 public broadcasting division.

CODE: Allocates to Iowa Public Television \$158,000 of unexpended funds allocated to evaluator training in the FY 2004 General Fund appropriation to the Student Achievement and Teacher Quality Program. The monies will fund the costs of operating five digital transmitters.

55 23 STATE BOARD OF REGENTS

55 24 Sec. 86. There is appropriated from the general fund of  
 55 25 the state to the state board of regents for the fiscal year  
 55 26 beginning July 1, 2004, and ending June 30, 2005, the  
 55 27 following amounts, or so much thereof as may be necessary, to  
 55 28 be used for the purposes designated:

- 55 29 1. OFFICE OF STATE BOARD OF REGENTS  
 55 30 a. For salaries, support, maintenance, miscellaneous  
 55 31 purposes, and for not more than the following full-time  
 55 32 equivalent positions:  
 55 33 ..... \$ 1,160,398  
 55 34 ..... FTEs 16.00

General Fund appropriation to the Board of Regents for the Board Office.

DETAIL: Maintains current level of General Fund support and FTE positions.

[55 35 The state board of regents, the department of management,  
 56 1 and the legislative services agency shall cooperate to  
 56 2 determine and agree upon, by November 15, 2004, the amount  
 56 3 that needs to be appropriated for tuition replacement for the  
 56 4 fiscal year beginning July 1, 2005.]

**VETOED**

Requires the Board of Regents, the Department of Management, and the Legislative Services Agency (LSA) to agree upon the FY 2005 Tuition Replacement appropriation by November 15, 2004.

VETOED: The Governor vetoed this language and stated that is was outdated and unnecessary as the Board of Regents now relies on a financial advisor to calculate figures for tuition replacement.

56 5 The state board of regents shall submit a monthly financial  
 56 6 report in a format agreed upon by the state board of regents  
 56 7 office and the legislative services agency.

Requires the Board of Regents to issue a monthly financial report.

56 8 b. For allocation by the state board of regents to the  
 56 9 state university of iowa, the iowa state university of science  
 56 10 and technology, and the university of northern iowa to  
 56 11 reimburse the institutions for deficiencies in their operating  
 56 12 funds resulting from the pledging of tuitions, student fees  
 56 13 and charges, and institutional income to finance the cost of  
 56 14 providing academic and administrative buildings and facilities  
 56 15 and utility services at the institutions:  
 56 16 ..... \$ 13,009,474

General Fund appropriation to the Board of Regents for Tuition Replacement.

DETAIL: Maintains current level of General Fund support. The Board uses these funds to pay the debt service on academic revenue bonds for buildings. A portion of the funds needed for debt service will be appropriated from tobacco funds. The amount appropriated from tobacco funds for FY 2005 is expected to be \$10,437,174, for a total of \$23,446,648 available to the Board of Regents for debt service in FY 2005.

56 17 Notwithstanding section 8.33, funds appropriated for the  
 56 18 purposes in this lettered paragraph remaining unencumbered or  
 56 19 unobligated at the end of the fiscal year shall not revert to  
 56 20 the general fund of the state but shall be available for  
 56 21 expenditure for the purposes specified in this lettered  
 56 22 paragraph during the subsequent fiscal year.

CODE: Permits nonreversion of funds appropriated for tuition replacement.

56 23 c. For funds to be allocated to the southwest iowa  
 56 24 graduate studies center:  
 56 25 ..... \$ 105,956

General Fund appropriation to the Board of Regents for the Southwest Iowa Graduate Studies Center located at the Iowa School for the Deaf in Council Bluffs.

DETAIL: Maintains current level of General Fund support.

56 26 d. For funds to be allocated to the siouxland interstate  
 56 27 metropolitan planning council for the tristate graduate center  
 56 28 under section 262.9, subsection 21:  
 56 29 ..... \$ 77,941

General Fund appropriation to the Board of Regents for the Tri State Graduate Center located at Sioux City.

DETAIL: Maintains current level of General Fund support.

56 30 e. For funds to be allocated to the quad-cities graduate  
 56 31 studies center:  
 56 32 ..... \$ 157,144

General Fund appropriation to the Board of Regents for the Quad-Cities Graduate Studies Center located at Rock Island, Illinois.

DETAIL: Maintains current level of General Fund support.



56 33 2. STATE UNIVERSITY OF IOWA

56 34 a. General university, including lakeside laboratory  
 56 35 For salaries, support, maintenance, equipment,  
 57 1 miscellaneous purposes, and for not more than the following  
 57 2 full-time equivalent positions:  
 57 3 ..... \$219,937,344  
 57 4 ..... FTEs 4,055.62

General Fund appropriation to the University of Iowa (SUI) general university budget.

DETAIL: Maintains current level of General Fund support and FTE positions.

[57 5 It is the intent of the general assembly that the  
 57 6 university continue progress on the school of public health  
 57 7 and the public health initiative for the purposes of  
 57 8 establishing an accredited school of public health and for  
 57 9 funding an initiative for the health and independence of  
 57 10 elderly Iowans. From the funds appropriated in this lettered  
 57 11 paragraph, the university may use up to \$2,100,000 for the  
 57 12 school of public health and the public health initiative.]

VETOED

Specifies the intent of the General Assembly that the SUI continue progress on the School of Public Health and the Public Health Initiative, and permits up to \$2,100,000 be used for these purposes.

VETOED: The Governor vetoed this language and stated that it restricts spending for the School of Public Health and the Public Health Initiative.

57 13 b. University hospitals  
 57 14 For salaries, support, maintenance, equipment, and  
 57 15 miscellaneous purposes and for medical and surgical treatment  
 57 16 of indigent patients as provided in chapter 255, for medical  
 57 17 education, and for not more than the following full-time  
 57 18 equivalent positions:  
 57 19 ..... \$ 27,284,584  
 57 20 ..... FTEs 5,471.01

General Fund appropriation to the SUI for the University of Iowa Hospitals and Clinics Indigent Care Program.

DETAIL: Maintains current level of General Fund support and FTE positions.

57 21 Of the amount appropriated in this lettered paragraph,  
 57 22 \$25,950,166 shall be considered encumbered and shall not be  
 57 23 expended for any purpose until January 1, 2005.  
 57 24 (1) However, if the department of human services adjusts  
 57 25 hospital payments to provide an increased base rate to offset  
 57 26 the high cost incurred for providing services to medical  
 57 27 assistance patients prior to January 1, 2005, a portion of the  
 57 28 amount specified in this unnumbered paragraph equal to the  
 57 29 increased Medicaid payment shall revert to the general fund of  
 57 30 the state. Notwithstanding section 8.54, subsection 7, the

CODE: Specifies that \$25,950,166 of the funds appropriated is to be considered encumbered and not expended for any purpose until January 1, 2005. If the SUI Hospitals and Clinics payment limits through the Medical Assistance Program are increased as expected, the amount encumbered will revert to the General Fund. States that these funds are not considered appropriated.

DETAIL: It is anticipated that the Hospitals and Clinics will receive additional reimbursements through the Medical Assistance Program and these funds will revert. This results in no net impact to the University of Iowa Hospitals and Clinics.

57 31 amount required to revert under this subparagraph shall not be  
 57 32 considered to be appropriated for purposes of the state  
 57 33 general fund expenditure limitation for the fiscal year  
 57 34 beginning July 1, 2004.

57 35 (2) If the adjustment described in subparagraph (1) to  
 58 1 increase the base rate is not made prior to January 1, 2005,  
 58 2 the amount specified in this unnumbered paragraph shall no  
 58 3 longer be considered encumbered, may be expended, and shall be  
 58 4 available for the purposes originally specified.

58 5 (3) Any incremental increase in the base rate made  
 58 6 pursuant to subparagraph (1) shall not be used in determining  
 58 7 the university of Iowa hospital and clinics disproportionate  
 58 8 share rate or when determining the statewide average base rate  
 58 9 for purposes of calculating indirect medical education rates.

58 10 The university of Iowa hospitals and clinics shall, within  
 58 11 the context of chapter 255 and when medically appropriate,  
 58 12 make reasonable efforts to extend the university of Iowa  
 58 13 hospitals and clinics' use of home telemedicine and other  
 58 14 technologies to reduce the frequency of visits to the hospital  
 58 15 required by the indigent patients.

Requires the University of Iowa Hospitals and Clinics to make reasonable efforts to use technology to provide care to indigent patients in a manner that reduces patient travel to Iowa City.

58 16 The university of Iowa hospitals and clinics shall submit  
 58 17 quarterly a report regarding the portion of the appropriation  
 58 18 in this lettered paragraph expended on medical education. The  
 58 19 report shall be submitted in a format jointly developed by the  
 58 20 university of Iowa hospitals and clinics, the legislative  
 58 21 services agency, and the department of management, and shall  
 58 22 delineate the expenditures and purposes of the funds.

Requires the University of Iowa Hospitals and Clinics to submit a quarterly report regarding the expenditures for medical education from the Indigent Care appropriation.

58 23 (4) Funds appropriated in this lettered paragraph shall  
 58 24 not be used to perform abortions except medically necessary  
 58 25 abortions, and shall not be used to operate the early  
 58 26 termination of pregnancy clinic except for the performance of  
 58 27 medically necessary abortions. For the purpose of this  
 58 28 lettered paragraph, an abortion is the purposeful interruption  
 58 29 of pregnancy with the intention other than to produce a live-

VETOED

Specifies conditions under which abortions may be performed on patients served by the Indigent Patient Care Program.

VETOED: The Governor vetoed this language and stated that it changes a long-standing agreement on the definition of "medically necessary" as applied to the conditions for the termination of a pregnancy under the Indigent Patient Care Program.

58 30 born infant or to remove a dead fetus, and a medically  
 58 31 necessary abortion is one performed under one of the following  
 58 32 conditions:

58 33 (a) The attending physician certifies that continuing the  
 58 34 pregnancy would endanger the life of the pregnant woman.

58 35 (b) The attending physician certifies that the fetus is  
 59 1 mentally deficient or afflicted with a congenital illness.

59 2 (c) The pregnancy is the result of a rape which is  
 59 3 reported within 45 days of the incident to a law enforcement  
 59 4 agency or public or private health agency which may include a  
 59 5 family physician.

59 6 (d) The pregnancy is the result of incest which is  
 59 7 reported within 150 days of the incident to a law enforcement  
 59 8 agency or public or private health agency which may include a  
 59 9 family physician.

59 10 (e) The abortion is a spontaneous abortion, commonly known  
 59 11 as a miscarriage, wherein not all of the products of  
 59 12 conception are expelled.]

59 13 The total quota allocated to the counties for indigent  
 59 14 patients for the fiscal year beginning July 1, 2004, shall not  
 59 15 be lower than the total quota allocated to the counties for  
 59 16 the fiscal year commencing July 1, 1998. The total quota  
 59 17 shall be allocated among the counties on the basis of the 2000  
 59 18 census pursuant to section 255.16.

Requires the per county quota for indigent care for FY 2005 to reflect the changes in population data from the 2000 Census.

59 19 The university of Iowa hospitals and clinics, in  
 59 20 cooperation with the department of corrections, shall study  
 59 21 the utilization of the indigent patient care program by  
 59 22 department of corrections' inmates and shall submit a report  
 59 23 to the governor and the general assembly on or before January  
 59 24 1, 2005, regarding recommendations to improve the efficiency  
 59 25 and cost-effectiveness of the care provided to the inmates.

Requires the University of Iowa Hospitals and Clinics, in cooperation with the Department of Corrections, to study the utilization of the Indigent Patient Program by inmates. Requires a report to be submitted to the Governor and the General Assembly by January 1, 2005, providing recommendations to improve the efficiency and cost-effectiveness of care provided to inmates.

59 26 c. Psychiatric hospital  
 59 27 For salaries, support, maintenance, equipment,  
 59 28 miscellaneous purposes, for the care, treatment, and

General Fund appropriation to the SUI for the Psychiatric Hospital.

59 29 maintenance of committed and voluntary public patients, and  
 59 30 for not more than the following full-time equivalent  
 59 31 positions:  
 59 32 ..... \$ 7,043,056  
 59 33 ..... FTEs 272.11

DETAIL: Maintains current level of General Fund support and FTE positions.

59 34 d. Center for disabilities and development  
 59 35 For salaries, support, maintenance, miscellaneous purposes,  
 60 1 and for not more than the following full-time equivalent  
 60 2 positions:  
 60 3 ..... \$ 6,363,265  
 60 4 ..... FTEs 143.34

General Fund appropriation to the SUI for the Center for Disabilities and Development (formerly called the Hospital-School).

DETAIL: Maintains current level of General Fund support and FTE positions.

60 5 From the funds appropriated in this lettered paragraph,  
 60 6 \$200,000 shall be allocated for purposes of the employment  
 60 7 policy group.

Requires \$200,000 of the funds appropriated to the SUI Center for Disabilities and Development (formerly Hospital-School) to be allocated to the Employment Policy Group.

DETAIL: The Group was formerly known as the Creative Employment Options Program.

60 8 e. Oakdale campus  
 60 9 For salaries, support, maintenance, miscellaneous purposes,  
 60 10 and for not more than the following full-time equivalent  
 60 11 positions:  
 60 12 ..... \$ 2,657,335  
 60 13 ..... FTEs 43.25

General Fund appropriation to the SUI for the Oakdale Campus.

DETAIL: Maintains current level of General Fund support and FTE positions.

60 14 f. State hygienic laboratory  
 60 15 For salaries, support, maintenance, miscellaneous purposes,  
 60 16 and for not more than the following full-time equivalent  
 60 17 positions:  
 60 18 ..... \$ 3,802,520  
 60 19 ..... FTEs 102.49

General Fund appropriation to the SUI for the State Hygienic Laboratory.

DETAIL: Maintains current level of General Fund support and FTE positions.

60 20 g. Family practice program  
 60 21 For allocation by the dean of the college of medicine, with  
 60 22 approval of the advisory board, to qualified participants, to

General Fund appropriation to the SUI for the Family Practice Program.

<p>60 23 carry out chapter 148D for the family practice program,          60 24 including salaries and support, and for not more than the          60 25 following full-time equivalent positions:          60 26 ..... \$ 2,075,948          60 27 ..... FTEs 192.40</p>	<p>DETAIL: Maintains current level of General Fund support and FTE positions.</p>
<p>60 28 h. Child health care services          60 29 For specialized child health care services, including          60 30 childhood cancer diagnostic and treatment network programs,          60 31 rural comprehensive care for hemophilia patients, and the Iowa          60 32 high-risk infant follow-up program, including salaries and          60 33 support, and for not more than the following full-time          60 34 equivalent positions:          60 35 ..... \$ 649,066          61 1 ..... FTEs 53.46</p>	<p>General Fund appropriation to the SUI for Specialized Child Health Care Services.</p> <p>DETAIL: Maintains current level of General Fund support and FTE positions.</p>
<p>61 2 i. Statewide cancer registry          61 3 For the statewide cancer registry, and for not more than          61 4 the following full-time equivalent positions:          61 5 ..... \$ 178,739          61 6 ..... FTEs 2.40</p>	<p>General Fund appropriation to the SUI for the Statewide Cancer Registry.</p> <p>DETAIL: Maintains current level of General Fund support and FTE positions.</p>
<p>61 7 j. Substance abuse consortium          61 8 For funds to be allocated to the Iowa consortium for          61 9 substance abuse research and evaluation, and for not more than          61 10 the following full-time equivalent positions:          61 11 ..... \$ 64,871          61 12 ..... FTEs 1.50</p>	<p>General Fund appropriation to the SUI for the Substance Abuse Consortium.</p> <p>DETAIL: Maintains current level of General Fund support and FTE positions.</p>
<p>61 13 k. Center for biocatalysis          61 14 For the center for biocatalysis, and for not more than the          61 15 following full-time equivalent positions:          61 16 ..... \$ 881,384          61 17 ..... FTEs 5.20</p>	<p>General Fund appropriation to the SUI for the Center for Biocatalysis.</p> <p>DETAIL: Maintains current level of General Fund support and FTE positions.</p>
<p>61 18 l. Primary health care initiative          61 19 For the primary health care initiative in the college of</p>	<p>General Fund appropriation to the SUI Primary Health Care Initiative.</p>

61 20 medicine and for not more than the following full-time  
 61 21 equivalent positions:  
 61 22 ..... \$ 759,875  
 61 23 ..... FTEs 7.75

DETAIL: Maintains current level of General Fund support and FTE positions.

61 24 From the funds appropriated in this lettered paragraph,  
 61 25 \$330,000 shall be allocated to the department of family  
 61 26 practice at the state university of Iowa college of medicine  
 61 27 for family practice faculty and support staff.

Requires \$330,000 of the Primary Health Care Initiative appropriation be allocated to the Department of Family Practice at the College of Medicine.

61 28 m. Birth defects registry  
 61 29 For the birth defects registry and for not more than the  
 61 30 following full-time equivalent positions:  
 61 31 ..... \$ 44,636  
 61 32 ..... FTEs 1.30

General Fund appropriation to the SUI for the Birth Defects Registry.

DETAIL: Maintains current level of General Fund support and FTE positions.

61 33 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

61 34 a. General university  
 61 35 For salaries, support, maintenance, equipment,  
 62 1 miscellaneous purposes, and for not more than the following  
 62 2 full-time equivalent positions:  
 62 3 ..... \$173,189,751  
 62 4 ..... FTEs 3,647.42

General Fund appropriation to Iowa State University (ISU) for the general operating budget.

DETAIL: Maintains current level of General Fund support and FTE positions.

[62 5 It is the intent of the general assembly that the  
 62 6 university continue progress on the center for excellence in  
 62 7 fundamental plant sciences. From the funds appropriated in  
 62 8 this lettered paragraph, the university may use up to  
 62 9 \$4,670,000 for the center for excellence in fundamental plant  
 62 10 sciences.]

VETOED

Specifies that it is the intent of the General Assembly that ISU continue to make progress on the Plant Science Center and permits up to \$4,670,000 to be expended for this purpose.

VETOED: The Governor vetoed this language and stated that it restricts spending for the Center for Excellence in Fundamental Plant Sciences.

62 11 b. Agricultural experiment station  
 62 12 For salaries, support, maintenance, miscellaneous purposes,  
 62 13 and for not more than the following full-time equivalent  
 62 14 positions:

General Fund appropriation to ISU for the Agricultural Experiment Station.

PG LN	Senate File 2298	Explanation
62 15	..... \$ 31,019,520	DETAIL: Maintains current level of General Fund support and FTE positions.
62 16	..... FTEs 546.98	
62 17	c. Cooperative extension service in agriculture and home	General Fund appropriation to ISU for the Cooperative Extension Service.
62 18	economics	
62 19	For salaries, support, maintenance, miscellaneous purposes,	DETAIL: Maintains current level of General Fund support and FTE positions.
62 20	and for not more than the following full-time equivalent	
62 21	positions:	
62 22	..... \$ 19,738,432	
62 23	..... FTEs 383.34	General Fund appropriation to ISU for the Leopold Center.
62 24	d. Leopold center	
62 25	For agricultural research grants at Iowa state university	DETAIL: Maintains current level of General Fund support and FTE positions.
62 26	under section 266.39B, and for not more than the following	
62 27	full-time equivalent positions:	
62 28	..... \$ 464,319	
62 29	..... FTEs 11.25	General Fund appropriation to ISU for Livestock Disease Research.
62 30	e. Livestock disease research	
62 31	For deposit in and the use of the livestock disease	DETAIL: Maintains current level of General Fund support and FTE positions.
62 32	research fund under section 267.8:	
62 33	..... \$ 220,708	
62 34	4. UNIVERSITY OF NORTHERN IOWA	General Fund appropriation to the University of Northern Iowa (UNI) for the general operating budget.
62 35	a. General university	
63 1	For salaries, support, maintenance, equipment,	DETAIL: Maintains current level of General Fund support and FTE positions.
63 2	miscellaneous purposes, and for not more than the following	
63 3	full-time equivalent positions:	
63 4	..... \$ 77,804,507	
63 5	..... FTEs 1,398.01	
63 6	It is the intent of the general assembly that the	<div style="border: 1px solid black; padding: 2px; display: inline-block; margin-right: 10px;">VETOED</div> Specifies the intent of the General Assembly that the UNI continue to make progress to implement the Masters in Social Work Program, and permits up to \$450,000 of the funds appropriated for general university to be used for this purpose. Also, permits up to \$200,000 of the funds
63 7	university continue progress on the implementation of a	
63 8	masters in social work program. From the funds appropriated	
63 9	in this lettered paragraph, the university may use up to	
63 10	\$450,000 for the implementation of the masters in social work	

63 11 program, up to \$100,000 for the roadside vegetation project,  
 63 12 and up to \$200,000 for the Iowa office for staff development.]

appropriated be expended for the Iowa Office of Staff Development to assist teachers attempting to achieve national certification and \$100,000 for a roadside vegetation project.

VETOED: The Governor vetoed this language and stated that it restricts spending for the Masters in Social Work Program, the Iowa Office of Staff Development, and a roadside vegetation project.

63 13 b. Recycling and reuse center  
 63 14 For purposes of the recycling and reuse center, and for not  
 63 15 more than the following full-time equivalent positions:  
 63 16 ..... \$ 211,858  
 63 17 ..... FTEs 3.00

General Fund appropriation to the UNI for the Recycle and Reuse Center.

DETAIL: Maintains current level of General Fund support and FTE positions.

63 18 5. STATE SCHOOL FOR THE DEAF  
 63 19 For salaries, support, maintenance, miscellaneous purposes,  
 63 20 and for not more than the following full-time equivalent  
 63 21 positions:  
 63 22 ..... \$ 8,468,249  
 63 23 ..... FTEs 126.60

General Fund appropriation to the State School for the Deaf.

DETAIL: This is an increase of \$368,537 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The increase is to restore the 2.50% across the board reduction and provide a 2.00% inflationary increase for operations.

63 24 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL  
 63 25 For salaries, support, maintenance, miscellaneous purposes,  
 63 26 and for not more than the following full-time equivalent  
 63 27 positions:  
 63 28 ..... \$ 4,737,675  
 63 29 ..... FTEs 81.00

General Fund appropriation to the Iowa Braille and Sight Saving School.

DETAIL: This is an increase of \$206,183 compared to the estimated net FY 2004 appropriation. The increase is to restore the 2.50% across the board reduction and provide a 2.00% inflationary increase for operations.

63 30 7. TUITION AND TRANSPORTATION COSTS  
 63 31 For payment to local school boards for the tuition and  
 63 32 transportation costs of students residing in the Iowa braille  
 63 33 and sight saving school and the state school for the deaf  
 63 34 pursuant to section 262.43 and for payment of certain  
 63 35 clothing, prescription, and transportation costs for students  
 64 1 at these schools pursuant to section 270.5:  
 64 2 ..... \$ 15,020

General Fund appropriation for tuition and transportation costs of certain students attending the Iowa School for the Deaf and the Iowa Braille and Sight Saving School.

DETAIL: This is an increase of \$295 compared to the estimated net FY 2004 appropriation. This increase is to provide a 2.00% inflationary increase.



64 3 Sec. 87. MEDICAL ASSISTANCE — SUPPLEMENTAL AMOUNTS. For  
64 4 the fiscal year beginning July 1, 2004, and ending June 30,  
64 5 2005, the department of human services shall continue the  
64 6 supplemental disproportionate share and a supplemental  
64 7 indirect medical education adjustment applicable to state–  
64 8 owned acute care hospitals with more than 500 beds and shall  
64 9 reimburse qualifying hospitals pursuant to that adjustment  
64 10 with a supplemental amount for services provided medical  
64 11 assistance recipients. The adjustment shall generate  
64 12 supplemental payments intended to equal the state  
64 13 appropriation made to a qualifying hospital for treatment of  
64 14 indigent patients as provided in chapter 255. To the extent  
64 15 of the supplemental payments, a qualifying hospital shall,  
64 16 after receipt of the funds, transfer to the department of  
64 17 human services an amount equal to the actual supplemental  
64 18 payments that were made in that month. The aggregate amounts  
64 19 for the fiscal year shall not exceed the state appropriation  
64 20 made to the qualifying hospital for treatment of indigent  
64 21 patients as provided in chapter 255. The department of human  
64 22 services shall deposit these funds in the department's medical  
64 23 assistance account. To the extent that state funds  
64 24 appropriated to a qualifying hospital for the treatment of  
64 25 indigent patients as provided in chapter 255 have been  
64 26 transferred to the department of human services as a result of  
64 27 these supplemental payments made to the qualifying hospital,  
64 28 the department shall not, directly or indirectly, recoup the  
64 29 supplemental payments made to a qualifying hospital for any  
64 30 reason, unless an equivalent amount of the funds transferred  
64 31 to the department of human services by a qualifying hospital  
64 32 pursuant to this provision is transferred to the qualifying  
64 33 hospital by the department.  
64 34 If the state supplemental amount allotted to the state of  
64 35 Iowa for the federal fiscal year beginning October 1, 2004,  
65 1 and ending September 30, 2005, pursuant to section 1923(f)(3)  
65 2 of the federal Social Security Act, as amended, or pursuant to  
65 3 federal payments for indirect medical education is greater  
65 4 than the amount necessary to fund the federal share of the

Specifies procedures for the SUI and the Department of Human Services (DHS) regarding the Supplemental Disproportionate Share Payment System permitted by the federal government.

DETAIL: This language allows federal receipts received by the SUI Hospitals and Clinics to be deposited directly into the DHS Medical Assistance account rather than being deposited into the General Fund. This language allows the appropriation to the DHS for Medical Assistance to be reduced by approximately \$31,300,000 for FY 2005 (estimated by DHS), as these funds will be deposited directly to the DHS account by the federal government. This is an accounting transaction only and does not change the amount of federal receipts or State expenditures for Medical Assistance.

65 5 supplemental payments specified in the preceding paragraph,  
65 6 the department of human services shall increase the  
65 7 supplemental disproportionate share or supplemental indirect  
65 8 medical education adjustment by the lesser of the amount  
65 9 necessary to utilize fully the state supplemental amount or  
65 10 the amount of state funds appropriated to the state university  
65 11 of Iowa general education fund and allocated to the university  
65 12 for the college of medicine. The state university of Iowa  
65 13 shall transfer from the allocation for the college of medicine  
65 14 to the department of human services, on a monthly basis, an  
65 15 amount equal to the additional supplemental payments made  
65 16 during the previous month pursuant to this paragraph. A  
65 17 qualifying hospital receiving supplemental payments pursuant  
65 18 to this paragraph that are greater than the state  
65 19 appropriation made to the qualifying hospital for treatment of  
65 20 indigent patients as provided in chapter 255 shall be  
65 21 obligated as a condition of its participation in the medical  
65 22 assistance program to transfer to the state university of Iowa  
65 23 general education fund on a monthly basis an amount equal to  
65 24 the funds transferred by the state university of Iowa to the  
65 25 department of human services. To the extent that state funds  
65 26 appropriated to the state university of Iowa and allocated to  
65 27 the college of medicine have been transferred to the  
65 28 department of human services as a result of these supplemental  
65 29 payments made to the qualifying hospital, the department shall  
65 30 not, directly or indirectly, recoup these supplemental  
65 31 payments made to a qualifying hospital for any reason, unless  
65 32 an equivalent amount of the funds transferred to the  
65 33 department of human services by the state university of Iowa  
65 34 pursuant to this paragraph is transferred to the qualifying  
65 35 hospital by the department.

66 1 Continuation of the supplemental disproportionate share and  
66 2 supplemental indirect medical education adjustment shall  
66 3 preserve the funds available to the university hospital for  
66 4 medical and surgical treatment of indigent patients as  
66 5 provided in chapter 255 and to the state university of Iowa  
66 6 for educational purposes at the same level as provided by the

66 7 state funds initially appropriated for that purpose.  
66 8 The department of human services shall, in any compilation  
66 9 of data or other report distributed to the public concerning  
66 10 payments to providers under the medical assistance program,  
66 11 set forth reimbursements to a qualifying hospital through the  
66 12 supplemental disproportionate share and supplemental indirect  
66 13 medical education adjustment as a separate item and shall not  
66 14 include such payments in the amounts otherwise reported as the  
66 15 reimbursement to a qualifying hospital for services to medical  
66 16 assistance recipients.  
66 17 For purposes of this section, "supplemental payment" means  
66 18 a supplemental payment amount paid for medical assistance to a  
66 19 hospital qualifying for that payment under this section.

66 20 Sec. 88. For the fiscal year beginning July 1, 2004, and  
66 21 ending June 30, 2005, the state board of regents may use  
66 22 notes, bonds, or other evidences of indebtedness issued under  
66 23 section 262.48 to finance projects that will result in energy  
66 24 cost savings in an amount that will cause the state board to  
66 25 recover the cost of the projects within an average of six  
66 26 years.

66 27 Sec. 89. Notwithstanding section 270.7, the department of  
66 28 administrative services shall pay the state school for the  
66 29 deaf and the Iowa braille and sight saving school the moneys  
66 30 collected from the counties during the fiscal year beginning  
66 31 July 1, 2004, for expenses relating to prescription drug costs  
66 32 for students attending the state school for the deaf and the  
66 33 Iowa braille and sight saving school.

66 34 Sec. 90. Section 256.44, subsection 7, Code 2003, is  
66 35 amended to read as follows:  
67 1 7. The department shall prorate the amount of the annual  
67 2 awards paid in accordance with this section when the number of  
67 3 award recipients exceeds one thousand one hundred individuals.  
67 4 The department may prorate the amount of an annual award when  
67 5 a teacher who meets the qualifications of subsection 1 is

Permits the Board of Regents to use indebtedness to finance projects for energy cost savings if the cost of the projects can be recovered within an average of six years.

CODE: Requires the Department of Administrative Services to pay funds collected from counties to the School for the Deaf and the Iowa Braille and Sight Saving School for prescription drug costs of the students attending these Schools.

CODE: Permits the Department of Education to prorate National Board Certification awards for qualifying part-time teachers. The Department is directed to adopt rules to establish criteria for prorating the awards.

67 6 employed on a less than full-time basis by a school district.  
 67 7 The state board shall adopt rules under chapter 17A  
 67 8 establishing criteria for the proration of annual awards.

67 9 Sec. 91. Section 261.19, subsection 2, Code 2003, is  
 67 10 amended to read as follows:  
 67 11 2. a. Notwithstanding the administration provisions of  
 67 12 subsection 1, the forgivable loan program established pursuant  
 67 13 to subsection 1 shall be administered by the commission in  
 67 14 conjunction with Des Moines university. Des Moines university  
 67 15 shall match on an equal basis state aid appropriated for  
 67 16 purposes of the forgivable loan program.  
 67 17 b. Des Moines university shall provide recommendations to  
 67 18 the commission for students who meet the eligibility  
 67 19 requirements of the forgivable loan program. A forgivable  
 67 20 loan may be awarded to a resident of Iowa who is enrolled at  
 67 21 Des Moines university — osteopathic medical center if the  
 67 22 student agrees to practice in this state for a period of time  
 67 23 to be determined by the commission at the time the loan is  
 67 24 awarded. Forgivable loans to eligible students shall not  
 67 25 become due until after the student completes a residency  
 67 26 program. Interest on the loans shall begin to accrue the day  
 67 27 following the student's graduation date. If the student  
 67 28 completes the period of practice established by the commission  
 67 29 and agreed to by the student, the loan amount shall be  
 67 30 forgiven. The loan amount shall not be forgiven if the  
 67 31 osteopathic physician fails to complete the required time  
 67 32 period of practice in this state or fails to satisfactorily  
 67 33 continue in the university's program of medical education.

CODE: Requires Des Moines University to provide matching funds for State funds appropriated to the Osteopathic Forgivable Loan Program. The University is also required to provide eligibility recommendations for the Program to the College Student Aid Commission.

67 34 Sec. 92. Section 257B.1B, subsection 1, Code 2003, is  
 67 35 amended to read as follows:  
 68 1 1. Fifty-five percent of the moneys deposited in the fund  
 68 2 to the department of education for allocation to the reading  
 68 3 recovery center to assist school districts in developing  
 68 4 reading recovery programs. ~~From the moneys allocated in this~~  
 68 5 ~~subsection, one hundred thousand dollars shall be distributed~~

CODE: Eliminates the allocation of funds to the area education agencies (AEAs) to assist school districts in developing Reading Recovery Programs. The entire allocation to the Reading Recovery Program is allocated to the Reading Recovery Center.

DETAIL: Since 1999, the Reading Recovery Center has received \$100,000 annually from the total Program allocation, with the

68 6 to the reading recovery center, and the remaining balance  
 68 7 shall be distributed to the area education agencies in the  
 68 8 proportion that the number of children who are eligible for  
 68 9 free or reduced price meals under the federal National School  
 68 10 Lunch Act and the federal Child Nutrition Act of 1966, 42  
 68 11 U.S.C. § 1751—1785, in the basic enrollment of grades one  
 68 12 through six in the area served by an agency, bears to the sum  
 68 13 of the number of children who are eligible for free or reduced  
 68 14 price meals under the federal National School Lunch Act and  
 68 15 the federal Child Nutrition Act of 1966, 42 U.S.C. §  
 68 16 1751—1785, in the basic enrollments of grades one through six  
 68 17 in all of the areas served by area education agencies in the  
 68 18 state for the budget year.

68 19 Sec. 93. Section 261.25, subsections 1, 2, and 3, Code  
 68 20 Supplement 2003, are amended to read as follows:  
 68 21 1. There is appropriated from the general fund of the  
 68 22 state to the commission for each fiscal year the sum of ~~forty-~~  
 68 23 ~~six forty-seven~~ million ~~four one~~ hundred ~~seventeen fifty-seven~~  
 68 24 thousand ~~nine five~~ hundred ~~sixty-four fifteen~~ dollars for  
 68 25 tuition grants. From the funds appropriated in this  
 68 26 subsection, not more than three million four hundred thousand  
 68 27 dollars may be distributed to private institutions whose  
 68 28 income is not exempt from taxation under section 501(c) of the  
 68 29 Internal Revenue Code and whose students were eligible to  
 68 30 receive Iowa tuition grant moneys in the fiscal year beginning  
 68 31 July 1, 2003.

68 32 2. There is appropriated from the general fund of the  
 68 33 state to the commission for each fiscal year the sum of four  
 68 34 hundred ~~seventy-seven~~ sixty-five thousand one hundred ~~three~~  
 68 35 seventy-five dollars for scholarships.

69 1 3. There is appropriated from the general fund of the  
 69 2 state to the commission for each fiscal year the sum of two  
 69 3 million ~~three five~~ hundred ~~seventy-five~~ thirty-three thousand

remainder distributed to the AEAs. In FY 2003, the total allocation to Reading Recovery was \$127,543. The FY 2003 allocation was lower than in previous years due to reduced interest earnings on the Permanent School Fund as a result of lower interest rates. Past allocations to Reading Recovery were as follows:

- FY 1999 - \$235,821
- FY 2000 - \$248,226
- FY 2001 - \$261,798
- FY 2002 - \$220,252

CODE: General Fund standing appropriation of \$47,157,515 for the Tuition Grant Program within the College Student Aid Commission.

DETAIL: This is an increase of \$1,900,000 compared to estimated net FY 2004. This level of funding will increase the average grant from \$3,037 to \$3,165 for approximately 14,900 students (assumes same number of students as FY 2004). The statutory maximum grant remains unchanged at \$4,000. Limits the amount of tuition grant funds that can be distributed to for-profit colleges and universities to \$3,400,000.

CODE: General Fund standing appropriation of \$465,175 for the State of Iowa Scholarship Program within the College Student Aid Commission.

DETAIL: Maintains current level of General Fund support.

CODE: General Fund standing appropriation of \$2,533,115 for the Vocational-Technical Tuition Grant Program within the College Student Aid Commission.

69 4 ~~six one hundred fifty seven~~ fifteen dollars for vocational-  
69 5 technical tuition grants.

DETAIL: This is an increase of \$216,849 compared to estimated net FY 2004. This increase results from elimination and transfer of funding from the Accelerated Career Education (ACE) Grants. The amount appropriated for ACE Grants for FY 2004 is added to this appropriation. Approximately 2,800 students will receive grants under this Program during FY 2005. The average grant award will be approximately \$905.

69 6 Sec. 94. Section 279.20, Code 2003, is amended to read as  
69 7 follows:

69 8 279.20 SUPERINTENDENT — TERM.

69 9 1. The board of directors of a school district may employ  
69 10 a superintendent of schools for a term of not to exceed three  
69 11 years. However, the board's initial contract with a  
69 12 superintendent shall not exceed one year if the board is  
69 13 obligated to pay a former superintendent under an unexpired  
69 14 contract. The superintendent shall be the executive officer  
69 15 of the board and have such powers and duties as may be  
69 16 prescribed by rules adopted by the board or by law. Boards of  
69 17 directors may jointly exercise the powers conferred by this  
69 18 section.

69 19 2. The board of directors of a school district may  
69 20 delegate the authority to hire support personnel and sign the  
69 21 support personnel employment contracts, if applicable, if the  
69 22 board adopts a policy authorizing the superintendent to  
69 23 perform such duties and specifying the positions the  
69 24 superintendent is authorized to fill. For purposes of this  
69 25 subsection, the term "support personnel" includes, but is not  
69 26 limited to, bus drivers, custodians, educational associates,  
69 27 and clerical and food service employees.

CODE: Permits local school boards to delegate to the superintendent the authority to hire support personnel.

69 28 Sec. 95. Section 284.10, subsection 3, Code Supplement  
69 29 2003, is amended by striking the subsection.

CODE: Repeals the provision of \$1,000 stipends to teachers who complete evaluator training as part of the Student Achievement and Teacher Quality Program. The provision contains a sunset date of June 30, 2004.

69 30 Sec. 96. Section 284.10, subsection 6, Code Supplement  
 69 31 2003, is amended to read as follows:  
 69 32 6. By July 1, ~~2005~~ 2006, the director shall develop and  
 69 33 implement an evaluator training certification renewal program  
 69 34 for administrators and other practitioners who need to renew a  
 69 35 certificate issued pursuant to this section.]

VETOED

CODE: Extends by one year the deadline for implementation of an evaluator training certification renewal program.

VETOED: The Governor vetoed the deadline extension. The Department had indicated to the General Assembly that the Program's FY 2005 General Fund appropriation would not be sufficient to permit them to meet the original deadline of July 1, 2005. The Governor stated that private foundation funding may be available for this purpose.

70 1 Sec. 97. Section 284.13, subsection 1, paragraphs b, c, d,  
 70 2 and e, Code Supplement 2003, are amended to read as follows:  
 70 3 b. For the fiscal year beginning July 1, ~~2003~~ 2004, and  
 70 4 ending June 30, ~~2004~~ 2005, to the department of education, the  
 70 5 amount of ~~seven~~ one million one hundred thousand dollars for  
 70 6 the issuance of national board certification awards in  
 70 7 accordance with section 256.44.

CODE: Allocates \$1,100,000 from the FY 2005 Student Achievement and Teacher Quality Program appropriation for the issuance of National Board Certification awards.

70 8 c. For the fiscal year beginning July 1, ~~2003~~ 2004, and  
 70 9 succeeding fiscal years, an amount up to ~~four~~ three million  
 70 10 ~~two~~ five hundred thousand dollars for first-year and second-  
 70 11 year beginning teachers, to the department of education for  
 70 12 distribution to school districts for purposes of the beginning  
 70 13 teacher mentoring and induction programs. A school district  
 70 14 shall receive one thousand three hundred dollars per beginning  
 70 15 teacher participating in the program. If the funds  
 70 16 appropriated for the program are insufficient to pay mentors  
 70 17 and school districts as provided in this paragraph, the  
 70 18 department shall prorate the amount distributed to school  
 70 19 districts based upon the amount appropriated. Moneys received  
 70 20 by a school district pursuant to this paragraph shall be  
 70 21 expended to provide each mentor with an award of five hundred  
 70 22 dollars per semester, at a minimum, for participation in the  
 70 23 school district's beginning teacher mentoring and induction  
 70 24 program; to implement the plan; and to pay any applicable  
 70 25 costs of the employer's share of contributions to federal  
 70 26 social security and the Iowa public employees' retirement  
 70 27 system or a pension and annuity retirement system established

CODE: Allocates up to \$3,500,000 from the FY 2005 Student Achievement and Teacher Quality Program appropriation for the Beginning Teacher Mentoring and Induction Program.

70 28 under chapter 294, for such amounts paid by the district.

70 29 d. For the fiscal year beginning July 1, 2003, and ending  
 70 30 June 30, 2004, up to one million dollars to the department of  
 70 31 education for purposes of ~~establishing~~ maintaining the  
 70 32 evaluator training program, ~~including but not limited to an~~  
 70 33 ~~evaluation process; the training of providers; development of~~  
 70 34 ~~a provider approval process; training materials and costs; for~~  
 70 35 ~~payment to practitioners under section 284.10, subsection 3,~~  
 71 1 ~~and to pay any applicable costs of the employer's share of~~  
 71 2 ~~contributions to federal social security and the Iowa public~~  
 71 3 ~~employees' retirement system or a pension and annuity~~  
 71 4 ~~retirement system established under chapter 294, for such~~  
 71 5 ~~amounts paid by the district; and for subsidies to school~~  
 71 6 ~~districts for training costs. A portion of the funds~~  
 71 7 ~~allocated to the department for purposes of this paragraph may~~  
 71 8 ~~be used by the department for administrative purposes.~~  
 71 9 Notwithstanding section 8.33, from the moneys allocated under  
 71 10 this paragraph for the fiscal year beginning July 1, 2003,  
 71 11 that remain unobligated or unexpended at the end of the fiscal  
 71 12 year, three hundred thousand dollars shall not revert but  
 71 13 shall remain available for expenditure to maintain the  
 71 14 evaluator training program, and up to five hundred thousand  
 71 15 dollars shall remain available to supplement moneys allocated  
 71 16 pursuant to paragraph "f" of this subsection.

CODE: Allocates up to \$1,000,000 from the FY 2005 Student Achievement and Teacher Quality Program appropriation for the maintenance of the Evaluator Training Program. Permits \$150,000 of unexpended funds from the FY 2004 General Fund appropriation for the Program to remain available for evaluator training in FY 2005. Allocates up to \$500,000 of unexpended funds from the FY 2004 General Fund appropriation for the Program to supplement funds allocated for salaries and career development.

71 17 e. For the fiscal year beginning July 1, ~~2003~~ 2004, and  
 71 18 ending June 30, ~~2004~~ 2005, up to ~~three two~~ two hundred ~~seventy-~~  
 71 19 ~~five~~ fifty thousand dollars to the department of education for  
 71 20 purposes of implementing the career development program  
 71 21 requirements of section 284.6, and the review panel  
 71 22 requirements of section 284.9. From the moneys allocated to  
 71 23 the department pursuant to this paragraph, not less than  
 71 24 ~~seventy-five~~ thousand dollars shall be used to administer the  
 71 25 ambassador to education position in accordance with section  
 71 26 256.45. A portion of the funds allocated to the department  
 71 27 for purposes of this paragraph may be used by the department

CODE: Allocates up to \$250,000 from the FY 2005 Student Achievement and Teacher Quality Program appropriation for maintenance of the career development requirements of the Program. Of that amount, not less than \$75,000 is allocated to administer the Ambassador to Education Program. Permits funds allocated to this purpose in previous fiscal years that remain unexpended at the end of FY 2004 to not revert and remain available in FY 2005 for the purposes for which they were allocated.



71 28 for administrative purposes. Notwithstanding section 8.33,  
 71 29 moneys allocated for purposes of this paragraph prior to July  
 71 30 1, 2004, which remain unobligated or unexpended at the end of  
 71 31 the fiscal year for which the moneys were appropriated, shall  
 71 32 remain available for expenditure for the purposes for which  
 71 33 they were allocated, for the fiscal year beginning July 1,  
 71 34 2004, and ending June 30, 2005.

71 35 Sec. 98. Section 284.13, subsection 1, Code Supplement  
 72 1 2003, is amended by adding the following new paragraph:  
 72 2 NEW PARAGRAPH. i. For the fiscal year beginning July 1,  
 72 3 2004, and ending June 30, 2005, moneys made available for the  
 72 4 purposes of implementing paragraphs "d" and "e" may be  
 72 5 allocated in the amounts, as determined by the department,  
 72 6 needed to implement the purposes of paragraphs "d" and "e".

72 7 Sec. 99. Section 294A.22, Code Supplement 2003, is amended  
 72 8 by adding the following new unnumbered paragraph:  
 72 9 NEW UNNUMBERED PARAGRAPH. If funds appropriated are  
 72 10 insufficient to pay phase II allocations in full, the  
 72 11 department of administrative services shall prorate payments  
 72 12 to school districts and area education agencies.

72 13 Sec. 100. EFFECTIVE DATES.  
 72 14 1. The provisions of this division of this Act providing  
 72 15 for supplemental aid for the Iowa public broadcasting division  
 72 16 and amending section 284.13, subsection 1, paragraphs "d" and  
 72 17 "e", relating to moneys carried over to the 2004–2005 fiscal  
 72 18 year, being deemed of immediate importance, take effect upon  
 72 19 enactment.  
 72 20 2. The section of this division of this Act, relating to a  
 72 21 waiver for whole–grade sharing agreement deadlines, being  
 72 22 deemed of immediate importance, takes effect upon enactment  
 72 23 and applies from the date of enactment to June 30, 2004.

CODE: Authorizes the Department of Education to apply the funds allocated from the FY 2005 Student Achievement and Teacher Quality Program appropriation to the Evaluator Training Program and the Ambassador to Education Program to either Program as needed.

CODE: Requires the Department of Administrative Services to prorate Educational Excellence Phase II payments to school districts and area education agencies if the appropriation is not sufficient to pay the Phase II allocations in full.

Specifies that the provisions in this Division, pertaining to unexpended funds carried over to FY 2005 in the Student Achievement and Teacher Quality Program and changes to the whole-grade sharing agreement deadlines, take effect upon enactment.

72 24 DIVISION V  
 72 25 HEALTH AND HUMAN SERVICES  
  
 72 26 ELDER AFFAIRS

72 27 Sec. 101. DEPARTMENT OF ELDER AFFAIRS. There is  
 72 28 appropriated from the general fund of the state to the  
 72 29 department of elder affairs for the fiscal year beginning July  
 72 30 1, 2004, and ending June 30, 2005, the following amount, or so  
 72 31 much thereof as is necessary, to be used for the purposes  
 72 32 designated:  
 72 33 For aging programs for the department of elder affairs and  
 72 34 area agencies on aging to provide citizens of Iowa who are 60  
 72 35 years of age and older with case management for the frail  
 73 1 elderly, the retired and senior volunteer program, resident  
 73 2 advocate committee coordination, employment, and other  
 73 3 services which may include, but are not limited to, adult day  
 73 4 services, respite care, chore services, telephone reassurance,  
 73 5 information and assistance, and home repair services,  
 73 6 including the winterizing of homes, and for the construction  
 73 7 of entrance ramps which make residences accessible to the  
 73 8 physically handicapped, and for salaries, support,  
 73 9 administration, maintenance, miscellaneous purposes, and for  
 73 10 not more than the following full-time equivalent positions  
 73 11 with the department of elder affairs:  
 73 12 ..... \$ 2,625,146  
 73 13 ..... FTEs 26.75

General Fund appropriation to the Department of Elder Affairs.

DETAIL: This is a decrease of \$7,522 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect health insurance premium savings.

73 14 1. Funds appropriated in this section may be used to  
 73 15 supplement federal funds under federal regulations. To  
 73 16 receive funds appropriated in this section, a local area  
 73 17 agency on aging shall match the funds with moneys from other  
 73 18 sources according to rules adopted by the department. Funds  
 73 19 appropriated in this section may be used for elderly services  
 73 20 not specifically enumerated in this section only if approved  
 73 21 by an area agency on aging for provision of the service within  
 73 22 the area.

Allows the use of funds appropriated in this Subsection to supplement federal funds for elderly services if those services are approved by an Area Agency on Aging, and requires these local Agencies to match the funds for aging programs and services.

73 23 2. Of the funds allocated in this section and any other  
 73 24 state funds allocated for aging programs of the area agencies  
 73 25 on aging not more than 7.5 percent of the total amount  
 73 26 allocated shall be used for area agencies on aging  
 73 27 administrative purposes.

Requires the Area Agencies on Aging to spend no more than 7.50% of all State funds appropriated for aging programs for administrative purposes.

73 28 3. Of the funds appropriated in this section, \$49,000  
 73 29 shall be used, in addition to any other funds appropriated in  
 73 30 this Act, for provision of training to resident advocate  
 73 31 committees for elder group homes, as defined in section  
 73 32 231B.1, and licensed health care facilities as defined in  
 73 33 section 135C.1.

Requires \$49,000 be allocated for training resident advocate committee volunteers.

DETAIL: This is a new allocation for FY 2005. In FY 2004, the Department budgeted \$49,000 of General Fund money for this training. There is an additional \$60,000 appropriated from the Senior Living Trust Fund for this purpose in Section 163.3 of this Act.

73 34 4. It is the intent of the general assembly that the Iowa  
 73 35 chapters of the Alzheimer's association and the case  
 74 1 management program for the frail elderly shall collaborate and  
 74 2 cooperate fully to assist families in maintaining family  
 74 3 members with Alzheimer's disease in the community for the  
 74 4 longest period of time possible.

Specifies the intent of the General Assembly that the Iowa chapters of the Alzheimer's Association and the Case Management Program for the Frail Elderly cooperate to assist families in maintaining family members with Alzheimer's disease in the community for as long as possible.

74 5 5. The department shall maintain policies and procedures  
 74 6 regarding Alzheimer's support and the retired and senior  
 74 7 volunteer program.

Requires the Department of Elder Affairs to maintain policies and procedures for Alzheimer's support and the Retired Senior Volunteer Programs (RSVPs).

74 8 HEALTH

74 9 Sec. 102. DEPARTMENT OF PUBLIC HEALTH. There is  
 74 10 appropriated from the general fund of the state to the Iowa  
 74 11 department of public health for the fiscal year beginning July  
 74 12 1, 2004, and ending June 30, 2005, the following amounts, or  
 74 13 so much thereof as is necessary, to be used for the purposes  
 74 14 designated:

Appropriates \$23,895,027 and 390.25 FTE positions from the General Fund to the Department of Public Health.

74 15 1. ADDICTIVE DISORDERS  
 74 16 For reducing the prevalence of use of tobacco, alcohol, and  
 74 17 other drugs, and treating individuals affected by addictive

General Fund appropriation to the Addictive Disorders Program within the Department of Public Health.

74 18 behaviors, including gambling, and for not more than the  
 74 19 following full-time equivalent positions:  
 74 20 ..... \$ 1,267,111  
 74 21 ..... FTEs 15.75

DETAIL: Maintains current level of General Fund support and FTE positions.

74 22 a. The department shall continue to coordinate with  
 74 23 substance abuse treatment and prevention providers regardless  
 74 24 of funding source to assure the delivery of substance abuse  
 74 25 treatment and prevention programs.

Requires the Department to continue to coordinate with substance abuse treatment and prevention providers regardless of funding source to assure delivery of programs.

74 26 b. The commission on substance abuse, in conjunction with  
 74 27 the department, shall continue to coordinate the delivery of  
 74 28 substance abuse services involving prevention, social and  
 74 29 medical detoxification, and other treatment by medical and  
 74 30 nonmedical providers to uninsured and court-ordered substance  
 74 31 abuse patients in all counties of the state.

Requires the Commission on Substance Abuse and the Department to coordinate substance abuse services involving prevention, social and medical detoxification, and other treatment for uninsured and court-ordered substance abuse patients in all counties.

74 32 c. The department and any grantee or subgrantee of the  
 74 33 department shall not discriminate against a nongovernmental  
 74 34 organization that provides substance abuse treatment and  
 74 35 prevention services or applies for funding to provide those  
 75 1 services on the basis that the organization has a religious  
 75 2 character. [The department shall report to the governor and  
 75 3 the general assembly on or before February 1, 2005, regarding  
 75 4 the number of religious or other nongovernmental organizations  
 75 5 that applied for funds in the preceding fiscal year, the  
 75 6 amounts awarded to those organizations, and the basis for any  
 75 7 refusal by the department or grantee or subgrantee of the  
 75 8 department to award funds to any of those organizations that  
 75 9 applied.]

Prohibits the Department from discriminating against religious organizations that apply for substance abuse treatment and prevention services. Also, requires the Department to report to the Governor and the General Assembly on or before February 1, 2005, regarding the number of religious or other nongovernmental organizations that applied for this funding.

VETOED

VETOED: The Governor vetoed the reporting item and stated that the Accountable Government Act requires these grants be awarded on a competitive basis and that the language was duplicative of requirements in HF 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act).

75 10 2. ADULT WELLNESS  
 75 11 For maintaining or improving the health status of adults,  
 75 12 with target populations between the ages of 18 through 60, and  
 75 13 for not more than the following full-time equivalent  
 75 14 positions:  
 75 15 ..... \$ 304,067

General Fund appropriation to the Adult Wellness Program within the Department of Public Health.

DETAIL: This is an increase of \$50,000 and a decrease of 0.07 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

PG LN	Senate File 2298	Explanation
75 16	..... FTEs 20.85	<ul style="list-style-type: none"> <li>• An increase of \$50,000 for the Maternal Health Program to reflect the amount transferred to the Program in FY 2004.</li> <li>• A decrease of 0.07 FTE position to reflect the FTE positions utilized.</li> </ul>
75 17	3. CHILD AND ADOLESCENT WELLNESS	General Fund appropriation to the Child and Adolescent Wellness Program within the Department of Public Health.
75 18	For promoting the optimum health status for children and	DETAIL: This is an increase of \$100,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect the amount transferred to the Child Health Program in FY 2004.
75 19	adolescents from birth through 21 years of age, and for not	
75 20	more than the following full-time equivalent positions:	
75 21	..... \$ 915,803	
75 22	..... FTEs 44.10	
75 23	4. CHRONIC CONDITIONS	General Fund appropriation to the Chronic Conditions Program within the Department of Public Health.
75 24	For serving individuals identified as having chronic	DETAIL: This is a decrease of \$174,177 and 0.09 FTE position compared to the estimated net FY 2004 appropriation. The change includes:
75 25	conditions or special health care needs, and for not more than	
75 26	the following full-time equivalent positions:	
75 27	..... \$ 845,863	
75 28	..... FTEs 10.00	
75 29	5. COMMUNITY CAPACITY	General Fund appropriation to the Community Capacity Program within the Department of Public Health.
75 30	For strengthening the health care delivery system at the	DETAIL: This is a decrease of \$41,389 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect the amount transferred to other programs within the Department in FY 2004.
75 31	local level, and for not more than the following full-time	
75 32	equivalent positions:	
75 33	..... \$ 1,267,359	
75 34	..... FTEs 21.60	
75 35	Of the funds appropriated in this subsection, \$100,000 is	Requires an allocation of \$100,000 for a child vision screening program to be implemented through the University of Iowa Hospitals and Clinics in collaboration with Community Empowerment areas.
76 1	allocated for a child vision screening program implemented	DETAIL: Maintains the current allocation level.
76 2	through the university of Iowa hospitals and clinics in	
76 3	collaboration with community empowerment areas.	

76 4 6. ELDERLY WELLNESS  
 76 5 For optimizing the health of persons 60 years of age and  
 76 6 older, and for not more than the following full-time  
 76 7 equivalent positions:  
 76 8 ..... \$ 9,233,985  
 76 9 ..... FTEs 4.95

General Fund appropriation to the Elderly Wellness Program within the Department of Public Health.  
  
 DETAIL: This is no change in funding and a decrease of 0.15 FTE position compared to the estimated net FY 2004 appropriation to reflect the FTE positions utilized.

76 10 The department shall implement elderly wellness services in  
 76 11 a manner that ensures that the services provided are not  
 76 12 payable by a third-party source. The department shall submit  
 76 13 a report by December 1, 2004, to the persons in this division  
 76 14 of this Act designated to receive reports regarding the  
 76 15 provision of services and expenditures for the services.

Requires the Department to provide services under the Elderly Wellness Program in a manner that ensures services are not payable by a third-party source. Also, requires the Department to submit a report by December 1, 2004, regarding the Program's services and related expenditures.

76 16 7. ENVIRONMENTAL HAZARDS  
 76 17 For reducing the public's exposure to hazards in the  
 76 18 environment, primarily chemical hazards, and for not more than  
 76 19 the following full-time equivalent positions:  
 76 20 ..... \$ 251,808  
 76 21 ..... FTEs 8.30

General Fund appropriation to the Environmental Hazards Program within the Department of Public Health.  
  
 DETAIL: This is a decrease of \$89,000 and 0.95 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- A decrease of \$89,000 to reflect the amount transferred to other programs within the Department in FY 2004.
- A decrease of 0.95 FTE position to reflect the FTE positions utilized.

76 22 8. INFECTIOUS DISEASES  
 76 23 For reducing the incidence and prevalence of communicable  
 76 24 diseases, and for not more than the following full-time  
 76 25 equivalent positions:  
 76 26 ..... \$ 1,079,703  
 76 27 ..... FTEs 38.25

General Fund appropriation to the Infectious Diseases Program within the Department of Public Health.  
  
 DETAIL: This is an increase of \$2,452 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect the amount transferred to the Center for Epidemiology in FY 2004.

76 28 9. INJURIES  
 76 29 For providing support and protection to victims of abuse or  
 76 30 injury, or programs that are designed to prevent abuse or  
 76 31 injury, and for not more than the following full-time

General Fund appropriation to the Injuries Program within the Department of Public Health.

76 32 equivalent positions:  
 76 33 ..... \$ 1,379,358  
 76 34 ..... FTEs 9.10

DETAIL: Maintains current level of General Fund support and FTE positions.

76 35 Of the funds appropriated in this subsection, \$660,000  
 77 1 shall be credited to the emergency medical services fund  
 77 2 created in section 135.25.

Requires \$660,000 be allocated to the Emergency Medical Services Fund.

DETAIL: Maintains the current allocation level. The funds are used for training and equipment provided through the Emergency Medical Services Program.

77 3 10. PUBLIC PROTECTION

General Fund appropriation to the Public Protection Program within the Department of Public Health.

77 4 For protecting the health and safety of the public through  
 77 5 establishing standards and enforcing regulations, and for not  
 77 6 more than the following full-time equivalent positions:

77 7 ..... \$ 6,598,873  
 77 8 ..... FTEs 158.05

DETAIL: This is an increase of \$88,755 and 7.41 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$88,755 to reflect the amount transferred to the Medical Examiner's Office in FY 2004.
- An increase of 1.41 FTE positions for additional investigators for the Board of Nursing. The positions will be paid for with licensure fees.
- An increase of 6.00 FTE positions for additional investigators for the Board of Pharmacy Examiners. The positions will be paid for with licensure fees.

77 9 a. The department may expend funds received from licensing  
 77 10 fees in addition to amounts appropriated in this subsection,  
 77 11 if those additional expenditures are directly the result of  
 77 12 any unanticipated litigation or scope of practice review  
 77 13 committee expense. Before the department expends or encumbers  
 77 14 funds for a scope of practice review committee or for an  
 77 15 amount in excess of the funds budgeted for an examining board,  
 77 16 the director of the department of management shall approve the  
 77 17 expenditure or encumbrance. The amounts necessary to fund any  
 77 18 unanticipated litigation or scope of practice review committee  
 77 19 expense in the fiscal year beginning July 1, 2004, shall not

Permits the Department to use up to 5.00% of the average annual fees generated from the previous two fiscal years for unanticipated litigation expenses for the Scope of Practice Review Committee.

DETAIL: Based on the average of FY 2002 and FY 2003 annual fees, 5.00% would total \$319,461.

77 20 exceed 5 percent of the average annual fees generated by the  
77 21 boards for the previous two fiscal years. The funds  
77 22 authorized for expenditure pursuant to this lettered paragraph  
77 23 are appropriated to the department for the purposes described  
77 24 in this paragraph.

77 25 b. For the fiscal year beginning July 1, 2004, the  
77 26 department shall retain fees collected from the certification  
77 27 of lead inspectors and lead abaters pursuant to section  
77 28 135.105A to support the certification program; and shall  
77 29 retain fees collected from the licensing, registration,  
77 30 authorization, accreditation, and inspection of x-ray machines  
77 31 used for mammographically guided breast biopsy, screening, and  
77 32 diagnostic mammography, pursuant to section 136C.10 to support  
77 33 the administration of the chapter. The department may also  
77 34 retain fees collected pursuant to section 136C.10 on all  
77 35 shippers of radioactive material waste containers transported  
78 1 across Iowa if the department does not obtain funding to  
78 2 support the oversight and regulation of this activity, and for  
78 3 x-ray radiology examination fees collected by the department  
78 4 and reimbursed to a private organization conducting the  
78 5 examination. Fees retained by the department pursuant to this  
78 6 lettered paragraph are appropriated to the department for the  
78 7 purposes described in this lettered paragraph.

78 8 c. The department may retain and expend not more than  
78 9 \$297,961 for lease and maintenance expenses from fees  
78 10 collected pursuant to section 147.80 by the board of dental  
78 11 examiners, the board of pharmacy examiners, the board of  
78 12 medical examiners, and the board of nursing in the fiscal year  
78 13 beginning July 1, 2004, and ending June 30, 2005. Fees  
78 14 retained by the department pursuant to this lettered paragraph  
78 15 are appropriated to the department for the purposes described  
78 16 in this lettered paragraph.

Requires the Department to retain lead abatement and inspector certification fees to fund the Certification Program and to retain fees from the regulation of mammography machines to support regulation activities.

Also, permits the Department to retain fees charged to shippers that transport radioactive material waste containers across the State to fund the regulation of these activities.

DETAIL: These fees will generate an estimated \$85,000 in revenues from an estimated 520 shipments in FY 2005. This is based on an estimated 500 low-level waste shipments at \$100 each and 20 high-level waste shipments at \$1,750 each.

Permits the Department to retain up to \$297,961 in fees collected by the Boards of Dental Examiners, Pharmacy Examiners, Medical Examiners, and Nursing for the purposes of lease and maintenance expenses.



78 17 d. The department may retain and expend not more than  
78 18 \$100,000 for reduction of the number of days necessary to  
78 19 process medical license requests and for reduction of the  
78 20 number of days needed for consideration of malpractice cases  
78 21 from fees collected pursuant to section 147.80 by the board of  
78 22 medical examiners in the fiscal year beginning July 1, 2004,  
78 23 and ending June 30, 2005. Fees retained by the department  
78 24 pursuant to this lettered paragraph are appropriated to the  
78 25 department for the purposes described in this lettered  
78 26 paragraph.

Permits the Department to retain and expend up to \$100,000 in fees collected by the Board of Medical Examiners during FY 2005 for the improvement of licensure functions.

78 27 e. The board of dental examiners may retain and expend not  
78 28 more than \$148,060 from revenues generated pursuant to section  
78 29 147.80. Fees retained by the board pursuant to this lettered  
78 30 paragraph are appropriated to the department to be used for  
78 31 the purposes of regulating dental assistants.

Permits the Board of Dental Examiners to retain and expend up to \$148,060 from dental assistant registration revenues.

78 32 f. The board of medical examiners, the board of pharmacy  
78 33 examiners, the board of dental examiners, and the board of  
78 34 nursing shall prepare estimates of projected receipts to be  
78 35 generated by the licensing, certification, and examination  
79 1 fees of each board as well as a projection of the fairly  
79 2 apportioned administrative costs and rental expenses  
79 3 attributable to each board. Each board shall annually review  
79 4 and adjust its schedule of fees so that, as nearly as  
79 5 possible, projected receipts equal projected costs.

Requires the Boards of Medical Examiners, Pharmacy Examiners, Dental Examiners, and Nursing to adjust fees so projected revenues equal projected costs.

79 6 g. The board of medical examiners, the board of pharmacy  
79 7 examiners, the board of dental examiners, and the board of  
79 8 nursing shall retain their individual executive officers, but  
79 9 are strongly encouraged to share administrative, clerical, and  
79 10 investigative staffs to the greatest extent possible. The  
79 11 department shall submit a status report regarding the sharing  
79 12 of staff under this paragraph to the persons designated in  
79 13 this division of this Act to receive reports by December 1,  
79 14 2004.

Specifies the intent of the General Assembly that the Boards of Medical Examiners, Pharmacy Examiners, Dental Examiners, and Nursing share administrative, clerical, and investigative staff. Requires a status report regarding this be submitted by December 1, 2004.

79 15 h. For the fiscal year beginning July 1, 2004, the board  
 79 16 of nursing may retain and expend 90 percent of the revenues  
 79 17 generated from any increase in licensing fees pursuant to  
 79 18 section 147.80 for purposes related to the state board's  
 79 19 duties, including but not limited to the addition of full-time  
 79 20 equivalent positions for program services and investigations.  
 79 21 Fees retained by the board pursuant to this lettered paragraph  
 79 22 are appropriated to the board of nursing for the purposes  
 79 23 described in this paragraph.

Permits the Board of Nursing to retain and expend 90.00% of revenues from any increase in licensure fees for purposes related to the Board's duties. The remaining 10.00% will be deposited into the General Fund.

DETAIL: The Board of Nursing does not plan to raise fees in FY 2005. This language is a continuation of Session law enacted in HF 667 (FY 2004 Health and Human Services Appropriations Act). Effective in FY 2004, the Board raised fees by \$6.00 per year and used the additional revenues to employ two additional investigators. It is estimated that the Board will retain \$167,192 (90.00%) from the increase in fees in FY 2004 and that \$18,576 (10.00%) will be deposited into the General Fund.

79 24 i. For the fiscal year beginning July 1, 2004, and ending  
 79 25 June 30, 2005, the board of pharmacy examiners may retain and  
 79 26 expend 90 percent of the revenues generated from any increase  
 79 27 after July 1, 2004, in licensing fees pursuant to sections  
 79 28 124.301 and 147.80, and chapter 155A, for purposes related to  
 79 29 the state board's duties, including but not limited to the  
 79 30 addition of full-time equivalent positions. Fees retained by  
 79 31 the board pursuant to this lettered paragraph are appropriated  
 79 32 to the board of pharmacy examiners for the purposes described  
 79 33 in this lettered paragraph.

Permits the Board of Pharmacy Examiners to retain and expend 90.00% of revenues from any increase in licensure fees for purposes related to the Board's duties. The remaining 10.00% will be deposited into the General Fund.

DETAIL: An increase in fees will generate additional revenue totaling an estimated \$815,590 in FY 2005. Of this amount, \$734,355 (90.00%) will be retained by the Board and used to hire additional investigators, and \$81,595 (10.00%) will be deposited into the General Fund.

79 34 11. RESOURCE MANAGEMENT  
 79 35 For establishing and sustaining the overall ability of the  
 80 1 department to deliver services to the public, and for not more  
 80 2 than the following full-time equivalent positions:  
 80 3 ..... \$ 680,707  
 80 4 ..... FTEs 47.30

General Fund appropriation to the Resource Management Program within the Department of Public Health.

DETAIL: This is a decrease of \$18,612 and an increase of 0.07 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- A decrease of \$18,612 to reflect health insurance premium savings.
- An increase of 0.07 FTE position to reflect the FTE positions utilized.

80 5	12. The university of Iowa hospitals and clinics under the	Prohibits the University of Iowa Hospitals and Clinics from receiving
80 6	control of the state board of regents shall not receive	indirect costs from programs funded with appropriations to the
80 7	indirect costs from the funds appropriated in this section.	Department.
80 8	13. A local health care provider or nonprofit health care	Requires a health care provider seeking a grant from the Department
80 9	organization seeking grant moneys administered by the Iowa	of Public Health to provide documentation of efforts to coordinate
80 10	department of public health shall provide documentation that	services at the local level.
80 11	the provider or organization has coordinated its services with	
80 12	other local entities providing similar services.	
80 13	14. a. The department shall apply for available federal	Requires the Department of Public Health to apply for available federal
80 14	funds for sexual abstinence education programs.	funds for sexual abstinence education programs.
80 15	b. It is the intent of the general assembly to comply with	Specifies the intent of the General Assembly to comply with the intent
80 16	the United States Congress' intent to provide education that	of the United States Congress to provide education that promotes
80 17	promotes abstinence from sexual activity outside of marriage	abstinence from sexual activity outside of marriage and reduces
80 18	and reduces pregnancies, by focusing efforts on those persons	pregnancies by focusing on those persons most likely to father and
80 19	most likely to father and bear children out of wedlock.	bear children out of wedlock.
80 20	c. Any sexual abstinence education program awarded moneys	Requires sexual abstinence programs awarded moneys under the
80 21	under the grant program shall meet the definition of	Abstinence Education Initiative to meet the federal definition of
80 22	abstinence education in the federal law. Grantees shall be	abstinence education. Also, requires an evaluation of grantees based
80 23	evaluated based upon the extent to which the abstinence	on the goals set forth in federal law.
80 24	program successfully communicates the goals set forth in the	
80 25	federal law.	
80 26	d. It is the intent of the general assembly that the Iowa	Specifies the intent of the General Assembly that the Departments of
80 27	department of public health and the department of human	Public Health and Human Services coordinate pregnancy prevention
80 28	services shall coordinate programs regarding pregnancy	programs.
80 29	prevention to the greatest extent possible.	
80 30	Sec. 103. GAMBLING TREATMENT FUND — APPROPRIATION.	Gambling Treatment Fund appropriation to the Department of Public
80 31	1. There is appropriated from funds available in the	Health.
80 32	gambling treatment fund established in the office of the	
80 33	treasurer of state to the Iowa department of public health for	
80 34	the fiscal year beginning July 1, 2004, and ending June 30,	
80 35	2005, the following amount, or so much thereof as is	

<p>81 1 necessary, to be used for the purpose designated:</p> <p>81 2 a. Addictive disorders</p> <p>81 3 To be utilized for the benefit of persons with addictions:</p> <p>81 4 ..... \$ 1,690,000</p> <p>81 5 The appropriation made in this paragraph shall be made from</p> <p>81 6 proceeds credited to the gambling treatment fund due to an</p> <p>81 7 increase in the percentage of gambling proceeds credited to</p> <p>81 8 the gambling treatment fund if any enactment of legislation by</p> <p>81 9 the 2004 Eightieth General Assembly in the Regular or</p> <p>81 10 Extraordinary Legislative Session increases the percentage of</p> <p>81 11 gambling proceeds credited to the gambling treatment fund.</p> <p>81 12 It is the intent of the general assembly that from the</p> <p>81 13 moneys appropriated in this section, persons with a dual</p> <p>81 14 diagnosis of substance abuse and gambling addictions shall be</p> <p>81 15 given priority in treatment services.</p> <p>81 16 b. Gambling treatment program</p> <p>81 17 The funds in the gambling treatment fund after the</p> <p>81 18 appropriation in paragraph "a" is made are appropriated and</p> <p>81 19 shall be used for funding of administrative costs and to</p> <p>81 20 provide programs which may include, but are not limited to,</p> <p>81 21 outpatient and follow-up treatment for persons affected by</p> <p>81 22 problem gambling, rehabilitation and residential treatment</p> <p>81 23 programs, information and referral services, education and</p> <p>81 24 preventive services, and financial management services.</p> <p>81 25 2. Unless legislation enacted by the Eightieth General</p> <p>81 26 Assembly in 2004 otherwise provides for the deposit of tax</p> <p>81 27 revenue received by the state racing and gaming commission</p> <p>81 28 pursuant to section 99D.15 in the gambling treatment fund, for</p> <p>81 29 the fiscal year beginning July 1, 2004, and ending June 30,</p> <p>81 30 2005, from the tax revenue received by the state racing and</p> <p>81 31 gaming commission pursuant to section 99D.15, subsections 1,</p>	<p>Gambling Treatment Fund appropriation for the Addictive Disorders Program within the Department of Public Health.</p> <p>DETAIL: Maintains current level of Gambling Treatment Fund support.</p> <p>Requires that funds appropriated from the Gambling Treatment Fund for the Addictive Disorders Program be provided from an increase in revenues to the Fund if legislation is enacted by the 2004 General Assembly that increases the percentage of gambling proceeds.</p> <p>DETAIL: House File 2302 (Gambling Act) increased the contribution from 0.30% to 0.50% of adjusted gross receipts from racetracks and boats to the Gambling Treatment Fund.</p> <p>Specifies the intent of the General Assembly that persons with dual diagnosis of substance abuse and gambling addiction be given priority in treatment services.</p> <p>Requires that the remaining balance in the Gambling Treatment Fund, after the appropriation to the Addictive Disorders Program, be appropriated to the Gambling Treatment Program.</p> <p>DETAIL: The amount available for the Gambling Treatment Program is estimated to be an increase of \$2,279,000 compared to FY 2004 due to the enactment of HF 2302 (Gambling Act), which increased the contribution from 0.30% to 0.50% of adjusted gross receipts from racetracks and boats to the Gambling Treatment Fund.</p> <p>Deposits the receipts collected from 0.30% of the gross sum wagered at pari-mutuel tracks into the Gambling Treatment Fund, which are then appropriated in Section 103.1(b) of this Act unless otherwise provided for in legislation enacted by the 2004 General Assembly.</p>
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81 32 3, and 4, an amount equal to three-tenths of one percent of  
81 33 the gross sum wagered by the pari-mutuel method is to be  
81 34 deposited into the gambling treatment fund.

DETAIL: House File 2302 (Gambling Act) increased the contribution from 0.30% to 0.50% of adjusted gross receipts from racetracks and boats to the Gambling Treatment Fund.

81 35 Sec. 104. VITAL RECORDS. The vital records modernization  
82 1 project as enacted in 1993 Iowa Acts, chapter 55, section 1,  
82 2 as amended by 1994 Iowa Acts, chapter 1068, section 8, as  
82 3 amended by 1997 Iowa Acts, chapter 203, section 9, 1998 Iowa  
82 4 Acts, chapter 1221, section 9, and 1999 Iowa Acts, chapter  
82 5 201, section 17, and as continued by 2000 Iowa Acts, chapter  
82 6 1222, section 10, 2001 Iowa Acts, chapter 182, section 13,  
82 7 2002 Iowa Acts, Second Extraordinary Session, chapter 1003,  
82 8 section 104, and 2003 Iowa Acts, chapter 175, section 4, shall  
82 9 be extended until June 30, 2005, and the increased fees to be  
82 10 collected pursuant to that project shall continue to be  
82 11 collected and are appropriated to the Iowa department of  
82 12 public health until June 30, 2005. The department shall  
82 13 submit a report to the persons designated by this Act to  
82 14 receive reports no later than September 1, 2004, concerning  
82 15 the status of the modernization project, the fees collected,  
82 16 and a target date for the project's completion.

CODE: Extends the Vital Records Modernization Fund and provides that the increased fees continue to be collected and appropriated to the Department of Public Health through FY 2005.

82 17 Sec. 105. SCOPE OF PRACTICE REVIEW PROJECT. The scope of  
82 18 practice review committee pilot project as enacted in 1997  
82 19 Iowa Acts, chapter 203, section 6, as continued by 2002 Iowa  
82 20 Acts, Second Extraordinary Session, chapter 1003, section 107,  
82 21 and 2003 Iowa Acts, chapter 175, section 5, shall be extended  
82 22 until June 30, 2005. The Iowa department of public health  
82 23 shall submit an annual progress report to the governor and the  
82 24 general assembly by January 15 and shall include any  
82 25 recommendations for legislative action as a result of review  
82 26 committee activities. The department may contract with a  
82 27 school or college of public health in Iowa to assist in  
82 28 implementing the project.

CODE: Extends the Scope of Practice Review Committee Project to June 30, 2005, and requires the Department to submit a progress report to the Governor and the General Assembly by January 15, 2005. Also, specifies the report is to include any recommendations for legislative action as a result of review of the Committee's activities.

DETAIL: The Project was originally scheduled to sunset June 30, 2002.

82 29 Sec. 106. AIDS DRUG ASSISTANCE PROGRAM. The Iowa  
 82 30 department of public health and the department of human  
 82 31 services shall collaborate to identify funding within the  
 82 32 funds available for the fiscal year beginning July 1, 2004, to  
 82 33 use in leveraging the maximum amount of federal funding  
 82 34 through the federal Ryan White Care Act, Title II, AIDS drug  
 82 35 assistance program for AIDS drug assistance program  
 83 1 supplemental drug treatment grants. [The Iowa department of  
 83 2 public health shall submit a report regarding the results of  
 83 3 this directive to the persons specified in this Act to receive  
 83 4 reports.]

VETOED

Requires the Departments of Public Health and Human Services to collaborate regarding identification of funding to be used to leverage additional federal funds to be used for an AIDS drug assistance program. Also, requires the Department of Public Health to submit a status report on this activity.

VETOED: The Governor vetoed the reporting item and stated that services to lowans would be enhanced if Department staff spent time identifying additional ways for the State to obtain all available federal matching funds and applying for other federal and private grants rather than drafting an unnecessary report.

[83 5 Sec. 107. TOBACCO USE PREVENTION AND CONTROL —  
 83 6 ADMINISTRATOR. The director of the Iowa department of public  
 83 7 health shall employ a division administrator for the division  
 83 8 of tobacco use prevention and control as a full-time  
 83 9 equivalent position with a salary commensurate with the full-  
 83 10 time position.]

VETOED

Requires the Department of Public Health to employ an Administrator for the Division of Tobacco Use Prevention and Control.

DETAIL: The position has been vacant since FY 2003. The Director of the Division of Health Promotion, Prevention, and Addictive Behavior has been serving as the Administrator for both Divisions since the vacancy occurred.

VETOED: The Governor vetoed this item and stated the language was duplicative, although not identical, to language in HF 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act).

83 11 Sec. 108. LEGISLATIVE INTENT — THE STATE OF IOWA, A  
 83 12 HEALTHY COMMUNITY.  
 83 13 1. It is the intent of the general assembly that state  
 83 14 agencies, local communities, and individuals begin exploring  
 83 15 strategies and partnerships to create a statewide community  
 83 16 network that supports health promotion, prevention, and  
 83 17 chronic disease management.  
 83 18 2. It is the expectation of the general assembly that such  
 83 19 strategies and partnerships will energize local communities to  
 83 20 transform their cultures into those which promote healthy  
 83 21 lifestyles and which, collectively, transform the state of  
 83 22 Iowa into one healthy community.

Specifies the intent of the General Assembly that a Statewide community network be explored to support health promotion, prevention, and chronic disease management.

DETAIL: The Department of Public Health is planning to work collaboratively with the Department of Human Services (DHS) to develop a State Plan for healthy communities that can be implemented at the local level. The Plan will focus on tobacco use prevention, obesity, and disease management.

83 23 COMMISSION OF VETERANS AFFAIRS

83 24 Sec. 109. COMMISSION OF VETERANS AFFAIRS. There is  
 83 25 appropriated from the general fund of the state to the  
 83 26 commission of veterans affairs for the fiscal year beginning  
 83 27 July 1, 2004, and ending June 30, 2005, the following amounts,  
 83 28 or so much thereof as is necessary, to be used for the  
 83 29 purposes designated:

83 30 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

83 31 For salaries, support, maintenance, miscellaneous purposes,  
 83 32 including the war orphans educational aid fund established  
 83 33 pursuant to chapter 35, and for not more than the following  
 83 34 full-time equivalent positions:

83 35 ..... \$ 293,971  
 84 1 ..... FTEs 4.00

General Fund appropriation to the Commission of Veterans Affairs.

DETAIL: Maintains current level of General Fund support and FTE positions.

84 2 Of the funds appropriated in this subsection, \$100,000  
 84 3 shall be used by the commission to contract with the  
 84 4 department of elder affairs to utilize local veterans affairs  
 84 5 commissions and the retired senior volunteers program to  
 84 6 increase the utilization by eligible individuals of benefits  
 84 7 available through the federal department of veterans affairs.

Requires the Commission to expend \$100,000 to contract with the Department of Elder Affairs to utilize local veterans affairs commissions and the Retired Senior Volunteers Program (RSVP) to increase utilization of federal veteran benefits.

84 8 The commission of veterans affairs may use the gifts  
 84 9 accepted by the chairperson of the commission of veterans  
 84 10 affairs, or designee, and other resources available to the  
 84 11 commission for use at its Camp Dodge office. The commission  
 84 12 shall report annually to the governor and the general assembly  
 84 13 on monetary gifts received by the commission for the Camp  
 84 14 Dodge office.

Permits the Chairperson of the Commission of Veteran Affairs to accept gifts to use at the Camp Dodge Office. Requires the Commission to report annually to the Governor and the General Assembly regarding any monetary gifts.

84 15 2. IOWA VETERANS HOME

84 16 For salaries, support, maintenance, miscellaneous purposes,  
 84 17 and for not more than the following full-time equivalent  
 84 18 positions:

84 19 ..... \$ 16,189,139

General Fund appropriation to the Veterans Home.

DETAIL: This is a decrease of \$162,420 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect health insurance premium savings.

84 20 ..... FTEs 843.50

84 21 a. The Iowa veterans home may use the gifts accepted by  
84 22 the chairperson of the commission of veterans affairs and  
84 23 other resources available to the commission for use at the  
84 24 Iowa veterans home.

Permits the Veterans Home to accept gifts to use at the Veterans Home.

84 25 b. Any Iowa veterans home successor contractor shall not  
84 26 consider employees of a state institution or facility to be  
84 27 new employees for purposes of employee wages, health  
84 28 insurance, or retirement benefits.

Prohibits a contractor utilized at the Veterans Home from considering employees of the Home new employees for salaries and benefits.

84 29 c. The chairpersons and ranking members of the joint  
84 30 appropriations subcommittee on health and human services shall  
84 31 be notified by January 15 of any calendar year during which a  
84 32 request for proposals is anticipated to be issued regarding  
84 33 any Iowa veterans home contract involving employment, for  
84 34 purposes of providing legislative review and oversight.

Requires the Veterans Home to notify the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee of a request for proposal for additional contracting.

84 35 d. The Iowa veterans home shall operate with a net state  
85 1 general fund appropriation. The amount appropriated in this  
85 2 subsection is the net amount of state moneys projected to be  
85 3 needed for the Iowa veterans home. The purposes of operating  
85 4 with a net state general fund appropriation are to encourage  
85 5 the Iowa veterans home to operate with increased self-  
85 6 sufficiency, to improve quality and efficiency, and to support  
85 7 collaborative efforts among all funders of services available  
85 8 from the Iowa veterans home. Moneys appropriated in this  
85 9 subsection may be used throughout the fiscal year in the  
85 10 manner necessary for purposes of cash flow management, and for  
85 11 purposes of cash flow management the Iowa veterans home may  
85 12 temporarily draw more than the amount appropriated, provided  
85 13 the amount appropriated is not exceeded at the close of the  
85 14 fiscal year.

Requires the Veterans Home to operate under a net budgeting system. Specifies the purposes of the system and how the money appropriated in this Subsection may be used.



85 15 e. Revenues attributable to the Iowa veterans home for the  
 85 16 fiscal year beginning July 1, 2004, shall be deposited into  
 85 17 the Iowa veterans home account and shall be treated as  
 85 18 repayment receipts, including but not limited to all of the  
 85 19 following:  
 85 20 (1) Federal veterans administration payments.  
 85 21 (2) Medical assistance revenue received under chapter  
 85 22 249A.  
 85 23 (3) Federal Medicare program payments.  
 85 24 (4) Moneys received from client financial participation.  
 85 25 (5) Other revenues generated from current, new, or  
 85 26 expanded services which the Iowa veterans home is authorized  
 85 27 to provide.

Requires revenues received by the Veterans Home to be deposited into the Veterans Home Account and specifies sources of revenue to be included.

85 28 f. For the purposes of allocating the salary adjustment  
 85 29 fund moneys appropriated in another Act, the Iowa veterans  
 85 30 home shall be considered to be funded entirely with state  
 85 31 moneys.

Requires salary adjustment appropriations (not included in this Act) to be allocated assuming the State funds the entire cost of the Veterans Home.

85 32 g. Notwithstanding section 8.33, up to \$500,000 of the  
 85 33 Iowa veterans home revenues that remain unencumbered or  
 85 34 unobligated at the close of the fiscal year shall not revert  
 85 35 but shall remain available to be used in the succeeding fiscal  
 86 1 year.

CODE: Permits the Veterans Home to carry forward up to \$500,000 of the FY 2005 revenues to FY 2006.

## 86 2 HUMAN SERVICES

86 3 Sec. 110. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
 86 4 GRANT. There is appropriated from the fund created in section  
 86 5 8.41 to the department of human services for the fiscal year  
 86 6 beginning July 1, 2004, and ending June 30, 2005, from moneys  
 86 7 received under the federal temporary assistance for needy  
 86 8 families (TANF) block grant pursuant to the federal Personal  
 86 9 Responsibility and Work Opportunity Reconciliation Act of  
 86 10 1996, Pub. L. No. 104-193, and successor legislation, which  
 86 11 are federally appropriated for the federal fiscal years  
 86 12 beginning October 1, 2003, and ending September 30, 2004, and

Temporary Assistance for Needy Families (TANF) FY 2005 Block Grant Fund appropriation.

DETAIL: The federal government implemented Federal Welfare Reform on August 22, 1996. Federal Welfare Reform changed the funding for the Family Investment Program (FIP) from a matching program to a block grant of federal funds. Unless changed by federal action, Iowa's grant will remain constant from federal fiscal year (FFY) 1998 to FFY 2005 at \$131,524,959 per year regardless of changes in caseload or costs.

86 13 beginning October 1, 2004, and ending September 30, 2005, the  
 86 14 following amounts, or so much thereof as is necessary, to be  
 86 15 used for the purposes designated:

86 16 If the total amount of federal government appropriations  
 86 17 received for Iowa's portion of the TANF block grant amounts  
 86 18 for the federal fiscal years beginning October 1, 2003, and  
 86 19 ending September 30, 2004, and beginning October 1, 2004, and  
 86 20 ending September 30, 2005, is less than \$131,524,959, it is  
 86 21 the intent of the general assembly to act expeditiously during  
 86 22 the 2005 legislative session to adjust appropriations or take  
 86 23 other actions to address the reduced amount. Moneys  
 86 24 appropriated in this section shall be used in accordance with  
 86 25 the federal law making the funds available, applicable Iowa  
 86 26 law, appropriations made from the general fund of the state in  
 86 27 this Act for the purpose designated, and administrative rules  
 86 28 adopted to implement the federal and Iowa law:

Requires that funds appropriated in this Section be used in accordance with federal and State laws and applicable administrative rules. Specifies that if actual federal funds are less than the amount specified in this Section, the General Assembly will take action to adjust appropriations or other actions to address the reduced amount.

86 29 1. To be credited to the family investment program account  
 86 30 and used for assistance under the family investment program  
 86 31 under chapter 239B:  
 86 32 ..... \$ 45,277,569

TANF FY 2005 Block Grant appropriation for the FIP Account.  
 DETAIL: This is a decrease of \$6,215,221 compared to the estimated net FY 2004 appropriation due to lower estimates of the number of individuals receiving benefits under the FIP for FY 2004 and FY 2005.

86 33 2. To be credited to the family investment program account  
 86 34 and used for the job opportunities and basic skills (JOBS)  
 86 35 program, and implementing family investment agreements, in  
 87 1 accordance with chapter 239B:  
 87 2 ..... \$ 13,412,794

TANF FY 2005 Block Grant appropriation for the Promise Jobs Program.  
 DETAIL: Maintains the current level of TANF support.

87 3 3. For field operations:  
 87 4 ..... \$ 16,280,254

TANF FY 2005 Block Grant appropriation for Field Operations.  
 DETAIL: This is an increase of \$2,128,080 compared to the estimated net FY 2004 appropriation.

87 5 4. For general administration:  
 87 6 ..... \$ 3,660,030

TANF FY 2005 Block Grant appropriation for General Administration.

DETAIL: This is an increase of \$421,416 compared to the estimated net FY 2004 appropriation.

87 7 5. For local administrative costs:  
87 8 ..... \$ 2,136,565

TANF FY 2005 Block Grant appropriation for Local Administrative Costs.

DETAIL: This is an increase of \$13,583 compared to the estimated net FY 2004 appropriation.

87 9 6. For state child care assistance:  
87 10 ..... \$ 18,073,746

TANF FY 2005 Block Grant appropriation for Child Care Assistance.

DETAIL: This is a decrease of \$3,072,019 compared to the estimated net FY 2004 appropriation.

87 11 a. Of the funds appropriated in this subsection, \$200,000  
87 12 shall be used for provision of educational opportunities to  
87 13 registered child care home providers in order to improve  
87 14 services and programs offered by this category of providers  
87 15 and to increase the number of providers. The department may  
87 16 contract with institutions of higher education or child care  
87 17 resource and referral centers to provide the educational  
87 18 opportunities. Allowable administrative costs under the  
87 19 contracts shall not exceed 5 percent. The application for a  
87 20 grant shall not exceed two pages in length.

Requires the Department of Human Services (DHS) to use \$200,000 for training of registered child care home providers. Permits the DHS to contract with colleges or child care resource centers and specifies requirements for funding the grants and the application form for the grant.

87 21 b. Of the funds appropriated in this subsection, the  
87 22 maximum amount allowed under Pub. L. No. 104-193 and successor  
87 23 legislation shall be transferred to the child care and  
87 24 development block grant appropriation. Funds appropriated in  
87 25 this subsection that remain following the transfer shall be  
87 26 used to provide direct spending for the child care needs of  
87 27 working parents in families eligible for the family investment  
87 28 program.

Requires that funds appropriated be transferred to the Child Care and Development Block Grant and the remaining balance be used to provide child care to working parents eligible for the Family Investment Program (FIP).

87 29 7. For mental health and developmental disabilities  
87 30 community services:  
87 31 ..... \$ 4,500,610

TANF FY 2005 Block Grant appropriation for Mental Health and Developmental Disabilities Community Services.

DETAIL: This is an increase of \$151,344 compared to the estimated net FY 2004 appropriation.

87 32 8. For child and family services:  
 87 33 ..... \$ 33,475,728

TANF FY 2005 Block Grant appropriation for Child and Family Services.

DETAIL: This is an increase of \$8,219,157 compared to the estimated net FY 2004 appropriation.

87 34 9. For child abuse prevention grants:  
 87 35 ..... \$ 250,000

TANF FY 2005 Block Grant appropriation for Child Abuse Prevention Grants.

DETAIL: Maintains the current level of TANF support.

88 1 10. For pregnancy prevention grants on the condition that  
 88 2 family planning services are funded:  
 88 3 ..... \$ 2,514,413

TANF FY 2005 Block Grant appropriation for pregnancy prevention grants on the condition that family planning services are funded.

DETAIL: Maintains the current level of TANF support.

88 4 a. If the department receives approval of a waiver from  
 88 5 the centers for Medicare and Medicaid services of the United  
 88 6 States department of health and human services to provide  
 88 7 family planning services, of the amount appropriated in this  
 88 8 subsection, \$533,580 shall be transferred to the appropriation  
 88 9 in this Act for child and family services.

Allocates \$533,580 to Child and Family Services if a waiver related to family planning services is approved by the federal government.

88 10 b. Pregnancy prevention grants shall be awarded to  
 88 11 programs in existence on or before July 1, 2004, if the  
 88 12 programs are comprehensive in scope and have demonstrated  
 88 13 positive outcomes. Grants shall be awarded to pregnancy  
 88 14 prevention programs which are developed after July 1, 2004, if  
 88 15 the programs are comprehensive in scope and are based on  
 88 16 existing models that have demonstrated positive outcomes.  
 88 17 Grants shall comply with the requirements provided in 1997  
 88 18 Iowa Acts, chapter 208, section 14, subsections 1 and 2,  
 88 19 including the requirement that grant programs must emphasize  
 88 20 sexual abstinence. Priority in the awarding of grants shall  
 88 21 be given to programs that serve areas of the state which

Requires the recipients of pregnancy prevention grants to meet certain requirements of comprehensiveness and demonstration of positive outcomes. Requires that pregnancy prevention grants from the TANF Block Grant include the requirement that sexual abstinence be emphasized. Specifies that priority in awarding the grants should be given to programs in areas of the State that have the highest percentage of unplanned adolescent pregnancies of females between 13 and 18 years of age within the geographic area served by the grant.

88 22 demonstrate the highest percentage of unplanned pregnancies of  
 88 23 females age 13 or older but younger than age 18 within the  
 88 24 geographic area to be served by the grant.

88 25 c. In addition to the full-time equivalent positions  
 88 26 funded in this Act, the department may use a portion of the  
 88 27 funds appropriated in this subsection to employ up to an  
 88 28 additional 1.00 FTE for the administration of programs  
 88 29 specified in this subsection.

Authorizes 1.00 FTE position for administration of specified programs.

88 30 11. For technology needs and other resources necessary to  
 88 31 meet federal welfare reform reporting, tracking, and case  
 88 32 management requirements:  
 88 33 ..... \$ 1,037,186

TANF FY 2005 Block Grant appropriation for federal welfare reform reporting, tracking, and case management technology and resource needs.

DETAIL: Maintains the current level of TANF support.

88 34 12. For the healthy opportunities for parents to  
 88 35 experience success (HOPES) program administered by the Iowa  
 89 1 department of public health to target child abuse prevention:  
 89 2 ..... \$ 200,000

TANF FY 2005 Block Grant appropriation for the Healthy Opportunities for Parents to Experience Success (HOPES) Program.

DETAIL: Maintains the current level of TANF support.

89 3 13. To be credited to the state child care assistance  
 89 4 appropriation made in this section to be used for funding of  
 89 5 community-based early childhood programs targeted to children  
 89 6 from birth through five years of age, developed by community  
 89 7 empowerment areas as provided in this subsection:  
 89 8 ..... \$ 7,350,000

TANF FY 2005 Block Grant appropriation to fund community-based programs for children from birth to age five as developed by community empowerment areas.

DETAIL: Maintains the current level of TANF support.

89 9 a. The department may transfer TANF block grant funding  
 89 10 appropriated and allocated in this subsection to the child  
 89 11 care and development block grant appropriation in accordance  
 89 12 with federal law as necessary to comply with the provisions of  
 89 13 this subsection. The funding shall then be provided to  
 89 14 community empowerment areas for the fiscal year beginning July  
 89 15 1, 2004, in accordance with all of the following:  
 89 16 (1) The area must be approved as a designated community  
 89 17 empowerment area by the Iowa empowerment board.

Permits the DHS to transfer TANF funds to the Child Care and Development Block Grant as necessary to achieve the provision of funding to communities. Requires the funds be provided to community empowerment areas as approved by the Iowa Empowerment Board and bases an area's allocation on its percentage of the State's FIP population. Also, requires compliance with federal regulations and requires the DHS to provide technical assistance to meet federal requirements.

89 18 (2) The maximum funding amount a community empowerment  
89 19 area is eligible to receive shall be determined by applying  
89 20 the area's percentage of the state's average monthly family  
89 21 investment program population in the preceding fiscal year to  
89 22 the total amount appropriated for fiscal year 2004–2005 from  
89 23 the TANF block grant to fund community–based programs targeted  
89 24 to children from birth through five years of age developed by  
89 25 community empowerment areas.

89 26 (3) A community empowerment area receiving funding shall  
89 27 comply with any federal reporting requirements associated with  
89 28 the use of that funding and other results and reporting  
89 29 requirements established by the Iowa empowerment board. The  
89 30 department shall provide technical assistance in identifying  
89 31 and meeting the federal requirements.

89 32 (4) The availability of funding provided under this  
89 33 subsection is subject to changes in federal requirements and  
89 34 amendments to Iowa law.

89 35 b. The moneys distributed in accordance with this  
90 1 subsection shall be used by communities for the purposes of  
90 2 enhancing quality child care capacity in support of parent  
90 3 capability to obtain or retain employment. The moneys shall  
90 4 be used with a primary emphasis on low–income families and  
90 5 children from birth to five years of age. Moneys shall be  
90 6 provided in a flexible manner to communities, and shall be  
90 7 used to implement strategies identified by the communities to  
90 8 achieve such purposes. In addition to the full–time  
90 9 equivalent positions authorized in this division of this Act,  
90 10 1.00 FTE position is authorized and the department may use  
90 11 funding appropriated in this subsection for provision of  
90 12 technical assistance and other support to communities  
90 13 developing and implementing strategies with moneys distributed  
90 14 in accordance with this subsection.

90 15 c. Moneys that are subject to this subsection which are  
90 16 not distributed to a community empowerment area or otherwise  
90 17 remain unobligated or unexpended at the end of the fiscal year

Requires the funds transferred to the Child Care and Development Block Grant be used for enhancing child care quality and capacity to assist low-income families to retain employment, with emphasis on children from birth to age five. Permits communities' strategies to include developing capacity for child care; linking Head Start, preschool and child care programs; or enhancing access to child care. Authorizes 1.00 FTE position for technical assistance and support to communities.

Requires that unobligated or unexpended funds revert at the end of the fiscal year to the TANF Fund.

90 18 shall revert to the fund created in section 8.41 to be  
 90 19 available for appropriation by the general assembly in a  
 90 20 subsequent fiscal year.

90 21 14. For a pilot program to be established in a judicial  
 90 22 district, selected by the department and the judicial council,  
 90 23 to provide employment and support services to delinquent child  
 90 24 support obligors as an alternative to commitment to jail as  
 90 25 punishment for contempt of court:  
 90 26 ..... \$ 200,000

TANF FY 2005 Block Grant appropriation for a pilot program for delinquent child support obligors.

DETAIL: This is a new appropriation for FY 2005.

90 27 Of the amounts appropriated in this section, \$11,904,734  
 90 28 for the fiscal year beginning July 1, 2004, shall be  
 90 29 transferred to the appropriation of the federal social  
 90 30 services block grant for that fiscal year. If the federal  
 90 31 government revises requirements to reduce the amount that may  
 90 32 be transferred to the federal social services block grant, it  
 90 33 is the intent of the general assembly to act expeditiously  
 90 34 during the 2005 legislative session to adjust appropriations  
 90 35 or the transfer amount or take other actions to address the  
 91 1 reduced amount.

Requires that \$11,904,734 of the federal TANF funds appropriated in this Section be transferred to the federal Social Services Block Grant appropriation.

DETAIL: Maintains the current level of TANF support.

91 2 Eligible funding available under the TANF block grant that  
 91 3 is not appropriated or not otherwise expended shall be  
 91 4 considered reserved for economic downturns and welfare reform  
 91 5 purposes and is subject to further state appropriation to  
 91 6 support families in their movement toward self-sufficiency.

Requires the unexpended federal TANF funds be considered reserved for economic downturns and for further welfare reform efforts.

91 7 Federal funding received that is designated for activities  
 91 8 supporting marriage or two-parent families is appropriated to  
 91 9 the Iowa marriage initiative grant fund created in section  
 91 10 234.45.

Requires the federal funding received to support marriage be appropriated to the Iowa Marriage Initiative Fund.

91 11 Sec. 111. IOWA MARRIAGE INITIATIVE GRANT FUND.  
 91 12 1. Moneys credited to the Iowa marriage initiative grant  
 91 13 fund under 2003 Iowa Acts, chapter 175, section 7, subsection  
 91 14 15, and any other moneys credited to the fund are appropriated

**VETOED**

Allows funds appropriated in FY 2004 for the Iowa Marriage Initiative Grant Fund to be used in FY 2005 for the Iowa Fatherhood and Family Initiative Grant Program.

91 15 to the department for the fiscal year beginning July 1, 2004,  
 91 16 and ending June 30, 2005, to be used in accordance with this  
 91 17 section.

VETOED: The Governor vetoed this Section and stated that prior year funding for the Program was expended and, since no new funding was provided, the Section is unnecessary.

**VETOED**

91 18 2. The department shall establish an Iowa fatherhood and  
 91 19 family initiative grant program utilizing funds credited to  
 91 20 the Iowa marriage initiative grant fund created in section  
 91 21 234.45 to fund services to support fatherhood and to encourage  
 91 22 the formation and maintenance of two-parent families that are  
 91 23 secure and nurturing. The department of human services shall  
 91 24 adopt rules pursuant to chapter 17A to administer the grant  
 91 25 fund and to establish procedures for awarding of grants.

Establishes the Iowa Fatherhood and Family Initiative Grant Program to support fatherhood and two-parent families and allocates funds from the Iowa Marriage Initiative Grant Fund for the Program. Specifies the program activities and reporting requirements.

VETOED: The Governor vetoed this Section and stated that prior year funding for the Program was expended and, since no new funding was provided, the Section is unnecessary.

91 26 3. The program shall require that a grantee be a nonprofit  
 91 27 organization incorporated in this state with demonstrated  
 91 28 successful experience in facilitating fatherhood promotion  
 91 29 activities, marriage and family promotion activities, in using  
 91 30 media resources to promote fatherhood and marriage and family  
 91 31 formation, in making presentations to service or faith-based  
 91 32 organizations, and in raising private funding for activities  
 91 33 that support fatherhood, marriage, and families.

91 34 4. Preference in awarding grants may be given to those  
 91 35 nonprofit organizations working with faith-based groups and  
 92 1 those groups targeting young fathers.

92 2 5. The program activities funded by a grant shall include  
 92 3 but are not limited to all of the following:

92 4 a. Working with individuals who have a demonstrated  
 92 5 ability in working with at-risk fathers or working with those  
 92 6 who may solemnize marriages pursuant to section 595.10 to  
 92 7 utilize premarital diagnostic tools, to implement marriage  
 92 8 agreements developed by the individuals who may solemnize  
 92 9 marriages pursuant to section 595.10 that provide for an  
 92 10 appropriate engagement period and premarital and post marital  
 92 11 counseling, and to use volunteer mentors in program  
 92 12 activities.

92 13 b. Provision of a series of meetings sharing best  
 92 14 practices that encourage young fathers to fulfill their  
 92 15 responsibilities to the expectant mother of the child during



92 16 the pregnancy, and to the mother of the child following the  
 92 17 birth of the child, that promote happy and healthy marriages,  
 92 18 and that offer counseling to determine the father's level of  
 92 19 commitment to the child and the child's mother.

92 20 6. The program activities funded by a grant shall be  
 92 21 privately funded at no less than fifty percent of the grant  
 92 22 amount.

92 23 7. Grants shall be awarded in a manner that results in  
 92 24 provision of services throughout the state in an equal number  
 92 25 of urban and rural geographic areas.

92 26 8. The department shall implement the grant program so  
 92 27 that the initial request for proposals is issued on or before  
 92 28 October 1, 2004, and so that any grants are awarded on or  
 92 29 before January 1, 2005.

92 30 9. A grantee shall submit a quarterly financial report to  
 92 31 the department and to the legislative services agency and  
 92 32 shall be subject to an annual independent evaluation to assess  
 92 33 accomplishment of the purposes of the program.

92 34 10. The department shall provide a copy of the request for  
 92 35 proposals and shall submit a report concerning the proposals  
 93 1 received and grants awarded to those persons designated by  
 93 2 this division of this Act to receive reports.

93 3 11. The department may adopt emergency rules to implement  
 93 4 the provisions of this section.]

93 5 Sec. 112. FAMILY INVESTMENT PROGRAM ACCOUNT.

93 6 1. Moneys credited to the family investment program (FIP)  
 93 7 account for the fiscal year beginning July 1, 2004, and ending  
 93 8 June 30, 2005, shall be used in accordance with the following  
 93 9 requirements:

93 10 a. The department of human services shall provide  
 93 11 assistance in accordance with chapter 239B.

Requires that the funds credited to the FIP account for FY 2005 be used as specified.

Requires that assistance be provided in accordance with the FIP and Promise Jobs Program requirements in Chapter 239B, Code of Iowa.

DETAIL: Chapter 239B, Code of Iowa, specifies the conditions of

eligibility for participation in the FIP, defines the duties of the DHS in administering the FIP, requires compliance with federal law, and outlines various provisions relating to fiscal and legal responsibility.

93 12 b. The department shall continue the special needs program  
93 13 under FIP.

Requires the DHS to continue the Special Needs Program under the FIP.

DETAIL: The Special Needs Program pays 100.00% of the allowable school expenses and \$10.00 fees for guardians and conservators.

93 14 c. The department shall continue to comply with federal  
93 15 welfare reform data requirements pursuant to the  
93 16 appropriations made for that purpose.

Requires that the DHS implement Federal Welfare Reform data requirements.

DETAIL: A FY 2005 TANF Block Grant appropriation of \$1,037,186 for this technology is included in this Act.

93 17 2. The department may use a portion of the moneys credited  
93 18 to the FIP account under this section, as necessary for  
93 19 salaries, support, maintenance, and miscellaneous purposes for  
93 20 not more than the following full-time equivalent positions  
93 21 which are in addition to any other full-time equivalent  
93 22 positions authorized by this division of this Act:  
93 23 ..... FTEs 9.98

Authorizes the DHS to use a portion of the moneys appropriated to the FIP Account for 9.98 FTE positions.

DETAIL: Maintains the current level of General Fund support.

93 24 3. The department may transfer funds in accordance with  
93 25 section 8.39, either federal or state, to or from the child  
93 26 care appropriations made for the fiscal year beginning July 1,  
93 27 2004, if the department deems this would be a more effective  
93 28 method of paying for JOBS program child care, to maximize  
93 29 federal funding, or to meet federal maintenance of effort  
93 30 requirements.

Permits the DHS to transfer funds either to or from the State Child Care Assistance Program appropriation if the DHS determines it would be a more effective method of paying for the Promise Jobs Program child care, maximizing federal funding, or meeting federal maintenance of effort requirements.

93 31 4. Moneys appropriated in this division of this Act and  
93 32 credited to the FIP account for the fiscal year beginning July  
93 33 1, 2004, and ending June 30, 2005, are allocated as follows:

Requires that TANF Block Grant funds appropriated to the FIP Account be allocated as specified.

DETAIL: The TANF Block Grant funds allocated in this Act replace federal matching funds previously received under the Aid to Families with Dependent Children (AFDC) federal funding sources.

93 34 a. For the family development and self-sufficiency grant  
 93 35 program as provided under section 217.12:  
 94 1 ..... \$ 5,133,042

Permits the DHS to allocate \$5,133,042 of the FY 2005 General Fund appropriation and TANF funds for the Family Development and Self-Sufficiency (FaDSS) Grant Program.

DETAIL: Maintains the current level of General Fund and TANF support.

94 2 (1) Of the funds allocated for the family development and  
 94 3 self-sufficiency grant program in this lettered paragraph, not  
 94 4 more than 5 percent of the funds shall be used for the  
 94 5 administration of the grant program.

Specifies that a maximum of 5.00% of the allocation is to be spent on administration of Family Development and Self-Sufficiency (FaDSS) Program grants.

FISCAL IMPACT: An allocation of 5.00% is estimated to be \$256,652 for FY 2005.

94 6 (2) Based upon the annual evaluation report concerning  
 94 7 each grantee funded by previously appropriated funds and  
 94 8 through the solicitation of additional grant proposals, the  
 94 9 family development and self-sufficiency council may use the  
 94 10 allocated funds to renew or expand existing grants or award  
 94 11 new grants. In utilizing the funding allocated in this  
 94 12 lettered paragraph, the council shall give consideration, in  
 94 13 addition to other criteria established by the council, to a  
 94 14 grantee's intended use of local funds with a grant and to  
 94 15 whether approval of a grant proposal would expand the  
 94 16 availability of the program's services.

Permits the Family Development and Self-Sufficiency (FaDSS) Council to renew grants based on the annual evaluation, with emphasis on the grantee's use of local funding and expansion of program services. Specifies the criteria that the Council should consider prior to the approval of a grant proposal.

94 17 (3) The department may continue to implement the family  
 94 18 development and self-sufficiency grant program statewide  
 94 19 during FY 2004-2005.

Requires continued statewide expansion of the Family Development and Self-Sufficiency (FaDSS) Program during FY 2005.

94 20 b. For the diversion subaccount of the FIP account:  
 94 21 ..... \$ 2,814,000

Allocates \$2,814,000 of FY 2005 TANF funds for the FIP Diversion Subaccount.

DETAIL: Maintains the current level of TANF support.

94 22 (1) Moneys allocated to the diversion subaccount shall be  
 94 23 used to implement FIP diversion statewide while continuing the  
 94 24 local flexibility in program design. A family that meets

Requires that the FIP Diversion Subaccount moneys be used to implement FIP diversion Statewide while providing for local flexibility in

94 25 income eligibility requirements for FIP may receive a one-time  
 94 26 payment to remedy an immediate need in order to permit the  
 94 27 family to maintain self-sufficiency without providing ongoing  
 94 28 cash assistance. A FIP participant family may receive  
 94 29 diversion assistance to overcome barriers to obtaining  
 94 30 employment and to assist in stabilizing employment in order to  
 94 31 increase the likelihood of the family leaving FIP more  
 94 32 quickly. The department shall assess and screen individuals  
 94 33 who would most likely benefit from the assistance. In  
 94 34 addition to the full-time equivalent positions authorized in  
 94 35 this division of this Act, 1.00 FTE is authorized for purposes  
 95 1 of diversion. The department may adopt additional eligibility  
 95 2 criteria as necessary for compliance with federal law and for  
 95 3 screening those families who would be most likely to become  
 95 4 eligible for FIP if diversion incentives would not be  
 95 5 provided.

program design. Defines criteria for diversion projects and allows additional criteria to be defined as necessary to identify applicants likely to benefit from diversion projects and to comply with federal regulations. Authorizes 1.00 FTE position to continue the FIP diversion projects and to facilitate community investment.

95 6 (2) A portion of the moneys allocated for the subaccount  
 95 7 may be used for field operations salaries, data management  
 95 8 system development, and implementation costs and support  
 95 9 deemed necessary by the director of human services in order to  
 95 10 administer the FIP diversion program.

Allows a portion of the FIP Diversion funds to be used to administer the FIP Diversion Program.

95 11 (3) Of the funds allocated in this lettered paragraph, not  
 95 12 more than \$250,000 shall be used to develop or continue  
 95 13 community-level parental obligation pilot projects. The  
 95 14 requirements established under 2001 Iowa Acts, chapter 191,  
 95 15 section 3, subsection 5, paragraph "c", subparagraph (3),  
 95 16 shall remain applicable to the parental obligation pilot  
 95 17 projects for fiscal year 2004-2005.

Requires that a maximum of \$250,000 of the monies allocated for innovation strategies be used to develop or continue pilot projects to assist parents in meeting child support obligations. Pilot projects may also attempt to prevent family separations. Requires the projects to maximize use of existing community service resources and encourage local financial contributions.

95 18 c. For the food stamp employment and training program:  
 95 19 ..... \$ 64,278

Allocates \$64,278 of the FY 2005 General Fund appropriations for the Food Stamp Employment and Training Program.

DETAIL: Maintains the current level of General Fund support.

95 20 5. Of the child support collections assigned under FIP, an  
 95 21 amount equal to the federal share of support collections shall  
 95 22 be credited to the child support recovery appropriation. Of  
 95 23 the remainder of the assigned child support collections  
 95 24 received by the child support recovery unit, a portion shall  
 95 25 be credited to the FIP account and a portion may be used to  
 95 26 increase recoveries.

Requires that the federal share of child support collections recovered by the State be credited to the Child Support Recovery Unit. The remainder of support collected is credited to the FIP account and the DHS is permitted to use a portion to increase recoveries.

95 27 6. The department may adopt emergency administrative rules  
 95 28 for the family investment, food stamp, and medical assistance  
 95 29 programs, if necessary, to comply with federal requirements.

Permits the DHS to adopt emergency administrative rules for the FIP, Food Stamp Program, and Medical Assistance Program.

95 30 7. The department may continue the initiative to  
 95 31 streamline and simplify the employer verification process for  
 95 32 applicants, participants, and employers in the administration  
 95 33 of the department's programs. The department may contract  
 95 34 with companies collecting data from employers when the  
 95 35 information is needed in the administration of these programs.  
 96 1 The department may limit the availability of the initiative on  
 96 2 the basis of geographic area or number of individuals.

Permits the DHS to continue to simplify the employer verification process for applicants, participants, and employers; to contract for data collection; and to limit the scope of the project.

96 3 Sec. 113. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
 96 4 is appropriated from the general fund of the state to the  
 96 5 department of human services for the fiscal year beginning  
 96 6 July 1, 2004, and ending June 30, 2005, the following amount,  
 96 7 or so much thereof as is necessary, to be used for the purpose  
 96 8 designated:  
 96 9 To be credited to the family investment program (FIP)  
 96 10 account and used for family investment program assistance  
 96 11 under chapter 239B:  
 96 12 ..... \$ 39,045,438

General Fund appropriation to the DHS for the FIP, to be credited to the Family Investment Program Account.

DETAIL: This is an increase of \$2,855,647 and a decrease of 1.00 FTE position compared to the estimated net FY 2004 General Fund appropriation to offset decreased revenues from child support recoveries and to fulfill Federal Maintenance of Effort requirements. The FTE allocation referred to is contained with the language for the TANF appropriation.

The appropriation for the FIP also contains funding for the Promise Jobs Program. The appropriation maintains the current payment levels (\$361.00 per month for a family with two persons and \$426.00 for a family with three persons).

96 13 1. The department of workforce development, in  
 96 14 consultation with the department of human services, shall  
 96 15 continue to utilize recruitment and employment practices to  
 96 16 include former and current FIP recipients.

Requires the Department of Workforce Development, in consultation with the DHS, to continue recruitment and employment practices for current and former FIP recipients.

96 17 2. The department of human services shall continue to work  
 96 18 with the department of workforce development and local  
 96 19 community collaborative efforts to provide support services  
 96 20 for FIP participants. The support services shall be directed  
 96 21 to those participant families who would benefit from the  
 96 22 support services and are likely to have success in achieving  
 96 23 economic independence.

Requires that the DHS work with the Department of Workforce Development and local community collaborative efforts in providing support services for FIP recipients.

96 24 3. Of the funds appropriated in this section, \$9,274,143  
 96 25 is allocated for the JOBS program.

General Fund allocation of \$9,274,143 for the Promise Jobs and FaDSS Programs.

DETAIL: Maintains the current level of General Fund support.

96 26 4. The department shall continue to work with religious  
 96 27 organizations and other charitable institutions to increase  
 96 28 the availability of host homes, referred to as second chance  
 96 29 homes or other living arrangements under the federal Personal  
 96 30 Responsibility and Work Opportunity Reconciliation Act of  
 96 31 1996, Pub. L. No. 104–193, § 103, and successor legislation.  
 96 32 The purpose of the homes or arrangements is to provide a  
 96 33 supportive and supervised living arrangement for minor parents  
 96 34 receiving assistance under the family investment program who,  
 96 35 under chapter 239B, may receive assistance while living in an  
 97 1 alternative setting other than with their parent or legal  
 97 2 guardian.

Requires the DHS to work with religious organizations or charitable institutions to increase the availability of host (Second Chance) homes. Specifies the purpose of the homes.

97 3 Sec. 114. FOOD STAMP HEALTHY CHOICES. The department of  
 97 4 human services, in cooperation with the Iowa department of  
 97 5 public health, shall identify means by which the food stamp  
 97 6 program may be utilized to promote good nutrition and healthy  
 97 7 choices among recipients of food stamps. [The departments  
 97 8 shall submit a report of their findings to the general

Requires the DHS, in cooperation with the DPH, to identify and report ways the Food Stamps Program could be used to promote good nutrition among recipients.

VETOED: The Governor vetoed this Section and stated that the reporting requirement would utilize staff time that could be used to administer the Program.

VETOED

97 9 assembly by December 15, 2004.]

97 10 Sec. 115. CHILD SUPPORT RECOVERY. There is appropriated  
 97 11 from the general fund of the state to the department of human  
 97 12 services for the fiscal year beginning July 1, 2004, and  
 97 13 ending June 30, 2005, the following amount, or so much thereof  
 97 14 as is necessary, to be used for the purposes designated:  
 97 15 For child support recovery, including salaries, support,  
 97 16 maintenance, and miscellaneous purposes and for not more than  
 97 17 the following full-time equivalent positions:  
 97 18 ..... \$ 5,715,656  
 97 19 ..... FTEs 407.00

General Fund appropriation to the DHS for the Child Support Recovery Unit.

DETAIL: This is a decrease of \$200,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation to reflect postage savings due to a shift to electronic payments to clients rather than mailing paper checks.

97 20 1. The director of human services, within the limitations  
 97 21 of the moneys appropriated in this section, or moneys  
 97 22 transferred from the family investment program account for  
 97 23 this purpose, shall establish new positions and add employees  
 97 24 to the child support recovery unit if the director determines  
 97 25 that both the current and additional employees together can  
 97 26 reasonably be expected to maintain or increase net state  
 97 27 revenue at or beyond the budgeted level.

Requires the Director of the DHS to add employees for child support enforcement if cost effective.

97 28 2. Nonpublic assistance application fees and other user  
 97 29 fees received by the child support recovery unit are  
 97 30 appropriated and shall be used for the purposes of the child  
 97 31 support recovery program. The director of human services may  
 97 32 add positions within the limitations of the amount  
 97 33 appropriated for salaries and support for the positions.

Appropriates nonpublic assistance application and federal tax refund offset fees to the Child Support Recovery Unit. Permits the DHS to add positions if the fees collected are sufficient to pay the cost of those positions.

97 34 3. The director of human services, in consultation with  
 97 35 the department of management and the legislative fiscal  
 98 1 committee, is authorized to receive and deposit state child  
 98 2 support incentive earnings in the manner specified under  
 98 3 applicable federal requirements.

Permits the Director of the DHS, in consultation with the Department of Management and the Legislative Fiscal Committee, to receive federal child support incentive payments consistent with applicable federal requirements.

98 4 4. a. The director of human services may establish new  
 98 5 positions and add state employees to the child support  
 98 6 recovery unit or contract for delivery of services if the  
 98 7 director determines the employees are necessary to replace  
 98 8 county-funded positions eliminated due to termination,  
 98 9 reduction, or nonrenewal of a chapter 28E contract. However,  
 98 10 the director must also determine that the resulting increase  
 98 11 in the state share of child support recovery incentives  
 98 12 exceeds the cost of the positions or contract, the positions  
 98 13 or contract are necessary to ensure continued federal funding  
 98 14 of the program, or the new positions or contract can  
 98 15 reasonably be expected to recover at least twice the amount of  
 98 16 money necessary to pay the salaries and support for the new  
 98 17 positions or the contract will generate at least 200 percent  
 98 18 of the cost of the contract.

Permits the Director of the DHS to establish new positions, by either adding State employees or contracting for delivery of services, if necessary, to replace eliminated county-funded positions. Specifies that employees are only to be added if any of the following criteria are met:

- The State share of recoveries exceeds the cost of the positions.
- The addition of positions is necessary to continue federal funding.
- The positions or contracts are expected to recover twice the cost of the additional staff or contract.

98 19 b. Employees in full-time positions that transition from  
 98 20 county government to state government employment under this  
 98 21 subsection are exempt from testing, selection, and appointment  
 98 22 provisions of chapter 19A and from the provisions of  
 98 23 collective bargaining agreements relating to the filling of  
 98 24 vacant positions.

Specifies that full-time FTE positions that transition from county government to State government employees are exempt from specified hiring process requirements.

98 25 5. Surcharges paid by obligors and received by the unit as  
 98 26 a result of the referral of support delinquency by the child  
 98 27 support recovery unit to any private collection agency are  
 98 28 appropriated to the department and shall be used to pay the  
 98 29 costs of any contracts with the collection agencies.

Specifies that surcharges paid by obligors and received by the Child Support Recovery Unit are appropriated to the DHS and are to be used to pay the costs of contracts with private collection agencies.

98 30 6. The department shall expend up to \$31,000, including  
 98 31 federal financial participation, for the fiscal year beginning  
 98 32 July 1, 2004, for a child support public awareness campaign.  
 98 33 The department and the office of the attorney general shall  
 98 34 cooperate in continuation of the campaign. The public  
 98 35 awareness campaign shall emphasize, through a variety of media  
 99 1 activities, the importance of maximum involvement of both  
 99 2 parents in the lives of their children as well as the

Requires the DHS to expend no more than \$31,000 during FY 2005 for a child support public awareness campaign. The funding limitation includes federal funds. The campaign is to be operated in cooperation with the Office of the Attorney General and is to emphasize parental involvement and financial support.

DETAIL: Maintains the current level of General Fund support.



99 3 importance of payment of child support obligations.

99 4 7. Federal access and visitation grant moneys shall be  
 99 5 issued directly to private not-for-profit agencies that  
 99 6 provide services designed to increase compliance with the  
 99 7 child access provisions of court orders, including but not  
 99 8 limited to neutral visitation site and mediation services.

Specifies the process for utilization of receipts from federal Access and Visitation Grants.

99 9 Sec. 116. MEDICAL ASSISTANCE. There is appropriated from  
 99 10 the general fund of the state to the department of human  
 99 11 services for the fiscal year beginning July 1, 2004, and  
 99 12 ending June 30, 2005, the following amount, or so much thereof  
 99 13 as is necessary, to be used for the purpose designated:  
 99 14 For medical assistance reimbursement and associated costs  
 99 15 as specifically provided in the reimbursement methodologies in  
 99 16 effect on June 30, 2004, except as otherwise expressly  
 99 17 authorized by law, including reimbursement for abortion  
 99 18 services, which shall be available under the medical  
 99 19 assistance program only for those abortions which are  
 99 20 medically necessary:  
 99 21 ..... \$352,794,101

General Fund appropriation to the DHS for the Medical Assistance Program.

DETAIL: This is a net increase of \$19,308,028 compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$300,000 to replace a one-time reduction in FY 2004 for Electronic Benefits Transfer savings.
- An increase of \$39,315,078 for enrollment and expenditure increases in the Program.
- A decrease of \$1,000,000 resulting from savings due to expansion of the Lock-in Program.
- An increase of \$9,435,480 for State matching funds for an increase in the reimbursement rate to the University of Iowa Hospitals and Clinics.
- A decrease of \$500,000 for enhanced provider audit activities.
- A decrease of \$5,266,639 for savings due to HF 2134 (Medicaid Savings Act). House File 2134 includes various changes to the Medical Assistance Program including adding the State Resource Centers to the Intermediate Care Facilities for Mentally Retarded assessment fee, adding Home and Community Based Waiver services for clients in Residential Care Facilities, and making changes that provide for increased federal matching funds for Medicare premiums.
- A decrease of \$6,200,000 due to the carry forward of FY 2004 savings for HF 2134 (Medicaid Savings Act).
- A decrease of \$1,500,000 due to increased third party reimbursements resulting from a data match with health insurance carriers.
- A decrease of \$600,000 due to making Medical Assistance the payor of last resort for certain home health services.

99 22 1. Medically necessary abortions are those performed under  
 99 23 any of the following conditions:  
 99 24 a. The attending physician certifies that continuing the  
 99 25 pregnancy would endanger the life of the pregnant woman.  
 99 26 b. The attending physician certifies that the fetus is  
 99 27 mentally deficient or afflicted with a congenital illness.  
 99 28 c. The pregnancy is the result of a rape which is reported  
 99 29 within 45 days of the incident to a law enforcement agency or  
 99 30 public or private health agency which may include a family  
 99 31 physician.  
 99 32 d. The pregnancy is the result of incest which is reported  
 99 33 within 150 days of the incident to a law enforcement agency or  
 99 34 public or private health agency which may include a family  
 99 35 physician.  
 100 1 e. Any spontaneous abortion, commonly known as a  
 100 2 miscarriage, if not all of the products of conception are  
 100 3 expelled.]

100 4 2. Notwithstanding section 8.39, the department may  
 100 5 transfer funds appropriated in this section to a separate  
 100 6 account established in the department's case management unit  
 100 7 for expenditures required to provide case management services  
 100 8 for mental health, mental retardation, and developmental  
 100 9 disabilities services under medical assistance which are

- A decrease of \$200,000 due to bulk purchasing of durable medical equipment and medical supplies.
- A decrease of \$1,000,000 due to shifting to community alternatives from Intermediate Care Facilities for the Mentally Retarded.
- A decrease of \$2,975,891 to reflect funding the inflation adjustment for nursing facilities from the Excess Payments for Direct and Non-Direct Care within the case-mix reimbursement system.
- A decrease of \$8,500,000 due to the increase in funds appropriated from the Hospital Trust Fund.
- A decrease of \$2,000,000 due to the transfer of funds from the FY 2005 Mental Health Risk Pool allocation.

Specifies the conditions under which the Medical Assistance Program reimburses providers for abortion services.

VETOED

DETAIL: This is the same language that has been in the DHS Appropriations Act for several years, except for the elimination of one condition under which abortions may be reimbursed.

VETOED: The Governor vetoed this Section and stated that the changes to the language affect a long standing agreement regarding the definition of "medically necessary" abortions. He further stated that federal regulations outlining the conditions for abortion will guide the DHS in administering the program.

CODE: Permits the DHS to transfer Medical Assistance Program funds to a separate account to pay for case management services for eligible clients, pending final settlement of the expenditures.

DETAIL: This language is intended to assist the DHS with cash flow problems resulting from the provision of case management services.

100 10 jointly funded by the state and county, pending final  
100 11 settlement of the expenditures. Funds received by the case  
100 12 management unit in settlement of the expenditures shall be  
100 13 used to replace the transferred funds and are available for  
100 14 the purposes for which the funds were appropriated in this  
100 15 section.

100 16 3. a. The county of legal settlement shall be billed for  
100 17 50 percent of the nonfederal share of the cost of case  
100 18 management provided for adults, day treatment, and partial  
100 19 hospitalization in accordance with sections 249A.26 and  
100 20 249A.27, and 100 percent of the nonfederal share of the cost  
100 21 of care for adults which is reimbursed under a federally  
100 22 approved home and community-based services waiver that would  
100 23 otherwise be approved for provision in an intermediate care  
100 24 facility for persons with mental retardation (ICFMR), provided  
100 25 under the medical assistance program. The state shall have  
100 26 responsibility for the remaining 50 percent of the nonfederal  
100 27 share of the cost of case management provided for adults, day  
100 28 treatment, and partial hospitalization. For persons without a  
100 29 county of legal settlement, the state shall have  
100 30 responsibility for 100 percent of the nonfederal share of the  
100 31 costs of case management provided for adults, day treatment,  
100 32 partial hospitalization, and the home and community-based  
100 33 services waiver. The case management services specified in  
100 34 this subsection shall be billed to a county only if the  
100 35 services are provided outside of a managed care contract.

101 1 b. The state shall pay the entire nonfederal share of the  
101 2 costs for case management services provided to persons 17  
101 3 years of age and younger who are served in a medical  
101 4 assistance home and community-based services waiver program  
101 5 for persons with mental retardation.

101 6 c. Medical assistance funding for case management services  
101 7 for eligible persons 17 years of age and younger shall also be  
101 8 provided to persons residing in counties with child welfare  
101 9 decategorization projects implemented in accordance with  
101 10 section 232.188, provided these projects have included these

Requires the amount for Mental Health, Mental Retardation, Developmental Disabilities, and Chronic Mental Illness services to be billed to the county of legal settlement. Limits county and State obligations to Medical Assistance Program reimbursement rates. Includes individual eligibility criteria for those individuals 17 years of age and younger.

101 11 persons in their service plan and the decategorization project  
101 12 county is willing to provide the nonfederal share of costs.  
101 13 d. When paying the necessary and legal expenses of ICFMR  
101 14 services, the cost payment requirements of section 222.60  
101 15 shall be considered fulfilled when payment is made in  
101 16 accordance with the medical assistance payment rates  
101 17 established for ICFMRs by the department and the state or a  
101 18 county of legal settlement is not obligated for any amount in  
101 19 excess of the rates.  
101 20 e. Unless a county has paid or is paying for the  
101 21 nonfederal share of the cost of a person's home and community-  
101 22 based waiver services or ICFMR placement under the county's  
101 23 mental health, mental retardation, and developmental  
101 24 disabilities services fund, or unless a county of legal  
101 25 settlement would become liable for the costs of services at  
101 26 the ICFMR level of care for a person due to the person  
101 27 reaching the age of majority, the state shall pay the  
101 28 nonfederal share of the costs of an eligible person's services  
101 29 under the home and community-based waiver for persons with  
101 30 brain injury.

101 31 4. The department shall utilize not more than \$60,000 of  
101 32 the funds appropriated in this section to continue the  
101 33 AIDS/HIV health insurance premium payment program as  
101 34 established in 1992 Iowa Acts, Second Extraordinary Session,  
101 35 chapter 1001, section 409, subsection 6. Of the funds  
102 1 allocated in this subsection, not more than \$5,000 may be  
102 2 expended for administrative purposes.

102 3 5. Of the funds appropriated to the Iowa department of  
102 4 public health for addictive disorders, \$950,000 for the fiscal  
102 5 year beginning July 1, 2004, shall be transferred to the  
102 6 department of human services for an integrated substance abuse  
102 7 managed care system.

Requires the DHS to use a maximum of \$60,000 of the funds appropriated for Medical Assistance to continue the Acquired Immune Deficiency Syndrome/Human Immunodeficiency Virus (AIDS/HIV) Health Insurance Premium Payment as established during the Second Extraordinary Session in 1992.

DETAIL: Maintains the current level of General Fund support.

Requires \$950,000 from the Substance Abuse Grants appropriation within the Department of Public Health be transferred to the Medical Assistance Program in the DHS for continuation of the Managed Substance Abuse Treatment Program.

DETAIL: The Managed Substance Abuse Treatment Program was funded for the first time in FY 1996. Maintains the current level of General Fund support.

102 8 6. In administering the medical assistance home and  
102 9 community-based services waivers, the total number of openings  
102 10 at any one time shall be limited to the number approved for a  
102 11 waiver by the secretary of the United States department of  
102 12 health and human services. The openings shall be available on  
102 13 a first-come, first-served basis.

Requires that the number of persons served at one time through the Home and Community-Based Waiver be limited to the number approved by the federal Department of Health and Human Services. Specifies openings be filled on a first-come, first-serve basis.

DETAIL: Legislative intent language in previous years limited waiver slots to individuals residing in an institution for 30 consecutive days.

102 14 7. The department of human services, in consultation with  
102 15 the Iowa department of public health and the department of  
102 16 education, shall continue the program to utilize the early and  
102 17 periodic screening, diagnosis, and treatment (EPSDT) funding  
102 18 under medical assistance, to the extent possible, to implement  
102 19 the screening component of the EPSDT program through the  
102 20 school system. The department may enter into contracts to  
102 21 utilize maternal and child health centers, the public health  
102 22 nursing program, or school nurses in implementing this  
102 23 provision.

Requires the DHS, in consultation with the Department of Public Health and the Department of Education, to continue to utilize Medical Assistance funding for Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) through schools. Permits the DHS to enter into contracts with Maternal and Child Health Centers, the Public Health Nursing Program, or school nurses for implementation.

102 24 8. If the federal centers for Medicare and Medicaid  
102 25 services approves a waiver request from the department, the  
102 26 department shall provide a period of 12 months of guaranteed  
102 27 eligibility for medical assistance family planning services  
102 28 only, regardless of the change in circumstances of a woman who  
102 29 was a medical assistance recipient when a pregnancy ended.  
102 30 The department shall also provide this guaranteed eligibility  
102 31 to women who are at least 13 years of age but less than 45  
102 32 years of age with countable income at or below 200 percent of  
102 33 the federal poverty level.

Requires 12 months of coverage for family planning services under the Medical Assistance Program if a waiver is approved by the federal government. Requires coverage for women age 13 to 44 with an income at or below 200.00% of the federal poverty level.

102 34 9. a. The department shall aggressively pursue options  
102 35 for providing medical assistance or other assistance to  
103 1 individuals with special needs who become ineligible to  
103 2 continue receiving services under the early and periodic  
103 3 screening, diagnosis, and treatment program under the medical  
103 4 assistance program due to becoming 21 years of age, who have  
103 5 been approved for additional assistance through the

Requires the DHS to aggressively pursue options for assisting special need individuals who become ineligible for continued services under the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Program due to turning 21 years of age. The individuals are to have been approved for additional assistance through the DHS exception to policy process but have health care needs exceeding available funding.

103 6 department's exception to policy provisions, but who have  
103 7 health care needs in excess of the funding available through  
103 8 the exception to policy process.

103 9 b. Of the funds appropriated in this section, \$100,000  
103 10 shall be used for participation in one or more pilot projects  
103 11 operated by a private provider to allow the individual or  
103 12 individuals to receive service in the community in accordance  
103 13 with principles established in the *Olmstead v. L.C.* 527 U.S.  
103 14 581 (1999) for the purpose of providing medical assistance or  
103 15 other assistance to individuals with special needs who become  
103 16 ineligible to continue receiving services under the early and  
103 17 periodic screening, diagnosis, and treatment program under the  
103 18 medical assistance program due to becoming twenty-one years of  
103 19 age, who have been approved for additional assistance through  
103 20 the department's exception to policy provisions, but who have  
103 21 health care needs in excess of the funding available through  
103 22 the exception to the policy provisions.

103 23 10. The Iowa medical assistance drug utilization review  
103 24 commission shall submit copies of the board's annual review,  
103 25 including facts and findings, of the drugs on the department's  
103 26 prior authorization list to the department and to the members  
103 27 of the joint appropriations subcommittee on health and human  
103 28 services.

Requires the Drug Utilization Review Board to submit a copy of the Board's annual review to the Health and Human Services Appropriations Subcommittee.

103 29 11. The department of human services shall submit a  
103 30 Medicaid state plan amendment to the centers for Medicare and  
103 31 Medicaid services of the United States department of health  
103 32 and human services to provide that for the fiscal year  
103 33 beginning July 1, 2004, and ending June 30, 2005, the  
103 34 department of human services shall adjust hospital payments to  
103 35 state-owned acute-care hospitals with over 500 beds to offset  
104 1 the high cost incurred by such facilities for providing  
104 2 services to medical assistance patients. The amendment shall  
104 3 provide that adjustments shall be made to the payments for  
104 4 inpatient hospital services to which the hospital would

Requires the DHS to submit a State Plan Amendment for an increase in the reimbursement rate to the University of Iowa Hospital and Clinics. Specifies the provisions of the State Plan Amendment.

104 5 otherwise be entitled under the medical assistance program.  
 104 6 Additionally, the amendment shall provide that the adjustments  
 104 7 shall be established at the level intended to increase the  
 104 8 medical assistance payments to qualifying hospitals up to the  
 104 9 lesser of the categorical Medicare upper payment limit for  
 104 10 inpatient services, or the hospital-specific limit, as defined  
 104 11 under 42 C.F.R. 447.272, 42 C.F.R. 447.321, and 42 U.S.C. §  
 104 12 1396r-4(g), as applicable.

104 13 12. The department shall assist school districts in  
 104 14 applying for direct claiming under the medical assistance  
 104 15 program for funding of school district nursing services for  
 104 16 students.

Requires the DHS to assist school districts in billing the Medical Assistance Program for nursing services.

104 17 Sec. 117. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There  
 104 18 is appropriated from the general fund of the state to the  
 104 19 department of human services for the fiscal year beginning  
 104 20 July 1, 2004, and ending June 30, 2005, the following amount,  
 104 21 or so much thereof as is necessary, to be used for the purpose  
 104 22 designated:  
 104 23 For administration of the health insurance premium payment  
 104 24 program, including salaries, support, maintenance, and  
 104 25 miscellaneous purposes, and for not more than the following  
 104 26 full-time equivalent positions:  
 104 27 ..... \$ 606,429  
 104 28 ..... FTEs 20.95

General Fund appropriation to the DHS for the Health Insurance Premium Payment (HIPP) Program.

DETAIL: Maintains the current level of General Fund support and a decrease of 0.05 FTE position compared to the estimated net FY 2004 appropriation to reflect FTE utilization.

104 29 Sec. 118. MEDICAL CONTRACTS. There is appropriated from  
 104 30 the general fund of the state to the department of human  
 104 31 services for the fiscal year beginning July 1, 2004, and  
 104 32 ending June 30, 2005, the following amount, or so much thereof  
 104 33 as is necessary, to be used for the purpose designated:  
 104 34 For medical contracts, including salaries, support,  
 104 35 maintenance, and miscellaneous purposes, and for not more than  
 105 1 the following full-time equivalent positions:  
 105 2 ..... \$ 9,725,035  
 105 3 ..... FTEs 1.00

General Fund appropriation to the DHS for Medical Contracts.

DETAIL: This is an increase of \$735,000 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. The increase is for costs associated with the transition to a new fiscal agent.

105 4 1. In any managed care contract for mental health or  
105 5 substance abuse services entered into or extended by the  
105 6 department on or after July 1, 2004, the request for proposals  
105 7 shall provide for coverage of dual diagnosis mental health and  
105 8 substance abuse treatment provided at the state mental health  
105 9 institute at Mount Pleasant. To the extent possible, the  
105 10 department shall also amend any such contract existing on July  
105 11 1, 2004, to provide for such coverage.

Requires that a managed care contract for mental health or substance abuse services by the DHS include coverage of dual diagnosis treatment at the Mental Health Institute at Mt. Pleasant.

DETAIL: This same language was required for FY 2004.

105 12 2. Up to \$665,000 of the moneys deposited in the  
105 13 pharmaceutical settlement account created pursuant to section  
105 14 249A.33 is appropriated to the department for the fiscal year  
105 15 beginning July 1, 2004, and ending June 30, 2005, to be used  
105 16 for the procurement of and transition to the new medical  
105 17 assistance program fiscal agent vendors.

Appropriates \$665,000 from the Pharmaceutical Settlement Account to the DHS for the procurement and transition to the new fiscal agent.

DETAIL: This is a new appropriation for FY 2005.

105 18 Sec. 119. MEDICAL ASSISTANCE PROGRAM — REQUIREMENTS.  
105 19 1. The department of human services shall do all of the  
105 20 following:

Requires the DHS to implement savings initiatives in the Medical Assistance Program.

105 21 a. Consistent with applicable state and federal law, issue  
105 22 one or more requests for proposals to purchase certain durable  
105 23 medical equipment or supplies if such a procurement strategy  
105 24 will reduce the costs of these items to the medical assistance  
105 25 program while maintaining appropriate access and quality  
105 26 standards.

Requires the DHS to bulk purchase durable medical equipment and medical supplies.

105 27 b. Expand the recipient lock-in program, surveillance and  
105 28 utilization review activities, and program audit activities to  
105 29 the greatest extent possible. Any savings realized from the  
105 30 expansion may be used to the extent necessary to pay the costs  
105 31 associated with implementation of this subsection. The  
105 32 department shall report the amount of any savings realized and  
105 33 the amount of any costs paid to the persons designated in this  
105 34 Act to receive reports.

Requires the DHS to expand utilization review and program audit activities.



105 35 c. Implement a health insurance data match program with  
106 1 insurance carriers to be used to match insureds against a  
106 2 listing of medical assistance recipients. The information  
106 3 submitted shall be used solely to identify third-party payors  
106 4 for medical assistance recipients and shall be kept  
106 5 confidential. The department, in consultation with insurance  
106 6 carriers, shall adopt rules to implement this paragraph. The  
106 7 rules shall be published as emergency rules to take effect no  
106 8 later than June 30, 2004. Insurance carriers shall begin  
106 9 providing the information required upon the adoption of the  
106 10 rules.

Requires the DHS to adopt emergency rules to match health insurance enrollees to Medical Assistance Program enrollees to identify third party payors.

106 11 d. Notwithstanding any provision of law to the contrary,  
106 12 institute a process whereby home health agencies are required  
106 13 to bill the Medicare program for appropriate home health  
106 14 services. The process shall require that as a condition of  
106 15 receiving payment under the medical assistance program, the  
106 16 home health agency must attach a Medicare denial of benefits  
106 17 form to the Medicaid program claim form.

CODE: Requires home health agencies to bill Medicare first for appropriate services and receive a denial in order to receive Medical Assistance Program reimbursement.

106 18 e. Identify and initiate a process for reducing reliance  
106 19 on intermediate care facilities for persons with mental  
106 20 retardation level of care and substituting community-based  
106 21 care.

Requires the DHS to reduce reliance on intermediate care facilities for persons with mental retardation through community care.

106 22 f. Provide that under the Iowa preferred drug list  
106 23 requirements, any newly released generic drug product shall  
106 24 only be considered to be a preferred drug and therefore not  
106 25 subject to prior authorization if the generic product's cost  
106 26 to the medical assistance program is less than the brand name  
106 27 product's cost to the medical assistance program. In  
106 28 determining the medical assistance program cost of each drug  
106 29 product, the drug product cost shall be the net amount derived  
106 30 following inclusion of all medical assistance program drug  
106 31 rebates and after the impact of all Iowa-specific supplemental  
106 32 rebates are taken into account.

Requires that newly released generic drugs be placed on the Preferred Drug List, and not subject to prior authorization, only if the cost is less than the brand name drug when all drug rebates are considered.

106 33 g. Determine or enter a contract to identify the incidence  
 106 34 of chronic disease within the Iowa medical assistance program  
 106 35 population in order to most effectively utilize disease  
 107 1 management programs under the medical assistance program. The  
 107 2 department may procure a sole source contract to implement  
 107 3 this subsection.

Requires the DHS to identify the incidence of chronic disease within the Medical Assistance Program in order to most effectively utilize disease management programs.

107 4 2. The department may adopt emergency rules and shall  
 107 5 apply for any federal waivers or plan amendments necessary to  
 107 6 implement the provisions of this section.

Allows the DHS to adopt emergency rules and apply for federal waivers or plan amendments to implement the savings initiatives.

107 7 Sec. 120. STATE SUPPLEMENTARY ASSISTANCE.

General Fund appropriation to the DHS for State Supplementary Assistance.

107 8 1. There is appropriated from the general fund of the  
 107 9 state to the department of human services for the fiscal year  
 107 10 beginning July 1, 2004, and ending June 30, 2005, the  
 107 11 following amount, or so much thereof as is necessary, to be  
 107 12 used for the purposes designated:

DETAIL: This is an increase of \$74,400 compared to the estimated net FY 2004 appropriation. The increase provides for a payment of \$1.00 per month to qualifying clients pursuant to HF 2134 (Medicaid Savings Act). The payment allows the State to access federal matching funds for the Medicare premiums for these individuals.

107 13 For state supplementary assistance and the medical  
 107 14 assistance home and community-based services waiver rent  
 107 15 subsidy program:  
 107 16 ..... \$ 19,273,135

107 17 2. The department shall increase the personal needs  
 107 18 allowance for residents of residential care facilities by the  
 107 19 same percentage and at the same time as federal supplemental  
 107 20 security income and federal social security benefits are  
 107 21 increased due to a recognized increase in the cost of living.  
 107 22 The department may adopt emergency rules to implement this  
 107 23 subsection.

Requires the DHS to increase the personal needs allowance of residential care facility residents at the same rate and time as federal Supplemental Security Income (SSI) and Social Security benefits are increased. Permits the DHS to adopt emergency rules for implementation.

107 24 3. If during the fiscal year beginning July 1, 2004, the  
 107 25 department projects that state supplementary assistance  
 107 26 expenditures for a calendar year will not meet the federal  
 107 27 pass-along requirement specified in Title XVI of the federal  
 107 28 Social Security Act, section 1618, as codified in 42 U.S.C. §  
 107 29 1382g, the department may take actions including but not  
 107 30 limited to increasing the personal needs allowance for

Permits the DHS to adjust rates for State Supplementary Assistance to meet federal maintenance of effort requirements. Permits the DHS to adopt emergency rules for implementation.

107 31 residential care facility residents and making programmatic  
 107 32 adjustments or upward adjustments of the residential care  
 107 33 facility or in-home health-related care reimbursement rates  
 107 34 prescribed in this division of this Act to ensure that federal  
 107 35 requirements are met. In addition, the department may make  
 108 1 other programmatic and rate adjustments necessary to remain  
 108 2 within the amount appropriated in this section while ensuring  
 108 3 compliance with federal requirements. The department may  
 108 4 adopt emergency rules to implement the provisions of this  
 108 5 subsection.

108 6 Sec. 121. CHILDREN'S HEALTH INSURANCE PROGRAM. There is  
 108 7 appropriated from the general fund of the state to the  
 108 8 department of human services for the fiscal year beginning  
 108 9 July 1, 2004, and ending June 30, 2005, the following amount,  
 108 10 or so much thereof as is necessary, to be used for the purpose  
 108 11 designated:  
 108 12 For maintenance of the healthy and well kids in Iowa (*hawk-*  
 108 13 *i*) program pursuant to chapter 514I for receipt of federal  
 108 14 financial participation under Title XXI of the federal Social  
 108 15 Security Act, which creates the state children's health  
 108 16 insurance program:  
 108 17 ..... \$ 12,118,275

108 18 1. The department may transfer funds appropriated in this  
 108 19 section to be used for the purpose of expanding health care  
 108 20 coverage to children under the medical assistance program.  
 108 21 The department shall provide periodic updates to the general  
 108 22 assembly of expenditures of funds appropriated in this  
 108 23 section.

108 24 2. Moneys in the *hawk-i* trust fund are appropriated to the  
 108 25 department of human services and shall be used to offset any  
 108 26 program costs for the fiscal year beginning July 1, 2004, and  
 108 27 ending June 30, 2005.

General Fund appropriation to the DHS for the Children's Health Insurance Program.

DETAIL: This is an increase of \$1,000,000 compared to the estimated net FY 2004 appropriation for caseload and health insurance premium increases.

Allows the DHS to use Healthy and Well Kids in Iowa (*hawk-i*) funds for the expansion of health care coverage to children under the Medical Assistance Program. Requires the DHS to provide periodic expenditure updates to the General Assembly.

Appropriates the *hawk-i* Trust Fund to the DHS to be used to offset program costs for FY 2005.

108 28 Sec. 122. CHILD CARE ASSISTANCE. There is appropriated  
 108 29 from the general fund of the state to the department of human  
 108 30 services for the fiscal year beginning July 1, 2004, and  
 108 31 ending June 30, 2005, the following amount, or so much thereof  
 108 32 as is necessary, to be used for the purpose designated:  
 108 33 For child care programs:  
 108 34 ..... \$ 5,050,752

General Fund appropriation to the DHS for the Child Care Assistance Program.  
 DETAIL: Maintains current level of General Fund support.

108 35 1. a. Of the funds appropriated in this section,  
 109 1 \$4,525,228 shall be used for state child care assistance in  
 109 2 accordance with section 237A.13.

Requires that \$4,525,228 of the Child Care Assistance appropriation be used for low-income employed lowans.

109 3 b. During the 2004–2005 fiscal year, the moneys deposited  
 109 4 in the child care credit fund created in section 237A.28 are  
 109 5 appropriated to the department to be used for state child care  
 109 6 assistance in accordance with section 237A.13, in addition to  
 109 7 the moneys allocated for that purpose in paragraph "a".

Requires the DHS to use funds deposited into the Child Care Credit Fund for State Child Care Assistance.

109 8 2. Nothing in this section shall be construed or is  
 109 9 intended as, or shall imply, a grant of entitlement for  
 109 10 services to persons who are eligible for assistance due to an  
 109 11 income level consistent with the waiting list requirements of  
 109 12 section 237A.13. Any state obligation to provide services  
 109 13 pursuant to this section is limited to the extent of the funds  
 109 14 appropriated in this section.

Specifies that Child Care Assistance Program funds are not an entitlement and that the State's obligation to provide services is limited to the funds available.

109 15 3. Of the funds appropriated in this section, \$525,524 is  
 109 16 allocated for the statewide program for child care resource  
 109 17 and referral services under section 237A.26.

Allocates \$525,524 for the Statewide Child Care Resource and Referral Program.  
 DETAIL: Maintains current allocation level.

109 18 4. The department may use any of the funds appropriated in  
 109 19 this section as a match to obtain federal funds for use in  
 109 20 expanding child care assistance and related programs. For the  
 109 21 purpose of expenditures of state and federal child care  
 109 22 funding, funds shall be considered obligated at the time  
 109 23 expenditures are projected or are allocated to the

Permits funds appropriated for child care to be used as matching funds for federal grants. Also, specifies that funds are obligated when expenditures are projected or allocated to the DHS regions.  
 DETAIL: This provision was also in effect for FY 2004.

109 24 department's service areas. Projections shall be based on  
109 25 current and projected caseload growth, current and projected  
109 26 provider rates, staffing requirements for eligibility  
109 27 determination and management of program requirements including  
109 28 data systems management, staffing requirements for  
109 29 administration of the program, contractual and grant  
109 30 obligations and any transfers to other state agencies, and  
109 31 obligations for decategorization or innovation projects.

109 32 5. A portion of the state match for the federal child care  
109 33 and development block grant shall be provided through the  
109 34 state general fund appropriation for child development grants  
109 35 and other programs for at-risk children in section 279.51.

Requires that a portion of the State match for the federal Child Care and Development Block Grant be provided from the State appropriation for child development grants and other programs for at-risk children defined in Section 279.51, Code of Iowa.

110 1 6. If the department receives additional funding from the  
110 2 federal government designated for purposes of improving child  
110 3 care quality, the funding shall be used for additional child  
110 4 care consultant positions within the department's field  
110 5 operations.

Requires additional federal funds received by the DHS for improving child care quality be used to provide additional child care consultant positions within Field Operations.

110 6 Sec. 123. CHILD CARE QUALITY RATING SYSTEM.  
110 7 1. By December 15, 2004, the department of human services  
110 8 shall submit to the governor and general assembly a plan for  
110 9 implementation of a voluntary child care provider quality  
110 10 rating system. In developing the implementation plan for the  
110 11 quality rating system, the department of human services shall  
110 12 partner with the community empowerment office in the  
110 13 department of management and the state child care advisory  
110 14 council. The department shall also coordinate with the state  
110 15 agencies represented on the Iowa empowerment board, child care  
110 16 resource and referral service grantees under section 237A.26,  
110 17 and other agencies and organizations that focus on community-  
110 18 based early childhood services.

Requires the DHS to submit a report to the Governor and the General Assembly by December 15, 2004, regarding an implementation plan for a voluntary child care provider quality rating system that is to be developed with the Community Empowerment Office in the Department of Management and the State Child Advisory Council. Also, requires the DHS to coordinate with State agencies and various entities that focus on community-based early childhood services.

110 19 2. The implementation plan shall detail the rating system  
110 20 structure, including the number of quality levels, outline the  
110 21 manner in which the system will be administered, identify the

Specifies implementation plan requirements for the child care provider quality rating system.

110 22 statutory and rule changes needed, identify implementation  
110 23 costs and funding strategies, include a communication plan  
110 24 targeted to both providers and parents, and propose an  
110 25 implementation timeline.

110 26 3. Each quality rating level in the proposed system may  
110 27 address one or more of the following quality variables: staff  
110 28 education, training, and credentials; director education and  
110 29 training; an environmental rating scale or other means to  
110 30 assess or evaluate the physical, health, and safety aspects of  
110 31 a child care facility; parental involvement; staff-to-child  
110 32 ratios; national accreditation; compliance history;  
110 33 curriculum; business practices; staff retention; staff  
110 34 compensation and benefits; provider membership in early  
110 35 childhood professional organizations; and other appropriate  
111 1 quality variables.

Specifies the criteria that may be addressed by each quality rating level.

111 2 4. In providing support and recognition for providers who  
111 3 seek to attain higher quality rating levels, the plan may  
111 4 propose payment of a reimbursement differential under the  
111 5 state child care assistance program. In addition, the plan  
111 6 may provide for supplying provider quality ratings on the  
111 7 department's internet site and in other consumer information  
111 8 distributed pursuant to section 237A.25 and in information  
111 9 supplied to parents by child care resource and referral  
111 10 services.

Permits the plan to propose a reimbursement differential for payments under the State Child Care Assistance Program in order to support and recognize providers who seek to attain higher quality rating levels. Also, allows for providing provider quality ratings on the DHS web site and in consumer information materials.

111 11 Sec. 124. JUVENILE INSTITUTIONS. There is appropriated  
111 12 from the general fund of the state to the department of human  
111 13 services for the fiscal year beginning July 1, 2004, and  
111 14 ending June 30, 2005, the following amounts, or so much  
111 15 thereof as is necessary, to be used for the purposes  
111 16 designated:

General Fund appropriations to the DHS for juvenile institutions.

111 17 1. For operation of the Iowa juvenile home at Toledo and  
111 18 for salaries, support, maintenance, and for not more than the  
111 19 following full-time equivalent positions:

General Fund appropriation to the DHS for the Juvenile Home at Toledo.

111 20 ..... \$ 6,061,266  
 111 21 ..... FTEs 130.54

DETAIL: Maintains current level of General Fund support and is an increase of 0.04 FTE position compared to the estimated net FY 2004 appropriation to reflect the FTE positions utilized.

111 22 The department is requested to convene a group to review  
 111 23 the programs and services of the Iowa juvenile home and to  
 111 24 present the governor and general assembly with suggestions for  
 111 25 improvements. The group should review previous studies and  
 111 26 reports on the institution. The membership of the group  
 111 27 should include but is not limited to representatives of  
 111 28 departmental field staff, juvenile judges, juvenile court  
 111 29 officers, alumni of the institution, other departmental  
 111 30 institutions, community-based providers, and other interested  
 111 31 parties.]

VETOED

Specifies that the DHS is to convene a group to study the programs and services of the Iowa Juvenile Home at Toledo and is to submit improvement suggestions to the Governor and the General Assembly.

VETOED: The Governor vetoed this item and stated that many previous studies have made recommendations that generally require additional funds to implement. Without additional funds, the Governor noted another study would serve no purpose.

111 32 2. For operation of the state training school at Eldora  
 111 33 and for salaries, support, maintenance, and for not more than  
 111 34 the following full-time equivalent positions:  
 111 35 ..... \$ 9,570,563  
 112 1 ..... FTEs 218.53

General Fund appropriation to the DHS for the State Training School at Eldora.

DETAIL: Maintains current level of General Fund support and is a decrease of 5.35 FTE positions compared to the estimated net FY 2004 appropriation to reflect the FTE positions utilized.

112 2 3. During the fiscal year beginning July 1, 2004, the  
 112 3 population levels at the state juvenile institutions shall not  
 112 4 exceed the population guidelines established under 1990 Iowa  
 112 5 Acts, chapter 1239, section 21, as adjusted for subsequent  
 112 6 changes in capacity at the institutions.

Requires the population levels at the State juvenile institutions during FY 2005 not exceed the adjusted population guidelines established by the General Assembly in 1990.

112 7 4. A portion of the moneys appropriated in this section  
 112 8 shall be used by the state training school and by the Iowa  
 112 9 juvenile home for grants for adolescent pregnancy prevention  
 112 10 activities at the institutions in the fiscal year beginning  
 112 11 July 1, 2004.

Requires a portion of the funds for the two juvenile institutions be used for pregnancy prevention activities in FY 2005.

112 12 5. Within the amounts appropriated in this section, the  
 112 13 department may transfer funds as necessary to best fulfill the  
 112 14 needs of the institutions provided for in the appropriation.

Permits the DHS to reallocate funds between the two institutions as needed to meet the needs of the facilities.

112 15 Sec. 125. CHILD AND FAMILY SERVICES.

112 16 1. There is appropriated from the general fund of the  
 112 17 state to the department of human services for the fiscal year  
 112 18 beginning July 1, 2004, and ending June 30, 2005, the  
 112 19 following amount, or so much thereof as is necessary, to be  
 112 20 used for the purpose designated:  
 112 21 For child and family services:  
 112 22 ..... \$ 96,935,253

General Fund appropriation to the DHS for Child and Family Services.

DETAIL: This is a decrease of \$10,156,000 compared to the estimated net FY 2004 appropriation. The change includes:

- A decrease of \$8,200,000 to be offset with Temporary Assistance to Needy Families (TANF) funds.
- A decrease of \$1,200,000 to eliminate funding provided in FY 2004 for training and technology changes associated with the child welfare redesign.
- A decrease of \$1,000,000 to eliminate funding provided in FY 2004 for provider loans associated with the child welfare redesign.
- An increase of \$144,000 for a child welfare and mediation project.
- An increase of \$100,000 for an additional Child Protection Center.

112 23 In order to address a reduction of \$6,200,000 from the  
 112 24 amount allocated under this appropriation in prior years for  
 112 25 purposes of juvenile delinquent graduated sanction services,  
 112 26 up to \$6,200,000 of the amount of federal temporary assistance  
 112 27 for needy families block grant funding appropriated in this  
 112 28 division of this Act for child and family services, shall be  
 112 29 made available for purposes of juvenile delinquent graduated  
 112 30 sanction services.

Requires that \$6,200,000 in Temporary Assistance to Needy Families (TANF) funds be utilized for delinquency programs.

DETAIL: In previous years, these funds were provided from the General Fund.

112 31 2. The department may transfer funds appropriated in this  
 112 32 section as necessary to pay the nonfederal costs of services  
 112 33 reimbursed under medical assistance or the family investment  
 112 34 program which are provided to children who would otherwise  
 112 35 receive services paid under the appropriation in this section.  
 113 1 The department may transfer funds appropriated in this section  
 113 2 to the appropriations in this division of this Act for general  
 113 3 administration and for field operations for resources  
 113 4 necessary to implement and operate the services funded in this  
 113 5 section.

Permits the DHS to transfer funds appropriated for Child and Family Services, General Administration, or Field Operations for resources needed to develop, implement, and operate the child welfare initiative.



113 6 3. a. Of the funds appropriated in this section, up to  
113 7 \$34,653,383 is allocated as the statewide expenditure target  
113 8 under section 232.143 for group foster care maintenance and  
113 9 services.

Allocates up to \$34,653,383 for group care services and maintenance costs.

DETAIL: This is an increase of \$4,498,867 compared to the FY 2004 allocation due to increased utilization.

113 10 b. If at any time after September 30, 2004, annualization  
113 11 of a service area's current expenditures indicates a service  
113 12 area is at risk of exceeding its group foster care expenditure  
113 13 target under section 232.143 by more than 5 percent, the  
113 14 department and juvenile court services shall examine all group  
113 15 foster care placements in that service area in order to  
113 16 identify those which might be appropriate for termination. In  
113 17 addition, any aftercare services believed to be needed for the  
113 18 children whose placements may be terminated shall be  
113 19 identified. The department and juvenile court services shall  
113 20 initiate action to set dispositional review hearings for the  
113 21 placements identified. In such a dispositional review  
113 22 hearing, the juvenile court shall determine whether needed  
113 23 aftercare services are available and whether termination of  
113 24 the placement is in the best interest of the child and the  
113 25 community.

Requires that the group foster care expenditure target be reviewed under certain conditions and that review hearings are required when determined appropriate.

113 26 c. Of the funds allocated in this subsection, \$1,398,403  
113 27 is allocated as the state match funding for 50 highly  
113 28 structured juvenile program beds. If the number of beds  
113 29 provided for in this lettered paragraph is not utilized, the  
113 30 remaining funds allocated may be used for group foster care.

Allocates \$1,398,403 to provide match for 50 highly-structured juvenile program (boot camp) beds.

DETAIL: This is a decrease of \$21,585 compared to the FY 2004 allocation due to changes in the federal match rate and projected utilization.

113 31 d. For the fiscal year beginning July 1, 2004, the  
113 32 requirements of section 232.143 applicable to the juvenile  
113 33 court and to representatives of the juvenile court shall be  
113 34 applicable instead to juvenile court services and to  
113 35 representatives of juvenile court services. The  
114 1 representatives appointed by the department of human services  
114 2 and by juvenile court services to establish the plan to  
114 3 contain expenditures for children placed in group foster care

CODE: Specifies that the requirements relating to foster group care placements are applicable to Juvenile Court Services rather than to the Juvenile Court. Also, requires the allocation for group foster care be sufficient to fund placements for the entire fiscal year. Specifies funds for a youth placed in group foster care be encumbered for either the youth's projected or actual length of stay, whichever is applicable.

114 4 ordered by the court within the budget target allocated to the  
114 5 service area shall establish the plan in a manner so as to  
114 6 ensure the moneys allocated to the service area under section  
114 7 232.143 shall last the entire fiscal year. Funds for a child  
114 8 placed in group foster care shall be considered encumbered for  
114 9 the duration of the child's projected or actual length of  
114 10 stay, whichever is applicable.

114 11 4. In accordance with the provisions of section 232.188,  
114 12 the department shall continue the program to decategorize  
114 13 child welfare services funding. Of the funds appropriated in  
114 14 this section, \$1,000,000 is allocated specifically for  
114 15 expenditure through the decategorization of child welfare  
114 16 funding pools and governance boards established pursuant to  
114 17 section 232.188. In addition, up to \$2,000,000 of the amount  
114 18 of federal temporary assistance for needy families block grant  
114 19 funding appropriated in this division of this Act for child  
114 20 and family services shall be made available for purposes of  
114 21 decategorization of child welfare services as provided in this  
114 22 subsection. Notwithstanding section 8.33, moneys allocated in  
114 23 this subsection that remain unencumbered or unobligated at the  
114 24 close of the fiscal year shall not revert but shall remain  
114 25 available for expenditure for the purposes designated until  
114 26 the close of the succeeding fiscal year. It is the intent of  
114 27 the general assembly that the department continue its practice  
114 28 of providing strong support for Iowa's nationally recognized  
114 29 initiative of decategorization of child welfare funding.

114 30 5. Of the funds appropriated in this section, up to  
114 31 \$915,892 is allocated for additional funding of the family  
114 32 preservation program.

114 33 6. The department shall continue the goal that not more  
114 34 than 15 percent of the children placed in foster care funded  
114 35 under the federal Social Security Act, Title IV-E, may be  
115 1 placed in foster care for a period of more than 24 months.

CODE: Allocates \$1,000,000 to provide funding for decategorization efforts. Requires \$2,000,000 in TANF funds be utilized for decategorization efforts. Permits funds for decategorization efforts that remain unencumbered or unobligated at the end of FY 2004 to remain available for expenditure until the end of FY 2005.

DETAIL: This is a decrease of \$2,000,000 compared to the FY 2004 allocation due to a shift to TANF funding.

Allocates up to \$915,892 to provide for additional funding of the Family Preservation Program.

DETAIL: Maintains the current allocation level.

Requires the DHS to continue the goal that not more than 15.00% of the children placed in foster care funded with Title IV-E funds remain in care for more than 24 months.

DETAIL: This is the same percentage that was set in FY 2004.

115 2 7. A portion of the funding appropriated in this section  
115 3 may be used for emergency family assistance to provide other  
115 4 resources required for a family participating in a family  
115 5 preservation or reunification project to stay together or to  
115 6 be reunified.

Permits a portion of the Child and Family Services appropriation to be used for emergency family assistance under specified conditions.

115 7 8. Notwithstanding section 234.35, subsection 1, for the  
115 8 fiscal year beginning July 1, 2004, state funding for shelter  
115 9 care paid pursuant to section 234.35, subsection 1, paragraph  
115 10 "h", shall be limited to \$6,926,718.

CODE: Limits State funding for shelter care to \$6,926,718.

DETAIL: This is no change compared to the original FY 2004 allocation. The FY 2004 allocation is increased by \$3,200,000 in Section 158 of this Act.

115 11 9. The department shall continue to make adoption  
115 12 presubsidy and adoption subsidy payments to adoptive parents  
115 13 at the beginning of the month for the current month.

Requires the DHS to continue to make adoption pre-subsidy and subsidy payments at the beginning of each month.

115 14 10. Federal funds received by the state during the fiscal  
115 15 year beginning July 1, 2004, as the result of the expenditure  
115 16 of state funds appropriated during a previous state fiscal  
115 17 year for a service or activity funded under this section, are  
115 18 appropriated to the department to be used as additional  
115 19 funding for services and purposes provided for under this  
115 20 section. Notwithstanding section 8.33, moneys received in  
115 21 accordance with this subsection that remain unencumbered or  
115 22 unobligated at the close of the fiscal year shall not revert  
115 23 to any fund but shall remain available for the purposes  
115 24 designated until the close of the succeeding fiscal year.

CODE: Requires that federal funds received in FY 2005 after expenditure of related State funds be used as additional funding for services provided under the Child and Family Services appropriation. Also, requires that moneys received in accordance with this Subsection that remain unencumbered or unobligated at the end of FY 2004 not revert but remain available for the purposes designated until the close of FY 2005.

115 25 11. Of the moneys appropriated in this section, not more  
115 26 than \$442,100 is allocated to provide clinical assessment  
115 27 services as necessary to continue funding of children's  
115 28 rehabilitation services under medical assistance in accordance  
115 29 with federal law and requirements. The funding allocated is  
115 30 the amount projected to be necessary for providing the  
115 31 clinical assessment services.

Allows a maximum of \$442,100 for Clinical Assessment Services.

DETAIL: Maintains the current allocation level.

115 32 12. Of the funding appropriated in this section,  
115 33 \$3,696,285 shall be used for protective child care assistance.

Requires that \$3,696,285 be used for protective child day care assistance.

DETAIL: Maintains the current allocation level.

115 34 13. Of the moneys appropriated in this section, up to  
115 35 \$2,859,851 is allocated for the payment of the expenses of  
116 1 court-ordered services provided to juveniles which are a  
116 2 charge upon the state pursuant to section 232.141, subsection  
116 3 4. Of the amount allocated in this subsection, up to  
116 4 \$1,431,597 shall be made available to provide school-based  
116 5 supervision of children adjudicated under chapter 232, of  
116 6 which not more than \$15,000 may be used for the purpose of  
116 7 training. A portion of the cost of each school-based liaison  
116 8 officer shall be paid by the school district or other funding  
116 9 source as approved by the chief juvenile court officer.

Allocates up to \$2,859,851 to be used for court-ordered services provided to juveniles. Of this amount, no more than \$1,431,597 may be used for court-ordered services. Also, limits training funds to no more than \$15,000.

DETAIL: Maintains the current allocation level.

116 10 a. Notwithstanding section 232.141 or any other provision  
116 11 of law to the contrary, the amount allocated in this  
116 12 subsection shall be distributed to the judicial districts as  
116 13 determined by the state court administrator. The state court  
116 14 administrator shall make the determination of the distribution  
116 15 amounts on or before June 15, 2004.

CODE: Requires allocations to the DHS districts be made according to a formula determined by the State Court Administrator and that the allocations be determined by June 15, 2004.

116 16 b. Notwithstanding chapter 232 or any other provision of  
116 17 law to the contrary, a district or juvenile court shall not  
116 18 order any service which is a charge upon the state pursuant to  
116 19 section 232.141 if there are insufficient court-ordered  
116 20 services funds available in the district court distribution  
116 21 amount to pay for the service. The chief juvenile court  
116 22 officer shall encourage use of the funds allocated in this  
116 23 subsection such that there are sufficient funds to pay for all  
116 24 court-related services during the entire year. The chief  
116 25 juvenile court officers shall attempt to anticipate potential  
116 26 surpluses and shortfalls in the distribution amounts and shall  
116 27 cooperatively request the state court administrator to  
116 28 transfer funds between the districts' distribution amounts as

CODE: Prohibits a court from ordering any service that is a charge to the State if there are insufficient funds to pay for the service. Requires the Chief Juvenile Court Officers to have the allocation available for the entire year. Permits the Chief Juvenile Court Officers to request that the State Court Administrator transfer funds between districts when appropriate.

116 29 prudent.

116 30 c. Notwithstanding any provision of law to the contrary, a  
116 31 district or juvenile court shall not order a county to pay for  
116 32 any service provided to a juvenile pursuant to an order  
116 33 entered under chapter 232 which is a charge upon the state  
116 34 under section 232.141, subsection 4.

CODE: Prohibits a district or juvenile court from ordering a county to pay for a service provided to a juvenile that is a charge to the State.

116 35 d. Of the funding allocated in this subsection, not more  
117 1 than \$100,000 may be used by the judicial branch for  
117 2 administration of the requirements under this subsection and  
117 3 for travel associated with court-ordered placements which are  
117 4 a charge upon the state pursuant to section 232.141,  
117 5 subsection 4.

Prohibits the Judicial Branch from using more than \$100,000 of the allocation for administration and travel costs.

DETAIL: Maintains the current allocation level.

117 6 14. The department shall maximize the capacity to draw  
117 7 federal funding under Title IV-E of the federal Social  
117 8 Security Act.

Requires the DHS to maximize federal Title IV-E funds.

117 9 15. Notwithstanding section 234.39, subsection 5, and 2000  
117 10 Iowa Acts, chapter 1228, section 43, the department may  
117 11 operate a subsidized guardianship program if the United States  
117 12 department of health and human services approves a waiver  
117 13 under Title IV-E of the federal Social Security Act or the  
117 14 federal Social Security Act is amended to allow Title IV-E  
117 15 funding to be used for subsidized guardianship, and the  
117 16 subsidized guardianship program can be operated without loss  
117 17 of Title IV-E funds.

CODE: Permits the DHS to operate a subsidized guardianship program if a federal waiver is received and Title IV-E funds are not jeopardized.

117 18 16. The department shall work with foster and adoptive  
117 19 families, private child welfare agencies, and advocates to  
117 20 identify savings alternatives in the adoption subsidy program.  
117 21 The department may adopt emergency rules to implement this  
117 22 subsection.

Requires the DHS to work with foster and adoptive families and interested entities to identify savings for the Adoption Subsidy Program, and permits the DHS to adopt emergency rules to implement this Subsection.

117 23 17. The department shall develop a plan for privatizing  
 117 24 the administration of the foster care and adoption programs.  
 117 25 The plan shall be submitted to the governor and the general  
 117 26 assembly on or before December 15, 2004.]

VETOED

Requires the DHS to develop a plan to be submitted to the General Assembly and the Governor on or before December 15, 2004, for the privatization of the administration of foster care and adoption programs.

VETOED: The Governor vetoed this item and stated that with no additional funds provided for this and with the child welfare redesign effort underway, implementation of a plan of this nature would be counter-productive.

117 27 18. Of the amount appropriated in this section, \$100,000  
 117 28 shall be transferred to the Iowa department of public health  
 117 29 to be used for the child protection center grant program in  
 117 30 accordance with section 135.118.

Requires an allocation of \$100,000 be transferred to the Department of Public Health for a Child Protection Center Grant Program.

DETAIL: This is a new allocation for FY 2005. There are currently three Child Protection Centers located in Des Moines, Sioux City, and Cedar Rapids. The new Center will be located in Davenport pending national certification.

117 31 19. Of the amount appropriated in this section, \$148,000  
 117 32 shall be used for funding of one or more child welfare  
 117 33 diversion and mediation pilot projects as provided in House  
 117 34 File 2462.

Requires an allocation of \$148,000 be used for child welfare diversion and mediation projects as provided in HF 2462 (Child Welfare Mediation Projects Act).

DETAIL: This is a new allocation for FY 2005.

117 35 Sec. 126. JUVENILE DETENTION HOME FUND. Moneys deposited  
 118 1 in the juvenile detention home fund created in section 232.142  
 118 2 during the fiscal year beginning July 1, 2004, and ending June  
 118 3 30, 2005, are appropriated to the department of human services  
 118 4 for the fiscal year beginning July 1, 2004, and ending June  
 118 5 30, 2005, for distribution as follows:  
 118 6 1. An amount equal to ten percent of the costs of the  
 118 7 establishment, improvement, operation, and maintenance of  
 118 8 county or multicounty juvenile detention homes in the fiscal  
 118 9 year beginning July 1, 2003. Moneys appropriated for  
 118 10 distribution in accordance with this subsection shall be  
 118 11 allocated among eligible detention homes, prorated on the  
 118 12 basis of an eligible detention home's proportion of the costs  
 118 13 of all eligible detention homes in the fiscal year beginning

CODE: Requires that funds collected by the Department of Transportation, pursuant to the Juvenile Services and Pay-For-Stay Program Act of 1997, and deposited into the Juvenile Detention Home Fund be distributed as follows:

- Ten percent of the FY 2004 costs of the Juvenile Homes.
- \$80,000 for the Linn County Runaway Program.
- \$318,000 for continuation and expansion of the community partnership for child protection sites.
- For grants to counties implementing a runaway treatment plan.
- To juvenile detention centers if funds remain.

118 14 July 1, 2003. Notwithstanding section 232.142, subsection 3,  
 118 15 the financial aid payable by the state under that provision  
 118 16 for the fiscal year beginning July 1, 2004, shall be limited  
 118 17 to the amount appropriated for the purposes of this  
 118 18 subsection.  
 118 19 2. For renewal of a grant to a county with a population  
 118 20 between 189,000 and 196,000 for implementation of the county's  
 118 21 runaway treatment plan under section 232.195:  
 118 22 ..... \$ 80,000  
 118 23 3. For continuation and expansion of the community  
 118 24 partnership for child protection sites:  
 118 25 ..... \$ 318,000  
 118 26 4. For grants to counties implementing a runaway treatment  
 118 27 plan under section 232.195.  
 118 28 5. The remainder for additional allocations to county or  
 118 29 multicounty juvenile detention homes, in accordance with the  
 118 30 distribution requirements of subsection 1.

118 31 Sec. 127. FAMILY SUPPORT SUBSIDY PROGRAM. There is  
 118 32 appropriated from the general fund of the state to the  
 118 33 department of human services for the fiscal year beginning  
 118 34 July 1, 2004, and ending June 30, 2005, the following amount,  
 118 35 or so much thereof as is necessary, to be used for the purpose  
 119 1 designated:  
 119 2 For the family support subsidy program:  
 119 3 ..... \$ 1,936,434

119 4 1. The department may use up to \$333,312 of the moneys  
 119 5 appropriated in this section to continue the children-at-home  
 119 6 program in current counties, of which not more than \$20,000  
 119 7 shall be used for administrative costs.

119 8 2. Notwithstanding section 225C.38, subsection 1, the  
 119 9 monthly family support payment amount for the fiscal year  
 119 10 beginning July 1, 2004, shall remain the same as the payment  
 119 11 amount in effect on June 30, 2004.

General Fund appropriation for the Family Support Program.  
 DETAIL: Maintains current level of General Fund support.

Permits the DHS to use up to \$333,312 to continue the Children-at-Home Pilot Program and limits administrative funding to \$20,000.

CODE: Requires the FY 2005 monthly family support payment be the same as provided in FY 2004.

119 12 Sec. 128. CONNER DECREE. There is appropriated from the  
 119 13 general fund of the state to the department of human services  
 119 14 for the fiscal year beginning July 1, 2004, and ending June  
 119 15 30, 2005, the following amount, or so much thereof as is  
 119 16 necessary, to be used for the purpose designated:  
 119 17 For building community capacity through the coordination  
 119 18 and provision of training opportunities in accordance with the  
 119 19 consent decree of Conner v. Branstad, No. 4–86–CV–30871(S.D.  
 119 20 Iowa, July 14, 1994):  
 119 21 ..... \$ 42,623

General Fund appropriation to the DHS for Conner Decree training requirements.  
  
 DETAIL: Maintains the current level of General Fund support. The funds are used for training purposes to comply with the Conner court decision mandating placement of persons in the least restrictive setting.

119 22 Sec. 129. MENTAL HEALTH INSTITUTES. There is appropriated  
 119 23 from the general fund of the state to the department of human  
 119 24 services for the fiscal year beginning July 1, 2004, and  
 119 25 ending June 30, 2005, the following amounts, or so much  
 119 26 thereof as is necessary, to be used for the purposes  
 119 27 designated:

119 28 1. For the state mental health institute at Cherokee for  
 119 29 salaries, support, maintenance, and miscellaneous purposes and  
 119 30 for not more than the following full–time equivalent  
 119 31 positions:  
 119 32 ..... \$ 12,927,556  
 119 33 ..... FTEs 227.65

General Fund appropriation to the Mental Health Institute at Cherokee.  
  
 DETAIL: Maintains current level of General Fund support and FTE positions.

119 34 2. For the state mental health institute at Clarinda for  
 119 35 salaries, support, maintenance, and miscellaneous purposes and  
 120 1 for not more than the following full–time equivalent  
 120 2 positions:  
 120 3 ..... \$ 7,410,346  
 120 4 ..... FTEs 113.15

General Fund appropriation to the Mental Health Institute at Clarinda.  
  
 DETAIL: Maintains current level of General Fund support and FTE positions.

120 5 3. For the state mental health institute at Independence  
 120 6 for salaries, support, maintenance, and miscellaneous purposes  
 120 7 and for not more than the following full–time equivalent  
 120 8 positions:  
 120 9 ..... \$ 17,239,768

General Fund appropriation to the Mental Health Institute at Independence.  
  
 DETAIL: Maintains current level of General Fund support and FTE positions.



120 10 ..... FTEs 317.80

120 11 The state mental health institute at Independence shall  
 120 12 continue the 30 psychiatric medical institution for children  
 120 13 (PMIC) beds authorized in section 135H.6, in a manner which  
 120 14 results in no net state expenditure amount in excess of the  
 120 15 amount appropriated in this subsection. Counties are not  
 120 16 responsible for the costs of PMIC services described in this  
 120 17 subsection. Subject to the approval of the department, with  
 120 18 the exception of revenues required under section 249A.11 to be  
 120 19 credited to the appropriation in this division of this Act for  
 120 20 medical assistance, revenues attributable to the PMIC beds  
 120 21 described in this subsection for the fiscal year beginning  
 120 22 July 1, 2004, and ending June 30, 2005, shall be deposited in  
 120 23 the institute's account, including but not limited to any of  
 120 24 the following revenues:  
 120 25 a. The federal share of medical assistance revenue  
 120 26 received under chapter 249A.  
 120 27 b. Moneys received through client participation.  
 120 28 c. Any other revenues directly attributable to the PMIC  
 120 29 beds.

Requires the Independence Mental Health Institute to continue the 30-bed Psychiatric Medical Institution for Children (PMIC) facility under a net State budgeting approach. Requires that revenues attributable to the beds be deposited in the Institute's account. The revenues include:

- The Institute's federal share of Medical Assistance funding.
- Moneys received through client participation.
- Revenues directly attributable to the operation of the Psychiatric Medical Institution for Children (PMICs).

120 30 4. For the state mental health institute at Mount Pleasant  
 120 31 for salaries, support, maintenance, and miscellaneous purposes  
 120 32 and for not more than the following full-time equivalent  
 120 33 positions:  
 120 34 ..... \$ 6,109,205  
 120 35 ..... FTEs 100.44

General Fund appropriation to the Mental Health Institute at Mount Pleasant.

DETAIL: Maintains current level of General Fund support and FTE positions.

121 1 a. Funding is provided in this subsection for the state  
 121 2 mental health institute at Mount Pleasant to continue the dual  
 121 3 diagnosis mental health and substance abuse program on a net  
 121 4 budgeting basis in which 50 percent of the actual per diem and  
 121 5 ancillary services costs are chargeable to the patient's  
 121 6 county of legal settlement or as a state case, as appropriate.  
 121 7 Subject to the approval of the department, revenues  
 121 8 attributable to the dual diagnosis program for the fiscal year

Requires the Mount Pleasant Mental Health Institute to operate a dual diagnosis program under the net State budgeting approach. The cost of treating a dual diagnosis patient will be charged one-half to the patient's county of residence and one-half to the State. Specifies which revenues are required to be deposited into the Institute's account.

121 9 beginning July 1, 2004, and ending June 30, 2005, shall be  
 121 10 deposited in the institute's account, including but not  
 121 11 limited to all of the following revenues:  
 121 12 (1) Moneys received by the state from billings to counties  
 121 13 under section 230.20.  
 121 14 (2) Moneys received from billings to the Medicare program.  
 121 15 (3) Moneys received from a managed care contractor  
 121 16 providing services under contract with the department or any  
 121 17 private third-party payor.  
 121 18 (4) Moneys received through client participation.  
 121 19 (5) Any other revenues directly attributable to the dual  
 121 20 diagnosis program.

121 21 b. The following additional provisions are applicable in  
 121 22 regard to the dual diagnosis program:  
 121 23 (1) A county may split the charges between the county's  
 121 24 mental health, mental retardation, and developmental  
 121 25 disabilities services fund and the county's budget for  
 121 26 substance abuse expenditures.  
 121 27 (2) If an individual is committed to the custody of the  
 121 28 department of corrections at the time the individual is  
 121 29 referred for dual diagnosis treatment, the department of  
 121 30 corrections shall be charged for the costs of treatment.  
 121 31 (3) Prior to an individual's admission for dual diagnosis  
 121 32 treatment, the individual shall have been screened through a  
 121 33 county's single entry point process to determine the  
 121 34 appropriateness of the treatment.  
 121 35 (4) A county shall not be chargeable for the costs of  
 122 1 treatment for an individual enrolled in and authorized by or  
 122 2 decertified by a managed behavioral care plan under the  
 122 3 medical assistance program.

122 4 (5) Notwithstanding section 8.33, state mental health  
 122 5 institute revenues related to the dual diagnosis program that  
 122 6 remain unencumbered or unobligated at the close of the fiscal  
 122 7 year shall not revert but shall remain available up to the  
 122 8 amount which would allow the state mental health institute to

Specifies the following provisions relating to county payment of dual diagnosis treatment.

- Counties may charge the costs of dual diagnosis to mental health funds and to substance abuse funds.
- The cost of treating a person in the custody of the Department of Corrections is chargeable to the Department of Corrections.
- Patients voluntarily admitted to the dual diagnosis program must receive a referral form a Central Point Coordinator.
- The cost of treating a person enrolled in and authorized or decertified by a managed behavioral health care contractor is not chargeable to the counties.

CODE: Specifies that a limited amount of funds from those unobligated at the Mount Pleasant Mental Health Institute do not revert to the State General Fund.

122 9 meet credit obligations owed to counties as a result of year–  
 122 10 end per diem adjustments for the dual diagnosis program.

DETAIL: The language permits the Mount Pleasant Mental Health Institute to retain the funds necessary to meet county credit obligations at the end of FY 2005 relating to the dual diagnosis program year-end per diem adjustments.

122 11 5. Within the funds appropriated in this section, the  
 122 12 department may transfer funds as necessary to best fulfill the  
 122 13 needs of the institutes provided for in the appropriation.

Permits the DHS to reallocate funds to fulfill the needs of the mental health institutions.

122 14 6. As part of the discharge planning process at the state  
 122 15 mental health institutes, the department shall provide  
 122 16 assistance in obtaining eligibility for federal supplemental  
 122 17 security income (SSI) to those individuals whose care at a  
 122 18 state mental health institute is the financial responsibility  
 122 19 of the state or a county.

Requires the DHS to provide assistance in obtaining federal Supplemental Security Income (SSI) benefits to persons being discharged.

122 20 Sec. 130. STATE RESOURCE CENTERS. There is appropriated  
 122 21 from the general fund of the state to the department of human  
 122 22 services for the fiscal year beginning July 1, 2004, and  
 122 23 ending June 30, 2005, the following amounts, or so much  
 122 24 thereof as is necessary, to be used for the purposes  
 122 25 designated:

122 26 1. For the state resource center at Glenwood for salaries,  
 122 27 support, maintenance, and miscellaneous purposes:  
 122 28 ..... \$ 8,550,280

General Fund appropriation to the State Resource Center at Glenwood.

DETAIL: This is an increase of \$2,489,502 and 59.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$668,492 to services to clients who do not have a county of legal settlement.
- A decrease of \$190,992 to reflect federal revenues generated by the FY 2004 salary funding.
- An increase of \$2,012,002 and 59.00 FTE positions for personnel and support costs relating to the pending Department of Justice settlement.

122 29 2. For the state resource center at Woodward for salaries,  
 122 30 support, maintenance, and miscellaneous purposes:  
 122 31 ..... \$ 4,520,459

The FTE positions included in tracking are an estimate. The General Assembly does not limit the number of FTE positions.

General Fund appropriation to the State Resource Center at Woodward.

DETAIL: This is a decrease of \$57,994 and an increase of 29.16 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- A decrease of \$220,529 to reflect federal revenues generated by the FY 2004 salary funding.
- An increase of \$162,535 and 29.16 FTE positions for personnel and support costs for the pending federal Department of Justice settlement.

The FTE positions included in tracking are an estimate. The General Assembly does not limit the number of FTE positions.

122 32 3. a. The department shall continue operating the state  
 122 33 resource centers at Glenwood and Woodward with a net general  
 122 34 fund appropriation. The amounts allocated in this section are  
 122 35 the net amounts of state moneys projected to be needed for the  
 123 1 state resource centers. The purposes of operating with a net  
 123 2 general fund appropriation are to encourage the state resource  
 123 3 centers to operate with increased self-sufficiency, to improve  
 123 4 quality and efficiency, and to support collaborative efforts  
 123 5 between the state resource centers and counties and other  
 123 6 funders of services available from the state resource centers.  
 123 7 The state resource centers shall not be operated under the net  
 123 8 appropriation in a manner which results in a cost increase to  
 123 9 the state or cost shifting between the state, the medical  
 123 10 assistance program, counties, or other sources of funding for  
 123 11 the state resource centers. Moneys appropriated in this  
 123 12 section may be used throughout the fiscal year in the manner  
 123 13 necessary for purposes of cash flow management, and for  
 123 14 purposes of cash flow management the state resource centers  
 123 15 may temporarily draw more than the amounts appropriated,

Requires the two State Resource Centers (Glenwood and Woodward) to operate under a net budgeting system. Specifies the purposes of the system and how the moneys appropriated in this Section may be used.

123 16 provided the amounts appropriated are not exceeded at the  
123 17 close of the fiscal year.

123 18 b. Subject to the approval of the department, except for  
123 19 revenues under section 249A.11, revenues attributable to the  
123 20 state resource centers for the fiscal year beginning July 1,  
123 21 2004, shall be deposited into each state resource center's  
123 22 account, including but not limited to all of the following:  
123 23 (1) Moneys received by the state from billings to counties  
123 24 under section 222.73.  
123 25 (2) The federal share of medical assistance revenue  
123 26 received under chapter 249A.  
123 27 (3) Federal Medicare program payments.  
123 28 (4) Moneys received from client financial participation.  
123 29 (5) Other revenues generated from current, new, or  
123 30 expanded services which the state resource center is  
123 31 authorized to provide.

Requires revenues received by the Resource Centers to be deposited into a designated fund and specifies sources of revenue to be included.

123 32 c. For the purposes of allocating the salary adjustment  
123 33 fund moneys appropriated in another division of this Act or  
123 34 another Act, the state resource centers shall be considered to  
123 35 be funded entirely with state moneys.

Requires possible salary adjustment appropriations from other legislation to be allocated assuming the State funds the entire cost of the State Resource Centers.

124 1 d. Notwithstanding section 8.33, up to \$500,000 of a state  
124 2 resource center's revenues that remain unencumbered or  
124 3 unobligated at the close of the fiscal year shall not revert  
124 4 but shall remain available to be used in the succeeding fiscal  
124 5 year.

CODE: Permits the two State Resource Centers to carry forward up to \$500,000 of the FY 2005 revenues.

124 6 4. Within the funds appropriated in this section, the  
124 7 department may transfer funds as necessary to best fulfill the  
124 8 needs of the institutions provided for in the appropriation.

Permits the DHS to reallocate funds between the two State Resource Centers to fulfill the needs of the Centers.

124 9 5. The department may continue to bill for state resource  
124 10 center services utilizing a scope of services approach used  
124 11 for private providers of ICFMR services, in a manner which  
124 12 does not shift costs between the medical assistance program,

Permits the DHS to continue billing practices that do not include cost shifting.

124 13 counties, or other sources of funding for the state resource  
124 14 centers.

124 15 6. The state resource centers may expand the time limited  
124 16 assessment and respite services during the fiscal year.

Permits the State Resource Centers to expand time-limited assessment and respite services.

DETAIL: Time-limited assessments include analysis of patients' conditions and development of therapy plans to assist families in caring for individuals with mental retardation or developmental disabilities. Respite services provide care for special needs individuals for a limited duration to provide families with a temporary reprieve from caretaking responsibilities.

124 17 7. If the department's administration and the department  
124 18 of management concur with a finding by a state resource  
124 19 center's superintendent that projected revenues can reasonably  
124 20 be expected to pay the salary and support costs for a new  
124 21 employee position, or that such costs for adding a particular  
124 22 number of new positions for the fiscal year would be less than  
124 23 the overtime costs if new positions would not be added, the  
124 24 superintendent may add the new position or positions. If the  
124 25 vacant positions available to a resource center do not include  
124 26 the position classification desired to be filled, the state  
124 27 resource center's superintendent may reclassify any vacant  
124 28 position as necessary to fill the desired position. The  
124 29 superintendents of the state resource centers may, by mutual  
124 30 agreement, pool vacant positions and position classifications  
124 31 during the course of the fiscal year in order to assist one  
124 32 another in filling necessary positions.

Specifies that additional positions at the two State Resource Centers may be added under certain projections.

124 33 8. If existing capacity limitations are reached in  
124 34 operating units, a waiting list is in effect for a service or  
124 35 a special need for which a payment source or other funding is  
125 1 available for the service or to address the special need, and  
125 2 facilities for the service or to address the special need can  
125 3 be provided within the available payment source or other  
125 4 funding, the superintendent of a state resource center may  
125 5 authorize opening not more than two units or other facilities

Permits a State Resource Center to open certain facilities if a service waiting list exists and funding is available.

125 6 and to begin implementing the service or addressing the  
 125 7 special need during fiscal year 2004–2005.

125 8 Sec. 131. MI/MR/DD STATE CASES. There is appropriated  
 125 9 from the general fund of the state to the department of human  
 125 10 services for the fiscal year beginning July 1, 2004, and  
 125 11 ending June 30, 2005, the following amount, or so much thereof  
 125 12 as is necessary, to be used for the purpose designated:  
 125 13 For purchase of local services for persons with mental  
 125 14 illness, mental retardation, and developmental disabilities  
 125 15 where the client has no established county of legal  
 125 16 settlement:  
 125 17 ..... \$ 11,014,619

General Fund appropriation to the DHS for State Cases.  
 DETAIL: Maintains current level of General Fund support.

125 18 The general assembly encourages the department to continue  
 125 19 discussions with the Iowa state association of counties and  
 125 20 administrators of county central point of coordination offices  
 125 21 regarding proposals for moving state cases to county budgets.

Specifies that the General Assembly encourages the DHS to discuss proposals with the Iowa State Association of Counties and Central Point Coordinators for moving the State Cases responsibility to county budgets.

125 22 Sec. 132. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES —  
 125 23 COMMUNITY SERVICES FUND. There is appropriated from the  
 125 24 general fund of the state to the mental health and  
 125 25 developmental disabilities community services fund created in  
 125 26 section 225C.7 for the fiscal year beginning July 1, 2004, and  
 125 27 ending June 30, 2005, the following amount, or so much thereof  
 125 28 as is necessary, to be used for the purpose designated:  
 125 29 For mental health and developmental disabilities community  
 125 30 services in accordance with this division of this Act:  
 125 31 ..... \$ 17,757,890

General Fund appropriation for the Mental Health Community Services Fund.  
 DETAIL: Maintains current level of General Fund support.

125 32 1. Of the funds appropriated in this section, \$17,727,890  
 125 33 shall be allocated to counties for funding of community-based  
 125 34 mental health and developmental disabilities services. The  
 125 35 moneys shall be allocated to a county as follows:  
 126 1 a. Fifty percent based upon the county's proportion of the  
 126 2 state's population of persons with an annual income which is  
 126 3 equal to or less than the poverty guideline established by the

Allocates \$17,727,890 to counties for funding of Community-Based Services. Specifies that the funds be allocated 50.00% based on population and 50.00% based on income.  
 DETAIL: Maintains the current allocation formula.

126 4 federal office of management and budget.  
126 5 b. Fifty percent based upon the county's proportion of the  
126 6 state's general population.

126 7 2. a. A county shall utilize the funding the county  
126 8 receives pursuant to subsection 1 for services provided to  
126 9 persons with a disability, as defined in section 225C.2.  
126 10 However, no more than 50 percent of the funding shall be used  
126 11 for services provided to any one of the service populations.  
126 12 b. A county shall use at least 50 percent of the funding  
126 13 the county receives under subsection 1 for contemporary  
126 14 services provided to persons with a disability, as described  
126 15 in rules adopted by the department.

126 16 3. Of the funds appropriated in this section, \$30,000  
126 17 shall be used to support the Iowa compass program providing  
126 18 computerized information and referral services for lowans with  
126 19 disabilities and their families.

126 20 4. a. Funding appropriated for purposes of the federal  
126 21 social services block grant is allocated for distribution to  
126 22 counties for local purchase of services for persons with  
126 23 mental illness or mental retardation or other developmental  
126 24 disability.

126 25 b. The funds allocated in this subsection shall be  
126 26 expended by counties in accordance with the county's approved  
126 27 county management plan. A county without an approved county  
126 28 management plan shall not receive allocated funds until the  
126 29 county's management plan is approved.

126 30 c. The funds provided by this subsection shall be  
126 31 allocated to each county as follows:  
126 32 (1) Fifty percent based upon the county's proportion of  
126 33 the state's population of persons with an annual income which  
126 34 is equal to or less than the poverty guideline established by

Requires the funds to be used for services to persons with mental illness, mental retardation, developmental disabilities, and brain injuries. Specifies that no more than 50.00% may be used for any one of these populations. Requires counties to use at least 50.00% of the funding received on contemporary services.

Allocates \$30,000 to support the Iowa Compass Program, which provides computerized information and referral services for lowans with developmental disabilities and their families.

DETAIL: Maintains current level of General Fund support.

Allocates federal funds appropriated in the proposed SF 2288 (FY 2005 Block Grant and Federal Funds Appropriations Act) from the Social Services Block Grant for distribution to counties for local purchase of services for persons with mental illness, mental retardation, and developmental disabilities.

Requires that counties expend Social Services Block Grant funds according to their approved county management plans. Prohibits a county from receiving an allocation of Social Services Block Grant funds until the county's plan is approved.

Requires the funds provided in this Subsection be allocated to each county according to a specified formula.

DETAIL: The formula remains unchanged from the FY 1997 formula.



126 35 the federal office of management and budget.  
 127 1 (2) Fifty percent based upon the amount provided to the  
 127 2 county for local purchase of services in the preceding fiscal  
 127 3 year.

127 4 5. A county is eligible for funds under this section if  
 127 5 the county qualifies for a state payment as described in  
 127 6 section 331.439.

127 7 Sec. 133. PERSONAL ASSISTANCE. There is appropriated from  
 127 8 the general fund of the state to the department of human  
 127 9 services for the fiscal year beginning July 1, 2004, and  
 127 10 ending June 30, 2005, the following amount, or so much thereof  
 127 11 as is necessary, to be used for the purpose designated:  
 127 12 For continuation of a pilot project for the personal  
 127 13 assistance services program in accordance with this section:  
 127 14 ..... \$ 205,748

127 15 1. The funds appropriated in this section shall be used to  
 127 16 continue the pilot project for the personal assistance  
 127 17 services program under section 225C.46 in an urban and a rural  
 127 18 area. Not more than 10 percent of the amount appropriated  
 127 19 shall be used for administrative costs. The pilot project  
 127 20 shall not be implemented in a manner which would require  
 127 21 additional county or state costs for assistance provided to an  
 127 22 individual served under the pilot project.

127 23 2. In accordance with 2001 Iowa Acts, chapter 191, section  
 127 24 25, subsection 2, new applicants shall not be accepted into  
 127 25 the pilot project. An individual receiving services under the  
 127 26 pilot project as of June 30, 2004, shall continue receiving  
 127 27 services until the individual voluntarily leaves the project  
 127 28 or until another program with similar services exists.

127 29 Sec. 134. SEXUALLY VIOLENT PREDATORS.  
 127 30 1. There is appropriated from the general fund of the  
 127 31 state to the department of human services for the fiscal year

Specifies that a county is eligible for State funding through the Community Mental Health Services Fund if it meets the requirements for receiving Property Tax Relief funds and Allowed Growth funds.

General Fund appropriation for the Personal Assistance Services Pilot Program.

DETAIL: Maintains current level of General Fund support.

Requires funds appropriated for the Personal Assistance Services Pilot Program be used to continue the Program. Limits the amount that may be spent upon administrative expenses to \$20,574 (10.00%). Prohibits implementation in a manner that would increase costs for counties or the State.

Prohibits additional clients from being added into the Personal Assistance Program Pilot Project.

DETAIL: The Program is being phased out.

General Fund appropriation to the DHS for the Sexual Predator Commitment Program.

127 32 beginning July 1, 2004, and ending June 30, 2005, the  
127 33 following amount, or so much thereof as is necessary, to be  
127 34 used for the purpose designated:

127 35 For costs associated with the commitment and treatment of  
128 1 sexually violent predators in the unit located at the state  
128 2 mental health institute at Cherokee, including costs of legal  
128 3 services and other associated costs, including salaries,  
128 4 support, maintenance, and miscellaneous purposes:  
128 5 ..... \$ 2,833,646

DETAIL: This is an increase of \$32,174 and 11.00 FTE positions compared to the estimated net FY 2004 appropriation. This includes:

- An increase of \$250,000 and 11.00 FTE positions for increased personnel.
- A decrease of \$217,826 for one-time FY 2004 moving costs.

In FY 2004, the Program carried forward \$924,457 from FY 2003. The FTE positions included in tracking are an estimate. The General Assembly does not limit the number of FTE positions.

128 6 2. Unless specifically prohibited by law, if the amount  
128 7 charged provides for recoupment of at least the entire amount  
128 8 of direct and indirect costs, the department of human services  
128 9 may contract with other states to provide care and treatment  
128 10 of persons placed by the other states at the unit for sexually  
128 11 violent predators at Cherokee. The moneys received under such  
128 12 a contract shall be considered to be repayment receipts and  
128 13 used for the purposes of the appropriation made in this  
128 14 section.

Permits the Unit for Commitment of Sexually Violent Predators to accept out-of-state clients when the entire cost is reimbursed.

128 15 Sec. 135. FIELD OPERATIONS. There is appropriated from  
128 16 the general fund of the state to the department of human  
128 17 services for the fiscal year beginning July 1, 2004, and  
128 18 ending June 30, 2005, the following amount, or so much thereof  
128 19 as is necessary, to be used for the purposes designated:

128 20 1. For field operations, including salaries, support,  
128 21 maintenance, and miscellaneous purposes and for not more than  
128 22 the following full-time equivalent positions:  
128 23 ..... \$ 53,097,364  
128 24 ..... FTEs 1,844.49

General Fund appropriation to the DHS for Field Operations staff and support.

DETAIL: This is an increase of \$369,619 and maintains the current level of FTE positions compared to the estimated net FY 2004 appropriation from the impact of HF 2134 (FY 2005 Medicaid Savings Act).

128 25 Priority in filling full-time equivalent positions shall be  
128 26 given to those positions related to child protection services.

Requires that priority be given to child protection service FTE positions when filling positions.

128 27 2. In operating the service area system established  
128 28 pursuant to 2001 Iowa Acts, Second Extraordinary Session,

CODE: Requires the DHS to utilize the newly created service areas and administrators in lieu of the referenced regions and administrators

128 29 chapter 4, for the fiscal year beginning July 1, 2004, and  
 128 30 ending June 30, 2005, the department shall utilize the service  
 128 31 areas and service area administrators in lieu of regions and  
 128 32 regional administrators, notwithstanding the references to  
 128 33 department regions or regional administrators in sections  
 128 34 232.2, 232.52, 232.68, 232.72, 232.102, 232.117, 232.127,  
 128 35 232.143, 232.188, and 234.35, or other provision in law. [The  
 129 1 department shall submit proposed legislation under section  
 129 2 2.16 for consideration by the Eighty-first General Assembly,  
 129 3 2005 Session, to correct the references in the necessary Code  
 129 4 sections.]

VETOED

as a transition. Requires the DHS to submit legislation regarding specific changes to specific Sections of the Code of Iowa.

VETOED: The Governor vetoed a portion of this item and stated that changes in HF 2390 (DHS Technical Corrections Act) eliminates the need for this requirement.

129 5 Sec. 136. GENERAL ADMINISTRATION. There is appropriated  
 129 6 from the general fund of the state to the department of human  
 129 7 services for the fiscal year beginning July 1, 2004, and  
 129 8 ending June 30, 2005, the following amount, or so much thereof  
 129 9 as is necessary, to be used for the purpose designated:  
 129 10 For general administration, including salaries, support,  
 129 11 maintenance, and miscellaneous purposes and for not more than  
 129 12 the following full-time equivalent positions:  
 129 13 ..... \$ 11,089,434  
 129 14 ..... FTEs 292.00

General Fund appropriation to the DHS for General Administration.

DETAIL: This is a decrease of \$391,438 and maintains the current level of FTE positions compared to the estimated net FY 2004 appropriation. This includes:

- A decrease of \$617,438 from health insurance premium savings.
- An increase of \$226,000 for staff support costs.

129 15 Of the funds appropriated in this section, \$57,000 is  
 129 16 allocated for the prevention of disabilities policy council  
 129 17 established in section 225B.3.

Allocates \$57,000 to the Prevention of Disabilities Policy Council.

DETAIL: Maintains current level of General Fund support.

129 18 Sec. 137. VOLUNTEERS. There is appropriated from the  
 129 19 general fund of the state to the department of human services  
 129 20 for the fiscal year beginning July 1, 2004, and ending June  
 129 21 30, 2005, the following amount, or so much thereof as is  
 129 22 necessary, to be used for the purpose designated:  
 129 23 For development and coordination of volunteer services:  
 129 24 ..... \$ 109,568

General Fund appropriation to the DHS for the development and coordination of the Volunteer Services Program.

DETAIL: Maintains current level of General Fund support.

129 25 Sec. 138. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
 129 26 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE

129 27 DEPARTMENT OF HUMAN SERVICES.

129 28 1. a. (1) For the fiscal year beginning July 1, 2004,  
129 29 nursing facilities shall be reimbursed at 100 percent of the  
129 30 modified price-based case-mix reimbursement rate. Nursing  
129 31 facilities reimbursed under the medical assistance program  
129 32 shall submit annual cost reports and additional documentation  
129 33 as required by rules adopted by the department.

Specifies method of reimbursement to nursing facilities and cost report requirements.

129 34 (2) For the fiscal year beginning July 1, 2004, the total  
129 35 state funding amount for the nursing facility budget shall not  
130 1 exceed \$156,013,248. For the fiscal year beginning July 1,  
130 2 2004, and ending June 30, 2005, nursing facilities reimbursed  
130 3 under the case-mix reimbursement system shall have their  
130 4 allowable cost calculations adjusted by applying the most  
130 5 recently published HCFA/SNF index. For the purpose of this  
130 6 subparagraph, the HCFA/SNF index means the HCFA total skilled  
130 7 nursing facility market basket index published by data  
130 8 resources, inc. The department, in cooperation with nursing  
130 9 facility representatives, shall review projections for state  
130 10 funding expenditures for reimbursement of nursing facilities  
130 11 on a quarterly basis and the department shall determine if an  
130 12 adjustment to the medical assistance reimbursement rate is  
130 13 necessary in order to provide reimbursement within the state  
130 14 funding amount. Any temporary enhanced federal financial  
130 15 participation that may become available to the Iowa medical  
130 16 assistance program during the fiscal year shall not be used in  
130 17 projecting the nursing facility budget. Notwithstanding 2001  
130 18 Iowa Acts, chapter 192, section 4, subsection 2, paragraph  
130 19 "c", and subsection 3, paragraph "a", subparagraph (2), if the  
130 20 state funding expenditures for the nursing facility budget for  
130 21 the fiscal year beginning July 1, 2004, is projected to exceed  
130 22 the amount specified in this subparagraph, the department  
130 23 shall adjust the inflation factor of the reimbursement rate  
130 24 calculation for only the nursing facilities reimbursed under  
130 25 the case-mix reimbursement system to maintain expenditures of  
130 26 the nursing facility budget within the specified amount.

CODE: Caps the budget for all nursing facilities including case-mix and non-case-mix facilities. Adds a new inflation adjustment to the case-mix reimbursement rates.

DETAIL: This is an increase of \$8,760,392 from the FY 2004 cap. This includes:

- An increase of \$6,482,430 for inflationary adjustments related to the case-mix reimbursement rate re-basing implemented during FY 2004.
- An increase of \$3,253,853 for projected increases in all nursing facilities' cost reports.
- A decrease of \$2,975,891 due to a 50.00% reduction in the excess payments for direct and non-direct care.
- An increase of \$2,000,000 for a new inflation adjustment applied to case-mix facility cost reports. The inflation adjustment is estimated to result in an increase of \$3,866,396 (based on an estimated Health Care Financing Administration/Skilled Nursing Facility index of 2.70%), but will be reduced to \$2,000,000 pursuant to the cap. The \$2,000,000 increase is funded by a transfer from the Senior Living Trust Fund appropriation for conversion grants.

130 27 b. For the fiscal year beginning July 1, 2004, the  
130 28 department shall reimburse pharmacy dispensing fees using a  
130 29 single rate of \$4.26 per prescription, or the pharmacy's usual  
130 30 and customary fee, whichever is lower.

Specifies the reimbursement rate for pharmacist services using a single dispensing fee of \$4.26 per prescription or the usual and customary fee, whichever is lower.

130 31 c. For the fiscal year beginning July 1, 2004,  
130 32 reimbursement rates for inpatient and outpatient hospital  
130 33 services shall remain at the rates in effect on June 30, 2004.  
130 34 The department shall continue the outpatient hospital  
130 35 reimbursement system based upon ambulatory patient groups  
131 1 implemented pursuant to 1994 Iowa Acts, chapter 1186, section  
131 2 25, subsection 1, paragraph "f". In addition, the department  
131 3 shall continue the revised medical assistance payment policy  
131 4 implemented pursuant to that paragraph to provide  
131 5 reimbursement for costs of screening and treatment provided in  
131 6 the hospital emergency room if made pursuant to the  
131 7 prospective payment methodology developed by the department  
131 8 for the payment of outpatient services provided under the  
131 9 medical assistance program. Any rebasing of hospital  
131 10 inpatient or outpatient rates shall not increase total  
131 11 payments for inpatient and outpatient services.

Requires the rate of reimbursement for inpatient and outpatient hospital services to remain at the rates in effect on June 30, 2004, and requires continuation of the outpatient reimbursement system utilizing Ambulatory Patient Groups implemented in FY 1995. Requires the DHS to continue the revised payment policy relating to screening and treatment provided in hospital emergency waiting rooms. Specifies that changes in rates will not increase total payments for services.

131 12 d. For the fiscal year beginning July 1, 2004,  
131 13 reimbursement rates for rural health clinics, hospices,  
131 14 independent laboratories, and acute mental hospitals shall be  
131 15 increased in accordance with increases under the federal  
131 16 Medicare program or as supported by their Medicare audited  
131 17 costs.

Requires rural health clinics, hospice services, and acute mental hospitals to be reimbursed at the rate established under the federal Medicare Program for FY 2005.

131 18 e. (1) For the fiscal year beginning July 1, 2004,  
131 19 reimbursement rates for home health agencies shall remain at  
131 20 the rates in effect on June 30, 2004.

Requires reimbursement rates to home health agencies remain the same as rates in effect on June 30, 2004.

131 21 (2) Notwithstanding 2003 Iowa Acts, chapter 112, section  
131 22 7, subsection 7, the department shall establish a fixed-fee  
131 23 reimbursement schedule for home health agencies under the  
131 24 medical assistance program beginning July 1, 2005. The

CODE: Requires the DHS to establish a fixed-fee reimbursement schedule for home health services and requires a report to the Legislative Fiscal Committee.

131 25 department shall submit a status report regarding the  
131 26 development of the fixed-fee schedule to the fiscal committee  
131 27 of the legislative council no later than September 1, 2004.

131 28 f. For the fiscal year beginning July 1, 2004, federally  
131 29 qualified health centers shall receive cost-based  
131 30 reimbursement for 100 percent of the reasonable costs for the  
131 31 provision of services to recipients of medical assistance.

Requires the DHS to reimburse federally qualified health centers 100.00% of reasonable costs for provision of services to Medical Assistance Program recipients.

131 32 g. Beginning July 1, 2004, the reimbursement rates for  
131 33 dental services shall remain at the rates in effect on June  
131 34 30, 2004.

Requires the FY 2005 reimbursement rates for dental services remain the same as rates in effect on June 30, 2004.

131 35 h. Beginning July 1, 2004, the reimbursement rates for  
132 1 community mental health centers shall remain at the rates in  
132 2 effect on June 30, 2004.

Requires the FY 2005 reimbursement rates for community mental health centers remain the same as rates in effect on June 30, 2004.

132 3 i. For the fiscal year beginning July 1, 2004, the maximum  
132 4 reimbursement rate for psychiatric medical institutions for  
132 5 children shall remain at the rate in effect on June 30, 2004,  
132 6 based on per day rates for actual costs.

Requires the FY 2005 reimbursement rates for Psychiatric Medical Institutions for Children to remain the same as rates in effect on June 30, 2004.

132 7 j. For the fiscal year beginning July 1, 2004, unless  
132 8 otherwise specified in this Act, all noninstitutional medical  
132 9 assistance provider reimbursement rates shall remain at the  
132 10 rates in effect on June 30, 2004, except for area education  
132 11 agencies, local education agencies, infant and toddler  
132 12 services providers, and those providers whose rates are  
132 13 required to be determined pursuant to section 249A.20.

Requires the FY 2005 reimbursement rates for all non-institutional Medical Assistance providers, with specified exceptions, remain the same as rates in effect on June 30, 2004.

132 14 k. Notwithstanding section 249A.20, the average  
132 15 reimbursement rates for health care providers eligible for use  
132 16 of the federal Medicare resource-based relative value scale  
132 17 reimbursement methodology under that section shall remain at  
132 18 the rate in effect on June 30, 2004; however, this rate shall  
132 19 not exceed the maximum level authorized by the federal  
132 20 government.

CODE: The FY 2005 rates for health provides eligible for the federal Medicare Resource Based Relative Value Scale (RBRVS) average rate reimbursement, pursuant to Section 249A.20, Code of Iowa, remain the same as rates in effect on June 30, 2004.

132 21 2. For the fiscal year beginning July 1, 2004, the  
132 22 reimbursement rate for residential care facilities shall not  
132 23 be less than the minimum payment level as established by the  
132 24 federal government to meet the federally mandated maintenance  
132 25 of effort requirement. The flat reimbursement rate for  
132 26 facilities electing not to file semiannual cost reports shall  
132 27 not be less than the minimum payment level as established by  
132 28 the federal government to meet the federally mandated  
132 29 maintenance of effort requirement.

Requires the reimbursement rates for residential care facilities to be no less than the minimum payment level required to meet the federal maintenance of effort requirement.

132 30 3. For the fiscal year beginning July 1, 2004, the  
132 31 reimbursement rate for providers reimbursed under the in-home-  
132 32 related care program shall not be less than the minimum  
132 33 payment level as established by the federal government to meet  
132 34 the federally mandated maintenance of effort requirement.

Establishes the maximum FY 2005 reimbursement rate for in-home health-related care providers at the minimum payment level established by the federal government.

132 35 4. Unless otherwise directed in this section, when the  
133 1 department's reimbursement methodology for any provider  
133 2 reimbursed in accordance with this section includes an  
133 3 inflation factor, this factor shall not exceed the amount by  
133 4 which the consumer price index for all urban consumers  
133 5 increased during the calendar year ending December 31, 2002.

Specifies when the required reimbursement methodology for providers under this section includes an inflation factor, the factor shall not exceed the increase in the Consumer Price Index (CPI) for Urban Consumers for the calendar year ending December 31, 2002.

133 6 5. Notwithstanding section 234.38, in the fiscal year  
133 7 beginning July 1, 2004, the foster family basic daily  
133 8 maintenance rate and the maximum adoption subsidy rate for  
133 9 children ages 0 through 5 years shall be \$14.28, the rate for  
133 10 children ages 6 through 11 years shall be \$15.07, the rate for  
133 11 children ages 12 through 15 years shall be \$16.83, and the  
133 12 rate for children ages 16 and older shall be \$16.83.

CODE: Provides the FY 2005 maximum basic daily maintenance rate requirements for foster family care and adoption subsidy according to the age of the child.

133 13 6. For the fiscal year beginning July 1, 2004, the maximum  
133 14 reimbursement rates for social service providers shall remain  
133 15 at the rates in effect on June 30, 2004. However, the rates  
133 16 may be adjusted under any of the following circumstances:  
133 17 a. If a new service was added after June 30, 2004, the  
133 18 initial reimbursement rate for the service shall be based upon

Requires that the maximum reimbursement rates for social service providers for FY 2005 remain at the rates in effect on June 30, 2004, and provides for circumstances when the rates may be adjusted.

133 19 actual and allowable costs.  
133 20 b. If a social service provider loses a source of income  
133 21 used to determine the reimbursement rate for the provider, the  
133 22 provider's reimbursement rate may be adjusted to reflect the  
133 23 loss of income, provided that the lost income was used to  
133 24 support actual and allowable costs of a service purchased  
133 25 under a purchase of service contract.

133 26 7. The group foster care reimbursement rates paid for  
133 27 placement of children out of state shall be calculated  
133 28 according to the same rate-setting principles as those used  
133 29 for in-state providers unless the director of human services  
133 30 or the director's designee determines that appropriate care  
133 31 cannot be provided within the state. The payment of the daily  
133 32 rate shall be based on the number of days in the calendar  
133 33 month in which service is provided.

133 34 8. For the fiscal year beginning July 1, 2004, the  
133 35 reimbursement rates for rehabilitative treatment and support  
134 1 services providers shall remain at the rates in effect on June  
134 2 30, 2004.

134 3 9. For the fiscal year beginning July 1, 2004, the  
134 4 combined service and maintenance components of the  
134 5 reimbursement rate paid for shelter care services purchased  
134 6 under a contract shall be based on the financial and  
134 7 statistical report submitted to the department. The maximum  
134 8 reimbursement rate shall be \$83.69 per day. The department  
134 9 shall reimburse a shelter care provider at the provider's  
134 10 actual and allowable unit cost, plus inflation, not to exceed  
134 11 the maximum reimbursement rate. Notwithstanding section  
134 12 232.141, subsection 8, for the fiscal year beginning July 1,  
134 13 2004, the amount of the statewide average of the actual and  
134 14 allowable rates for reimbursement of juvenile shelter care  
134 15 homes that is utilized for the limitation on recovery of  
134 16 unpaid costs shall remain at the same amount in effect for  
134 17 this purpose in the preceding fiscal year.

Requires the group foster care reimbursement rates paid for placement of children out-of-state be calculated according to the same rate-setting principles as those used for in-state providers unless the director of the DHS determines that appropriate care cannot be provided within the State. Also, requires the payment of the daily rate be based on the number of days in the calendar month in which service is provided.

Requires the FY 2005 reimbursement rates for rehabilitative treatment and support service providers remain at the rates in effect on June 30, 2004.

CODE: Requires the FY 2005 combined service and maintenance components of the reimbursement rate paid to shelter care providers be based on the cost report submitted to the DHS. Also, requires a maximum reimbursement rate of \$83.69 per day, and requires the DHS to reimburse shelter care providers at the actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.



<p>134 18 10. For the fiscal year beginning July 1, 2004, the  134 19 department shall calculate reimbursement rates for  134 20 intermediate care facilities for persons with mental  134 21 retardation at the 80th percentile.</p>	<p>Requires the DHS to calculate reimbursement rates for intermediate care facilities for persons with mental retardation (ICF/MRs) at the 80th percentile for FY 2005.</p>
<p>134 22 11. For the fiscal year beginning July 1, 2004, for child  134 23 care providers, the department shall set provider  134 24 reimbursement rates based on the rate reimbursement survey  134 25 completed in December 1998. The department shall set rates in  134 26 a manner so as to provide incentives for a nonregistered  134 27 provider to become registered.</p>	<p>Requires the DHS to set FY 2005 child care provider reimbursement rates based on the rate survey completed in December 1998. Also, requires the DHS to set rates in a manner that will provide incentives for registration of non-registered providers.</p>
<p>134 28 12. For the fiscal year beginning July 1, 2004,  134 29 reimbursements for providers reimbursed by the department of  134 30 human services may be modified if appropriated funding is  134 31 allocated for that purpose from the senior living trust fund  134 32 created in section 249H.4, or as specified in appropriations  134 33 from the healthy lowans tobacco trust created in section  134 34 12.65.</p>	<p>Specifies FY 2005 reimbursements for providers reimbursed by the DHS may be modified if appropriated funding is allocated for that purpose from the Senior Living Trust Fund or as specified in appropriations from the Healthy lowans Tobacco Trust Fund.</p>
<p>134 35 13. The department may adopt emergency rules to implement  135 1 this section.</p>	<p>Allows the DHS to adopt emergency rules to implement this Section.</p>
<p>135 2 Sec. 139. ADOPTION SUBSIDY PROGRAM.  135 3 1. a. It is the intent of the general assembly that the  135 4 department of human services maximize receipt of the federal  135 5 funding available for the adoption subsidy program. The  135 6 department may renegotiate existing adoption agreements solely  135 7 for the purpose of maximizing federal funding. However, any  135 8 revision of the existing adoption monthly maintenance payment  135 9 agreement shall not result in the reduction of benefits to  135 10 these adoptive families.  135 11 b. The limitation on attorney fees under the program shall  135 12 be \$500 per recipient.  135 13 c. The department of human services shall attempt to  135 14 develop a method to obtain federal matching funds for adoption  135 15 subsidy program recipients' out-of-pocket payments to</p>	<p>Provides for the following in the Adoption Subsidy Program within the DHS:</p> <ul style="list-style-type: none"> <li>• Specifies the intent of the General Assembly that the DHS maximize federal funds for the Adoption Subsidy Program, and permits the Department to renegotiate existing agreements for this purpose providing that revisions do not reduce benefits.</li> <li>• Requires that attorney fees paid be limited to \$500.00 per recipient, and requires the DHS to attempt to obtain federal matching funds for out-of-pocket payments paid by recipients that exceed \$500.00.</li> <li>• Permits the DHS to implement a sliding scale for benefits based on income for preadoptive or adoption subsidy agreements entered into beginning July 1, 2004, if cost effective and allowable under federal law.</li> </ul>

135 16 attorneys for the portion of attorney fees that exceed the  
135 17 limitation on attorney fees under the program.  
135 18 d. The department of human services shall attempt to  
135 19 obtain federal matching funds for adoption subsidy program  
135 20 recipients' out-of-pocket payments for child care fees that  
135 21 exceed the applicable reimbursement rate established under the  
135 22 child care assistance program.  
135 23 e. If cost-effective and in compliance with federal law  
135 24 and regulation, the department of human services may implement  
135 25 a sliding benefit scale based upon income, for all or a  
135 26 portion of the adoption presubsidy or preadoptive subsidy  
135 27 agreements entered into on or after July 1, 2004.  
135 28 2. It is the intent of the general assembly that beginning  
135 29 July 1, 2004, adoption subsidy agreements entered into on or  
135 30 after that date shall be administered uniformly throughout the  
135 31 state.  
135 32 3. a. Beginning July 1, 2004, the child care subsidy  
135 33 payments for individuals who enter into presubsidy or  
135 34 preadoptive subsidy agreements shall be governed by the  
135 35 provisions of the department of human services' child care  
136 1 assistance programs.  
136 2 b. (1) Individuals who entered into presubsidy or  
136 3 preadoptive subsidy agreements on or before June 30, 2004,  
136 4 shall continue to receive a child care subsidy,  
136 5 notwithstanding any income guidelines specified under the  
136 6 child care assistance program, and shall not be required to  
136 7 meet the specifications of a specialized program as specified  
136 8 in the administrative rules, but beginning July 1, 2004, the  
136 9 child care subsidy rate shall be governed by the rate ceilings  
136 10 under the department of human services' child care assistance  
136 11 program.  
136 12 (2) The department shall notify these individuals within  
136 13 thirty days of the effective date of this section of this Act  
136 14 of the potential change in the determination of the child care  
136 15 subsidy rate described under this subsection, and the process  
136 16 for requesting an exception to policy.  
136 17 (3) If an individual requests an exception to policy and

- Specifies the intent of the General Assembly that adoption subsidy agreements entered into beginning July 1, 2004, be administered uniformly across the State.
- Requires child care subsidy payments paid for persons entering into presubsidy or preadoptive subsidy agreements be governed by the provisions of the Child Care Assistance Program beginning July 1, 2004. Recipients who entered into these agreements prior to July 1, 2004, are to continue receiving child care benefits without regard to income under the Child Care Assistance Program, but are limited to the maximum provided by the Program.
- Requires the DHS to notify recipients of potential changes to child care subsidy benefits, as well as the process for requesting an exemption to policy within 30 days of the effective date of this Act.
- Specifies the intent of the General Assembly that the effective date of administrative rules relating to the Adoption Subsidy Program that were placed on 70-day delay take effect unless conflicting legislation is enacted.
- Requests that the Legislative Council establish an Interim Study Committee to review the Adoption Subsidy Program with input from various stakeholders, and requires the Committee, if established, to submit a report of findings to the General Assembly by December 1, 2004.

136 18 the exception is approved, the individual shall continue to  
136 19 receive the child care subsidy rate in effect for the  
136 20 individual prior to July 1, 2004, and shall be reimbursed the  
136 21 difference between the prior rate and the new rate for the  
136 22 period of time that the new rate was applied.  
136 23 4. It is the intent of the general assembly that any rules  
136 24 relating to the adoption subsidy program for which the  
136 25 effective date of the rules is delayed pursuant to section  
136 26 17A.8, subsection 9, shall take effect unless legislation  
136 27 enacted by the general assembly conflicts with such rules.  
136 28 5. The legislative council is requested to establish an  
136 29 interim study committee to review the adoption subsidy  
136 30 program, which includes a review of current practices  
136 31 regarding the determination of subsidy levels, disparities in  
136 32 subsidy levels among regions of the state, program cost and  
136 33 benefits, the fiscal and programmatic impact of projected  
136 34 future program growth, a thorough analysis of the demographic  
136 35 factors of the adoptive families as well as the adoptive  
137 1 children's special needs, and quantification of savings in  
137 2 other programs and services resulting from the utilization of  
137 3 the adoption subsidy program. The interim study committee  
137 4 shall seek input from the department of human services,  
137 5 adoptive parents, and others with experience or expertise  
137 6 relating to the adoption subsidy program and related services  
137 7 and supports. The interim study committee shall submit a  
137 8 report of findings and recommendations to the general assembly  
137 9 not later than December 1, 2004.

137 10 Sec. 140. TRANSFER AUTHORITY. Subject to the provisions  
137 11 of section 8.39, for the fiscal year beginning July 1, 2004,  
137 12 if necessary to meet federal maintenance of effort  
137 13 requirements or to transfer federal temporary assistance for  
137 14 needy families block grant funding to be used for purposes of  
137 15 the federal social services block grant or to meet cash flow  
137 16 needs resulting from delays in receiving federal funding or to  
137 17 implement, in accordance with this division of this Act,  
137 18 targeted case management for child protection and for

Specifies that the DHS may transfer TANF, Social Services Block Grant, or General Fund appropriations within or between the following appropriations, provided that the combined funding is unchanged:

- Family Investment Program.
- Child Care Assistance.
- Child and Family Services.
- Field Operations.

137 19 activities currently funded with juvenile court services,  
 137 20 county, or community moneys and state moneys used in  
 137 21 combination with such moneys, the department of human services  
 137 22 may transfer within or between any of the appropriations made  
 137 23 in this division of this Act and appropriations in law for the  
 137 24 federal social services block grant to the department for the  
 137 25 following purposes, provided that the combined amount of state  
 137 26 and federal temporary assistance for needy families block  
 137 27 grant funding for each appropriation remains the same before  
 137 28 and after the transfer:  
 137 29 1. For the family investment program.  
 137 30 2. For child care assistance.  
 137 31 3. For child and family services.  
 137 32 4. For field operations.  
 137 33 5. For general administration.  
 137 34 6. MH/MR/DD/BI community services (local purchase).  
 137 35 This section shall not be construed to prohibit existing  
 138 1 state transfer authority for other purposes.

138 2 Sec. 141. FRAUD AND RECOUPMENT ACTIVITIES. During the  
 138 3 fiscal year beginning July 1, 2004, notwithstanding the  
 138 4 restrictions in section 239B.14, recovered moneys generated  
 138 5 through fraud and recoupment activities are appropriated to  
 138 6 the department of human services to be used for additional  
 138 7 fraud and recoupment activities performed by the department of  
 138 8 human services or the department of inspections and appeals,  
 138 9 and the department of human services may add not more than  
 138 10 five full-time equivalent positions, in addition to those  
 138 11 funded in this division of this Act, subject to both of the  
 138 12 following conditions:  
 138 13 1. The director of human services determines that the  
 138 14 investment can reasonably be expected to increase recovery of  
 138 15 assistance paid in error, due to fraudulent or nonfraudulent  
 138 16 actions, in excess of the amount recovered in the fiscal year  
 138 17 beginning July 1, 1997.  
 138 18 2. The amount expended for the additional fraud and  
 138 19 recoupment activities shall not exceed the amount of the

- General Administration.
- Mental Health/Mental Retardation/Developmental Disabilities/Brain Injury Community Services for Local Purchase of Services.

CODE: Permits the DHS to expend funds recovered through fraud investigations to perform additional fraud investigations as long as the additional investigations are anticipated to recover moneys in excess of both the costs of performing the investigations and the amount recovered in FY 1998. Limits the number of new staff to no more than 5.00 FTE positions.

138 20 projected increase in assistance recovered.

[138 21 Sec. 142. MEDICAL ASSISTANCE PROGRAM — NONREVERSION FOR  
 138 22 FY 2003–2004. Notwithstanding section 8.33, if moneys  
 138 23 appropriated in 2003 Iowa Acts, chapter 175, for the medical  
 138 24 assistance program from the general fund of the state, the  
 138 25 senior living trust fund, or the hospital trust fund, or in  
 138 26 2003 Iowa Acts, chapter 183, from the healthy lowans tobacco  
 138 27 trust are in excess of actual expenditures for the medical  
 138 28 assistance program and remain unencumbered or unobligated at  
 138 29 the close of the fiscal year, the excess moneys shall not  
 138 30 revert, and notwithstanding any provision of law to the  
 138 31 contrary, shall not be transferred to any other appropriation  
 138 32 but shall remain available for expenditure for the purpose  
 138 33 designated until the close of the succeeding fiscal year. Of  
 138 34 the amount remaining available, the department of human  
 138 35 services may use up to \$2,300,000 to draw down the maximum  
 139 1 amount of disproportionate share hospital reimbursement under  
 139 2 the medical assistance program as provided in the federal  
 139 3 Prescription Drug and Medicare Improvement Act of 2003. Any  
 139 4 amounts received shall be distributed in accordance with the  
 139 5 regular disproportionate share hospital program paid out of  
 139 6 the graduate medical education and disproportionate share  
 139 7 fund. To the extent allowed under Title XIX of the federal  
 139 8 Social Security Act, any hospital qualifying for  
 139 9 disproportionate share hospital reimbursement shall provide  
 139 10 evidence to the department that the hospital provides or  
 139 11 participates in a disease management program.]

VETOED

CODE: Allows the DHS to retain unexpended FY 2004 Medical Assistance moneys until the close of FY 2005. Requires the DHS to use a portion of the carryforward to match federal Disproportionate Share Hospitals funding. The moneys are to be distributed according to the existing Regular Disproportionate Share Hospitals Program.

FISCAL IMPACT: Requires the DHS to use \$2,300,000 of the FY 2004 carryforward to draw down \$4,000,000 in additional federal Disproportionate Share Hospitals funding, for a total of \$6,300,000.

VETOED: The Governor vetoed this Section and stated that the language does not provide the Executive Branch with the flexibility needed to address the FY 2004 budget. The Governor further stated that the language allocates a one-time funding source for on-going purposes.

139 12 Sec. 143. EMERGENCY RULES. If specifically authorized by  
 139 13 a provision of this division of this Act, the department of  
 139 14 human services or the mental health and developmental  
 139 15 disabilities commission may adopt administrative rules under  
 139 16 section 17A.4, subsection 2, and section 17A.5, subsection 2,  
 139 17 paragraph "b", to implement the provisions and the rules shall  
 139 18 become effective immediately upon filing or on a later  
 139 19 effective date specified in the rules, unless the effective

Permits the DHS and the Mental Health and Developmental Disabilities Commission to adopt emergency rules.

139 20 date is delayed by the administrative rules review committee.  
 139 21 Any rules adopted in accordance with this section shall not  
 139 22 take effect before the rules are reviewed by the  
 139 23 administrative rules review committee. The delay authority  
 139 24 provided to the administrative rules review committee under  
 139 25 section 17A.4, subsection 5, and section 17A.8, subsection 9,  
 139 26 shall be applicable to a delay imposed under this section,  
 139 27 notwithstanding a provision in those sections making them  
 139 28 inapplicable to section 17A.5, subsection 2, paragraph "b".  
 139 29 Any rules adopted in accordance with the provisions of this  
 139 30 section shall also be published as notice of intended action  
 139 31 as provided in section 17A.4.

139 32 Sec. 144. REPORTS.

139 33 1. Any reports or information required to be compiled and  
 139 34 submitted under this division of this Act shall be submitted  
 139 35 to the chairpersons and ranking members of the joint  
 140 1 appropriations subcommittee on health and human services, the  
 140 2 legislative services agency, and the legislative caucus staffs  
 140 3 on or before the dates specified for submission of the reports  
 140 4 or information.

Requires any required reports or information to be submitted to:

- The Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee.
- The Legislative Services Agency.
- The Legislative caucus staffs.

140 5 2. In order to reduce mailing and paper processing costs,  
 140 6 the department shall provide, to the extent feasible, reports,  
 140 7 notices, minutes, and other documents by electronic means to  
 140 8 those persons who have the capacity to access the documents in  
 140 9 that manner.

Requires the Department to utilize electronic means for distribution of information as much as possible.

140 10 Sec. 145. LAW INAPPLICABLE FOR FISCAL YEAR 2004–2005.

140 11 1. The following provisions in Code or rule shall be  
 140 12 suspended for the period beginning July 1, 2004, and ending  
 140 13 June 30, 2005:

CODE: Requires that the following Sections of the Code of Iowa be suspended for FY 2005:

140 14 a. The requirements of section 239B.2A, relating to school  
 140 15 attendance by children participating in the family investment  
 140 16 program.

- Section 239B.2A - School attendance requirement reporting for children within the FIP.
- Section 232.2 - A six-month case permanency plan review.

140 17 b. For a case permanency plan, as defined in section

140 18 232.2, the requirement for a six-month case permanency plan  
140 19 review for an intact family.  
140 20 2. The department may adopt emergency rules to implement  
140 21 the provisions of this section.

140 22 Sec. 146. NEW SECTION. 217.14 REFUGEE SERVICES  
140 23 FOUNDATION.  
140 24 1. The department of human services shall cause a refugee  
140 25 services foundation to be created for the sole purpose of  
140 26 engaging in refugee resettlement activities to promote the  
140 27 welfare and self-sufficiency of refugees who live in Iowa and  
140 28 who are not citizens of the United States. The foundation may  
140 29 establish an endowment fund to assist in the financing of its  
140 30 activities. The foundation shall be incorporated under  
140 31 chapter 504A.  
140 32 2. The foundation shall be created in a manner so that  
140 33 donations and bequests to the foundation qualify as tax  
140 34 deductible under federal and state income tax laws. The  
140 35 foundation is not a state agency and shall not exercise  
141 1 sovereign power of the state. The state is not liable for any  
141 2 debts of the foundation.  
141 3 3. The refugee services foundation shall have a board of  
141 4 directors of five members. One member shall be appointed by  
141 5 the governor and four members shall be appointed by the  
141 6 director of human services. Members of the board shall serve  
141 7 three-year terms beginning on July 1, and ending on June 30.  
141 8 A vacancy on the board shall be filled in the same manner as  
141 9 the original appointment for the remainder of the term. Not  
141 10 more than two members appointed by the director of human  
141 11 services shall be of the same gender or of the same political  
141 12 party.  
141 13 4. The refugee services foundation may accept and  
141 14 administer trusts deemed by the board to be beneficial.  
141 15 Notwithstanding section 633.63, the foundation may act as  
141 16 trustee of such a trust.

CODE: Requires the DHS to create a Refugee Services Foundation for resettlement activities. Requires a Board of Directors and specifies the membership.

[141 17 Sec. 147. NEW SECTION. 217.45 FAITH-BASED AND COMMUNITY-  
141 18 BASED ORGANIZATIONS NETWORK.

141 19 1. A statewide, nonprofit agency that receives a subgrant  
141 20 to assist faith-based and community-based organizations to  
141 21 develop coalitions and partnerships shall be designated as the  
141 22 central office for faith-based and community-based  
141 23 initiatives.

141 24 2. The department shall designate one department employee  
141 25 in each of the service areas to act as a liaison to faith-  
141 26 based and community-based organizations in the service area.

141 27 3. The primary functions of a liaison for a service area  
141 28 under this section are as follows:

141 29 a. To communicate with faith-based and community-based  
141 30 organizations regarding the need for private community  
141 31 services to benefit persons in need of assistance who would  
141 32 otherwise require financial or other assistance under public  
141 33 programs administered by state or local government.

141 34 b. To promote the involvement of faith-based and  
141 35 community-based organizations in working to meet community  
142 1 needs for assistance.

142 2 c. To coordinate efforts to promote involvement of faith-  
142 3 based and community-based organizations in providing community  
142 4 services with efforts similar to those of state agencies.

142 5 d. To promote cooperation and coordination among public  
142 6 agencies and faith-based and community-based organizations.

142 7 e. To provide technical assistance to faith-based and  
142 8 community-based organizations in writing grant applications,  
142 9 training, mentoring, financial management, and obtaining not-  
142 10 for-profit designations.

142 11 4. The department shall submit a report annually by  
142 12 January 15 to the governor and the general assembly regarding  
142 13 the activities of the faith-based and community-based  
142 14 organizations network provided for in this section.]

VETOED

CODE: Creates a Faith-Based and Community-Based Organizations Network nonprofit agency within the DHS. Requires the DHS to designate an employee in the eight service areas to serve as liaisons. Requires an annual report by January 15 to the Governor and General Assembly.

VETOED: The Governor vetoed this Section and stated that it takes nine staff away from their current duties and that new funding should be provided to implement the Program.

142 15 Sec. 148. Section 232.141, subsection 1, Code 2003, is  
142 16 amended to read as follows:

142 17 1. Except as otherwise provided by law, the court shall

CODE: Requires courts to consider the cost of juvenile shelter care when determining child support court orders.



142 18 inquire into the ability of the child or the child's parent to  
 142 19 pay expenses incurred pursuant to ~~subsection~~ subsections 2,  
 142 20 ~~and subsection 4,~~ and, ~~after 8.~~ After giving the parent a  
 142 21 reasonable opportunity to be heard, the court may order the  
 142 22 parent to pay all or part of the costs of the child's care,  
 142 23 examination, treatment, legal expenses, or other expenses. An  
 142 24 order entered under this section does not obligate a parent  
 142 25 paying child support under a custody decree, except that part  
 142 26 of the monthly support payment may be used to satisfy the  
 142 27 obligations imposed by the order entered pursuant to this  
 142 28 section. If a parent fails to pay as ordered, without good  
 142 29 reason, the court may proceed against the parent for contempt  
 142 30 and may inform the county attorney who shall proceed against  
 142 31 the parent to collect the unpaid amount. Any payment ordered  
 142 32 by the court shall be a judgment against each of the child's  
 142 33 parents and a lien as provided in section 624.23. If all or  
 142 34 part of the amount that the parents are ordered to pay is  
 142 35 subsequently paid by the county or state, the judgment and  
 143 1 lien shall thereafter be against each of the parents in favor  
 143 2 of the county to the extent of the county's payments and in  
 143 3 favor of the state to the extent of the state's payments.

143 4 Sec. 149. Section 234.39, Code 2003, is amended by adding  
 143 5 the following new subsection:  
 143 6 NEW SUBSECTION. 6. A support obligation for a shelter  
 143 7 care placement shall be determined under section 232.141.

CODE: Requires costs relating to juvenile shelter care be considered as a recovery when determining child support recovery obligations.

[143 8 Sec. 150. NEW SECTION. 249A.34 MEDICAL ASSISTANCE MENTAL  
 143 9 HEALTH QUALITY OF CARE IMPROVEMENT COMMITTEE.  
 143 10 1. The department shall establish a medical assistance  
 143 11 mental health quality of care improvement committee. The  
 143 12 committee membership shall include members of the public  
 143 13 representing mental health advocates, mental health care  
 143 14 consumers, and mental health care providers, including  
 143 15 providers in private psychiatric practice, as well as  
 143 16 geriatric psychiatry, institutional psychiatry, and child  
 143 17 psychiatry disciplines. The membership shall also include a

CODE: Requires the DHS to implement a Medical Assistance Mental Health Quality of Care Improvement Committee and specifies membership and duties of the Committee.

VETOED

VETOED: The Governor vetoed this Section and stated that the proposal countermands other efforts directed at drug utilization, including the Preferred Drug List, prior authorization, and the State Maximum Allowable Cost list. The Governor further stated that it puts the State's existing substance abuse/mental health contract at risk.

143 18 designee of each of the following: the medical assistance  
143 19 pharmaceutical and therapeutics committee created pursuant to  
143 20 section 249A.20A, the university of Iowa hospitals and clinics  
143 21 department of psychiatry, the Iowa medical assistance drug  
143 22 utilization review commission created in section 249A.24, the  
143 23 contractor for the medical assistance program managed care  
143 24 mental health contract, the director of public health, and the  
143 25 director of human services.

143 26 2. The medical assistance mental health quality of care  
143 27 improvement committee shall advise the department in the  
143 28 implementation of all of the following:

143 29 a. Clinical treatment algorithms for schizophrenia, major  
143 30 depressive disorder, and bipolar disorder. The algorithms  
143 31 shall be utilized in lieu of policies restricting access to  
143 32 care and medication and shall not be subject to prior  
143 33 authorization requirements or medication preferences. This  
143 34 paragraph shall not apply to any prior authorization provision  
143 35 in force on June 30, 2004, imposed under the existing managed  
144 1 care mental health care contract or any extension of that  
144 2 contract.

144 3 b. A mental health polypharmacy review process, including  
144 4 but not limited to data collection and analysis and medical  
144 5 service provider education.

144 6 3. The medical assistance mental health quality of care  
144 7 improvement committee shall, on an ongoing basis, review and  
144 8 after a cost-benefit analysis may recommend other mechanisms  
144 9 to promote medical assistance patient access to improved  
144 10 quality of care and the use of other cost saving mechanisms,  
144 11 including but not limited to implementing disease management  
144 12 programs for mental health disorders, expanding assertive  
144 13 community treatment programs, improving methods for gathering  
144 14 and analyzing data regarding the delivery of mental health  
144 15 care, and implementing other effective treatment programs.

144 16 4. This section is repealed July 1, 2007.]

144 17 Sec. 151. NEW SECTION. 249A.35 MEDICAL ASSISTANCE CRISIS  
144 18 INTERVENTION TEAM.

144 19 1. A medical assistance crisis intervention team is  
144 20 created. The team shall consist of the following members:

144 21 a. The president of the university of Iowa.

144 22 b. A representative of the Iowa hospital association.

144 23 c. A representative of the Iowa medical society.

144 24 d. A representative of the Iowa pharmacy association.

144 25 e. A representative of the Iowa health care association.

144 26 f. A representative of the federation of Iowa insurers.

144 27 g. A representative of the Iowa association of community  
144 28 providers.

144 29 h. A representative of the medical assistance advisory  
144 30 council established pursuant to section 249A.4, subsection 8.

144 31 i. Two members selected by the president of the university  
144 32 of Iowa.

144 33 2. The president of the university of Iowa shall act as  
144 34 the chairperson of the team. Members of the team are entitled  
144 35 to receive reimbursement of actual expenses incurred in the  
145 1 discharge of their duties.

145 2 3. The department of human services shall provide staff to  
145 3 the team as determined by the division administrator of the  
145 4 division of medical services.

145 5 4. The team shall do all of the following:

145 6 a. Provide a projection of medical assistance program and  
145 7 administrative costs through June 30, 2008, based on services  
145 8 provided as of June 30, 2004.

145 9 b. Hold at least four monthly public meetings, beginning  
145 10 in July 2004, in at least four geographically balanced venues  
145 11 around the state. The team shall submit a report of its  
145 12 findings from these meetings to the general assembly on or  
145 13 before December 1, 2004.

145 14 5. The team may provide any additional recommendations to  
145 15 the general assembly at any time regarding the medical  
145 16 assistance program including but not limited to  
145 17 recommendations regarding services, eligibility, rates, care  
145 18 management, and program administration.

CODE: Creates a Medical Assistance Crisis Intervention Team and specifies membership. Requires the President of the University of Iowa to be the Chairperson of the Team. Requires various meetings and reports. Requires the DHS to provide assistance to the Team and to make public analysis of specified data. Requires the DHS to make various reports.

145 19 6. The department of human services shall assist the team  
145 20 as follows:

145 21 a. On or before July 1, 2004, the department shall submit  
145 22 to the team and make available to the public an initial  
145 23 analysis which includes all of the following data:

145 24 (1) The number of medical assistance program enrolled  
145 25 eligibles by cohort grouped on the basis of factors such as  
145 26 age, income, disability, and optional eligibility, for the  
145 27 period beginning July 1, 1999, and ending June 30, 2004.

145 28 (2) A projection of the number of medical assistance  
145 29 program enrolled eligibles in each of the cohorts identified  
145 30 in subparagraph (1), for the period beginning July 1, 2005,  
145 31 and ending June 30, 2008. The projection shall be accompanied  
145 32 by a statement of the underlying assumptions.

145 33 (3) The actual cost of all services and of each service  
145 34 for each cohort described in subparagraph (1), for the period  
145 35 beginning July 1, 1999, and ending June 30, 2004. The  
146 1 analysis of the data shall identify the total cost for each  
146 2 cohort, the cost per member per month for each cohort, and the  
146 3 twenty most utilized medical procedures or services and the  
146 4 ten most prevalent diagnoses associated within each cohort.  
146 5 The analysis of the data shall identify, to the greatest  
146 6 extent possible, the reason for changes in total costs and the  
146 7 costs per member, per month during the period, including but  
146 8 not limited to rate adjustments, service utilization, and  
146 9 eligibility growth.

146 10 (4) To the extent practical, a comparison of the rates  
146 11 paid by commercial insurers to their Iowa provider network and  
146 12 the rates paid by Medicare, with the rates paid by the medical  
146 13 assistance program for the same services, for the fiscal year  
146 14 beginning July 1, 2003, and ending June 30, 2004.

146 15 (5) An estimate of the program costs for the medical  
146 16 assistance program for the period beginning July 1, 2005, and  
146 17 ending June 30, 2008, based on all of the following  
146 18 assumptions:

146 19 (a) The enrollment projections described in subparagraph  
146 20 (2) and assuming reasonable change in service utilization

146 21 patterns, but no change in provider rates in effect on June  
146 22 30, 2004. The projection shall include total and total  
146 23 program costs per member, per month for each cohort and total  
146 24 cost and the program cost per member per month for each cohort  
146 25 for the period beginning July 1, 2005, and ending June 30,  
146 26 2008. The assumptions used in developing the projections  
146 27 shall be clearly stated.

146 28 (b) The enrollment projections described in subparagraph  
146 29 (2) and assuming reasonable change in service utilization  
146 30 patterns, and additionally assuming that all medical  
146 31 assistance program fee for service rates are equal to ninety–  
146 32 eight percent of the usual and customary charges for such  
146 33 service in the fiscal year beginning July 1, 2003, and ending  
146 34 June 30, 2004, and grow at an annual rate of two percent  
146 35 annually through June 30, 2008, and assuming that commensurate  
147 1 changes are made in rates paid to medical assistance program  
147 2 managed care organizations.

147 3 (6) If the projections for later years exceed the spending  
147 4 standard established in subparagraph (5), subparagraph  
147 5 subdivision (b), a base rate and the annual inflation  
147 6 adjustments that would result in spending being limited to the  
147 7 spending standard established in that paragraph.

147 8 (7) A description of the cost, member, provider, and  
147 9 service quality impact of all of the following:

147 10 (a) Application of medical assistance program allowable  
147 11 limits on optional services.

147 12 (b) Service utilization control strategies including  
147 13 managed care and prior authorization in the pharmacy, medical  
147 14 and behavioral, and long–term care areas that have been  
147 15 utilized in other states or jurisdictions that could  
147 16 potentially be utilized in Iowa. The department shall  
147 17 identify the administrative costs associated with each  
147 18 strategy.

147 19 (c) Accessible disease management and enhanced primary  
147 20 care case management strategies with particular attention to  
147 21 the timing of costs and benefits.

147 22 (d) Accessible health promotion strategies and disease

147 23 prevention activities with particular attention to the timing

147 24 of costs and benefits.

147 25 (e) Enhanced surveillance and utilization review, revenue

147 26 collection, estate recovery, and cost avoidance activities in

147 27 future years.

147 28 (f) The federal Prescription Drug and Medicare Improvement

147 29 Act of 2003.

147 30 (g) The program options and cost savings potentially

147 31 associated with reducing the populations of intermediate care

147 32 facilities for the mentally retarded and nursing facilities

147 33 due to the availability of home and community-based services,

147 34 including consumer-directed home care.

147 35 b. The department shall present the analysis described in

148 1 paragraph "a" at the initial meeting of the team in July 2004.

148 2 The department shall adjust, expand, or otherwise modify its

148 3 analysis based on the requests of the team at its subsequent

148 4 monthly meetings and shall assist the team in compiling the

148 5 team's final report to the general assembly.

148 6 Sec. 152. REPORT — MEDICAID PROGRAM FINANCING. On or

148 7 before August 1, 2004, the department of human services shall

148 8 submit a report to the chairpersons and ranking members of the

148 9 joint appropriations subcommittee on health and human

148 10 services, the legislative services agency, the legislative

148 11 caucus staffs, and the medical assistance crisis intervention

148 12 team created in section 249A.35, providing recommendations to

148 13 reduce costs or provide revenue enhancements to reduce the

148 14 projected program and administrative costs of the medical

148 15 assistance program by \$130,000,000 for the fiscal year

148 16 beginning July 1, 2005, and ending June 30, 2006.

Requires the DHS to submit a report by August 1, 2004, recommending \$130,000,000 in State savings for the Medical Assistance Program.

148 17 Sec. 153. NEW SECTION. 505.25 INFORMATION PROVIDED TO

148 18 MEDICAL ASSISTANCE PROGRAM.

148 19 A carrier, as defined in section 514C.13, shall enter into

148 20 a health insurance data match program with the department of

148 21 human services for the sole purpose of comparing the names of

148 22 the carrier's insureds with the names of recipients of the

CODE: Requires health insurance carriers to provide the names of insureds to the DHS for the purpose of comparing to Medical Assistance enrollees to identify third party payors.

148 23 medical assistance program.

148 24 Sec. 154. 2001 Iowa Acts, chapter 192, section 4,  
148 25 subsection 3, paragraphs e and f, are amended to read as  
148 26 follows:

148 27 e. The department shall calculate the rate ceiling for the  
148 28 direct-care cost component at 120 percent of the median of  
148 29 case-mix adjusted costs. Nursing facilities with case-mix  
148 30 adjusted costs at 95 percent of the median or greater, shall  
148 31 receive an amount equal to their costs not to exceed 120  
148 32 percent of the median. Nursing facilities with case-mix  
148 33 adjusted costs below 95 percent of the median shall receive an  
148 34 excess payment allowance by having their payment rate for the  
148 35 direct-care cost component calculated as their case-mix  
149 1 adjusted cost plus 100 percent of the difference between 95  
149 2 percent of the median and their case-mix adjusted cost, not to  
149 3 exceed 10 percent of the median of case-mix adjusted costs.  
149 4 Beginning July 1, 2004, nursing facilities with case-mix  
149 5 adjusted costs below 95 percent of the median shall receive an  
149 6 excess payment allowance by having their payment rate for the  
149 7 direct-care cost component calculated as their case-mix  
149 8 adjusted cost plus 50 percent of the difference between 95  
149 9 percent of the median and their case-mix adjusted cost, not to  
149 10 exceed 10 percent of the median of case-mix adjusted costs.  
149 11 Any excess payment allowance realized from the direct care  
149 12 cost component of the modified price-based case-mix  
149 13 reimbursement shall be expended to increase the compensation  
149 14 of direct care workers or to increase the ratio of direct care  
149 15 workers to residents. The department of human services shall  
149 16 implement a new monitoring and reporting system to assess  
149 17 compliance with the provisions of this paragraph.

149 18 f. The department shall calculate the rate ceiling for the  
149 19 nondirect care cost component at 110 percent of the median of  
149 20 non-case-mix adjusted costs. Nursing facilities with non-  
149 21 case-mix adjusted costs at 96 percent of the median or greater  
149 22 shall receive an amount equal to their costs not to exceed 110  
149 23 percent of the median. Nursing facilities with non-case-mix

CODE: Reduces the Excess Payment for Direct Care and Non-Direct Care under the case-mix reimbursement system for nursing facilities by 50.00%.

149 24 adjusted costs below 96 percent of the median shall receive an  
149 25 excess payment allowance that is their costs plus 65 percent  
149 26 of the difference between 96 percent of the median and their  
149 27 non-case-mix adjusted costs, not to exceed 8 percent of the  
149 28 median of non-case-mix adjusted costs. Beginning July 1,  
149 29 2004, nursing facilities with non-case-mix adjusted costs  
149 30 below 96 percent of the median shall receive an excess payment  
149 31 allowance that is their costs plus 32.5 percent of the  
149 32 difference between 96 percent of the median and their non-  
149 33 case-mix adjusted costs, not to exceed 8 percent of the median  
149 34 of non-case-mix adjusted costs. Any excess payment allowance  
149 35 realized from the nondirect care cost component of the  
150 1 modified price-based case-mix reimbursement shall be used to  
150 2 fund quality of life improvements. The department of human  
150 3 services shall implement a new monitoring and reporting system  
150 4 to assess compliance with the provisions of this paragraph.

150 5 Sec. 155. 2002 Iowa Acts, chapter 1174, section 4,  
150 6 unnumbered paragraph 3, as amended by 2002 Iowa Acts, Second  
150 7 Extraordinary Session, chapter 1003, section 244, is amended  
150 8 to read as follows:  
150 9 Notwithstanding section 8.33, moneys appropriated under  
150 10 this section that are unobligated or unencumbered at the end  
150 11 of the fiscal year beginning July 1, 2002, and ending June 30,  
150 12 2003, shall not revert, but shall remain available for the  
150 13 specific purposes designated in this section until June 30,  
150 14 ~~2004~~ 2005.

150 15 Sec. 156. 2003 Iowa Acts, chapter 175, section 13,  
150 16 subsection 2, as amended by 2003 Iowa Acts, First  
150 17 Extraordinary Session, chapter 2, section 6, is amended to  
150 18 read as follows:  
150 19 2. The department may either continue or reprocur the  
150 20 contract existing on June 30, 2003, with the department's  
150 21 fiscal agent. If the department initiates reprocurement of  
150 22 the contract, of the amount appropriated in this Act for the  
150 23 medical assistance program, up to \$500,000 may be used to

CODE: Provides that the FY 2003 appropriation for the costs incurred by requirements of the Health Insurance Portability and Accountability Act (HIPAA) to the DHS be carried forward from FY 2004 into FY 2005.

CODE: Allows the DHS to retain unexpended FY 2004 moneys appropriated for costs associated with procuring a new fiscal agent.



150 24 begin the implementation process.  
 150 25 Notwithstanding section 8.33, moneys appropriated in this  
 150 26 subsection that remain unencumbered or unobligated at the  
 150 27 close of the fiscal year shall not revert but shall remain  
 150 28 available for expenditure for the specific purposes designated  
 150 29 in this subsection until the close of the succeeding fiscal  
 150 30 year.

150 31 Sec. 157. 2003 Iowa Acts, chapter 175, section 9, is  
 150 32 amended by adding the following new subsection:  
 150 33 NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys  
 150 34 appropriated in this section that were allocated by the  
 150 35 department for the purpose of meeting federal food stamp  
 151 1 electronic benefit transfer requirements that remain  
 151 2 unencumbered or unobligated at the close of the fiscal year  
 151 3 shall not revert but shall remain available for expenditure  
 151 4 for the purpose designated until the close of the succeeding  
 151 5 fiscal year.

151 6 Sec. 158. 2003 Iowa Acts, chapter 175, section 18,  
 151 7 subsection 9, is amended to read as follows:  
 151 8 9. Notwithstanding section 234.35, subsection 1, for the  
 151 9 fiscal year beginning July 1, 2003, state funding for shelter  
 151 10 care paid pursuant to section 234.35, subsection 1, paragraph  
 151 11 "h", shall be limited to ~~\$6,922,509~~ \$10,122,509.

151 12 Sec. 159. 2003 Iowa Acts, chapter 175, section 56,  
 151 13 subsection 2, paragraph g, is amended to read as follows:  
 151 14 g. Notwithstanding section 8.33, up to ~~\$500,000~~ \$1,000,000  
 151 15 of the Iowa veterans home revenues that remain unencumbered or  
 151 16 unobligated at the close of the fiscal year shall not revert  
 151 17 but shall remain available to be used in the succeeding fiscal  
 151 18 year.

151 19 Sec. 160. 2003 Iowa Acts, chapter 178, section 45, is  
 151 20 amended by adding the following new unnumbered paragraph:  
 151 21 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,

CODE: Allows the DHS to retain unexpended FY 2004 money appropriated for the Electronic Benefit Transfer expansion.

CODE: Increases the FY 2004 allocation for shelter care within the Child and Family Services appropriation by \$3,200,000.

DETAIL: The original allocation for shelter care provided in HF 667 (FY 2004 Health and Human Services Appropriations Act) was \$6,922,509.

CODE: Increases the FY 2004 carryforward for the Iowa Veterans Home from \$500,000 to \$1,000,000.

CODE: Permits the FY 2004 appropriations for the Child Welfare Provider Loan Fund and technology and training to carry forward to FY 2005 for Child and Family Services programs.

151 22 moneys appropriated in this section that remain unencumbered  
 151 23 or unobligated at the close of the fiscal year shall not  
 151 24 revert but shall remain available for expenditure for the  
 151 25 child and family services until the close of the succeeding  
 151 26 fiscal year.

DETAIL: Senate File 458 (Reinvention of Government Act) provided \$1,200,000 for the Provider Loan Fund and \$1,000,000 for technology and training associated with the redesign of the Child Welfare and Juvenile Justice Systems.

151 27 Sec. 161. 2003 Iowa Acts, chapter 179, section 2,  
 151 28 subsection 2, paragraph b, is amended to read as follows:  
 151 29 b. ~~For deposit in the risk pool created in the property~~  
 151 30 ~~tax relief fund and for distribution in accordance with~~  
 151 31 ~~section 426B.5, subsection 2~~ For medical assistance  
 151 32 reimbursement, in addition to other appropriations made for  
 151 33 purposes of the medical assistance program for the fiscal year  
 151 34 beginning July 1, 2004, and ending June 30, 2005:  
 151 35 ..... \$ 2,000,000

CODE: Transfers the FY 2005 appropriation for the Risk Pool to Medical Assistance.

152 1 Sec. 162. EFFECTIVE DATES. The following provisions of  
 152 2 this division of this Act, being deemed of immediate  
 152 3 importance, take effect upon enactment:  
 152 4 1. The provision under the appropriation for child and  
 152 5 family services, relating to requirements of section 232.143  
 152 6 for representatives of the department of human services and  
 152 7 juvenile court services to establish a plan for continuing  
 152 8 group foster care expenditures for the 2004–2005 fiscal year.  
 152 9 2. The provision under the appropriation for child and  
 152 10 family services, relating to the state court administrator  
 152 11 determining allocation of court–ordered services funding by  
 152 12 June 15, 2004.

Provides the following items take effect upon enactment:

152 13 3. The provision relating to nonreversion and prohibited  
 152 14 transfer of the appropriations for the medical assistance  
 152 15 program for the fiscal year beginning July 1, 2003, and ending  
 152 16 June 30, 2004.]

152 17 4. The section of this division of this Act creating  
 152 18 section 249A.35, relating to the medical assistance crisis  
 152 19 intervention team, takes effect upon enactment.  
 152 20 5. The provisions in this division of this Act relating to  
 152 21 insurance carriers providing listings of insureds to the

- The Juvenile Court Services plan for group foster care expenditures.
- The allocation of court-ordered services funding by the State Court Administrator by June 15, 2004.
- The carryforward of the FY 2004 of the appropriations related to Medical Assistance Program.
- The creation of the Medical Assistance Crisis Intervention Team.
- The data transfer requirements by insurance carriers to the DHS.
- Changes to the Adoption Subsidy Program.
- The carryforward of FY 2003 Health Insurance Portability and Accountability Act (HIPAA) funds.
- The carryforward of the FY 2004 allocation from the Medical Assistance Program for the fiscal agent transition cost.
- The increase in the FY 2004 allocation for shelter care from existing Child and Family Services appropriations.
- The increase in the FY 2004 carryforward for the Iowa Veterans Home.
- The carryforward of FY 2004 funds relating to certain child welfare expenditures.

VETOED

152 22 department of human services including the provision creating  
 152 23 section 505.25.  
 152 24 6. The section of this division of this Act relating to  
 152 25 the adoption subsidy program.  
 152 26 7. The provision amending 2002 Iowa Acts, chapter 1174,  
 152 27 section 4, unnumbered paragraph 3, as amended by 2002 Iowa  
 152 28 Acts, Second Extraordinary Session, chapter 1003, section 244.  
 152 29 8. The provision amending 2003 Iowa Acts, chapter 175,  
 152 30 section 13, subsection 2, as amended by 2003 Iowa Acts, First  
 152 31 Extraordinary Session, chapter 2, section 6.  
 152 32 9. The provisions amending 2003 Iowa Acts, chapter 175,  
 152 33 section 9, section 18, subsection 9, and section 56.  
 152 34 10. The provision amending 2003 Iowa Acts, chapter 178,  
 152 35 section 45.  
 153 1 11. The provision amending 2003 Iowa Acts, chapter 179,  
 153 2 section 2, subsection 2, paragraph "b".

- The FY 2005 Mental Health Risk Pool allocation transferred to the Medical Assistance Program.

VETOED: The Governor vetoed Subsection 3 relating to the effective date for the FY 2004 Medical Assistance carryforward, since the carryforward language was vetoed.

153 3 DIVISION VI  
 153 4 SENIOR LIVING AND HOSPITAL TRUST FUNDS

Senior Living and Hospital Trust Fund appropriations for FY 2005.

153 5 Sec. 163. DEPARTMENT OF ELDER AFFAIRS. There is  
 153 6 appropriated from the senior living trust fund created in  
 153 7 section 249H.4 to the department of elder affairs for the  
 153 8 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 153 9 the following amount, or so much thereof as is necessary, to  
 153 10 be used for the purpose designated:

Senior Living Trust Fund appropriation to the Department of Elder Affairs for the Senior Living Program.

153 11 For the development and implementation of a comprehensive  
 153 12 senior living program, including program administration and  
 153 13 costs associated with implementation, salaries, support,  
 153 14 maintenance, and miscellaneous purposes and for not more than  
 153 15 the following full-time equivalent positions:  
 153 16 ..... \$ 8,222,118  
 153 17 ..... FTEs 2.00

DETAIL: This is an increase of \$700,000 and 2.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$500,000 for the Case Management Program for the Frail Elderly.
- An increase of \$140,000 and 2.00 FTE positions for additional long-term care resident advocates.
- An increase of \$60,000 for Resident Advocate Committee (RAC) training.

153 18 1. It is the intent of the general assembly that the  
 153 19 department not transfer moneys appropriated to the department  
 153 20 for purposes of the assisted living program and adult day care  
 153 21 for the fiscal year beginning July 1, 2004.

Specifies the intent of the General Assembly that the Department of Elder Affairs not transfer funds for assisted living and adult day care regulation in FY 2005.

153 22 2. Notwithstanding section 249H.7, the department of elder  
 153 23 affairs shall distribute up to \$300,000 of the funds  
 153 24 appropriated in this section in a manner that will supplement  
 153 25 and maximize federal funds under the federal Older Americans  
 153 26 Act and shall not use the amount distributed for any  
 153 27 administrative purposes of either the department of elder  
 153 28 affairs or the area agencies on aging.

CODE: Requires the Department of Elder Affairs to distribute up to \$300,000 of the FY 2005 Senior Living Trust Fund appropriation in a manner that will supplement and maximize federal funds under the Older Americans Act and requires these funds not be used for administrative purposes.

153 29 3. Of the moneys appropriated in this section, \$60,000  
 153 30 shall be used for the provision of training to resident  
 153 31 advocate committees for elder group homes, as defined in  
 153 32 section 231B.1, and licensed health care facilities as defined  
 153 33 in section 135C.1.

Requires an allocation of \$60,000 be used for resident advocate committee training.

DETAIL: This is a new allocation for FY 2005.

153 34 4. Of the moneys appropriated in this section, \$140,000  
 153 35 shall be used to provide two additional state long-term care  
 154 1 resident advocates.

Requires an allocation of \$140,000 be used to fund two additional State long-term care resident advocates.

DETAIL: This is a new allocation for FY 2005. Currently, there are three long-term care resident advocates in the Department. Of these, one position is federally funded and two are State funded.

154 2 5. Of the moneys appropriated in this section, \$500,000  
 154 3 shall be used to provide case management services to elders  
 154 4 who are not eligible for the medical assistance program.

Requires an allocation of \$500,000 be used for the Case Management Program for Frail Elders.

DETAIL: This is a new allocation for FY 2005. The Department also budgets an estimated \$1,300,000 in General Funds for the Program.

154 5 Sec. 164. DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
 154 6 appropriated from the senior living trust fund created in  
 154 7 section 249H.4 to the department of inspections and appeals  
 154 8 for the fiscal year beginning July 1, 2004, and ending June  
 154 9 30, 2005, the following amount, or so much thereof as is

Senior Living Trust Fund appropriation to the Department of Inspections and Appeals.

DETAIL: Maintains current level of Senior Living Trust Fund support and FTE positions.

154 10 necessary, to be used for the purpose designated:  
 154 11 For the inspection and certification of assisted living  
 154 12 facilities and adult day care services, including program  
 154 13 administration and costs associated with implementation,  
 154 14 salaries, support, maintenance, and miscellaneous purposes and  
 154 15 for not more than the following full-time equivalent  
 154 16 positions:  
 154 17 ..... \$ 800,000  
 154 18 ..... FTEs 6.00

154 19 Sec. 165. DEPARTMENT OF HUMAN SERVICES. There is  
 154 20 appropriated from the senior living trust fund created in  
 154 21 section 249H.4 to the department of human services for the  
 154 22 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 154 23 the following amounts, or so much thereof as is necessary, to  
 154 24 be used for the purposes designated:

Senior Living Trust Fund appropriations to the DHS.

154 25 1. To provide grants to nursing facilities for conversion  
 154 26 to assisted living programs or to provide long-term care  
 154 27 alternatives, to provide grants to intermediate care  
 154 28 facilities for persons with mental retardation for conversion  
 154 29 to assisted living programs or home and community-based  
 154 30 services, to provide grants to long-term care providers for  
 154 31 development of long-term care alternatives, to develop less  
 154 32 restrictive community-based services for placement of persons  
 154 33 currently residing in state resource centers, and for other  
 154 34 purposes specified in this subsection:  
 154 35 ..... \$ 20,000,000

Senior Living Trust Fund appropriation to the DHS to provide grants for assisted living conversion and long-term care service alternatives in FY 2005.

DETAIL: Maintains current level of Senior Living Trust Fund support. Of the \$20,000,000 appropriated for this purpose in FY 2004, an estimated \$3,673,852 will be utilized.

155 1 a. Up to 25 percent of the amount appropriated in this  
 155 2 subsection may be used for development of less restrictive  
 155 3 community-based services, including community residential  
 155 4 living alternatives, with a significant focus on reducing the  
 155 5 numbers of persons served in state resource centers and other  
 155 6 intermediate care facilities for persons with mental  
 155 7 retardation as well as for activities designed to facilitate  
 155 8 the planning for or placement of such services and persons.

Specifies that up to 25.00% of the amount appropriated for conversion grants may be used for less restrictive community-based services in order to reduce the number of individuals served in State resource centers and other intermediate care facilities for persons with mental retardation.

155 9 Services provided under this paragraph are not intended to  
 155 10 require the closure of nursing facilities.

155 11 b. Five million dollars of the moneys appropriated in this  
 155 12 subsection shall be transferred to the senior living revolving  
 155 13 loan program fund created in section 16.182 for the purposes  
 155 14 of that section.

Requires that \$5,000,000 of the amount appropriated for conversion grants be transferred to the Iowa Finance Authority for the Senior Living Revolving Loan Program.

DETAIL: This is a new allocation for FY 2005. The Program will provide financing for the construction of affordable assisted living housing for seniors and persons with disabilities.

155 15 c. Two million dollars of the moneys appropriated in this  
 155 16 subsection shall be transferred to the home and community-  
 155 17 based services revolving loan program fund created in section  
 155 18 16.183 for the purposes of that section.

Requires that \$2,000,000 of the amount appropriated for conversion grants be transferred to the Iowa Finance Authority for the Home and Community-Based Services Revolving Loan Program.

DETAIL: This is a new allocation for FY 2005. The Program will be used to develop various community-based services, such as adult day care, respite, and congregate meals for persons with low-incomes.

155 19 d. Two million dollars of the moneys appropriated in this  
 155 20 subsection shall be transferred to the appropriation in this  
 155 21 Act from the general fund of the state for the medical  
 155 22 assistance program to be used to implement nursing facility  
 155 23 provider reimbursements as provided in 2001 Iowa Acts, chapter  
 155 24 192, section 4, subsection 2, paragraph "c".

Requires that \$2,000,000 of the amount appropriated for conversion grants be transferred to the Medical Assistance (Medicaid) Program for reimbursements to nursing facility providers.

DETAIL: This is a new allocation for FY 2005.

155 25 2. To supplement the medical assistance appropriation,  
 155 26 including program administration and costs associated with  
 155 27 implementation, salaries, support, maintenance, and  
 155 28 miscellaneous purposes, and for not more than the following  
 155 29 full-time equivalent positions:  
 155 30 ..... \$101,600,000  
 155 31 ..... FTEs 5.00

Senior Living Trust Fund appropriation to the DHS to supplement the Medical Assistance (Medicaid) Program appropriation.

DETAIL: Maintains the current level of Senior Living Trust Fund support and FTE positions compared to the estimated net FY 2004 appropriation.

155 32 3. To provide reimbursement for health care services and  
 155 33 rent expenses to eligible persons through the home and  
 155 34 community-based services waiver and the state supplementary  
 155 35 assistance program, including program administration and data

Senior Living Trust Fund appropriation to the DHS to provide reimbursement for health care services and rent expenses to eligible persons through the home and community-based services waiver and the State Supplementary Assistance Program.

156 1 system costs associated with implementation, salaries,  
156 2 support, maintenance, and miscellaneous purposes:  
156 3 ..... \$ 1,733,406

DETAIL: Maintains the current level of Senior Living Trust Fund support.

156 4 Participation in the rent subsidy program shall be limited  
156 5 to only those persons who are at risk for nursing facility  
156 6 care.

Requires participation in the rent subsidy program be limited to persons at risk for nursing facility care.

156 7 4. To implement nursing facility provider reimbursements  
156 8 as provided in 2001 Iowa Acts, chapter 192, section 4,  
156 9 subsection 2, paragraph "c":  
156 10 ..... \$ 29,950,000

Senior Living Trust Fund appropriation to the DHS for nursing facility provider reimbursements.

DETAIL: Maintains the current level of Senior Living Trust Fund support.

156 11 In order to carry out the purposes of this section, the  
156 12 department shall transfer funds appropriated in this section  
156 13 to supplement other appropriations made to the department of  
156 14 human services.

Requires the DHS to transfer funds to supplement other appropriations made to the DHS in order to carry out the purposes of this Section.

156 15 5. Notwithstanding sections 249H.4 and 249H.5, the  
156 16 department of human services may use moneys from the senior  
156 17 living trust fund for cash flow purposes to make payments  
156 18 under the nursing facility or hospital upper payment limit  
156 19 methodology. The amount of any moneys so used shall be  
156 20 refunded to the senior living trust fund within the same  
156 21 fiscal year and in a prompt manner.

CODE: Permits the DHS to use the moneys from the Senior Living Trust Fund for cash flow purposes to make payments under the nursing facility or hospital upper payment limit methodology. Also, requires that any moneys used for cash flow purposes be refunded to the Fund in the same fiscal year.

156 22 6. Notwithstanding section 8.33, moneys committed to  
156 23 grantees under contract to provide for conversion to assisted  
156 24 living programs or for development of long-term care  
156 25 alternatives that remain unexpended at the close of the fiscal  
156 26 year shall not revert to any fund but shall remain available  
156 27 for expenditure for purposes of the contract.

CODE: Requires funds committed to contracts for assisted living conversion or for the development of long-term care alternatives that remain unexpended at the end of FY 2005 not revert but remain available for the expenditure purposes of the contract during FY 2006.

156 28 Sec. 166. INSURANCE DIVISION OF THE DEPARTMENT OF  
156 29 COMMERCE. There is appropriated from the senior living trust  
156 30 fund created in section 249H.4 to the insurance division of

Senior Living Trust Fund appropriation to the Department of Commerce, Insurance Division, for the Long Term Care Insurance Partnership Program.

VETOED

156 31 the department of commerce for the fiscal year beginning July  
 156 32 1, 2004, and ending June 30, 2005, the following amount, or so  
 156 33 much thereof as is necessary, to be used for the purpose  
 156 34 designated:  
 156 35 For administration of the long-term care insurance  
 157 1 partnership program including program administration and costs  
 157 2 associated with implementation, salaries, support,  
 157 3 maintenance, and miscellaneous purposes, and for not more than  
 157 4 the following full-time equivalent positions:  
 157 5 ..... \$ 265,000  
 157 6 ..... FTEs 4.00]

DETAIL: This is a new appropriation for FY 2005.

VETOED: The Governor vetoed this item and stated that the appropriation was linked to SF 2183 (Long-Term Care Asset Disregard Program Act) that was vetoed on May 14, 2004. The Governor stated that SF 2183 expanded the proposed benefit beyond individuals accessing long-term care insurance and needs further legislative review.

157 7 Sec. 167. CONVERSION GRANT PROJECTS — RULES.  
 157 8 1. For the fiscal year beginning July 1, 2004, and ending  
 157 9 June 30, 2005, the department of human services shall continue  
 157 10 to give greater weight in the scoring methodology to nursing  
 157 11 facility conversion projects that are primarily for the  
 157 12 renovation and remodeling of the existing nursing facility  
 157 13 structure and give less weight to conversion projects that are  
 157 14 primarily for new construction. The department of human  
 157 15 services shall encourage cooperative efforts between the  
 157 16 department of inspections and appeals, the state fire marshal,  
 157 17 and the grant applicant to promote the acceptance of nursing  
 157 18 facility conversion projects that are primarily renovation and  
 157 19 remodeling of the existing nursing facility structure.

Requires the DHS to continue to give greater priority in the scoring methodology to nursing facility conversion projects that are primarily for the renovation and remodeling of an existing nursing facility structure than for new construction projects. Also, requires the DHS to encourage cooperative efforts between the Department of Inspections and Appeals, the State Fire Marshal, and grant applicants with regard to renovation projects.

157 20 2. For the fiscal year beginning July 1, 2004, and ending  
 157 21 June 30, 2005, the department of inspections and appeals shall  
 157 22 certify all assisted living programs established through  
 157 23 nursing facility conversion grants. The department of  
 157 24 inspections and appeals shall consult with conversion grant  
 157 25 applicants and recipients to establish and monitor occupancy  
 157 26 agreements and assisted living program residents shall be  
 157 27 allowed access to third-party payors.

Requires the Department of Inspections and Appeals to certify all assisted living programs established through nursing facility conversion grants in FY 2005 and that the Department consult with conversion grant applicants and recipients to establish and monitor occupancy agreements. Also, requires that assisted living program residents be allowed to access third-party payors.

157 28 Sec. 168. HOSPITAL TRUST FUND. There is appropriated from  
 157 29 the hospital trust fund created in section 249I.4 to the

Hospital Trust Fund appropriation for FY 2005 to supplement the Medical Assistance (Medicaid) Program.



157 30 department of human services for the fiscal year beginning  
 157 31 July 1, 2004, and ending June 30, 2005, the following amount,  
 157 32 or so much thereof as is necessary, to be used for the purpose  
 157 33 designated:  
 157 34 To supplement the appropriations made for the medical  
 157 35 assistance program for that fiscal year:  
 158 1 ..... \$ 37,500,000

DETAIL: This is an increase of \$8,500,000 compared to the estimated net FY 2004 Hospital Trust Fund appropriation.

158 2 Sec. 169. MEDICAL ASSISTANCE PROGRAM — REVERSION TO  
 158 3 SENIOR LIVING TRUST FUND FOR FY 2004–2005. Notwithstanding  
 158 4 section 8.33, if moneys appropriated in this Act for purposes  
 158 5 of the medical assistance program for the fiscal year  
 158 6 beginning July 1, 2004, and ending June 30, 2005, from the  
 158 7 general fund of the state, the senior living trust fund, the  
 158 8 hospital trust fund, or the healthy lowans tobacco trust fund  
 158 9 are in excess of actual expenditures for the medical  
 158 10 assistance program and remain unencumbered or unobligated at  
 158 11 the close of the fiscal year, the excess moneys shall not  
 158 12 revert but shall be transferred to the senior living trust  
 158 13 fund created in section 249H.4.

CODE: Requires any moneys from the Medical Assistance (Medicaid) Program supplemental appropriation remaining unencumbered or unexpended at the close of FY 2005 to be transferred to the Senior Living Trust Fund.

158 14 Sec. 170. NEW SECTION. 16.182 SENIOR LIVING REVOLVING  
 158 15 LOAN PROGRAM FUND.

CODE: Establishes a Senior Living Revolving Loan Program Fund within the Iowa Finance Authority to provide financing for the construction of affordable assisted living housing for seniors and persons with disabilities.

158 16 1. A senior living revolving loan program fund is created  
 158 17 within the authority to further the goal of the senior living  
 158 18 program as specified in section 249H.2. The moneys in the  
 158 19 senior living revolving loan program fund shall be used by the  
 158 20 authority for the development and operation of a revolving  
 158 21 loan program to provide financing to construct affordable  
 158 22 assisted living and service–enriched affordable housing for  
 158 23 seniors and persons with disabilities, including through new  
 158 24 construction or acquisition and rehabilitation.

Requires the Authority to deposit all funds received for the Program into the Senior Living Revolving Loan Program. This includes interest or earnings on the monies in the Fund, as well as recapture of awards and other repayments. Also, requires that funds that remain unencumbered at the end of FY 2005 not revert but remain available during FY 2006.

158 25 2. Moneys received by the authority from the senior living  
 158 26 trust fund, transferred by the authority for deposit in the  
 158 27 senior living revolving loan program fund, moneys appropriated  
 158 28 to the senior living revolving loan program, and any other  
 158 29 moneys available to and obtained or accepted by the authority

Requires the Authority to allocate funds in the Senior Living Revolving Program Fund for affordable assisted living on an annual basis. Also, requires the Authority to develop a joint application process for the

158 30 for placement in the senior living revolving loan program fund  
 158 31 shall be deposited in the fund. Additionally, payment of  
 158 32 interest, recaptures of awards, and other repayments to the  
 158 33 senior living revolving loan program fund shall be deposited  
 158 34 in the fund. Notwithstanding section 12C.7, subsection 2,  
 158 35 interest or earnings on moneys in the senior living revolving  
 159 1 loan program fund shall be credited to the fund.  
 159 2 Notwithstanding section 8.33, moneys that remain unencumbered  
 159 3 or unobligated at the end of the fiscal year shall not revert  
 159 4 but shall remain available for the same purpose in the  
 159 5 succeeding fiscal year.  
 159 6 3. The authority shall annually allocate moneys available  
 159 7 in the senior living revolving loan program fund for the  
 159 8 development of affordable assisted living and service-enriched  
 159 9 affordable housing for seniors and persons with disabilities.  
 159 10 The authority shall develop a joint application process for  
 159 11 the allocation of federal low-income housing tax credits and  
 159 12 funds available under this section. Moneys allocated to such  
 159 13 developments may be in the form of loans, grants, or a  
 159 14 combination of loans and grants.  
 159 15 4. The authority shall adopt rules pursuant to chapter 17A  
 159 16 to administer this section.

allocation of federal low-income housing tax credits. Funds allocated for these developments may be in the form of loans, grants, or a combination.

Requires the Authority to adopt administrative rules to implement this Subsection.

159 17 Sec. 171. NEW SECTION. 16.183 HOME AND COMMUNITY-BASED  
 159 18 SERVICES REVOLVING LOAN PROGRAM FUND.  
 159 19 1. A home and community-based services revolving loan  
 159 20 program fund is created within the authority to further the  
 159 21 goals specified in section 231.3, adult day services, respite  
 159 22 services, and congregate meals. The moneys in the home and  
 159 23 community-based services revolving loan program fund shall be  
 159 24 used by the authority for the development and operation of a  
 159 25 revolving loan program to develop and expand facilities and  
 159 26 infrastructure that provide adult day services, respite  
 159 27 services, and congregate meals that address the needs of  
 159 28 persons with low incomes.  
 159 29 2. Moneys received by the authority from the senior living  
 159 30 trust fund, transferred by the authority for deposit in the

CODE: Creates a Home and Community-Based Services Revolving Loan Program Fund within the Iowa Finance Authority to develop various community-based services, such as adult day, respite, and congregate meals for persons with low-incomes.

Requires the Authority to deposit all funds received for Program into the Home and Community-Based Services Loan Program. This includes interest or earnings on the monies in the Fund, as well as recapture of awards and other repayments. Also, requires that funds that remain unencumbered at the end of FY 2005 not revert but remain available during FY 2006.

Requires the Authority, in cooperation with the Department of Elder

159 31 home and community-based services revolving loan program fund,  
 159 32 moneys appropriated to the home and community-based services  
 159 33 revolving loan program, and any other moneys available to and  
 159 34 obtained or accepted by the authority for placement in the  
 159 35 home and community-based services revolving loan program fund  
 160 1 shall be deposited in the fund. Additionally, payment of  
 160 2 interest, recaptures of awards, and other repayments to the  
 160 3 senior living revolving loan program fund shall be deposited  
 160 4 in the fund. Notwithstanding section 12C.7, subsection 2,  
 160 5 interest or earnings on moneys in the home and community-based  
 160 6 services revolving loan program fund shall be credited to the  
 160 7 fund. Notwithstanding section 8.33, moneys that remain  
 160 8 unencumbered or unobligated at the end of the fiscal year  
 160 9 shall not revert but shall remain available for the same  
 160 10 purpose in the succeeding fiscal year.  
 160 11 3. The authority, in cooperation with the department of  
 160 12 elder affairs, shall annually allocate moneys available in the  
 160 13 home and community-based services revolving loan program fund  
 160 14 to develop and expand facilities and infrastructure that  
 160 15 provide adult day services, respite services, and congregate  
 160 16 meals that address the needs of persons with low incomes.  
 160 17 4. The authority shall adopt rules pursuant to chapter 17A  
 160 18 to administer this section.

Affairs, to allocate funds in the Home and Community-Based Services Revolving Program Fund for the development and expansion of various community-based services on an annual basis.

Requires the Authority to adopt administrative rules to implement this Subsection.

160 19 DIVISION VII

160 20 MENTAL HEALTH, MENTAL RETARDATION,  
 160 21 DEVELOPMENTAL DISABILITIES,  
 160 22 AND BRAIN INJURY SERVICES

160 23 Sec. 172. COUNTY HOSPITALS. There is appropriated from  
 160 24 the general fund of the state to the department of human  
 160 25 services for the fiscal year beginning July 1, 2004, and  
 160 26 ending June 30, 2005, the following amount, or so much thereof  
 160 27 as is necessary, for the purpose designated:  
 160 28 For support of mental health care services provided to  
 160 29 persons who are elderly or poor by county hospitals in

General Fund appropriation to county hospitals in counties with a specified population.

DETAIL: This is an appropriation to Broadlawns Hospital in Polk County. This is a decrease of \$112,000 compared to the estimated net FY 2004 appropriation.

160 30 counties having a population of two hundred twenty-five  
 160 31 thousand or more:  
 160 32 ..... \$ 200,000

160 33 Sec. 173. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND  
 160 34 DEVELOPMENTAL DISABILITIES ALLOWED GROWTH FACTOR ALLOCATIONS  
 160 35 — FISCAL YEAR 2005–2006.

General Fund appropriation of \$28,507,362 for the Mental Health/Mental Retardation/Developmental Disabilities allowed growth for FY 2006.

161 1 1. There is appropriated from the general fund of the  
 161 2 state to the department of human services for the fiscal year  
 161 3 beginning July 1, 2005, and ending June 30, 2006, the  
 161 4 following amount, or so much thereof as is necessary, to be  
 161 5 used for the purpose designated:

DETAIL: This is an increase of \$4,768,613 compared to the estimated FY 2005 appropriation. This represents a 2.00% increase in the formula, which generates this appropriation.

161 6 For distribution to counties of the county mental health,  
 161 7 mental retardation, and developmental disabilities allowed  
 161 8 growth factor adjustment, as provided in this section in lieu  
 161 9 of the provisions of section 331.438, subsection 2, and  
 161 10 section 331.439, subsection 3, and chapter 426B:

161 11 ..... \$ 28,507,362

161 12 2. The funding appropriated in this section is the allowed  
 161 13 growth factor adjustment for fiscal year 2005–2006, and is  
 161 14 allocated as follows:

161 15 a. For distribution to counties for fiscal year 2005–2006  
 161 16 in accordance with the formula in section 331.438, subsection  
 161 17 2, paragraph "b":

161 18 ..... \$ 12,000,000

161 19 b. For deposit in the per capita expenditure target pool  
 161 20 created in the property tax relief fund and for distribution  
 161 21 in accordance with section 426B.5, subsection 1:

161 22 ..... \$ 14,507,362

161 23 c. For deposit in the risk pool created in the property  
 161 24 tax relief fund and for distribution in accordance with  
 161 25 section 426B.5, subsection 2:

161 26 ..... \$ 2,000,000

161 27 Sec. 174. Section 331.438, subsection 4, paragraph b, Code  
 161 28 2003, is amended by adding the following new subparagraph:  
 161 29 NEW SUBPARAGRAPH. (16) Develop a procedure for each

CODE: Requires counties to provide certain data regarding persons served within the mental health, mental retardation, developmental services, and brain injury system.

161 30 county to disclose to the department of human services  
 161 31 information approved by the commission concerning the mental  
 161 32 health, mental retardation, developmental disabilities, and  
 161 33 brain injury services provided to the individuals served  
 161 34 through the county central point of coordination process. The  
 161 35 procedure shall incorporate protections to ensure that if  
 162 1 individually identified information is disclosed, it is  
 162 2 disclosed and maintained in compliance with applicable Iowa  
 162 3 and federal confidentiality laws, including but not limited to  
 162 4 federal Health Insurance Portability and Accountability Act  
 162 5 requirements.

162 6 Sec. 175. 2003 Iowa Acts, chapter 179, section 2, is  
 162 7 amended by adding the following new subsections:  
 162 8 NEW SUBSECTION. 3. The following formula amounts shall be  
 162 9 utilized only to calculate preliminary distribution amounts  
 162 10 for fiscal year 2004–2005 under this section by applying the  
 162 11 indicated formula provisions to the formula amounts and  
 162 12 producing a preliminary distribution total for each county:  
 162 13 a. For calculation of an allowed growth factor adjustment  
 162 14 amount for each county in accordance with the formula in  
 162 15 section 331.438, subsection 2, paragraph "b":  
 162 16 ..... \$ 12,000,000  
 162 17 b. For calculation of a distribution amount for eligible  
 162 18 counties from the per capita expenditure target pool created  
 162 19 in the property tax relief fund in accordance with the  
 162 20 requirements in section 426B.5, subsection 1:  
 162 21 ..... \$ 19,157,111  
 162 22 c. For calculation of a distribution amount for counties  
 162 23 from the mental health and developmental disabilities (MH/DD)  
 162 24 community services fund in accordance with the formula  
 162 25 provided in the appropriation made for the MH/DD community  
 162 26 services fund for the fiscal year beginning July 1, 2003:  
 162 27 ..... \$ 17,727,890  
 162 28 NEW SUBSECTION. 4. After applying the applicable  
 162 29 statutory distribution formulas to the amounts indicated in  
 162 30 subsection 3 for purposes of producing preliminary

CODE: Provides for the distribution of the FY 2005 Mental Health Allowed Growth appropriation. Requires counties to submit certain financial expenditure data to the Legislative Services Agency by January 31, 2005.

DETAIL: This appropriation was made in SF 458 (FY 2004 Miscellaneous and Standings Appropriations Act). The distribution parallels the distribution of the FY 2004 distribution of funds to the counties based upon the balances of each county's Mental Health, Mental Retardation, and Developmental Disabilities Services Fund and levy amounts. Requires counties to submit certain financial data to the Legislative Services Agency by January 31, 2005.

162 31 distribution totals, the department of human services shall  
162 32 apply a withholding factor to adjust an eligible individual  
162 33 county's preliminary distribution total. An ending balance  
162 34 percentage for each county shall be determined by expressing  
162 35 the county's ending balance on a modified accrual basis under  
163 1 generally accepted accounting principles for the fiscal year  
163 2 beginning July 1, 2003, in the county's mental health, mental  
163 3 retardation, and developmental disabilities services fund  
163 4 created under section 331.424A, as a percentage of the  
163 5 county's gross expenditures from that fund for that fiscal  
163 6 year. The withholding factor for a county shall be the  
163 7 following applicable percent:

163 8 a. For an ending balance percentage of less than 10  
163 9 percent, a withholding factor of 0 percent. In addition to  
163 10 the county's adjusted distribution total, a county that is  
163 11 subject to this paragraph "a" shall receive an inflation  
163 12 adjustment equal to 2.6 percent of the gross expenditures  
163 13 reported for the county's services fund for that fiscal year.

163 14 b. For an ending balance percentage of 10 through 24  
163 15 percent, a withholding factor of 25 percent. However, the  
163 16 amount withheld shall be limited to the amount by which the  
163 17 county's ending balance was in excess of the ending balance  
163 18 percentage of 10 percent.

163 19 c. For an ending balance percentage of 25 percent or more,  
163 20 a withholding factor of 100 percent.

163 21 NEW SUBSECTION. 5. The total withholding amounts applied  
163 22 pursuant to subsection 4 shall be equal to a withholding  
163 23 target amount of \$9,418,362. If the department of human  
163 24 services determines that the amount to be withheld in  
163 25 accordance with subsection 4 is not equal to the target  
163 26 withholding amount, the department shall adjust the  
163 27 withholding factors listed in subsection 4 as necessary to  
163 28 achieve the withholding target amount. However, in making  
163 29 such adjustments to the withholding factors, the department  
163 30 shall strive to minimize changes to the withholding factors  
163 31 for those ending balance percentage ranges that are lower than  
163 32 others and shall not adjust the zero withholding factor or the

163 33 inflation adjustment percentage specified in subsection 4,  
163 34 paragraph "a".  
163 35 NEW SUBSECTION. 6. Each county shall submit a report to  
164 1 the Iowa state association of counties to be shared with the  
164 2 legislative services agency on or before January 31, 2005,  
164 3 regarding the unaudited expenditures from the county's mental  
164 4 health, mental retardation, and developmental disabilities  
164 5 services fund.

PG LN	Senate File 2298	Explanation
164 6	DIVISION VIII	
164 7	JUDICIAL BRANCH	
<p>164 8 Sec. 176. JUDICIAL BRANCH. There is appropriated from the  164 9 general fund of the state to the judicial branch for the  164 10 fiscal year beginning July 1, 2004, and ending June 30, 2005,  164 11 the following amount, or so much thereof as is necessary, to  164 12 be used for the purposes designated:  164 13 For salaries of supreme court justices, appellate court  164 14 judges, district court judges, district associate judges,  164 15 judicial magistrates and staff, state court administrator,  164 16 clerk of the supreme court, district court administrators,  164 17 clerks of the district court, juvenile court officers, board  164 18 of law examiners and board of examiners of shorthand reporters  164 19 and judicial qualifications commission, receipt and  164 20 disbursement of child support payments, reimbursement of the  164 21 auditor of state for expenses incurred in completing audits of  164 22 the offices of the clerks of the district court during the  164 23 fiscal year beginning July 1, 2004, and maintenance,  164 24 equipment, and miscellaneous purposes:  164 25 ..... \$117,837,862</p>	<p>General Fund appropriation to the Judicial Branch for operations.   DETAIL: Maintains current level of General Fund support and FTE positions.</p>	
<p>164 26 1. The judicial branch, except for purposes of internal  164 27 processing, shall use the current state budget system, the  164 28 state payroll system, and the Iowa finance and accounting  164 29 system in administration of programs and payments for  164 30 services, and shall not duplicate the state payroll,  164 31 accounting, and budgeting systems.</p>	<p>Prohibits the Judicial Branch from duplicating current State payroll, budgeting, and accounting systems, except for implementation of an internal accounting and record keeping system.</p>	
<p>164 32 2. The judicial branch shall submit monthly financial  164 33 statements to the legislative services agency and the  164 34 department of management containing all appropriated accounts  164 35 in the same manner as provided in the monthly financial status  165 1 reports and personal services usage reports of the department  165 2 of administrative services. The monthly financial statements  165 3 shall include a comparison of the dollars and percentage spent  165 4 of budgeted versus actual revenues and expenditures on a</p>	<p>Requires the Judicial Branch to submit monthly financial statements on all appropriated accounts to the Legislative Services Agency and the Department of Management (DOM). Specifies what is to be included in the financial statements.</p>	



165 5 cumulative basis for full-time equivalent positions and  
165 6 dollars.

165 7 3. The judicial branch shall focus efforts upon the  
165 8 collection of delinquent fines, penalties, court costs, fees,  
165 9 surcharges, or similar amounts.

Requires the Judicial Branch to focus efforts on collecting delinquent fines and fees.

165 10 4. It is the intent of the general assembly that the  
165 11 offices of the clerks of the district court operate in all  
165 12 ninety-nine counties and be accessible to the public as much  
165 13 as is reasonably possible in order to address the relative  
165 14 needs of the citizens of each county.

Specifies the intent of the General Assembly that the Judicial Branch operate the Clerk of Court offices in all 99 counties and ensure the offices are accessible to the public as much as is reasonably possible.

165 15 5. The judicial branch shall study the best practices and  
165 16 efficiencies of each judicial district. In identifying the  
165 17 most efficient judicial districts and the districts using best  
165 18 practices, the judicial branch shall consider the average cost  
165 19 to the judicial branch for processing each classification of  
165 20 criminal offense or civil action and the overall number of  
165 21 cases filed. The judicial branch shall file a report  
165 22 regarding the study made and actions taken pursuant to this  
165 23 subsection with the cochairpersons and ranking members of the  
165 24 joint appropriations subcommittee on the justice system and to  
165 25 the legislative services agency by December 15, 2004.

Requires the Judicial Branch to study the best practices and efficiencies of each judicial district and submit a report to the General Assembly and Legislative Services Agency by December 15, 2004.

165 26 6. In addition to the requirements for transfers under  
165 27 section 8.39, the judicial branch shall not change the  
165 28 appropriations from the amounts appropriated to the judicial  
165 29 branch in this division of this Act, unless notice of the  
165 30 revisions is given prior to their effective date to the  
165 31 legislative services agency. The notice shall include  
165 32 information on the branch's rationale for making the changes  
165 33 and details concerning the workload and performance measures  
165 34 upon which the changes are based.

Requires the Judicial Branch to notify the Legislative Services Agency prior to any intradepartmental transfer of funds. Specifies the contents of the notice.

165 35 7. The judicial branch shall submit a semiannual update to  
 166 1 the legislative services agency specifying the amounts of  
 166 2 fines, surcharges, and court costs collected using the Iowa  
 166 3 court information system since the last report. The judicial  
 166 4 branch shall continue to facilitate the sharing of vital  
 166 5 sentencing and other information with other state departments  
 166 6 and governmental agencies involved in the criminal justice  
 166 7 system through the Iowa court information system.

Requires the Judicial Branch to provide a semi-annual report to the Legislative Services Agency, specifying the amount of fines, surcharges, and court costs collected using the Iowa Court Information System (ICIS). The Judicial Branch will continue to share vital sentencing and other information with departments and government agencies involved with the criminal justice system through the ICIS.

166 8 8. The judicial branch shall provide a report to the  
 166 9 general assembly by January 1, 2005, concerning the amounts  
 166 10 received and expended from the enhanced court collections fund  
 166 11 created in section 602.1304 and the court technology and  
 166 12 modernization fund created in section 602.8108, subsection 5,  
 166 13 during the fiscal year beginning July 1, 2003, and ending June  
 166 14 30, 2004, and the plans for expenditures from each fund during  
 166 15 the fiscal year beginning July 1, 2004, and ending June 30,  
 166 16 2005. A copy of the report shall be provided to the  
 166 17 legislative services agency.

Requires the Judicial Branch to report to the General Assembly by January 1, 2005, concerning the revenues and expenditures of the Enhanced Court Collections Fund and the Court Technology and Modernization Fund for FY 2004 and planned expenditures for FY 2005. The Judicial Branch is required to provide a copy of this report to the Legislative Services Agency.

166 18 Sec. 177. JUDICIAL RETIREMENT FUND. There is appropriated  
 166 19 from the general fund of the state to the judicial retirement  
 166 20 fund for the fiscal year beginning July 1, 2004, and ending  
 166 21 June 30, 2005, the following amount, or so much thereof as is  
 166 22 necessary, to be used for the purpose designated:  
 166 23 Notwithstanding section 602.9104, for the state's  
 166 24 contribution to the judicial retirement fund in the amount of  
 166 25 9.71 percent of the basic salaries of the judges covered under  
 166 26 chapter 602, article 9:  
 166 27 ..... \$ 2,039,664

General Fund appropriation to the Judicial Branch for the Judicial Retirement Fund.

DETAIL: Maintains current level of General Fund support.

CODE: Reduces the State's contribution to the Judicial Retirement Fund from 23.70% to 9.71% of the basic salaries of the judges covered under Chapter 602, Article 9.

166 28 Sec. 178. APPOINTMENT OF CLERK OF COURT. The appointment  
 166 29 of a clerk of the district court shall not occur unless the  
 166 30 state court administrator approves the appointment.

Requires the State Court Administrator to approve all Clerk of Court appointments.

DETAIL: The State Court Administrator is supervising the appointment of clerks of the district court for State budgetary reasons.

166 31 Sec. 179. POSTING OF REPORTS IN ELECTRONIC FORMAT —  
 166 32 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports  
 166 33 required to be provided by the judicial branch for fiscal year  
 166 34 2004–2005 to the legislative services agency shall be provided  
 166 35 in an electronic format. The legislative services agency  
 167 1 shall post the reports on its internet site and shall notify  
 167 2 by electronic means all the members of the joint  
 167 3 appropriations subcommittee on the justice system when a  
 167 4 report is posted. Upon request, copies of the reports may be  
 167 5 mailed to members of the joint appropriations subcommittee on  
 167 6 the justice system.

Requires the Judicial Branch to provide the Legislative Services Agency with reports in electronic format so that the reports can be placed on the Legislative Services Agency web site. The Legislative Services Agency is to notify members of the Joint Justice System Appropriations Subcommittee when reports have been received and published.

167 7 DIVISION IX  
 167 8 JUSTICE SYSTEM

167 9 Sec. 180. DEPARTMENT OF JUSTICE.  
 167 10 1. There is appropriated from the general fund of the  
 167 11 state to the department of justice for the fiscal year  
 167 12 beginning July 1, 2004, and ending June 30, 2005, the  
 167 13 following amounts, or so much thereof as is necessary, to be  
 167 14 used for the purposes designated:

167 15 a. For the general office of attorney general for  
 167 16 salaries, support, maintenance, miscellaneous purposes  
 167 17 including the prosecuting attorneys training program, victim  
 167 18 assistance grants, office of drug control policy (ODCP)  
 167 19 prosecuting attorney program, legal services for persons in  
 167 20 poverty grants as provided in section 13.34, odometer fraud  
 167 21 enforcement, and for not more than the following full–time  
 167 22 equivalent positions:  
 167 23 ..... \$ 7,565,245  
 167 24 ..... FTEs 208.50

General Fund appropriation to the Department of Justice for the Office of the Attorney General, Prosecuting Attorney Training Program, Victim Assistance Grants, Office of Drug Control Policy and Prosecuting Attorney Training Program.

DETAIL: Maintains current level of General Fund support and FTE positions.

167 25 It is the intent of the general assembly that as a  
 167 26 condition of receiving the appropriation provided in this  
 167 27 lettered paragraph, the department of justice shall maintain a  
 167 28 record of the estimated time incurred representing each agency

Specifies the intent of the General Assembly that the Department of Justice maintain a record of the estimated time incurred to represent each agency or department.

167 29 or department.

167 30 b. For victim assistance grants:  
 167 31 ..... \$ 5,000

General Fund appropriation to the Department of Justice for the Victims Assistance Grants Program.

DETAIL: This Program has not received a General Fund appropriation since FY 2002.

167 32 The funds appropriated in this lettered paragraph shall be  
 167 33 used to provide grants to care providers providing services to  
 167 34 crime victims of domestic abuse or to crime victims of rape  
 167 35 and sexual assault.

Requires that Victim Assistance Funds be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault.

168 1 2. In addition to the funds appropriated in subsection 1,  
 168 2 there is appropriated from the general fund of the state to  
 168 3 the department of justice for the fiscal year beginning July  
 168 4 1, 2004, and ending June 30, 2005, an amount not exceeding  
 168 5 \$200,000 to be used for the enforcement of the Iowa  
 168 6 competition law. The funds appropriated in this subsection  
 168 7 are contingent upon receipt by the general fund of the state  
 168 8 of an amount at least equal to the expenditure amount from  
 168 9 either damages awarded to the state or a political subdivision  
 168 10 of the state by a civil judgment under chapter 553, if the  
 168 11 judgment authorizes the use of the award for enforcement  
 168 12 purposes or costs or attorneys fees awarded the state in state  
 168 13 or federal antitrust actions. However, if the amounts  
 168 14 received as a result of these judgments are in excess of  
 168 15 \$200,000, the excess amounts shall not be appropriated to the  
 168 16 department of justice pursuant to this subsection. The  
 168 17 department of justice shall report the department's actual  
 168 18 costs and an estimate of the time incurred enforcing the  
 168 19 competition law, to the cochairpersons and ranking members of  
 168 20 the joint appropriations subcommittee on the justice system,  
 168 21 and to the legislative services agency by November 15, 2004.

Contingent General Fund appropriation to the Department of Justice for the enforcement of the Iowa Competition Law. The appropriation is contingent upon the receipt of damages due to anti-trust lawsuits and is limited to \$200,000. Requires the Department of Justice to report the actual costs and an estimate of the time incurred to enforce the Iowa Competition Law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by November 15, 2004.

DETAIL: Maintains current level of contingent funding. The Office of the Attorney General expended \$165,830 in FY 2003. Expenditures included \$135,374 as a reimbursement to the Office of the Attorney General. The FY 2003 year-end balance of \$269,626 carried forward to FY 2004. The estimated net FY 2004 budget is \$369,626, which includes the balance brought forward from FY 2003 and refunds and reimbursements. Estimated expenditures for FY 2004 are \$187,150. The year-end balance that will be brought forward to FY 2005 is estimated to be \$182,476.

168 22 3. In addition to the funds appropriated in subsection 1,  
 168 23 there is appropriated from the general fund of the state to

Contingent General Fund appropriation to the Department of Justice for consumer education and the enforcement of consumer fraud law.

168 24 the department of justice for the fiscal year beginning July  
 168 25 1, 2004, and ending June 30, 2005, an amount not exceeding  
 168 26 \$1,125,000 to be used for public education relating to  
 168 27 consumer fraud and for enforcement of section 714.16, and an  
 168 28 amount not exceeding \$75,000 for investigation, prosecution,  
 168 29 and consumer education relating to consumer and criminal fraud  
 168 30 against older lowans. The funds appropriated in this  
 168 31 subsection are contingent upon receipt by the general fund of  
 168 32 the state of an amount at least equal to the expenditure  
 168 33 amount from damages awarded to the state or a political  
 168 34 subdivision of the state by a civil consumer fraud judgment or  
 168 35 settlement, if the judgment or settlement authorizes the use  
 169 1 of the award for public education on consumer fraud. However,  
 169 2 if the funds received as a result of these judgments and  
 169 3 settlements are in excess of \$1,200,000, the excess funds  
 169 4 shall not be appropriated to the department of justice  
 169 5 pursuant to this subsection. The department of justice shall  
 169 6 report to the cochairpersons and ranking members of the joint  
 169 7 appropriations subcommittee on the justice system, and to the  
 169 8 legislative services agency by November 15, 2004, the  
 169 9 department's actual costs and an estimate of the time incurred  
 169 10 in providing education pursuant to and enforcing this  
 169 11 subsection.

169 12 4. The balance of the victim compensation fund established  
 169 13 in section 915.94 may be used to provide salary and support of  
 169 14 not more than 20.00 FTEs and to provide maintenance for the  
 169 15 victim compensation functions of the department of justice.

169 16 5. a. The department of justice, in submitting budget  
 169 17 estimates for the fiscal year commencing July 1, 2005,  
 169 18 pursuant to section 8.23, shall include a report of funding  
 169 19 from sources other than amounts appropriated directly from the  
 169 20 general fund of the state to the department of justice or to  
 169 21 the office of consumer advocate. These funding sources shall  
 169 22 include, but are not limited to, reimbursements from other

The appropriation is contingent upon the receipt of damages due to consumer fraud lawsuits and is limited to \$1,200,000. Of this amount, \$1,125,000 is to be used for public education and enforcement purposes, and \$75,000 is to be used for investigation, prosecution, and consumer education relating to fraud against older lowans. Requires the Department of Justice to report the actual costs and an estimate of the time incurred for education and enforcement of consumer fraud law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by November 15, 2004.

DETAIL: Maintains current level of contingent funding. The Office of the Attorney General expended \$1,056,073 in FY 2003. Expenditures included \$918,338 as a reimbursement to the Office of the Attorney General, and \$137,735 was returned to victims of consumer fraud. The FY 2003 year-end balance of \$923,763 carried forward to FY 2004. The estimated net FY 2004 budget is \$1,178,763, which includes the balance brought forward from FY 2003, interest earned, and refunds and reimbursements. Estimated expenditures for FY 2004 are \$900,100, which includes reimbursement to the Office of the Attorney General, and funds returned to victims of consumer fraud. The year-end balance that will be brought forward to FY 2005 is estimated to be \$278,663.

Permits 20.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice.

DETAIL: Maintains current level of FTE positions.

Requires the Department of Justice, in submitting FY 2006 budget estimates, to submit a report to the DOM that specifies the amount of funding from all sources other than the General Fund. The report is to include actual reimbursements from other fund accounts for FY 2004 and FY 2005.

169 23 state agencies, commissions, boards, or similar entities, and  
 169 24 reimbursements from special funds or internal accounts within  
 169 25 the department of justice. The department of justice shall  
 169 26 report actual reimbursements for the fiscal year commencing  
 169 27 July 1, 2003, and actual and expected reimbursements for the  
 169 28 fiscal year commencing July 1, 2004.

169 29 b. The department of justice shall include the report  
 169 30 required under paragraph "a", as well as information regarding  
 169 31 any revisions occurring as a result of reimbursements actually  
 169 32 received or expected at a later date, in a report to the  
 169 33 cochairpersons and ranking members of the joint appropriations  
 169 34 subcommittee on the justice system and the legislative  
 169 35 services agency. The department of justice shall submit the  
 170 1 report on or before January 15, 2005.

Requires the Department of Justice to submit a report that specifies the amount of funding from all sources other than the General Fund and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by January 15, 2005.

170 2 Sec. 181. DEPARTMENT OF JUSTICE — ENVIRONMENTAL CRIMES  
 170 3 INVESTIGATION AND PROSECUTION — FUNDING. There is  
 170 4 appropriated from the environmental crime fund of the  
 170 5 department of justice, consisting of court-ordered fines and  
 170 6 penalties awarded to the department arising out of the  
 170 7 prosecution of environmental crimes, to the department of  
 170 8 justice for the fiscal year beginning July 1, 2004, and ending  
 170 9 June 30, 2005, an amount not exceeding \$20,000 to be used by  
 170 10 the department, at the discretion of the attorney general, for  
 170 11 the investigation and prosecution of environmental crimes,  
 170 12 including the reimbursement of expenses incurred by county,  
 170 13 municipal, and other local governmental agencies cooperating  
 170 14 with the department in the investigation and prosecution of  
 170 15 environmental crimes.

Contingent appropriation from the Environmental Crime Fund of up to \$20,000 to the Department of Justice. The appropriation is contingent upon receipt of contributions, court-ordered restitution, and consent decrees as a part of civil or regulatory enforcement actions. The funds are to be used for the investigation and prosecution of environmental crimes.

170 16 The funds appropriated in this section are contingent upon  
 170 17 receipt by the environmental crime fund of the department of  
 170 18 justice of an amount at least equal to the appropriations made  
 170 19 in this section and received from contributions, court-ordered  
 170 20 restitution as part of judgments in criminal cases, and  
 170 21 consent decrees entered into as part of civil or regulatory  
 170 22 enforcement actions. However, if the funds received during

DETAIL: Maintains current level of contingent funding. The Office of the Attorney General spent \$703 in FY 2003. The FY 2003 year-end balance of \$14,785 carried forward to FY 2004. The estimated net FY 2004 budget is \$17,785, which includes the balance brought forward from FY 2003 and refunds and reimbursements. Estimated expenditures for FY 2004 are \$3,000. The year-end balance that will be brought forward to FY 2005 is estimated to be \$14,785.

170 23 the fiscal year are in excess of \$20,000, the excess funds  
 170 24 shall be deposited in the general fund of the state.

170 25 Notwithstanding section 8.33, moneys appropriated in this  
 170 26 section that remain unencumbered or unobligated at the close  
 170 27 of the fiscal year shall not revert but shall remain available  
 170 28 for expenditure for the purpose designated until the close of  
 170 29 the succeeding fiscal year.

CODE: Allows any ending balance of the contingent appropriation to carry forward to the next fiscal year.

170 30 Sec. 182. OFFICE OF CONSUMER ADVOCATE. There is  
 170 31 appropriated from the general fund of the state to the office  
 170 32 of consumer advocate of the department of justice for the  
 170 33 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 170 34 the following amount, or so much thereof as is necessary, to  
 170 35 be used for the purposes designated:

General Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

171 1 For salaries, support, maintenance, miscellaneous purposes,  
 171 2 and for not more than the following full-time equivalent  
 171 3 positions:  
 171 4 ..... \$ 2,803,862  
 171 5 ..... FTEs 27.00

DETAIL: Maintains current level of General Fund support and FTE positions.

171 6 Sec. 183. DEPARTMENT OF CORRECTIONS — FACILITIES.

171 7 1. There is appropriated from the general fund of the  
 171 8 state to the department of corrections for the fiscal year  
 171 9 beginning July 1, 2004, and ending June 30, 2005, the  
 171 10 following amounts, or so much thereof as is necessary, to be  
 171 11 used for the purposes designated:

171 12 For the operation of adult correctional institutions,  
 171 13 reimbursement of counties for certain confinement costs, and  
 171 14 federal prison reimbursement, to be allocated as follows:

171 15 a. For the operation of the Fort Madison correctional  
 171 16 facility, including salaries, support, maintenance, and  
 171 17 miscellaneous purposes:  
 171 18 ..... \$ 38,009,504

General Fund appropriation to the Department of Corrections (DOC) for the Fort Madison Correctional Facility.

<p>171 19 b. For the operation of the Anamosa correctional facility,                  171 20 including salaries, support, maintenance, and miscellaneous                  171 21 purposes:                  171 22 ..... \$ 26,913,551</p>	<p>DETAIL: This is an increase of \$616,355 and no change in FTE positions as compared to the estimated net FY 2004 appropriation. The change includes:</p> <ul style="list-style-type: none"> <li>• An increase of \$156,897 for utility rate increases.</li> <li>• An increase of \$459,458 for pharmaceuticals.</li> </ul> <p>DETAIL: House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides an additional \$1,187,285 for operating costs at the Clinical Care Unit.</p> <p>General Fund appropriation to the DOC for the Anamosa Correctional Facility.</p>
<p>171 23 Moneys are provided within this appropriation for one full–                  171 24 time substance abuse counselor for the Luster Heights                  171 25 facility, for the purpose of certification of a substance                  171 26 abuse program at that facility.</p>	<p>DETAIL: This is an increase of \$444,825 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:</p> <ul style="list-style-type: none"> <li>• An increase of \$281,669 for utility rate increases.</li> <li>• An increase of \$163,156 for pharmaceuticals.</li> </ul> <p>Specifies that funds be provided for one substance abuse counselor to be employed at the Luster Heights Facility.</p>
<p>171 27 c. For the operation of the Oakdale correctional facility,                  171 28 including salaries, support, maintenance, and miscellaneous                  171 29 purposes:                  171 30 ..... \$ 23,536,936</p>	<p>General Fund appropriation to the DOC for the Oakdale Correctional Facility.</p> <p>DETAIL: This is an increase of \$409,554 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:</p> <ul style="list-style-type: none"> <li>• An increase of \$129,000 for utility rate increases.</li> <li>• An increase of \$30,554 for pharmaceuticals.</li> <li>• An increase of \$250,000 to conduct Hepatitis C testing on all new admissions.</li> </ul>



171 31 d. For the operation of the Newton correctional facility,  
 171 32 including salaries, support, maintenance, and miscellaneous  
 171 33 purposes:  
 171 34 ..... \$ 24,533,794

General Fund appropriation to the DOC for the Newton Correctional Facility.

DETAIL: This is an increase of \$526,783 and a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$162,894 for utility rate increases.
- An increase of \$363,889 for pharmaceuticals.
- A decrease of 1.00 FTE position to eliminate an unfunded position.

DETAIL: House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides \$310,000 for a value-based treatment program at the Newton Correctional Facility.

172 35 e. For the operation of the Mt. Pleasant correctional  
 172 1 facility, including salaries, support, maintenance, and  
 172 2 miscellaneous purposes:  
 172 3 ..... \$ 22,464,361

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is an increase of \$157,941 and a decrease of 0.25 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$141,416 for utility rate increases.
- An increase of \$16,525 for pharmaceuticals.
- A decrease of 0.25 FTE position to eliminate an unfunded position.

172 4 f. For the operation of the Rockwell City correctional  
 172 5 facility, including salaries, support, maintenance, and  
 172 6 miscellaneous purposes:  
 172 7 ..... \$ 7,772,369

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is an increase of \$61,362 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$35,437 for utility rate increases.
- An increase of \$25,925 for pharmaceuticals.

<p>172 8 g. For the operation of the Clarinda correctional                  172 9 facility, including salaries, support, maintenance, and                  172 10 miscellaneous purposes:                  172 11 ..... \$ 22,518,204</p>	<p>General Fund appropriation to the DOC for the Clarinda Correctional Facility.</p> <p>DETAIL: This is an increase of \$2,246,951 and 42.92 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:</p> <ul style="list-style-type: none"> <li>• An increase of \$76,604 for utility rate increases.</li> <li>• An increase of \$19,175 for pharmaceuticals.</li> <li>• An increase of \$2,428,672 and 42.92 FTE positions to annualize operating costs of the 225-bed lodge.</li> <li>• A decrease of \$277,500 to eliminate the FY 2004 one-time costs of the new lodge.</li> </ul>
<p>172 12 Moneys received by the department of corrections as                  172 13 reimbursement for services provided to the Clarinda youth                  172 14 corporation are appropriated to the department and shall be                  172 15 used for the purpose of operating the Clarinda correctional                  172 16 facility.</p>	<p>Appropriates reimbursements from the Clarinda Youth Academy to the DOC for operating costs associated with the Clarinda Correctional Facility.</p> <p>DETAIL: The Clarinda Youth Academy's annual reimbursement to the prison is approximately \$1,000,000.</p>
<p>172 17 h. For the operation of the Mitchellville correctional                  172 18 facility, including salaries, support, maintenance, and                  172 19 miscellaneous purposes:                  172 20 ..... \$ 13,190,260</p>	<p>General Fund appropriation to the DOC for the Mitchellville Correctional Facility.</p> <p>DETAIL: This is an increase of \$192,209 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:</p> <ul style="list-style-type: none"> <li>• An increase of \$34,176 for utility rate increases.</li> <li>• An increase of \$158,033 for pharmaceuticals.</li> </ul>
<p>172 21 i. For the operation of the Fort Dodge correctional                  172 22 facility, including salaries, support, maintenance, and                  172 23 miscellaneous purposes:                  172 24 ..... \$ 25,880,530</p>	<p>General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.</p> <p>DETAIL: This is an increase of \$95,484 and no change in FTE</p>

positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$40,523 for utility rate increases.
- An increase of \$54,961 for pharmaceuticals.

172 25 j. For reimbursement of counties for temporary confinement  
 172 26 of work release and parole violators, as provided in sections  
 172 27 901.7, 904.908, and 906.17 and for offenders confined pursuant  
 172 28 to section 904.513:  
 172 29 ..... \$ 674,954

General Fund appropriation to the DOC for the County Confinement Account to pay for holding alleged parole and work release violators until their revocation hearing.

DETAIL: Maintains current level of General Fund support.

172 30 k. For federal prison reimbursement, reimbursements for  
 172 31 out-of-state placements, and miscellaneous contracts:  
 172 32 ..... \$ 241,293

General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

DETAIL: Maintains current level of General Fund support.

172 33 The department of corrections shall use funds appropriated  
 172 34 in this subsection to continue to contract for the services of  
 172 35 a Muslim imam.

Requires the DOC to contract with a Muslim imam to provide religious services and religious counseling.

DETAIL: This contract is required pursuant to a federal court order.

173 1 Sec. 184. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

173 2 1. There is appropriated from the general fund of the  
 173 3 state to the department of corrections for the fiscal year  
 173 4 beginning July 1, 2004, and ending June 30, 2005, the  
 173 5 following amounts, or so much thereof as is necessary, to be  
 173 6 used for the purposes designated:

173 7 a. For general administration, including salaries,  
 173 8 support, maintenance, employment of an education director to  
 173 9 administer a centralized education program for the  
 173 10 correctional system, and miscellaneous purposes:  
 173 11 ..... \$ 2,784,393

General Fund appropriation to the DOC for the Central Office.

DETAIL: Maintains current level of General Fund support and FTE positions.

173 12 (1) It is the intent of the general assembly that as a  
173 13 condition of receiving the appropriation provided in this  
173 14 lettered paragraph, the department of corrections shall not,  
173 15 except as otherwise provided in subparagraph (3), enter into a  
173 16 new contract, unless the contract is a renewal of an existing  
173 17 contract, for the expenditure of moneys in excess of \$100,000  
173 18 during the fiscal year beginning July 1, 2004, for the  
173 19 privatization of services performed by the department using  
173 20 state employees as of July 1, 2004, or for the privatization  
173 21 of new services by the department, without prior consultation  
173 22 with any applicable state employee organization affected by  
173 23 the proposed new contract and prior notification of the  
173 24 cochairpersons and ranking members of the joint appropriations  
173 25 subcommittee on the justice system.

Specifies the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a contract in excess of \$100,000 for privatized services during FY 2005 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee. Existing contracts may be renewed without notification.

173 26 (2) It is the intent of the general assembly that each  
173 27 lease negotiated by the department of corrections with a  
173 28 private corporation for the purpose of providing private  
173 29 industry employment of inmates in a correctional institution  
173 30 shall prohibit the private corporation from utilizing inmate  
173 31 labor for partisan political purposes for any person seeking  
173 32 election to public office in this state and that a violation  
173 33 of this requirement shall result in a termination of the lease  
173 34 agreement.

Specifies the intent of the General Assembly that the DOC prohibit the use of inmate labor for partisan political activities within Iowa when contracting for inmate workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

173 35 (3) It is the intent of the general assembly that as a  
174 1 condition of receiving the appropriation provided in this  
174 2 lettered paragraph, the department of corrections shall not  
174 3 enter into a lease or contractual agreement pursuant to  
174 4 section 904.809 with a private corporation for the use of  
174 5 building space for the purpose of providing inmate employment  
174 6 without providing that the terms of the lease or contract  
174 7 establish safeguards to restrict, to the greatest extent  
174 8 feasible, access by inmates working for the private  
174 9 corporation to personal identifying information of citizens.

Specifies the intent of the General Assembly that, as a condition of receiving the appropriated funds, the DOC, when contracting with a private business for inmate employment, shall restrict inmates' access to citizens' personal identifying information.

174 10 b. For educational programs for inmates at state penal  
 174 11 institutions:  
 174 12 ..... \$ 1,008,358

General Fund appropriation to the DOC for educational programs for inmates.  
  
 DETAIL: This is an increase of \$8,358 compared to the estimated net FY 2004 General Fund appropriation. The DOC contracts with local community colleges to provide education to inmates.

174 13 It is the intent of the general assembly that moneys  
 174 14 appropriated in this lettered paragraph shall be used solely  
 174 15 for the purpose indicated and that the moneys shall not be  
 174 16 transferred for any other purpose. In addition, it is the  
 174 17 intent of the general assembly that the department shall  
 174 18 consult with the community colleges in the areas in which the  
 174 19 institutions are located to utilize moneys appropriated in  
 174 20 this lettered paragraph to fund the high school completion,  
 174 21 high school equivalency diploma, adult literacy, and adult  
 174 22 basic education programs in a manner so as to maintain these  
 174 23 programs at the institutions.  
 174 24 To maximize the funding for educational programs, the  
 174 25 department shall establish guidelines and procedures to  
 174 26 prioritize the availability of educational and vocational  
 174 27 training for inmates based upon the goal of facilitating an  
 174 28 inmate's successful release from the correctional institution.  
 174 29 The director of the department of corrections may transfer  
 174 30 moneys from Iowa prison industries for use in educational  
 174 31 programs for inmates.  
 174 32 Notwithstanding section 8.33, moneys appropriated in this  
 174 33 lettered paragraph that remain unobligated or unexpended at  
 174 34 the close of the fiscal year shall not revert but shall remain  
 174 35 available for expenditure only for the purpose designated in  
 175 1 this lettered paragraph until the close of the succeeding  
 175 2 fiscal year.

Specifies the intent of the General Assembly that these funds be used only for inmate education. Also requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the Institutions. Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate inmates' successful release from prison. Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.  
  
 CODE: Requires that unexpended and unobligated educational program funds not revert to the General Fund but remain available in FY 2006 only for the specified purposes.

175 3 c. For the development of the Iowa corrections offender  
 175 4 network (ICON) data system:  
 175 5 ..... \$ 427,700

General Fund appropriation to the DOC for the Iowa Corrections Offender Network (ICON).  
  
 DETAIL: Maintains current level of General Fund support.

175 6 2. It is the intent of the general assembly that the  
175 7 department of corrections shall continue to operate the  
175 8 correctional farms under the control of the department at the  
175 9 same or greater level of participation and involvement as  
175 10 existed as of January 1, 2004, shall not enter into any rental  
175 11 agreement or contract concerning any farmland under the  
175 12 control of the department that is not subject to a rental  
175 13 agreement or contract as of January 1, 2004, without prior  
175 14 legislative approval, and shall further attempt to provide job  
175 15 opportunities at the farms for inmates. The department shall  
175 16 attempt to provide job opportunities at the farms for inmates  
175 17 by encouraging labor-intensive farming or gardening where  
175 18 appropriate, using inmates to grow produce and meat for  
175 19 institutional consumption, researching the possibility of  
175 20 instituting food canning and cook-and-chill operations, and  
175 21 exploring opportunities for organic farming and gardening,  
175 22 livestock ventures, horticulture, and specialized crops.

175 23 3. The department shall work to increase produce gardening  
175 24 by inmates under the control of the correctional institutions,  
175 25 and, if appropriate, may use the central distribution network  
175 26 at the Woodward state resource center. The department shall  
175 27 file a report with the cochairpersons and ranking members of  
175 28 the joint appropriations subcommittee on the justice system by  
175 29 December 1, 2004, regarding the feasibility of expanding the  
175 30 number of acres devoted to organic gardening and to the  
175 31 growing of organic produce for sale.

175 32 4. The department of corrections shall submit a report to  
175 33 the general assembly by January 1, 2005, concerning moneys  
175 34 recouped from inmate earnings for the reimbursement of  
175 35 operational expenses of the applicable facility during the  
176 1 fiscal year beginning July 1, 2003, for each correctional  
176 2 institution and judicial district department of correctional  
176 3 services. In addition, each correctional institution and  
176 4 judicial district department of correctional services shall  
176 5 continue to submit a report to the legislative services agency

Specifies the intent of the General Assembly that the DOC continue farm operations at the same or greater level as existed on January 1, 2004. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms.

Requires the DOC to increase produce gardening by inmates and, if appropriate, permits the DOC to use the central distribution network at the Woodward State Resource Center. Requires the DOC to file a report with the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee by December 1, 2004, regarding the feasibility of expanding the number of acres devoted to organic gardening and to growing organic produce for sale.

Requires the DOC to submit a report to the General Assembly by January 1, 2005, concerning the FY 2004 revenues recouped from inmate earnings for operational expenses for each prison and Community-Based Corrections (CBC) District Department. Each prison and CBC District Department is required to submit monthly reports to the LSA concerning funds recovered from offenders for inmate deductions, private sector employment of inmates, and enrollment fees.

176 6 on a monthly basis concerning moneys recouped from inmate  
176 7 earnings pursuant to sections 904.702, 904.809, and 905.14.

176 8 5. The department of corrections, in consultation with the  
176 9 board of parole, shall study the feasibility of establishing a  
176 10 mentoring program using unpaid volunteers to mentor persons  
176 11 who are on probation or parole. The department of corrections  
176 12 shall file a report regarding the study with the  
176 13 cochairpersons and ranking members of the joint appropriations  
176 14 subcommittee on the justice system, and the legislative  
176 15 services agency by December 15, 2004. The report shall detail  
176 16 the feasibility of establishing such a mentoring program.

Requires the DOC, in cooperation with the Board of Parole, to conduct a feasibility study of mentoring programs. Requires the DOC to file a report with the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by December 15, 2004, regarding the feasibility of mentoring programs.

176 17 Sec. 185. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
176 18 SERVICES.

176 19 1. There is appropriated from the general fund of the  
176 20 state to the department of corrections for the fiscal year  
176 21 beginning July 1, 2004, and ending June 30, 2005, the  
176 22 following amounts, or so much thereof as is necessary, to be  
176 23 allocated as follows:

176 24 a. For the first judicial district department of  
176 25 correctional services, including the treatment and supervision  
176 26 of probation and parole violators who have been released from  
176 27 the department of corrections violator program, the following  
176 28 amount, or so much thereof as is necessary:  
176 29 ..... \$ 10,090,207

General Fund appropriation to the DOC for the First CBC District Department.

DETAIL: This is an increase of \$236,998 and a decrease of 3.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$236,998 to fund 5.00 currently authorized, unfunded FTE positions.
- A decrease of 3.00 FTE positions to eliminate unfunded positions.

176 30 b. For the second judicial district department of  
176 31 correctional services, including the treatment and supervision  
176 32 of probation and parole violators who have been released from  
176 33 the department of corrections violator program, the following

General Fund appropriation to the DOC for the Second CBC District Department.

176 34 amount, or so much thereof as is necessary:  
176 35 ..... \$ 7,755,402

DETAIL: This is an increase of \$98,321 and a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$94,799 to fund 2.00 currently authorized, unfunded FTE positions.
- An increase of \$3,522 for utility rate increases.
- A decrease of 1.00 FTE position to eliminate an unfunded position.

DETAIL: House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides \$127,217 for a Day Program that includes 3.00 FTE positions.

177 1 c. For the third judicial district department of  
177 2 correctional services, including the treatment and supervision  
177 3 of probation and parole violators who have been released from  
177 4 the department of corrections violator program, the following  
177 5 amount, or so much thereof as is necessary:  
177 6 ..... \$ 4,631,423

General Fund appropriation to the DOC for the Third CBC District Department.

DETAIL: This is an increase of \$103,604 and a decrease of 1.00 FTE position compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$94,799 to fund 2.00 currently authorized, unfunded FTE positions.
- An increase of \$8,805 for utility rate increases.
- A decrease of 1.00 FTE position to eliminate an unfunded position.

DETAIL: House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides \$35,359 for a Drug Court that includes 1.00 FTE position.

177 7 d. For the fourth judicial district department of  
177 8 correctional services, including the treatment and supervision  
177 9 of probation and parole violators who have been released from  
177 10 the department of corrections violator program, the following  
177 11 amount, or so much thereof as is necessary:  
177 12 ..... \$ 4,248,965

General Fund appropriation to the DOC for the Fourth CBC District Department.

DETAIL: This is an increase of \$47,400 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The increase funds 1.00 currently authorized, unfunded FTE position.

House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides \$191,731 for a Drug Court that includes 3.50 FTE positions.



177 13 e. For the fifth judicial district department of  
 177 14 correctional services, including the treatment and supervision  
 177 15 of probation and parole violators who have been released from  
 177 16 the department of corrections violator program, the following  
 177 17 amount, or so much thereof as is necessary:  
 177 18 ..... \$ 12,982,837

General Fund appropriation to the DOC for the Fifth CBC District Department.

DETAIL: This is an increase of \$189,599 and a decrease of 4.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$189,599 to fund 4.00 currently authorized, unfunded FTE positions.
- A decrease of 4.00 FTE positions to eliminate unfunded positions.

DETAIL: House File 2577 (FY 2005 Healthy Iowans Tobacco Trust Appropriations Act) provides \$255,693 for a Drug Court that includes 2.50 FTE positions.

177 19 f. For the sixth judicial district department of  
 177 20 correctional services, including the treatment and supervision  
 177 21 of probation and parole violators who have been released from  
 177 22 the department of corrections violator program, the following  
 177 23 amount, or so much thereof as is necessary:  
 177 24 ..... \$ 10,064,717

General Fund appropriation to the DOC for the Sixth CBC District Department.

DETAIL: This is an increase of \$111,765 and a decrease of 8.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$94,799 to fund 2.00 currently authorized, unfunded FTE positions.
- An increase of \$16,966 for utility rate increases.
- A decrease of 8.00 FTE positions to eliminate unfunded positions.

177 25 g. For the seventh judicial district department of  
 177 26 correctional services, including the treatment and supervision  
 177 27 of probation and parole violators who have been released from  
 177 28 the department of corrections violator program, the following  
 177 29 amount, or so much thereof as is necessary:  
 177 30 ..... \$ 5,677,314

General Fund appropriation to the DOC for the Seventh CBC District Department.

DETAIL: This is an increase of \$122,389 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$94,799 to fund 2.00 currently authorized, unfunded FTE positions.
- An increase of \$27,590 for utility rate increases.

177 31 h. For the eighth judicial district department of  
 177 32 correctional services, including the treatment and supervision  
 177 33 of probation and parole violators who have been released from  
 177 34 the department of corrections violator program, the following  
 177 35 amount, or so much thereof as is necessary:  
 178 1 ..... \$ 5,574,865

General Fund appropriation to the DOC for the Eighth CBC District Department.

DETAIL: This is an increase of \$60,960 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$47,400 to fund 1.00 currently authorized, unfunded FTE position.
- An increase of \$13,560 for utility rate increases.

178 2 2. Each judicial district department of correctional  
 178 3 services, within the funding available, shall continue  
 178 4 programs and plans established within that district to provide  
 178 5 for intensive supervision, sex offender treatment, diversion  
 178 6 of low-risk offenders to the least restrictive sanction  
 178 7 available, job development, and expanded use of intermediate  
 178 8 criminal sanctions.

Requires each CBC District Department, within available funding, to continue programs and plans established within the District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions.

178 9 3. Each judicial district department of correctional  
 178 10 services shall provide alternatives to prison consistent with  
 178 11 chapter 901B. The alternatives to prison shall ensure public  
 178 12 safety while providing maximum rehabilitation to the offender.  
 178 13 A judicial district department may also establish a day  
 178 14 program.

Requires each CBC District Department to provide alternatives to prison consistent with statute. Permits the District Departments to establish day programs.

178 15 4. The governor's office of drug control policy shall  
 178 16 consider federal grants made to the department of corrections  
 178 17 for the benefit of each of the eight judicial district  
 178 18 departments of correctional services as local government  
 178 19 grants, as defined pursuant to federal regulations.

Requires the Office of Drug Control Policy to consider grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants or as defined by federal regulations.

178 20 Sec. 186. INTENT — REPORTS.

178 21 1. The department of corrections shall submit a report on  
 178 22 inmate labor to the general assembly, to the cochairpersons  
 178 23 and the ranking members of the joint appropriations

Requires the DOC to submit a report to the General Assembly, Chairpersons and Ranking Members of the Justice System

178 24 subcommittee on the justice system, and to the legislative  
 178 25 services agency by January 15, 2005. The report shall  
 178 26 specifically address the progress the department has made in  
 178 27 implementing the requirements of section 904.701, inmate labor  
 178 28 on capital improvement projects, community work crews, inmate  
 178 29 produce gardening, and private–sector employment.

Appropriations Subcommittee, and the LSA by January 15, 2005, regarding inmate labor. Specifies the content of the report.

178 30 2. The department in cooperation with townships, the Iowa  
 178 31 cemetery associations, and other nonprofit or governmental  
 178 32 entities may use inmate labor to restore or preserve rural  
 178 33 cemeteries and historical landmarks. The department in  
 178 34 cooperation with the counties may also use inmate labor to  
 178 35 clean up roads, major water sources, and other water sources  
 179 1 around the state. [Any governmental entity or nonprofit agency  
 179 2 using inmate labor pursuant to this subsection shall be immune  
 179 3 from civil or employer liability.]

Permits the DOC to work with nonprofit and governmental entities to use inmate labor to restore or preserve rural cemeteries or historical landmarks, and clean up roads and water resources. Provides that local governments and nonprofit entities are immune from civil or employer liability under this subsection.

VETOED

VETOED: The Governor vetoed the last sentence in this paragraph, and stated that it “provides blanket immunity even in extreme cases.”

179 4 3. The department shall provide a report that details the  
 179 5 inmate capacity for each county jail, detention facility, or  
 179 6 municipal jail. The report shall also include population data  
 179 7 of the jails and detention facilities, and options for  
 179 8 integrating jails and detention facilities into the department  
 179 9 of corrections. The department shall file the report with the  
 179 10 cochairpersons and ranking members of the joint appropriations  
 179 11 subcommittee on the justice system and the legislative  
 179 12 services agency by December 15 of each year. The department  
 179 13 shall also coordinate and provide information to the counties  
 179 14 regarding available inmate bed space in each county jail,  
 179 15 detention facility, or municipal jail.

Requires the DOC to submit a report regarding local jails to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by December 15 of each year. Specifies the content of the report.

179 16 4. Each month the department shall provide a status report  
 179 17 regarding private–sector employment to the legislative  
 179 18 services agency beginning on July 1, 2004. The report shall  
 179 19 include the number of offenders employed in the private  
 179 20 sector, the combined number of hours worked by the offenders,  
 179 21 and the total amount of allowances, and the distribution of  
 179 22 allowances pursuant to section 904.702, including any moneys

Requires the DOC to provide monthly status reports to the LSA regarding private sector employment of inmates.

179 23 deposited in the general fund of the state.

179 24 Sec. 187. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

179 25 1. As used in this section, unless the context otherwise  
 179 26 requires, "state agency" means the government of the state of  
 179 27 Iowa, including but not limited to all executive branch  
 179 28 departments, agencies, boards, bureaus, and commissions, the  
 179 29 judicial branch, the general assembly and all legislative  
 179 30 agencies, institutions within the purview of the state board  
 179 31 of regents, and any corporation whose primary function is to  
 179 32 act as an instrumentality of the state.

179 33 2. State agencies are hereby encouraged to purchase  
 179 34 products from Iowa state industries, as defined in section  
 179 35 904.802, when purchases are required and the products are  
 180 1 available from Iowa state industries. State agencies shall  
 180 2 obtain bids from Iowa state industries for purchases of office  
 180 3 furniture exceeding \$5,000 or in accordance with applicable  
 180 4 administrative rules related to purchases for the agency.

Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture exceeding \$5,000.

180 5 Sec. 188. STATE PUBLIC DEFENDER. There is appropriated  
 180 6 from the general fund of the state to the office of the state  
 180 7 public defender of the department of inspections and appeals  
 180 8 for the fiscal year beginning July 1, 2004, and ending June  
 180 9 30, 2005, the following amounts, or so much thereof as is  
 180 10 necessary, to be allocated as follows for the purposes  
 180 11 designated:

180 12 1. For salaries, support, maintenance, and miscellaneous  
 180 13 purposes, and for not more than the following full-time  
 180 14 equivalent positions:

180 15 ..... \$ 16,663,446  
 180 16 ..... FTEs 202.00

General Fund appropriation to the Department of Inspections and Appeals for the Office of the State Public Defender.

DETAIL: Maintains current level of General Fund support and FTE positions.

180 17 2. For the fees of court-appointed attorneys for indigent  
 180 18 adults and juveniles, in accordance with section 232.141 and  
 180 19 chapter 815:

180 20 ..... \$ 19,355,297

General Fund appropriation to the Office of the State Public Defender of the Department of Inspections and Appeals for the Indigent Defense Program.

DETAIL: Maintains current level of General Fund support.

180 21 Sec. 189. IOWA LAW ENFORCEMENT ACADEMY.

180 22 1. There is appropriated from the general fund of the  
180 23 state to the Iowa law enforcement academy for the fiscal year  
180 24 beginning July 1, 2004, and ending June 30, 2005, the  
180 25 following amount, or so much thereof as is necessary, to be  
180 26 used for the purposes designated:

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

180 27 For salaries, support, maintenance, miscellaneous purposes,  
180 28 including jailer training and technical assistance, and for  
180 29 not more than the following full-time equivalent positions:  
180 30 ..... \$ 1,066,890  
180 31 ..... FTEs 30.05

DETAIL: Maintains current level of General Fund support and FTE positions.

180 32 It is the intent of the general assembly that the Iowa law  
180 33 enforcement academy may provide training of state and local  
180 34 law enforcement personnel concerning the recognition of and  
180 35 response to persons with Alzheimer's disease.

Specifies the intent of the General Assembly that the Iowa Law Enforcement Academy may offer training for law enforcement officers in recognizing and responding to persons with Alzheimer's disease.

181 1 2. The Iowa law enforcement academy may select at least  
181 2 five automobiles of the department of public safety, division  
181 3 of the Iowa state patrol, prior to turning over the  
181 4 automobiles to the department of administrative services to be  
181 5 disposed of by public auction and the Iowa law enforcement  
181 6 academy may exchange any automobile owned by the academy for  
181 7 each automobile selected if the selected automobile is used in  
181 8 training law enforcement officers at the academy. However,  
181 9 any automobile exchanged by the academy shall be substituted  
181 10 for the selected vehicle of the department of public safety  
181 11 and sold by public auction with the receipts being deposited  
181 12 in the depreciation fund to the credit of the department of  
181 13 public safety, division of the Iowa state patrol.

Allows the Iowa Law Enforcement Academy to annually select at least five vehicles turned in to the State fleet administrator by the Department of Public Safety and exchange them for any of the Academy's training vehicles. The vehicles received by the Department of Public Safety from the Academy are to be sold at public auction. Requires the receipts be deposited into the depreciation fund used to purchase new vehicles for the Department of Public Safety.

181 14 Sec. 190. BOARD OF PAROLE. There is appropriated from the  
181 15 general fund of the state to the board of parole for the  
181 16 fiscal year beginning July 1, 2004, and ending June 30, 2005,

General Fund appropriation to the Board of Parole.

181 17 the following amount, or so much thereof as is necessary, to  
 181 18 be used for the purposes designated:  
 181 19 For salaries, support, maintenance, miscellaneous purposes,  
 181 20 and for not more than the following full-time equivalent  
 181 21 positions:  
 181 22 ..... \$ 1,067,910  
 181 23 ..... FTEs 16.50

DETAIL: This is an increase of \$50,000 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$25,858 to restore the FY 2004 across-the-board reduction to FY 2005.
- An increase of \$24,142 to fund currently authorized positions and Board per diems.

181 24 Sec. 191. DEPARTMENT OF PUBLIC DEFENSE. There is  
 181 25 appropriated from the general fund of the state to the  
 181 26 department of public defense for the fiscal year beginning  
 181 27 July 1, 2004, and ending June 30, 2005, the following amounts,  
 181 28 or so much thereof as is necessary, to be used for the  
 181 29 purposes designated:

181 30 1. MILITARY DIVISION

181 31 For salaries, support, maintenance, miscellaneous purposes,  
 181 32 and for not more than the following full-time equivalent  
 181 33 positions:  
 181 34 ..... \$ 5,084,143  
 181 35 ..... FTEs 310.80

General Fund appropriation to the Military Division of the Department of Public Defense.

DETAIL: Maintains current level of General Fund support and an increase of 31.52 FTE positions as compared to the estimated net FY 2004 appropriation. The FTE positions are funded from federal funds.

182 1 If there is a surplus in the general fund of the state for  
 182 2 the fiscal year ending June 30, 2005, within 60 days after the  
 182 3 close of the fiscal year, the military division may incur up  
 182 4 to an additional \$500,000 in expenditures from the surplus  
 182 5 prior to transfer of the surplus pursuant to section 8.57.

Allows the Military Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

DETAIL: The Military Division can experience a delay of up to 30 days in federal reimbursement of eligible expenses. This authorization allows the Division to borrow State General Fund dollars to cover federal reimbursable expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that allows the State to receive an advance of federal funds in order to meet payroll and other requirements. The Division has implemented the accounting procedures to use the new System.

182 6 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

182 7 For salaries, support, maintenance, miscellaneous purposes,  
 182 8 and for not more than the following full-time equivalent  
 182 9 positions:

182 10 ..... \$ 1,123,400  
 182 11 ..... FTEs 25.25

General Fund appropriation to the Emergency Management Division of the Department of Public Defense.

DETAIL: Maintains current level of General Fund support and FTE positions.

182 12 Sec. 192. DEPARTMENT OF PUBLIC SAFETY. There is  
 182 13 appropriated from the general fund of the state to the  
 182 14 department of public safety for the fiscal year beginning July  
 182 15 1, 2004, and ending June 30, 2005, the following amounts, or  
 182 16 so much thereof as is necessary, to be used for the purposes  
 182 17 designated:

182 18 1. For the department's administrative functions,  
 182 19 including the criminal justice information system, and for not  
 182 20 more than the following full-time equivalent positions:  
 182 21 ..... \$ 2,654,732  
 182 22 ..... FTEs 37.00

General Fund appropriation to the Department of Public Safety for the Administrative Services Division.

DETAIL: This is an increase of \$215,400 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. This change includes:

- An increase of \$61,500 to restore the FY 2004 across-the-board reduction.
- An increase of \$153,900 and 1.00 FTE position for the IOWA System/Cyber Security.

182 23 2. For the division of criminal investigation and bureau  
 182 24 of identification, including the state's contribution to the  
 182 25 peace officers' retirement, accident, and disability system  
 182 26 provided in chapter 97A in the amount of 17 percent of the  
 182 27 salaries for which the funds are appropriated, to meet federal  
 182 28 fund matching requirements, and for not more than the  
 182 29 following full-time equivalent positions:

182 30 ..... \$ 14,058,510  
 182 31 ..... FTEs 221.50

General Fund appropriation to the Department of Public Safety for the Division of Criminal Investigation (DCI).

DETAIL: This is an increase of \$961,034 and 4.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$331,034 to restore the FY 2004 across-the-board reduction.

- An increase of \$250,000 for the Division of Criminal Investigation lab replacement funding.
- An increase of \$280,000 and 4.00 FTE positions for criminalists.
- An increase of \$100,000 for overtime case management.

182 32 The department of public safety, with the approval of the  
 182 33 department of management, may employ no more than two special  
 182 34 agents and four gaming enforcement officers for each  
 182 35 additional riverboat regulated after July 1, 2004, and one  
 183 1 special agent for each racing facility which becomes  
 183 2 operational during the fiscal year which begins July 1, 2004.  
 183 3 One additional gaming enforcement officer, up to a total of  
 183 4 four per riverboat, may be employed for each riverboat that  
 183 5 has extended operations to 24 hours and has not previously  
 183 6 operated with a 24-hour schedule. Positions authorized in  
 183 7 this paragraph are in addition to the full-time equivalent  
 183 8 positions otherwise authorized in this subsection.

Permits the Department of Public Safety to employ a maximum of two special agents and four gaming officers upon receiving approval from the DOM for new riverboats licensed after July 1, 2004, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2005.

183 9 3. a. For the division of narcotics enforcement,  
 183 10 including the state's contribution to the peace officers'  
 183 11 retirement, accident, and disability system provided in  
 183 12 chapter 97A in the amount of 17 percent of the salaries for  
 183 13 which the funds are appropriated, to meet federal fund  
 183 14 matching requirements, and for not more than the following  
 183 15 full-time equivalent positions:  
 183 16 ..... \$ 3,930,089  
 183 17 ..... FTEs 59.00

General Fund appropriation to the Department of Public Safety for the Narcotics Enforcement Division.

DETAIL: This is an increase of \$218,356 and 2.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$93,500 to restore the FY 2004 across-the-board reduction.
- An increase of \$124,856 and 2.00 FTE positions for narcotics agents.

183 18 b. For the division of narcotics enforcement for  
 183 19 undercover purchases:  
 183 20 ..... \$ 123,343

General Fund appropriation to the Department of Public Safety for undercover purchases by the Division of Narcotics Enforcement.

DETAIL: This is an increase of \$3,084 compared to the estimated net FY 2004 appropriation to restore the FY 2004 across-the-board reduction.



183 21 4. a. For the state fire marshal's office, including the  
 183 22 state's contribution to the peace officers' retirement,  
 183 23 accident, and disability system provided in chapter 97A in the  
 183 24 amount of 17 percent of the salaries for which the funds are  
 183 25 appropriated, and for not more than the following full-time  
 183 26 equivalent positions:  
 183 27 ..... \$ 2,181,998  
 183 28 ..... FTEs 39.00

General Fund appropriation to the Department of Public Safety for the State Fire Marshal's Office.

DETAIL: This is an increase of \$340,166 and 4.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$46,631 to restore the FY 2004 across-the-board reduction.
- An increase of \$226,092 and 4.00 FTE positions for Fire Marshal Inspectors.
- An increase of \$67,443 for vehicle depreciation.

183 29 b. For the state fire marshal's office, for fire  
 183 30 protection services as provided through the state fire service  
 183 31 and emergency response council as created in the department,  
 183 32 and for not more than the following full-time equivalent  
 183 33 positions:  
 183 34 ..... \$ 638,021  
 183 35 ..... FTEs 12.00

General Fund appropriation to the State Fire Marshal's Office for Fire Protection Services.

DETAIL: This is an increase of \$40,181 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$15,181 to restore the FY 2004 across-the-board reduction.
- An increase of \$25,000 for fire equipment replacement.

184 1 5. For the division of the Iowa state patrol of the  
 184 2 department of public safety, for salaries, support,  
 184 3 maintenance, workers' compensation costs, and miscellaneous  
 184 4 purposes, including the state's contribution to the peace  
 184 5 officers' retirement, accident, and disability system provided  
 184 6 in chapter 97A in the amount of 17 percent of the salaries for  
 184 7 which the funds are appropriated, and for not more than the  
 184 8 following full-time equivalent positions:  
 184 9 ..... \$ 42,517,133  
 184 10 ..... FTEs 536.00

General Fund appropriation to the Department of Public Safety for the Iowa State Patrol.

DETAIL: This is an increase of \$4,375,825 and 26.00 FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$962,985 to restore the FY 2004 across-the-board reduction.
- An increase of \$1,200,000 to replace the one-time .08 OWI incentive federal funding received in FY 2004.
- An increase of \$800,000 for vehicle depreciation.

184 11 It is the intent of the general assembly that members of  
 184 12 the Iowa state patrol be assigned to patrol the highways and  
 184 13 roads in lieu of assignments for inspecting school buses for  
 184 14 the school districts.

184 15 It is the intent of the general assembly that approximately  
 184 16 one-half of the members of the Iowa state patrol assigned to  
 184 17 District 16 be reassigned to patrol duties on the highways and  
 184 18 roads, and that candidates from the department of public  
 184 19 safety's training school fill vacant positions at District 16  
 184 20 due to the reassignment.

184 21 In addition to the amount appropriated in this subsection,  
 184 22 there is transferred from the moneys credited during the  
 184 23 fiscal year beginning July 1, 2004, to the depreciation fund  
 184 24 maintained by the department of administrative services  
 184 25 pursuant to section 8A.365, for purposes of the motor pool, to  
 184 26 the vehicle depreciation account maintained by the department  
 184 27 of public safety for vehicles utilized by the division of the  
 184 28 Iowa state patrol. During the fiscal year the department of  
 184 29 administrative services shall credit to the depreciation fund  
 184 30 at least \$475,000 for purposes of the motor pool. The moneys  
 184 31 shall be transferred to the department of public safety on a  
 184 32 monthly basis. Moneys transferred pursuant to this paragraph  
 184 33 are appropriated to the department of public safety for  
 184 34 purposes of vehicle replacement for the division of the Iowa  
 184 35 state patrol. Notwithstanding section 8.33, moneys  
 185 1 transferred in this paragraph that remain unencumbered or  
 185 2 unobligated at the close of the fiscal year shall not revert  
 185 3 but shall remain available for expenditure from the department  
 185 4 of public safety's vehicle depreciation account for the  
 185 5 purposes designated until the close of the fiscal year that

VETOED

- An increase of \$91,000 for State radio equipment.
- An increase of \$1,321,840 and 26.00 FTE positions from the merging of Capitol Police - Post 16 into the Iowa State Patrol.

Specifies the intent of the General Assembly that the Iowa State Patrol assign education officers to perform school bus inspections rather than having road troopers perform these inspections.

Specifies the intent of the General Assembly that approximately one-half of the current Post 16 officers be transferred to duties on the State's highways and roads and the vacant positions be filled with Peace Officer Candidates.

CODE: Transfers, on a monthly basis, a total of \$475,000 of funds in the Vehicle Depreciation Account related to the State Motor Pool to the Vehicle Depreciation Account for the benefit of the Department of Public Safety to be utilized by the Iowa State Patrol. Requires unencumbered and unobligated funds in the Vehicle Depreciation Account for the benefit of the Department of Public Safety to be utilized by the Iowa State Patrol to carry forward at the end of FY 2005 to be utilized by the Iowa State Patrol.

DETAIL: The redirection of funds could have a negative impact on federal funding. The federal government could seek the return of federal funds.

VETOED: The Governor vetoed this language. The language redirected funds that were credited to the Motor Pool Depreciation Account in the Vehicle Depreciation Fund to the Department of Public Safety Depreciation Account. The Governor stated that the consequence of redirecting the funds would include unreliable vehicles for State employees. Shifting the funds around does not preclude the needed resources for all programs.

185 6 begins July 1, 2005.]

185 7 6. For deposit in the public safety law enforcement sick  
 185 8 leave benefits fund established under section 80.42, for all  
 185 9 departmental employees eligible to receive benefits for  
 185 10 accrued sick leave under the collective bargaining agreement:  
 185 11 ..... \$ 316,179

General Fund appropriation to create a non-reversionary fund in the Department of Public Safety to be used for sick leave payout. All sworn officers of the Department are eligible to receive benefits for accrued sick leave under the collective bargaining agreement.

DETAIL: This is an increase of \$105,478 compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$5,403 to restore the FY 2004 across-the-board reduction.
- An increase of \$100,075 for sick leave payout.

185 12 An employee of the department of public safety who retires  
 185 13 after July 1, 2004, but prior to June 30, 2005, is eligible  
 185 14 for payment of life or health insurance premiums as provided  
 185 15 for in the collective bargaining agreement covering the public  
 185 16 safety bargaining unit at the time of retirement if that  
 185 17 employee previously served in a position which would have been  
 185 18 covered by the agreement. The employee shall be given credit  
 185 19 for the service in that prior position as though it were  
 185 20 covered by that agreement. The provisions of this subsection  
 185 21 shall not operate to reduce any retirement benefits an  
 185 22 employee may have earned under other collective bargaining  
 185 23 agreements or retirement programs.

Allows employees of the Department of Public Safety retiring after July 1, 2004, but prior to June 30, 2005, to be eligible for insurance benefits as provided by the collective bargaining agreement. The employees must have previously served in positions that would have been covered by the agreement. This allows supervisors in the Department to keep benefits earned while under the collective bargaining contract.

185 24 7. For costs associated with the training and equipment  
 185 25 needs of volunteer fire fighters and for not more than the  
 185 26 following full-time equivalent position:  
 185 27 ..... \$ 559,587  
 185 28 ..... FTEs 1.00

General Fund appropriation to the Department of Public Safety for Volunteer Fire Fighter Training Grants.

DETAIL: This is an increase of \$30,196 and no change in FTE positions compared to the estimated net FY 2004 appropriation. The change includes:

- An increase of \$15,196 to restore the FY 2004 across-the-board reduction.
- An increase of \$15,000 for additional resources for volunteer fire fighter training.

185 29 Notwithstanding section 8.33, moneys appropriated in this  
 185 30 subsection that remain unobligated or unexpended at the close  
 185 31 of the fiscal year shall not revert but shall remain available  
 185 32 for expenditure only for the purpose designated in this  
 185 33 subsection until the close of the succeeding fiscal year.

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year for fire fighter training grants.

185 34 Sec. 193. CIVIL RIGHTS COMMISSION. There is appropriated  
 185 35 from the general fund of the state to the Iowa state civil  
 186 1 rights commission for the fiscal year beginning July 1, 2004,  
 186 2 and ending June 30, 2005, the following amount, or so much  
 186 3 thereof as is necessary, to be used for the purposes  
 186 4 designated:  
 186 5 For salaries, support, maintenance, miscellaneous purposes,  
 186 6 and for not more than the following full-time equivalent  
 186 7 positions:  
 186 8 ..... \$ 825,752  
 186 9 ..... FTEs 28.00

General Fund appropriation to the Civil Rights Commission.

DETAIL: Maintains current level of General Fund support and FTE positions.

186 10 The Iowa state civil rights commission may enter into a  
 186 11 contract with a nonprofit organization to provide legal  
 186 12 assistance to resolve civil rights complaints.

Permits the Civil Rights Commission to contract with a nonprofit organization to provide legal assistance to resolve civil rights complaints.

186 13 Sec. 194. Section 8D.9, Code Supplement 2003, is amended  
 186 14 by adding the following new subsection:  
 186 15 NEW SUBSECTION. 4. A community college receiving federal  
 186 16 funding to conduct first responder training and testing  
 186 17 regarding homeland security first responder communication and  
 186 18 technology-related research and development projects shall be  
 186 19 authorized to utilize the network for testing purposes.

CODE: Authorizes a community college receiving federal funding to conduct Homeland Security First Responder Training and testing to use the ICN network for testing purposes.

186 20 Sec. 195. Section 13B.4, subsection 2, Code Supplement  
 186 21 2003, as amended by 2004 Iowa Acts, House File 2138, section  
 186 22 1, if enacted, is amended to read as follows:  
 186 23 2. The state public defender shall file a notice with the  
 186 24 clerk of the district court in each county served by a public  
 186 25 defender designating which public defender office shall  
 186 26 receive notice of appointment of cases. The state public

CODE: Requires the Office of the State Public Defender to limit contracts with nonprofit organizations to those currently in effect.

186 27 defender may also designate a nonprofit organization which  
186 28 ~~contracts~~ has a contract with the state public defender to  
186 29 provide legal services to eligible indigent persons prior to  
186 30 July 1, 2004. Except as otherwise provided, in each county in  
186 31 which the state public defender files a designation, the state  
186 32 public defender's designee shall be appointed by the court to  
186 33 represent all eligible indigents, in all of the cases and  
186 34 proceedings specified in the designation. The appointment  
186 35 shall not be made if the state public defender notifies the  
187 1 court that the public defender designee will not provide legal  
187 2 representation in certain cases as identified in the  
187 3 designation by the state public defender.

187 4 Sec. 196. Section 85.66, Code 2003, is amended to read as  
187 5 follows:  
187 6 85.66 SECOND INJURY FUND — CREATION — CUSTODIAN.  
187 7 The "Second Injury Fund" is hereby established under the  
187 8 custody of the treasurer of state and shall consist of  
187 9 payments to the fund as provided by this division and any  
187 10 accumulated interest and earnings on moneys in the second  
187 11 injury fund. The treasurer of state is charged with the  
187 12 conservation of the assets of the second injury fund. Moneys  
187 13 collected in the "Second Injury Fund" shall be disbursed only  
187 14 for the purposes stated in this division, and shall not at any  
187 15 time be appropriated or diverted to any other use or purpose.  
187 16 The treasurer of state shall invest any surplus moneys of the  
187 17 fund in securities which constitute legal investments for  
187 18 state funds under the laws of this state, and may sell any of  
187 19 the securities in which the fund is invested, if necessary,  
187 20 for the proper administration or in the best interests of the  
187 21 fund. Disbursements from the fund shall be paid by the  
187 22 treasurer of state only upon the written order of the workers'  
187 23 compensation commissioner. The attorney general shall be  
187 24 reimbursed up to fifty thousand dollars annually from the fund  
187 25 for services provided related to the fund. The treasurer of  
187 26 state shall quarterly prepare a statement of the fund, setting  
187 27 forth the balance of moneys in the fund, the income of the

CODE: Requires the Office of the Attorney General to be reimbursed up to \$50,000 annually from the Second Injury Fund. This Section takes effect upon enactment.

187 28 fund, specifying the source of all income, the payments out of  
 187 29 the fund, specifying the various items of payments, and  
 187 30 setting forth the balance of the fund remaining to its credit.  
 187 31 The statement shall be open to public inspection in the office  
 187 32 of the treasurer of state.

187 33 Sec. 197. Section 85.67, Code 2003, is amended to read as  
 187 34 follows:  
 187 35 85.67 ADMINISTRATION OF FUND — SPECIAL COUNSEL —  
 PAYMENT

188 1 OF AWARD.  
 188 2 The attorney general shall appoint a staff member to  
 188 3 represent the treasurer of state and the fund in all  
 188 4 proceedings and matters arising under this division. The  
 188 5 attorney general shall be reimbursed up to fifty thousand  
 188 6 dollars annually from the fund for services provided related  
 188 7 to the fund. The commissioner of insurance shall consider the  
 188 8 reimbursement to the attorney general as an outstanding  
 188 9 liability when making a determination of funding availability  
 188 10 under section 85.65A, subsection 2. In making an award under  
 188 11 this division, the workers' compensation commissioner shall  
 188 12 specifically find the amount the injured employee shall be  
 188 13 paid weekly, the number of weeks of compensation which shall  
 188 14 be paid by the employer, the date upon which payments out of  
 188 15 the fund shall begin, and, if possible, the length of time the  
 188 16 payments shall continue.

CODE: Conforming amendment to the statutory change in Section 196 of this Act, which requires the Office of the Attorney General to be reimbursed up to \$50,000 annually from the Second Injury Fund. This Section takes effect upon enactment.

188 17 Sec. 198. **NEW SECTION. 564.9 DEPARTMENT OF NATURAL**  
 188 18 **RESOURCES — ACCESS.**

188 19 1. The department of natural resources shall grant the  
 188 20 owner of a parcel of land access to a public road if any of  
 188 21 the following applies:  
 188 22 a. It is otherwise impossible for the owner to access the  
 188 23 public road because the parcel is surrounded by land held by  
 188 24 the department.  
 188 25 b. The parcel is otherwise surrounded by land with a  
 188 26 topography that makes access unreasonable.

VETOED

CODE: Requires the Department of Natural Resources to grant access to a public road to an owner of a parcel of land in certain circumstances.

VETOED: The Governor vetoed this Section, and stated that parceling public land undermines the role of steward of public lands.

188 27 c. Access by another way would cause degradation or

188 28 destroy the integrity of the land.

188 29 2. The department may grant access to the owner by the

188 30 sale, exchange, or other transfer of land or by the grant of

188 31 an easement.

188 32 3. A person entitled to access as provided in this section

188 33 may construct a road for automobile traffic from the parcel to

188 34 the public road. The owner shall be responsible for

188 35 constructing and maintaining any private road from the parcel

189 1 to the public road which shall not be more than twenty feet in

189 2 width unless otherwise agreed to by the parties.]

189 3 Sec. 199. Section 602.8107, subsection 4, unnumbered  
189 4 paragraph 1, Code Supplement 2003, is amended to read as  
189 5 follows:

189 6 All fines, penalties, court costs, fees, surcharges, and  
189 7 restitution for court-appointed attorney fees or for expenses  
189 8 of a public defender which are deemed delinquent by the clerk  
189 9 pursuant to subsection 3 may be collected by the county  
189 10 attorney or the county attorney's designee. Thirty-five  
189 11 percent of the amounts collected by the county attorney or the  
189 12 person procured or designated by the county attorney shall be  
189 13 deposited in the general fund of the county if the county  
189 14 attorney has filed the notice required in section 331.756,  
189 15 subsection 5, unless the county attorney has discontinued  
189 16 collection efforts on a particular delinquent amount. ~~The Up~~  
189 17 to one million two hundred thousand dollars of the remainder  
189 18 shall be paid each fiscal year to the clerk clerks for  
189 19 distribution under section 602.8108. If the threshold amount  
189 20 of one million two hundred thousand dollars has been  
189 21 distributed under section 602.8108, the remainder shall be  
189 22 distributed as provided in subsection 4A. The state court  
189 23 administrator shall notify the clerks that the threshold  
189 24 amount has been distributed under section 602.8108, and that  
189 25 the distribution of any additional moneys collected by the  
189 26 county attorney shall be as provided in subsection 4A.

CODE: Creates an incentive program for county attorneys to collect delinquent fines, penalties, court costs, fees, surcharges, and restitution for court-appointed counsel. The incentive program is not available until \$1,200,000 of these delinquent fines are deposited into the State General Fund.

189 27 Sec. 200. Section 602.8107, Code Supplement 2003, is  
 189 28 amended by adding the following new subsection:  
 189 29 NEW SUBSECTION. 4A. After the threshold amount has been  
 189 30 distributed under section 602.8108 as provided in subsection  
 189 31 4, thirty-five percent of any additional moneys collected by  
 189 32 the county attorney or the person procured or designated by  
 189 33 the county attorney shall be deposited in the general fund of  
 189 34 the county, and thirty-three percent of any additional moneys  
 189 35 collected by the county attorney or the person procured or  
 190 1 designated by the county attorney shall be deposited with the  
 190 2 office of the county attorney. The remainder shall be paid to  
 190 3 the clerk for distribution under section 602.8108.

CODE: Specifies allocation of funds for the incentive program created in the previous section.

[190 4 Sec. 201. Section 815.9, subsection 1, paragraphs a and b,  
 190 5 Code 2003, are amended to read as follows:  
 190 6 a. A person is entitled to an attorney appointed by the  
 190 7 court to represent the person if the person has an income  
 190 8 level at or below one hundred ~~twenty-five~~ percent of the  
 190 9 United States poverty level as defined by the most recently  
 190 10 revised poverty income guidelines published by the United  
 190 11 States department of health and human services, unless the  
 190 12 court determines that the person is able to pay for the cost  
 190 13 of an attorney to represent the person on the pending case.  
 190 14 In making the determination of a person's ability to pay for  
 190 15 the cost of an attorney, the court shall consider not only the  
 190 16 person's income, but also the availability of any assets  
 190 17 subject to execution, including but not limited to cash,  
 190 18 stocks, bonds, and any other property which may be applied to  
 190 19 the satisfaction of judgments, and the seriousness of the  
 190 20 charge or nature of the case.  
 190 21 b. A person with an income level greater than one hundred  
 190 22 ~~twenty-five~~ percent, but at or below two hundred percent, of  
 190 23 the most recently revised poverty income guidelines published  
 190 24 by the United States department of health and human services  
 190 25 shall not be entitled to an attorney appointed by the court,  
 190 26 unless the court makes a written finding that not appointing  
 190 27 counsel on the pending case would cause the person substantial

**VETOED**

CODE: Defines indigence for the purpose of appointing counsel at 100.00%, rather than 125.00%, of the U.S. poverty level.

VETOED: The Governor vetoed this Section, and stated that everyone has a constitutional right to counsel, and restrictions should not be placed on that right.



190 28 hardship. In determining whether substantial hardship would  
190 29 result, the court shall consider not only the person's income,  
190 30 but also the availability of any assets subject to execution,  
190 31 including but not limited to cash, stocks, bonds, and any  
190 32 other property which may be applied to the satisfaction of  
190 33 judgments, and the seriousness of the charge or nature of the  
190 34 case.]

190 35 Sec. 202. NEW SECTION. 904.118 IOWA CORRECTIONS OFFENDER  
191 1 NETWORK — FUND.

191 2 An Iowa corrections offender network fund is established  
191 3 under the control of the department. All sales, gifts, and  
191 4 donations related to the Iowa offender network data system  
191 5 shall be credited to the fund and the moneys in the fund are  
191 6 appropriated to the department to be used for further  
191 7 development and general maintenance of the Iowa corrections  
191 8 offender network data system. Notwithstanding section 8.33,  
191 9 moneys credited to the fund shall not revert to any other  
191 10 fund. Notwithstanding section 12C.7, subsection 2, interest  
191 11 or earnings on moneys deposited in the fund shall be credited  
191 12 to the fund.

191 13 Sec. 203. Section 904.809, subsection 5, paragraph c, Code  
191 14 2003, is amended by adding the following new subparagraph:  
191 15 NEW SUBPARAGRAPH. (2A) The department may retain up to  
191 16 fifty percent of any remaining balance after deductions made  
191 17 under subparagraphs (1) and (2) if the remaining balance is  
191 18 from an inmate employed in a new job created on or after July  
191 19 1, 2004. The funds shall be used to staff supervision costs  
191 20 of private sector employment of inmates at correctional  
191 21 institutions. Funds retained pursuant to this subparagraph  
191 22 shall not be used for administrative costs of the Iowa state  
191 23 industries.

CODE: Creates the Iowa Corrections Offender Network Fund, specifies receipts and disbursements, and places the Fund under the control of the DOC. The Section takes effect upon enactment.

CODE: Permits the DOC to retain up to 50.00% of the receipts generated by new jobs for private sector employment of inmates, after certain other deductions have been made. The funds are required to be used for staff supervision costs. Iowa Prison Industries is prohibited from using the funds to recoup administrative costs.

DETAIL: One private employer, H & H Trailers, Inc., is proposing to add a second shift at the Clarinda Correctional Facility. The second shift will employ 55 additional inmates.

FISCAL IMPACT: It is estimated that this provision will generate total revenue of \$162,000 annually beginning in FY 2005. Of this total, \$81,000 will be deposited into the State General Fund and the DOC will retain \$81,000.

191 24 Sec. 204. Section 904.809, subsection 5, paragraph c,  
191 25 subparagraph (3), Code 2003, is amended to read as follows:  
191 26 (3) Any balance remaining after the deductions made under  
191 27 subparagraphs (1), ~~and (2), and (2A)~~ shall represent the costs  
191 28 of the inmate's incarceration and shall be deposited,  
191 29 ~~effective July 1, 2000,~~ in the general fund of the state.

CODE: Conforming language for the statutory change in the previous section.

DETAIL: Specifies that receipts generated by new jobs for private sector employment of inmates go to the General Fund through June 30, 2004. Beginning in FY 2005, the receipts will be split 50.00% between the General Fund and DOC as stated in the previous section.

191 30 Sec. 205. Section 907.9, subsections 1, 2, and 4, Code  
191 31 Supplement 2003, are amended to read as follows:  
191 32 1. At any time that the court determines that the purposes  
191 33 of probation have been fulfilled and ~~the any~~ fees imposed  
191 34 under ~~section~~ sections 815.9 and 905.14 have been paid ~~or on~~  
191 35 ~~condition that unpaid supervision fees be paid~~, the court may  
192 1 order the discharge of a person from probation.  
192 2 2. At any time that a probation officer determines that  
192 3 the purposes of probation have been fulfilled and ~~the any~~ fees  
192 4 imposed under ~~section~~ sections 815.9 and 905.14 have been paid  
192 5 ~~or on condition that unpaid supervision fees be paid~~, the  
192 6 officer may order the discharge of a person from probation  
192 7 after approval of the district director and notification of  
192 8 the sentencing court and the county attorney who prosecuted  
192 9 the case.  
192 10 4. At the expiration of the period of probation and if the  
192 11 fees imposed under ~~section~~ sections 815.9 and 905.14 have been  
192 12 paid or on condition that unpaid supervision fees be paid, the  
192 13 court shall order the discharge of the person from probation,  
192 14 and the court shall forward to the governor a recommendation  
192 15 for or against restoration of citizenship rights to that  
192 16 person. A person who has been discharged from probation shall  
192 17 no longer be held to answer for the person's offense. Upon  
192 18 discharge from probation, if judgment has been deferred under  
192 19 section 907.3, the court's criminal record with reference to  
192 20 the deferred judgment shall be expunged. The record  
192 21 maintained by the state court administrator as required by  
192 22 section 907.4 shall not be expunged. The court's record shall  
192 23 not be expunged in any other circumstances.

CODE: Requires offenders to reimburse the State for court-appointed counsel before being discharged from probation.

192 24 Sec. 206. 1998 Iowa Acts, chapter 1101, section 15,  
 192 25 subsection 2, as amended by 1999 Iowa Acts, chapter 202,  
 192 26 section 25, as amended by 2000 Iowa Acts, chapter 1229,  
 192 27 section 25, as amended by 2001 Iowa Acts, chapter 186, section  
 192 28 21, as amended by 2002 Iowa Acts, Second Extraordinary  
 192 29 Session, chapter 1003, section 170, and as amended by 2003  
 192 30 Iowa Acts, chapter 174, section 17, is amended to read as  
 192 31 follows:

192 32 2. a. There is appropriated from surcharge moneys  
 192 33 received by the E911 administrator and deposited into the  
 192 34 wireless E911 emergency communications fund, for each fiscal  
 192 35 year in the fiscal period beginning July 1, 1998, and ending  
 193 1 June 30, ~~2004~~ 2005, an amount not to exceed two hundred  
 193 2 thousand dollars to be used for the implementation, support,  
 193 3 and maintenance of the functions of the E911 administrator.  
 193 4 The amount appropriated in this paragraph includes any amounts  
 193 5 necessary to reimburse the division of emergency management of  
 193 6 the department of public defense pursuant to paragraph "b".  
 193 7 b. Notwithstanding the distribution formula in section  
 193 8 34A.7A, as enacted in this Act, and prior to any such  
 193 9 distribution, of the initial surcharge moneys received by the  
 193 10 E911 administrator and deposited into the wireless E911  
 193 11 emergency communications fund, for each fiscal year in the  
 193 12 fiscal period beginning July 1, 1998, and ending June 30, ~~2004~~  
 193 13 2005, an amount is appropriated to the division of emergency  
 193 14 management of the department of public defense as necessary to  
 193 15 reimburse the division for amounts expended for the  
 193 16 implementation, support, and maintenance of the E911  
 193 17 administrator, including the E911 administrator's salary.

193 18 Sec. 207. IOWA LAW ENFORCEMENT ACADEMY — FEES.

193 19 Notwithstanding section 80B.11B, the Iowa law enforcement  
 193 20 academy may charge more than one-half the cost of providing  
 193 21 the basic training course if a majority of the Iowa law  
 193 22 enforcement academy council authorizes charging more than one-  
 193 23 half of the cost of providing basic training. This section is

CODE: Permits continued funding from the Wireless E911 Emergency Communications Fund for the Emergency Management Division of the Department of Public Defense, through FY 2005.

DETAIL: The Division receives up to \$200,000 for the administration of the wireless E911 service.

CODE: Allows the Iowa Law Enforcement Academy to charge more than one-half the cost to provide training if approved by the Law Enforcement Academy Council. This Section is repealed June 30, 2005.

193 24 repealed on June 30, 2005.

193 25 Sec. 208. STATE PUBLIC DEFENDER STUDY. The state public  
193 26 defender in consultation with the indigent defense advisory  
193 27 commission, the supreme court, the Iowa state bar association,  
193 28 the Iowa association of criminal defense lawyers, and other  
193 29 interested organizations, shall study cost saving methods that  
193 30 can be implemented to deliver legal representation to indigent  
193 31 defendants in a more efficient manner. The state public  
193 32 defender, in cooperation with the entities consulted with,  
193 33 shall file a report with the general assembly by December 15,  
193 34 2004. The report shall include recommendations for achieving  
193 35 efficiencies in the delivery of indigent defense services  
194 1 including but not limited to the advisability of the state  
194 2 public defender entering into indigent defense contracts for a  
194 3 predetermined fee in specific types of cases.

Requires the Office of the State Public Defender, in cooperation with interested parties, to study cost-saving methods to increase efficiencies. Requires the Office to file a report with the General Assembly by December 15, 2004, and specifies the content of the report.

194 4 Sec. 209. EFFECTIVE DATE. The provisions of this division  
194 5 of this Act amending sections 85.66, 85.67, and 904.118, and  
194 6 1998 Iowa Acts, chapter 1101, being deemed of immediate  
194 7 importance, take effect upon enactment.

Specifies that the Sections relating to the Second Injury Fund, the Iowa Corrections Offender Network Fund, and the Wireless E911 Emergency Communications Fund take effect upon enactment.

PG LN	Senate File 2298	Explanation
194 8	DIVISION X	
194 9	STANDING APPROPRIATIONS, SALARIES,	
194 10	AND MISCELLANEOUS PROVISIONS	
194 11	Sec. 210. GENERAL ASSEMBLY. The appropriations made	Reduces the FY 2005 General Fund standing unlimited appropriation to the General Assembly and legislative agencies by \$2,000,000.
194 12	pursuant to section 2.12 for the expenses of the general	
194 13	assembly and legislative agencies for the fiscal year	
194 14	beginning July 1, 2004, and ending June 30, 2005, are reduced	DETAIL: The estimated FY 2005 appropriation is \$24,475,749, an increase of \$111,855 compared to the estimated net FY 2004 appropriation.
194 15	by the following amount:	
194 16	..... \$ 2,000,000	
194 17	Sec. 211. Notwithstanding the standing appropriations in	CODE: Limits various standing appropriations to the amounts specified.
194 18	the following designated sections for the fiscal year	
194 19	beginning July 1, 2004, and ending June 30, 2005, the amounts	
194 20	appropriated from the general fund of the state pursuant to	
194 21	those sections for the following designated purposes shall not	
194 22	exceed the following amounts:	
194 23	1. For compensation of officers and enlisted persons and	CODE: Limits the FY 2005 standing appropriation to the Department of Public Defense for active duty pay.
194 24	their expenses while on state active duty as authorized in	
194 25	section 29A.27:	
194 26	..... \$ 421,639	DETAIL: Maintains current level of funding.
194 27	2. For payment for nonpublic school transportation under	CODE: Limits the FY 2005 standing appropriation to the Department of Education for nonpublic school transportation.
194 28	section 285.2:	
194 29	..... \$ 7,955,541	DETAIL: This is an increase of \$350,980 compared to the estimated net FY 2004 appropriation.
194 30	If total approved claims for reimbursement for nonpublic	Requires the Department of Education to prorate claims, if the amount of claims exceeds the amount appropriated.
194 31	school pupil transportation claims exceed the amount	
194 32	appropriated in this section, the department of education	
194 33	shall prorate the amount of each claim.	

PG LN	Senate File 2298	Explanation
194 34 194 35	3. For printing cigarette tax stamps under section 453A.7: ..... \$ 107,304	CODE: Limits the FY 2005 standing appropriation to the Department of Revenue for the cost of printing cigarette stamps.  DETAIL: Maintains current level of funding.
195 1 195 2 195 3	4. For the state's share of the cost of the peace officers' retirement benefits under section 411.20: ..... \$ 2,745,784	CODE: Limits the FY 2005 standing appropriation to the Statewide Fire and Police Retirement System for the State contribution to the Municipal Fire and Police Officer Retirement Fund.  DETAIL: Maintains current level of funding.
195 4 195 5 195 6	5. For payment of livestock production credit refunds under section 422.121: ..... \$ 1,770,342	CODE: Limits the FY 2005 standing appropriation to the Department of Revenue for the Livestock Production Tax Credit.  DETAIL: Maintains current level of funding.
195 7 195 8 195 9	6. For instructional support state aid under section 257.20: ..... \$ 14,428,271	CODE: Limits the FY 2005 standing appropriation to the Department of Education for Instructional Support State Aid.  DETAIL: Maintains current level of funding.
195 10 195 11 195 12	7. For at-risk children programs under section 279.51, subsection 1: ..... \$ 11,271,000	CODE: Limits the FY 2005 standing appropriation to the Department of Education for At-Risk Children Programs.  DETAIL: Maintains current level of funding.
195 13 195 14 195 15	The amount of any reduction in this subsection shall be prorated among the programs specified in section 279.51, subsection 1, paragraphs "a", "b", and "c".	Requires the amount of any reduction to be prorated among the At-Risk Children Programs.
195 16 195 17	8. For paying claims against the state under section 25.2: ..... \$ 4,387,500	CODE: Limits the FY 2005 standing appropriation to the State Appeals Board for paying claims against the State.  DETAIL: Maintains current level of funding.
195 18 195 19 195 20	9. For administration expenses of the state unemployment compensation law under chapter 96: ..... \$ 538,750	CODE: Limits the FY 2005 standing appropriation to the Department of Administrative Services for unemployment compensation.

	<p>DETAIL: This is an increase of \$100,000 compared to the estimated net FY 2004 General Fund appropriation to provide for the increased costs of providing unemployment benefits for former State employees.</p>
<p>195 21 10. For payment of certain interest costs due the federal          195 22 government under the federal Cash Management and Improvement          195 23 Act under section 421.31:          195 24 ..... \$ 436,250</p>	<p>CODE: Limits the FY 2005 standing appropriation to the Department of Administrative Services for interest costs associated with the Federal Cash Management and Improvement Program.</p>
<p>195 25 11. For funding the state's deferred compensation program          195 26 established for state employees under section 509A.12:          195 27 ..... \$ 55,088</p>	<p>DETAIL: This is a decrease of \$100,000 compared to the estimated net FY 2004 General Fund appropriation due to lower interest rates and improved cash management by State agencies.</p> <p>CODE: Limits the FY 2005 standing appropriation to the Department of Revenue for the Deferred Compensation Program.</p> <p>DETAIL: Maintains current level of General Fund Support for the Program.</p>
<p>195 28 12. For the educational excellence program under section          195 29 294A.25, subsection 1:          195 30 ..... \$ 55,469,053</p>	<p>CODE: Limits the FY 2005 standing appropriation to the Department of Education for the Educational Excellence Program.</p> <p>DETAIL: Maintains current level of funding.</p>
<p>195 31 Sec. 212. HELP US STOP HUNGER. There is appropriated from          195 32 the general fund of the state of the department of natural          195 33 resources for the fiscal year beginning July 1, 2004, and          195 34 ending June 30, 2005, the following amount, or so much thereof          195 35 as is necessary, to be used as follows:          196 1 To expand the help us stop hunger pilot project:          196 2 ..... \$ 17,000</p>	<p>General Fund appropriation for the Help Us Stop Hunger (HUSH) Program in the Department of Natural Resources (DNR).</p> <p>DETAIL: This is a new appropriation. Permits a hunter to donate a harvested deer to a participating meat locker that processes the deer and donates the meat to the Food Bank of Iowa. The Program is funded with donations from hunters, businesses, and other organizations. During the 2003 hunting season, 44 meat lockers participated in the HUSH Program and the average processing fee was \$1.00 per pound. The Department's goal was to process 1,000 harvested deer, however, there were approximately 1,600 harvested deer donated. Actual processing costs exceeded the funds donated, and the Department paid for the additional processing costs.</p>

196 3 Sec. 213. STATE APPEAL BOARD STREAMLINING. For the fiscal  
196 4 year beginning July 1, 2004, the state appeal board may pay  
196 5 out of any moneys in the state treasury not otherwise  
196 6 appropriated for costs associated with streamlining and  
196 7 improving the state appeal board process.

196 8 Sec. 214. Section 8.22A, subsection 3, Code Supplement  
196 9 2003, is amended to read as follows:  
196 10 3. By December 15 of each fiscal year the conference shall  
196 11 agree to a revenue estimate for the fiscal year beginning the  
196 12 following July 1. That estimate shall be used by the governor  
196 13 in the preparation of the budget message under section 8.22  
196 14 and by the general assembly in the budget process. If the  
196 15 conference agrees to a different estimate at a later meeting  
196 16 which projects a greater amount of revenue than the initial  
196 17 estimate amount agreed to by December 15, the governor and the  
196 18 general assembly shall continue to use the initial estimate  
196 19 amount in the budget process for that fiscal year. However,  
196 20 if the conference agrees to a different estimate at a later  
196 21 meeting which projects a lesser amount of revenue than the  
196 22 initial estimate amount, the governor and the general assembly  
196 23 shall use the lesser amount in the budget process for that  
196 24 fiscal year. As used in this subsection, "later meeting"  
196 25 means only those later meetings which are held prior to the  
196 26 conclusion of the regular session of the general assembly and  
196 27 if the general assembly holds an extraordinary session prior  
196 28 to the commencement of the fiscal year to which the estimate  
196 29 applies, those later meetings which are held before or during  
196 30 the extraordinary session.

FISCAL IMPACT: The cost to process one deer carcass for the Help Us Stop Hunger (HUSH) Program is \$50. The \$17,000 appropriation will pay for approximately 340 deer. Other funding will be collected from deer hunters, wildlife organizations, and businesses.

General Fund standing unlimited appropriation for FY 2005 to the State Appeal Board for the costs associated with the streamlining and improving of the State Appeal Board Process.

DETAIL: The actions that will be taken by the State Appeal Board and the costs of those actions have not been determined.

CODE: Extends the General Fund expenditure limitation requirements related to Revenue Estimating Conference estimates to special legislative sessions held prior to the start of the fiscal year.

DETAIL: Under current law, expenditure limitation requirements end with the conclusion of the regular session of the General Assembly.



196 31 Sec. 215. Section 8.54, subsection 2, Code 2003, is  
 196 32 amended to read as follows:  
 196 33 2. There is created a state general fund expenditure  
 196 34 limitation for each fiscal year ~~beginning on or after July 1,~~  
 196 35 ~~1993~~, calculated as provided in this section. An expenditure  
 197 1 limitation shall be used for the portion of the budget process  
 197 2 commencing on the date the revenue estimating conference  
 197 3 agrees to a revenue estimate for the following fiscal year in  
 197 4 accordance with section 8.22A, subsection 3, and ending with  
 197 5 the governor's final approval or disapproval of the  
 197 6 appropriations bills applicable to that fiscal year that were  
 197 7 passed prior to July 1 of that fiscal year in a regular or  
 197 8 extraordinary legislative session.

CODE: Extends the General Fund expenditure limitation requirements to special legislative sessions held prior to the start of the fiscal year.

DETAIL: Under current law, expenditure limitation requirements end with the conclusion of the regular session of the General Assembly.

197 9 Sec. 216. Section 8.55, subsection 2, paragraph d, Code  
 197 10 Supplement 2003, is amended to read as follows:  
 197 11 d. Notwithstanding paragraph "a", any moneys in excess of  
 197 12 the maximum balance in the economic emergency fund after the  
 197 13 distribution of the surplus in the general fund of the state  
 197 14 at the conclusion of each fiscal year and after the  
 197 15 appropriate amounts have been transferred pursuant to  
 197 16 paragraphs "b" and "c" shall not be transferred to the general  
 197 17 fund of the state but shall be transferred to the endowment  
 197 18 for Iowa's health account of the tobacco settlement trust  
 197 19 fund. The total amount transferred, in the aggregate, under  
 197 20 this paragraph for all fiscal years shall not exceed the  
 197 21 difference between one hundred ~~one~~ ~~thirty-one~~ million ~~seven~~  
 197 22 ~~five~~ hundred ~~fifty-one~~ ~~thirty-six~~ thousand dollars and the  
 197 23 amounts transferred to the endowment for Iowa's health account  
 197 24 to repay the amounts transferred or appropriated from the  
 197 25 endowment for Iowa's health account in 2002 Iowa Acts, chapter  
 197 26 1165, 2002 Iowa Acts, chapter 1166, 2002 Iowa Acts, chapter  
 197 27 1167, 2002 Iowa Acts, Second Extraordinary Session, chapter  
 197 28 1003, and 2003 Iowa Acts, chapter 183, and 2004 Iowa Acts,  
 197 29 Senate File 2298.

CODE: Increases the amount that will be repaid to the Endowment for Iowa's Health Account from General Fund surplus revenues by \$29,785,000.

DETAIL: The Endowment will begin receiving surplus revenues after the Cash Reserve and Economic Emergency Funds reach the statutory maximum, and after the Senior Living Trust Fund receives \$118,000,000. Under current law, after the reserve funds have reached the maximum balances and the Senior Living Trust Fund has been repaid, the Endowment will receive the next \$141,751,000. This includes \$40,000,000 under Section 8.55(2)(b) and \$101,751,000 under Section 8.55(2)(d), Code of Iowa.

The statutory maximum balances for the reserve funds are estimated to be \$450,000,000 in FY 2005. Current estimated reserve fund balances for FY 2005 are \$38,000,000.

With the enactment of SF 2298 (FY 2005 Omnibus Appropriations Act), \$171,536,000 in future General Fund receipts are committed to reimbursing the Endowment for Iowa's Health Account.

197 30 Sec. 217. Section 8.62, Code Supplement 2003, is amended  
 197 31 by adding the following new subsection:  
 197 32 NEW SUBSECTION. 4. Notwithstanding any provision of this  
 197 33 section and sections 8.33 and 8.39 to the contrary, if a full-  
 197 34 time equivalent position budgeted for within an appropriation  
 197 35 from the general fund of the state to a department or  
 198 1 establishment other than the state board of regents is vacant  
 198 2 for all or a portion of the fiscal year, an amount equal to  
 198 3 the salary and benefits associated with the time of vacancy of  
 198 4 the position shall be considered to be encumbered for the  
 198 5 period of the vacancy, shall not be used for any other  
 198 6 purpose, and the encumbered amount shall revert to the general  
 198 7 fund of the state at the close of the fiscal year.]

VETOED

CODE: Requires State agencies to revert to the General Fund, at the end of FY 2005, the budgeted costs of benefits and salary associated with an Executive Branch agency other than the State Board of Regents position supported by an appropriation from the General Fund for the period of the vacancy.

VETOED: The Governor vetoed this Section. The Governor stated this would give departments very few options, other than cutting services to balance their budgets, and is unworkable and unwise micromanagement of Executive Branch operations.

198 8 Sec. 218. Section 10C.5, Code 2003, is amended to read as  
 198 9 follows:  
 198 10 10C.5 REPEAL.  
 198 11 Sections 10C.1 through 10C.4 and this section are repealed  
 198 12 July 1, ~~2004~~ 2008.

CODE: Extends the time period for a life science enterprise to acquire agricultural land.

198 13 Sec. 219. Section 10C.6, subsection 1, paragraph a,  
 198 14 unnumbered paragraph 1, Code 2003, is amended to read as  
 198 15 follows:  
 198 16 A life science enterprise may acquire or hold agricultural  
 198 17 land, notwithstanding section 10C.5 as that section exists in  
 198 18 the ~~2003~~ 2005 Code ~~or 2003 Code Supplement~~, if all of the  
 198 19 following apply:

CODE: Extends the time period for a life science enterprise to acquire agricultural land.

198 20 Sec. 220. Section 10C.6, subsection 1, paragraph a,  
 198 21 subparagraphs (1) and (2), Code 2003, are amended to read as  
 198 22 follows:  
 198 23 (1) The life science enterprise acquires the agricultural  
 198 24 land on or before June 30, ~~2004~~ 2008.  
 198 25 (2) The enterprise acquires or holds the agricultural land  
 198 26 pursuant to chapter 10C as that chapter exists in the ~~2003~~  
 198 27 2005 Code ~~or 2003 Code Supplement~~.

CODE: Extends the time period for a life science enterprise to acquire agricultural land.

198 28 Sec. 221. Section 28.3, subsection 2, Code 2003, is  
198 29 amended to read as follows:  
198 30 2. The Iowa board shall consist of ~~seventeen~~ eighteen  
198 31 voting members with thirteen citizen members and ~~four~~ five  
198 32 state agency members. The ~~four~~ five state agency members  
198 33 shall be the directors of the following departments: economic  
198 34 development, education, human rights, human services, and  
198 35 public health. The thirteen citizen members shall be  
199 1 appointed by the governor, subject to confirmation by the  
199 2 senate. The governor's appointments of citizen members shall  
199 3 be made in a manner so that each of the state's congressional  
199 4 districts is represented by two citizen members and so that  
199 5 all the appointments as a whole reflect the ethnic, cultural,  
199 6 social, and economic diversity of the state. The governor's  
199 7 appointees shall be selected from individuals nominated by  
199 8 community empowerment area boards. The nominations shall  
199 9 reflect the range of interests represented on the community  
199 10 boards so that the governor is able to appoint one or more  
199 11 members each for education, health, human services, business,  
199 12 faith, and public interests. At least one of the citizen  
199 13 members shall be a service consumer or the parent of a service  
199 14 consumer. Terms of office of all citizen members are three  
199 15 years. A vacancy on the board shall be filled in the same  
199 16 manner as the original appointment for the balance of the  
199 17 unexpired term.

199 18 Sec. 222. Section 35A.2, Code 2003, is amended to read as  
199 19 follows:  
199 20 35A.2 COMMISSION OF VETERANS AFFAIRS.  
199 21 1. A commission of veterans affairs is created consisting  
199 22 of ~~seven~~ nine persons who shall be appointed by the governor,  
199 23 subject to confirmation by the senate. Members shall be  
199 24 appointed to staggered terms of four years beginning and  
199 25 ending as provided in section 69.19. The governor shall fill  
199 26 a vacancy for the unexpired portion of the term.  
199 27 2. ~~Six~~ Eight commissioners shall be honorably discharged  
199 28 members of the armed forces of the United States. The

CODE: Adds Director of the Department of Economic Development  
as a voting member of the Iowa Empowerment Board.

CODE: Adds two members to the Commission of Veterans Affairs.  
Both are to be veterans.

Requires the Adjutant General of the Iowa National Guard and the  
Iowa Affiliate of the Reserve Officers Association to submit names to  
the Governor for appointment.

199 29 American legion of Iowa, disabled American veterans department  
199 30 of Iowa, veterans of foreign wars department of Iowa, American  
199 31 veterans of World War II, Korea, and Vietnam, the Vietnam  
199 32 veterans of America, and the military order of the purple  
199 33 heart, through their department commanders, shall submit two  
199 34 names respectively from their organizations to the governor.  
199 35 The adjutant general and the Iowa affiliate of the reserve  
200 1 officers association shall submit names to the governor of  
200 2 persons to represent the Iowa national guard and the  
200 3 association. The governor shall appoint from the group of  
200 4 names submitted by the adjutant general and reserve officers  
200 5 association two representatives and from each of the other  
200 6 organizations one representative to serve as a member of the  
200 7 commission, unless the appointments would conflict with the  
200 8 bipartisan and gender balance provisions of sections 69.16 and  
200 9 69.16A. In addition, the governor shall appoint one member of  
200 10 the public, knowledgeable in the general field of veterans  
200 11 affairs, to serve on the commission.

200 12 Sec. 223. Section 35A.3, Code 2003, is amended by adding  
200 13 the following new subsection:  
200 14 NEW SUBSECTION. 14. To establish and operate a state  
200 15 veterans cemetery and to make application to the government of  
200 16 the United States or any subdivision, agency, or  
200 17 instrumentality thereof, for funds for the purpose of  
200 18 establishing such a cemetery. The state may enter into  
200 19 agreements with any subdivision of the state for assistance in  
200 20 operating the cemetery. The state shall own the land on which  
200 21 the cemetery is located. The commission shall have the  
200 22 authority to accept federal grant funds, funding from state  
200 23 subdivisions, donations from private sources, and federal  
200 24 "plot allowance" payments. All such funds shall be deposited  
200 25 into an account dedicated to the establishment, operation, and  
200 26 maintenance of a veterans cemetery and these funds shall be  
200 27 expended only for those purposes. The commission through the  
200 28 executive director shall have the authority to accept suitable  
200 29 cemetery land, in accordance with federal veterans cemetery

CODE: Requires the Commission of Veterans Affairs to establish and operate a State Veterans Cemetery. Authorizes the Commission to accept financial contributions and property.

DETAIL: Section 288.16 of this Act appropriates \$500,000 for the Cemetery from the Rebuild Iowa Infrastructure Fund.

200 30 grant guidelines, from the federal government, state  
 200 31 government, state subdivisions, private sources, and any other  
 200 32 source wishing to transfer land for use as a veterans  
 200 33 cemetery.

200 34 Sec. 224. Section 35D.13, subsection 2, Code 2003, is  
 200 35 amended by striking the subsection and inserting in lieu  
 201 1 thereof the following:  
 201 2 2. The commandant shall be a resident of the state of Iowa  
 201 3 who served in the armed forces of the United States and was  
 201 4 honorably discharged, and is a licensed nursing home  
 201 5 administrator.

CODE: Reinstates the requirement that the Commandant of the Iowa Veterans Home be a resident of Iowa, an honorably discharged veteran, and a licensed nursing home administrator.

[201 6 Sec. 225. Section 85.36, Code 2003, is amended by adding  
 201 7 the following new subsection:  
 201 8 **NEW SUBSECTION. 5A.** In the case of a school district  
 201 9 employee who is employed pursuant to a contract for a specific  
 201 10 period of time, and whose earnings are paid pursuant to a  
 201 11 contract for a different period of time than the period of  
 201 12 time during which the services are performed, the employee's  
 201 13 weekly earnings shall be based on the period of time for which  
 201 14 the earnings are paid rather than on the period of time during  
 201 15 which the services are performed.]

**VETOED**

CODE: Requires Workers' Compensation benefits to be computed based on the time a contracted school district employee is paid rather than the time the employee works.

DETAIL: This allows the computation to be made on a full year rather than a school year.

VETOED: The Governor vetoed this Section citing a court ruling on payment of deferred wages and stated that the Section would alter the property rights that accrue to school district employees.

201 16 Sec. 226. Section 135C.31A, Code Supplement 2003, is  
 201 17 amended to read as follows:  
 201 18 135C.31A ASSESSMENT OF RESIDENTS — PROGRAM ELIGIBILITY.  
 201 19 Beginning July 1, 2003, a health care facility receiving  
 201 20 reimbursement through the medical assistance program under  
 201 21 chapter 249A shall assist the Iowa commission of veterans  
 201 22 affairs in identifying, upon admission of a resident, the  
 201 23 resident's eligibility for benefits through the federal  
 201 24 department of veterans affairs. The health care facility  
 201 25 shall also assist the Iowa commission of veterans affairs in  
 201 26 determining such eligibility for residents residing in the  
 201 27 facility on July 1, 2003. The department of inspections and  
 201 28 appeals, in cooperation with the department of human services,

CODE: Exempts the Iowa Veterans Home from the requirement that identifies veterans during the health care facility admission process.

201 29 shall adopt rules to administer this section, including a  
 201 30 provision that ensures that if a resident is eligible for  
 201 31 benefits through the federal department of veterans affairs or  
 201 32 other third-party payor, the payor of last resort for  
 201 33 reimbursement to the health care facility is the medical  
 201 34 assistance program. This section shall not apply to the  
 201 35 admission of an individual to a state mental health institute  
 202 1 for acute psychiatric care or to the admission of an  
 202 2 individual to the Iowa veterans home.

202 3 Sec. 227. NEW SECTION. 153.40 MOBILE DENTAL DELIVERY  
 202 4 SYSTEM.

202 5 The Iowa department of public health shall establish and  
 202 6 implement a mobile dental delivery system to make available  
 202 7 dental supplies, portable dental equipment, and vans to be  
 202 8 used in transporting the equipment to provide oral health  
 202 9 services to and improve the oral health of low-income persons  
 202 10 who live in federal or state-designated health professional  
 202 11 shortage areas and have the least access to oral health  
 202 12 services. The department shall coordinate the program. Funds  
 202 13 available for improving oral health may also be used for loan  
 202 14 forgiveness for dental providers or to develop oral health  
 202 15 training modules for nursing home staff or other suitable  
 202 16 staff who provide oral health services to persons described in  
 202 17 this section.

202 18 Sec. 228. Section 208.16, subsection 2, Code 2003, is  
 202 19 amended to read as follows:

202 20 2. The division may establish procedures for transferring  
 202 21 the responsibility for reclamation of a mine site to a state  
 202 22 agency or political subdivision, or to a private entity, which  
 202 23 intends to use the site for other purposes. The division,  
 202 24 with agreement from the receiving agency or subdivision, or  
 202 25 from a private entity, to complete adequate reclamation, may  
 202 26 approve the transfer of responsibility, release the bond or  
 202 27 security, and terminate or amend the operator's authorization  
 202 28 to conduct mining on the site.

CODE: Requires the Department of Public Health to establish and implement a mobile dental health delivery system to provide oral health services to low income individuals who live in designated health professional shortage areas. Also permits funds available for improving oral health to be used for loan forgiveness for providers who provide the services described in this Section.

DETAIL: Currently, there are 73 counties designated as Dental Health Professional Shortage Areas.

CODE: Allows the Soil Conservation Division in the Department of Agriculture and Land Stewardship to establish procedures for transferring reclamation mine sites to a private entity that will use the site for other purposes.

DETAIL: Authorizes the Division of Soil Conservation in the Department of Agriculture and Land Stewardship to transfer reclamation mine sites to a private entity. The Department will receive an agreement that transfers responsibility to the private entity. Currently, there is a reclamation site being considered for an all-terrain vehicle park near Fort Dodge, Iowa.

[202 29 Sec. 229. Section 256.7, Code Supplement 2003, is amended  
 202 30 by adding the following new subsection:  
 202 31 NEW SUBSECTION. 26. Adopt rules directing the school  
 202 32 districts and area education agencies to submit annually data  
 202 33 regarding the salaries and benefits of administrators and from  
 202 34 the most recent contract settlement increases for salaries and  
 202 35 group health insurance plans provided under collective  
 203 1 bargaining agreements negotiated pursuant to chapter 20. The  
 203 2 department shall compile the data in a report to be submitted  
 203 3 by January 15 of each year to the chairpersons and ranking  
 203 4 members of the house and senate standing committees on  
 203 5 education and appropriations and of the joint appropriations  
 203 6 subcommittee on education.]

VETOED

CODE: Requires the Department of Education to adopt rules requiring school districts to report data regarding contract settlements. The Department is required to compile the data and report to the Chairpersons and Ranking Members of the Education Committees and the Education Appropriations Subcommittee by January 15 of each year.

VETOED: The Governor vetoed this language and stated that the required reporting duplicates information already collected by the Department and that the level of detail is not necessary to support policy development and decision-making.

[203 7 Sec. 230. Section 256D.3, subsection 3, Code 2003, is  
 203 8 amended to read as follows:  
 203 9 3. Beginning January 15, 2004 2005, the department shall  
 203 10 submit an annual report to the chairpersons and ranking  
 203 11 members of the senate and house education committees that  
 203 12 includes the statewide average school district class size in  
 203 13 basic skills instruction in kindergarten through grade three,  
 203 14 by grade level and by district size, and describes school  
 203 15 district progress toward achieving early intervention block  
 203 16 grant program goals and the ways in which school districts are  
 203 17 using moneys received pursuant to ~~section 256D.4~~ this chapter  
 203 18 and expended as provided in section 256D.2.]

VETOED

CODE: Specifies new reporting requirements for the Early Intervention Block Grant Program that focus on Program expenditures beginning with next year's report.

VETOED: The Governor vetoed this language and stated that the Department already provides a report on this Program and that the additional data collection and reporting is unnecessary.

203 19 Sec. 231. Section 256D.4, subsection 2, Code Supplement  
 203 20 2003, is amended to read as follows:  
 203 21 2. Moneys appropriated pursuant to section 256D.5,  
 203 22 subsection ~~3~~ 4, shall be allocated to school districts as  
 203 23 follows:  
 203 24 a. Allocation of the sum of ~~twenty nineteen~~ million five  
 203 25 hundred thousand dollars shall be based upon the proportion  
 203 26 that the kindergarten through grade three enrollment of a  
 203 27 district bears to the sum of the kindergarten through grade  
 203 28 three enrollments of all school districts in the state as

CODE: Reduces the statutory allocation for kindergarten through grade three class size reduction to \$19,500,000.

DETAIL: Maintains current level of funding.

203 29 reported for the base year.

203 30 b. Allocation of the sum of ~~ten~~ nine million seven hundred  
 203 31 fifty thousand dollars shall be based upon the proportion that  
 203 32 the number of children who are eligible for free or reduced  
 203 33 price meals under the federal National School Lunch Act and  
 203 34 the federal Child Nutrition Act of 1966, 42 U.S.C. § 1751–  
 203 35 1785, in grades one through three of a school district bears  
 204 1 to the sum of the number of children who are eligible for free  
 204 2 or reduced price meals under the federal National School Lunch  
 204 3 Act and the federal Child Nutrition Act of 1966, 42 U.S.C. §  
 204 4 1751–1785, in grades one through three in all school districts  
 204 5 in the state for the base year.

CODE: Reduces the allocation for kindergarten through grade three class size reduction based on the proportion of children receiving free or reduced price lunches to \$9,750,000.

DETAIL: Maintains current level of funding.

204 6 Sec. 232. Section 256D.5, Code Supplement 2003, is amended  
 204 7 by adding the following new subsection:  
 204 8 NEW SUBSECTION. 4. For the fiscal year beginning July 1,  
 204 9 2004, and ending June 30, 2005, the sum of twenty–nine million  
 204 10 two hundred fifty thousand dollars.

CODE: Extends the Early Intervention Block Grant appropriation for one year to July 1, 2005, and appropriates \$29,250,000.

DETAIL: Maintains current level of funding. This Program is also known as the Class Size Reduction Program. The funds from this appropriation are allocated in Section 231 of this Act.

204 11 Sec. 233. Section 256D.9, Code Supplement 2003, is amended  
 204 12 to read as follows:  
 204 13 256D.9 FUTURE REPEAL.  
 204 14 This chapter is repealed effective July 1, ~~2004~~ 2005.

CODE: Extends the repeal of the Early Intervention Block Grant Program through July 1, 2005.

204 15 Sec. 234. Section 257.8, subsection 1, Code Supplement  
 204 16 2003, is amended to read as follows:  
 204 17 1. STATE PERCENT OF GROWTH. ~~The state percent of growth~~  
 204 18 ~~for the budget year beginning July 1, 2003, is two percent.~~  
 204 19 The state percent of growth for the budget year beginning July  
 204 20 1, 2004, is two percent. The state percent of growth for the  
 204 21 budget year beginning July 1, 2005, is four percent. The  
 204 22 state percent of growth for each subsequent budget year shall  
 204 23 be established by statute which shall be enacted within thirty  
 204 24 days of the submission in the year preceding the base year of  
 204 25 the governor's budget under section 8.21. The establishment

CODE: Establishes a 4.00% allowable growth rate for FY 2006.

DETAIL: A 4.00% allowable growth rate yields an FY 2006 State cost per pupil of \$4,931. The FY 2006 State foundation aid is estimated to be \$1,985,763,055 and property taxes are estimated to be \$1,025,849,216 for a combined district cost of \$3,011,612,271. This is an increase of \$104,585,295 in State foundation aid and \$6,176,760 in property taxes compared to the estimated FY 2005 funding. The budget guarantee is \$17,993,319 for 180 school districts. This is a



204 26 of the state percent of growth for a budget year shall be the  
 204 27 only subject matter of the bill which enacts the state percent  
 204 28 of growth for a budget year.

decrease of \$13,802,085 and 62 school districts compared to the FY 2005 budget guarantee. The budget guarantee amount is included in the property tax total.

204 29 Sec. 235. Section 257.14, subsection 3, unnumbered  
 204 30 paragraph 1, Code 2003, is amended to read as follows:  
 204 31 For the budget year commencing July 1, 2004, and succeeding  
 204 32 budget years, if the department of management determines that  
 204 33 the regular program district cost of a school district for a  
 204 34 budget year is less than one hundred one percent of the  
 204 35 regular program district cost for the base year for that  
 205 1 school district, a district shall be eligible for a budget  
 205 2 adjustment corresponding to the following schedule:

CODE: Strikes language requiring a school district's FY 2005 regular program district cost to be less than 101.0% of the FY 2004 regular program district cost to qualify for the budget guarantee adjustment.

DETAIL: This change is consistent with the current understanding of how the budget guarantee phase-out operates. With this change, 46 school districts will receive budget guarantee funding in FY 2005 that otherwise would not receive the adjustment. The costs are projected to be \$2,983,765 funded by property taxes. In FY 2006, 26 school districts will be affected and will receive an additional \$1,439,874 funded by property taxes.

205 3 Sec. 236. Section 257.35, Code Supplement 2003, is amended  
 205 4 by adding the following new subsections:  
 205 5 NEW SUBSECTION. 4. Notwithstanding subsection 1, and in  
 205 6 addition to the reduction applicable pursuant to subsection 2,  
 205 7 the state aid for area education agencies and the portion of  
 205 8 the combined district cost calculated for these agencies for  
 205 9 the fiscal year beginning July 1, 2004, shall be reduced by  
 205 10 the department of management by eleven million seven hundred  
 205 11 ninety-eight thousand seven hundred three dollars. The  
 205 12 reduction for each area education agency shall be equal to the  
 205 13 reduction that the agency received in the fiscal year  
 205 14 beginning July 1, 2003.

CODE: Requires the State Aid allocation for area education agencies be reduced by \$11,798,703 for FY 2005. The amount is equal to the sum of the \$10,000,000 general reduction and the \$1,798,703 (2.50%) across-the-board reduction for FY 2004.

205 15 NEW SUBSECTION. 5. Notwithstanding section 257.37, an  
 205 16 area education agency may use the funds determined to be  
 205 17 available under this section in a manner which the area  
 205 18 education agency determines is appropriate to best maintain  
 205 19 the level of required area education agency special education  
 205 20 services. An area education agency may also use unreserved  
 205 21 fund balances for media services or education services in a  
 205 22 manner which the area education agency determines is  
 205 23 appropriate to best maintain the level of required area

CODE: Permits area education agencies to use available funds, including unreserved funds for media services or education services, to best maintain the level of required special education services.

205 24 education agency special education services.

205 25 Sec. 237. Section 261.9, subsection 1, unnumbered  
205 26 paragraph 1, Code Supplement 2003, is amended to read as  
205 27 follows:  
205 28 "Accredited private institution" means an institution of  
205 29 higher learning located in Iowa which is operated privately  
205 30 and not controlled or administered by any state agency or any  
205 31 subdivision of the state, ~~except for county hospitals as~~  
205 32 ~~provided in paragraph "c" of this subsection~~, and which meets  
205 33 at least one of the criteria in paragraphs "a" through "e" and  
205 34 "b" and all of the criteria in paragraphs "d" through "g",  
205 35 except that institutions defined in paragraph "c" of this  
206 1 subsection are exempt from the requirements of paragraphs "a"  
206 2 and "b":

206 3 Sec. 238. Section 261.9, subsection 1, paragraphs b and c,  
206 4 Code Supplement 2003, are amended by striking the paragraphs  
206 5 and inserting in lieu thereof the following:

206 6 b. Is accredited by the north central association of  
206 7 colleges and secondary schools accrediting agency based on  
206 8 their requirements, are exempt from taxation under section  
206 9 501(c)(3) of the Internal Revenue Code, and annually provide a  
206 10 matching aggregate amount of institutional financial aid equal  
206 11 to at least seventy-five percent of the amount received in a  
206 12 fiscal year by the institution's students for Iowa tuition  
206 13 grant assistance under this chapter. Commencing with the  
206 14 fiscal year beginning July 1, 2005, the matching aggregate  
206 15 amount of institutional financial aid shall increase by the  
206 16 percentage of increase each fiscal year of funds appropriated  
206 17 for Iowa tuition grants under section 261.25, subsection 1, to  
206 18 a maximum match of one hundred percent. The institution shall  
206 19 file annual reports with the commission prior to receipt of  
206 20 tuition grant moneys under this chapter. An institution whose  
206 21 income is not exempt from taxation under section 501(c) of the  
206 22 Internal Revenue Code and whose students were eligible to  
206 23 receive Iowa tuition grant money in the fiscal year beginning  
206 24 July 1, 2003, shall meet the match requirements of this

CODE: Changes statutory language related to the Tuition Grant Program. Requires participating colleges and universities to match State funds appropriated for the Tuition Grant Program with private institutional aid. The match is required to be 75.00% of State funds beginning in FY 2005. In FY 2006 and later years, the match is required to increase each year by the percentage increase in State funds for the Tuition Grant Program to a maximum match of 100.00%. Each participating institution is required to file an annual report with the College Student Aid Commission prior to receipt of funds for the Program.

DETAIL: Nonprofit private institutions are required to meet the match requirement for FY 2005. Institutions considered to be operating on a "for profit" basis are not required to meet the match requirements until FY 2006. The majority of Iowa's private institutions are nonprofit. Examples of "for profit" institutions would be Hamilton and Kaplan Colleges.

206 25 paragraph no later than June 30, 2005.  
 206 26 c. Is a specialized college that is accredited by the  
 206 27 north central association of colleges and secondary schools  
 206 28 accrediting agency, and which offers health professional  
 206 29 programs that are affiliated with health care systems located  
 206 30 in Iowa.

[206 31 Sec. 239. Section 273.3, Code 2003, is amended by adding  
 206 32 the following new subsection:  
 206 33 NEW SUBSECTION. 23. Submit annually to the department of  
 206 34 education data regarding the salaries and benefits of  
 206 35 administrators and from the most recent contract settlement  
 207 1 increases for salaries and group health insurance plans  
 207 2 provided under collective bargaining agreements negotiated  
 207 3 pursuant to chapter 20.]

VETOED

CODE: Requires area education agencies to submit data on salary contracts and group health insurance plans negotiated through collective bargaining to the Department of Education.

VETOED: The Governor vetoed this language and stated that the required reporting duplicates information already collected by the Department and that the level of detail is not necessary to support policy development and decision-making.

[207 4 Sec. 240. Section 279.12, unnumbered paragraph 1, Code  
 207 5 Supplement 2003, is amended to read as follows:  
 207 6 The board shall carry into effect any instruction from the  
 207 7 regular election upon matters within the control of the  
 207 8 voters, and shall elect all teachers and make all contracts  
 207 9 necessary or proper for exercising the powers granted and  
 207 10 performing the duties required by law, and may establish and  
 207 11 pay all or any part thereof from school district funds the  
 207 12 cost of group health insurance plans, nonprofit group hospital  
 207 13 service plans, nonprofit group medical service plans and group  
 207 14 life insurance plans adopted by the board for the benefit of  
 207 15 employees of the school district, but the board may authorize  
 207 16 any subdirector to employ teachers for the school in the  
 207 17 subdirector's subdistrict; but no such employment by a  
 207 18 subdirector shall authorize a contract, the entire period of  
 207 19 which is wholly beyond the subdirector's term of office. The  
 207 20 board shall submit annually to the department of education  
 207 21 data regarding the salaries and benefits of administrators and  
 207 22 from the most recent contract settlement increases for  
 207 23 salaries and group health insurance plans provided under  
 207 24 collective bargaining agreements negotiated pursuant to

VETOED

CODE: Requires school boards to submit data on salary contracts and group health insurance plans negotiated through collective bargaining to the Department of Education

VETOED: The Governor vetoed this language and stated that the required reporting duplicates information already collected by the Department and that the level of detail is not necessary to support policy development and decision-making.

207 25 chapter 20.]

[207 26 Sec. 241. Section 280.14, Code Supplement 2003, is amended  
207 27 by adding the following new subsection:

207 28 **NEW SUBSECTION.** 3. The board of directors of each school  
207 29 district shall annually review school district expenditures  
207 30 and identify and examine potential cost savings that can be  
207 31 achieved in the delivery of administrative services and other  
207 32 costs involved in the operation of the school district,  
207 33 including but not limited to health insurance, maintenance of  
207 34 facilities and buses, the acquisition of and distribution of  
207 35 materials and supplies used by the school district, and the  
208 1 delivery of transportation, human resource and financial  
208 2 services, computer support services, and data management. The  
208 3 school district shall consider cost saving partnership  
208 4 opportunities with other school districts, area education  
208 5 agencies, community colleges, libraries, cities, counties, or  
208 6 other public or private entities. The results of the study  
208 7 shall be presented to the public at a regularly scheduled  
208 8 board meeting. The school district shall annually report the  
208 9 cost savings to the department of education in a manner  
208 10 prescribed by the department. The department shall annually  
208 11 compile the information submitted by the school districts in a  
208 12 report which the department shall submit to the general  
208 13 assembly by December 31.]

VETOED

CODE: Requires school boards to examine expenditures and identify potential cost savings. The boards are to report to the public at a regular meeting and submit an annual report to the Department of Education. The Department is to report annually to the General Assembly by December 31.

VETOED: The Governor vetoed this language and stated that school boards understand their responsibilities for financial management, and with current limited funding, they are already studying these items and looking for ways to reduce operating expenditures. The requirement goes beyond what is necessary for management of the school districts and would create an onerous burden on administrators.

208 14 Sec. 242. **NEW SECTION.** 280A.1 IOWA LEARNING TECHNOLOGY  
208 15 INITIATIVE.  
208 16 1. INITIATIVE. The Iowa learning technology initiative is  
208 17 created to provide training and learning opportunities to  
208 18 public and accredited nonpublic school students in grade seven  
208 19 and their administrators and teachers.

CODE: Creates the Iowa Learning Technology Initiative to provide training and learning opportunities for students in grade 7 and their teachers in participating districts and accredited nonpublic schools.

[208 20 2. PILOT PROGRAM. The Iowa learning technology commission  
208 21 created in section 280A.2 shall develop and administer the  
208 22 Iowa learning technology initiative, which shall include a  
208 23 pilot program. Upon the receipt or pledge of sufficient

VETOED

CODE: Directs the Iowa Learning Technology Commission to administer a pilot program. Provides a timeframe for school districts and accredited nonpublic schools to submit applications to the

208 24 moneys, as determined by the commission, for deposit in the  
 208 25 Iowa learning technology fund created in section 280A.4, the  
 208 26 pilot program shall be implemented. A school district or  
 208 27 accredited nonpublic school may submit an application to  
 208 28 participate in the pilot program to the commission no later  
 208 29 than sixty days following receipt or pledge of moneys into the  
 208 30 Iowa learning technology fund. The application shall include  
 208 31 a written statement that indicates a dedicated willingness to  
 208 32 participate. School districts or accredited nonpublic schools  
 208 33 chosen to participate in the pilot program shall have  
 208 34 demonstrated to the commission administrative leadership,  
 208 35 teacher willingness to participate, and community support, and  
 209 1 shall represent geographically distinct rural, urban, and  
 209 2 suburban areas of the state. The commission shall notify  
 209 3 applicants of approval or disapproval of applications no later  
 209 4 than seventy-five days after the application deadline.

209 5 3. PUBLIC-PRIVATE PARTNERSHIP.

209 6 a. The Iowa learning technology commission shall, in  
 209 7 consultation with the department of education and the  
 209 8 department of administrative services, develop and issue no  
 209 9 later than forty-five days after the receipt or pledge of  
 209 10 moneys into the Iowa learning technology fund, a request for  
 209 11 proposals for one or more private providers who shall partner  
 209 12 with the state to implement the pilot program phase of the  
 209 13 initiative. No later than forty-five days after the issuance  
 209 14 of the request for proposals, the commission shall select  
 209 15 finalists from among the proposals submitted. No later than  
 209 16 forty-five days after the selection of finalists, the  
 209 17 commission shall select one or more private providers.

209 18 b. One or more private providers shall be selected by the  
 209 19 commission through a request for proposals process for a total  
 209 20 solutions learning technology package that includes, but is  
 209 21 not limited to, hardware, software, professional development,  
 209 22 and service and support, which shall be managed by a single  
 209 23 point of contact responsible for the overall implementation.

Commission and for the Commission to notify applicants of the approval or disapproval of applications. Provides criteria by which applications will be considered for participation in the pilot program.

VETOED: The Governor's item veto message designated Section 242, subsections 2 through 4, and Sections 243 through 246 of the Act in their entirety as being disapproved. However, the enrolled copy of the Act, which is marked up by the Governor and returned to the General Assembly, was not marked to indicate disapproval of Sections 243 through 246. The Governor stated that no State funding is provided and that, if private funding becomes available, he will direct the Department of Education to work with the donors to advance the plan. In the meantime, the Department will coordinate a committee to study teacher and student technology needs in Iowa.

VETOED

CODE: Directs the Iowa Learning Technology Commission, after receipt or pledge of funding, to issue a request for proposals for a private provider to implement the Pilot Program. Provides a timeline for issuance of the request for proposals and for selection of finalists.

VETOED: The Governor vetoed this language as explained in Section 242 of this Act.

VETOED

CODE: Describes the criteria to be used by the Iowa Learning Technology Commission in selecting a provider.

VETOED: The Governor vetoed this language as explained in Section 242 of this Act.

209 24 The proposal selected by the commission shall achieve  
 209 25 significant efficiencies and economies of scale, be  
 209 26 interoperable with existing technologies, and be consistent  
 209 27 with the state's economic development and education policies.  
 209 28 In selecting a private provider, the commission shall consider  
 209 29 all of the following with respect to the private provider:  
 209 30 (1) Experience in the development and successful  
 209 31 implementation of large-scale, school-based wireless and other  
 209 32 learning technology projects, and the technical ability to  
 209 33 deliver a total solutions package of learning technology for  
 209 34 elementary and secondary students and teachers.  
 209 35 (2) Demonstrated financial capability and long-term  
 210 1 stability to partner with the state over the term of the  
 210 2 private provider contract.  
 210 3 (3) Expertise, experience, and capabilities in education  
 210 4 practice and evaluation methods.

210 5 c. The commission shall conduct, in cooperation with the  
 210 6 attorney general, contract negotiations to establish a public-  
 210 7 private partnership on behalf of the commission and enter into  
 210 8 a contract negotiated with one or more private providers to  
 210 9 establish a four-year learning technology pilot program to  
 210 10 provide a wireless laptop computer to each student, teacher,  
 210 11 and relevant administrator in a participating school and  
 210 12 implement the use of software, on-line courses, and other  
 210 13 appropriate learning technologies that have been shown to  
 210 14 improve academic achievement and specified progress measures.  
 210 15 The term of the contract shall include the deployment of  
 210 16 computers to students and teachers in participating school  
 210 17 districts and accredited nonpublic schools in accordance with  
 210 18 subsection 2.

210 19 4. EVALUATION. To measure the effectiveness of the pilot  
 210 20 program established pursuant to subsection 2, the Iowa  
 210 21 learning technology commission shall, at a minimum, establish  
 210 22 standards and methods of measuring progress in the areas of  
 210 23 increased student engagement, decreased disciplinary problems,

**VETOED**

CODE: Requires the Iowa Learning Technology Commission to work with the Attorney General to conduct contract negotiations with the selected private provider to establish the Pilot Program. The Pilot Program is to be four years in length and provide a wireless laptop computer to each student, teacher, and relevant administrator in participating schools.

VETOED: The Governor vetoed this language as explained in Section 242 of this Act.

**VETOED**

CODE: Requires the Iowa Learning Technology Commission, in cooperation with the Department of Education and the Board of Regents, to establish standards, methods, and a process for measuring the effectiveness of the Pilot Program.

210 24 increased use of computers for writing, analysis, and  
 210 25 research, movement toward student-centered classrooms,  
 210 26 increased parental involvement, and increases in standardized  
 210 27 test scores. The commission shall work cooperatively with the  
 210 28 department of education and the state board of regents in  
 210 29 establishing an evaluation process pursuant to this  
 210 30 subsection.

VETOED: The Governor vetoed this language as explained in Section 242 of this Act.

210 31 Sec. 243. **NEW SECTION. 280A.2 COMMISSION — MEMBERS.**  
 210 32 1. **COMMISSION CREATED.** An Iowa learning technology  
 210 33 commission is created to establish the policies and determine  
 210 34 the necessary budget for implementation of the Iowa learning  
 210 35 technology initiative.

VETOED

CODE: Creates the Iowa Learning Technology Commission and describes the required membership, meeting schedule, terms of members, and other details related to the Commission.

211 1 2. **MEMBERS.** The commission shall initially be appointed  
 211 2 no later than July 1, 2004, and shall consist of eighteen  
 211 3 members appointed as follows:  
 211 4 a. Nine voting members who shall be members of the general  
 211 5 public and shall be appointed as follows:  
 211 6 (1) Two members shall be appointed by the governor.  
 211 7 (2) Two members shall be appointed by the president of the  
 211 8 senate.  
 211 9 (3) One member shall be appointed by the minority leader  
 211 10 of the senate.  
 211 11 (4) Two members shall be appointed by the speaker of the  
 211 12 house of representatives.  
 211 13 (5) One member shall be appointed by the minority leader  
 211 14 of the house of representatives.  
 211 15 (6) One member who is a member of the state board of  
 211 16 education shall be appointed by the chairperson of the state  
 211 17 board.  
 211 18 b. Nine ex officio, nonvoting members who shall be  
 211 19 appointed as follows:  
 211 20 (1) One member representing public postsecondary education  
 211 21 institutions who is employed by a public postsecondary  
 211 22 education institution shall be appointed by the governor.  
 211 23 (2) Three members representing three different school  
 211 24 districts shall be appointed by the governor as follows:

VETOED: The Governor's item veto message designated Section 242, subsections 2 through 4, and Sections 243 through 246 of the Act in their entirety as being disapproved. However, the enrolled copy of the Act, which is marked up by the Governor and returned to the General Assembly, was not marked to indicate disapproval of Sections 243 through 246.

211 25 (a) One member shall be a teacher employed by a school  
211 26 district or area education agency who is appointed from a list  
211 27 of three names submitted by a certified employee organization  
211 28 representing teachers licensed under chapter 272.

211 29 (b) One member shall be an administrator employed by a  
211 30 school district who is appointed from a list of three names  
211 31 submitted by a statewide organization representing  
211 32 administrators licensed under chapter 272.

211 33 (c) One member shall be a member of a board of directors  
211 34 of a school district who is appointed by a statewide  
211 35 organization representing school boards.

212 1 (3) One member representing area education agencies shall  
212 2 be appointed by the governor from a list of three names  
212 3 submitted by area education agency administrators.

212 4 (4) One member who is a member of the senate shall be  
212 5 appointed by the president of the senate.

212 6 (5) One member who is a member of the senate shall be  
212 7 appointed by the minority leader of the senate.

212 8 (6) One member who is a member of the house of  
212 9 representatives shall be appointed by the speaker of the house  
212 10 of representatives.

212 11 (7) One member who is a member of the house of  
212 12 representatives shall be appointed by the minority leader of  
212 13 the house.

212 14 3. EXPERIENCE AND SPECIAL KNOWLEDGE. In appointing  
212 15 members to the commission, proper consideration shall be given  
212 16 to persons with experience or special knowledge in one or more  
212 17 of the following areas: education, business, economic  
212 18 development, technology, and finance.

212 19 4. BALANCE. Commission members shall be appointed in  
212 20 compliance with sections 69.16 and 69.16A. Appointments of  
212 21 public members shall be made to provide broad representation  
212 22 of the various geographical areas of the state insofar as  
212 23 possible.

212 24 5. CHAIRPERSONS. The commission shall elect a chairperson  
212 25 and a vice chairperson annually from among the voting members  
212 26 of the commission. A member shall not serve as a chairperson



212 27 or vice chairperson for more than three consecutive years.

212 28 6. MEETINGS. The commission shall meet at least three  
212 29 times each year.

212 30 7. QUORUM. A majority of the voting members constitutes a  
212 31 quorum for the transaction of any official business.

212 32 8. TERMS OF MEMBERS. The members shall be appointed to  
212 33 three-year staggered terms and the terms shall commence and

212 34 end as provided by section 69.19. If a vacancy occurs, a

212 35 successor shall be appointed to serve the unexpired term. A

213 1 successor shall be appointed in the same manner and subject to

213 2 the same qualifications as the original appointment to serve

213 3 the unexpired term.

213 4 9. EXPENSES. Members of the commission are entitled to

213 5 receive reimbursement for actual expenses incurred while

213 6 engaged in the performance of official duties from the Iowa

213 7 learning technology fund created in section 280A.4, except

213 8 that legislators' expenses shall be paid from funds

213 9 appropriated by section 2.12.

213 10 Sec. 244. NEW SECTION. 280A.3 COMMISSION PLAN — GUIDING

213 11 PRINCIPLES.

213 12 1. The Iowa learning technology commission created in  
213 13 section 280A.2 shall develop a learning technology plan to

213 14 achieve the goal of preparing students for an economy that is

213 15 increasingly dependent on technology and innovation. The

213 16 commission shall examine the use of technology in Iowa's and

213 17 the nation's elementary and secondary classrooms.

213 18 2. The plan developed by the commission shall include, but

213 19 not be limited to, the following:

213 20 a. The costs and benefits of each component of the plan.

213 21 b. The professional development needed to integrate

213 22 learning technology into classroom technology.

213 23 c. Strategies for implementation of the plan, including,

213 24 at a minimum, phasing in the plan over a term of years.

213 25 d. Strategies that coordinate the learning technology in

213 26 kindergarten through grade twelve with the initiatives and

213 27 resources of the department of education, Iowa communications

VETOED

CODE: Requires the Iowa Learning Technology Commission to develop a plan to prepare students for using technology and to examine the use of technology in the classroom.

VETOED: The Governor's item veto message designated Section 242, subsections 2 through 4, and Sections 243 through 246 of the Act in their entirety as being disapproved. However, the enrolled copy of the Act, which is marked up by the Governor and returned to the General Assembly, was not marked to indicate disapproval of Sections 243 through 246.

213 28 network, area education agencies, higher education  
213 29 institutions providing approved practitioner preparation  
213 30 programs, and other accredited postsecondary institutions in  
213 31 the state.  
213 32 e. Procedures for data tracking and assessment of the  
213 33 progress in implementing the goals of the initiative and the  
213 34 plan.  
213 35 f. Strategies to establish a public-private partnership  
214 1 between state government and a private sector business having  
214 2 relevant knowledge and experience.  
214 3 3. The plan shall be consistent with the following guiding  
214 4 principles:  
214 5 a. The plan shall promote equal opportunity for and  
214 6 provide meaningful access to wireless and other learning  
214 7 technology resources for all Iowa students regardless of  
214 8 geographic location or economic means.  
214 9 b. The plan shall support student achievement through the  
214 10 integration of learning technologies that are content-focused  
214 11 and that add value to existing instructional methods.  
214 12 c. The plan shall provide for the future sustainability of  
214 13 learning technology resources by adapting to future  
214 14 educational needs and technological changes.  
214 15 d. The plan shall provide professional development and  
214 16 training programs for administrators, teachers and other  
214 17 educators in the use and integration of learning technology  
214 18 tools in curriculum development, instructional methods, and  
214 19 student assessment systems.  
214 20 e. The plan shall foster economic development across all  
214 21 regions of the state and the preparation of students for an  
214 22 economy that embraces technology and innovation.  
214 23 4. The plan shall be submitted to the general assembly on  
214 24 or before December 15, 2004.

214 25 Sec. 245. NEW SECTION. 280A.4 FUND.  
214 26 1. An Iowa learning technology fund is created in the  
214 27 state treasury. The fund shall consist of moneys including,  
214 28 but not limited to, moneys in the form of a devise, gift,

VETOED

CODE: Creates the Iowa Learning Technology Fund to receive funds from any source to be used for purposes of the Iowa Learning Technology Initiative.

214 29 bequest, donation, federal or other grant, reimbursement,  
214 30 repayment, judgment, transfer, payment, or appropriation from  
214 31 any source intended to be used for the purposes of the fund.  
214 32 2. Moneys in the fund are appropriated to the Iowa  
214 33 learning technology commission created in section 280A.2 for  
214 34 purposes of an Iowa learning technology initiative created  
214 35 pursuant to section 280A.1. Moneys in the fund shall not be  
215 1 subject to appropriation for any other purpose by the general  
215 2 assembly. However, moneys in the fund may be used for  
215 3 necessary audit services, legal expenses, investment  
215 4 management fees and services, and general administrative  
215 5 expenses related to the management and administration of the  
215 6 Iowa learning technology initiative.  
215 7 3. Moneys in the fund are not subject to section 8.33.  
215 8 Notwithstanding section 12C.7, subsection 2, interest or  
215 9 earnings on moneys deposited in the fund shall be credited to  
215 10 the fund.  
215 11 4. The fund shall be administered by the commission, which  
215 12 shall make expenditures from the fund consistent with the  
215 13 purposes of the initiative without further appropriation. The  
215 14 fund shall be administered in a manner that provides for the  
215 15 financially sustainable support, use, and integration of  
215 16 learning technology in Iowa schools through a public-private  
215 17 partnership. Expenditures from the fund shall be made  
215 18 consistent with the purposes of the Iowa learning technology  
215 19 initiative to ensure one-to-one access to and ubiquitous use  
215 20 of fully configured laptop computers in grade seven in public  
215 21 and accredited nonpublic school classrooms located initially  
215 22 in a number of school districts and accredited nonpublic  
215 23 schools in Iowa as determined by the Iowa learning technology  
215 24 commission.

VETOED: The Governor's item veto message designated Section 242, subsections 2 through 4, and Sections 243 through 246 of the Act in their entirety as being disapproved. However, the enrolled copy of the Act, which is marked up by the Governor and returned to the General Assembly, was not marked to indicate disapproval of Sections 243 through 246.

215 25 Sec. 246. NEW SECTION. 280A.5 REPEAL.

215 26 This chapter is repealed effective July 1, 2009.

VETOED

CODE: Repeals the Iowa Learning Technology Initiative, effective July 1, 2009.

VETOED: The Governor's item veto message designated Section 242, subsections 2 through 4, and Sections 243 through 246 of the Act in their entirety as being disapproved. However, the enrolled copy of the Act, which is marked up by the Governor and returned to the General Assembly, was not marked to indicate disapproval of Sections 243 through 246.

215 27 Sec. 247. Section 346.27, subsection 10, unnumbered  
215 28 paragraph 1, Code Supplement 2003, is amended to read as  
215 29 follows:

215 30 After the incorporation of an authority, and before the  
215 31 sale of any issue of revenue bonds, except refunding bonds,  
215 32 the authority shall call an election to decide the question of  
215 33 whether the authority shall issue and sell revenue bonds. The  
215 34 ballot shall state the amount of the bonds and the purposes  
215 35 for which the authority is incorporated. ~~Registered voters of~~  
216 1 ~~the city and the unincorporated area~~ All registered voters of  
216 2 the county shall be entitled to vote on the question. The  
216 3 question may be submitted at a general election or at a  
216 4 special election. An affirmative vote of a majority of the  
216 5 votes cast on the question is required to authorize the  
216 6 issuance and sale of revenue bonds.

CODE: Allows all registered voters in a county to vote in an election determining whether a governmental agency with bonding authority within the county may issue revenue bonds.

216 7 Sec. 248. Section 346.27, subsection 25, unnumbered  
216 8 paragraph 2, Code Supplement 2003, is amended to read as  
216 9 follows:

216 10 The question of whether a conveyance shall be made shall be  
216 11 submitted to the registered voters of the ~~city and the~~  
216 12 ~~unincorporated area of the county~~. An affirmative vote equal  
216 13 to at least a majority of the total votes cast on the question  
216 14 shall be required to authorize the conveyance. If the  
216 15 question does not carry, the authority shall continue to  
216 16 operate, maintain, and manage the building under a lease  
216 17 arrangement with the incorporating units.

CODE: Allows all registered voters in a county to vote in determining the conveyance of an authority's property after all bonds have been retired.

216 18 Sec. 249. Section 372.13, subsection 10, Code 2003, is  
 216 19 amended to read as follows:  
 216 20 10. A council member, during the term for which that  
 216 21 member is elected, is not precluded from holding the office of  
 216 22 chief of the volunteer fire department if the fire department  
 216 23 serves an area with a population of not more than two  
 216 24 thousand, ~~and if no other candidate who is not a city council~~  
 216 25 ~~member is available to hold the office of chief of the~~  
 216 26 ~~volunteer fire department.~~ A person holding the office of  
 216 27 chief of such a volunteer fire department at the time of the  
 216 28 person's election to the city council may continue to hold the  
 216 29 office of chief of the fire department during the city council  
 216 30 term for which that person was elected.

CODE: Allows the chief of a volunteer fire department to be elected to, and serve on a city council and continue to hold the fire chief position.

216 31 Sec. 250. Section 404A.2, unnumbered paragraph 1, Code  
 216 32 2003, is amended to read as follows:  
 216 33 The amount of the credit equals twenty-five percent of the  
 216 34 qualified rehabilitation costs made to eligible property. In  
 216 35 the case of commercial property, rehabilitation costs must  
 217 1 equal at least fifty percent of the assessed value of the  
 217 2 property, excluding the land, prior to the rehabilitation. In  
 217 3 the case of residential property or barns, the rehabilitation  
 217 4 costs must equal at least twenty-five thousand dollars or  
 217 5 twenty-five percent of the fair market value, excluding the  
 217 6 land, prior to the rehabilitation, whichever is less. In  
 217 7 computing the tax credit for eligible property that is  
 217 8 classified as residential or as commercial with multifamily  
 217 9 residential units, the rehabilitation costs used shall not  
 217 10 exceed one hundred thousand dollars per residential unit. In  
 217 11 computing the tax credit, the only costs which may be included  
 217 12 are the rehabilitation costs incurred between the period  
 217 13 ending on the project completion date and beginning on the  
 217 14 ~~later of either the date of issuance of the approval of the~~  
 217 15 ~~project as provided in section 404A.3 or date two years prior~~  
 217 16 to the project completion date, provided that any qualified  
 217 17 rehabilitation costs incurred prior to the date of approval of  
 217 18 the project as provided in section 404A.3 must be qualified

CODE: Amends the period for rehabilitation expenditures to qualify for Property Rehabilitation Tax Credits to two years prior to the project completion date. Previously, rehabilitation costs that were incurred less than two years before the completion date but before issuance of the approval as a qualified project could not be included in the calculation of the tax credits.

DETAIL: Property eligible to receive Property Rehabilitation Tax Credits must be listed on the national register of historic places or eligible to be listed, designated as having historic significance to a district listed in the national register of historic places, designated as a local landmark by city or county ordinance, or a barn constructed prior to 1937.

A maximum of \$2,400,000 in tax credits may be issued annually, thus capping the impact to the State General Fund. The Department of Cultural Affairs issues the tax credits and has encumbered Property Rehabilitation Tax Credits through 2012.

217 19 rehabilitation expenditures under the federal rehabilitation  
217 20 credit in section 47 of the Internal Revenue Code.

217 21 Sec. 251. Section 422E.1, subsection 2, Code Supplement  
217 22 2003, is amended to read as follows:  
217 23 2. The maximum rate of tax shall be one percent. The tax  
217 24 shall be imposed without regard to any other local sales and  
217 25 services tax authorized in chapter 422B, and is repealed at  
217 26 the expiration of a period of ten years of imposition or a  
217 27 shorter period as provided in the ballot proposition unless  
217 28 the period is extended as provided in section 422E.2,  
217 29 subsection 5. However, all local option sales and services  
217 30 taxes for school infrastructure purposes are repealed December  
217 31 31, 2022.

CODE: Legalizing language to allow school infrastructure bonds to be issued for longer than ten years.

DETAIL: This change affects Dickinson County.

217 32 Sec. 252. Section 422E.2, subsection 4, paragraph a, Code  
217 33 Supplement 2003, is amended to read as follows:  
217 34 a. Each school district located within the county may  
217 35 submit a revenue purpose statement to the county commissioner  
218 1 of elections no later than sixty days prior to the election  
218 2 indicating the specific purpose or purposes for which the  
218 3 local sales and services tax for school infrastructure revenue  
218 4 and supplemental school infrastructure amount revenue will be  
218 5 expended. The revenues received pursuant to this chapter  
218 6 shall be expended for the purposes indicated in the revenue  
218 7 purpose statement. The revenue purpose statement may include  
218 8 information regarding the school district's use of the  
218 9 revenues to provide for property tax relief or debt reduction.  
218 10 A copy of the revenue purpose statement shall be made  
218 11 available for public inspection in accordance with chapter 22,  
218 12 shall be posted at the appropriate polling places of each  
218 13 school district during the hours that the polls are open, and  
218 14 be published in a newspaper of general circulation in the  
218 15 school district no sooner than twenty days and no later than  
218 16 ten days prior to the election. Notwithstanding the  
218 17 requirements for a revenue purpose statement in this  
218 18 paragraph, for elections occurring after April 1, 2003, but

CODE: Notwithstanding the revenue purposes statement requirements for school infrastructure bonds for elections occurring in April 2003 through July 2003 to allow a revenue purpose statement to be submitted by April 1, 2004, and be considered to have met the requirements.

218 19 before August 1, 2003, a revenue purpose statement submitted  
218 20 not later than April 1, 2004, shall be considered to have met  
218 21 the requirements of this paragraph.

218 22 Sec. 253. Section 422E.2, subsection 5, paragraphs a and  
218 23 b, Code Supplement 2003, are amended to read as follows:  
218 24 a. The tax may be repealed, the period of imposition of  
218 25 the tax may be extended for additional periods up to ten years  
218 26 each, or the rate increased, but not above one percent, or  
218 27 decreased, or the use of the revenues changed after an  
218 28 election at which a majority of those voting on the question  
218 29 of repeal, extension, rate change, or change in use favored  
218 30 the repeal, extension, rate change, or change in use. The  
218 31 election at which the question of repeal, extension, rate  
218 32 change, or change in use is offered shall be called and held  
218 33 in the same manner and under the same conditions as provided  
218 34 in this section for the election on the imposition of the tax.  
218 35 However, an election on the change in use shall only be held  
219 1 in the school district where the change in use is proposed to  
219 2 occur. The election may be held at any time but not sooner  
219 3 than sixty days following publication of the ballot  
219 4 proposition. However, the tax shall not be repealed before it  
219 5 has been in effect for one year.  
219 6 b. Within ten days of the election at which a majority of  
219 7 those voting on the question favors the imposition, repeal,  
219 8 extension, or change in the rate of the tax, the county  
219 9 auditor shall give written notice of the result of the  
219 10 election by sending a copy of the abstract of the votes from  
219 11 the favorable election to the director of revenue. Election  
219 12 costs shall be apportioned among school districts within the  
219 13 county on a pro rata basis in proportion to the number of  
219 14 registered voters in each school district who reside within  
219 15 the county and the total number of registered voters within  
219 16 the county.

219 17 Sec. 254. Section 422E.3, subsection 1, Code Supplement  
219 18 2003, is amended to read as follows:

CODE: Specifies that the local sales and services tax for school infrastructure may be extended for additional periods. The maximum for each extension is ten years.

CODE: Conforming language relating to the extension of the local sales and services tax for school infrastructure.

219 19 1. If a majority of those voting on the question of  
 219 20 imposition of a local sales and services tax for school  
 219 21 infrastructure purposes favors imposition of the tax, the tax  
 219 22 shall be imposed by the county board of supervisors within the  
 219 23 county pursuant to section 422E.2, at the rate specified for a  
 219 24 ~~ten-year duration~~ the period provided in section 422E.1,  
 219 25 subsection 2 on the gross receipts taxed by the state under  
 219 26 chapter 422, division IV.

219 27 Sec. 255. Section 422E.3A, subsection 2, paragraph a, Code  
 219 28 Supplement 2003, is amended to read as follows:  
 219 29 a. A school district that is located in whole or in part  
 219 30 in a county that voted on and approved prior to April 1, 2003,  
 219 31 the local sales and services tax for school infrastructure  
 219 32 purposes and that has a sales tax capacity per student above  
 219 33 the guaranteed school infrastructure amount shall receive for  
 219 34 the remainder of the unextended term of the tax an amount  
 219 35 equal to its pro rata share of the local sales and services  
 220 1 tax receipts as provided in section 422E.3, subsection 5,  
 220 2 paragraph "d", unless the school board passes a resolution by  
 220 3 October 1, 2003, agreeing to receive a distribution pursuant  
 220 4 to paragraph "b", subparagraph (1).

220 5 Sec. 256. Section 422E.3A, subsection 2, paragraph b,  
 220 6 subparagraphs (1) and (3), Code Supplement 2003, are amended  
 220 7 to read as follows:  
 220 8 (1) A school district that is located in whole or in part  
 220 9 in a county that voted on and approved prior to April 1, 2003,  
 220 10 the local sales and services tax for school infrastructure  
 220 11 purposes and that has a sales tax capacity per student below  
 220 12 its guaranteed school infrastructure amount shall receive for  
 220 13 the remainder of the unextended term of the tax an amount  
 220 14 equal to its pro rata share of the local sales and services  
 220 15 tax receipts as provided in section 422E.3, subsection 5,

CODE: Specifies that the option of receiving a pro rata share of the local sales and services tax for school infrastructure that is larger than the guaranteed school infrastructure amount if the tax was approved prior to April 1, 2003, does not apply to extended periods.

DETAIL: School districts that approved a local sales and services tax for school infrastructure prior to April 1, 2003, may opt to receive their pro rata share of the school infrastructure local option sales tax revenues without a supplemental school infrastructure amount. School districts that take this option have a pro rata share that exceeds or is projected to exceed the guaranteed school infrastructure amount, which serves as the maximum share for schools approving the school infrastructure local option sales after April 1, 2003. This language prevents these school districts from applying the option to the extended period. The maximum school districts will be able to receive in the extended periods is the guaranteed school infrastructure amount.

CODE: Conforming language relating to the extension the local sales and services tax for school infrastructure.



220 16 paragraph "d", plus an amount equal to its supplemental school  
220 17 infrastructure amount, unless the school district passes a  
220 18 resolution by October 1, 2003, agreeing to receive only an  
220 19 amount equal to its pro rata share as provided in section  
220 20 422E.3, subsection 5, paragraph "d", in all subsequent years.  
220 21 (3) A school district that is located in whole or in part  
220 22 in a county that voted on and approved the ~~continuation~~  
220 23 extension of the tax pursuant to section 422E.2, subsection 5,  
220 24 on or after April 1, 2003, the local sales and services tax  
220 25 for school infrastructure purposes shall receive for any  
220 26 extended period an amount equal to its pro rata share of the  
220 27 local sales and services tax receipts as provided in section  
220 28 422E.3, subsection 5, paragraph "d", not to exceed its  
220 29 guaranteed school infrastructure amount. However, if the  
220 30 school district's pro rata share is less than its guaranteed  
220 31 school infrastructure amount, the district shall receive an  
220 32 additional amount equal to its supplemental school  
220 33 infrastructure amount.

220 34 Sec. 257. Section 422E.3A, subsection 2, paragraph b,  
220 35 subparagraph (4), Code Supplement 2003, is amended by striking  
221 1 the subparagraph.

CODE: Strikes language prohibiting a school district that qualifies for the school supplemental infrastructure amount from receiving more than the guaranteed school infrastructure amount in the future.

DETAIL: School districts with a voted and approved local sales and services tax for school infrastructure purposes prior to April 1, 2003, can opt to receive only their pro rata share of the local sales and services tax receipts or join the pool of school districts with the tax approved after April 1, 2003, and receive its pro rata share plus the supplemental amount if its pro rata share is less than the guaranteed school infrastructure amount. Striking this language clarifies for bonding purposes that a school district that opts out of the pool can receive more than the guaranteed school infrastructure amount in future years. Dallas County implemented the tax prior to April 1, 2003, but opted to receive only its pro rata share which is currently less than the guaranteed school infrastructure amount. Growth projections, which are the basis for bonding, show it will receive more revenue in future years with this option than from joining the pool.

221 2 Sec. 258. Section 422E.4, unnumbered paragraph 1, Code  
221 3 Supplement 2003, is amended to read as follows:  
221 4 The board of directors of a school district shall be  
221 5 authorized to issue negotiable, interest-bearing school bonds,  
221 6 without election, and utilize tax receipts derived from the  
221 7 sales and services tax for school infrastructure purposes and  
221 8 the supplemental school infrastructure amount distributed  
221 9 pursuant to section 422E.3A, subsection 2, paragraph "b", for  
221 10 principal and interest repayment. Proceeds of the bonds  
221 11 issued pursuant to this section shall be utilized solely for  
221 12 school infrastructure needs as school infrastructure is  
221 13 defined in section 422E.1, subsection 3. ~~Issuance of bonds~~  
221 14 ~~pursuant to this section shall be permitted only in a district~~  
221 15 ~~which has imposed a local sales and services tax for school~~  
221 16 ~~infrastructure purposes pursuant to section 422E.2. The~~  
221 17 ~~provisions of sections 298.22 through 298.24 shall apply~~  
221 18 ~~regarding the form, rate of interest, registration,~~  
221 19 ~~redemption, and recording of bond issues pursuant to this~~  
221 20 ~~section, with the exception that the maximum period during~~  
221 21 ~~which principal on the bonds is payable shall not exceed the~~  
221 22 ~~date of repeal stated on the ballot proposition. Bonds issued~~  
221 23 ~~under this section may be sold at public or private sale as~~  
221 24 ~~provided in chapter 75 without notice and hearing as provided~~  
221 25 ~~in section 73A.12. Bonds may bear dates, bear interest at~~  
221 26 ~~rates not exceeding that permitted by chapter 74A, mature in~~  
221 27 ~~one or more installments, be in registered form, carry~~  
221 28 ~~registration and conversion privileges, be payable as to~~  
221 29 ~~principal and interest at times and places, be subject to~~  
221 30 ~~terms of redemption prior to maturity with or without premium,~~  
221 31 ~~and be in one or more denominations, all as provided by the~~  
221 32 ~~resolution of the board of directors authorizing their~~  
221 33 ~~issuance. The resolution may also prescribe additional~~  
221 34 ~~provisions, terms, conditions, and covenants which the board~~  
221 35 ~~of directors deems advisable, including provisions for~~  
222 1 ~~creating and maintaining reserve funds, the issuance of~~  
222 2 ~~additional bonds ranking on a parity with such bonds and~~  
222 3 ~~additional bonds junior and subordinate to such bonds, and~~

CODE: Specifies various requirements and permissions for the issuance of school infrastructure bonds to be similar to the authority for city and county revenue bonds based on local option sales and services tax.

222 4 that such bonds shall rank on a parity with or be junior and  
 222 5 subordinate to any bonds which may be then outstanding. Bonds  
 222 6 may be issued to refund outstanding and previously issued  
 222 7 bonds under this section. Local option sales and services tax  
 222 8 revenue bonds are a contract between the school district and  
 222 9 holders, and the resolution issuing the bonds and pledging  
 222 10 local option sales and services tax revenues to the payment of  
 222 11 principal and interest on the bonds is a part of the contract.  
 222 12 Bonds issued pursuant to this section shall not constitute  
 222 13 indebtedness within the meaning of any constitutional or  
 222 14 statutory debt limitation or restriction, and shall not be  
 222 15 subject to any other law relating to the authorization,  
 222 16 issuance, or sale of bonds.

222 17 Sec. 259. PAYMENTS IN LIEU OF GENERAL FUND REIMBURSEMENT.  
 222 18 Notwithstanding the amount of the standing appropriation from  
 222 19 the general fund of the state in the following designated  
 222 20 sections and notwithstanding any conflicting provisions or  
 222 21 voting requirements of section 8.56, there is appropriated  
 222 22 from the cash reserve fund in lieu of the appropriations in  
 222 23 the following designated sections for the fiscal year  
 222 24 beginning July 1, 2004, and ending June 30, 2005, the  
 222 25 following amounts for the following designated purposes:

222 26 1. For reimbursement for the homestead property tax credit  
 222 27 under section 425.1:  
 222 28 ..... \$102,945,379

222 29 2. For reimbursement for the agricultural land and family  
 222 30 farm tax credits under sections 425A.1 and 426.1:  
 222 31 ..... \$ 34,610,183

222 32 3. For reimbursement for the military service tax credit

CODE: Notwithstanding the conflicting provisions and super-majority and other voting requirements of Section 8.56, Code of Iowa, relating to appropriation of money in the Cash Reserve Fund and provides four FY 2005 appropriations from the Cash Reserve Fund.

DETAIL: After the March 2004 Revenue Estimating Conference estimate, and prior to this appropriation, the estimated FY 2004 ending balance in the Cash Reserve Fund is \$194,300,000. The four FY 2005 appropriations from the Cash Reserve Fund total \$159,663,964.

CODE: Changes the standing appropriation funding source for the Homestead Property Tax Credit from the General Fund to the Cash Reserve Fund.

DETAIL: Maintains current level of funding.

CODE: Changes the standing appropriation funding source for the Agricultural Land and Family Farm Property Tax Credit from the General Fund to the Cash Reserve Fund.

DETAIL: Maintains current level of funding.

CODE: Changes the standing appropriation funding source for the Military Service Property Tax Exemption from the General Fund to the

222 33 under section 426A.1A:  
 222 34 ..... \$ 2,568,402

Cash Reserve Fund.

DETAIL: Maintains current level of funding.

222 35 4. For implementing the elderly and disabled credit and  
 223 1 reimbursement pursuant to sections 425.16 through 425.40:  
 223 2 ..... \$ 19,540,000  
 223 3 If the sum of the amount of claims for credit for property  
 223 4 taxes due plus the amount of claims for reimbursement for rent  
 223 5 constituting property tax paid which are to be paid during the  
 223 6 fiscal year beginning July 1, 2004, exceeds the amount  
 223 7 appropriated in this subsection, the director of revenue shall  
 223 8 prorate the payments for the property tax credit and for  
 223 9 reimbursement for rent constituting property tax paid. In  
 223 10 order for the director to carry out the requirements of this  
 223 11 subsection, notwithstanding any provision to the contrary in  
 223 12 chapter 425, claims for reimbursement for rent constituting  
 223 13 property taxes paid filed before May 1, 2005, shall be  
 223 14 eligible to be paid during the fiscal year ending June 30,  
 223 15 2005, and those claims filed on or after May 1, 2005, shall be  
 223 16 eligible to be paid during the fiscal year beginning July 1,  
 223 17 2005, and the director is not required to make payments to  
 223 18 counties for the property tax credit before June 15, 2005.

CODE: Changes the standing appropriation funding source for the Elderly and Disabled Property Tax Credit from the General Fund to the Cash Reserve Fund.  
 Directs the Department of Revenue to prorate claims if applications exceed the appropriation. The proration includes both the property tax and rent reimbursement portions of the credit.

Allows the Department to delay county reimbursement until after June 15, 2005, to allow for the proration to be calculated and applied.

DETAIL: The FY 2005 appropriation from the Cash Reserve Fund is an increase of \$3,304,495 compared to the FY 2004 estimated net General Fund appropriation.

223 19 Sec. 260. Section 455B.174, subsection 4, Code 2003, is  
 223 20 amended by adding the following new paragraph:  
 223 21 NEW PARAGRAPH. e. If a public water supply has a  
 223 22 groundwater source that contains petroleum, a fraction of  
 223 23 crude oil, or their degradation products, or is located in an  
 223 24 area deemed by the department as likely to be contaminated by  
 223 25 such materials, and after consultation with the public water  
 223 26 supply and consideration of all applicable rules relating to  
 223 27 remediation, the department may require the public water  
 223 28 supply to replace that groundwater source in order to receive  
 223 29 a permit to operate. The requirement to replace the source  
 223 30 shall only be made by the department if the public water  
 223 31 supply is fully compensated for any additional design,

CODE: Prior to issuing an operating permit, the Department of Natural Resources can require a public water supply system to replace their groundwater source if petroleum, crude oil, or other degradation products are present. Allows the public water supply to be reimbursed for the construction, operation or monitoring with funds from the Petroleum Underground Storage Tank Fund. Further specifies the replacement source must be as reliable as the original source and must meet federal primary, secondary, other health-based standards unless treatment is provided to ensure that the drinking water meets these standards.

DETAIL: The Department of Natural Resources can request the replacement of a contaminated groundwater source prior to issuing an operating permit to a public water system.

223 32 construction, operation, and monitoring costs from the Iowa  
 223 33 comprehensive petroleum underground storage tank fund created  
 223 34 by chapter 455G or from any other funds that do not impose a  
 223 35 financial obligation on the part of the public water supply.  
 224 1 Funds available to or provided by the public water supply may  
 224 2 be used for system improvements made in conjunction with  
 224 3 replacement of the source. The department cannot require a  
 224 4 public water supply to replace its water source with a less  
 224 5 reliable water source or with a source that does not meet  
 224 6 federal primary, secondary, or other health-based standards  
 224 7 unless treatment is provided to ensure that the drinking water  
 224 8 meets these standards. Nothing in this paragraph shall affect  
 224 9 the public water supply's right to pursue recovery from a  
 224 10 responsible party.

FISCAL IMPACT: The fiscal impact cannot be determined at this time.

224 11 Sec. 261. Section 455B.310, Code 2003, is amended by  
 224 12 adding the following new subsection:  
 224 13 **NEW SUBSECTION. 10. Nonmetallic material processed by an**  
 224 14 **industrial shredder, and commonly referred to as shredder**  
 224 15 **fluff, which is disposed of as solid waste or otherwise used**  
 224 16 **by a sanitary landfill is exempt from the imposition of the**  
 224 17 **tonnage fee under this section.]**

VETOED

CODE: Adds nonmetallic processed materials or shredder fluff, to items that are exempt from payment of a tonnage fee at a sanitary landfill.

DETAIL: The Department of Natural Resources cannot quantify the amount of shredder fluff that is currently landfilled. Several landfills use shredder fluff as alternative cover rather than soil to cover waste at the end of each processing day. Shredder fluff that is used as alternative daily cover is already exempt from payment of tonnage fees. The Loess Hills Sanitary Landfill utilized 32,527 tons of landfill last year and Scott County Landfill utilized 33,369 tons in FY 2003.

VETOED: The Governor vetoed this language and stated that reducing the cost of disposal for one specific waste stream sets a precedent that is contrary to Iowa's waste management hierarchy.

224 18 Sec. 262. Section 535.8, subsection 2, paragraph b,  
 224 19 unnumbered paragraph 2, Code 2003, as amended by 2004 Iowa  
 224 20 Acts, House File 2484, if enacted, is amended to read as  
 224 21 follows:  
 224 22 The lender shall not charge the borrower for the cost of  
 224 23 revenue stamps or real estate commissions which are paid by  
 224 24 the seller.

CODE: Technical correction to change association to administration and State chartered to State-chartered.

224 25 The collection of any costs other than as expressly  
 224 26 permitted by this paragraph "b" is prohibited. However,  
 224 27 additional costs incurred in connection with a loan under this  
 224 28 paragraph "b", if bona fide and reasonable, may be collected  
 224 29 by a state-chartered financial institution licensed under  
 224 30 chapter 524, 533, or 534, to the extent permitted under  
 224 31 applicable federal law as determined by the office of the  
 224 32 comptroller of the currency of the United States department of  
 224 33 treasury, the national credit union ~~association~~  
 224 34 administration, or the office of thrift supervision of the  
 224 35 United States department of treasury. Such costs shall apply  
 225 1 only to the same type of ~~state-chartered~~ state-chartered  
 225 2 entity as the federally chartered entity affected and to an  
 225 3 insurer organized under chapter 508 or 515, or otherwise  
 225 4 authorized to conduct the business of insurance in this state.

[225 5 Sec. 263. Section 668B.2, subsection 1, if enacted by 2004  
 225 6 Iowa Acts, House File 2440, section 2, is amended to read as  
 225 7 follows:

225 8 1. "Health care provider" means a physician as defined in  
 225 9 section 135.1, a licensed physician assistant as defined in  
 225 10 section 148C.1, a nurse, including an advanced registered  
 225 11 nurse practitioner, licensed pursuant to chapter 152, a  
 225 12 hospital as defined in section 135B.1, and a health care  
 225 13 facility as defined in section 135C.1, and a federally  
 225 14 licensed, regulated, or registered nonprofit blood bank, blood  
 225 15 center, or plasma center that is collecting, processing, or  
 225 16 distributing whole human blood, blood components, plasma,  
 225 17 blood fractions, or blood derivatives for use by a licensed  
 225 18 health care provider.]

VETOED

CODE: Expands the definition of a health care provider in House File 2440 (Regulatory Reform, Punitive Damages Act) to include licensed physician assistants, nurses, and nurse practitioners. If HF 2440 is enacted, the definition of a health care provider to include a federally licensed or regulated non-profit blood banks, blood centers, and plasma centers.

VETOED: The Governor vetoed this Section. House File 2440 was vetoed by the Governor on May 14, 2004, which made this language unnecessary since it was contingent upon the passage of HF 2440.

225 19 Sec. 264. COLLECTIVE BARGAINING AGREEMENTS FUNDED —  
 225 20 GENERAL FUND. The various state departments, boards,  
 225 21 commissions, councils, and agencies, including the state board  
 225 22 of regents, for the fiscal year beginning July 1, 2004, and  
 225 23 ending June 30, 2005, shall provide from available sources pay  
 225 24 adjustments, expense reimbursements, and related benefits to

Requires the various State departments, boards, commissions, councils, and agencies to pay, from available sources, increases negotiated by the bargaining units listed.

DETAIL: The required payments are for the collective bargaining agreements for contract-covered employees in all collective bargaining units. These include:

225 25 fully fund the following:

225 26 1. The collective bargaining agreement negotiated pursuant  
 225 27 to chapter 20 for employees in the blue collar bargaining  
 225 28 unit.  
 225 29 2. The collective bargaining agreement negotiated pursuant  
 225 30 to chapter 20 for employees in the public safety bargaining  
 225 31 unit.  
 225 32 3. The collective bargaining agreement negotiated pursuant  
 225 33 to chapter 20 for employees in the security bargaining unit.  
 225 34 4. The collective bargaining agreement negotiated pursuant  
 225 35 to chapter 20 for employees in the technical bargaining unit.  
 226 1 5. The collective bargaining agreement negotiated pursuant  
 226 2 to chapter 20 for employees in the professional fiscal and  
 226 3 staff bargaining unit.  
 226 4 6. The collective bargaining agreement negotiated pursuant  
 226 5 to chapter 20 for employees in the clerical bargaining unit.  
 226 6 7. The collective bargaining agreement negotiated pursuant  
 226 7 to chapter 20 for employees in the professional social  
 226 8 services bargaining unit.  
 226 9 8. The collective bargaining agreement negotiated pursuant  
 226 10 to chapter 20 for employees in the community-based corrections  
 226 11 bargaining unit.  
 226 12 9. The collective bargaining agreements negotiated  
 226 13 pursuant to chapter 20 for employees in the judicial branch of  
 226 14 government bargaining units.  
 226 15 10. The collective bargaining agreement negotiated  
 226 16 pursuant to chapter 20 for employees in the patient care  
 226 17 bargaining unit.  
 226 18 11. The collective bargaining agreement negotiated  
 226 19 pursuant to chapter 20 for employees in the science bargaining  
 226 20 unit.  
 226 21 12. The collective bargaining agreement negotiated  
 226 22 pursuant to chapter 20 for employees in the university of  
 226 23 northern Iowa faculty bargaining unit.  
 226 24 13. The collective bargaining agreement negotiated  
 226 25 pursuant to chapter 20 for employees in the state university  
 226 26 of Iowa graduate student bargaining unit.

- American Federation of State, County, and Municipal Employee (AFSCME) – General government and Community Based Corrections (CBCs) - 2.00% across-the-board salary increase on January 1, 2005; 4.50% merit step increases for employees who are not on the top step of the pay range. Employer pays 85.0% of family premium for Iowa Select towards the family plan of the employee's choice, up from current 80.00%, effective January 1, 2005. Employer matches 50.00% of employee contribution to Deferred Compensation Program up to a State share of \$50 per month (additional \$300 per year) effective January 1, 2005.
- Judicial AFSCME - Employer pays 85.00% of family premium for Iowa Select towards the family plan of the employee's choice, up from current 80.00%, effective January 1, 2005. Employer matches 50.00% of employee contribution to Deferred Compensation Program up to a State share of \$50 per month (additional \$300 per year) effective January 1, 2005. Move to a higher pay plan with employees at maximum step receiving 4.50% increase effective November 1, 2004.
- United Faculty of Iowa (UFI) - 3.50% average pay increase effective July 1, 2004. Affects employees at the University of Northern Iowa.
- Committee to Organize Graduate Students (COGS) – University of Iowa - \$1,500 towards tuition.
- State Police Officers Council (SPOC) - 2.00% across-the-board increase July 1, 2004, and 3.50% steps for eligible employees.
- Iowa United Professionals (IUP) – Science - 2.00% across-the-board increase effective January 1, 2005. Employer matches 50.00% of employee contribution to Deferred Compensation Program up to a State share of \$25 per month (\$300 per year) effective January 1, 2005. Move to a higher pay plan with employees at maximum step receiving 4.5% increase effective November 1, 2004.
- Service Employees International Union (SEIU) – University of Iowa - 6.40% average pay increase effective July 1, 2004.
- Iowa United Professionals (IUP) – Social Services - 2.00% across-the-board increase effective September 1, 2004. Employer matches 50.00% of employee contribution to Deferred Compensation Program up to a State share of \$25 per month (\$300 per year) effective January 1, 2005. Move to a higher pay

226 27 14. The collective bargaining agreement negotiated  
 226 28 pursuant to chapter 20 for employees in the state university  
 226 29 of Iowa hospital and clinics tertiary health care bargaining  
 226 30 unit.

plan with employees at maximum step receiving 4.50% increase effective November 1, 2004.

226 31 15. The annual pay adjustments, related benefits, and  
 226 32 expense reimbursements referred to in section 265 of this  
 226 33 division of this Act for employees not covered by a collective  
 226 34 bargaining agreement.

FISCAL IMPACT: The estimated cost to the General Fund, compared to estimated net FY 2004, excluding the Regents Institutions, due to the collective bargaining agreements and an increase in other costs, is \$30,600,000. The estimated increase to other funds is \$19,500,000. An appropriation was not provided for distribution to General Fund agencies.

226 35 Sec. 265. NONCONTRACT STATE EMPLOYEES — GENERAL.

227 1 1. a. For the fiscal year beginning July 1, 2004, the  
 227 2 maximum salary levels of all pay plans provided for in section  
 227 3 8A.413, subsection 2, as they exist for the fiscal year ending  
 227 4 June 30, 2004, shall be increased by 2 percent for the pay  
 227 5 period beginning December 31, 2004, and any additional changes  
 227 6 in the pay plans shall be approved by the governor.

Provides non-contract State employees with a 2.00% across-the board salary increase on December 31, 2004, and continuation of merit step increases for employee who are not on the top step of the pay range.

227 7 b. For the fiscal year beginning July 1, 2004, employees  
 227 8 may receive a step increase or the equivalent of a step  
 227 9 increase.

Specifies that non-contract State employee increases do not apply to:

227 10 2. The pay plans for state employees who are exempt from  
 227 11 chapter 8A, Article 4, and who are included in the department  
 227 12 of administrative service's centralized payroll system shall  
 227 13 be increased in the same manner as provided in subsection 1,  
 227 14 and any additional changes in any executive branch pay plans  
 227 15 shall be approved by the governor.

- Members of the General Assembly.
- Board or commission members.
- Salaries set by the General Assembly.
- Salaries set by the Governor.
- Employees under 8A.412(5), Code of Iowa, (presidents, deans, directors, teachers, professional and scientific personnel, and student employees of the Board of Regents).
- Employees of the Board of Regents (except Board Office employees).
- Employees who exceed the pay for the top of the range.

227 16 3. This section does not apply to members of the general  
 227 17 assembly, board members, commission members, salaries of  
 227 18 persons set by the general assembly pursuant to this division  
 227 19 of this Act or set by the governor, employees designated under  
 227 20 section 8A.412, subsection 5, and employees covered by 11 IAC  
 227 21 53.6(3).

FISCAL IMPACT: The estimated cost to the General Fund, compared to estimated net FY 2004, excluding the Regents Institutions, for non-contract employees, is \$9,000,000. The estimated increase in other funds is \$5,600,000. An appropriation was not provided for distribution to General Fund agencies.

227 22 4. The pay plans for the bargaining eligible employees of  
 227 23 the state other than the employees of the state board of  
 227 24 regents shall be increased in the same manner as provided in  
 227 25 subsection 1, and any additional changes in such executive  
 227 26 branch pay plans shall be approved by the governor. As used

Requires the Governor to approve the policies for implementation of this Section.



227 27 in this section, "bargaining eligible employee" means an  
 227 28 employee who is eligible to organize under chapter 20, but has  
 227 29 not done so.  
 227 30 5. The policies for implementation of this section shall  
 227 31 be approved by the governor.

227 32 Sec. 266. APPROPRIATIONS FROM ROAD FUNDS.  
 227 33 1. There is appropriated from the road use tax fund to the  
 227 34 salary adjustment fund for the fiscal year beginning July 1,  
 227 35 2004, and ending June 30, 2005, the following amount, or so  
 228 1 much thereof as may be necessary, to be used for the purpose  
 228 2 designated:  
 228 3 To supplement other funds appropriated by the general  
 228 4 assembly:  
 228 5 ..... \$ 3,000,000

Road Use Tax Fund appropriation to the Salary Adjustment Fund.

DETAIL: Funds the salary adjustment for Department of Transportation employees and any other employees whose salaries are paid from the Road Use Tax Fund.

228 6 2. There is appropriated from the primary road fund to the  
 228 7 salary adjustment fund, for the fiscal year beginning July 1,  
 228 8 2004, and ending June 30, 2005, the following amount, or so  
 228 9 much thereof as may be necessary, to be used for the purpose  
 228 10 designated:  
 228 11 To supplement other funds appropriated by the general  
 228 12 assembly:  
 228 13 ..... \$ 12,000,000

Primary Road Fund appropriation to the Salary Adjustment Fund.

DETAIL: Funds the salary adjustment for Department of Transportation employees and any other employees whose salaries are paid from the Primary Road Fund.

228 14 3. Except as otherwise provided in this division of this  
 228 15 Act, the amounts appropriated in subsections 1 and 2 shall be  
 228 16 used to fund the annual pay adjustments, expense  
 228 17 reimbursements, and related benefits for public employees as  
 228 18 provided in this division of this Act.

228 19 Sec. 267. SPECIAL FUNDS — AUTHORIZATION. To departmental  
 228 20 revolving, trust, or special funds, except for the primary  
 228 21 road fund or the road use tax fund, for which the general  
 228 22 assembly has established an operating budget, a supplemental  
 228 23 expenditure authorization is provided, unless otherwise  
 228 24 provided, in an amount necessary to fund salary adjustments as  
 228 25 otherwise provided in this division of this Act.

Provides supplemental expenditure authorization for revolving trust funds or other special funds, except the Road Use Tax Fund and the Primary Road Fund, to be used to fund salary adjustments.

228 26 Sec. 268. FEDERAL FUNDS APPROPRIATED. All federal grants  
 228 27 to and the federal receipts of the agencies affected by this  
 228 28 division of this Act which are received and may be expended  
 228 29 for purposes of pay adjustments and related benefits as  
 228 30 covered in this division of this Act are appropriated for  
 228 31 those purposes and as set forth in the federal grants or  
 228 32 receipts.

Appropriates federal grants and receipts to State agencies.

228 33 Sec. 269. STATE TROOPER MEAL ALLOWANCE. The sworn peace  
 228 34 officers in the department of public safety who are not  
 228 35 covered by a collective bargaining agreement negotiated  
 229 1 pursuant to chapter 20 shall receive the same per diem meal  
 229 2 allowance as the sworn peace officers in the department of  
 229 3 public safety who are covered by a collective bargaining  
 229 4 agreement negotiated pursuant to chapter 20.

Allows members of the Department of Public Safety who are not covered by collective bargaining to receive the same per diem meal allowances as sworn Department of Public Safety officers that are covered by collective bargaining.

229 5 Sec. 270. 2001 Iowa Acts, chapter 174, section 1,  
 229 6 subsection 2, as amended by 2002 Iowa Acts, chapter 1174,  
 229 7 section 8, and 2003 Iowa Acts, chapter 179, section 38, is  
 229 8 amended to read as follows:  
 229 9 2. There is appropriated from the general fund of the  
 229 10 state to the endowment for Iowa's health account of the  
 229 11 tobacco settlement trust fund created in section 12E.12, for  
 229 12 the designated fiscal years, the following amounts, to be used  
 229 13 for the purposes specified in section 12E.12 for the endowment  
 229 14 for Iowa's health account:

CODE: Eliminates the FY 2005 General Fund appropriation to the Endowment for Iowa's Health Account.

DETAIL: These funds were originally appropriated in SF 533 (FY 2002 Tobacco Settlement Trust Fund Appropriations Act) for the purpose of funding the Endowment for Iowa's Health Account. The Endowment also receives an annual allocation of \$70,000,000 from the State Wagering Tax. The Endowment was established to provide a long-term funding source for the Healthy Iowans Tobacco Trust to be used for health care, substance abuse treatment and enforcement, tobacco use prevention and control, and other purposes related to the needs of children, adults, and families in the State.

229 15	FY 2001–2002 .....	\$ 7,248,000
229 16	FY 2003–2004 .....	\$ 0
229 17	FY 2004–2005 .....	\$ <del>29,785,000</del>
229 18		<u>0</u>
229 19	FY 2005–2006 .....	\$ 29,562,000
229 20	FY 2006–2007 .....	\$ 17,773,000

229 21 Sec. 271. 2003 Iowa Acts, chapter 178, section  
 229 22 28, unnumbered paragraph 3, is amended to read as  
 229 23 follows:  
 229 24 Notwithstanding section 8.64, subsection 4, as

CODE: Eliminates the 20.0% limit and permits the Local Government Innovation Fund Committee to award forgivable loans or grants up to the appropriated amount of \$975,000 and permits unencumbered and unobligated funds to carry forward at the end of FY 2005.

229 25 enacted by this division of this Act, the local  
229 26 government innovation fund committee may provide ~~up to~~  
229 27 ~~20 percent of the any~~ amount appropriated in this  
229 28 section in the form of forgivable loans or as grants  
229 29 for those projects that propose a new and innovative  
229 30 sharing initiative that would serve as an important  
229 31 model for cities and counties.

229 32 Sec. 272. Notwithstanding section 8.33, moneys  
229 33 appropriated in 2003 Iowa Acts, chapter 178, section  
229 34 62, and 2003 Iowa Acts, chapter 181, section 11,  
229 35 subsection 3, which remain unencumbered or unobligated  
230 1 at the close of the fiscal year beginning July 1,  
230 2 2003, shall not revert but shall remain available for  
230 3 expenditure for the purposes for which they were  
230 4 appropriated for the fiscal year beginning July 1,  
230 5 2004.

230 6 Sec. 273. 2004 Iowa Acts, House File 2490, section 8, if  
230 7 enacted, is repealed.

230 8 Sec. 274. 2003 Iowa Acts, chapter 179, section 21,  
230 9 unnumbered paragraph 5, is amended to read as follows:  
230 10 Notwithstanding section 8.33, unencumbered or unobligated  
230 11 funds remaining on June 30, 2003, from the appropriation made  
230 12 in this section shall not revert but shall remain available to  
230 13 be used for the purposes designated ~~in the following fiscal~~  
230 14 ~~year~~ until the end of the fiscal year beginning July 1, 2004.  
230 15 Funds appropriated in this section remaining unencumbered or  
230 16 unobligated at the end of the fiscal year beginning July 1,  
230 17 2004, shall not revert but shall remain available to be used  
230 18 for the purposes designated and for a home ownership  
230 19 assistance program for eligible members of the national guard

CODE: Requires unencumbered and unobligated funds in the Reinvolution Initiative Fund to carry forward to the end of FY 2005 for payments to the Public Strategies Group (PSG).

CODE: Corrective amendment to HF 2490 (Uniform Electronic Transactions Act Revisions Act) if the Act is enacted. This Section takes effect upon enactment.

DETAIL: House File 2490 was approved by the General Assembly on March 29, 2004, and signed by the Governor on April 13, 2004.

CODE: Allows the appropriation for the Military Pay Differential in FY 2003 to carry forward through FY 2005.

DETAIL: The balance in the fund as of May 25, 2004, is \$1,788,076. During the 2003 Legislative Session SF 458 (Military Pay Differential Act) made an appropriation of \$1,810,000 to pay salary differentials and continued State health benefits to State employees called up for active duty with the National Guard and Reserve and whose active duty salaries amounted to less than their civilian salaries.

230 20 and reserves of the armed forces of the United States and the  
 230 21 members' immediate families.

230 22 Sec. 275. 2003 Iowa Acts, First Extraordinary Session,  
 230 23 chapter 2, section 4, unnumbered paragraph 3, is amended to  
 230 24 read as follows:  
 230 25 Notwithstanding section 8.64, subsection 4, if enacted by  
 230 26 2003 Iowa Acts, Senate File 453, section 27, the local  
 230 27 government innovation fund committee may provide ~~up to 20~~  
 230 28 ~~percent of the~~ any amount appropriated in this section in the  
 230 29 form of forgivable loans or as grants for those projects that  
 230 30 propose a new and innovative sharing initiative that would  
 230 31 serve as an important model for cities and counties.

**230 32 Sec. 276. UNFILLED VACANCIES — STATE BOARD OF REGENTS.**

230 33 The state board of regents shall report on the policies of the  
 230 34 institutions under the authority of the state board for  
 230 35 addressing the budget ramifications associated with unfilled  
 231 1 vacant positions. If a policy does not exist, the state board  
 231 2 shall provide for implementation of such a policy and report  
 231 3 concerning the policy to the government oversight committees  
 231 4 of the senate and house of representatives. The report shall  
 231 5 be submitted on or before December 15, 2004.]

VETOED

231 6 Sec. 277. STATE BOARD OF REGENTS BONDING.  
 231 7 1. FINDINGS. The general assembly finds that:  
 231 8 a. Pursuant to section 262A.3, the state board of regents  
 231 9 prepared and within seven days after the convening of the  
 231 10 Eightieth General Assembly of the State of Iowa, Second  
 231 11 Session, submitted to the Eightieth General Assembly, Second  
 231 12 Session, for approval the proposed five-year building program  
 231 13 for each institution of higher learning under the jurisdiction  
 231 14 of the board, containing a list of the buildings and  
 231 15 facilities which the board deems necessary to further the  
 231 16 educational objectives of the institutions, together with an  
 231 17 estimate of the cost of each of the buildings and facilities  
 231 18 and an estimate of the maximum amount of revenue bonds which

CODE: Technical correction. Conforming language to remove the 20.00% limitation on the amount of funds that can be awarded in the form of a forgeable loan or grant from the Local Government Innovation Fund.

Requires the State Board of Regents to report the budget impact associated with unfilled vacant positions to the General Assembly by December 15, 2004.

VETOED: The Governor vetoed this Section and stated it would provide no useful purpose since the Regents are not provided appropriations based on specific positions.

Authorizes the Board of Regents to issue academic revenue bonds to fund capital improvements at the institutions as outlined in the Board's five-year capital plan.

DETAIL: Limits the amount of the bonds to \$120,000,000, as follows:

- \$48,000,000 for Iowa State University for the following projects:
  - Veterinary Teaching Hospital (Diagnostic Lab) - \$40,000,000
  - Coover Hall (Information Science) - \$6,800,000
  - Fire Safety - \$1,200,000
- \$50,000,000 for the University of Iowa for the following projects:
  - Chemistry Building Renovation - \$36,500,000

231 19 the board expects to issue under chapter 262A to finance the  
 231 20 costs of the projects.

231 21 b. The projects contained in the capital improvement  
 231 22 program are deemed necessary for the proper performance of the  
 231 23 instructional, research, and service functions of the  
 231 24 institutions.

231 25 c. Section 262A.4 provides that the state board of  
 231 26 regents, after authorization by a constitutional majority of  
 231 27 each house of the general assembly and approval by the  
 231 28 governor, may undertake and carry out at the institutions of  
 231 29 higher learning under the jurisdiction of the board any  
 231 30 project as defined in chapter 262A.

231 31 d. Chapter 262A authorizes the state board of regents to  
 231 32 borrow moneys and to issue and sell negotiable revenue bonds  
 231 33 to pay all or any part of the cost of carrying out projects at  
 231 34 any institution payable solely from and secured by an  
 231 35 irrevocable pledge of a sufficient portion of the student fees  
 232 1 and charges and institutional income received by the  
 232 2 particular institution.

232 3 e. To further the educational objectives of the  
 232 4 institutions, the state board of regents requests  
 232 5 authorization to undertake and carry out certain projects at  
 232 6 this time and to finance their costs by borrowing moneys and  
 232 7 issuing negotiable bonds under chapter 262A in a total amount  
 232 8 as provided in this section, with the remaining costs of the  
 232 9 projects to be financed by appropriations or by federal or  
 232 10 other funds lawfully available.

232 11 2. APPROVAL — LIMITS.

232 12 a. The proposed five-year building program submitted by  
 232 13 the state board of regents for each institution of higher  
 232 14 learning under its jurisdiction is approved and no commitment  
 232 15 is implied or intended by approval to fund any portion of the  
 232 16 proposed five-year building program submitted by the state  
 232 17 board of regents beyond the portion that is financed and  
 232 18 approved by the Eightieth General Assembly, Second Session,  
 232 19 and the governor.

232 20 b. The maximum amount of bonds which the state board of

- Art Building Renovation, Phase 2 - \$12,300,000
- Fire Safety - \$1,200,000
- \$22,000,000 for the University of Northern Iowa for the following projects:
  - Science Buildings Renovation, Phase 1- \$13,000,000
  - Russell Hall Renovation - \$9,000,000

FISCAL IMPACT: Repayment of the bonds is guaranteed by pledging tuition revenue. The State General Fund is not obligated to repay the bonds. However, the General Assembly has historically made appropriations to the Board of Regents for the amount of the annual bond payments in an attempt to minimize tuition increases. The appropriations are referred to as Tuition Replacement. In this Act, for FY 2005, the Tuition Replacement appropriations total \$24,305,412 from three sources:

- \$13,009,474 General Fund appropriation.
- \$10,437,174 appropriation from the Restricted Capital Fund of the Tobacco Settlement Trust Fund.
- \$858,764 appropriation from the Rebuild Iowa Infrastructure Fund.

The annual debt service (for all Regents Academic Revenue Bonds) is estimated to be approximately \$24,000,000 annually for FY 2005 through FY 2011, and then gradually decrease until final repayment is made in FY 2027. A detailed amortization schedule is available upon request from the LSA.

232 21 regents expects to issue under chapter 262A, unless additional  
232 22 bonding is authorized, is set forth in this section, and this  
232 23 plan of financing is approved.

232 24 3. PROJECTS. The state board of regents is authorized to  
232 25 undertake, plan, construct, improve, repair, remodel, furnish,  
232 26 and equip, and otherwise carry out the following projects at  
232 27 the institutions of higher learning under the jurisdiction of  
232 28 the board, and the general assembly authorizes the state board  
232 29 of regents to borrow moneys and to issue and sell negotiable  
232 30 revenue bonds in the amount of \$120,000,000 in the manner  
232 31 provided in sections 262A.5 and 262A.6 in order to pay all or  
232 32 any part of the costs of carrying out the projects at the  
232 33 institutions as follows:

232 34 a. Iowa state university of science and technology  
232 35 For the veterinary teaching hospital — diagnostic lab,  
233 1 Coover hall — information science, and for fire safety costs:  
233 2 ..... \$ 48,000,000

233 3 b. State university of Iowa  
233 4 For the chemistry building renovation, phase II of the art  
233 5 building renovation, and for fire safety costs:  
233 6 ..... \$ 50,000,000

233 7 c. University of northern Iowa  
233 8 For the science buildings renovation project and for the  
233 9 Russell hall renovation:  
233 10 ..... \$ 22,000,000

233 11 Total ..... \$120,000,000

233 12 4. Notwithstanding the limitation established in  
233 13 subsection 3, the amount of bonds issued as authorized in  
233 14 subsection 3 may be exceeded by the amount the state board of  
233 15 regents determines to be necessary to capitalize bond  
233 16 reserves, interest during construction, and issuance costs.

233 17 Sec. 278. COMMERCIAL VEHICLE REGISTRATION FEES — REFUND.  
233 18 Notwithstanding the provisions relating to the registration of  
233 19 commercial vehicles, as defined in section 321.1, the  
233 20 requirement of the return of the registration plate and  
233 21 registration receipt to the state department of

VETOED

CODE: Allows any person that sold a commercial vehicle between January 1, 2002 and April 1, 2002, to receive a refund for registration fees, penalties, or interest for the 2002 registration year, if the following apply:

233 22 transportation, and the time limit for applying for a refund,  
 233 23 any person that sold a commercial vehicle between January 1,  
 233 24 2002, and April 1, 2002, shall receive a refund of any  
 233 25 registration fees, penalties, or interest assessed related to  
 233 26 the registration of such vehicle for a registration year  
 233 27 beginning in the 2002 calendar year if all of the following  
 233 28 apply:  
 233 29 1. The person failed to register the commercial vehicle  
 233 30 for the registration year beginning in the 2002 calendar year.  
 233 31 2. The commercial vehicle was sold by the person to  
 233 32 another during the period beginning January 1, 2002, and  
 233 33 ending April 1, 2002, and the purchaser registered the vehicle  
 233 34 for all or part of the registration year beginning in the 2002  
 233 35 calendar year.  
 234 1 3. A claim for refund pursuant to this section is filed  
 234 2 with the state department of transportation after the  
 234 3 effective date of this section and prior to August 1, 2004.]

- The person failed to register the commercial vehicle for 2002.
- The person sold the commercial vehicle between January 1, 2002, and April 1, 2002, and the purchaser registered the vehicle for all or part of 2002.

Requires a claim for refund pursuant to this Section to be filed with the Department of Transportation by August 1, 2004.

VETOED: The Governor vetoed this Section and stated that the language provides for a refund to an individual that exhausted the administrative appeals process and is not entitled to a refund from the State.

234 4 Sec. 279. ACCESS TO NECESSARY PRESCRIPTION DRUGS — FREE  
 234 5 CLINIC TEST PROGRAM FOR PERSONS WHO ARE UNINSURED OR  
 234 6 UNDERINSURED. There is appropriated from the general fund of  
 234 7 the state to the Iowa department of public health for the  
 234 8 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 234 9 the following amount, or so much thereof as is necessary, to  
 234 10 be used for the purpose designated:  
 234 11 For the bureau of health care access to issue a grant in  
 234 12 accordance with this section:  
 234 13 ..... \$ 10,000  
 234 14 The entire amount appropriated in this section shall be  
 234 15 issued by the bureau as a grant to a free clinic, as defined  
 234 16 in section 135.24, operating in one county. The grant shall  
 234 17 be used by the free clinic to establish a partnership and test  
 234 18 program for a buying cooperative approach for purchasing  
 234 19 prescription drugs at a price less than retail. The  
 234 20 prescription drugs purchased through the approach shall be  
 234 21 provided to patients of the free clinic who are uninsured or  
 234 22 underinsured.

General Fund appropriation to the Department of Public Health for FY 2005 for the provision of a grant to be provided to one Free Health Clinic for the establishment of a pilot program that uses a buying cooperative approach for purchasing prescription drugs at a price less than retail.

DETAIL: This is a new appropriation for FY 2005.

234 23 Sec. 280. MODIFIED ADDITIONAL ALLOWABLE GROWTH. For the  
234 24 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
234 25 notwithstanding anything contrary in section 257.18,  
234 26 subsection 2, if the board adopts a resolution, not later than  
234 27 April 15, 2004, to increase its participation in the  
234 28 instructional support program under section 257.18 and a  
234 29 petition is not filed or if the question is submitted to the  
234 30 registered voters of the school district and the question is  
234 31 approved, the school budget review committee shall establish  
234 32 modified allowable growth for the school district for the  
234 33 fiscal year beginning July 1, 2004, for the amount of  
234 34 increased spending authority. The modified allowable growth  
234 35 shall equal the sum of the increased state aid, income surtax,  
235 1 and property tax portion of the instructional support program  
235 2 requested by the district. The district is not eligible for  
235 3 state aid as determined under section 257.20 due to increased  
235 4 participation percent.

235 5 Sec. 281. CHARTER AGENCIES — FULL-TIME EQUIVALENT  
235 6 EMPLOYEE LIMITS — REVERSIONS.

235 7 1. Notwithstanding any limitation on the number of full-  
235 8 time equivalent employees for the fiscal year beginning July  
235 9 1, 2004, and ending June 30, 2005, stated in this Act or any  
235 10 other Act, the personnel management provisions of section  
235 11 7J.1, subsection 4, shall remain applicable to those state  
235 12 departments or agencies designated as a charter agency under  
235 13 chapter 7J.

235 14 2. The provisions of section 7J.1, subsection 3, paragraph  
235 15 "c", relating to reversions, are not applicable to any  
235 16 appropriation made to a charter agency that this Act or any  
235 17 other Act provides is not subject to reversion.

235 18 Sec. 282. PREVAILING LEGISLATION. If 2004 Iowa Acts,  
235 19 Senate File 399 is enacted and includes a provision increasing  
235 20 the criminal penalty surcharge to thirty-two percent of a fine

CODE: Allows a school district to increase its participation in the Instructional Support Program if the school board adopts a resolution to participate by April 15, 2004, and no petition to overturn the resolution is filed or the resolution is filed and the question received voter approval. The School Budget Review Committee is to establish a modified allowable growth for the school district for FY 2005 to increase spending authority to accommodate the increased participation in the Instructional Support Program. The school district is not eligible for increased Instructional Support State Aid because of this increase.

DETAIL: The Cedar Rapids School District intends to increase its Instructional Support funding from 7.00% to 10.00% of the regular program cost which will be the maximum permitted. The increased spending authority for FY 2005 will be funded with property tax revenues from the District's Cash Reserve Levy.

CODE: Provides that Charter Agencies remain exempt from FTE limitations placed in legislation for FY 2005. Requires that reversion amounts provided for Charter Agencies are not applicable if legislation is enacted regarding a reversion.

Specifies if both SF 399 (DCI Criminal Surcharge Act) and HF 2530 (Court Revenue Distribution Act) are enacted, this language makes



235 21 or forfeiture, the following shall be the consequence:  
 235 22 1. The thirty percent surcharge set out in the amendment  
 235 23 to section 911.1, Code 2003, in 2004 Iowa Acts, House File  
 235 24 2530, section 10, if enacted, is null and void, and 2004 Iowa  
 235 25 Acts, House File 2530, section 10, if enacted, is amended to  
 235 26 provide for the surcharge at thirty-two percent to conform to  
 235 27 the thirty-two percent provision included in 2004 Iowa Acts,  
 235 28 Senate File 399.

235 29 2. As a result of including the thirty-two percent  
 235 30 provision in 2004 Iowa Acts, House File 2530, section 10, if  
 235 31 enacted, the section of 2004 Iowa Acts, Senate File 399  
 235 32 amending section 911.2, Code 2003, is null and void.

235 33 Sec. 283. Section 266.31, Code 2003, is repealed.

235 34 Sec. 284. Section 266.39D, Code Supplement 2003, is  
 235 35 repealed.

236 1 Sec. 285. STATE PERCENT OF GROWTH DEADLINES AND  
 236 2 RESTRICTIONS — INAPPLICABILITY. The thirty-day deadline and  
 236 3 restrictions for the enactment of the state percent of growth  
 236 4 provided in section 257.8 do not apply to this Act.]

VETOED

236 5 Sec. 286. APPOINTMENTS. The new appointees to the  
 236 6 commission of veterans affairs, pursuant to the increase in  
 236 7 the membership of the commission as provided in this division  
 236 8 of this Act, shall be appointed by the governor, with one  
 236 9 member being appointed for an initial term of two years and  
 236 10 one member being appointed for an initial term of four years.

236 11 Sec. 287. EFFECTIVE AND APPLICABILITY DATE PROVISIONS.  
 236 12 1. The section of this division of this Act enacting  
 236 13 section 153.40 takes effect upon receipt of the Iowa

the criminal penalty surcharge language in both acts compatible.

DETAIL: House File 2530 (Court Revenue Distribution Act) was passed by the General Assembly on April 8, 2004, and signed by the Governor on April 26, 2004. Senate File 399 (DCI Criminal Surcharge Act) did not pass the 2004 Legislative Session.

CODE: Repeals the Meat Export Research Center at Iowa State University.

CODE: Repeals language requiring a Livestock Producer's Assistance Program at Iowa State University.

CODE: Eliminates the 30-day deadline for enacting the School Foundation Aid allowable growth percentage and the requirement that the allowable growth rate be the only subject matter of the Bill for the 2004 Legislative Session.

VETOED: The Governor vetoed this language and stated that it was included because of failure to comply with current law.

Specifies the length of terms for the two additional members of the Commission on Veteran Affairs to be appointed by the Governor.

Specifies that the Section of the Act dealing with mobile dental health delivery services is effective upon receipt of federal funds by the Department of Public Health in order to establish the system. Also,

236 14 department of public health of federal funding to establish a  
 236 15 mobile dental delivery system. The director of public health  
 236 16 shall notify the Iowa code editor that the funding has been  
 236 17 received.

requires the Code Editor be notified when federal funds are received.

236 18 2. The sections of this division of this Act amending  
 236 19 sections 257.8 and 257.35 are applicable for computing state  
 236 20 aid under the state school foundation program for the school  
 236 21 budget year beginning July 1, 2004.

Specifies that the Sections of the Act dealing with the School Foundation Aid allowable growth rate and the State Aid appropriations for schools and area education agencies are effective upon enactment.

236 22 3. The sections of this division of this Act amending  
 236 23 sections 257.14, 346.27, and 422E.2, being deemed of immediate  
 236 24 importance, take effect upon enactment.

Specifies that the Sections of the Act dealing with the budget guarantee, county bonds, and local sales and services tax are effective upon enactment.

236 25 4. The section relating to the refund for commercial  
 236 26 vehicle registration fees, penalties, and interest, being  
 236 27 deemed of immediate importance takes effect upon enactment.]

VETOED

Specifies that the Section of the Act dealing with the commercial vehicle registration fees and penalties is effective upon enactment.

VETOED: The Governor vetoed the Section of this Act dealing with commercial vehicle registration fees and penalties, so this Section is unnecessary.

236 28 5. The section of this division of this Act amending  
 236 29 section 404A.2, being deemed of immediate importance, takes  
 236 30 effect upon enactment and applies retroactively to July 1,  
 236 31 2002.

Specifies that the Section dealing with Property Rehabilitation Tax Credits is effective retroactively to July 1, 2002.

236 32 6. The section of this division of this Act providing  
 236 33 modified allowable growth for school districts to participate  
 236 34 in an instructional support program, being deemed of immediate  
 236 35 importance, takes effect upon enactment.

Specifies that the Section dealing with the Instructional Support deadline is effective upon enactment.

237 1 7. The section of the division of this Act amending 2003  
 237 2 Iowa Acts, chapter 179, section 21, being deemed of immediate  
 237 3 importance, takes effect upon enactment.

Specifies that the Section relating to the carry forward of the appropriation for the Military Pay Differential is effective upon enactment.

237 4 8. The section of this division of this Act relating to  
 237 5 the nonreversion of moneys appropriated pursuant to 2003 Iowa

Specifies that the Sections relating to the money within the Reinvention Initiative Fund are effective upon enactment.

237 6 Acts, chapter 178, section 62, and 2003 Iowa Acts, chapter  
237 7 181, section 11, being deemed of immediate importance, takes  
237 8 effect upon enactment.

237 9 9. The sections of this division of this Act relating to  
237 10 the increase in membership of the commission of veterans  
237 11 affairs, being deemed of immediate importance, take effect  
237 12 upon enactment.

237 13 10. The section of this division of this Act repealing  
237 14 2004 Iowa Acts, House File 2490, section 8, if enacted, being  
237 15 deemed of immediate importance, takes effect upon enactment.

237 16 11. The sections of this division of this Act amending  
237 17 sections 8.22A and 8.54, being deemed of immediate importance,  
237 18 take effect upon enactment.

Specifies that the Sections relating to the additional membership of the Commission of Veterans Affairs are effective upon enactment.

Specifies that the Section relating to the corrective amendment to HF 2490 (Uniform Electronic Transactions Act Revisions Act) is effective upon enactment.

Specifies that the Sections relating to expenditure limitation and the application of Revenue Estimating Conference estimates to expenditure limitation are effective upon enactment.

237 19 DIVISION XI  
 237 20 REBUILD IOWA INFRASTRUCTURE FUND

237 21 Sec. 288. There is appropriated from the rebuild Iowa  
 237 22 infrastructure fund to the following departments and agencies  
 237 23 for the designated fiscal years, the following amounts, or so  
 237 24 much thereof as is necessary, to be used for the purposes  
 237 25 designated:

237 26 1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
 237 27 a. For routine maintenance of state buildings and  
 237 28 facilities, notwithstanding section 8.57, subsection 5,  
 237 29 paragraph "c":  
 237 30 FY 2004–2005..... \$ 2,000,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for costs associated with routine maintenance of State facilities. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: This is an increase of \$336,000 compared to the FY 2004 funding level. The funds are allocated to State agencies based on the square footage of building space. The method of allocation was established through a policy of the Governor's Vertical Infrastructure Advisory Committee.

237 31 b. For relocation costs directly associated with  
 237 32 remodeling projects on the capitol complex and for facility  
 237 33 lease payments for the department of corrections, the Iowa  
 237 34 department of public health, and the department of public  
 237 35 safety, notwithstanding section 8.57, subsection 5, paragraph  
 238 1 "c":  
 238 2 FY 2004–2005..... \$ 2,271,617

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for relocation of records and equipment from the Records and Property Building, and for facility lease costs for certain State agencies. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: The funds are estimated to be expended as follows:

- \$393,602 for relocation of records and property from the Records and Property Building to the Alcoholic Beverages Division warehouse in Ankeny and for leased space.
- \$857,655 for annual facility lease costs for the Departments of Corrections, Public Health, and Public Safety.
- \$1,020,360 to relocate the Department of Public Safety from the Wallace Building to the Records and Property Building.

238 3 c. For technology improvement projects, notwithstanding  
 238 4 section 8.57, subsection 5, paragraph "c":  
 238 5 FY 2004–2005..... \$ 1,861,496

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for technology projects. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: This is a decrease of \$138,504 compared to the FY 2004 funding level.

238 6 Of the amount appropriated in this lettered paragraph,  
 238 7 \$288,496 is allocated to maintain and operate the enterprise  
 238 8 warehouse technology project and \$73,000 is allocated to the  
 238 9 division of criminal and juvenile justice planning of the  
 238 10 department of human rights for 1.00 full–time equivalent  
 238 11 position to provide support for the justice data warehouse  
 238 12 technology project.

Requires the technology appropriation to be used to operate the Enterprise Warehouse Technology and the Justice Data Warehouse Projects.

238 13 d. For major renovation and major repair needs, including  
 238 14 health, life, and fire safety needs, and for compliance with  
 238 15 the federal Americans With Disabilities Act, for state  
 238 16 buildings and facilities under the purview of the department:  
 238 17 FY 2004–2005..... \$ 4,300,000

Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for major renovation and repair needs of State-owned buildings under the purview of the Department.

DETAIL: This is a decrease of \$7,200,000 compared to the FY 2004 appropriation. In FY 2004, the General Assembly appropriated \$11,500,000 from the Restricted Capital Fund for major maintenance. The funds will be used to correct deficiencies in State buildings and make a wide range of repairs. The funds will be spent on projects selected and prioritized by the Governor's Vertical Infrastructure Advisory Committee. State agencies and Department of Administrative Services staff will work together to identify projects that will be presented to the Committee for funding consideration.

238 18 (1) Of the amount appropriated in this lettered paragraph,  
 238 19 up to \$375,000 may be used for costs associated with project  
 238 20 management services in the division of design and construction  
 238 21 within the general services enterprise of the department,  
 238 22 notwithstanding section 8.57, subsection 5, paragraph "c".

CODE: Allows the Department of Administrative Services to spend up to \$375,000 of the funds appropriated for major maintenance purposes for Project Management Services within the Department's Design and Construction Office. This allocation notwithstanding the definition of vertical infrastructure.

DETAIL: Project Management Services include financial, construction, and inspection oversight of capital projects under the purview of the Department of Administrative Services.

238 23 (2) Of the amount appropriated in this lettered paragraph,  
 238 24 \$200,000 may be used for costs associated with the vertical  
 238 25 infrastructure program, notwithstanding section 8.57,  
 238 26 subsection 5, paragraph "c".

CODE: Allows the Department of Administrative Services to spend up to \$200,000 for costs to operate the Vertical Infrastructure Program. This allocation notwithstanding the definition of vertical infrastructure.

DETAIL: The primary responsibility of the Vertical Infrastructure Program is to maintain the infrastructure assessment database and to provide support for the Governor's Vertical Infrastructure Advisory Committee.

238 27 e. For costs associated with the remodeling of the records  
 238 28 and property center:  
 238 29 FY 2004–2005..... \$ 5,000,000  
 238 30 FY 2005–2006..... \$ 4,700,000

Rebuild Iowa Infrastructure Fund appropriations for FY 2005 and FY 2006 totaling \$9,700,000 to complete the funding for the renovation of the Records and Property Building.

DETAIL: The renovation will convert warehouse space into office space to house the Department of Public Safety. The General Assembly appropriated \$1,600,000 in FY 2003 for planning and design and \$4,750,000 in FY 2004 for the renovation. Design work is currently in progress. The Department anticipates construction to begin in early July 2004 with a target completion date of December 2005.

238 31 f. For accent lighting systems for the soldiers and  
 238 32 sailors monument and the Allison monument on the capitol  
 238 33 complex:  
 238 34 FY 2004–2005..... \$ 35,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for costs associated with lighting monuments on the Capitol Complex.

238 35 g. For capitol interior restoration:  
 239 1 FY 2004–2005..... \$ 1,770,000

**VETOED**

Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for continued interior restoration of the Capitol Building.

DETAIL: The appropriation will provide partial funding for Phase G restoration, which includes removal of the mezzanines and relocation of staff; renovation of office space on the second and third floors; renovation of the food service areas on the ground floor; restoration of the rotunda areas, including replacement of the elevators and stone replacement on the east steps. The total cost to complete Phase G is currently estimated at \$13,500,000.

	<p>VETOED: The Governor vetoed this appropriation and stated that these funds were appropriated at the expense of fully funding the Secure an Advanced Vision for Education Fund.</p>
<p>239 2 h. For costs associated with the purchase of laboratory                  239 3 equipment for and the maintenance and operation of the state                  239 4 laboratories facility located in Ankeny, notwithstanding                  239 5 section 8.57, subsection 5, paragraph "c":                  239 6 FY 2004–2005..... \$ 355,500</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Administrative Services for costs associated with equipment, operation, and routine maintenance of the State Laboratory facility. This allocation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: The new facility is located in Ankeny and is scheduled to be operational in December 2004.</p>
<p>239 7 2. DEPARTMENT FOR THE BLIND                  239 8 For the remodeling of the orientation center:                  239 9 FY 2004–2005..... \$ 67,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the Department for the Blind for remodeling the Department’s facility.</p> <p>DETAIL: The funds will be used to replace flooring, repair walls and ceilings, and for electrical upgrades.</p>
<p>239 10 3. STATE BOARD OF REGENTS                  239 11 For maintenance at the Iowa school for the deaf and the                  239 12 Iowa braille and sight saving school:                  239 13 FY 2004–2005..... \$ 500,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the Board of Regents for facility maintenance at the special schools.</p> <p>DETAIL: The funds will be used for utility system upgrades, tuckpointing, and air conditioning at the Iowa School for the Deaf, and for interior and exterior repairs to facilities at the Iowa Braille and Sight Saving School.</p>
<p>239 14 4. DEPARTMENT OF CORRECTIONS                  239 15 a. For costs of entering into a lease–purchase agreement                  239 16 to connect the electrical system supporting the special needs                  239 17 unit at Fort Madison:                  239 18 FY 2004–2005..... \$ 333,168</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the Department of Corrections to pay the debt service for a lease purchase agreement with Alliant Energy to upgrade the electrical system for the Fort Madison Special Needs Facility.</p> <p>DETAIL: This will be the fourth year of funding for a seven-year lease purchase agreement. The estimated cost for the improvements is \$1,637,000, not including the interest expense of the lease.</p>
<p>239 19 b. For construction of a community–based correctional                  239 20 facility, including district offices, in Davenport:                  239 21 FY 2004–2005..... \$ 3,000,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriations totaling \$10,500,000 for the Department of Corrections for construction of a new community-based correctional facility and district offices in Davenport.</p>

PG LN	Senate File 2298	Explanation
239 22	FY 2005–2006..... \$ 3,750,000	DETAIL: The funds will be used to construct a 120-bed facility to replace the existing 85-bed facility, which is currently leased to the Seventh Judicial District.
239 23	FY 2006–2007..... \$ 3,750,000	
239 24	It is the intent of the general assembly that the department of management allocate the entire appropriation for the fiscal year beginning July 1, 2006, to the department of corrections by July 31, 2006.	Specifies that it is the intent of the General Assembly that the FY 2007 appropriation for the Davenport facility be allocated by July 31, 2006.
239 25		
239 26		
239 27		
239 28	5. DEPARTMENT OF CULTURAL AFFAIRS a. For historical site preservation grants, to be used for the restoration, preservation, and development of historical sites:	Rebuild Iowa Infrastructure Fund appropriation to the Department of Cultural Affairs for funding of the Historical Site Preservation Grant Program.
239 29		
239 30		
239 31		
239 32	FY 2004–2005..... \$ 500,000	DETAIL: This is a decrease of \$330,000 compared to the FY 2004 funding level. The funds are used to provide financial assistance for acquisition, repair, rehabilitation, and development of historic sites. The funds are awarded on a competitive grant basis and, by rule, applicants are required to provide at least 50.00% of the project cost.
239 33	Historical site preservation grants shall only be awarded for projects which meet the definition of "vertical infrastructure" in section 8.57, subsection 5, paragraph "c".	
239 34		
239 35		
240 1	In making grants pursuant to this lettered paragraph, the department shall consider the existence and amount of other funds available to an applicant for the designated project. A grant awarded from moneys appropriated in this lettered paragraph shall not exceed \$100,000 per project. Not more than two grants may be awarded in the same county.	Requires the Department to consider local funding contributions for projects seeking assistance through the Historical Site Preservation Grant Program. Requires that grants not exceed \$100,000 per project and that not more than two grants be awarded in each county.
240 2		
240 3		
240 4		
240 5		
240 6		
240 7	b. For continuation of the project recommended by the Iowa battle flag advisory committee to stabilize the condition of the battle flag collection, notwithstanding section 8.57, subsection 5, paragraph "c":	CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Cultural Affairs for the stabilization of the Iowa Battle Flag collection. This appropriation notwithstanding the definition of vertical infrastructure.
240 8		
240 9		
240 10		
240 11	FY 2004–2005..... \$ 100,000	DETAIL: This is a decrease of \$50,000 compared to the FY 2004 funding level.



240 12 6. DEPARTMENT OF ECONOMIC DEVELOPMENT  
 240 13 a. For accelerated career education program capital  
 240 14 projects at community colleges that are authorized under  
 240 15 chapter 260G and that meet the definition of "vertical  
 240 16 infrastructure" in section 8.57, subsection 5, paragraph "c":  
 240 17 FY 2004–2005..... \$ 5,500,000

Rebuild Iowa Infrastructure Fund appropriation to the Department of Economic Development for vertical infrastructure improvements at community colleges associated with implementing the Accelerated Career Education (ACE) Program.

DETAIL: The ACE Program involves agreements between community colleges and employers. Under the agreements, an employer pays at least 20.00% of the costs associated with educating potential employees for specific skills required by the employer. The Program was appropriated a total of \$5,500,000 for FY 2004 from two funding sources:

- \$3,000,000 from the RIIF
- \$2,500,000 from the Restricted Capital Fund

240 18 The moneys appropriated in this paragraph shall be  
 240 19 allocated equally among the community colleges in the state.  
 240 20 If any portion of the equal allocation to a community college  
 240 21 is not obligated or encumbered by April 1, 2005, the  
 240 22 unobligated and unencumbered portions shall be available for  
 240 23 use by other community colleges.

Requires the Accelerated Career Education (ACE) appropriation to be distributed equally to all community colleges. Specifies that any unencumbered or unobligated funds remaining after April 1, 2005, be available for use by other community colleges.

240 24 b. For sole source grant costs associated with the hosting  
 240 25 of the national special Olympics in Iowa by a special Olympics  
 240 26 nonprofit entity, notwithstanding section 8.57, subsection 5,  
 240 27 paragraph "c":  
 240 28 FY 2004–2005..... \$ 500,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Economic Development for the National Special Olympics. This appropriation notwithstanding the definition of vertical infrastructure.

240 29 c. To provide a grant for the planning, design, and  
 240 30 construction of a not-for-profit family recreational facility  
 240 31 that will also include a cardiac rehabilitation center and a  
 240 32 family indoor aquatic center and which will be located in a  
 240 33 county with a population between 150,000 and 185,000:  
 240 34 FY 2004–2005..... \$ 200,000

Rebuild Iowa Infrastructure Fund appropriation to the Department of Economic Development for costs associated with the construction of a non-profit recreation facility that will include a cardiac rehabilitation and indoor aquatic center.

DETAIL: This is a new appropriation for FY 2005. Scott County is the only Iowa county with a population between 150,000 and 180,000.

240 35 d. To be used for the Iowa Lewis and Clark bicentennial  
 241 1 commission established pursuant to section 15.221,  
 241 2 notwithstanding section 8.57, subsection 5, paragraph "c":  
 241 3 FY 2004–2005..... \$ 50,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Economic Development for the Lewis and Clark Bicentennial Commission. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: This is a new appropriation for FY 2005.

241 4 7. DEPARTMENT OF EDUCATION  
 241 5 a. To provide resources for structural and technological  
 241 6 improvements to local libraries and for the enrich Iowa  
 241 7 program, notwithstanding section 8.57, subsection 5, paragraph  
 241 8 "c":  
 241 9 FY 2004–2005..... \$ 600,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Education for the Enrich Iowa Libraries Program. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: Maintains the current level of funding. The Program provides funding assistance for structural and technological improvements to local libraries.

241 10 Funds allocated for purposes of the enrich Iowa program as  
 241 11 provided in this lettered paragraph shall be distributed by  
 241 12 the division of libraries and information services to provide  
 241 13 support for Iowa's libraries.

Requires the Division of Libraries and Information Services to distribute the appropriated funds for Iowa libraries.

241 14 b. For maintenance and lease costs associated with part  
 241 15 III connections, notwithstanding section 8.57, subsection 5,  
 241 16 paragraph "c":  
 241 17 FY 2004–2005..... \$ 2,727,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Education to pay the costs of maintenance and leases associated with the build-out of Part III of the Iowa Communications Network (ICN). This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: Maintains the current level of funding. The fiber optic cable for Part III sites are leased from the private sector on a seven-year lease from the vendors that installed the cable.

241 18 c. For costs associated with the remodeling of the Jessie  
 241 19 Parker building:  
 241 20 FY 2004–2005..... \$ 303,632

Rebuild Iowa Infrastructure Fund appropriation to the Department of Education for costs associated with remodeling the Jessie Parker Building.

DETAIL: The funds will be used to provide State match for \$1,121,000 in federal funds that will be used for design and remodeling costs of the Jesse Parker Building Complex. The building houses the Division of Vocational Rehabilitation Services.

241 21 d. For allocation to the public broadcasting division for  
 241 22 costs of installation of digital and analog television for  
 241 23 Iowa public television facilities, notwithstanding section  
 241 24 8.57, subsection 5, paragraph "c":  
 241 25 FY 2004–2005..... \$ 8,000,000  
 241 26 FY 2005–2006..... \$ 8,000,000  
 241 27 FY 2006–2007..... \$ 2,300,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Education to complete funding for the conversion of Iowa Public Television (IPTV) broadcasts to digital technology. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: Iowa Public Television was required by the Federal Communications Commission (FCC) to have the broadcasts converted to high-definition by May 1, 2003, and to maintain dual broadcast modes until 85.00% of the homes in the broadcast area have the ability to receive digital signal. Stations are required to simulcast their broadcasts through FY 2006. The total cost of the transmission and content creation infrastructure is estimated at \$42,000,000. Iowa Public Television estimates receiving \$2,000,000 from federal sources. The total State cost is estimated at \$40,000,000. From FY 1999 to FY 2004, IPTV has received total State funding of \$21,888,818.

241 28 8. DEPARTMENT OF HUMAN SERVICES  
 241 29 To provide a grant for the planning, design, and  
 241 30 construction of a residential treatment facility for youth  
 241 31 with emotional and behavioral disorders located in a central  
 241 32 Iowa county with a population of approximately 80,000:  
 241 33 FY 2004–2005..... \$ 250,000

VETOED

Rebuild Iowa Infrastructure Fund appropriation to the Department of Human Services to provide a grant for the construction of a residential treatment facility for youth.

VETOED: The Governor vetoed this appropriation and stated that the construction of a new facility is not a prudent use of tax dollars when existing facilities are closing due to the General Assembly not providing sufficient child welfare funds for the operation of these facilities.

241 34 9. IOWA STATE FAIR AUTHORITY  
 241 35 For vertical infrastructure projects on the state  
 242 1 fairgrounds:  
 242 2 FY 2004–2005..... \$ 250,000  
 242 3 For purposes of this subsection, "vertical infrastructure"  
 242 4 means the same as defined in section 8.57, subsection 5,  
 242 5 paragraph "c".

Rebuild Iowa Infrastructure Fund appropriation to the State Fair Authority for infrastructure improvements at the State Fairgrounds.

DETAIL: This is a decrease of \$250,000 compared to the FY 2004 appropriation. The Authority received a \$500,000 appropriation from the Restricted Capital Fund in FY 2005.

242 6 10. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE  
 242 7 UNIVERSITY OF NORTHERN IOWA  
 242 8 For the Iowa safe surfacing initiative, notwithstanding  
 242 9 section 8.57, subsection 5, paragraph "c":  
 242 10 ..... \$ 500,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Board of Regents for the National Program for Playground Safety at the University of Northern Iowa. This appropriation notwithstanding the definition of vertical infrastructure.

242 11 Not more than 2.5 percent of the funds appropriated in this  
 242 12 subsection shall be used by the national program for  
 242 13 playground safety for administrative costs associated with the  
 242 14 Iowa safe surfacing initiative.

DETAIL: Maintains the current level of funding.

Requires that no more than 2.50% of the appropriation for the National Program for Playground Safety be used for administrative costs.

242 15 The crumb rubber playground tiles for the initiative shall  
 242 16 be international play equipment manufacturers association  
 242 17 (IPEMA)–certified to the American society for testing and  
 242 18 materials (ASTM) F1292 standard.

Requires crumb rubber playground tiles for the initiative to meet certain standards.

242 19 11. DEPARTMENT OF NATURAL RESOURCES  
 242 20 For costs associated with the planning, design, and  
 242 21 construction of a premier destination state park,  
 242 22 notwithstanding section 8.57, subsection 5, paragraph "c":  
 242 23 FY 2004–2005..... \$ 500,000

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Natural Resources for continued funding of the Destination Park located at Honey Creek State Park. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: The proposed State park is intended to provide expanded facilities and recreation opportunities to encourage visitors to plan vacations, meetings, and other types of gatherings. Between FY 2002 and FY 2004, the Department has received appropriations totaling \$5,000,000 for the project.

242 24 12. DEPARTMENT OF PUBLIC DEFENSE  
 242 25 a. For planning, design, and construction of a national  
 242 26 guard readiness center in or near Iowa City:  
 242 27 FY 2004–2005..... \$ 2,150,000

Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Defense for design and construction of a National Guard Readiness Center and organization maintenance shop in Iowa City.

DETAIL: The Department was appropriated \$195,000 in FY 2004 for project planning funds. The State funds will be matched with \$13,404,000 in federal funds.

242 28 b. For maintenance and repair of national guard armories  
 242 29 and facilities:  
 242 30 FY 2004–2005..... \$ 1,269,636

Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Defense for maintenance of National Guard facilities.

DETAIL: The Department estimates the State funds will be matched with \$1,779,000 in federal funds. The funded projects include:

- Camp Dodge Water Distribution: \$169,636

<p>242 31 c. For construction of a new national guard armory at                  242 32 Boone:                  242 33 FY 2004–2005..... \$ 1,096,000</p>	<ul style="list-style-type: none"> <li>• Jefferson Armory Renovation: \$600,000</li> <li>• Keokuk Armory Renovation: \$500,000</li> </ul> <p>Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Defense for construction of an addition to the Boone Readiness Center.</p> <p>DETAIL: The Department was appropriated \$111,000 in FY 2003 and \$1,095,000 in FY 2004 for this project. The State funds will be matched with a total of \$11,878,000 in federal funds.</p>
<p>242 34 13. DEPARTMENT OF PUBLIC SAFETY                  242 35 a. For capitol building and judicial building security,                  243 1 notwithstanding section 8.57, subsection 5, paragraph "c":                  243 2 FY 2004–2005..... \$ 800,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety for costs related to security in the Capitol and Judicial Buildings. This appropriation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>243 3 b. For capitol complex security notwithstanding section                  243 4 8.57, subsection 5, paragraph "c":                  243 5 FY 2004–2005..... \$ 300,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety to develop or expand the current Capitol Building Card Access System to other buildings and parking lots on the Complex. This appropriation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: The General Assembly appropriated a total of \$2,000,000 for security upgrades on the Capitol Complex over the last two fiscal years. For FY 2003, \$1,000,000 was appropriated to the Department of General Services and \$1,000,000 was appropriated to the Department of Public Safety for FY 2004. These appropriations were from the Restricted Capital Fund.</p>
<p>243 6 c. For costs of entering into a lease–purchase agreement                  243 7 to upgrade the automated fingerprint identification system,                  243 8 notwithstanding section 8.57, subsection 5, paragraph "c":                  243 9 FY 2004–2005..... \$ 550,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety for the lease purchase of a new Automated Fingerprint Information System (AFIS). This appropriation notwithstanding the definition of vertical infrastructure.</p>

	<p>DETAIL: The Department was informed that replacement parts are no longer guaranteed to be available for the existing mainframe system. The total cost to replace the mainframe and the remote site systems is estimated at \$5,500,000.</p>
<p>243 10 d. For costs associated with improvements to Iowa's                  243 11 electronic criminal information records system to comply with                  243 12 national crime information center standards, notwithstanding                  243 13 section 8.57, subsection 5, paragraph "c":                  243 14 FY 2004–2005..... \$ 500,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety for matching funds to upgrade Iowa's information records system to comply with the National Crime information Center (NCIC). This appropriation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: The State funds will be matched with \$500,000 in federal funds. The upgrade of the system is necessary for the Department to share crime information with other states.</p>
<p>243 15 e. To the division of fire safety of the department for                  243 16 allocation to the fire service training bureau for the                  243 17 planning, design, and construction of regional training                  243 18 facilities in the state:                  243 19 FY 2004–2005..... \$ 150,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety for the planning, design, and construction of regional fire training facilities in the State.</p> <p>DETAIL: The Department was appropriated \$50,000 in FY 2004 for the same purpose.</p>
<p>243 20 f. To the division of fire safety of the department for                  243 21 allocation to the fire service training bureau to be used for                  243 22 the revolving loan program for equipment purchases by local                  243 23 fire departments, notwithstanding section 8.57, subsection 5,                  243 24 paragraph "c":                  243 25 FY 2004–2005..... \$ 500,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Public Safety for deposit in a revolving loan fund for the purchase of fire equipment by local fire departments. This appropriation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>243 26 14. STATE DEPARTMENT OF TRANSPORTATION                  243 27 a. For operation and maintenance of the network of                  243 28 automated weather observation and data transfer systems                  243 29 associated with the Iowa aviation weather system, the runway                  243 30 marking program for public airports, the windsock program for                  243 31 public airports, and the aviation improvement program,                  243 32 notwithstanding section 8.57, subsection 5, paragraph "c":                  243 33 FY 2004–2005..... \$ 500,000</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Department of Transportation (DOT) for aviation improvement programs. This appropriation notwithstanding the definition of vertical infrastructure.</p> <p>DETAIL: Maintains the current level of funding.</p>

<p>243 34 b. For vertical infrastructure improvements at the                  243 35 commercial air service airports within the state:                  244 1 FY 2004–2005..... \$ 1,100,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the DOT for vertical infrastructure improvements at Iowa's commercial service airports.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>244 2 One-half of the funds appropriated in this lettered                  244 3 paragraph shall be allocated equally between each commercial                  244 4 service airport, 40 percent of the funds shall be allocated                  244 5 based on the percentage that the number of enplaned passengers                  244 6 at each commercial service airport bears to the total number                  244 7 of enplaned passengers in the state during the previous fiscal                  244 8 year, and 10 percent of the funds shall be allocated based on                  244 9 the percentage that the air cargo tonnage at each commercial                  244 10 service airport bears to the total air cargo tonnage in the                  244 11 state during the previous fiscal year. In order for a                  244 12 commercial service airport to receive funding under this                  244 13 lettered paragraph, the airport shall be required to submit                  244 14 applications for funding of specific projects to the                  244 15 department for approval by the state transportation                  244 16 commission.</p>	<p>Requires \$550,000 of the funds appropriated to be allocated equally between each of the commercial service airports, \$440,000 be allocated based on the percentage of enplaned passengers during the previous fiscal year, and \$110,000 be allocated based on each airport's proportion of air cargo tonnage during the previous fiscal year. Requires airports to submit applications for funding to the DOT for approval by the Transportation Commission.</p> <p>DETAIL: The commercial service airports include Burlington, Cedar Rapids, Des Moines, Dubuque, Fort Dodge, Mason City, Sioux City, and Waterloo.</p>
<p>244 17 c. For a vertical infrastructure improvement grant program                  244 18 for improvements at general aviation airports within the                  244 19 state:                  244 20 FY 2004–2005..... \$ 581,400</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the DOT for infrastructure improvements at general aviation airports.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>244 21 15. OFFICE OF TREASURER OF STATE                  244 22 For county fair infrastructure improvements for                  244 23 distribution in accordance with chapter 174 to qualified fairs                  244 24 which belong to the association of Iowa fairs:                  244 25 FY 2004–2005..... \$ 1,060,000</p>	<p>Rebuild Iowa Infrastructure Fund appropriation to the Treasurer of State for distribution to county fair societies that belong to the Association of Iowa Fairs.</p> <p>DETAIL: Maintains the current level of funding. The FY 2004 appropriation was from the Restricted Capital Fund. The funds are distributed equally to all qualified county fairs for infrastructure improvements.</p>
<p>244 26 16. COMMISSION OF VETERANS AFFAIRS                  244 27 For deposit in the veterans trust fund established in                  244 28 section 35A.13, notwithstanding section 8.57, subsection 5,</p>	<p>CODE: Rebuild Iowa Infrastructure Fund appropriation to the Commission of Veteran Affairs for deposit in the Veterans Trust Fund. This appropriation notwithstanding the definition of vertical infrastructure.</p>

244 29 paragraph "c":  
 244 30 FY 2004–2005..... \$ 1,000,000

DETAIL: The moneys appropriated to the Veterans Trust Fund are to be used for the benefit of veterans and the spouses and dependents of veterans, for any of the following purposes:

- College tuition.
- Job training.
- Expenses relating to an individual receiving care by a nursing facility that is not payable by any other source.
- Benefits provided to children of disabled or deceased veterans.
- Unemployment aid needed during a veteran's unemployment due to prolonged illness or disability resulting from military service. A diagnosed case of mental distress due to military service-related activities shall be included as a disability.
- Other purposes identified by the Commission.

The Trust Fund is required to have a minimum balance of \$50,000,000 before any funds can be expended.

244 31 Of the amount appropriated in this subsection,  
 244 32 notwithstanding contrary provisions of section 35A.13,  
 244 33 \$500,000 is appropriated to and shall be used by the  
 244 34 commission of veterans affairs for the establishment and  
 244 35 operation of a veterans cemetery as required by section 35A.3,  
 245 1 subsection 14, if enacted by this Act. Notwithstanding  
 245 2 section 8.33, moneys appropriated in this unnumbered paragraph  
 245 3 that remain unencumbered or unobligated at the close of the  
 245 4 fiscal year shall not revert but shall remain available for  
 245 5 expenditure for the purposes designated until the close of the  
 245 6 succeeding fiscal year or when the project is completed,  
 245 7 whichever is later.

CODE: Allocates \$500,000 from the Veterans Affairs Trust Fund appropriation for the establishment and operation of a veterans cemetery. Specifies that any unobligated funds shall not revert to the RIIF until the project is completed.

DETAIL: A State veterans cemetery is established in Section 223 of this Act.

245 8 Sec. 289. PAYMENTS IN LIEU OF TUITION. There is  
 245 9 appropriated from the rebuild Iowa infrastructure fund to the  
 245 10 state board of regents for the fiscal year beginning July 1,  
 245 11 2004, and ending June 30, 2005, the following amount, or so  
 245 12 much thereof as may be necessary, to be used for the purpose  
 245 13 designated:  
 245 14 For allocation by the state board of regents to the state

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Board of Regents for Tuition Replacement. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: The tuition replacement appropriations are used to replace the student tuition fees that are used to pay the debt service on



245 15 university of Iowa, the Iowa state university of science and  
 245 16 technology, and the university of northern Iowa to reimburse  
 245 17 the institutions for deficiencies in their operating funds  
 245 18 resulting from the pledging of tuitions, student fees and  
 245 19 charges, and institutional income to finance the cost of  
 245 20 providing academic and administrative buildings and facilities  
 245 21 and utility services at the institutions, notwithstanding  
 245 22 section 8.57, subsection 5, paragraph "c":  
 245 23 ..... \$ 858,764

academic revenue bonds authorized in prior fiscal years. This appropriation will replace tuition fees that will be used for debt service payments on bonds issued to complete Phase II construction of the Engineering Teaching Research complex at Iowa State University.

The total amount required for Tuition Replacement in FY 2005 is \$24,305,412. Section 86 of this Act appropriates \$13,009,474 from the General Fund and Section 305 appropriates \$10,437,174 from the Restricted Capital Fund for Tuition Replacement.

245 24 Sec. 290. REVERSION. Notwithstanding section 8.33, moneys  
 245 25 appropriated from the rebuild Iowa infrastructure fund in this  
 245 26 division of this Act shall not revert at the close of the  
 245 27 fiscal year for which they were appropriated but shall remain  
 245 28 available for the purposes designated until the close of the  
 245 29 fiscal year that begins July 1, 2007, or until the project for  
 245 30 which the appropriation was made is completed, whichever is  
 245 31 earlier. This section does not apply to the sections in this  
 245 32 division of this Act that were previously enacted and are  
 245 33 amended in this division of this Act.

CODE: Specifies that the funds appropriated in Division I of this Act shall remain available for expenditure through FY 2008. However, if a project is completed in an earlier fiscal year, the unobligated funds will revert at the close of that fiscal year.

245 34 Sec. 291. 2003 Iowa Acts, chapter 177, section 6,  
 245 35 subsection 2, is amended to read as follows:  
 246 1 2. For costs associated with the ~~planning for the vacation~~  
 246 2 ~~and demolition disposition~~ of the Wallace building:  
 246 3 ..... \$ 50,000  
 246 4 The amount appropriated in this subsection shall be used to  
 246 5 conduct a complete evaluation and analysis regarding the  
 246 6 condition of the Wallace building, including structural,  
 246 7 mechanical, and environmental systems and building air  
 246 8 quality, and to make a recommendation to the general assembly  
 246 9 no later than January 31, 2005, as to whether the Wallace  
 246 10 building should be renovated for future use or vacated and  
 246 11 demolished. The recommendation shall include cost estimates  
 246 12 for renovation of the building and for its demolition.

CODE: Requires the Department of Administrative Services to expand the scope of a study on the Wallace Building to include an analysis of the feasibility of renovating the Building in addition to the option for demolishing the facility. Requires the Department to submit a recommendation to the General Assembly by January 31, 2005.

246 13 Sec. 292. 2003 Iowa Acts, chapter 177, section 14, is  
246 14 amended to read as follows:  
246 15 SEC. 14. REVERSION. Notwithstanding section 8.33, moneys  
246 16 appropriated in this division of this Act shall not revert at  
246 17 the close of the fiscal year for which they were appropriated  
246 18 but shall remain available for the purposes designated until  
246 19 the close of the fiscal year that begins July 1, ~~2006~~ 2007, or  
246 20 until the project for which the appropriation was made is  
246 21 completed, whichever is earlier.

CODE: Extends the date that agencies may obligate funds appropriated from the Rebuild Iowa Infrastructure Fund for FY 2004 from June 30, 2007, to June 30, 2008.

246 22 Sec. 293. 2003 Iowa Acts, chapter 179, section 140, is  
246 23 amended to read as follows:  
246 24 SEC. 140. Notwithstanding section 8.33, unencumbered and  
246 25 unobligated funds remaining from the appropriation made in  
246 26 1996 Iowa Acts, chapter 1218, section 13, subsection 2,  
246 27 paragraph "a", subparagraph (2), as amended by 1997 Iowa Acts,  
246 28 chapter 215, section 3, and from the appropriation made in  
246 29 1997 Iowa Acts, chapter 215, section 4, subsection 1, shall  
246 30 not revert but shall be available for the purposes designated  
246 31 in those provisions until the close of the fiscal year  
246 32 beginning July 1, ~~2003~~ 2004.  
246 33 Of the amount of unencumbered and unobligated funds  
246 34 identified in this section, \$180,000 shall be used for the  
246 35 purposes described in 2003 Iowa Acts, chapter 177, section 6,  
247 1 subsection 2, as amended by this 2004 Act.

CODE: Allows the Department of Administrative Services to use \$180,000 from unexpended funds appropriated for the Capitol Building exterior restoration for expanding the scope of a study on the feasibility of renovating the Wallace Building.

DETAIL: The Department was appropriated \$50,000 in FY 2004 to conduct a study on demolishing the Wallace Building. Section 291 of this Act expands the scope of the study to include the feasibility of renovating the Building.

247 2 Sec. 294. 2002 Iowa Acts, chapter 1173, section 18, as  
247 3 amended by 2003 Iowa Acts, chapter 179, section 39, is amended  
247 4 to read as follows:  
247 5 SEC. 18. POOLED TECHNOLOGY FUNDING — PRIOR ALLOCATIONS —  
—  
247 6 NONREVERSION. Notwithstanding section 8.33, moneys  
247 7 appropriated and allocated in 2001 Iowa Acts, chapter 189,  
247 8 section 5, subsection 1, which remain unobligated or  
247 9 unexpended at the close of the fiscal year for which they were  
247 10 appropriated shall not revert, but shall remain available for  
247 11 expenditure for the purposes for which they were appropriated

CODE: Allows the Department of Administrative Services to use available funds from the Pooled Technology Account to complete a required study associated with the impact of physically merging the data centers at the Departments of Administrative Services, Transportation, and Workforce Development into one data center.

247 12 and allocated, for the fiscal period beginning July 1, 2002,  
 247 13 and ending June 30, ~~2004~~ 2005. Notwithstanding the  
 247 14 expenditure limitation in this section, the information  
 247 15 technology enterprise within the department of administrative  
 247 16 services may expend available moneys in the pooled technology  
 247 17 account established in the office of the treasurer of state to  
 247 18 complete the comprehensive study required under 2003 Iowa  
 247 19 Acts, chapter 145, section 290, subsection 2, paragraph "c".

247 20 Sec. 295. 2000 Iowa Acts, chapter 1225, section 2, as  
 247 21 amended by 2001 Iowa Acts, chapter 185, section 2, is amended  
 247 22 to read as follows:

247 23 SEC. 2. There is appropriated from the rebuild Iowa  
 247 24 infrastructure fund to the department of corrections for the  
 247 25 fiscal year beginning July 1, 2000, and ending June 30, 2001,  
 247 26 the following amounts, or so much thereof as is necessary, to  
 247 27 be used for the purposes designated:

247 28 1. To supplement funds appropriated in 1998 Iowa Acts,  
 247 29 chapter 1219, section 2, subsection 3, for construction of a  
 247 30 200-bed facility at the Iowa state penitentiary at Fort  
 247 31 Madison:

247 32 ..... \$ 3,000,000

247 33 2. For community-based corrections projects:

247 34 ..... \$ 900,000

247 35 The first \$300,000 of the amount appropriated in this  
 248 1 subsection shall be allocated for community-based corrections  
 248 2 projects in Council Bluffs. The next \$600,000 of the amount  
 248 3 appropriated in this subsection shall be allocated for  
 248 4 community-based corrections projects in the judicial district  
 248 5 in which the city of Davenport is located. These moneys may  
 248 6 be used by the department to enter into lease-purchasing  
 248 7 agreements or the payment of rent for such projects.

248 8 Notwithstanding section 8.33 and section 20 of this Act,  
 248 9 moneys appropriated in subsection 2 that remain unencumbered  
 248 10 or unobligated at the close of the fiscal year that begins  
 248 11 July 1, 2003, shall revert at the close of the fiscal year  
 248 12 that begins July 1, 2006. However, if the projects for which

CODE: Extends the date by which the Judicial District located in Davenport may use unexpended funds appropriated in FY 1999 for the payment of rent.

248 13 the moneys are appropriated are completed in an earlier fiscal  
 248 14 year, unencumbered or unobligated moneys shall revert at the  
 248 15 close of that fiscal year.

248 16 Sec. 296. 2000 Iowa Acts, chapter 1225, section 19,  
 248 17 unnumbered paragraph 2, is amended to read as follows:  
 248 18 To supplement moneys appropriated in prior fiscal years for  
 248 19 construction of a new dining hall and food services facility  
 248 20 and renovation of the former Sheeler food preparation area:  
 248 21 ..... \$ 992,000

CODE: Allows the Veterans Affairs Commission to use unexpended funds appropriated for the construction of a dining facility for renovation of the Sheeler Hall food preparation area.

DETAIL: As of April 1, 2004, \$525,500 was available from the funds appropriated for the new dining facility at the Veterans Home.

248 22 Sec. 297. 2000 Iowa Acts, chapter 1225, section 20, is  
 248 23 amended to read as follows:  
 248 24 SEC. 20. REVERSION. Notwithstanding section 8.33, moneys  
 248 25 appropriated in this division of this Act that remain  
 248 26 unencumbered or unobligated at the close of the fiscal year  
 248 27 that begins July 1, ~~2003~~ 2004, shall revert at the close of  
 248 28 that fiscal year. However, if the projects for which the  
 248 29 moneys are appropriated are completed in an earlier fiscal  
 248 30 year, unencumbered or unobligated moneys shall revert at the  
 248 31 close of that fiscal year.

CODE: Extends the date that the Commission of Veterans Affairs may obligate funds appropriated for the dining facility renovation from June 30, 2004, to June 30, 2005.

248 32 Sec. 298. EXAMINATION OF DEPARTMENT OF ADMINISTRATION —  
 248 33 FY 2003–2004. Notwithstanding section 11.5B, for the fiscal  
 248 34 year beginning July 1, 2003, and ending June 30, 2004, the  
 248 35 auditor of state shall not be entitled to reimbursement for  
 249 1 performing any examination of the department of administrative  
 249 2 services or funds received by the department of administrative  
 249 3 services, except for an examination of the information  
 249 4 technology enterprise within the department of administrative  
 249 5 services and funds received by the information technology  
 249 6 enterprise.

CODE: Prohibits the State Auditor from billing the Department of Administrative Services (DAS) for performing any examination of the Department, except for the examination of the Information Technology Enterprise, during FY 2004.

DETAIL: Prior to the enactment of HF 534 (Department of Administrative Services Act), the Departments of General Services and Personnel and the finance functions of the Department of Revenue had audits paid for with a General Fund appropriation to the State Auditor. Those entities have now been merged into the DAS, and the DAS will be billed for the audit work associated with those entities. The State Auditor would have been entitled to increase billings to the DAS by an estimated \$153,933.

249 7 Sec. 299. SECURE AN ADVANCED VISION FOR EDUCATION FUND.  
 249 8 Notwithstanding the maximum amount of the appropriation from  
 249 9 the rebuild Iowa infrastructure fund to the secure an advanced  
 249 10 vision for education fund specified in section 8.57,  
 249 11 subsection 5, paragraph "f", the maximum amount of such  
 249 12 appropriation for the fiscal year beginning July 1, 2004, and  
 249 13 ending June 30, 2005, shall not exceed \$8,160,000.]

VETOED

CODE: Reduces the amount appropriated to the Secure an Advanced Vision for Education (SAVE) Fund for FY 2005 from \$10,000,000 to \$8,160,000.

VETOED: The Governor vetoed this Section and stated that Iowa voters in 88 counties have approved the local option sales tax for school infrastructure improvements and are counting on the State to provide the necessary matching funds to fully fund these projects.

249 14 Sec. 300. The following sections of this division of this  
 249 15 Act, being deemed of immediate importance, take effect upon  
 249 16 enactment:  
 249 17 1. The section amending 2003 Iowa Acts, chapter 177,  
 249 18 section 6.  
 249 19 2. The section amending 2003 Iowa Acts, chapter 179,  
 249 20 section 140.  
 249 21 3. The section amending 2002 Iowa Acts, chapter 1173,  
 249 22 section 18, as amended by 2003 Iowa Acts, chapter 179, section  
 249 23 39.  
 249 24 4. The section amending 2000 Iowa Acts, chapter 1225,  
 249 25 section 2, as amended by 2001 Iowa Acts, chapter 185, section  
 249 26 2.  
 249 27 5. The section amending 2000 Iowa Acts, chapter 1225,  
 249 28 section 19.  
 249 29 6. The section amending 2000 Iowa Acts, chapter 1225,  
 249 30 section 20.  
 249 31 7. The section addressing the examination of the  
 249 32 department of administration in fiscal year 2003–2004.

Provides that the following sections of this Act are effective upon enactment:

- Section 291 - Wallace Building Study.
- Section 293 - Use of additional funds for the Wallace Building Study.
- Section 294 - Pooled Technology Comprehensive Study.
- Section 295 - Use of funds to pay rent for the Davenport Judicial District.
- Section 296 - Expanded use of existing funds by the Commission of Veterans Affairs.
- Section 297 - Nonreversion of funds appropriated to the Commission of Veterans Affairs.
- Section 298 - Auditor of State reimbursement restriction.

249 33 DIVISION XII  
 249 34 ENVIRONMENT FIRST FUND

249 35 Sec. 301. There is appropriated from the environment first  
 250 1 fund to the following departments and agencies for the fiscal  
 250 2 year beginning July 1, 2004, and ending June 30, 2005, the  
 250 3 following amounts, or so much thereof as is necessary, to be  
 250 4 used for the purposes designated:

<p>250 5 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP                  250 6 a. For the conservation reserve enhancement program to                  250 7 restore and construct wetlands for the purposes of                  250 8 intercepting tile line runoff, reducing nutrient loss,                  250 9 improving water quality, and enhancing agricultural production                  250 10 practices:                  250 11 ..... \$ 1,500,000</p>	<p>Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for continued funding of the Conservation Reserve Enhancement Program (CREP).</p> <p>DETAIL: Maintains the current level of funding. The Program is designed to protect floodplains and improve water quality from agricultural drainage systems through the removal of nitrates from tile-drained water.</p>
<p>250 12 Not more than 5 percent of the moneys appropriated in this                  250 13 lettered paragraph may be used for costs of administration and                  250 14 implementation of soil and water conservation practices.</p>	<p>Allows the Department to use up to 5.00% of the appropriated funds for administering soil and water conservation practices.</p>
<p>250 15 b. For continuation of a program that provides                  250 16 multiobjective resource protections for flood control, water                  250 17 quality, erosion control, and natural resource conservation:                  250 18 ..... \$ 2,700,000</p>	<p>Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for the Watershed Protection Program.</p> <p>DETAIL: Maintains the current level of funding. The Program provides grants to local communities and soil and water conservation districts for development of water quality projects that improve flood protection and erosion control.</p>
<p>250 19 Not more than 5 percent of the moneys appropriated in this                  250 20 lettered paragraph may be used for costs of administration and                  250 21 implementation of soil and water conservation practices.</p>	<p>Allows the Department to use up to 5.00% of the appropriated funds for administering soil and water conservation practices.</p>
<p>250 22 c. For continuation of a statewide voluntary farm                  250 23 management demonstration program to demonstrate the                  250 24 effectiveness and adaptability of emerging practices in                  250 25 agronomy that protect water resources and provide other                  250 26 environmental benefits:                  250 27 ..... \$ 850,000</p>	<p>Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for the Farm Demonstration Program.</p> <p>DETAIL: Maintains the current level of funding. The Program provides grants to farmers to demonstrate the effectiveness of emerging agricultural systems for nutrient and pesticide management, air quality, and soil and water protection. Section 466.6(2), <u>Code of Iowa</u>, requires the Department to implement a statewide, voluntary Farm-Management Demonstration Program to demonstrate effective livestock and crop production techniques that optimize production and minimize adverse environmental impacts.</p>

250 28 Not more than 5 percent of the moneys appropriated in this  
 250 29 lettered paragraph may be used for costs of administration and  
 250 30 implementation of soil and water conservation practices.

Allows the Department to use up to 5.00% of the appropriated funds for administering soil and water conservation practices.

250 31 Of the amount appropriated in this lettered paragraph,  
 250 32 \$400,000 shall be allocated to the Iowa soybean association's  
 250 33 agriculture and environment performance program.

Allocates \$400,000 to the Iowa Soybean Association's Agriculture and Environment Performance Program.

250 34 d. For deposit in the alternative drainage system  
 250 35 assistance fund created in section 460.303 to be used for  
 251 1 purposes of supporting the alternative drainage system  
 251 2 assistance program as provided in section 460.304:  
 251 3 ..... \$ 500,000

Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for the Alternative Drainage System Assistance Program.

DETAIL: Maintains the current level of funding. The funds are used for the closure of agricultural drainage wells and to construct alternative drainage systems on agricultural land.

251 4 Not more than 5 percent of the moneys appropriated in this  
 251 5 lettered paragraph may be used for costs of administration and  
 251 6 implementation of soil and water conservation practices.

Allows the Department to use up to 5.00% of the appropriated funds for administering soil and water conservation practices.

251 7 e. To provide financial assistance for the establishment  
 251 8 of permanent soil and water conservation practices:  
 251 9 ..... \$ 5,500,000

Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for the Soil Conservation Cost Share Program.

DETAIL: Maintains the current level of funding. The Program provides financial assistance to landowners to fund a portion of the cost associated with permanent soil and water conservation. The Program provides 50.00% of the project cost with the landowner contributing the remaining 50.00%.

251 10 (1) Not more than 5 percent of the moneys appropriated in  
 251 11 this lettered paragraph may be allocated for cost-sharing to  
 251 12 abate complaints filed under section 161A.47.

Permits a maximum of 5.00% of cost-share funds to be used to abate complaints filed under Section 161A.47, Code of Iowa, which relates to inspection of land upon receipt of a complaint.

251 13 (2) Of the moneys appropriated in this lettered paragraph,  
 251 14 5 percent shall be allocated for financial incentives to  
 251 15 establish practices to protect watersheds above publicly owned  
 251 16 lakes of the state from soil erosion and sediment as provided  
 251 17 in section 161A.73.

Requires 5.00% of cost-share funds be used for financial incentives to establish practices to protect watersheds above publicly owned lakes from soil erosion and sediment.

251 18 (3) Not more than 30 percent of a district's allocation of  
 251 19 moneys as financial incentives may be provided for the purpose  
 251 20 of establishing management practices to control soil erosion  
 251 21 on land that is row-cropped, including but not limited to no-  
 251 22 till planting, ridge-till planting, contouring, and contour  
 251 23 strip-cropping as provided in section 161A.73.

Permits a maximum of 30.00% of a district's allocation to be used for management practices to control soil erosion on land that is row-cropped.

251 24 (4) The state soil conservation committee created in  
 251 25 section 161A.4 may allocate moneys appropriated in this  
 251 26 lettered paragraph to conduct research and demonstration  
 251 27 projects to promote conservation tillage and nonpoint source  
 251 28 pollution control practices.

Permits the State Soil Conservation Committee to allocate funds for research and demonstration projects to promote conservation tillage and nonpoint source pollution control practices.

251 29 (5) The financial incentive payments may be used in  
 251 30 combination with department of natural resources moneys.

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

251 31 (6) Not more than 10 percent of the moneys appropriated in  
 251 32 this lettered paragraph may be used for costs of  
 251 33 administration and implementation of soil and water  
 251 34 conservation practices.

Permits a maximum of 10.00% of the cost-share funds to be used for administration and costs associated with the implementation of soil and water conservation practices.

251 35 f. To encourage and assist farmers in enrolling in and the  
 252 1 implementation of federal conservation programs and work with  
 252 2 them to enhance their revegetation efforts to improve water  
 252 3 quality and habitat:

Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for the Conservation Reserve Program (CRP).

252 4 ..... \$ 2,000,000

DETAIL: Maintains the current level of funding. The Program is designed to establish vegetative buffers, field borders, and wetlands on private land in an effort to improve water quality and wildlife habitat.

252 5 Not more than 5 percent of the moneys appropriated in this  
 252 6 lettered paragraph may be used for costs of administration and  
 252 7 implementation of soil and water conservation practices.

Allows the Department to use up to 5.00% of the appropriated funds for administering soil and water conservation practices.

252 8 g. For deposit in the loess hills development and  
 252 9 conservation fund created in section 161D.2:  
 252 10 ..... \$ 600,000

Environment First Fund appropriation to the Department of Agriculture and Land Stewardship for deposit in the Loess Hills Development and Conservation Fund.



DETAIL: Maintains the current level of funding. The Loess Hills Development and Conservation Authority administers the funds for streambed stabilization projects and preservation of the Loess Hills region.

252 11 Of the amount appropriated in this lettered paragraph,  
252 12 \$400,000 shall be allocated to the hungry canyons account and  
252 13 \$200,000 shall be allocated to the loess hills alliance  
252 14 account, to be used for the purposes for which the moneys in  
252 15 those accounts are authorized to be used under chapter 161D.

Allocates \$400,000 to the Hungry Canyons Account and \$200,000 to the Loess Hills Alliance Account of the Loess Hills Development and Conservation Fund.

DETAIL: The funds allocated to the Hungry Canyons Account are used for streambed stabilization, and the funds for the Alliance are used to promote the conservation and preservation of the Loess Hills region.

252 16 No more than 5 percent of the moneys allocated to each account  
252 17 in this lettered paragraph may be used for administrative  
252 18 costs.

Requires that not more than 5.00% of the funds appropriated to the Loess Hills Development and Conservation Fund can be for administrative costs.

252 19 h. For deposit in the southern Iowa development and  
252 20 conservation fund created in section 161D.12:  
252 21 ..... \$ 300,000

Environment First Fund appropriation for deposit in the Southern Iowa Development and Conservation Fund.

DETAIL: Maintains the current level of funding. The Southern Iowa Conservation and Development Authority administers the Fund for the purpose of developing and implementing plans to protect county infrastructure and rural development from soil erosion and destabilization of stream channels. The Authority is comprised of a ten-county area in southern Iowa.

252 22 Not more than 5 percent of the moneys appropriated in this  
252 23 lettered paragraph may be used for administrative costs.

Requires that not more than 5.00% of the funds appropriated to the Southern Iowa Development and Conservation Fund can be for administrative costs.

252 24 2. DEPARTMENT OF ECONOMIC DEVELOPMENT  
252 25 For deposit in the brownfield redevelopment fund created in  
252 26 section 15.293 to provide assistance under the brownfield  
252 27 redevelopment program:  
252 28 ..... \$ 500,000

Environment First Fund appropriation to the Department of Economic Development for the Brownfield Redevelopment Program.

DETAIL: Maintains the current level of funding. The Program provides technical and financial assistance for the acquisition, remediation, or redevelopment of Brownfield sites.

252 29 3. DEPARTMENT OF NATURAL RESOURCES  
 252 30 a. To provide local watershed managers with geographic  
 252 31 information system data for their use in developing,  
 252 32 monitoring, and displaying results of their watershed work:  
 252 33 ..... \$ 195,000

Environment First Fund appropriation to the Department of Natural Resources (DNR) to provide geographic information system data for use in developing, monitoring, and displaying results of watershed work.

DETAIL: Maintains the current level of funding. Section 466.7(4), Code of Iowa, requires the Department to provide local watershed managers with geographic information system data for use in developing, monitoring, and displaying results of watershed work.

252 34 b. For statewide coordination of volunteer efforts under  
 252 35 the water quality and keepers of the land programs:  
 253 1 ..... \$ 100,000

Environment First Fund appropriation to the DNR to support local volunteer management efforts in water quality programs.

DETAIL: Maintains the current level of funding. Section 466.7(5), Code of Iowa, requires the Department to provide support to local volunteer water quality management efforts. The Department is required to assist in coordinating and tracking the volunteer component of the various water quality programs to increase efficiency and avoid duplication of efforts in water quality monitoring and watershed improvement.

253 2 c. For continuing the establishment and operation of water  
 253 3 quality monitoring stations:  
 253 4 ..... \$ 2,955,000

Environment First Fund appropriation to the DNR for the establishment of water quality monitoring stations.

DETAIL: Maintains the current level of funding. Section 466.6, Code of Iowa, requires the Department to operate water quality monitoring stations for the purpose of gathering information and data to establish benchmarks for water quality.

253 5 d. For deposit in the administration account of the water  
 253 6 quality protection fund, to carry out the purposes of that  
 253 7 account:  
 253 8 ..... \$ 500,000

Environment First Fund appropriation to the DNR for the Water Quality Protection Program.

DETAIL: Maintains the current level of funding. The funds will be used to carry out relevant Code of Iowa provisions relating to the administration, regulation, and enforcement of the federal Safe Drinking Water Act and to provide technical assistance to water supply systems.

PG LN

Senate File 2298

Explanation

253 9 e. For air quality monitoring equipment:  
253 10 ..... \$ 500,000

Environment First Fund appropriation to the DNR for air quality monitoring equipment.

DETAIL: Maintains the current level of funding. The funds will be used to purchase air quality monitoring equipment to measure and evaluate emissions from animal feeding operations.

253 11 f. For the dredging of lakes, including necessary  
253 12 preparation for dredging, in accordance with the department's  
253 13 classification of Iowa lakes restoration report:  
253 14 ..... \$ 1,000,000

Environment First Fund appropriation to the DNR for continued funding for the dredging of lakes in accordance with the Department's Classification of Iowa Lakes Restoration Report.

DETAIL: Maintains the current level of funding.

253 15 The department shall consider the following criteria for  
253 16 funding lake dredging projects as provided in this lettered  
253 17 paragraph, and shall prioritize projects based on the  
253 18 following:  
253 19 (1) Documented efforts to address watershed protection,  
253 20 considering testing, conservation efforts, and amount of time  
253 21 devoted to watershed protection.  
253 22 (2) Protection of a natural resource and natural habitat.  
253 23 (3) Percentage of public access and undeveloped lakefront  
253 24 property.  
253 25 (4) Continuation of current projects partially funded by  
253 26 state resources to achieve department recommendations.

Specifies that it is the intent of the General Assembly that the DNR consider specific criteria for selecting lakes that will receive funding from the appropriation for dredging of lakes.

253 27 g. For purposes of funding capital projects for the  
253 28 purposes specified in section 452A.79, and for expenditures  
253 29 for the local cost share grants to be used for capital  
253 30 expenditures to local governmental units for boating  
253 31 accessibility:  
253 32 ..... \$ 2,300,000

Environment First Fund appropriation to the DNR for projects that meet criteria under Section 452A.79, Code of Iowa, which pertain to the use of funds from the Marine Fuel Tax receipts.

DETAIL: Maintains the current level of funding. The use of the appropriation is restricted to the following purposes:

- Dredging and renovation of lakes.
- Acquisition, development, and maintenance of access to public boating waters.
- Development and maintenance of boating facilities and navigation aids.

<p>253 33 h. For regular maintenance of state parks and staff time                  253 34 associated with these activities:                  253 35 ..... \$ 2,000,000</p>	<ul style="list-style-type: none"> <li>• Administration, operation, and maintenance of recreational boating activities of the DNR.</li> <li>• Acquisition, development, and maintenance of recreation facilities associated with recreational boating.</li> </ul> <p>Environment First Fund appropriation to the DNR for the operation and maintenance of State parks.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>254 1           RESOURCES ENHANCEMENT AND PROTECTION FUND                  254 2    Sec. 302. Notwithstanding the amount of the standing                  254 3 appropriation from the general fund of the state under section                  254 4 455A.18, subsection 3, there is appropriated from the                  254 5 environment first fund to the Iowa resources enhancement and                  254 6 protection fund, in lieu of the appropriation made in section                  254 7 455A.18, for the fiscal year beginning July 1, 2004, and                  254 8 ending June 30, 2005, the following amount, to be allocated as                  254 9 provided in section 455A.19:                  254 10 ..... \$ 11,000,000</p>	<p>CODE: Environment First Fund appropriation to the Resources Enhancement and Protection (REAP) Fund. This appropriation notwithstanding the General Fund standing appropriation of \$20,000,000.</p> <p>DETAIL: Maintains the current level of funding.</p>
<p>254 11   Sec. 303. REVERSION.                  254 12    1. Except as provided in subsection 2, and notwithstanding                  254 13 section 8.33, moneys appropriated in this division of this Act                  254 14 that remain unencumbered or unobligated shall not revert at                  254 15 the close of the fiscal year for which they were appropriated                  254 16 but shall remain available for the purposes designated until                  254 17 the close of the fiscal year beginning July 1, 2005, or until                  254 18 the project for which the appropriation was made is completed,                  254 19 whichever is earlier.</p>	<p>CODE: Specifies that the unobligated or unexpended funds from the Environment First Fund shall not revert until the end of FY 2006. However, if a project is completed in an earlier fiscal year, the unobligated funds will revert at the close of that fiscal year.</p>
<p>254 20    2. Notwithstanding section 8.33, moneys appropriated in                  254 21 this division of this Act to the department of agriculture and                  254 22 land stewardship to provide financial assistance for the                  254 23 establishment of permanent soil and water conservation                  254 24 practices that remain unencumbered or unobligated at the close                  254 25 of the fiscal year shall not revert but shall remain available</p>	<p>CODE: Specifies that the funds appropriated for the Soil Conservation Cost Share Program shall remain available for expenditure through FY 2008.</p>

254 26 for expenditure for the purposes designated until the close of  
 254 27 the fiscal year that begins July 1, 2007.

254 28 DIVISION XIII  
 254 29 TOBACCO SETTLEMENT TRUST FUND

254 30 Sec. 304. There is appropriated from the tax-exempt bond  
 254 31 proceeds restricted capital funds account of the tobacco  
 254 32 settlement trust fund to the following departments and  
 254 33 agencies for the fiscal year beginning July 1, 2004, and  
 254 34 ending June 30, 2005, the following amounts, or so much  
 254 35 thereof as is necessary, to be used for the purposes  
 255 1 designated:

255 2 1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
 255 3 a. For the payment of claims relating to the purchase and  
 255 4 implementation of an integrated information for Iowa system,  
 255 5 notwithstanding section 12E.12, subsection 1, paragraph "b",  
 255 6 subparagraph (1):  
 255 7 ..... \$ 6,049,284

Restricted Capital Fund appropriation to the Department of Administrative Services (DAS) or the third-year costs associated with the purchase and implementation of an Integrated Information for Iowa (I/3) System.

DETAIL: This is a computer system that will integrate data systems of State government, including human resources, payroll, benefits, electronic procurement, accounting, and budget. The total cost to make the System fully operational is estimated at \$16,580,359. The General Assembly appropriated \$4,400,000 for FY 2003 and \$6,131,075 in FY 2004.

255 8 b. For capitol interior restoration:  
 255 9 ..... \$ 3,500,000

Restricted Capital Fund appropriation to the DAS for continued interior restoration of the Capitol Building.

DETAIL: The appropriation will provide partial funding for Phase G restoration, which includes removal of the mezzanines and relocation of staff; renovation of office space on the second and third floors; renovation of the food service areas on the ground floor; restoration of the rotunda areas, including replacement of the elevators; and stone replacement on the east steps. The total cost to complete Phase G is currently estimated at \$13,500,000.

255 10 The department shall consult with the leaders of the senate  
 255 11 and house of representatives prior to planning or implementing  
 255 12 any capitol interior restoration project or other activity.]

VETOED

Requires the Department of Administrative Services to consult with legislative leadership before proceeding with interior improvements to the Capitol Building.

VETOED: The Governor vetoed this language and stated that it is unnecessary and prescribes burdensome requirements on the Department.

255 13 2. TAX-EXEMPT STATUS — USE OF APPROPRIATIONS. Payment of  
 255 14 moneys from the appropriations in this section shall be made  
 255 15 in a manner that does not adversely affect the tax-exempt  
 255 16 status of any outstanding bonds issued by the tobacco  
 255 17 settlement authority.

Requires the Restricted Capital Fund appropriations be expended in a manner that does not jeopardize the tax-exempt status of bonds issued by the Tobacco Settlement Authority.

255 18 3. REVERSION. Notwithstanding section 8.33, moneys  
 255 19 appropriated in this section shall not revert at the close of  
 255 20 the fiscal year for which they were appropriated but shall  
 255 21 remain available for the purposes designated until the close  
 255 22 of the fiscal year that begins July 1, 2006, or until the  
 255 23 project for which the appropriation was made is completed,  
 255 24 whichever is earlier.

CODE: Specifies that the Restricted Capital Fund appropriations in this Act shall remain available for expenditure through FY 2007. However, if a project is completed in an earlier fiscal year, the unobligated funds will revert at the close of that fiscal year.

255 25 Sec. 305. PAYMENTS IN LIEU OF TUITION. There is  
 255 26 appropriated from the tax-exempt bond proceeds restricted  
 255 27 capital funds account of the tobacco settlement trust fund of  
 255 28 the state to the state board of regents for the fiscal year  
 255 29 beginning July 1, 2004, and ending June 30, 2005, the  
 255 30 following amount, or so much thereof as is necessary, to be  
 255 31 used for the purpose designated:  
 255 32 For allocation by the state board of regents to the state  
 255 33 university of Iowa, the Iowa state university of science and  
 255 34 technology, and the university of northern Iowa to reimburse  
 255 35 the institutions for deficiencies in their operating funds  
 256 1 resulting from the pledging of tuitions, student fees and  
 256 2 charges, and institutional income to finance the cost of  
 256 3 providing academic and administrative buildings and facilities  
 256 4 and utility services at the institutions, notwithstanding

CODE: Restricted Capital Fund appropriation to the Board of Regents for Tuition Replacement. This appropriation notwithstanding the definition of vertical infrastructure.

DETAIL: The tuition replacement appropriations replace the student tuition fees that are used to pay the debt service on academic revenue bonds authorized in prior fiscal years. The total amount required for Tuition Replacement in FY 2005 is \$24,305,412. Section 86 of this Act appropriates \$13,009,474 from the General Fund, and Section 289 of this Act appropriates \$858,764 from the RIF for Tuition Replacement.

256 5 section 12E.12, subsection 1, paragraph "b", subparagraph (1):  
 256 6 ..... \$ 10,437,174

256 7 Sec. 306. IOWA COMMUNICATIONS NETWORK DEBT SERVICE. There  
 256 8 is appropriated from the tax-exempt bond proceeds restricted  
 256 9 capital funds account of the tobacco settlement trust fund to  
 256 10 the office of the treasurer of state for the fiscal year  
 256 11 beginning July 1, 2004, and ending June 30, 2005, the  
 256 12 following amount, or so much thereof as is necessary, to be  
 256 13 used for the purpose designated:  
 256 14 For debt service for the Iowa communications network,  
 256 15 notwithstanding section 12E.12, subsection 1, paragraph "b",  
 256 16 subparagraph (1):  
 256 17 ..... \$ 13,039,778

CODE: Restricted Capital Fund appropriation to the Treasurer of State for FY 2005 debt service payments on the Iowa Communications Network (ICN) bonds. This appropriation notwithstanding the definition of vertical infrastructure.  
  
 DETAIL: The amount of the appropriation is based on the debt service schedule for repayment of the bonds.

256 18 Funds appropriated in this section shall be deposited in a  
 256 19 separate fund established in the office of the treasurer of  
 256 20 state to be used solely for debt service for the Iowa  
 256 21 communications network. The Iowa telecommunications and  
 256 22 technology commission shall certify to the treasurer of state  
 256 23 when a debt service payment is due, and upon receipt of the  
 256 24 certification, the treasurer shall make the payment. The  
 256 25 commission shall pay any additional amount due from funds  
 256 26 deposited in the Iowa communications network fund.

Requires that the funds appropriated for ICN debt service payments be deposited into a separate fund to be used only for debt service. Requires the Telecommunications and Technology Commission to certify to the Treasurer of State when debt service payments are due and requires the Treasurer of State to make the payments.

256 27 Sec. 307. PRISON DEBT SERVICE. There is appropriated from  
 256 28 the tax-exempt bond proceeds restricted capital funds account  
 256 29 of the tobacco settlement trust fund to the office of the  
 256 30 treasurer of state for the fiscal year beginning July 1, 2004,  
 256 31 and ending June 30, 2005, the following amount, or so much  
 256 32 thereof as is necessary, to be used for the purpose  
 256 33 designated:  
 256 34 For repayment of prison infrastructure bonds under section  
 256 35 16.177, notwithstanding section 12E.12, subsection 1,  
 257 1 paragraph "b", subparagraph (1):  
 257 2 ..... \$ 5,413,324

CODE: Restricted Capital Fund appropriation to the Treasurer of State for the FY 2005 debt service payments on prison infrastructure bonds. This appropriation notwithstanding the definition of vertical infrastructure.  
  
 DETAIL: Prior to FY 2002 and tobacco securitization, all debt service for the prison bonds was paid from the Prison Infrastructure Fund. This Fund receives the first \$9,500,000 from fines collected through the Judicial System. The total annual debt service on the prison bonds is approximately \$8,400,000. The amount in the Prison Infrastructure Fund not used for debt service annually reverts to the General Fund.

257 3 Sec. 308. ENDOWMENT FOR IOWA'S HEALTH ACCOUNT —  
 257 4 TRANSFER

257 5 TO REBUILD IOWA INFRASTRUCTURE FUND. Notwithstanding 2001  
 257 6 Iowa Acts, chapter 174, section 1, subsection 1, as amended by  
 257 7 2002 Iowa Acts, chapter 1167, section 4, 2002 Iowa Acts,  
 257 8 chapter 1174, section 8, and 2002 Iowa Acts, chapter 1175,  
 257 9 section 95, there is transferred from the endowment for Iowa's  
 257 10 health account of the tobacco settlement trust fund created in  
 257 11 section 12E.12 to the rebuild Iowa infrastructure fund for the  
 257 12 fiscal year beginning July 1, 2004, and ending June 30, 2005,  
 257 13 the following amount:  
 257 14 ..... \$ 10,966,960  
 257 15 Notwithstanding section 8.33, moneys transferred in this  
 257 16 section shall not revert.

CODE: Transfers \$10,966,960 from the Endowment for Iowa's Health Account to the Rebuild Iowa Infrastructure Fund for FY 2005 and specifies that unobligated funds will not revert to the Endowment.

257 16 Sec. 309. 2003 Iowa Acts, chapter 177, section 23,  
 257 17 subsection 3, is amended to read as follows:  
 257 18 3. Notwithstanding section 8.33, moneys appropriated in  
 257 19 this section shall not revert at the close of the fiscal year  
 257 20 for which they were appropriated, but shall remain available  
 257 21 for the purpose designated until the close of the fiscal year  
 257 22 that begins July 1, ~~2008~~ 2006, or until the project for which  
 257 23 the appropriation was made is completed, whichever is earlier.

CODE: Changes the reversion date for funds appropriated for the construction of new facilities at the Iowa Medical and Classification Center at Oakdale from June 30, 2009, to June 30, 2007.

257 24 Sec. 310. 2002 Iowa Acts, chapter 1173, section 1,  
 257 25 subsection 7, paragraph a, is amended to read as follows:  
 257 26 a. For parking improvements and provision of street access  
 257 27 for the judicial building:  
 257 28 FY 2002–2003 ..... \$ 700,000  
 257 29 FY 2003–2004 ..... \$ 0  
 257 30 FY 2004–2005 ..... \$ 0  
 257 31 FY 2005–2006 ..... \$ 0  
 257 32 Of the amount appropriated in this lettered paragraph for  
 257 33 FY 2002–2003, up to \$330,000 may be used for costs associated  
 257 34 with operation of the judicial building, notwithstanding  
 257 35 section 12E.12, subsection 1, paragraph "b", subparagraph (1).

CODE: Allows the Judicial Branch to use up to \$330,000 from unexpended funds of a previous project for Judicial Building operations and maintenance.



258 1 DIVISION XIV  
 258 2 MISCELLANEOUS FUNDS

258 3 Sec. 311. HELP AMERICA VOTE ACT. There is appropriated  
 258 4 from the general fund of the state to the office of the  
 258 5 secretary of state for the fiscal year beginning July 1, 2003,  
 258 6 and ending June 30, 2004, the following amount, or so much  
 258 7 thereof as is necessary, to be used for the purposes  
 258 8 designated:  
 258 9 For the purchase and installation of voting machines to  
 258 10 implement the federal Help America Vote Act (HAVA):  
 258 11 ..... \$ 765,000

General Fund appropriation to the Office of the Secretary of State for FY 2004 for the purchase and installation of voting machines to implement the federal Help America Vote Act (HAVA).

DETAIL: The appropriation provides funds to meet the required 5.00% in State match to draw down \$15,254,512 in federal funds for the implementation of the federal Help America Vote Act (HAVA). This Section takes effect upon enactment.

258 12 Of the federal funds drawn down pursuant to HAVA, not less  
 258 13 than 80 percent shall be distributed to counties for the  
 258 14 implementation of that Act.]

VETOED

Requires that 80.00% of the funds be distributed to counties to replace or update voting machines that will meet federal certification requirements and provide at least one handicapped accessible, voice interactive voting machine.

VETOED: The Governor vetoed this paragraph and stated it is unnecessary and burdensome to place this restriction on the Secretary of State's Office.

258 15 The state commissioner of elections shall report to the  
 258 16 general assembly regarding the expenditure of the moneys  
 258 17 appropriated in this section by January 2, 2005, and July 1,  
 258 18 2005.

Requires the Secretary of State to provide reports to the General Assembly on the expenditure of the funds by January 2, 2005, and July 1, 2005.

258 19 Notwithstanding section 8.33, moneys appropriated in this  
 258 20 section that remain unencumbered or unobligated at the close  
 258 21 of the fiscal year shall not revert but shall remain available  
 258 22 for expenditure for the purposes designated until the close of  
 258 23 the succeeding fiscal year.

CODE: Permits the funds appropriated for the Help America Vote Act to carry forward to FY 2005.

258 24 Sec. 312. GENERAL FUND APPROPRIATIONS.

258 25 1. There is appropriated from the general fund of the  
 258 26 state to the state department of transportation for the fiscal

258 27 year beginning July 1, 2004, and ending June 30, 2005, the  
 258 28 following amounts, or so much thereof as is necessary, to be  
 258 29 used for the purposes designated:

258 30 a. For operation and maintenance of the network of  
 258 31 automated weather observation and data transfer systems  
 258 32 associated with the Iowa aviation weather system, the runway  
 258 33 marking program for public airports, the windsock program for  
 258 34 public airports, and the aviation improvement program:  
 258 35 ..... \$ 64,792

General Fund appropriation to the DOT for several aviation improvement programs.

DETAIL: In FY 2004, the DOT had a beginning General Fund balance of \$2,591,676 for the Aviation Assistance Program. Although the Program did not receive an appropriation for FY 2004, the Governor's 2.50% across-the-board reduction for FY 2004 reduced the General Fund balance for the Program by \$64,792. This appropriation restores the \$64,792 associated with the FY 2004 across-the-board reduction.

In addition, the DOT is receiving an appropriation of \$500,000 from the Rebuild Iowa Infrastructure Fund (RIIF) in Section 288 of this Act for the same aviation improvement programs. Also in Section 288, the DOT is receiving an appropriation of \$581,400 from the RIIF for vertical infrastructure improvements at General Aviation airports, and \$1,100,000 from the RIIF for vertical infrastructure improvements at Commercial Service airports.

259 1 b. For the rail assistance program and to provide economic  
 259 2 development project funding:  
 259 3 ..... \$ 35,959

General Fund appropriation to the DOT for the Railroad Assistance Program.

DETAIL: In FY 2004, the DOT had a beginning General Fund balance of \$1,438,357 for the Railroad Assistance Program. Although the Program did not receive an appropriation for FY 2004, the Governor's 2.50% across-the-board reduction for FY 2004 reduced the General Fund balance for the Program by \$35,959. This appropriation restores the \$35,959 associated with the FY 2004 across-the-board reduction.

259 4 2. There is appropriated from the general fund of the  
 259 5 state to the racing and gaming commission within the  
 259 6 department of inspections and appeals for the fiscal year  
 259 7 beginning July 1, 2004, and ending June 30, 2005, in addition  
 259 8 to any other appropriation made by the general assembly, the  
 259 9 following amount, or so much thereof as is necessary, to be  
 259 10 used for the purposes designated:

General Fund appropriation to the Racing and Gaming Commission to provide an additional gaming agent at each of the three racetrack establishments.

259 11 For salaries, support, maintenance, and miscellaneous  
 259 12 purposes for the regulation of pari-mutual racetracks:  
 259 13 ..... \$ 217,161  
 259 14 The funds appropriated in this subsection shall be used for  
 259 15 one additional gaming representative at each of the three  
 259 16 licensed racetracks.

259 17 Sec. 313. PRIMARY ROAD FUND APPROPRIATION. There is  
 259 18 appropriated from the primary road fund to the department of  
 259 19 administrative services for the fiscal year beginning July 1,  
 259 20 2004, and ending June 30, 2005, the following amount, or so  
 259 21 much thereof as is necessary, to be used for distribution to  
 259 22 the state department of transportation:  
 259 23 ..... \$ 465,491

259 24 Moneys appropriated in this section shall be separately  
 259 25 accounted for in a distribution account and shall be  
 259 26 distributed to the state department of transportation to pay  
 259 27 for services provided the state department of transportation  
 259 28 by the department of administrative services as described in  
 259 29 chapter 8A.

259 30 Sec. 314. ROAD USE TAX FUND APPROPRIATION. There is  
 259 31 appropriated from the road use tax fund to the department of  
 259 32 administrative services for the fiscal year beginning July 1,  
 259 33 2004, and ending June 30, 2005, the following amount, or so  
 259 34 much thereof as is necessary, to be used for distribution to  
 259 35 the state department of transportation:  
 260 1 ..... \$ 76,059

260 2 Moneys appropriated in this section shall be separately  
 260 3 accounted for in a distribution account and shall be  
 260 4 distributed to the state department of transportation to pay  
 260 5 for services provided the state department of transportation  
 260 6 by the department of administrative services as described in  
 260 7 chapter 8A.

Primary Road Fund appropriation to the DAS for distribution to the DOT for the purchase of services from the DAS.

DETAIL: Maintains the current level of funding. The appropriation reimburses the DAS for expenses incurred providing the DOT personnel services.

Requires the funds in this Section to be accounted for in a separate distribution account for the payment for services provided by DAS to the DOT.

Road Use Tax Fund appropriation to the DAS for distribution to the DOT for the purchase of services from the DAS.

DETAIL: Maintains the current level of funding. The appropriation reimburses the DAS for expenses incurred providing the DOT personnel services.

Requires the funds in this Section to be accounted for in a separate distribution account for the payment for services provided by DAS to the DOT.

260 8 Sec. 315. TRANSFER AND DEPOSIT OF SURPLUS MONEYS IN LOCAL  
 260 9 HOUSING ASSISTANCE PROGRAM FUND. The sum of \$800,000 is  
 260 10 transferred from moneys declared by the Iowa finance authority  
 260 11 under section 16.10 to be surplus moneys to the housing trust  
 260 12 fund created in section 16.181 for the fiscal year beginning  
 260 13 July 1, 2004, and ending June 30, 2005.]

VETOED

Transfers \$800,000 from any surplus that is declared to exist in the loan and grant fund within the Iowa Finance Authority to the Authority's Housing Trust Fund.

VETOED: The Governor vetoed this Section and stated that this requirement would have a negative impact on the Authority's bond rating, which would drive up interest rates and increase the cost of loans to first time home buyers and other bonding programs.

260 14 Sec. 316. 2003 Iowa Acts, chapter 171, section 2, is  
 260 15 amended by inserting the following new unnumbered paragraph:  
 260 16 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
 260 17 moneys appropriated in subsection 1 that remain unencumbered  
 260 18 or unobligated at the close of the fiscal year shall not  
 260 19 revert but shall remain available for expenditure until the  
 260 20 close of the fiscal year that begins July 1, 2004, for the  
 260 21 purpose of restocking the department's salt storage.

CODE: Allows the DOT to use any unobligated funds that were appropriated from the Primary Road Fund for the DOT's five operating divisions in FY 2004 for restocking the Department's salt supply in FY 2005.

260 22 Sec. 317. EFFECTIVE DATE.  
 260 23 1. The section of this division of this Act providing an  
 260 24 appropriation for implementation of the federal Help America  
 260 25 Vote Act, being deemed of immediate importance, takes effect  
 260 26 upon enactment.

Specifies that the appropriation for the Help America Vote Act takes effect upon enactment.

260 27 2. The section of this division of this Act, amending 2003  
 260 28 Iowa Acts, chapter 171, section 2, being deemed of immediate  
 260 29 importance, takes effect upon enactment.

Specifies that the provision of this Act relating to unobligated funds remaining available for expenditure for restocking the DOT's salt storage takes effect upon enactment.

260 30 DIVISION XV  
 260 31 CODE CHANGES

260 32 Sec. 318. Section 15.109, subsection 2, Code 2003, is  
 260 33 amended to read as follows:  
 260 34 2. Apply for, receive, administer, and use federal or  
 260 35 other funds available for achieving the purposes of this  
 261 1 chapter. For purposes of this subsection, the term "federal  
 261 2 funds" includes federal tax credits, grants, or other economic

CODE: Defines federal funds and allows the Department of Economic Development (DED) to enter into agreements with persons and not-for-profit and for-profit entities to directly or indirectly apply for, receive, and administer federal funds. Specifies duties and powers of the DED under the agreements for this purpose.

261 3 benefits allocated or provided by the United States government  
 261 4 to encourage investment in low-income or other specified areas  
 261 5 or to otherwise promote economic development. The department  
 261 6 may enter into an agreement pursuant to chapter 28E, or any  
 261 7 other agreement, with a person, including for-profit and  
 261 8 nonprofit legal entities, in order to directly or indirectly  
 261 9 apply for, receive, administer, and use federal funds. As  
 261 10 part of such agreements and in furtherance of this public  
 261 11 purpose and in addition to powers and duties conferred under  
 261 12 other provisions of law, the department may, including for or  
 261 13 on behalf of for-profit or nonprofit legal entities, appoint,  
 261 14 remove, and replace board members and advisors; provide  
 261 15 oversight; make its personnel and resources available to  
 261 16 perform administrative, management, and compliance functions;  
 261 17 coordinate investments; and engage in other acts as reasonable  
 261 18 and necessary to encourage investment in low-income or other  
 261 19 areas or to promote economic development. The department,  
 261 20 including department officials and employees in their official  
 261 21 and personal capacities, are immune from liability for all  
 261 22 acts or omissions under this subsection.

[261 23 Sec. 319. Section 80.9, subsection 2, paragraph f, Code  
 261 24 2003, is amended to read as follows:  
 261 25 f. Provide protection and security for persons and  
 261 26 property on the grounds of the state capitol complex.  
 261 27 Notwithstanding chapter 8A or any other provision of law, the  
 261 28 department shall be solely responsible for the purchase,  
 261 29 installation, and maintenance of, including making any  
 261 30 improvements or additions to, executive branch capitol complex  
 261 31 security systems or equipment, including the changing of locks  
 261 32 and issuance of keys, access cards, and identification badges.  
 261 33 The department of administrative services shall cooperate with  
 261 34 the department of public safety in executing the department's  
 261 35 duties under this paragraph.]

VETOED

CODE: Allows the Department of Public Safety to be the sole agency in charge of providing protection and security for the Capitol Complex, which includes purchasing, installing, and maintaining certain Executive Branch Capitol Complex security systems and equipment. Requires the Department of Administrative Services to cooperate with the Department of Public Safety in executing these duties.

VETOED: The Governor vetoed this Section. In FY 2005, \$300,000 was appropriated to the Department of Public Safety from the RIF for Capitol Security Complex improvements. The appropriation is not affected by this veto. The language that has been vetoed will allow the Department of Administrative Services to continue to play a role in Capitol Complex security decisions.

262 1 Sec. 320. Section 423.3, subsections 2 and 37, as enacted  
262 2 by 2003 Iowa Acts, First Extraordinary Session, chapter 2,  
262 3 section 96, are amended to read as follows:  
262 4 2. The sales price of sales for resale of tangible  
262 5 personal property or taxable services, or for resale of  
262 6 tangible personal property in connection with the furnishing  
262 7 of taxable services except for sales, other than leases or  
262 8 rentals, which are sales, of machinery, equipment,  
262 9 attachments, and replacement parts specifically enumerated in  
262 10 subsection 37 and used in the manner described in subsection  
262 11 37.  
262 12 37. The sales price of services on or connected with new  
262 13 construction, reconstruction, alteration, expansion,  
262 14 remodeling, or the services of a general building contractor,  
262 15 architect, or engineer. The exemption in this subsection also  
262 16 applies to the sales price on the lease or rental of self-  
262 17 propelled building equipment, self-constructed cranes, pile  
262 18 drivers, structural concrete forms, regular and motorized  
262 19 scaffolding, generators, or attachments customarily drawn or  
262 20 attached to self-propelled building equipment, self-  
262 21 constructed cranes, pile drivers, structural concrete forms,  
262 22 regular and motorized scaffolding, and generators, including  
262 23 auxiliary attachments which improve the performance, safety,  
262 24 operation, or efficiency of the equipment and replacement  
262 25 parts and are directly and primarily used by contractors,  
262 26 subcontractors, and builders for new construction,  
262 27 reconstruction, alterations, expansion, or remodeling of real  
262 28 property or structures.

CODE: Technical correction to Streamlined Sales Tax legislation passed during the 2003 Session.

DETAIL: The correction retains the current tax status for certain construction equipment.

262 29	DIVISION XVI	
262 30	MISCELLANEOUS PROVISIONS	
262 31	Sec. 321. Section 8.57, subsection 5, Code Supplement	CODE: Requires that funds in the Rebuild Iowa Infrastructure Fund
262 32	2003, is amended by adding the following new paragraph:	(RIIF) first be appropriated to the Vertical Infrastructure Fund.
262 33	<u>NEW PARAGRAPH.</u> g. Notwithstanding any other provision to	
262 34	the contrary, and prior to the appropriation of moneys from	
262 35	the rebuild Iowa infrastructure fund pursuant to paragraph	
263 1	"c", and section 8.57A, subsection 4, moneys shall first be	
263 2	appropriated from the rebuild Iowa infrastructure fund to the	
263 3	vertical infrastructure fund as provided in section 8.57B,	
263 4	subsection 4.	
263 5	Sec. 322. <u>NEW SECTION.</u> 8.57B VERTICAL INFRASTRUCTURE	CODE: Establishes the Vertical Infrastructure Fund under the
263 6	FUND.	authority of the Department of Management.
263 7	1. A vertical infrastructure fund is created under the	
263 8	authority of the department of management. The fund shall	
263 9	consist of appropriations made to the fund and transfers of	
263 10	interest, earnings, and moneys from other funds as provided by	
263 11	law. The fund shall be separate from the general fund of the	
263 12	state and the balance in the fund shall not be considered part	
263 13	of the balance of the general fund of the state. However, the	
263 14	fund shall be considered a special account for the purposes of	
263 15	section 8.53, relating to generally accepted accounting	
263 16	principles.	
263 17	2. Notwithstanding section 12C.7, subsection 2, interest	CODE: Requires the interest earned on the Vertical Infrastructure
263 18	or earnings on moneys in the vertical infrastructure fund	Fund to be credited to the RIIF.
263 19	shall be credited to the rebuild Iowa infrastructure fund.	
263 20	3. Moneys in the fund in a fiscal year shall be used as	CODE: Requires Vertical Infrastructure Fund proceeds to be used
263 21	appropriated by the general assembly for public vertical	only for vertical infrastructure projects, which include land acquisition,
263 22	infrastructure projects. For the purposes of this section,	construction, major renovation, major repair of buildings, appurtenant
263 23	"vertical infrastructure" includes only land acquisition and	structures, and utilities.
263 24	construction, major renovation, and major repair of buildings,	
263 25	all appurtenant structures, utilities, and site development.	
263 26	"Vertical infrastructure" does not include routine, recurring	

263 27 maintenance, debt service, or operational expenses or leasing  
 263 28 of a building, appurtenant structure, or utility without a  
 263 29 lease–purchase agreement.

263 30 4. There is appropriated from the rebuild Iowa  
 263 31 infrastructure fund to the vertical infrastructure fund, the  
 263 32 following:  
 263 33 a. For the fiscal year beginning July 1, 2005, and ending  
 263 34 June 30, 2006, the sum of fifteen million dollars.  
 263 35 b. For the fiscal year beginning July 1, 2006, and ending  
 264 1 June 30, 2007, the sum of fifty million dollars.  
 264 2 c. For the fiscal year beginning July 1, 2007, and ending  
 264 3 June 30, 2008, the sum of seventy–five million dollars.  
 264 4 d. For the fiscal year beginning July 1, 2008, and each  
 264 5 fiscal year thereafter, the sum of one hundred million  
 264 6 dollars.]

264 7 Sec. 323. Section 8D.13, subsection 12, Code Supplement  
 264 8 2003, is amended to read as follows:  
 264 9 12. The commission, on its own or as recommended by an  
 264 10 advisory committee of the commission and approved by the  
 264 11 commission, shall permit a fee to be charged by a receiving  
 264 12 site to the originator of the communication provided on the  
 264 13 network. The fee charged shall be for the purpose of  
 264 14 recovering the operating costs of a receiving site. The fee  
 264 15 charged shall be reduced by an amount received by the  
 264 16 receiving site pursuant to a state appropriation for such  
 264 17 costs, or federal assistance received for such costs. Fees  
 264 18 established under this subsection shall be paid by the  
 264 19 originator of the communication directly to the receiving  
 264 20 site. In the event that an entity requests a receiving site  
 264 21 location in a video classroom facility which is authorized by,  
 264 22 but not funded by, the originator of the communication, the  
 264 23 requesting entity shall be directly billed by the video  
 264 24 classroom facility for operating costs relating to the  
 264 25 communication. For purposes of this section, "operating  
 264 26 costs" include the costs associated with the management or

CODE: Establishes a standing appropriation from the RIIF for the Vertical Infrastructure Fund in the following amounts:

- FY 2006: \$15,000,000
- FY 2007: \$50,000,000
- FY 2008: \$75,000,000
- FY 2009 and each year thereafter: \$100,000,000

VETOED

VETOED: The Governor vetoed the appropriations for FY 2007 through FY 2009 due to the uncertainty of projected revenue growth in the RIIF as a result of the enactment of HF 2302 (Gambling Act).

CODE: Technical language that allows a room fee charge to be billed directly to an entity that wants to join an Iowa Communications Network session.

DETAIL: If the sponsoring authorized user is not willing to pay for the video or room fee charge of the additional site, this language allows the ICN to directly bill the sponsor of the additional site.



264 27 coordination, operations, utilities, classroom, equipment,  
264 28 maintenance, and other costs directly related to providing the  
264 29 receiving site.

264 30 Sec. 324. Section 15E.208, subsection 3, paragraph b,  
264 31 subparagraph (2), Code Supplement 2003, is amended by adding  
264 32 the following new subparagraph subdivisions:  
264 33 NEW SUBPARAGRAPH SUBDIVISION. (c) Notwithstanding any  
264 34 provision of this division to the contrary, payments on the  
264 35 principal balance of the loan granted by the corporation to an  
265 1 eligible person and assigned to the department pursuant to  
265 2 this subparagraph during calendar year 2003 shall be deferred  
265 3 until October 1, 2007. The eligible person shall make  
265 4 principal payments to the department in the amount of one  
265 5 million dollars for each year on October 1, 2007, October 1,  
265 6 2008, and October 1, 2009. The eligible person shall pay the  
265 7 department four hundred eighty-two thousand seven hundred  
265 8 sixty-one dollars in interest, which shall be deemed to be the  
265 9 total amount of interest accruing on the principal amount of  
265 10 the loan. The eligible person shall pay the interest amount  
265 11 on October 1, 2010. Upon the payment of the principal balance  
265 12 of the loan and the accrued interest, the debt shall be  
265 13 retired.

265 14 NEW SUBPARAGRAPH SUBDIVISION. (d) Notwithstanding any  
265 15 provision of this division to the contrary, the corporation  
265 16 shall repay the department the principal balance of the Iowa  
265 17 agricultural industry finance loan beginning on October 1,  
265 18 2007. The principal balance of the loan equals twenty-one  
265 19 million five hundred seventeen thousand two hundred thirty-  
265 20 nine dollars. The corporation shall repay the department five  
265 21 hundred seventeen thousand two hundred thirty-nine dollars by  
265 22 October 1, 2007, and for each subsequent year the corporation  
265 23 shall repay the department at least one million dollars by  
265 24 October 1 until the total principal balance of the loan is  
265 25 repaid. This subparagraph subdivision shall not be construed  
265 26 to limit the department's authority to negotiate the payment

CODE: Directs the Department of Economic Development to forgive any interest on a loan to the Iowa Agriculture Finance Corporation that was assigned to an eligible person during calendar year 2003. Provides that each principal payment due under the assigned loan be deferred for three years from its respective payment date.

CODE: Requires the Iowa Agricultural Finance Corporation to repay at least \$1,000,000 each year to the Department of Economic Development from the loan made to the Corporation, and requires the Department to deposit that amount into the Road Use Tax Fund. Prohibits the amount of the repayment from being altered by financing provided to an eligible person including a loan made by the Corporation and assigned to the Department.

DETAIL: The State provided an interest-free loan to the Iowa Agricultural Finance Corporation of \$25,000,000 from the Motor Vehicle Use Tax to be repaid at \$1,000,000 per year over a 25-year period. The loan repayments were to begin in FY 2005. Senate File 459 (FY 2004 Agrifutures Act) allowed the Department of Economic Development to accept the assignment of a loan made by the Iowa

265 27 of interest accruing on the principal balance which shall be  
 265 28 paid to the department as provided by an agreement executed by  
 265 29 the department and the corporation.

Agricultural Finance Corporation, which provided a \$3,000,000 loan to a company. The interest is estimated at \$400,000 over the term of the loan. The loan assignment to the Department of Economic Development was approximately \$3,400,000.

265 30 Sec. 325. Section 28M.1, if enacted by 2004 Iowa Acts,  
 265 31 Senate File 2284, section 1, is amended by adding the  
 265 32 following new subsection:  
 265 33 NEW SUBSECTION. 3. "Transportation" means the movement of  
 265 34 individuals in a four or more wheeled motorized vehicle  
 265 35 designed to carry passengers, including a car, van, or bus, or  
 266 1 the carrying of individuals upon cars operated upon stationary  
 266 2 rails, between one geographic point and another geographic  
 266 3 point. "Transportation" does not include emergency or  
 266 4 incidental transportation or transportation conducted by the  
 266 5 department of human services at its institutions.

CODE: Adds new language to SF 2284 (Regional Transit Districts Act) to define transportation in a regional transit district as the movement of individuals by car, van, bus, or rail.

DETAIL: Chapter 324A.1, Code of Iowa, relating to public transit programs, does not include rail in the definition of transportation.

266 6 Sec. 326. Section 28M.2, subsections 1 and 3, if enacted  
 266 7 by 2004 Iowa Acts, Senate File 2284, section 2, are amended to  
 266 8 read as follows:

CODE: Amends SF 2284 (Regional Transit Districts Act) to authorize creation of a regional transit district in certain cities or counties with a population in excess of 175,000 instead of 300,000.

266 9 1. A county with a population in excess of ~~three~~ one  
 266 10 hundred ~~seventy-five~~ thousand and participating cities may  
 266 11 create, by chapter 28E agreement, a regional transit district  
 266 12 in the county pursuant to this chapter. Two or more  
 266 13 contiguous counties and participating cities may create, by  
 266 14 chapter 28E agreement, a regional transit district pursuant to  
 266 15 this chapter if one of the counties has a population in excess  
 266 16 of ~~three~~ one hundred ~~seventy-five~~ thousand. A district shall  
 266 17 consist of the unincorporated area of any participating county  
 266 18 and the incorporated area of any city in the county that does  
 266 19 not have an urban transit system. However, a city without an  
 266 20 urban transit system may decline, by resolution forwarded to  
 266 21 the board of supervisors, to participate in a regional transit  
 266 22 district.

266 23 3. A city that is located in a nonparticipating county  
 266 24 that is contiguous to a county with a population in excess of  
 266 25 ~~three~~ one hundred ~~seventy-five~~ thousand that is creating a

266 26 regional transit district may notify that county, by  
266 27 resolution forwarded to the board of supervisors of that  
266 28 county, that the city wishes to participate.

266 29 Sec. 327. Section 28M.5, subsection 1, unnumbered  
266 30 paragraph 2, if enacted by 2004 Iowa Acts, Senate File 2284,  
266 31 section 5, is amended to read as follows:  
266 32 The amount of the regional transit district levy that is  
266 33 the responsibility of a participating county shall be deducted  
266 34 from the maximum rates of taxes authorized to be levied by the  
266 35 county pursuant to section 331.423, subsections 1 and 2, as  
267 1 applicable. However, for a regional transit district that  
267 2 includes a county with a population of less than three hundred  
267 3 thousand, the amount of the regional transit district levy  
267 4 that is the responsibility of a participating county shall be  
267 5 deducted from the maximum rate of taxes authorized to be  
267 6 levied by the county pursuant to section 331.423, subsection  
267 7 1.

267 8 Sec. 328. Section 99F.7, subsection 13, Code 2003, as  
267 9 amended by 2004 Iowa Acts, House File 2302, if enacted, is  
267 10 amended to read as follows:  
267 11 13. When applicable, an excursion gambling boat  
267 12 operated on inland waters of this state or an excursion boat  
267 13 that has been removed from navigation and is designated as a  
267 14 permanently moored vessel by the United States coast guard  
267 15 shall be subject to the exclusive jurisdiction of the  
267 16 department of natural resources and meet all of the  
267 17 requirements of chapter 462A and is further subject to an  
267 18 inspection of its sanitary facilities to protect the  
267 19 environment and water quality before a certificate of  
267 20 registration is issued by the department of natural resources  
267 21 or a license is issued or renewed under this chapter.

267 22 Sec. 329. Section 165B.5, subsection 3, if enacted by 2004  
267 23 Iowa Acts, House File 2476, section 6, is amended to read as  
267 24 follows:

CODE: Adds language to SF 2284 (Regional Transit Districts Act) to specify that for a regional transit district in a county with a population of less than 300,000, the amount of the district's levy for which a participating county is responsible will be deducted from the maximum rates of taxes authorized to be levied by the county for general county services.

DETAIL: The maximum levy rate for general county services is \$3.50 per \$1,000 of the assessed value of taxable property in the county.

CODE: Corrective amendment to HF 2302 (Gambling Act).

CODE: Changes the fine structure in HF 2476 (Regulating Transmissible Viruses Afflicting Poultry Act). Changes the civil penalty for a restricted concentration point to a specific amount, which

267 25 3. a. A person who owns or operates a restricted  
267 26 concentration point is subject to a civil penalty of ~~not less~~  
267 27 ~~than~~ five thousand dollars for the first violation and ~~not~~  
267 28 ~~less than~~ twenty-five thousand dollars for each subsequent  
267 29 violation. Each day that a violation continues constitutes a  
267 30 separate violation.

includes \$5,000 for the first violation and \$25,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

267 31 b. A person who has a legal interest in infected poultry  
267 32 or has custody of infected poultry which are located at a  
267 33 restricted concentration point is subject to a civil penalty  
267 34 of ~~not less than~~ five thousand dollars for the first violation  
267 35 and ~~not less than~~ twenty-five thousand dollars for each  
268 1 subsequent violation. Each day that a violation continues  
268 2 constitutes a separate violation.

CODE: Changes the civil penalty for a person with a legal interest in a restricted concentration point that has infected poultry to a specific amount, which includes \$5,000 for the first violation and \$25,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

268 3 c. A person who transports poultry to or from a restricted  
268 4 concentration point is subject to a civil penalty of ~~not less~~  
268 5 ~~than~~ one thousand dollars for the first violation and ~~not less~~  
268 6 ~~than~~ five thousand dollars for each subsequent violation.  
268 7 Each day that a violation continues constitutes a separate  
268 8 violation.

CODE: Changes the civil penalty for a person transporting infected poultry to or from a restricted concentration point to a specific amount, which includes \$1,000 for the first violation and \$5,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

268 9 d. A person who purchases, offers to purchase, barter, or  
268 10 offers to barter for poultry at a restricted concentration  
268 11 point is subject to a civil penalty of ~~not less than~~ one  
268 12 hundred dollars for the first violation and ~~not less than~~ one  
268 13 thousand dollars for each subsequent violation. Each day that  
268 14 a violation continues constitutes a separate violation.

CODE: Changes the civil penalty for a person that purchases or barter for poultry from a restricted concentration point to a specific amount, which includes \$100 for the first violation and \$1,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

268 15 e. A person who charges admission for entry into a  
268 16 restricted concentration point where a contest occurs or  
268 17 otherwise holds, advertises, or conducts the contest is  
268 18 subject to a civil penalty of ~~not less than~~ one thousand  
268 19 dollars for the first violation and ~~not less than~~ five

CODE: Changes the civil penalty for a person charging a contest admission fee or publicizing a contest related to a restricted concentration point to a specific amount, which includes \$1,000 for the first violation and \$5,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

268 20 thousand dollars for each subsequent violation. Each day that  
 268 21 a violation continues constitutes a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

268 22 f. A person who attends or participates in a contest at a  
 268 23 restricted concentration point where a contest occurs is  
 268 24 subject to a civil penalty of ~~not less than~~ one hundred  
 268 25 dollars for the first violation and ~~not less than~~ one thousand  
 268 26 dollars for each subsequent violation. Each day that a  
 268 27 violation continues constitutes a separate violation.

CODE: Changes the civil penalty for a person participating in a contest related to a restricted concentration point to a specific amount, which includes \$100 for the first violation and \$1,000 for each subsequent violation. Specifies each day a violation continues is considered as a separate violation.

FISCAL IMPACT: The amount of receipts cannot be determined as this is a new civil penalty and a new fine.

268 28 Sec. 330. Section 260C.18A, subsection 3, Code Supplement  
 268 29 2003, is amended to read as follows:

CODE: Extends the \$1,000,000 allocation of the Workforce Training and Economic Development Fund appropriation for job retention projects by one fiscal year.

268 30 3. Of the moneys appropriated in this section, for the  
 268 31 fiscal period beginning July 1, 2003, and ending June 30, ~~2006~~  
 268 32 2007, the following amounts shall be designated for the  
 268 33 purposes of funding job retention projects under section  
 268 34 260F.9:

268 35 a. One million dollars for the fiscal year beginning July  
 269 1 1, 2003.

269 2 b. One million dollars for the fiscal year beginning July  
 269 3 1, 2004.

269 4 c. One million dollars for the fiscal year beginning July  
 269 5 1, 2005.

269 6 d. One million dollars for the fiscal year beginning July  
 269 7 1, 2006. However, this paragraph only applies if moneys  
 269 8 allocated under paragraph "a" were distributed to community  
 269 9 colleges as provided under subsection 8.

269 10 Sec. 331. Section 260C.18A, Code Supplement 2003, is  
 269 11 amended by adding the following new subsection:  
 269 12 NEW SUBSECTION. 8. If moneys allocated under subsection  
 269 13 3, paragraph "a", are unobligated and unencumbered on June 30,  
 269 14 2004, those moneys shall be distributed to community colleges  
 269 15 in accordance with subsection 5 for the fiscal year beginning  
 269 16 July 1, 2004, and ending June 30, 2005.

CODE: Requires moneys from the FY 2004 allocation for job retention projects that remain unobligated at the close of the fiscal year be distributed to the community colleges, utilizing the same distribution formula used for the allocation of State General Aid.

DETAIL: This Section takes effect upon enactment.

269 17 Sec. 332. Section 306.46, as enacted by 2004 Iowa Acts,  
 269 18 Senate File 2118, section 1, is amended by adding the  
 269 19 following new subsection:  
 269 20 NEW SUBSECTION. 3. This section shall not impair or  
 269 21 interfere with a city's authority to grant, amend, extend, or  
 269 22 renew a franchise as provided in section 364.2, and shall not  
 269 23 impair or interfere with a city's existing general police  
 269 24 powers to control the use of its right-of-way.

CODE: Adds language to SF 2118 (Public Utility Rights-of-Way Act) to specify that the location of public utility facilities within a public road right-of-way will not interfere with city franchises or a city's control of the use of the right-of-way.

DETAIL: This Section takes effect upon enactment.

269 25 Sec. 333. Section 321.34, subsection 11, paragraphs c and  
 269 26 d, Code Supplement 2003, are amended to read as follows:  
 269 27 c. The special natural resources fee for letter number  
 269 28 designated natural resources plates is ~~thirty-five~~ forty-five  
 269 29 dollars. The fee for personalized natural resources plates is  
 269 30 ~~forty-five~~ dollars which shall be paid in addition to the  
 269 31 special natural resources fee of ~~thirty-five~~ forty-five  
 269 32 dollars. The fees collected by the director under this  
 269 33 subsection shall be paid monthly to the treasurer of state and  
 269 34 credited to the road use tax fund. Notwithstanding section  
 269 35 423.24, and prior to the crediting of revenues to the road use  
 270 1 tax fund under section 423.24, subsection 1, paragraph "b",  
 270 2 the treasurer of state shall credit monthly from those  
 270 3 revenues to the Iowa resources enhancement and protection fund  
 270 4 created pursuant to section 455A.18, the amount of the special  
 270 5 natural resources fees collected in the previous month for the  
 270 6 natural resources plates.  
 270 7 From the moneys credited to the Iowa resources enhancement  
 270 8 and protection fund under this paragraph "c", ten dollars of  
 270 9 the fee collected for each natural resources plate issued, and  
 270 10 fifteen dollars from each renewal fee, shall be allocated to  
 270 11 the department of natural resources wildlife bureau to be used  
 270 12 for nongame wildlife programs.  
 270 13 d. Upon receipt of the special registration plates, the  
 270 14 applicant shall surrender the current registration receipt and  
 270 15 plates to the county treasurer. The county treasurer shall  
 270 16 validate the special registration plates in the same manner as  
 270 17 regular registration plates are validated under this section.

CODE: Increases the fee for the initial issuance of Resource Enhancement and Protection (REAP) license plates from \$35 to \$45, and increases the annual renewal fee for the plates from \$10 to \$25. The fee increases will be allocated from the REAP Fund to the Department of Natural Resources (DNR) Wildlife Bureau to be used for nongame wildlife programs.

FISCAL IMPACT: The estimated fiscal impact to the DNR cannot be fully determined, as it is unknown how many new plates will be sold annually. However, the additional revenue from plate renewals is estimated to be \$750,000 annually. The DNR will use the additional revenues to assist in providing a State match to receive federal funds for State nongame wildlife programs.

DETAIL: To receive the full allotment of FFY 2003 and FFY 2004 federal funds, the DNR must provide a match of approximately \$732,000 by October 1, 2004, and a match of approximately \$770,000 by October 1, 2005. To date, the DNR has received pledges in the amount of an estimated \$492,000. The Department will need an additional \$240,000 to match FFY 2003 federal dollars and \$770,000 to match FFY 2004 federal dollars. The Department anticipates federal funding will be continued in future years and estimates \$850,000 may be received in FFY 2005, contingent upon State match dollars provided.

270 18 The annual special natural resources fee for letter number  
 270 19 designated plates is ~~ten~~ twenty-five dollars which shall be  
 270 20 paid in addition to the regular annual registration fee. The  
 270 21 annual fee for personalized natural resources plates is five  
 270 22 dollars which shall be paid in addition to the annual special  
 270 23 natural resources fee and the regular annual registration fee.  
 270 24 The annual special natural resources fee shall be credited as  
 270 25 provided under paragraph "c".

270 26 Sec. 334. NEW SECTION. 327F.38 FIRST AID AND MEDICAL  
 270 27 TREATMENT FOR EMPLOYEES.

270 28 The department shall adopt rules requiring railroad  
 270 29 corporations within the state to provide reasonable and  
 270 30 adequate access to first aid and medical treatment for  
 270 31 employees injured in the course of employment. A railroad  
 270 32 corporation found guilty of a rule adopted pursuant to this  
 270 33 section shall, upon conviction, be subject to a schedule "one"  
 270 34 penalty.

CODE: Authorizes the DOT to adopt rules requiring railroad corporations in Iowa to provide reasonable access to medical treatment for employees injured on the job. A railroad corporation that does not comply is subject to a \$100 fine.

[270 35 Sec. 335. Section 331.362, subsection 5, Code Supplement  
 271 1 2003, is amended to read as follows:

271 2 5. The Notwithstanding any provision of law to the  
 271 3 contrary, the board may enter into agreements with the  
 271 4 department of transportation as provided in section 313.2,  
 271 5 including but not limited to agreements for the disposition of  
 271 6 county property in accordance with section 331.361, subsection  
 271 7 2.]

VETOED

CODE: Permits counties to enter into agreements with the Department of Transportation for the disposition of certain county property.

VETOED: The Governor vetoed this Section and stated that there is a question of precision in defining the application of the Section.

[271 8 Sec. 336. Section 422.11J, subsection 5, paragraph a, if  
 271 9 enacted by 2004 Iowa Acts, Senate File 2295, is amended to  
 271 10 read as follows:

271 11 a. "Disabled student" means a child requiring special  
 271 12 education, as defined in section 256B.2, subsection 1, or a  
 271 13 student with disabilities who qualifies for educational  
 271 14 services under section 504 of the federal Rehabilitation Act  
 271 15 of 1973, as amended and codified in 29 U.S.C. § 794.]

VETOED

CODE: Modifies the definition of "disabled student" as used in SF 2295 (Private Tuition Organization Tax Credit Act of 2004).

VETOED: The Governor vetoed this Section and cited his veto of SF 2295.

271 16 Sec. 337. Section 432.1, subsection 6, paragraph b,  
271 17 unnumbered paragraph 1, Code Supplement 2003, is amended to  
271 18 read as follows:  
271 19 In addition to the prepayment amount in paragraph "a", each  
271 20 life insurance company or association which is subject to tax  
271 21 under subsection 1 of this section and each mutual health  
271 22 service corporation which is subject to tax under section  
271 23 432.2 shall remit on or before ~~June 30~~ August 15, on a  
271 24 prepayment basis, an additional amount equal to the following  
271 25 percent of the premium tax liability for the preceding  
271 26 calendar year as follows:

CODE: Moves the date of the June 30 insurance premium tax prepayment to August 15.

DETAIL: This action ensures revenues associated with the prepayment will be credited to the proper fiscal year for Comprehensive Annual Financial Report (CAFR) purposes. This Section takes effect upon enactment.

271 27 Sec. 338. Section 432.1, subsection 6, paragraph c,  
271 28 unnumbered paragraph 1, Code Supplement 2003, is amended to  
271 29 read as follows:  
271 30 In addition to the prepayment amount in paragraph "a", each  
271 31 insurance company or association, other than a life insurance  
271 32 company or association, which is subject to tax under  
271 33 subsection 3 shall remit on or before ~~June 30~~ August 15, on a  
271 34 prepayment basis, an additional amount equal to the following  
271 35 percent of the premium tax liability for the preceding  
272 1 calendar year as follows:

CODE: Moves the date of the June 30 insurance premium tax prepayment to August 15.

DETAIL: This action ensures revenues associated with the prepayment will be credited to the proper fiscal year for Comprehensive Annual Financial Report (CAFR) purposes. This Section takes effect upon enactment.

272 2 Sec. 339. Section 518.18, subsection 3, paragraph b,  
272 3 unnumbered paragraph 1, Code Supplement 2003, is amended to  
272 4 read as follows:  
272 5 In addition to the prepayment amount in paragraph "a", each  
272 6 association shall remit on or before ~~June 30~~ August 15, on a  
272 7 prepayment basis, an additional amount equal to the following  
272 8 percent of the premium tax liability for the preceding  
272 9 calendar year as follows:

CODE: Moves the date of the June 30 insurance premium tax prepayment to August 15.

DETAIL: This action ensures revenues associated with the prepayment will be credited to the proper fiscal year for Comprehensive Annual Financial Report (CAFR) purposes. This Section takes effect upon enactment.

272 10 Sec. 340. Section 518A.35, subsection 3, paragraph b,  
272 11 unnumbered paragraph 1, Code Supplement 2003, is amended to  
272 12 read as follows:  
272 13 In addition to the prepayment amount in paragraph "a", each  
272 14 association shall remit on or before ~~June 30~~ August 15, on a

CODE: Moves the date of the June 30 insurance premium tax prepayment to August 15.

DETAIL: This action ensures revenues associated with the prepayment will be credited to the proper fiscal year for



272 15 prepayment basis, an additional amount equal to the following  
272 16 percent of the premium tax liability for the preceding  
272 17 calendar year as follows:

Comprehensive Annual Financial Report (CAFR) purposes. This Section takes effect upon enactment.

272 18 Sec. 341. 2004 Iowa Acts, Senate File 2257, section 1,  
272 19 subsection 10, if enacted, is amended to read as follows:  
272 20 10. APPLICABILITY DATE. This section applies to personal  
272 21 insurance contracts or policies delivered, issued for  
272 22 delivery, continued, or renewed in this state on or after  
272 23 ~~April 1, 2005~~ October 1, 2004.

CODE: Corrective amendment to SF 2257 (Credit Information Use in Personal Insurance Act).

272 24 Sec. 342. 2003 Iowa Acts, chapter 145, section 290,  
272 25 subsection 2, paragraph c, is amended to read as follows:  
272 26 c. By ~~September~~ December 1, 2004, the department of  
272 27 administrative services, with the assistance of the department  
272 28 of management, shall conduct a comprehensive study of the  
272 29 impact of transferring all state agency employees delivering  
272 30 information technology services to the department of  
272 31 administrative services and of the impact of physically  
272 32 merging the data centers of the department, the state  
272 33 department of transportation, and the department of workforce  
272 34 development, into one data center. The study shall include an  
272 35 assessment of advantages and disadvantages, economies of  
273 1 scale, cost, and space availability, and shall solicit input  
273 2 from outside vendors, both public and private. The department  
273 3 shall report to the legislative ~~fiscal bureau~~ services agency  
273 4 and the committees on government oversight of the senate and  
273 5 house of representatives on the department's findings and  
273 6 recommendations by ~~November 1,~~ December 15, 2004.

CODE: Provides the Department of Administrative Services an additional three months to complete a study relating to the internal transfer of information technology services in State government.

273 7 Sec. 343. 2004 Iowa Acts, House File 2562, section 11,  
273 8 subsection 1, if enacted, is amended to read as follows:  
273 9 1. This Act, except for the provision of this Act enacting  
273 10 section 99B.10, subsection 5B, being deemed of immediate  
273 11 importance, takes effect upon enactment.

CODE: Specifies that HF 2562 (Electrical and Mechanical Amusement Devices Act) takes effect upon enactment with the exception of the provisions pertaining to Section 99B.10(5B), which take effect on July 1, 2004.

273 12 Sec. 344. MENTAL HEALTH INSTITUTE AT CHEROKEE. If  
 273 13 building space located at the state mental health institute at  
 273 14 Cherokee being used by an organization other than the state  
 273 15 will be vacated by the organization, the department of human  
 273 16 services shall reserve the space to be available for the  
 273 17 purposes described in this section. The department shall  
 273 18 develop a plan for using vacant building space at the  
 273 19 institute for a program to address the treatment needs of  
 273 20 persons with a developmental disability who exhibit sexually  
 273 21 violent behavior and are residents at state resource centers  
 273 22 or other residential settings.]

VETOED

Requires the Department of Human Services (DHS) to reserve available space at the Mental Health Institute at Cherokee if space is vacated by an outside entity. Requires the DHS to plan for using the available space to provide a program for certain disabled persons who exhibit certain violent behaviors.

VETOED: The Governor vetoed this Section and indicated that the language limits the Institution's efficiency and funding was not allocated for the development of the plan.

273 23 Sec. 345. EFFECTIVE DATE. The sections of this division  
 273 24 of this Act amending section 260C.18A, Code Supplement 2003,  
 273 25 being deemed of immediate importance, take effect upon  
 273 26 enactment.

Provides that the section of this Act that allocates \$1,000,000 to the Community Colleges from the Workforce Training and Economic Development Fund takes effect upon enactment.

273 27 Sec. 346. EFFECTIVE DATE. The section of this division of  
 273 28 this Act amending section 306.46, being deemed of immediate  
 273 29 importance, takes effect upon enactment.

Provides that the Section of this Act that amends SF 2118 (Public Utility Rights-of-Way Act) takes effect upon enactment.

273 30 Sec. 347. REAP PLATES — EFFECTIVE DATE. The section of  
 273 31 this division of this Act amending section 321.34, subsection  
 273 32 11, paragraphs "c" and "d", takes effect January 1, 2005.

Provides that the Section of this Act that increases REAP license plate fees takes effect on January 1, 2005.

273 33 Sec. 348. EFFECTIVE DATE. The sections of this division  
 273 34 of this Act amending sections 432.1, 518.18, and 518A.35,  
 273 35 being deemed of immediate importance, take effect upon  
 274 1 enactment.

Provides that Section 337 through 340 of this Act take effect upon enactment.

274 2 DIVISION XVII  
 274 3 CORRECTIVE PROVISIONS

274 4 Sec. 349. Section 9E.6A, unnumbered paragraph 1, Code  
 274 5 2003, as amended by 2004 Iowa Acts, House File 2516, section  
 274 6 1, if enacted, is amended to read as follows:  
 274 7 Each person performing a notarial act pursuant to section

CODE: Corrective amendment for HF 2516 (Uniform Citation Verification Act) to specify that the requirement to use a stamp or seal

274 8 9E.10 must acquire and use a stamp or seal as provided in this  
274 9 chapter. However, this section shall not apply to a notarial  
274 10 act performed by a judicial officer as defined in section  
274 11 602.1101, if the notarial act is performed in accordance with  
274 12 state or federal statutory authority, ~~or is~~ and shall not  
274 13 apply to a certification by a chief officer or a chief  
274 14 officer's designee of a peace officer's verification of a  
274 15 uniform citation and complaint pursuant to section 805.6,  
274 16 subsection 5.

does not apply to a law enforcement officer's certification of a uniform citation and complaint and that such an act is not an act of a judicial officer.

274 17 Sec. 350. Section 9H.1, subsection 17, Code Supplement  
274 18 2003, is amended to read as follows:  
274 19 17. "Limited partnership" means a limited partnership as  
274 20 defined in section 487.101, ~~subsection 7, and or~~ 488.102, or a  
274 21 limited liability limited partnership under section 487.1301  
274 22 or chapter 488, which owns or leases agricultural land or is  
274 23 engaged in farming.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

DETAIL: This Section takes effect January 1, 2005.

274 24 Sec. 351. Section 9H.1, subsection 17, Code Supplement  
274 25 2003, as amended by this division of this Act to take effect  
274 26 January 1, 2005, is amended to read as follows:  
274 27 17. "Limited partnership" means a limited partnership as  
274 28 defined in section ~~487.101 or~~ 488.102, or a limited liability  
274 29 limited partnership under ~~section 487.1301 or~~ chapter 488,  
274 30 which owns or leases agricultural land or is engaged in  
274 31 farming.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

DETAIL: This Section takes effect January 1, 2006.

274 32 Sec. 352. Section 10B.1, subsection 8, Code Supplement  
274 33 2003, is amended to read as follows:  
274 34 8. "Limited partnership" means a foreign or domestic  
274 35 limited partnership, including a limited partnership as  
275 1 defined in section 487.101, ~~subsection 7 or~~ 488.102, and a  
275 2 domestic or foreign limited liability limited partnership  
275 3 under section 487.1301 or 487.1303, or chapter 488.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

DETAIL: This Section takes effect January 1, 2005.

275 4 Sec. 353. Section 10B.1, subsection 8, Code Supplement  
275 5 2003, as amended by this division of this Act to take effect

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

275 6 January 1, 2005, is amended to read as follows:  
 275 7 8. "Limited partnership" means a foreign or domestic  
 275 8 limited partnership, including a limited partnership as  
 275 9 defined in section ~~487.101~~ or 488.102, and a domestic or  
 275 10 foreign limited liability limited partnership under ~~section~~  
 275 11 ~~487.1301~~ or ~~487.1303~~, or chapter 488.

DETAIL: This Section takes effect January 1, 2006.

[275 12 Sec. 354. Section 34A.7A, subsection 2, paragraph f, if  
 275 13 enacted by 2004 Iowa Acts, House File 2434, is amended by  
 275 14 striking the paragraph and inserting in lieu thereof the  
 275 15 following:  
 275 16 f. (1) The program manager shall allocate an amount up to  
 275 17 one hundred twenty-seven thousand dollars per calendar quarter  
 275 18 equally to the joint E911 service boards and the department of  
 275 19 public safety that have submitted an annual written request to  
 275 20 the program manager in a form approved by the program manager  
 275 21 by May 15 of each year.  
 275 22 (2) Upon retirement of outstanding obligations referred to  
 275 23 in paragraph "e", the amount allocated under this paragraph  
 275 24 "f" shall be an amount up to four hundred thousand dollars per  
 275 25 calendar quarter allocated as follows:  
 275 26 (a) Sixty-five percent of the total dollars available for  
 275 27 allocation shall be allocated in proportion to the square  
 275 28 miles of the service area to the total square miles in this  
 275 29 state.  
 275 30 (b) Thirty-five percent of the total dollars available for  
 275 31 allocation shall be allocated in proportion to the wireless  
 275 32 E911 calls taken at the public safety answering point in the  
 275 33 service area to the total number of wireless E911 calls  
 275 34 originating in this state.  
 275 35 (c) Notwithstanding subparagraph subdivisions (a) and (b),  
 276 1 the minimum amount allocated to each joint E911 service board  
 276 2 and to the department of public safety shall be no less than  
 276 3 one thousand dollars for each public safety answering point  
 276 4 within the service area of the department of public safety or  
 276 5 joint E911 service board.  
 276 6 (3) The funds allocated in this paragraph "f" shall be

VETOED

CODE: Corrective amendment to HF 2434 (E911 Act). Defines the pre-debt cap on the Public Safety Answering Points (PSAPS) at \$127,000 and the post-debt cap at \$400,000. Any additional revenue will be deposited into the Carryover Surplus Operating Fund.

VETOED: The Governor vetoed this Section. House File 2434 (E911 Act) was not agreed to by the Senate after the Conference Committee and did not pass the 2004 Legislative Session. This particular language was corrective to HF 2434 and does not affect the E911 language in Division XXIV of this Act.

276 7 used for communication equipment located inside the public  
276 8 safety answering points for the implementation and maintenance  
276 9 of wireless E911 phase 2. The joint E911 service boards and  
276 10 the department of public safety shall provide an estimate of  
276 11 phase 2 implementation costs to the program manager by January  
276 12 1, 2005.]

276 13 Sec. 355. Section 48A.11, subsection 1, paragraph e, Code  
276 14 2003, as amended by 2004 Iowa Acts, Senate File 2269, section  
276 15 8, if enacted, is amended to read as follows:  
276 16 e. Iowa driver's license number if the registrant has a  
276 17 current and valid Iowa driver's license, Iowa nonoperator's  
276 18 identification card if the registrant has a current and valid  
276 19 Iowa nonoperator's identification card, or the last four  
276 20 numerals of the registrant's social security number. If the  
276 21 registrant does not have an Iowa driver's license number, an  
276 22 Iowa nonoperator's identification card number, or a social  
276 23 security number, the form shall provide space for a number to  
276 24 be assigned as provided in subsection 7.

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

276 25 Sec. 356. Section 48A.25A, unnumbered paragraph 1, if  
276 26 enacted by 2004 Iowa Acts, Senate File 2269, section 13, is  
276 27 amended to read as follows:  
276 28 Upon receipt of an application for voter registration by  
276 29 mail, the state registrar of voters shall compare the driver's  
276 30 license number, the Iowa nonoperator's identification card  
276 31 number, or the last four numerals of the social security  
276 32 number provided by the registrant with the records of the  
276 33 state department of transportation. To be verified, the voter  
276 34 registration record shall contain the same name, date of  
276 35 birth, and driver's license number or Iowa nonoperator's  
277 1 identification card number or whole or partial social security  
277 2 number as the records of the department of transportation. If  
277 3 the information cannot be verified, the application shall be  
277 4 rejected and the registrant shall be notified of the reason  
277 5 for the rejection. If the information can be verified, a  
277 6 record shall be made of the verification and the application

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

277 7 shall be accepted.

277 8 Sec. 357. Section 48A.37, subsection 2, Code 2003, as  
277 9 amended by 2004 Iowa Acts, Senate File 2269, section 18, if  
277 10 enacted, is amended to read as follows:

277 11 2. Electronic records shall include a status code  
277 12 designating whether the records are active, inactive, local,  
277 13 or pending. Inactive records are records of registered voters  
277 14 to whom notices have been sent pursuant to section 48A.28,  
277 15 subsection 3, and who have not returned the card or otherwise  
277 16 responded to the notice, and those records have been  
277 17 designated inactive pursuant to section 48A.29. Local records  
277 18 are records of applicants who did not answer either "yes" or  
277 19 "no" to the question in section 48A.11, subsection 2A,  
277 20 paragraph "a". Pending records are records of applicants  
277 21 whose applications have not been verified pursuant to section  
277 22 48A.25A. All other records are active records. An inactive  
277 23 record shall be made active when the registered voter votes at  
277 24 an election, registers again, or reports a change of name,  
277 25 address, telephone number, or political party affiliation. A  
277 26 pending record shall be made active upon verification. A  
277 27 local record shall be valid for any election for which no  
277 28 candidates for federal office appear on the ballot, ~~but the~~  
277 29 A registrant may with only a local record shall not vote in a  
277 30 federal election unless the registrant submits a new voter  
277 31 registration application before election day indicating that  
277 32 the applicant is a citizen of the United States.

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

277 33 Sec. 358. Section 49.81, subsection 2, unnumbered  
277 34 paragraph 3, if enacted by 2004 Iowa Acts, Senate File 2269,  
277 35 section 20, is amended to read as follows:

278 1 You must show identification before your ballot can be  
278 2 counted. Please bring or mail a copy of a current and valid  
278 3 photo identification card to the county ~~commissioners~~  
278 4 commissioner's office or bring or mail a copy of one of the  
278 5 following current documents that show your name and address:

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

278 6 Sec. 359. Section 52.7, unnumbered paragraph 4, Code 2003,  
278 7 as amended by 2004 Iowa Acts, Senate File 2269, section 27, if  
278 8 enacted, is amended to read as follows:  
278 9 Such machine shall be so constructed as to accurately  
278 10 account for every vote cast upon it. The machine shall be so  
278 11 constructed as to remove information from the ballot  
278 12 identifying the voter before the ballot is recorded and  
278 13 counted. If the machine is a direct ~~electronic~~ recording  
278 14 electronic device, the machine shall be so constructed as to  
278 15 store each ballot cast separate from the ballot tabulation  
278 16 function, which ballot may be reproduced on paper in the case  
278 17 of a recount, manual audit, or machine malfunction.

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

278 18 Sec. 360. Section 53.3, subsection 7, if enacted by 2004  
278 19 Iowa Acts, Senate File 2269, section 30, is amended to read as  
278 20 follows:  
278 21 7. A statement that an absentee ballot will ~~by~~ be mailed  
278 22 to the applicant within twenty-four hours after the ballot for  
278 23 the election is available.

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

278 24 Sec. 361. Section 53.17, subsection 1, paragraph a, if  
278 25 enacted by 2004 Iowa Acts, Senate File 2269, section 33, is  
278 26 amended to read as follows:  
278 27 a. The sealed carrier envelope may be delivered by the  
278 28 registered voter, by the special precinct election officials  
278 29 designated pursuant to section 53.22, subsection 1, or by the  
278 30 voter's designee if the absentee ballot is voted by a voter  
278 31 described in section 53.22, subsection 5, to the  
278 32 commissioner's office no later than the time the polls are  
278 33 closed on election day, ~~except as otherwise provided in~~  
278 34 ~~subsection 4.~~

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

278 35 Sec. 362. Section 53.17, subsection 4, paragraph d,  
279 1 subparagraph (2), if enacted by 2004 Iowa Acts, Senate File  
279 2 2269, section 33, is amended to read as follows:  
279 3 (2) The date and time the ~~voted~~ completed absentee ballot  
279 4 was received from the voter.

CODE: Technical correction to SF 2269 (Election Law Changes/Help America Vote Act).

279 5 Sec. 363. Section 68A.402, subsection 7, paragraph b, as  
279 6 amended by 2004 Iowa Acts, House File 2319, section 1, if  
279 7 enacted, is amended to read as follows:

279 8 b. COUNTY ELECTIONS. A political committee expressly  
279 9 advocating the nomination, election, or defeat of candidates  
279 10 for county office shall file reports on the same dates as a  
279 11 candidate's committee is required to file reports under  
279 12 subsection 2, paragraph "a" and subsection 5, paragraph "b".

CODE: Corrective amendment to correct grammatical errors in HF 2319 (Campaign Finance Substantive Act).

279 13 Sec. 364. Section 68A.503, subsection 4, unnumbered  
279 14 paragraph 1, as amended by 2004 Iowa Acts, House File 2318,  
279 15 section 7, if enacted, is amended to read as follows:

279 16 The prohibitions in ~~sections~~ subsections 1 and 2 shall not  
279 17 apply to an insurance company, savings and loan association,  
279 18 bank, credit union, or corporation engaged in any of the  
279 19 following activities:

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2318 (Campaign Finance Corrective Act).

279 20 Sec. 365. Section 99B.11, subsection 2, paragraph c, Code  
279 21 2003, as amended by 2004 Iowa Acts, Senate File 2249, section  
279 22 1, is amended to read as follows:

279 23 c. Contests or exhibitions of cooking, horticulture,  
279 24 livestock, poultry, fish or other animals, artwork, hobbywork  
279 25 or craftwork, except those prohibited by chapter 717A ~~or~~  
279 26 ~~section 725.14~~.

CODE: Corrective amendment to conform this Code of Iowa Section to SF 2249 (Animal Safety Act).

279 27 Sec. 366. Section 174.1, subsection 0B, paragraph a, as  
279 28 enacted by House File 2403, section 8, is amended to read as  
279 29 follows:

279 30 a. The organization owns or leases at least ten acres of  
279 31 fairgrounds. ~~A society~~ An organization may meet the  
279 32 requirement of owning or leasing land, buildings, and  
279 33 improvements through ownership by a joint entity under chapter  
279 34 28E.

CODE: Corrective amendment to HF 2403 (County Fairs Act).

279 35 Sec. 367. Section 174.12, subsection 2, unnumbered  
280 1 paragraph 1, Code 2003, as amended by 2004 Iowa Acts, House  
280 2 File 2403, section 16, is amended to read as follows:

CODE: Corrective amendment to HF 2403 (County Fairs Act).



280 3 A district director of the association representing the  
280 4 district in which the county is located, and the director of  
280 5 the Iowa state fair board representing the state fair board  
280 6 district in which the county is located, certify to the  
280 7 association that the fair had an accredited delegate in  
280 8 attendance at at least one of the district meetings, and at  
280 9 the association's annual meeting.

280 10 Sec. 368. Section 229.27, subsection 1, Code 2003, is  
280 11 amended to read as follows:

280 12 1. Hospitalization of a person under this chapter, either  
280 13 voluntarily or involuntarily, does not constitute a finding of  
280 14 nor equate with nor raise a presumption of incompetency, nor  
280 15 cause the person so hospitalized to be deemed a person of  
280 16 unsound mind nor a person under legal disability for any  
280 17 purpose, including but not limited to any circumstances to  
280 18 which sections 6B.15, 447.7, 487.402, subsection 5, paragraph  
280 19 "b", section 488.603, subsection 6, paragraph "c", sections  
280 20 487.705, 488.704, 597.6, 600B.21, 614.8, 614.19, 614.22,  
280 21 614.24, 614.27, and 633.244 are applicable.

280 22 Sec. 369. Section 229.27, subsection 1, Code 2003, as  
280 23 amended by this division of this Act to take effect January 1,  
280 24 2005, is amended to read as follows:

280 25 1. Hospitalization of a person under this chapter, either  
280 26 voluntarily or involuntarily, does not constitute a finding of  
280 27 nor equate with nor raise a presumption of incompetency, nor  
280 28 cause the person so hospitalized to be deemed a person of  
280 29 unsound mind nor a person under legal disability for any  
280 30 purpose, including but not limited to any circumstances to  
280 31 which sections 6B.15, 447.7, ~~487.402, subsection 5, paragraph~~  
280 32 ~~"b"~~, section 488.603, subsection 6, paragraph "c", sections  
280 33 487.705, 488.704, 597.6, 600B.21, 614.8, 614.19, 614.22,  
280 34 614.24, 614.27, and 633.244 are applicable.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

DETAIL: This Section takes effect January 1, 2005.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

DETAIL: This Section takes effect January 1, 2006.

280 35 Sec. 370. Section 260C.18A, subsection 2, unnumbered  
281 1 paragraph 1, Code Supplement 2003, is amended to read as  
281 2 follows:  
281 3 On July 1 of each year for the fiscal year beginning July  
281 4 1, 2003, and for every fiscal year thereafter, moneys from the  
281 5 grow lowa values fund created in section 15G.108 are  
281 6 appropriated to the department of economic development for  
281 7 deposit in the workforce training and economic development  
281 8 funds in amounts determined pursuant to subsection ~~3~~ 4.  
281 9 Moneys deposited in the funds and disbursed to community  
281 10 colleges for a fiscal year shall be expended for the following  
281 11 purposes, provided seventy percent of the moneys shall be used  
281 12 on projects in the areas of advanced manufacturing,  
281 13 information technology and insurance, and life sciences which  
281 14 include the areas of biotechnology, health care technology,  
281 15 and nursing care technology:

CODE: Corrective amendment to a subsection relating to appropriations from the Grow Iowa Values Fund to community college workforce training and economic development funds.

DETAIL: This Section takes effect upon enactment and is retroactively applicable to July 1, 2003.

281 16 Sec. 371. Section 321I.10, if enacted by 2004 Iowa Acts,  
281 17 Senate File 297, section 53, is amended by adding the  
281 18 following new subsection:  
281 19 NEW SUBSECTION. 2A. Cities may designate streets under  
281 20 the jurisdiction of cities within their respective corporate  
281 21 limits which may be used for the sport of driving all-terrain  
281 22 vehicles.

CODE: Amends SF 297 (All-Terrain Vehicles Act) to allow cities to designate city streets for all-terrain vehicle driving.

281 23 Sec. 372. Section 331.606B, subsection 4, paragraph a, if  
281 24 enacted by 2004 Iowa Acts, Senate File 371, section 3, is  
281 25 amended to read as follows:  
281 26 a. A document or instrument that was signed before July 1,  
281 27 ~~2004~~ 2005.

CODE: Corrective amendment to SF 297 (All-Terrain Vehicles Act).

281 28 Sec. 373. Section 488.102, subsection 10, paragraph a,  
281 29 subparagraph (2), as enacted by 2004 Iowa Acts, House File  
281 30 2347, section 2, is amended to read as follows:  
281 31 (2) A person that was a general partner in a limited  
281 32 partnership when the limited partnership became subject to  
281 33 this chapter under section ~~488.1206~~ 488.1204, subsection 1 or

CODE: Corrective amendment to SF 371 (Document Formatting Act).

281 34 2.

281 35 Sec. 374. Section 488.102, subsection 12, paragraph a,  
282 1 subparagraph (2), as enacted by 2004 Iowa Acts, House File  
282 2 2347, section 2, is amended to read as follows:  
282 3 (2) A person that was a limited partner in a limited  
282 4 partnership when the limited partnership became subject to  
282 5 this chapter under section ~~488.1206~~ 488.1204, subsection 1 or  
282 6 2.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

282 7 Sec. 375. Section 488.102, subsection 13, as enacted by  
282 8 2004 Iowa Acts, House File 2347, section 2, is amended to read  
282 9 as follows:  
282 10 13. "Limited partnership", except in the phrases "foreign  
282 11 limited partnership" and "foreign limited liability limited  
282 12 partnership", means an entity, having one or more general  
282 13 partners and one or more limited partners, which is formed  
282 14 under this chapter by two or more persons or becomes subject  
282 15 to this chapter under article 11 or section ~~488.1206~~ 488.1204,  
282 16 subsection 1 or 2. The term includes a limited liability  
282 17 limited partnership.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

282 18 Sec. 376. Section 488.202, subsection 3, unnumbered  
282 19 paragraph 1, as enacted by 2004 Iowa Acts, House File 2347,  
282 20 section 20, is amended to read as follows:  
282 21 A general partner that knows that any information in a  
282 22 filed certificate of limited partnership was false when the  
282 23 certificate was filed or has become false due to changed  
282 24 circumstances shall promptly do at least one of the following:

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2347 (Uniform Limited Partnership Act).

282 25 Sec. 377. Section 488.209, subsection 1, paragraph c, as  
282 26 enacted by 2004 Iowa Acts, House File 2347, section 27, is  
282 27 amended to read as follows:  
282 28 c. Whether all fees, taxes, and penalties under this  
282 29 chapter or other law due to the secretary of state have been  
282 30 paid.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

282 31 Sec. 378. Section 488.209, subsection 2, paragraph c, as  
282 32 enacted by 2004 Iowa Acts, House File 2347, section 27, is  
282 33 amended to read as follows:  
282 34 c. Whether all fees, taxes, and penalties under this  
282 35 chapter or other law due to the secretary of state have been  
283 1 paid.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

283 2 Sec. 379. Section 488.508, subsection 6, as enacted by  
283 3 2004 Iowa Acts, House File 2347, section 50, is amended to  
283 4 read as follows:  
283 5 6. A limited partnership's indebtedness, including  
283 6 indebtedness issued in connection with or as part of a  
283 7 distribution, is not considered a liability for purposes of  
283 8 subsection 2 if the terms of the indebtedness provide that  
283 9 payment of principal and interest ~~are~~ is made only to the  
283 10 extent that a distribution could then be made to partners  
283 11 under this section.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

283 12 Sec. 380. Section 488.703, subsection 1, as enacted by  
283 13 2004 Iowa Acts, House File 2347, section 61, is amended to  
283 14 read as follows:  
283 15 1. On application to a court of competent jurisdiction by  
283 16 any judgment creditor of a partner or transferee, the court  
283 17 may charge the transferable interest of the judgment debtor  
283 18 with payment of the unsatisfied amount of the judgment with  
283 19 interest. To the extent so charged, the judgment creditor has  
283 20 only the rights of a transferee. The court may appoint a  
283 21 receiver of the share of the distributions due or to become  
283 22 due to the judgment debtor in respect of the partnership and  
283 23 make all other orders, directions, accounts, and inquiries the  
283 24 judgment debtor might have made or which the circumstances of  
283 25 the case may require to give effect to the charging order.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

283 26 Sec. 381. Section 488.809, subsection 1, paragraph a, as  
283 27 enacted by 2004 Iowa Acts, House File 2347, section 72, is  
283 28 amended to read as follows:  
283 29 a. Pay any fee, tax, or penalty under this chapter or

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

283 30 other law due to the secretary of state.

283 31 Sec. 382. Section 488.906, subsection 1, paragraph a, as  
283 32 enacted by 2004 Iowa Acts, House File 2347, section 81, is  
283 33 amended to read as follows:

283 34 a. Pay, within sixty days after the due date, any fee, tax  
283 35 or penalty under this chapter or other law due to the  
284 1 secretary of state.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

284 2 Sec. 383. Section 488.1106, subsection 1, paragraph a, as  
284 3 enacted by 2004 Iowa Acts, House File 2347, section 94, is  
284 4 amended to read as follows:

284 5 a. The governing statute of each of the other  
284 6 organizations authorizes the merger.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

284 7 Sec. 384. Section 504.304, subsection 1, if enacted by  
284 8 2004 Iowa Acts, Senate File 2274, section 27, is amended to  
284 9 read as follows:

284 10 1. Except as provided in subsection 2, the validity of  
284 11 corporate action ~~may~~ shall not be challenged on the ground  
284 12 that the corporation lacks or lacked power to act.

CODE: Grammatical correction for SF 2274 (Uniform Nonprofit Corporation Act).

284 13 Sec. 385. Section 504.854, subsection 3, paragraph b, if  
284 14 enacted by 2004 Iowa Acts, Senate File 2274, section 104, is  
284 15 amended to read as follows:

284 16 b. By the members, but the director who, at the time does  
284 17 not qualify as a disinterested director, ~~may~~ shall not vote as  
284 18 a member or on behalf of a member.

CODE: Corrective amendment for SF 2274 (Uniform Nonprofit Corporation Act).

284 19 Sec. 386. Section 504.1422, subsection 3, if enacted by  
284 20 2004 Iowa Acts, Senate File 2274, section 145, is amended to  
284 21 read as follows:

284 22 3. A corporation that is administratively dissolved  
284 23 continues its corporate existence but ~~may~~ shall not carry on  
284 24 any activities except those necessary to wind up and liquidate  
284 25 its affairs pursuant to section 504.1406 and notify its  
284 26 claimants pursuant to sections 504.1407 and 504.1408.

CODE: Corrective amendment for SF 2274 (Uniform Nonprofit Corporation Act).

284 27 Sec. 387. Section 614.37, Code 2003, as amended by 2004  
284 28 Iowa Acts, House File 2450, section 8, if enacted, is amended  
284 29 to read as follows:

284 30 614.37 LIMITATION STATUTES NOT EXTENDED.  
284 31 Nothing contained in this chapter shall be construed to  
284 32 extend the period for the bringing of an action or for the  
284 33 doing of any other required act under any statutes of  
284 34 limitations, nor, except as herein specifically provided, to  
284 35 effect the operation of any statutes governing the effect of  
285 1 the recording or the failure to record any instrument  
285 2 affecting land. It is intended that nothing contained in this  
285 3 ~~division~~ chapter be interpreted to revive or extend the period  
285 4 of filing a claim or bringing an action that may be limited or  
285 5 barred by any other statute.

CODE: Corrective amendment to conform this Code of Iowa Section to HF 2450 (Recording Statutes Act).

285 6 Sec. 388. Section 669.14, subsection 11, unnumbered  
285 7 paragraph 1, Code Supplement 2003, as amended by 2004 Iowa  
285 8 Acts, House File 2347, section 116, is amended to read as  
285 9 follows:

285 10 Any claim for financial loss based upon an act or omission  
285 11 in financial regulation, including but not limited to  
285 12 examinations, inspections, audits, or other financial  
285 13 oversight responsibilities, pursuant to chapters 87, 203,  
285 14 203C, 203D, 421B, 486, ~~or the figure "487"~~ 487, 488, and 490  
285 15 through 553, excluding chapters 540A, 542, 542B, 543B, 543C,  
285 16 543D, 544A, and 544B.

CODE: Grammatical correction for HF 2347 (Uniform Limited Partnership Act).

285 17 Sec. 389. Section 709A.1, subsection 2, paragraph c, Code  
285 18 2003, as amended by 2004 Iowa Acts, Senate File 2249, section  
285 19 2, is amended to read as follows:

285 20 c. Any premises the use of which constitutes a violation  
285 21 of chapter 717A, or section 725.5, or 725.10, ~~or 725.14.~~

CODE: Corrective amendment to conform this Code of Iowa Section to SF 2249 (Animal Safety Act).

285 22 Sec. 390. Section 714.26, subsection 1, paragraph c, if  
285 23 enacted by 2004 Iowa Acts, House File 2395, is amended to read  
285 24 as follows:

285 25 c. "Retail value" means the highest value of an item

CODE: Grammatical correction for HF 2395 (Counterfeit Labels on Merchandise Act).

285 26 determined by any reasonable standard at the time the item  
285 27 bearing or identified by a counterfeit mark is seized. If a  
285 28 seized item bearing or identified by a counterfeit mark is a  
285 29 component of a finished product, "retail value" also means the  
285 30 highest value, determined by any reasonable standard, of the  
285 31 finished product on which the component would have been  
285 32 utilized. The retail value shall be the retail value of the  
285 33 aggregate quantity of all items seized which bear or are  
285 34 identified by a counterfeit mark. For purposes of this  
285 35 paragraph, reasonable standard includes but is not limited ~~the~~  
286 1 to ~~the~~ market value within the community, actual value,  
286 2 replacement value, or the counterfeiter's regular selling  
286 3 price for the item bearing or identified by a counterfeit  
286 4 mark, or the intellectual property owner's regular selling  
286 5 price for an item similar to the item bearing or identified by  
286 6 a counterfeit mark.

286 7 Sec. 391. Section 717E.1, subsection 3, paragraph a, if  
286 8 enacted by 2004 Iowa Acts, House File 2480, section 1, is  
286 9 amended to read as follows:  
286 10 a. The annual fair and exposition held by the Iowa state  
286 11 fair board pursuant to chapter 173 or any fair ~~held event~~  
286 12 conducted by a county or district fair or agricultural society  
286 13 under the provisions of chapter 174.

CODE: Corrective change to HF 2480 (Pets as Prizes Act).

286 14 Sec. 392. Section 812.6, subsection 2, unnumbered  
286 15 paragraph 1, if enacted by 2004 Iowa Acts, Senate File 2272,  
286 16 section 8, is amended to read as follows:  
286 17 If the court finds by clear and convincing evidence that  
286 18 the defendant poses a danger to the public peace or safety, or  
286 19 that the defendant is otherwise not qualified for pretrial  
286 20 release, or the defendant refuses to cooperate with treatment,  
286 21 the court shall commit the defendant to an appropriate  
286 22 inpatient treatment facility as provided in ~~paragraphs~~  
286 23 paragraph "a" and or "b". The defendant shall receive mental  
286 24 health treatment designed to restore the defendant to  
286 25 competency.

CODE: Grammatical correction for SF 2272 (Mental Incompetence of Accused Act).

286 26 Sec. 393. Sections 7D.15, 10D.1, 15.114, 15.221, 15E.64,  
286 27 18A.11, 84A.1C, 225C.13, 303.3, 331.441, 357A.2, 357A.11,  
286 28 357A.20, 357A.21, 357A.22A, 357A.23, 357A.24, 425.11, 476.1,  
286 29 476.27, 480.3, 499.5, 499.5A, 500.3, 504C.1, 514.19, 514.23,  
286 30 and 515.1, Code 2003, are amended by inserting before the  
286 31 figure "504A" the following: "504 or", if 2004 Iowa Acts,  
286 32 Senate File 2274 is enacted.

CODE: Corrective amendment for SF 2274 (Uniform Nonprofit Corporation Act).

286 33 Sec. 394. Sections 9H.1, 9H.4, 10B.1, 190C.6, 304A.21,  
286 34 331.427, 357A.15, 422.45, 490.1701, 504B.1, 504B.6, 513C.10,  
286 35 514.1, 514.2, 514.5, 616.10, 633.63, and 716.6B, Code  
287 1 Supplement 2003, are amended by inserting before the figure  
287 2 "504A" the following: "504 or", if 2004 Iowa Acts, Senate  
287 3 File 2274 is enacted.

CODE: Corrective amendment for SF 2274 (Uniform Nonprofit Corporation Act).

287 4 Sec. 395. 2004 Iowa Acts, House File 401, section 1, is  
287 5 amended by striking the section and inserting in lieu thereof  
287 6 the following:  
287 7 SECTION 1. Section 404A.4, subsection 4, Code Supplement  
287 8 2003, is amended to read as follows:  
287 9 4. The total amount of tax credits that may be approved  
287 10 for a fiscal year under this chapter shall not exceed two  
287 11 million four hundred thousand dollars. For the fiscal years  
287 12 beginning July 1, 2005, and July 1, 2006, an additional five  
287 13 hundred thousand dollars of tax credits may be approved each  
287 14 fiscal year for purposes of projects located in cultural and  
287 15 entertainment districts certified pursuant to section 303.3B.  
287 16 Any of the additional tax credits allocated for projects  
287 17 located in certified cultural and entertainment districts that  
287 18 are not approved during a fiscal year may be carried over to  
287 19 the succeeding fiscal year. ~~Tax credit certificates shall be~~  
287 20 ~~issued on the basis of the earliest awarding~~ The department of  
287 21 cultural affairs shall establish by rule the procedures for  
287 22 the application, review, selection, and awarding of  
287 23 certifications of completion as provided in subsection 1. The  
287 24 departments of economic development, cultural affairs, and  
287 25 revenue shall each adopt rules to jointly administer this

CODE: Corrective amendment for HF 401 (State Historical Preservation Tax Credits Act).



287 26 subsection and shall provide by rule for the method to be used  
 287 27 to determine for which fiscal year the tax credits are  
 287 28 ~~approved~~ available.

287 29 Sec. 396. 2004 Iowa Acts, House File 2562, section 10,  
 287 30 subsection 2, if enacted, is amended to read as follows:  
 287 31 2. On and after July 1, 2005, an owner of an electrical  
 287 32 and mechanical amusement device as described in subsection 1  
 287 33 shall not offer the device for use by the public. However,  
 287 34 the owner of a device shall be permitted to sell the device to  
 287 35 a distributor, as defined in section 99B.1, as amended by this  
 288 1 Act, or to a person authorized to offer the device to the  
 288 2 public pursuant to section 99B.10, subsection 4, as amended by  
 288 3 this Act for which a class "A", class "B", class "C", or class  
 288 4 "D" liquor control license ~~or class "B" or class "C" beer~~  
 288 5 ~~permit~~ has been issued pursuant to chapter 123.

CODE: Specifies that owners of electrical and mechanical amusement devices that do not have a liquor license or beer permit may not offer the devices for use by the public on or after July 1, 2005. However, these owners may sell these devices to a person that does hold a liquor license.

288 6 Sec. 397. 2004 Iowa Acts, Senate File 2070, section 35,  
 288 7 subsection 1, is amended to read as follows:  
 288 8 1. Except as provided in subsections 2 through 4 ~~6~~, this  
 288 9 Act takes effect January 1, 2005.

CODE: Corrective amendment for SF 2070 (Motor Vehicle Registration and Titling Act).

288 10 Sec. 398. The section of 2004 Iowa Acts, House File 2489,  
 288 11 amending section 523A.502, subsection 7, is repealed if 2004  
 288 12 Iowa Acts, House File 2269, is enacted.

CODE: Conforming amendment for HF 2489 (Insurance Corrections Bill) and HF 2269 (Cemetery Merchandising Act).

DETAIL: House File 2269 was signed by the Governor on April 26, 2004, and also amended Section 523A.502, Code of Iowa.

288 13 Sec. 399. 2004 Iowa Acts, Senate File 2282, section 1, if  
 288 14 enacted, is amended to read as follows:  
 288 15 SECTION 1. LOESS HILLS STUDY AND REPORT. The loess hills  
 288 16 development and conservation authority, in consultation with  
 288 17 the state advisory board for preserves, shall conduct a  
 288 18 comprehensive study to determine the archaeological and  
 288 19 paleontological significance and the significance of the flora  
 288 20 and fauna of the loess hills and to determine the feasibility  
 288 21 of designating land in the loess hills for dedication as a

CODE: Corrective amendment to SF 2282 (Loess Hills Study Act). Changes the entity that can receive gifts, grants, bequests, and private contributions from the Natural Resource Commission to the Loess Hills Development and Conservation Authority.

DETAIL: The Loess Hills Development and Conservation Authority coordinates projects to preserve and maintain the unique natural resources of the Loess Hills.

288 22 state native prairie preserve and of other various uses of the  
 288 23 loess hills. The ~~natural resource commission~~ loess hills  
 288 24 development and conservation authority may accept gifts,  
 288 25 grants, bequests, and other private contributions, as well as  
 288 26 federal, state, or local funds for the purposes of conducting  
 288 27 the study. The loess hills development and conservation  
 288 28 authority and the state advisory board for preserves shall  
 288 29 file a joint report containing their findings and  
 288 30 recommendations with the legislative services agency by  
 288 31 December 15, 2006, for distribution to the general assembly.

288 32 Sec. 400. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.

288 33 1. The sections of this division of this Act amending  
 288 34 sections 9H.1 and 10B.1, Code Supplement 2003, and 229.27,  
 288 35 Code 2003, take effect January 1, 2005. The sections of this  
 289 1 division of this Act further amending sections 9H.1 and 10B.1,  
 289 2 Code Supplement 2003, and 229.27, Code 2003, as amended by  
 289 3 this division of this Act to take effect January 1, 2005, take  
 289 4 effect January 1, 2006.  
 289 5 2. The section of this division of this Act amending  
 289 6 section 260C.18A, being deemed of immediate importance, takes  
 289 7 effect upon enactment and applies retroactively to July 1,  
 289 8 2003.  
 289 9 3. The section of this division of this Act amending 2004  
 289 10 Iowa Acts, Senate File 2070, being deemed of immediate  
 289 11 importance, takes effect upon enactment and applies  
 289 12 retroactively to the date of enactment of Senate File 2070.

289 13 DIVISION XVIII  
 289 14 COMMUNITY ATTRACTION AND TOURISM FUND

289 15 Sec. 401. Section 15F.204, subsection 3, Code 2003, is  
 289 16 amended to read as follows:

289 17 3. The fund shall be used to provide assistance only from  
 289 18 funds, rights, and assets legally available to the board in  
 289 19 the form of grants, loans, forgivable loans, and credit  
 289 20 enhancements and financing instruments under the community

Effective and retroactive applicability dates

- Subsection 1: States that certain sections of this Division that amend HF 2347 (Uniform Limited Partnership Act) take effect January 1, 2005, or January 1, 2006.
- Subsection 2: States that the amendment relating to appropriations from the Grow Iowa Values Fund takes effect upon enactment and is retroactively applicable to July 1, 2003.
- Subsection 3: States that the section amending SF 2070 (Motor Vehicle Registration and Titling Act) takes effect upon enactment and is retroactively applicable to the date of enactment of SF 2070.

CODE: Allows projects that exceed \$20,000,000 in cost to be eligible for funding from the Community Attraction and Tourism Fund.

289 21 attraction and tourism program established in section 15F.202.  
289 22 A project with a total cost exceeding twenty million dollars  
289 23 may receive financial assistance under the program. An  
289 24 applicant under the community attraction and tourism program  
289 25 shall not receive financial assistance from the fund in an  
289 26 amount exceeding fifty percent of the total cost of the  
289 27 project.

289 28 Sec. 402. Section 15F.204, Code 2003, is amended by adding  
289 29 the following new subsection:

289 30 NEW SUBSECTION. 8. a. There is appropriated from the  
289 31 rebuild Iowa infrastructure fund to the community attraction  
289 32 and tourism fund, the following amounts:

289 33 (1) For the fiscal year beginning July 1, 2004, and ending  
289 34 June 30, 2005, the sum of twelve million dollars.

289 35 (2) For the fiscal year beginning July 1, 2005, and ending  
290 1 June 30, 2006, the sum of five million dollars.

290 2 (3) For the fiscal year beginning July 1, 2006, and ending  
290 3 June 30, 2007, the sum of five million dollars.

290 4 (4) For the fiscal year beginning July 1, 2007, and ending  
290 5 June 30, 2008, the sum of five million dollars.

290 6 (5) For the fiscal year beginning July 1, 2008, and ending  
290 7 June 30, 2009, the sum of five million dollars.

290 8 (6) For the fiscal year beginning July 1, 2009, and ending  
290 9 June 30, 2010, the sum of five million dollars.

290 10 b. There is appropriated from the franchise tax revenues  
290 11 deposited in the general fund of the state to the community  
290 12 attraction and tourism fund, the following amounts:

290 13 (1) For the fiscal year beginning July 1, 2005, and ending  
290 14 June 30, 2006, the sum of seven million dollars.

290 15 (2) For the fiscal year beginning July 1, 2006, and ending  
290 16 June 30, 2007, the sum of seven million dollars.

290 17 (3) For the fiscal year beginning July 1, 2007, and ending  
290 18 June 30, 2008, the sum of seven million dollars.

290 19 (4) For the fiscal year beginning July 1, 2008, and ending  
290 20 June 30, 2009, the sum of seven million dollars.

290 21 (5) For the fiscal year beginning July 1, 2009, and ending

CODE: Appropriates a total of \$12,000,000 per year for six years from the Rebuild Iowa Infrastructure Fund (RIIF) and Franchise Tax revenues deposited into the General Fund for the Community Attraction and Tourism Fund. For FY 2005, the \$12,000,000 is appropriated entirely from the RIIF. From FY 2006 to FY 2010, \$5,000,000 is annually appropriated from the RIIF and \$7,000,000 from the General Fund Franchise Tax revenues.

This Section also allows the Vision Iowa Board to make a multiyear funding commitment for a project of up to \$4,000,000.

290 22 June 30, 2010, the sum of seven million dollars.  
290 23 Notwithstanding the allocation requirements in subsection  
290 24 5, the board may make a multiyear commitment to an applicant  
290 25 of up to four million dollars in any one fiscal year.

290 26 DIVISION XIX

290 27 REGULATORY EFFICIENCY COMMISSION

290 28 Sec. 403. REGULATORY EFFICIENCY COMMISSION.

290 29 1. A regulatory efficiency commission is established for  
290 30 purposes of identifying unneeded regulations, fines, and fees  
290 31 that hinder business development. The commission shall also  
290 32 identify methods for streamlining access to regulatory  
290 33 information.

290 34 2. The commission shall consist of eight voting members  
290 35 appointed by the governor and four ex officio members.

291 1 a. The eight voting members appointed by the governor are  
291 2 subject to the requirements of sections 69.16, 69.16A, and  
291 3 69.19. The eight members shall consist of the following:  
291 4 (1) Two members shall be economic development  
291 5 representatives from two different chambers of commerce. One  
291 6 shall be from a metropolitan area with more than fifty  
291 7 thousand people and one shall be from a metropolitan area with  
291 8 fifty thousand people or less.

291 9 (2) Two members representing agricultural interests.

291 10 (3) One member representing the Iowa association of  
291 11 business and industry.

291 12 (4) Two members representing commercial-based and  
291 13 manufacturing-based businesses.

291 14 (5) One member representing the Iowa environmental  
291 15 council.

291 16 b. The four ex officio members shall be members of the  
291 17 general assembly. Two members shall be from the senate and  
291 18 two members shall be from the house of representatives, with  
291 19 not more than one member from each chamber being from the same  
291 20 political party. The two senators shall be designated by the  
291 21 president of the senate after consultation with the majority

VETOED

Establishes a regulatory efficiency commission, specifies the membership and duties of the commission, and requires the commission to submit a report of its findings to the Governor and the General Assembly by January 10, 2005.

VETOED: The Governor vetoed this Division and stated that this was duplicative of efforts already underway to create regulatory efficiencies.

291 22 and minority leaders of the senate. The two representatives  
 291 23 shall be designated by the speaker of the house of  
 291 24 representatives after consultation with the majority and  
 291 25 minority leaders of the house of representatives. Legislative  
 291 26 members shall serve in an ex officio, nonvoting capacity.  
 291 27 3. Meetings of the commission are subject to the  
 291 28 provisions of chapter 21.  
 291 29 4. By January 10, 2005, the commission shall submit a  
 291 30 written report to the governor and the general assembly. The  
 291 31 report shall include the findings and legislative  
 291 32 recommendations of the commission. The report shall be  
 291 33 distributed by the secretary of the senate and the chief clerk  
 291 34 of the house of representatives to the chairpersons and  
 291 35 members of the administrative rules review committee and the  
 292 1 economic growth committees in the senate and the house of  
 292 2 representatives.]

292 3 DIVISION XX  
 292 4 WIND ENERGY TAX CREDITS

292 5 Sec. 404. NEW SECTION. 422.11J WIND ENERGY PRODUCTION  
 292 6 TAX CREDIT.  
 292 7 The taxes imposed under this division, less the credits  
 292 8 allowed under sections 422.12 and 422.12B, shall be reduced by  
 292 9 a wind energy production tax credit allowed under chapter  
 292 10 476B.

CODE: Conforming amendment related to the creation of a Wind Energy Production Tax Credit (see Sections 409 through 418 of this Act)

292 11 Sec. 405. Section 422.33, Code Supplement 2003, is amended  
 292 12 by adding the following new subsection:  
 292 13 NEW SUBSECTION. 16. The taxes imposed under this division  
 292 14 shall be reduced by a wind energy production tax credit  
 292 15 allowed under chapter 476B.

CODE: Conforming amendment related to the creation of a Wind Energy Production Tax Credit (see Sections 409 through 418 of this Act)

292 16 Sec. 406. Section 422.60, Code Supplement 2003, is amended  
 292 17 by adding the following new subsection:  
 292 18 NEW SUBSECTION. 9. The taxes imposed under this division  
 292 19 shall be reduced by a wind energy production tax credit

CODE: Conforming amendment related to the creation of a Wind Energy Production Tax Credit (see Sections 409 through 418 of this Act)

292 20 allowed under chapter 476B.

292 21 Sec. 407. NEW SECTION. 432.12E WIND ENERGY PRODUCTION  
292 22 TAX CREDIT.

292 23 The taxes imposed under this chapter shall be reduced by a  
292 24 wind energy production tax credit allowed under chapter 476B.

CODE: Conforming amendment related to the creation of a Wind Energy Production Tax Credit (see Sections 409 through 418 of this Act)

292 25 Sec. 408. Section 437A.6, subsection 1, paragraph c, Code  
292 26 2003, is amended to read as follows:  
292 27 c. Wind energy conversion property subject to section  
292 28 427B.26 or eligible for a tax credit under chapter 476B.

CODE: Conforming amendment related to the creation of a Wind Energy Production Tax Credit (see Sections 409 through 418 of this Act)

292 29 Sec. 409. NEW SECTION. 476B.1 DEFINITIONS.  
292 30 For purposes of this chapter, unless the context otherwise  
292 31 requires:

CODE: Provides definitions applicable to a new Wind Energy Production Tax Credit. Significant definitions include:

292 32 1. "Board" means the utilities board within the utilities  
292 33 division of the department of commerce.  
292 34 2. "Department" means the department of revenue.  
292 35 3. "Qualified electricity" means electricity produced from  
293 1 wind at a qualified facility.  
293 2 4. "Qualified facility" means an electrical production  
293 3 facility that meets all of the following:  
293 4 a. Produces electricity from wind.  
293 5 b. Is located in Iowa.  
293 6 c. Was originally placed in service on or after July 1,  
293 7 2004, but before July 1, 2007.

- Qualified electricity - The type of electricity generation eligible for the tax credit.
- Qualified facility - The type of production facility qualified to receive the tax credit.

293 8 Sec. 410. NEW SECTION. 476B.2 GENERAL RULE.  
293 9 The owner of a qualified facility shall, for each kilowatt–  
293 10 hour of qualified electricity that the owner sells during the  
293 11 ten–year period beginning on the date the qualified facility  
293 12 was originally placed in service, be allowed a wind energy  
293 13 production tax credit to the extent provided in this chapter  
293 14 against the tax imposed in chapter 422, divisions II, III, and  
293 15 V, and chapter 432.

CODE: Allows facility owners to receive a Wind Energy Production Tax Credit for each kilowatt-hour of qualified electricity produced at a qualified facility, subject to the limitations in Section 411 of this Act. The credits may be used to reduce personal income, corporate, insurance, and financial institution taxes.

293 16 Sec. 411. NEW SECTION. 476B.3 CREDIT AMOUNT.  
 293 17 1. Except as limited by subsection 2, the wind energy  
 293 18 production tax credit allowed under this chapter equals the  
 293 19 product of one cent multiplied by the number of kilowatt-hours  
 293 20 of qualified electricity sold by the owner during the taxable  
 293 21 year.  
 293 22 2. a. The maximum amount of tax credit which a group of  
 293 23 qualified facilities operating as one unit may receive for a  
 293 24 taxable year equals the rate of credit times thirty-two  
 293 25 percent of the total number of kilowatts of nameplate  
 293 26 generating capacity.  
 293 27 b. However, if for the previous taxable year the amount of  
 293 28 the tax credit for the group of qualified facilities operating  
 293 29 as one unit is less than the maximum amount available as  
 293 30 provided in paragraph "a", the maximum amount for the next  
 293 31 taxable year shall be increased by the amount of the previous  
 293 32 year's unused maximum credit.

293 33 Sec. 412. NEW SECTION. 476B.4 LIMITATIONS.  
 293 34 1. a. The wind energy production tax credit shall not be  
 293 35 allowed for any kilowatt-hour of electricity produced on wind  
 294 1 energy conversion property for which the owner has claimed or  
 294 2 otherwise received for that property the benefit of special  
 294 3 valuation under section 427B.26 or section 441.21, subsection  
 294 4 8, or the exemption from retail sales tax under section  
 294 5 422.45, subsection 48, or section 423.3, subsection 53, as  
 294 6 applicable.  
 294 7 b. The disallowance of the tax credit pursuant to  
 294 8 paragraph "a" does not apply to an owner of a qualified  
 294 9 facility that owns, directly or indirectly, in the aggregate,  
 294 10 a total annual turbine nameplate capacity of all such property  
 294 11 of less than one megawatt. A qualified facility under this  
 294 12 paragraph shall not be owned by more than one person.  
 294 13 2. The wind energy production tax credit shall not be  
 294 14 allowed for any kilowatt-hour of electricity that is sold to a  
 294 15 related person. For purpose of this subsection, persons shall  
 294 16 be treated as related to each other if such persons would be

CODE: Creates a Wind Energy Production Tax Credit of one cent per kilowatt-hour of qualified electricity produced at a qualified facility over a 10-year period.

Establishes a maximum amount of generated electricity that may qualify for the tax credit in one taxable year and allows for a carry forward of unearned credits into future tax years.

DETAIL: The intent of this Section was to limit the total credits a facility may earn in a year to 32.00% of the theoretical maximum production (capacity factor) of that facility. However, the language may be interpreted to limit the credit to essentially zero dollars per year.

CODE: Prohibits Wind Energy Production Tax Credits for electricity generated at facilities claiming other Iowa alternative energy tax benefits. The prohibition does not apply to facilities less than one megawatt in size.

Prohibits Wind Energy Production Tax Credits for electricity sold to related persons.

294 17 treated as a single employer under the regulations prescribed  
294 18 under section 52(b) of the Internal Revenue Code. In the case  
294 19 of a corporation that is a member of an affiliated group of  
294 20 corporations filing a consolidated return, such corporation  
294 21 shall be treated as selling electricity to an unrelated person  
294 22 if such electricity is sold to such a person by another member  
294 23 of such group.

294 24 Sec. 413. NEW SECTION. 476B.5 APPLICATION FOR TAX CREDIT  
294 25 CERTIFICATES.

294 26 1. a. To be eligible to receive the wind energy  
294 27 production tax credit, the owner must first receive approval  
294 28 of the board of supervisors of the county in which the  
294 29 qualified facility is located. The application for approval  
294 30 may be submitted prior to commencement of the construction of  
294 31 the qualified facility but shall be submitted no later than  
294 32 the close of the owner's first taxable year for which the  
294 33 credit is to be applied for. The application must contain the  
294 34 owner's name and address, the address of the qualified  
294 35 facility, and the dates of the owner's first and last taxable  
295 1 years for which the credit will be applied for. Within forty–  
295 2 five days of the receipt of the application for approval, the  
295 3 board of supervisors shall either approve or disapprove the  
295 4 application. After the forty–five–day limit, the application  
295 5 is deemed to be approved.

295 6 b. Upon approval of the application, the owner may apply  
295 7 for the tax credit as provided in subsection 2. In addition,  
295 8 approval of the application is acceptance by the applicant for  
295 9 the assessment of the qualified facility for property tax  
295 10 purposes for a period of twelve years and approval by the  
295 11 board of supervisors for the payment of the property taxes  
295 12 levied on the qualified property to the state. For purposes  
295 13 of property taxation, the qualified facility shall be  
295 14 centrally assessed and shall be exempt from any replacement  
295 15 tax under section 437A.6 for the period during which the  
295 16 facility is subject to property taxation. The property taxes  
295 17 to be paid to the state are those property taxes which make up

CODE: Provides application procedures for Wind Energy Production Tax Credits. Directs the Utilities Board and the Department of Revenue to create forms and instructions for Credit application and redemption.



295 18 the consolidated tax levied on the qualified facility and  
295 19 which are due and payable in the twelve-year period beginning  
295 20 with the first fiscal year beginning on or after the end of  
295 21 the owner's first taxable year for which the credit is applied  
295 22 for. Upon approval of the application, the board of  
295 23 supervisors shall notify the county treasurer to state on the  
295 24 tax statement which lists the taxes on the qualified facility  
295 25 that the amount of the property taxes shall be paid to the  
295 26 department. Payment of the designated property taxes to the  
295 27 department shall be in the same manner as required for the  
295 28 payment of regular property taxes and failure to pay  
295 29 designated property taxes to the department shall be treated  
295 30 the same as failure to pay property taxes to the county  
295 31 treasurer.

295 32 c. Once the owner of the qualified facility receives  
295 33 approval under paragraph "a", subsequent approval under  
295 34 paragraph "a" is not required for the same qualified facility  
295 35 for subsequent taxable years.

296 1 2. To receive the wind energy production tax credit, an  
296 2 owner of the qualified facility must submit an application for  
296 3 a tax credit certificate to the board not later than thirty  
296 4 days after the close of the taxable year for which the credit  
296 5 is applied for. The owner's application must contain, but  
296 6 need not be limited to, all of the following information: the  
296 7 owner's name, tax identification number, and address, the  
296 8 number of kilowatt-hours of qualified electricity sold by the  
296 9 owner during the preceding taxable year, the address of the  
296 10 qualified facility at which the qualified electricity was  
296 11 produced, and the denomination that each tax credit  
296 12 certificate is to carry. For the first taxable year for which  
296 13 the credit is applied for, there shall be attached to the  
296 14 application a notarized copy of the board of supervisors'  
296 15 approval as required in subsection 1.

296 16 3. The board shall, in conjunction with the department,  
296 17 prescribe appropriate forms, including board of supervisors'  
296 18 approval forms, and instructions to enable owners to claim the  
296 19 tax credit allowed under this chapter. If the board

296 20 prescribes these forms and instructions, an owner's  
296 21 application for a tax credit certificate shall not be valid  
296 22 unless made on and in accordance with these forms and  
296 23 instructions.

296 24 Sec. 414. NEW SECTION. 476B.6 ISSUANCE OF TAX CREDIT  
296 25 CERTIFICATES.

296 26 1. If the owner meets the criteria for eligibility for the  
296 27 wind energy production tax credit, the board shall determine  
296 28 the validity of the application and if valid, shall approve  
296 29 the application for credit. Once approval of the credit for a  
296 30 qualified facility is granted, subsequent approval is not  
296 31 required for the same qualified facility. However,  
296 32 application is required to be filed as provided in section  
296 33 476B.5, subsection 2, for purposes of the issuance of credit  
296 34 certificates. The board shall issue one or more tax credit  
296 35 certificates to the owner not later than thirty days after the  
297 1 application is submitted to the board. Each tax credit  
297 2 certificate must contain the owner's name, address, and tax  
297 3 identification number, amount of tax credits, the first  
297 4 taxable year the certificates may be used, which shall not be  
297 5 for a taxable year beginning prior to July 1, 2005, and the  
297 6 expiration date of the tax credit certificate, which shall be  
297 7 seven years from its date of issuance and any other  
297 8 information required by the department. Once issued by the  
297 9 board, the tax credit certificate shall be binding on the  
297 10 board and the department and shall not be modified,  
297 11 terminated, or rescinded. The board shall notify the  
297 12 department and identify the qualified facility for which the  
297 13 owner received tax credit certificates that property taxes  
297 14 levied on the qualified facility are to be paid to the  
297 15 department.

297 16 2. If the tax credit application is filed by a  
297 17 partnership, limited liability company, S corporation, estate,  
297 18 trust, or other reporting entity all of the income of which is  
297 19 taxed directly to its equity holders or beneficiaries, the tax  
297 20 credit certificate may, at the election of the owner, be

CODE: Requires Utilities Board approval of all applications for Wind Energy Production Tax Credits determined by the Board to be valid. Provides procedures for issuance of tax credit certificates.

297 21 issued directly to equity holders or beneficiaries of the  
297 22 owner in proportion to their pro rata share of the income of  
297 23 such entity. If the owner elects to have the tax credit  
297 24 certificate issued directly to its equity holders or  
297 25 beneficiaries, the owner must, in the application made under  
297 26 section 476B.5, identify its equity holders or beneficiaries,  
297 27 and the amount of such entity's income that is allocable to  
297 28 each equity holder or beneficiary.

297 29 Sec. 415. NEW SECTION. 476B.7 TRANSFER OF TAX CREDIT  
297 30 CERTIFICATES.

297 31 Wind energy production tax credit certificates issued under  
297 32 this chapter may be transferred to any person or entity.  
297 33 Within thirty days of transfer, the transferee must submit the  
297 34 transferred tax credit certificate to the board along with a  
297 35 statement containing the transferee's name, tax identification  
298 1 number, and address, and the denomination that each  
298 2 replacement tax credit certificate is to carry and any other  
298 3 information required by the department. Within thirty days of  
298 4 receiving the transferred tax credit certificate and the  
298 5 transferee's statement, the board shall issue one or more  
298 6 replacement tax credit certificates to the transferee. Each  
298 7 replacement certificate must contain the information required  
298 8 under section 476B.6 and must have the same effective taxable  
298 9 year and the same expiration date that appeared in the  
298 10 transferred tax credit certificate. Tax credit certificate  
298 11 amounts of less than the minimum amount established by rule of  
298 12 the board shall not be transferable. A tax credit shall not  
298 13 be claimed by a transferee under this chapter until a  
298 14 replacement tax credit certificate identifying the transferee  
298 15 as the proper holder has been issued.  
298 16 The tax credit shall only be transferred once. The  
298 17 transferee may use the amount of the tax credit transferred  
298 18 against the taxes imposed under chapter 422, divisions II,  
298 19 III, and V, and chapter 432 for any tax year the original  
298 20 transferor could have claimed the tax credit. Any  
298 21 consideration received for the transfer of the tax credit

CODE: Provides procedures for the transfer of tax credit certificates.  
Allows tax credit certificates to be transferred one time.

298 22 shall not be included as income under chapter 422, divisions  
298 23 II, III, and V. Any consideration paid for the transfer of  
298 24 the tax credit shall not be deducted from income under chapter  
298 25 422, divisions II, III, and V.

298 26 Sec. 416. NEW SECTION. 476B.8 USE OF TAX CREDIT  
298 27 CERTIFICATES.

298 28 To claim a wind energy production tax credit under this  
298 29 chapter, a taxpayer must attach one or more tax credit  
298 30 certificates to the taxpayer's tax return. A tax credit  
298 31 certificate shall not be used or attached to a return filed  
298 32 for a taxable year beginning prior to July 1, 2005. The tax  
298 33 credit certificate or certificates attached to the taxpayer's  
298 34 tax return shall be issued in the taxpayer's name, expire on  
298 35 or after the last day of the taxable year for which the  
299 1 taxpayer is claiming the tax credit, and show a tax credit  
299 2 amount equal to or greater than the tax credit claimed on the  
299 3 taxpayer's tax return. Any tax credit in excess of the  
299 4 taxpayer's tax liability for the taxable year may be credited  
299 5 to the taxpayer's tax liability for the following seven  
299 6 taxable years or until depleted, whichever is the earlier.

CODE: Prohibits the use of tax credit certificates for a tax year beginning prior to July 1, 2005. Allows excess tax credits to carry forward up to seven years.

299 7 Sec. 417. NEW SECTION. 476B.9 REGISTRATION OF TAX CREDIT  
299 8 CERTIFICATES.

299 9 The board shall, in conjunction with the department,  
299 10 develop a system for the registration of the wind energy  
299 11 production tax credit certificates issued or transferred under  
299 12 this chapter and a system that permits verification that any  
299 13 tax credit claimed on a tax return is valid and that transfers  
299 14 of the tax credit certificates are made in accordance with the  
299 15 requirements of this chapter. The tax credit certificates  
299 16 issued under this chapter shall not be classified as a  
299 17 security pursuant to chapter 502.

CODE: Requires the Utilities Board and the Department of Revenue to develop a system of registration for tax credit certificates.

299 18 Sec. 418. EFFECTIVE AND APPLICABILITY DATES. This  
299 19 division of this Act, being deemed of immediate importance,  
299 20 takes effect upon enactment and applies retroactively to

Specifies that Division XX of this Act, creating a Wind Energy Production Tax Credit, takes effect upon enactment and applies retroactively to tax years beginning on or after January 1, 2004.

299 21 taxable years beginning on or after January 1, 2004.

299 22 DIVISION XXI

299 23 LICENSED INTERPRETER FOR THE HEARING IMPAIRED

299 24 Sec. 419. Section 147.1, subsection 2, paragraph c, Code  
299 25 2003, is amended to read as follows:

299 26 c. "Licensed" or "certified" when applied to a physician  
299 27 and surgeon, podiatric physician, osteopath, osteopathic  
299 28 physician and surgeon, physician assistant, psychologist or  
299 29 associate psychologist, chiropractor, nurse, dentist, dental  
299 30 hygienist, optometrist, speech pathologist, audiologist,  
299 31 pharmacist, physical therapist, occupational therapist,  
299 32 respiratory care practitioner, practitioner of cosmetology  
299 33 arts and sciences, practitioner of barbering, funeral  
299 34 director, dietitian, marital and family therapist, mental  
299 35 health counselor, social worker, massage therapist, athletic  
300 1 trainer, ~~or acupuncturist, or interpreter for the hearing~~  
300 2 impaired, means a person licensed under this subtitle.

CODE: Adds interpreters for the hearing impaired to the definition of licensed or certified.

300 3 Sec. 420. Section 147.1, subsection 2, paragraph f, Code  
300 4 2003, is amended to read as follows:

300 5 f. "Profession" means medicine and surgery, podiatry,  
300 6 osteopathy, osteopathic medicine and surgery, practice as a  
300 7 physician assistant, psychology, chiropractic, nursing,  
300 8 dentistry, dental hygiene, optometry, speech pathology,  
300 9 audiology, pharmacy, physical therapy, occupational therapy,  
300 10 respiratory care, cosmetology arts and sciences, barbering,  
300 11 mortuary science, marital and family therapy, mental health  
300 12 counseling, social work, dietetics, massage therapy, athletic  
300 13 training, ~~or acupuncture, or interpreting for the hearing~~  
300 14 impaired.

CODE: Adds interpreters for the hearing impaired as a health-related profession.

300 15 Sec. 421. Section 147.2, unnumbered paragraph 1, Code  
300 16 2003, is amended to read as follows:

300 17 A person shall not engage in the practice of medicine and  
300 18 surgery, podiatry, osteopathy, osteopathic medicine and

CODE: Requires licensure from the Department of Public Health in order to practice as an interpreter for the hearing impaired.

300 19 surgery, psychology, chiropractic, physical therapy, nursing,  
300 20 dentistry, dental hygiene, optometry, speech pathology,  
300 21 audiology, occupational therapy, respiratory care, pharmacy,  
300 22 cosmetology, barbering, social work, dietetics, marital and  
300 23 family therapy or mental health counseling, massage therapy,  
300 24 mortuary science, or acupuncture, or interpreting for the  
300 25 hearing impaired, or shall not practice as a physician  
300 26 assistant as defined in the following chapters of this  
300 27 subtitle, unless the person has obtained from the department a  
300 28 license for that purpose.

300 29 Sec. 422. Section 147.13, Code 2003, is amended by adding  
300 30 the following new subsection:  
300 31 NEW SUBSECTION. 21. For interpreters, interpreter for the  
300 32 hearing impaired examiners.

CODE: Establishes the Board for Interpreters for the Hearing Impaired.

300 33 Sec. 423. Section 147.14, Code 2003, is amended by adding  
300 34 the following new subsection:  
300 35 NEW SUBSECTION. 21. For interpreting for the hearing  
301 1 impaired, four members licensed to practice interpreting,  
301 2 three of whom shall be practicing interpreters at the time of  
301 3 appointment to the board and at least one of whom is employed  
301 4 in an educational setting; and three members who are consumers  
301 5 of interpreting services as defined in section 154E.1, each of  
301 6 whom shall be deaf. A majority of members of the board  
301 7 constitutes a quorum.

CODE: Provides requirements for the membership composition of the Board for Interpreters for the Hearing Impaired.

301 8 Sec. 424. Section 147.74, Code Supplement 2003, is amended  
301 9 by adding the following new subsection:  
301 10 NEW SUBSECTION. 21A. An interpreter licensed under  
301 11 chapter 154E and this chapter may use the title "licensed  
301 12 interpreter" or the letters "L.I." after the person's name.

CODE: Provides for the use of title initials by those licensed as interpreters for the hearing impaired.

301 13 Sec. 425. Section 147.80, Code Supplement 2003, is amended  
301 14 by adding the following new subsection:  
301 15 NEW SUBSECTION. 28A. License to practice interpreting,  
301 16 license to practice interpreting under a reciprocal license,

CODE: Provides for the establishment of licensure fees, renewal procedures, and reciprocity requirements for interpreters for the hearing impaired.

301 17 or renewal of a license to practice interpreting.

301 18 Sec. 426. NEW SECTION. 154E.1 DEFINITIONS.

301 19 As used in this chapter, unless the context otherwise

301 20 requires:

301 21 1. "Board" means the board of interpreter for the hearing

301 22 impaired examiners established in chapter 147.

301 23 2. "Consumer" means an individual utilizing interpreting

301 24 services who uses spoken English, American sign language, or a

301 25 manual form of English.

301 26 3. "Department" means the Iowa department of public

301 27 health.

301 28 4. "Interpreter training program" means a post-secondary

301 29 education program training individuals to interpret or

301 30 transliterate.

301 31 5. "Interpreting" means facilitating communication between

301 32 individuals who communicate via American sign language and

301 33 individuals who communicate via spoken English.

301 34 6. "Licensee" means any person licensed to practice

301 35 interpreting or transliterating for deaf, hard-of-hearing, and

302 1 hearing individuals in the state of Iowa.

302 2 7. "Transliterating" means facilitating communication

302 3 between individuals who communicate via a manual form of

302 4 English and individuals who communicate via spoken English.

302 5 Sec. 427. NEW SECTION. 154E.2 DUTIES OF THE BOARD.

302 6 The board shall administer this chapter. The board's

302 7 duties shall include, but are not limited to, the following:

302 8 1. Adopt rules consistent with this chapter and with

302 9 chapter 147 which are necessary for the performance of its

302 10 duties.

302 11 2. Act on matters concerning licensure and the process of

302 12 applying for, granting, suspending, imposing supervisory or

302 13 probationary conditions upon, reinstating, and revoking a

302 14 license.

302 15 3. Establish and collect licensure fees. The board shall

302 16 establish the amounts of license and renewal fees based upon

CODE: Provides definitions associated with the regulation of interpreters for the hearing impaired.

CODE: Establishes the required duties of the Board for Interpreters for the Hearing Impaired.

302 17 the actual costs of sustaining the board and the actual costs  
302 18 of issuing the licenses, and all fees collected shall be  
302 19 deposited with the treasurer of state who shall deposit them  
302 20 in the general fund of the state.

302 21 4. Administer the provisions of this chapter regarding  
302 22 documentation required to demonstrate competence as an  
302 23 interpreter, and the processing of applications for licenses  
302 24 and license renewals.

302 25 5. Establish and maintain as a matter of public record a  
302 26 registry of interpreters licensed pursuant to this chapter.

302 27 6. Develop continuing education requirements as a  
302 28 condition of license renewal.

302 29 7. Evaluate requirements for licensure in other states to  
302 30 determine if reciprocity may be granted.

302 31 Sec. 428. NEW SECTION. 154E.3 REQUIREMENTS FOR  
302 32 LICENSURE.

302 33 On or after July 1, 2005, every person providing  
302 34 interpreting or transliterating services in this state shall  
302 35 be licensed pursuant to this chapter. The board shall adopt  
303 1 rules pursuant to chapters 17A, 147, and 272C establishing  
303 2 procedures for the licensing of new and existing interpreters.  
303 3 Prior to obtaining licensure, an applicant shall successfully  
303 4 pass an examination prescribed and approved by the board,  
303 5 demonstrating the following:

303 6 1. VOICE–TO–SIGN INTERPRETATION. An applicant shall  
303 7 demonstrate proficiency at:

303 8 a. Message equivalence, producing a true and accurate  
303 9 signed form of the spoken message, maintaining the integrity  
303 10 of content and meaning, and exhibiting few omissions,  
303 11 substitutions, or other errors.

303 12 b. Affect, producing nonmanual grammar consistent with the  
303 13 intent and emotion of the speaker, and exhibiting no  
303 14 distracting mannerisms.

303 15 c. Vocabulary choice, making correct sign choices  
303 16 appropriate to the setting and consumers, applying facial  
303 17 grammar consistent with sign choice, selecting signs that

CODE: Requires the Board of Interpreters for the Hearing Impaired to establish administrative rules pertaining to a licensure exam, and requires applicants to pass the exam and demonstrate specified skills prior to licensure.



303 18 remain true to speaker's intent, and demonstrating lexical  
303 19 variety.

303 20 d. Fluency, displaying confidence in production,  
303 21 exhibiting a strong command of American sign language or  
303 22 manual codes for English, applying nonmanual behaviors  
303 23 consistent with the speaker's intent, and demonstrating  
303 24 understanding of and sensitivity to cultural differences.

303 25 2. SIGN-TO-VOICE INTERPRETATION. An applicant shall  
303 26 demonstrate proficiency at:

303 27 a. Message equivalence, producing a true and accurate  
303 28 spoken form of the signed message, maintaining the integrity  
303 29 of content and meaning, and exhibiting few omissions,  
303 30 substitutions, or other errors.

303 31 b. Affect, producing inflection consistent with the intent  
303 32 and emotion of the speaker, and exhibiting no distracting  
303 33 mannerisms.

303 34 c. Vocabulary choice, making correct word choices  
303 35 appropriate to the setting and consumers, using vocal  
304 1 inflection consistent with word choice, selecting words that  
304 2 remain true to the speaker's intent, and demonstrating lexical  
304 3 variety.

304 4 d. Fluency, displaying confidence in production,  
304 5 exhibiting a strong command of English in both spoken and  
304 6 written forms, applying vocal inflections consistent with the  
304 7 speaker's intent, and demonstrating understanding of and  
304 8 sensitivity to cultural differences.

304 9 3. PROFESSIONAL CONDUCT. An applicant shall demonstrate:

304 10 a. Proficiency in functioning as a communicator of  
304 11 messages between the sender and receiver, and educating  
304 12 consumers of services about the functions and logistics of the  
304 13 interpreting process.

304 14 b. An impartial demeanor, refraining from interjecting  
304 15 opinions or advice and from aligning with one party over  
304 16 another. An applicant shall treat all people fairly and  
304 17 respectfully regardless of their relationship to the  
304 18 interpreting assignment, and present a professional appearance  
304 19 that is not visually distracting and is appropriate to the

304 20 setting. An applicant shall exhibit knowledge and application  
304 21 of federal and state laws pertaining to the interpreting  
304 22 profession.

304 23 c. Integrity, and shall be proficient in understanding and  
304 24 applying ethical behavior appropriate for a licensee. An  
304 25 applicant shall demonstrate discretion in accepting and  
304 26 meeting interpreter services requests, and shall engage  
304 27 actively in lifelong learning.

304 28 Sec. 429. NEW SECTION. 154E.4 EXCEPTIONS.

304 29 1. A person shall not practice interpreting or  
304 30 transliterating, or represent oneself to be an interpreter,  
304 31 unless the person is licensed under this chapter.

304 32 2. This chapter does not prohibit any of the following:

304 33 a. Any person residing outside of the state of Iowa  
304 34 holding a current license from another state that meets the  
304 35 state of Iowa's requirements from providing interpreting or  
305 1 transliterating services in this state for up to fourteen days  
305 2 per calendar year without a license issued pursuant to this  
305 3 chapter.

305 4 b. Any person who interprets or transliterates solely in a  
305 5 religious setting with the exception of those working in  
305 6 schools that receive government funding.

305 7 c. Volunteers working without compensation, including  
305 8 emergency situations, until a licensed interpreter is  
305 9 obtained.

305 10 d. Any person working as a substitute for a licensed  
305 11 interpreter in an early childhood, elementary, or secondary  
305 12 education setting for no more than thirty school days in a  
305 13 calendar year.

305 14 Sec. 430. Section 272C.1, subsection 6, Code 2003, is  
305 15 amended by adding the following new paragraph:

305 16 NEW PARAGRAPH. ad. The board of interpreter for the  
305 17 hearing impaired examiners, created pursuant to chapter 154E.

CODE: Provides for exceptions to licensure for interpreters for the hearing impaired.

CODE: Requires interpreters for the hearing impaired receive continuing education.

305 18 Sec. 431. INTERPRETER STANDARDS AND REGULATIONS. There is  
 305 19 appropriated from the general fund of the state to the Iowa  
 305 20 department of public health, for the fiscal year beginning  
 305 21 July 1, 2004, and ending June 30, 2005, the following amount,  
 305 22 or so much thereof as is necessary, for the purpose  
 305 23 designated:  
 305 24 For protecting the health and safety of the public through  
 305 25 establishing standards and enforcing regulations of  
 305 26 interpreters for the deaf, hard-of-hearing, and hearing  
 305 27 impaired, and for not more than the following full-time  
 305 28 equivalent positions:  
 305 29 ..... \$ 60,390  
 305 30 ..... FTEs 1.00

General Fund appropriation to the Department of Public Health for FY 2005 for activities associated with the regulation of interpreters for the hearing impaired.  
 DETAIL: This is a new appropriation for FY 2005.

305 31 Sec. 432. TRANSITION PROVISIONS.  
 305 32 1. The board of interpreter for the hearing impaired  
 305 33 examiners shall be provisionally established as provided in  
 305 34 section 147.14, as amended in this division of this Act,  
 305 35 effective July 1, 2004, for the sole purpose of appointment of  
 306 1 members and organizing, planning, and adopting rules, as  
 306 2 described in section 154E.2, as enacted in this division of  
 306 3 this Act, which rules shall be effective July 1, 2005. The  
 306 4 board shall become fully operational July 1, 2007, as provided  
 306 5 in this division of this Act.  
 306 6 2. Applicants for licensure under chapter 154E who have  
 306 7 not passed a licensure examination approved by the board by  
 306 8 July 1, 2005, shall be issued a temporary license to practice  
 306 9 interpreting for a period of two years, commencing on July 1,  
 306 10 2005.  
 306 11 3. Applicants issued a temporary license pursuant to this  
 306 12 section shall pass a licensure examination approved by the  
 306 13 board on or before July 1, 2007, in order to remain licensed  
 306 14 as an interpreter.

Requires the Board of Interpreters for the Hearing Impaired be established for organizational purposes by July 1, 2004. Also, requires the administrative rules be established by July 1, 2005, and that the Board be fully operational by July 1, 2007.  
 Permits a two-year temporary licensure for applicants who have not passed a licensure examination by July 1, 2005. Requires that interpreters issued a temporary license pass examination by July 1, 2007, to remain licensed.

306 15 Sec. 433. EFFECTIVE DATE. This division of this Act  
 306 16 providing for the licensing of interpreters by amending  
 306 17 chapters 147 and 272C and enacting chapter 154E takes effect

Specifies that the Sections of the Act that provide for the licensure of interpreters take effect upon enactment.

306 18 July 1, 2005.

306 19 DIVISION XXII  
306 20 INCOME TAX CHECKOFFS

306 21 Sec. 434. NEW SECTION. 100B.13 VOLUNTEER FIRE FIGHTER  
306 22 PREPAREDNESS FUND.

306 23 1. A volunteer fire fighter preparedness fund is created  
306 24 as a separate and distinct fund in the state treasury under  
306 25 the control of the division of fire protection of the  
306 26 department of public safety.

306 27 2. Revenue for the volunteer fire fighter preparedness  
306 28 fund shall include, but is not limited to, the following:

306 29 a. Moneys credited to the fund pursuant to section  
306 30 422.12F.

306 31 b. Moneys in the form of a devise, gift, bequest,  
306 32 donation, or federal or other grant intended to be used for  
306 33 the purposes of the fund.

306 34 3. Moneys in the volunteer fire fighter preparedness fund  
306 35 are not subject to section 8.33. Notwithstanding section  
307 1 12C.7, subsection 2, interest or earnings on moneys in the  
307 2 fund shall be credited to the fund.

307 3 4. Moneys in the volunteer fire fighter preparedness fund  
307 4 are appropriated to the division of fire protection of the  
307 5 department of public safety to be used annually to pay the  
307 6 costs of providing volunteer fire fighter training around the  
307 7 state and to pay the costs of providing volunteer fire  
307 8 fighting equipment.

307 9 Sec. 435. Section 314.28, Code 2003, is reenacted to read  
307 10 as follows:

307 11 314.28 KEEP IOWA BEAUTIFUL FUND.

307 12 A keep Iowa beautiful fund is created in the office of the  
307 13 treasurer of state. The fund is composed of moneys  
307 14 appropriated or available to and obtained or accepted by the  
307 15 treasurer of state for deposit in the fund. The fund shall  
307 16 include moneys credited to the fund as provided in section

CODE: Creates a Volunteer Fire Fighter Preparedness Fund and specifies allowed revenue sources for the Fund, including the income tax checkoff created in Section 438 of this Act.

Appropriates money in the Fund to the Division of Fire Protection to pay the cost of volunteer fire fighter training and equipment.

Money in the Fund does not revert and the Fund retains any interest earnings.

CODE: Reenacts the Keep Iowa Beautiful Fund. This Fund was subject to automatic repeal according to Section 422.12E, Code Supplement 2003, and is amended in Section 437 of this Act.

DETAIL: Senate File 2112 (FY 2005 Transportation Appropriations Act) amends Chapter 314.28, Code of Iowa, to require the Department of Revenue to transfer the designated amount collected from the Keep

307 17 422.12A. All interest earned on moneys in the fund shall be  
307 18 credited to and remain in the fund. Section 8.33 does not  
307 19 apply to moneys in the fund.  
307 20 Moneys in the fund are subject to appropriation by the  
307 21 general assembly annually for the purposes of educating and  
307 22 encouraging lowans to take greater responsibility for  
307 23 improving their community environment and enhancing the beauty  
307 24 of the state through litter prevention, improving waste  
307 25 management and recycling efforts, and beautification projects.  
307 26 The department may authorize payment of moneys appropriated  
307 27 from the fund to the department upon approval of an  
307 28 application from a private or public organization. The  
307 29 applicant shall submit a plan for litter prevention, improving  
307 30 waste management and recycling efforts, or a beautification  
307 31 project along with its application. The department shall  
307 32 establish standards relating to the type of projects available  
307 33 for assistance.

307 34 Sec. 436. Section 422.12A, Code Supplement 2003, is  
307 35 reenacted to read as follows:  
308 1 422.12A INCOME TAX REFUND CHECKOFF FOR KEEP IOWA BEAUTIFUL  
308 2 FUND.  
308 3 1. A person who files an individual or a joint income tax  
308 4 return with the department of revenue under section 422.13 may  
308 5 designate one dollar or more to be paid to the keep Iowa  
308 6 beautiful fund as created in section 314.28. If the refund  
308 7 due on the return or the payment remitted with the return is  
308 8 insufficient to pay the additional amount designated by the  
308 9 taxpayer to the keep Iowa beautiful fund, the amount  
308 10 designated shall be reduced to the remaining amount of refund  
308 11 or the remaining amount remitted with the return. The  
308 12 designation of a contribution to the keep Iowa beautiful fund  
308 13 under this section is irrevocable.  
308 14 2. The director of revenue shall draft the income tax form  
308 15 to allow the designation of contributions to the keep Iowa  
308 16 beautiful fund on the tax return. The department of revenue,  
308 17 on or before January 31, shall certify the total amount

Iowa Beautiful Fund income tax checkoff directly to the Keep Iowa Beautiful Fund. The Department of Transportation (DOT) may then authorize payment of moneys from the Fund. Under current law, revenues are credited to the Fund and are subject to an appropriation.

CODE: Reenacts the income tax checkoff for the Keep Iowa Beautiful Fund. This checkoff was subject to automatic repeal according to Section 422.12E, Code Supplement 2003, and is amended in Section 437 of this Act.

308 18 designated on the tax return forms due in the preceding  
 308 19 calendar year and shall report the amount to the treasurer of  
 308 20 state. The treasurer of state shall credit the amount to the  
 308 21 keep iowa beautiful fund. However, before a checkoff pursuant  
 308 22 to this section shall be permitted, all liabilities on the  
 308 23 books of the department of revenue and accounts identified as  
 308 24 owing under section 421.17 and the political contribution  
 308 25 allowed under section 68A.601 shall be satisfied.  
 308 26 3. Moneys in the fund are subject to appropriation as  
 308 27 provided in section 314.28.  
 308 28 4. The department of revenue shall adopt rules to  
 308 29 administer this section.  
 308 30 5. This section is subject to repeal under section  
 308 31 422.12E.

308 32 Sec. 437. Section 422.12E, Code Supplement 2003, is  
 308 33 amended to read as follows:  
 308 34 422.12E INCOME TAX RETURN CHECKOFFS LIMITED.  
 308 35 For tax years beginning on or after January 1, ~~1995~~ 2004,  
 309 1 there shall be allowed no more than ~~three~~ four income tax  
 309 2 return checkoffs on each income tax return. When the same  
 309 3 ~~three~~ four income tax return checkoffs have been provided on  
 309 4 the income tax return for ~~three~~ two consecutive years, the  
 309 5 ~~checkoff~~ two checkoffs for which the least amount has been  
 309 6 contributed, in the aggregate for the first ~~two~~ tax years year  
 309 7 and through March 15 of the ~~third~~ second tax year, ~~shall be~~  
 309 8 are repealed. This section does not apply to the income tax  
 309 9 return checkoff provided in section 68A.601.  
 309 10 If more checkoffs are enacted in the same session of the  
 309 11 general assembly than there is space for inclusion on the  
 309 12 individual tax return form, the earliest enacted checkoffs for  
 309 13 which there is space for inclusion on the return form shall be  
 309 14 included on the return form, and all other checkoffs enacted  
 309 15 during that session of the general assembly are repealed.

CODE: Increases the maximum number of income tax checkoffs that may appear on the Iowa personal income tax form from three to four. Reduces from three to two the number of years allowed before the low-yield checkoff is determined and dropped from the tax form. Increases the number of low-yield checkoffs dropped to two. Provides procedures for determining the order of any new checkoffs added to the income tax form.

309 16 Sec. 438. NEW SECTION. 422.12F INCOME TAX CHECKOFF FOR  
309 17 VOLUNTEER FIRE FIGHTER PREPAREDNESS.

309 18 1. A person who files an individual or a joint income tax  
309 19 return with the department of revenue under section 422.13 may  
309 20 designate one dollar or more to be paid to the volunteer fire  
309 21 fighter preparedness fund as created in section 100B.13. If  
309 22 the refund due on the return or the payment remitted with the  
309 23 return is insufficient to pay the additional amount designated  
309 24 by the taxpayer to the volunteer fire fighter preparedness  
309 25 fund, the amount designated shall be reduced to the remaining  
309 26 amount of refund or the remaining amount remitted with the  
309 27 return. The designation of a contribution to the volunteer  
309 28 fire fighter preparedness fund under this section is  
309 29 irrevocable.

309 30 2. The director of revenue shall draft the income tax form  
309 31 to allow the designation of contributions to the volunteer  
309 32 fire fighter preparedness fund on the tax return. The  
309 33 department of revenue, on or before January 31, shall certify  
309 34 the total amount designated on the tax return forms due in the  
309 35 preceding calendar year and shall report the amount to the  
310 1 treasurer of state. The treasurer of state shall credit the  
310 2 amount to the volunteer fire fighter preparedness fund.  
310 3 However, before a checkoff pursuant to this section shall be  
310 4 permitted, all liabilities on the books of the department of  
310 5 revenue and accounts identified as owing under section 421.17  
310 6 and the political contribution allowed under section 68A.601  
310 7 shall be satisfied.

310 8 3. The department of revenue shall adopt rules to  
310 9 administer this section.

310 10 4. This section is subject to repeal under section  
310 11 422.12E.

310 12 Sec. 439. EFFECTIVE AND APPLICABILITY DATES.

310 13 1. The section of this division of this Act amending  
310 14 section 422.12E, being deemed of immediate importance, takes  
310 15 effect upon enactment.

310 16 2. The sections of this division of this Act reenacting

CODE: Creates a Volunteer Fire Fighter Income Tax Checkoff for Iowa's personal income tax form and provides procedures for implementation of the new checkoff.

Specifies the Section of this Act limiting the number of income tax checkoffs allowed on Iowa's personal income tax form is effective upon enactment.

310 17 section 422.12A and enacting section 422.12F apply  
 310 18 retroactively to tax years beginning on or after January 1,  
 310 19 2004.

Specifies the Sections of this Act reenacting the Keep Iowa Beautiful Checkoff and creating a Volunteer Fire Fighter Checkoff apply retroactively to tax years beginning on or after January 1, 2004.

310 20 DIVISION XXIII  
 310 21 STATE TAX IMPLEMENTATION COMMITTEE

310 22 Sec. 440. STATE TAX IMPLEMENTATION COMMITTEE.  
 310 23 1. On or before July 1, 2004, the department of revenue,  
 310 24 in consultation with the department of management, shall  
 310 25 initiate and coordinate the establishment of a state tax  
 310 26 implementation committee. The department of revenue and the  
 310 27 department of management shall provide staffing assistance to  
 310 28 the committee.  
 310 29 The state tax implementation committee shall include four  
 310 30 members of the general assembly, one each appointed by the  
 310 31 majority leader of the senate, the speaker of the house of  
 310 32 representatives, the minority leader of the senate, and the  
 310 33 minority leader of the house of representatives. The  
 310 34 committee shall also include members appointed by the  
 310 35 department of revenue. One member shall be appointed to  
 311 1 represent each of the following:  
 311 2 a. The department of revenue.  
 311 3 b. The department of management.  
 311 4 c. Counties  
 311 5 d. Cities.  
 311 6 e. School districts.  
 311 7 f. Local assessors.  
 311 8 g. County auditors.  
 311 9 h. Commercial property taxpayers.  
 311 10 i. Industrial property taxpayers.  
 311 11 j. Residential property taxpayers.  
 311 12 k. Agricultural property taxpayers.  
 311 13 l. Chapter 437A taxpayers.  
 311 14 One additional stakeholder shall be appointed jointly by  
 311 15 the majority leader of the senate and the speaker of the house  
 311 16 of representatives.

VETOED

Creates a State Tax Implementation Committee and provides for the Committee's membership. Requires the Departments of Management and Revenue to initiate and coordinate the establishment of the Committee, and requires the Department of Revenue to provide staff assistance. Provides for procedures and duties of the Committee. The duties include a review of:

- Revenue sources available to local governments.
- Revenue sources available to the State.
- Tax credits, exemptions, deductions, exclusions, and other reductions.
- Services provided by local governments.
- The role of property taxes in funding local governments.
- Alternative forms of property taxation.

Requires submission of a final Committee report prior to the end of the 2005 Regular Legislative Session.

VETOED: The Governor vetoed this Section and stated the timeframe allowed was not sufficient to accomplish a significant review of Iowa State and local revenues and services.



311 17 Any vacancy shall be filled in the same manner as regular

311 18 appointments are made.

311 19 The chairpersons of the committee shall be those members of

311 20 the general assembly appointed by the majority leader of the

311 21 senate and the speaker of the house of representatives.

311 22 The members of the committee representing the department of

311 23 revenue and the department of management are nonvoting, ex

311 24 officio members.

311 25 The committee shall meet quarterly and at other times as

311 26 necessary at the call of the chairpersons. Written notice of

311 27 the time and place of each meeting shall be given to each

311 28 member of the committee. The only vote taken by the committee

311 29 shall be the vote approving the final report in subsection 2.

311 30 2. The committee shall review and analyze the following:

311 31 a. Revenue sources available to local governments and

311 32 school districts, including taxes, payments in lieu of

311 33 property taxes, fees, state appropriations, and federal

311 34 moneys.

311 35 b. Revenue sources available to the state, including

312 1 taxes, fees, and federal moneys, and the portion of state

312 2 revenues annually appropriated, or otherwise disbursed, to

312 3 local governments.

312 4 c. Exemptions, credits, deductions, exclusions, and other

312 5 reductions in state or local taxes made available, by state

312 6 statute or local ordinance, to state and local taxpayers; and

312 7 state reimbursement of any property tax credits and

312 8 exemptions.

312 9 d. Services provided by local governments, including those

312 10 provided at the discretion of a local government and those

312 11 mandated by federal or state statutes and regulations.

312 12 e. The role of property taxes in funding local government

312 13 services, the types of services currently funded by property

312 14 taxes, and the property tax financing portion of the school

312 15 funding formula.

312 16 f. Alternative systems of property taxation, alternative

312 17 procedures for protesting property assessments, and various

312 18 methods of controlling property tax revenues and expenditures.

312 19 In conducting its review and analysis, the committee shall  
 312 20 study state and local taxes from the standpoint of neutrality;  
 312 21 competitiveness; simplicity; stability; and equity, including  
 312 22 maintenance of equity among classes of taxpayers and among  
 312 23 taxpayers within the same class.  
 312 24 The committee may hold public hearings to allow persons and  
 312 25 organizations to be heard.  
 312 26 The committee shall submit a final report to the general  
 312 27 assembly no later than final adjournment of the 2005 regular  
 312 28 legislative session. The report shall summarize the  
 312 29 committee's activities to date, analyze issues studied to  
 312 30 date, and may include such other information that the  
 312 31 committee deems relevant and necessary.  
 312 32 3. The committee may request from any state agency or  
 312 33 official the information and assistance as needed to perform  
 312 34 the review and analysis required in subsection 2. A state  
 312 35 agency or official shall furnish the information or assistance  
 313 1 requested within the authority and resources of the state  
 313 2 agency or official. This subsection does not allow the  
 313 3 examination or copying of any public record required by law to  
 313 4 be kept confidential.]

[313 5 Sec. 441. FUTURE REPEAL. The section of this division of  
 313 6 this Act establishing the state tax implementation committee  
 313 7 is repealed effective June 30, 2005.]

VETOED

Repeals Section 440 of this Act, creating a State Tax Implementation Committee, effective June 30, 2005.

VETOED: The Governor vetoed this Section and stated the timeframe allowed was not sufficient to accomplish a significant review of Iowa State and local revenues and services.

313 8 Sec. 442. 2003 Iowa Acts, First Extraordinary Session,  
 313 9 chapter 1, section 41, is repealed.

CODE: Repeals authority for the Property Tax Implementation Committee created in House File 692 (Taxation and Economic Development Act of 2003).

313 10 Sec. 443. EFFECTIVE DATE. This division of this Act,  
 313 11 being deemed of immediate importance, takes effect upon  
 313 12 enactment.

Specifies Division XXIII of this Act related to tax study committees is effective upon enactment.

313 13 313 14	DIVISION XXIV 911 EMERGENCY	
313 15 313 16 313 17 313 18 313 19 313 20 313 21 313 22 313 23 313 24 313 25 313 26 313 27	<p>Sec. 444. Section 34A.1, Code 2003, is amended to read as follows:</p> <p>34A.1 PURPOSE.</p> <p>The <del>legislature</del> <u>general assembly</u> finds that enhanced 911 emergency telephone communication systems <u>and other emergency 911 notification devices</u> further the public interest and protect the health, safety, and welfare of the people of Iowa. The purpose of this chapter is to enable the orderly development, installation, and operation of enhanced 911 emergency telephone communication systems <u>and other emergency 911 notification devices</u> statewide. These systems are to be operated under governmental management and control for the public benefit.</p>	<p>CODE: Expands the definition of enhanced 911 emergency telephone communication systems to include other emergency 911 notification devices such as cell phones that can only dial 911.</p> <p>DETAIL: This definition also allows flexibility to include future technology changes.</p>
313 28 313 29 313 30 313 31 313 32 313 33 313 34 313 35 314 1 314 2 314 3 314 4 314 5 314 6 314 7 314 8 314 9 314 10 314 11 314 12	<p>Sec. 445. Section 34A.2, Code 2003, is amended to read as follows:</p> <p>34A.2 DEFINITIONS.</p> <p>As used in this chapter, unless the context otherwise requires:</p> <p>1. "Access line" means <del>a local</del> <u>an</u> exchange access line that has the ability to access <del>local</del> dial tone and reach a <del>local</del> public safety <del>agency</del> <u>answering point</u>.</p> <p>2. "Administrator" means the <del>E911</del> administrator <del>appointed pursuant to section 34A.2A of the homeland security and emergency management division of the department of public defense</del>.</p> <p>3. "Competitive local exchange service provider" means the <u>same as defined in section 476.96</u>.</p> <p>4. "Emergency 911 notification device" means a product <u>capable of accessing a public safety answering point through the 911 system</u>.</p> <p><del>3-</del> 5. "Enhanced 911" or "E911" means a service <del>which that</del> provides the user of a <del>public telephone system</del> <u>communications service with</u> the ability to reach a public safety answering</p>	<p>CODE: Amends E911 language definition and adds definitions for Wireless E911 Phase 1, Wireless E911 Phase 2, and wire-line E911 Service Surcharge.</p>

314 13 point by dialing the digits 911, and ~~which~~ that has the  
314 14 following additional features:

314 15 a. Routes an incoming 911 call to the appropriate public  
314 16 safety answering point ~~selected from the public safety~~  
314 17 ~~answering points operating in a 911 service area.~~

314 18 b. Automatically provides voice, displays the name,  
314 19 address or location, and telephone number of an incoming 911  
314 20 call and public safety agency servicing the ~~address on a video~~  
314 21 ~~monitor at the appropriate public safety answering point~~  
314 22 location.

314 23 ~~4. 6.~~ "Enhanced 911 service area" means the geographic  
314 24 area to be serviced, or currently serviced under an enhanced  
314 25 911 service plan, provided that an enhanced 911 service area  
314 26 must at minimum encompass one entire county. The enhanced 911  
314 27 service area may encompass more than one county, and need not  
314 28 be restricted to county boundaries.

314 29 ~~5. 7.~~ "Enhanced 911 service plan" means a plan that  
314 30 includes the following information:

314 31 a. A description of the enhanced 911 service area.

314 32 b. A list of all public and private safety agencies within  
314 33 the enhanced 911 service area.

314 34 c. The number of public safety answering points within the  
314 35 enhanced 911 service area.

315 1 d. Identification of the agency responsible for management  
315 2 and supervision of the enhanced 911 emergency ~~telephone~~  
315 3 communication system.

315 4 e. A statement of estimated costs to be incurred by the  
315 5 joint E911 service board or the department of public safety,  
315 6 including separate estimates of the following:

315 7 (1) Nonrecurring costs, including, but not limited to,  
315 8 public safety answering points, network equipment, software,  
315 9 database, addressing, initial training, and other capital and  
315 10 start-up expenditures, including the purchase or lease of  
315 11 subscriber names, addresses, and telephone information from  
315 12 the local exchange service provider.

315 13 (2) Recurring costs, including, but not limited to,  
315 14 network access fees and other telephone charges, software,

315 15 equipment, and database management, and maintenance, including  
315 16 the purchase or lease of subscriber names, addresses, and  
315 17 telephone information from the local exchange service  
315 18 provider. Recurring costs shall not include personnel costs  
315 19 for a public safety answering point.

315 20 Funds deposited in an E911 service fund ~~shall be~~ are  
315 21 appropriated and shall be used for the payment of costs ~~which~~  
315 22 that are limited to nonrecurring and recurring costs directly  
315 23 attributable to the provision of 911 emergency telephone  
315 24 communication service and may include costs for portable and  
315 25 vehicle radios, communication towers and associated equipment,  
315 26 and other radios and associated equipment permanently located  
315 27 at the public safety answering point and as directed by either  
315 28 the joint E911 service board or the department of public  
315 29 safety. Costs do not include expenditures for any other  
315 30 purpose, and specifically exclude costs attributable to other  
315 31 emergency services or expenditures for buildings or personnel,  
315 32 except for the costs of personnel for database management and  
315 33 personnel directly associated with addressing.

315 34 f. Current equipment operated by affected local exchange  
315 35 service providers, and central office equipment and technology  
316 1 upgrades necessary for the provider to implement enhanced 911  
316 2 service within the enhanced 911 service area ~~on or before July~~  
316 3 ~~4, 1992~~.

316 4 g. A schedule for implementation of the plan throughout  
316 5 the E911 service area. The schedule may provide for phased  
316 6 implementation. ~~However, a joint 911 service board may decide~~  
316 7 ~~not to implement E911 service.~~

316 8 h. The number of telephone access lines capable of access  
316 9 to 911 in the enhanced 911 service area.

316 10 i. The total property valuation in the enhanced 911  
316 11 service area.

316 12 ~~6. "Enhanced 911 service surcharge" is a charge set by the~~  
316 13 ~~E911 service area operating authority and assessed on each~~  
316 14 ~~access line which physically terminates within the E911~~  
316 15 ~~service area.~~

316 16 8. "Local exchange carrier" means the same as defined in

316 17 section 476.96.

316 18 ~~7- 9.~~ "Local exchange service provider" means a ~~person~~  
316 19 vendor engaged in providing telecommunications service between  
316 20 points within an exchange and includes but is not limited to a  
316 21 competitive local exchange service provider and a local  
316 22 exchange carrier.

316 23 10. "Program manager" means the E911 program manager  
316 24 appointed pursuant to section 34A.2A.

316 25 ~~8- 11.~~ "Provider" means a ~~person~~ vendor who provides, or  
316 26 offers to provide, E911 equipment, installation, maintenance,  
316 27 or exchange access services within the enhanced 911 service  
316 28 area.

316 29 ~~9- 12.~~ "Public or private safety agency" means a unit of  
316 30 state or local government, a special purpose district, or a  
316 31 private firm which provides or has the authority to provide  
316 32 fire fighting, police, ambulance, ~~or~~ emergency medical  
316 33 services, or hazardous materials response.

316 34 ~~40- 13.~~ "Public safety answering point" means a ~~twenty-~~  
316 35 ~~four hour local jurisdiction~~ twenty-four-hour public safety  
317 1 communications facility which that receives enhanced 911  
317 2 service calls and directly dispatches emergency response  
317 3 services or relays calls to the appropriate public or private  
317 4 safety agency.

317 5 14. "Wireless E911 phase 1" means a 911 call made from a  
317 6 wireless device in which the wireless service provider  
317 7 delivers the call-back number and address of the tower that  
317 8 received the call to the appropriate public safety answering  
317 9 point.

317 10 15. "Wireless E911 phase 2" means a 911 call made from a  
317 11 wireless device in which the wireless service provider  
317 12 delivers the call-back number and the latitude and longitude  
317 13 coordinates of the wireless device to the appropriate public  
317 14 safety answering point.

317 15 16. "Wire-line E911 service surcharge" is a charge set by  
317 16 the E911 service area operating authority and assessed on each  
317 17 wire-line access line which physically terminates within the  
317 18 E911 service area.

317 19 Sec. 446. Section 34A.2A, Code 2003, is amended to read as  
 317 20 follows:  
 317 21 34A.2A ADMINISTRATOR PROGRAM MANAGER — APPOINTMENT —  
 317 22 DUTIES.  
 317 23 1. The administrator of the division of homeland security  
 317 24 and emergency management division of the department of public  
 317 25 defense shall appoint an E911 ~~administrator~~ program manager to  
 317 26 administer this chapter.  
 317 27 2. The E911 ~~administrator~~ program manager shall act under  
 317 28 the supervisory control of the administrator of the ~~division~~  
 317 29 ~~of homeland security and emergency management division~~ of the  
 317 30 department of public defense, and in consultation with the  
 317 31 E911 communications council, and perform the duties  
 317 32 specifically set forth in this chapter and as assigned by the  
 317 33 administrator.

CODE: Defines the duties of the E911 Program Manager.

317 34 Sec. 447. Section 34A.3, Code 2003, is amended to read as  
 317 35 follows:  
 318 1 34A.3 JOINT 911 E911 SERVICE BOARD — 911 SERVICE PLAN —  
 318 2 IMPLEMENTATION — WAIVERS.  
 318 3 1. ~~JOINT 911 E911 SERVICE BOARDS TO SUBMIT~~ — PLANS.  
 318 4 a. The board of supervisors of each county shall ~~establish~~  
 318 5 maintain a joint ~~911 E911~~ service board ~~not later than January~~  
 318 6 ~~4, 1989~~.  
 318 7 (1) Each political subdivision of the state having a  
 318 8 public safety agency serving territory within the county is  
 318 9 entitled to voting membership on the joint ~~911 E911~~ service  
 318 10 board. Each private safety agency operating within the area  
 318 11 is entitled to nonvoting membership on the board.  
 318 12 (2) A township ~~which that~~ does not operate its own public  
 318 13 safety agency, but contracts for the provision of public  
 318 14 safety services, is not entitled to membership on the joint  
 318 15 ~~911 E911~~ service board, but its contractor is entitled to  
 318 16 membership according to the contractor's status as a public or  
 318 17 private safety agency.  
 318 18 b. The joint ~~911 E911~~ service board shall ~~develop~~ maintain  
 318 19 an enhanced 911 service plan encompassing at minimum the

CODE: Requires the board of supervisors of each county to maintain a joint E911 service board and to implement and maintain an enhanced 911 service board plan. This Section also requires the board to report changes to the E911 program manager and defines the program manager's duties regarding joint E911 service boards.

318 20 entire county, unless an exemption is granted by the  
318 21 ~~administrator~~ program manager permitting a smaller E911  
318 22 service area.

318 23 (1) The ~~administrator~~ program manager may grant a  
318 24 discretionary exemption from the single county minimum service  
318 25 area requirement based upon an ~~E911~~ a joint E911 service  
318 26 board's or other E911 service plan operating authority's  
318 27 presentation of evidence which supports the requested  
318 28 exemption if the ~~administrator~~ program manager finds that  
318 29 local conditions make adherence to the minimum standard  
318 30 unreasonable or technically infeasible, and that the purposes  
318 31 of this chapter would be furthered by granting an exemption.  
318 32 The minimum size requirement is intended to prevent  
318 33 unnecessary duplication of public safety answering points and  
318 34 minimize other administrative, personnel, and equipment  
318 35 expenses. ~~An E911 service area must encompass a~~  
319 1 ~~geographically contiguous area. No exemption shall be granted~~  
319 2 ~~from the contiguous area requirement.~~

319 3 (2) The ~~administrator~~ program manager may order the  
319 4 inclusion of a specific territory in an adjoining E911 service  
319 5 plan area to avoid the creation by exclusion of a territory  
319 6 smaller than a single county not serviced by surrounding E911  
319 7 service plan areas upon request of the joint ~~911~~ E911 service  
319 8 board representing the territory.

319 9 c. The E911 service plan operating authority shall submit  
319 10 proposed changes to the plan on or before January 1, 1994, to  
319 11 all of the following:

319 12 a. (1) The ~~administrator~~ program manager.

319 13 b. (2) Public and private safety agencies in the enhanced  
319 14 911 service area.

319 15 c. (3) ~~Providers~~ Local exchange service providers affected  
319 16 by the enhanced 911 service plan.

319 17 ~~An E911 joint service board that has a state approved~~  
319 18 ~~service plan in place prior to July 1, 1993, is exempt from~~  
319 19 ~~the provisions of this section. The administrator shall~~  
319 20 ~~establish, by July 1, 1994, E911 service plans for those E911~~  
319 21 ~~joint service boards which do not have a state approved~~



319 22 ~~service plan in place on or before January 1, 1994.~~  
 319 23 ~~The administrator shall prepare a summary of the plans~~  
 319 24 ~~submitted and present the summary to the legislature on or~~  
 319 25 ~~before August 1, 1994.~~

319 26 2. COMPLIANCE WAIVERS AVAILABLE IN LIMITED CIRCUMSTANCES.

319 27 ~~a. The administrator program manager may extend, in whole~~  
 319 28 ~~or in part, the time period for plan implementation by issuing~~  
 319 29 ~~for implementation of an enhanced 911 service plan beyond the~~  
 319 30 ~~scheduled plan of implementation, by issuance of a compliance~~  
 319 31 ~~waiver.~~

319 32 ~~b. The compliance waiver shall be based upon a joint 944~~  
 319 33 ~~E911 service board's presentation of evidence which supports~~  
 319 34 ~~an extension if the administrator program manager finds that~~  
 319 35 ~~local conditions make implementation financially unreasonable~~  
 320 1 ~~or technically infeasible by the originally scheduled plan of~~  
 320 2 ~~implementation.~~

320 3 ~~c. The compliance waiver shall be for a set period of~~  
 320 4 ~~time, and subject to review and renewal or denial of renewal~~  
 320 5 ~~upon its expiration.~~

320 6 ~~d. The waiver may cover all or a portion of a 911 service~~  
 320 7 ~~plan's enhanced 911 service area to facilitate phased~~  
 320 8 ~~implementation when possible.~~

320 9 ~~e. The granting of a compliance waiver does not create a~~  
 320 10 ~~presumption that the identical or similar waiver will be~~  
 320 11 ~~extended in the future.~~

320 12 ~~f. Consideration of compliance waivers shall be on a case-~~  
 320 13 ~~by-case basis.~~

320 14 3. CHAPTER 28E AGREEMENT — ALTERNATIVE TO JOINT 944 E911  
 320 15 SERVICE BOARD. A legal entity created pursuant to chapter 28E  
 320 16 by a county or counties, other political divisions, and public  
 320 17 or private agencies to jointly plan, implement, and operate a  
 320 18 countywide, or larger, enhanced 911 service system may be  
 320 19 substituted for the joint 944 E911 service board required  
 320 20 under subsection 1.  
 320 21 An alternative legal entity created pursuant to chapter 28E

CODE: Allows the program manager to extend the time period for implementation of a joint E911 service board's plan on a case-by-case basis by issuing a compliance waiver. The compliance waiver is for a set period of time and may cover a portion or all of an enhanced 911 service area.

CODE: Allows a 28E agreement to be established where an alternate legal entity could be substituted for a joint E911 service board, such as permitting a safety agency to participate in a joint E911 service board.

320 22 as a substitute for a joint ~~944~~ E911 service board, as  
 320 23 permitted by this subsection, may be created by either:  
 320 24 a. Agreement of the parties entitled to voting membership  
 320 25 on a joint ~~944~~ E911 service board.  
 320 26 b. Agreement of the members of a joint ~~944~~ E911 service  
 320 27 board.  
 320 28 An alternative chapter 28E entity has all of the powers of  
 320 29 a joint ~~944~~ E911 service board and any additional powers  
 320 30 granted by the agreement. As used in this chapter, "joint ~~944~~  
 320 31 E911 service board" includes an alternative chapter 28E entity  
 320 32 created for that purpose, except as specifically limited by  
 320 33 the chapter 28E agreement or unless clearly provided otherwise  
 320 34 in this chapter. A chapter 28E agreement related to E911  
 320 35 service shall permit the participation of a private safety  
 321 1 agency or other persons allowed to participate in a joint ~~944~~  
 321 2 E911 service board, but the terms, scope, and conditions of  
 321 3 participation are subject to the chapter 28E agreement.

321 4 4. PARTICIPATION IN JOINT E911 SERVICE BOARD REQUIRED. A  
 321 5 political subdivision or state agency having a public safety  
 321 6 agency within its territory or jurisdiction shall participate  
 321 7 in a joint E911 service board and cooperate in ~~preparing~~  
 321 8 maintaining the E911 service plan.

CODE: Requires joint E911 service boards to maintain an E911 service plan and to participate in an E911 service board. Any political subdivision or State agency with a public safety agency within its territory or jurisdiction must have a joint E911 service board.

321 9 Sec. 448. Section 34A.4, Code 2003, is amended to read as  
 321 10 follows:  
 321 11 34A.4 ~~REQUIRED CONVERSION REQUIREMENTS OF PAY~~  
 TELEPHONES

CODE: Requires pay telephones to be able to make 911 calls without the insertion of a coin or payment and requires a notice to be displayed for free 911 service.

321 12 AND OTHER TELECOMMUNICATIONS DEVICES TO ALLOW 911 CALLS  
 321 13 WITHOUT DEPOSITING COINS OR OTHER CHARGE.  
 321 14 ~~1. CONVERSION AND NOTICE REQUIRED. When an enhanced 911~~  
 321 15 ~~service system becomes operational or as soon as feasible~~  
 321 16 ~~thereafter, each provider or other owner or lessee of a pay~~  
 321 17 ~~station telephone to be operated within the enhanced 911~~  
 321 18 ~~service area shall do the following:~~  
 321 19 ~~a. Convert each telephone to permit a caller to dial 911~~  
 321 20 ~~without first inserting a coin or paying any other charge.~~

321 21 ~~b. Prominently display on each pay telephone a notice~~  
321 22 ~~advising callers to dial 911 in an emergency and that deposit~~  
321 23 ~~of a coin is not required.~~  
321 24 ~~2. CERTAIN PAY PHONES PROHIBITED WITHIN SERVICE AREA.~~  
321 25 ~~After commencement of enhanced 911 service in ln an enhanced~~  
321 26 911 service area, a person shall not install or offer for use  
321 27 within the enhanced 911 service area a pay station telephone  
321 28 or other fixed device unless the telephone or device is  
321 29 capable of ~~accepting~~ making a 911 call without prior insertion  
321 30 of a coin or payment of any other charge, and unless the  
321 31 telephone or device displays notice of free 911 service.

321 32 Sec. 449. Section 34A.6, subsection 1, unnumbered  
321 33 paragraph 1, Code 2003, is amended to read as follows:  
321 34 Before a joint E911 service board may request imposition of  
321 35 the surcharge by the ~~administrator~~ program manager, the board  
322 1 shall submit the following question to voters, as provided in  
322 2 subsection 2, in the proposed E911 service area, and the  
322 3 question shall receive a favorable vote from a simple majority  
322 4 of persons submitting valid ballots on the following question  
322 5 within the proposed E911 service area:

CODE: Technical correction.

322 6 Sec. 450. Section 34A.7, unnumbered paragraph 1, Code  
322 7 2003, is amended to read as follows:  
322 8 When an E911 service plan is implemented, the costs of  
322 9 providing E911 service within an E911 service area are the  
322 10 responsibility of the joint E911 service board and the member  
322 11 political subdivisions. Costs in excess of the amount raised  
322 12 by imposition of the E911 service surcharge provided for under  
322 13 subsection 1, shall be paid by the joint E911 service board  
322 14 from such revenue sources allocated among the member political  
322 15 subdivisions as determined by the joint E911 service board.  
322 16 Funding is not limited to the surcharge, and surcharge  
322 17 revenues may be supplemented by other permissible local and  
322 18 state revenue sources. A joint ~~944~~ E911 service board shall  
322 19 not commit a political subdivision to appropriate property tax  
322 20 revenues to fund an E911 service plan without the consent of

CODE: Technical correction.

322 21 the political subdivision. A joint ~~944~~ E911 service board may  
 322 22 approve ~~a 944 an~~ E911 service plan, including a funding  
 322 23 formula requiring appropriations by participating political  
 322 24 subdivisions, subject to the approval of the funding formula  
 322 25 by each political subdivision. However, a political  
 322 26 subdivision may agree in advance to appropriate property tax  
 322 27 revenues or other moneys according to a formula or plan  
 322 28 developed by an alternative chapter 28E entity.

322 29 Sec. 451. Section 34A.7, subsections 1, 2, 3, and 4, Code  
 322 30 2003, are amended to read as follows:  
 322 31 1. LOCAL WIRE-LINE E911 SERVICE SURCHARGE IMPOSITION.  
 322 32 a. To encourage local implementation of E911 service, one  
 322 33 source of funding for E911 emergency telephone communication  
 322 34 systems shall come from a surcharge per month, per access line  
 322 35 on each access line subscriber, except as provided in  
 323 1 subsection 5, equal to the lowest amount of the following:  
 323 2 (1) One dollar.  
 323 3 (2) An amount less than one dollar, which would fully pay  
 323 4 both recurring and nonrecurring costs of the E911 service  
 323 5 system within five years from the date the maximum surcharge  
 323 6 is imposed.  
 323 7 (3) The maximum monetary limitation approved by  
 323 8 referendum.  
 323 9 b. The surcharge shall be imposed by order of the  
 323 10 ~~administrator~~ program manager as follows:  
 323 11 (1) The ~~administrator~~ program manager shall notify a local  
 323 12 exchange service provider scheduled to provide exchange access  
 323 13 line service to an E911 service area, that implementation of  
 323 14 an E911 service plan has been approved by the joint ~~944~~ E911  
 323 15 service board and by the service area referendum, and that  
 323 16 collection of the surcharge is to begin within one hundred  
 323 17 days.  
 323 18 (2) ~~The notice shall be provided at least one hundred days~~  
 323 19 ~~before the surcharge must be billed for the first time~~ program  
 323 20 manager shall also provide notice to all affected public  
 323 21 safety answering points.

CODE: Amends language regarding the local wire-line E911 service surcharge. Eliminates language that would have terminated the surcharge at the end of 24 months because enhanced wire-line is implemented in all 99 counties.

323 22 ~~e. The surcharge shall terminate at the end of twenty-four~~  
 323 23 ~~months, unless either, or both, of the following conditions is~~  
 323 24 ~~met:~~  
 323 25 ~~(1) E911 service is initiated for all or a part of the~~  
 323 26 ~~E911 service area.~~  
 323 27 ~~(2) An extension is granted by the administrator for good~~  
 323 28 ~~cause.~~  
 323 29 ~~d. The surcharge shall terminate at the end of twenty-four~~  
 323 30 ~~months if the joint E911 service plan has not been approved by~~  
 323 31 ~~the administrator within eighteen months of the original~~  
 323 32 ~~notice to the provider to impose the surcharge, and shall not~~  
 323 33 ~~be reimposed until a service plan is approved by the~~  
 323 34 ~~administrator and the administrator gives providers notice as~~  
 323 35 ~~required by paragraph "a", subparagraphs (1) and (2).~~

324 1 2. SURCHARGE COLLECTED BY LOCAL EXCHANGE SERVICE  
 324 2 PROVIDERS.

324 3 a. The surcharge shall be collected as part of the access  
 324 4 line service provider's periodic billing to a subscriber. In  
 324 5 compensation for the costs of billing and collection, the  
 324 6 local exchange service provider may retain one percent of the  
 324 7 gross surcharges collected. If the compensation is  
 324 8 insufficient to fully recover a local exchange service  
 324 9 provider's costs for billing and collection of the surcharge,  
 324 10 the deficiency shall be included in the local exchange service  
 324 11 provider's costs for ratemaking purposes to the extent it is  
 324 12 reasonable and just under section 476.6. The surcharge shall  
 324 13 be remitted to the E911 service operating authority for  
 324 14 deposit into the E911 service fund quarterly by the local  
 324 15 exchange service provider. The total amount for multiple  
 324 16 exchanges may be combined.  
 324 17 b. A local exchange service provider is not liable for an  
 324 18 uncollected surcharge for which the local exchange service  
 324 19 provider has billed a subscriber but not been paid. The  
 324 20 surcharge shall appear as a single line item on a subscriber's  
 324 21 periodic billing entitled, "E911 emergency telephone service  
 324 22 surcharge". The E911 service surcharge is not subject to

CODE: Permits the joint E911 service boards to request information from local exchange service providers, such as the number of access lines assessed a locally set surcharge. Access line counts and surcharge remittances are confidential information. This information, however, can be requested and viewed by E911 service boards for purposes of on-going 911 operations.

324 23 sales or use tax.

324 24 c. The joint E911 service board may request, not more than  
 324 25 once each quarter, the following information from the local  
 324 26 exchange service provider:

324 27 (1) The identity of the exchange from which the surcharge  
 324 28 is collected.

324 29 (2) The number of lines to which the surcharge was applied  
 324 30 for the quarter.

324 31 (3) The number of refusals to pay per exchange if  
 324 32 applicable.

324 33 (4) Write-offs applied per exchange if applicable.

324 34 (5) The number of lines exempt per exchange.

324 35 (6) The amount retained by the local exchange service  
 325 1 provider generated from the one percent administration fee.

325 2 d. Access line counts and surcharge remittances are  
 325 3 confidential public records as provided in section 34A.8.

325 4 3. MAXIMUM LIMIT PER SUBSCRIBER BILLING FOR SURCHARGE. An  
 325 5 individual subscriber shall not be required to pay on a single  
 325 6 periodic billing the surcharge on more than one hundred access  
 325 7 lines, or their equivalent, in an E911 service area. A  
 325 8 subscriber shall pay the surcharge in each E911 service area  
 325 9 in which the subscriber receives access line service.

CODE: Prohibits billing individual subscribers for more than 100 access lines in one E911 service area. A subscriber does, however, have to pay the surcharge for each E911 service area in which they receive an access line of service.

325 10 4. E911 SERVICE FUND. Each joint E911 service board shall  
 325 11 establish and maintain as a separate account an E911 service  
 325 12 fund. Any funds remaining in the account at the end of each  
 325 13 fiscal year shall not revert to the general funds of the  
 325 14 member political subdivisions, except as provided in  
 325 15 subsection 5, but shall remain in the E911 service fund.  
 325 16 Moneys in an E911 service fund may only be used for  
 325 17 nonrecurring and recurring costs of the E911 service plan as  
 325 18 approved by the ~~administrator~~ program manager, as those terms  
 325 19 are defined by section 34A.2.

CODE: Establishes a non-reversionary fund (E911 Service Fund) to pay for non-recurring and recurring costs for E911 service plans. The money in this Fund is wire-line money.

325 20 Sec. 452. Section 34A.7, subsection 5, paragraph b,  
 325 21 subparagraphs (2) and (3), Code 2003, are amended to read as  
 325 22 follows:

325 23 (2) If money remains in the fund after fully paying for  
 325 24 recurring costs incurred in the preceding year, the remainder  
 325 25 may be spent to pay for nonrecurring costs, not to exceed  
 325 26 actual nonrecurring costs as approved by the ~~administrator~~  
 325 27 program manager.

325 28 (3) If money remains in the fund after fully paying  
 325 29 obligations under subparagraphs (1) and (2), the remainder may  
 325 30 be accumulated in the fund as a carryover operating surplus.  
 325 31 If the surplus is greater than twenty-five percent of the  
 325 32 approved annual operating budget for the next year, the  
 325 33 ~~administrator~~ program manager shall reduce the surcharge by an  
 325 34 amount calculated to result in a surplus of no more than  
 325 35 twenty-five percent of the planned annual operating budget.  
 326 1 After nonrecurring costs have been paid, if the surcharge is  
 326 2 less than the maximum allowed and the fund surplus is less  
 326 3 than twenty-five percent of the approved annual operating  
 326 4 budget, the ~~administrator~~ program manager shall, upon  
 326 5 application of the joint E911 service board, increase the  
 326 6 surcharge in an amount calculated to result in a surplus of  
 326 7 twenty-five percent of the approved annual operating budget.  
 326 8 The surcharge may only be adjusted once in a single year, upon  
 326 9 one hundred days' prior notice to the provider.

326 10 Sec. 453. Section 34A.7A, subsection 1, Code 2003, is  
 326 11 amended to read as follows:

326 12 1. a. Notwithstanding section 34A.6, the administrator  
 326 13 shall adopt by rule a monthly surcharge of up to  ~~fifty sixty-~~  
 326 14  five cents to be imposed on each wireless communications  
 326 15 service number provided in this state. The surcharge shall be  
 326 16 imposed uniformly on a statewide basis and simultaneously on  
 326 17 all wireless communications service numbers as provided by  
 326 18 rule of the administrator.

326 19 b. The ~~administrator~~ program manager shall provide no less  
 326 20 than one hundred days' notice of the surcharge to be imposed

CODE: Establishes the order of payment for costs from the E911 Service Fund. Prohibits a surplus of more than 25.00% of the approved budget to carryover to the next year. Permits the program manager to reduce the surcharge by an appropriate amount to reduce the surplus carryover. If the carryover surplus is less than 25.00% and the E911 service board submits an application, the program manager can increase the surcharge. The surcharge can only be adjusted once a year.

CODE: Specifies how the 65-cent wireless surcharge will appear on consumer billing statements.

326 21 to each wireless communications service provider. The  
326 22 ~~administrator program manager~~, subject to the ~~fifty sixty-five~~  
326 23 cent limit in paragraph "a", may adjust the amount of the  
326 24 surcharge as necessary, but no more than once in any calendar  
326 25 year.

326 26 c. (1) The surcharge shall be collected as part of the  
326 27 wireless communications service provider's periodic billing to  
326 28 a subscriber. The surcharge shall appear as a single line  
326 29 item on a subscriber's periodic billing indicating that the  
326 30 surcharge is for E911 emergency telephone service. In the  
326 31 case of prepaid wireless telephone service, this surcharge  
326 32 shall be remitted based upon the address associated with the  
326 33 point of purchase, the customer billing address, or the  
326 34 location associated with the mobile telephone number for each  
326 35 active prepaid wireless telephone that has a sufficient  
327 1 positive balance as of the last days of the information, if  
327 2 that information is available. The wireless E911 service  
327 3 surcharge is not subject to sales or use tax.

327 4 (2) In compensation for the costs of billing and  
327 5 collection, the wireless communications service provider may  
327 6 retain one percent of the gross surcharges collected.

327 7 (3) The surcharges shall be remitted quarterly by the  
327 8 wireless communications service provider to the ~~administrator~~  
327 9 program manager for deposit into the fund established in  
327 10 subsection 2.

327 11 (4) A wireless communications service provider is not  
327 12 liable for an uncollected surcharge for which the wireless  
327 13 communications service provider has billed a subscriber but  
327 14 which has not been paid. ~~The surcharge shall appear as a~~  
327 15 ~~single line item on a subscriber's periodic billing indicating~~  
327 16 ~~that the surcharge is for E911 emergency telephone service.~~  
327 17 ~~The E911 service surcharge is not subject to sales or use tax.~~

327 18 Sec. 454. Section 34A.7A, subsection 2, Code 2003, is  
327 19 amended to read as follows:  
327 20 2. Moneys collected pursuant to subsection 1 shall be  
327 21 deposited in a separate wireless E911 emergency communications

CODE: Establishes a priority order for payment of costs from funds collected via the 65-cent surcharge.



327 22 fund within the state treasury under the control of the  
 327 23 ~~administrator~~ program manager. Section 8.33 shall not apply  
 327 24 to moneys in the fund. Moneys earned as income, including as  
 327 25 interest, from the fund shall remain in the fund until  
 327 26 expended as provided in this section. Moneys in the fund  
 327 27 shall be expended and distributed ~~annually as follows~~ in the  
 327 28 following priority order:

327 29 a. An amount as appropriated by the general assembly to  
 327 30 the administrator shall be allocated to the administrator and  
 327 31 program manager for implementation, support, and maintenance  
 327 32 of the functions of the administrator and program manager and  
 327 33 to employ the auditor of state to perform an annual audit of  
 327 34 the wireless E911 emergency communications fund.

327 35 b. The program manager shall allocate twenty-one percent  
 328 1 of the total amount of surcharge generated to wireless  
 328 2 carriers to recover their costs to deliver E911 phase 1  
 328 3 services. If the allocation in this paragraph is insufficient  
 328 4 to reimburse all wireless carriers for such carrier's eligible  
 328 5 expenses, the program manager shall allocate a prorated amount  
 328 6 to each wireless carrier equal to the percentage of such  
 328 7 carrier's eligible expenses as compared to the total of all  
 328 8 eligible expenses for all wireless carriers for the calendar  
 328 9 quarter during which such expenses were submitted. When  
 328 10 prorated expenses are paid, the remaining unpaid expenses  
 328 11 shall no longer be eligible for payment under this paragraph.

328 12 c. The program manager shall reimburse wire-line carriers  
 328 13 on a calendar quarter basis for carriers' eligible expenses  
 328 14 for transport costs between the selective router and the  
 328 15 public safety answering points related to the delivery of  
 328 16 wireless E911 phase 1 services.

DETAIL: Money collected from the 65-cent surcharge is deposited into a non-reversionary Wireless E911 Emergency Communications Fund within the State Treasurer's Office under the control of the E911 Program Manager.

CODE: Corrective amendment to conform Section 34A.7A(2)(a), Code of Iowa, to Section 206 of SF 2298 (FY 2005 Omnibus Appropriations Act).

DETAIL: Permits the program manager to receive up to \$50,000 per quarter or \$200,000 per year for administration, implementation, support, and maintenance of the functions of the E911 program. Also, requires the State Auditor to perform an annual audit of the Wireless E911 Emergency Communications Fund.

CODE: Specifies reimbursement for wireless carrier cost recovery is 21.00% of the total surcharge amount.

DETAIL: Based on the current revenue estimate, this is approximately \$532,350 per quarter. Once expenses are paid for a quarter, the remaining unpaid expenses will no longer be eligible for repayment which eliminates the debt from continuing to carry forward as it has in the past.

CODE: Specifies reimbursement for wire-line transport costs of local wire-line carriers.

DETAIL: Based on the current revenue estimate, this amount is estimated to be \$408,000 per quarter or \$1,632,000 per year.

Included in the quarterly amount is \$342,000 for Qwest and \$66,000 for local telephone companies. This pays for the use of the copper wire already in the ground.

328 17 ~~b. d. (4) The administrator shall retain funds necessary~~  
 328 18 ~~to reimburse wireless carriers for their costs to deliver E911~~  
 328 19 ~~services. The administrator shall assure that wireless~~  
 328 20 ~~carriers recover all eligible costs associated with the~~  
 328 21 ~~implementation and operation of E911 services, including but~~  
 328 22 ~~not limited to hardware, software, and transport costs. The~~  
 328 23 ~~administrator shall adopt rules defining eligible costs which~~  
 328 24 ~~are consistent with federal law, regulations, and any order of~~  
 328 25 ~~a federal agency program manager shall reimburse wire-line~~  
 328 26 ~~carriers and third-party E911 automatic location information~~  
 328 27 ~~database providers on a calendar quarterly basis for the costs~~  
 328 28 ~~of maintaining and upgrading the E911 components and~~  
 328 29 ~~functionalities beyond the input to the E911 selective router,~~  
 328 30 ~~including the E911 selective router and the automatic location~~  
 328 31 ~~information database.~~  
 328 32 ~~(2) The administrator shall provide for the reimbursement~~  
 328 33 ~~of wireless carriers on a quarterly basis. If the total~~  
 328 34 ~~amount of moneys available in the fund for the reimbursement~~  
 328 35 ~~of wireless carriers pursuant to subparagraph (1) is~~  
 329 1 ~~insufficient to reimburse all wireless carriers for such~~  
 329 2 ~~carriers' eligible expenses, the administrator shall remit an~~  
 329 3 ~~amount to each wireless carrier equal to the percentage of~~  
 329 4 ~~such carrier's eligible expenses as compared to the total of~~  
 329 5 ~~all eligible expenses for all wireless carriers for the~~  
 329 6 ~~calendar quarter during which such expenses were submitted.~~

CODE: Specifies reimbursement of associated wireless and wire-line carriers Automated Location Information (ALI) costs.

DETAIL: Based on the current revenue estimate, this amount is estimated to be \$870,000 per quarter or \$3,480,000 per year. Included in the quarterly amount is \$484,000 for the selective router and \$386,000 for a third-party ALI database. The database is where the Public Safety Answering Points (PSAPS) go for information from a 911 call.

329 7 e. The program manager shall apply an amount up to five  
 329 8 hundred thousand dollars per calendar quarter to any  
 329 9 outstanding wireless E911 phase 1 obligations incurred  
 329 10 pursuant to this chapter prior to July 1, 2004.

CODE: Specifies that a per quarter payment of \$500,000 will be applied to the current outstanding E911 debt.

DETAIL: The debt owed is approximately \$3,000,000. With \$500,000 per quarter being applied to the debt, the debt is estimated to be paid off by January 1, 2006.

329 11 f. (1) The program manager shall allocate an amount up to  
 329 12 one hundred fifty–nine thousand dollars per calendar quarter  
 329 13 equally to the joint E911 service boards and the department of  
 329 14 public safety that have submitted an annual written request to  
 329 15 the program manager in a form approved by the program manager  
 329 16 by May 15 of each year. The program manager shall allocate to  
 329 17 each joint E911 service board and to the department of public  
 329 18 safety a minimum of one thousand dollars per calendar quarter  
 329 19 for each public safety answering point within the service area  
 329 20 of the department of public safety or joint E911 service  
 329 21 board.

329 22 (2) Upon retirement of outstanding obligations referred to  
 329 23 in paragraph "e", the amount allocated under this paragraph  
 329 24 "f" shall be twenty–four percent of the total amount of  
 329 25 surcharge generated per calendar quarter allocated as follows:

329 26 (a) Sixty–five percent of the total dollars available for  
 329 27 allocation shall be allocated in proportion to the square  
 329 28 miles of the service area to the total square miles in this  
 329 29 state.

329 30 (b) Thirty–five percent of the total dollars available for  
 329 31 allocation shall be allocated in proportion to the wireless  
 329 32 E911 calls taken at the public safety answering point in the  
 329 33 service area to the total number of wireless E911 calls  
 329 34 originating in this state.

329 35 (c) Notwithstanding subparagraph subdivisions (a) and (b),  
 330 1 the minimum amount allocated to each joint E911 service board  
 330 2 and to the department of public safety shall be no less than  
 330 3 one thousand dollars for each public safety answering point  
 330 4 within the service area of the department of public safety or  
 330 5 joint E911 service board.

330 6 (3) The funds allocated in this paragraph "f" shall be  
 330 7 used for communication equipment located inside the public  
 330 8 safety answering points for the implementation and maintenance  
 330 9 of wireless E911 phase 2. The joint E911 service boards and  
 330 10 the department of public safety shall provide an estimate of  
 330 11 phase 2 implementation costs to the program manager by January

CODE: Prior to the debt repayment, up to \$159,000 per quarter is allocated to the Public Safety Answering Points (PSAPS). A minimum of \$1,000 will go to each of the PSAPS.

DETAIL: There were 127 PSAPS; however, currently there are 125 PSAPS in Iowa. Muscatine consolidated from two PSAPS to one and the Sheldon PSAP closed and all calls are going to the Primghar PSAP. Other PSAPS are considering consolidating to save money.

Once the debt is paid off, the amount allocated to the PSAPS is 24.00% of the revenue generated by the 65-cent wireless surcharge. Based on the current revenue projection, this amount is estimated to be \$608,400 per quarter or \$2,433,600 per year. A formula will be applied to distribute the money to the 125 PSAPS with no less than \$1,000 going to each one. The formula is 65.00% of the total based on square miles of service and 35.00% of the total based on wireless call volume.

CODE: Requires an estimate of Phase 2 implementation costs from the Public Safety Answering Points (PSAPS) is to be provided to the program manager by January 1, 2005.

330 12 1, 2005.  
 330 13 ~~e. (1) The remainder of the surcharge collected shall be~~  
 330 14 ~~remitted to the administrator for distribution to the joint~~  
 330 15 ~~E911 service boards and the department of public safety~~  
 330 16 ~~pursuant to subparagraph (2) to be used for the implementation~~  
 330 17 ~~of enhanced wireless communications capabilities.~~

330 18 g. If moneys remain in the fund after fully paying all  
 330 19 obligations under paragraphs "a" through "f", the remainder  
 330 20 may be accumulated in the fund as a carryover operating  
 330 21 surplus. This surplus shall be used to fund future phase 2  
 330 22 network and public safety answering point improvements and  
 330 23 wireless carriers' transport costs related to wireless E911  
 330 24 services, if those costs are not otherwise recovered by  
 330 25 wireless carriers through customer billing or other sources  
 330 26 and approved by the program manager. Notwithstanding section  
 330 27 8.33, any moneys remaining in the fund at the end of each  
 330 28 fiscal year shall not revert to the general fund of the state  
 330 29 but shall remain available for the purposes of the fund.

330 30 ~~(2) h. The administrator, in consultation with the program~~  
 330 31 ~~manager and the E911 communications council, shall adopt rules~~  
 330 32 ~~pursuant to chapter 17A governing the distribution of the~~  
 330 33 ~~surcharge collected and distributed pursuant to this lettered~~  
 330 34 ~~paragraph subsection. The rules shall include provisions that~~  
 330 35 ~~all joint E911 service boards and the department of public~~  
 331 1 ~~safety which answer or service wireless E911 calls are~~  
 331 2 ~~eligible to receive an equitable portion of the receipts.~~  
 331 3 ~~A joint E911 service board or the department of public~~  
 331 4 ~~safety, to receive funds from the wireless E911 emergency~~  
 331 5 ~~communications fund, must submit a written request for such~~  
 331 6 ~~funds to the administrator in a form as approved by the~~  
 331 7 ~~administrator. A request shall be for funding under an~~  
 331 8 ~~approved E911 service plan for equipment which is directly~~  
 331 9 ~~related to the reception and disposition of incoming wireless~~  
 331 10 ~~E911 calls. The administrator may approve the distribution of~~

CODE: Creates a non-reversionary fund for the carryover operating surplus to be used for future Phase 2 network and Public Safety Answering Point (PSAP) upgrades and improvements.

DETAIL: Based on the current revenue projection, the pre-debt amount going into this fund is estimated to be \$16,000 per quarter, and the post-debt amount going into this fund is estimated to be \$66,000 per quarter.

CODE: Requires administrative rules be adopted to govern the distribution of the surcharge revenue collected. The rules should also include language that allows all 125 Public Safety Answering Points (PSAPs) in Iowa to receive an equitable portion of the receipts.

331 11 funds pursuant to such request if the administrator finds that  
 331 12 the requested funding is for equipment necessary for the  
 331 13 reception and disposition of such calls and that sufficient  
 331 14 funds are available for such distribution.

331 15 If insufficient funds are available to fund all requests,  
 331 16 the administrator shall fund requests in an order deemed  
 331 17 appropriate by the administrator after considering factors  
 331 18 including, but not limited to, all of the following:

331 19 (a) Documented volume of wireless E911 calls received by  
 331 20 each public safety answering point.

331 21 (b) The population served by each public safety answering  
 331 22 point.

331 23 (c) The number of wireless telephones in the public safety  
 331 24 answering point jurisdiction.

331 25 (d) The public safety of the citizens of this state.

331 26 (e) Any other factor deemed appropriate by the  
 331 27 administrator, in consultation with the E911 communications  
 331 28 council, and adopted by rule.

331 29 ~~(3)~~ 2A. a. The administrator program manager shall submit  
 331 30 an annual report by January 15 of each year to the legislative  
 331 31 government oversight committee advising the general assembly  
 331 32 of the status of E911 implementation and operations, including  
 331 33 both land-line wire-line and wireless services, and the  
 331 34 distribution of surcharge receipts, and an accounting of the  
 331 35 revenues and expenses of the E911 program.

CODE: Requires an annual report be submitted to the Legislative Government Oversight Committee on January 15 of each year that advises the General Assembly on the status of E911 implementation and operations, including both wire-line and wireless services and reporting revenues and expenses of the E911 program.

332 1 b. The program manager shall submit a calendar quarter  
 332 2 report of the revenues and expenses of the E911 program to the  
 332 3 fiscal services division of the legislative services agency.

CODE: Requires the program manager to submit a calendar quarter report of revenues and expenses to the Fiscal Services Division of the Legislative Services Agency.

332 4 c. The legislative government oversight committee shall  
 332 5 review the priorities of distribution of funds under this  
 332 6 chapter at least every two years.

CODE: Requires the Legislative Government Oversight Committee to review the priority order of the distribution of funds received from the 65-cent wireless surcharge at least every two years.

332 7 Sec. 455. Section 34A.7A, subsection 3, Code 2003, is  
 332 8 amended to read as follows:

CODE: Technical correction.

332 9 3. The amount collected from a wireless service provider  
 332 10 and deposited in the fund, pursuant to section 22.7,  
 332 11 subsection 6, information provided by a wireless service  
 332 12 provider to the ~~administrator~~ program manager consisting of  
 332 13 trade secrets, pursuant to section 22.7, subsection 3, and  
 332 14 other financial or commercial operations information provided  
 332 15 by a wireless service provider to the ~~administrator~~ program  
 332 16 manager, shall be kept confidential as provided under section  
 332 17 22.7. This subsection does not prohibit the inclusion of  
 332 18 information in any report providing aggregate amounts and  
 332 19 information which does not identify numbers of accounts or  
 332 20 customers, revenues, or expenses attributable to an individual  
 332 21 wireless communications service provider.

332 22 Sec. 456. Section 34A.8, subsection 2, unnumbered  
 332 23 paragraph 2, Code 2003, is amended to read as follows:  
 332 24 The program manager, joint E911 service board, the  
 332 25 designated E911 service provider, and the public safety  
 332 26 answering point, their agents, employees, and assigns shall  
 332 27 use local exchange service information provided by the local  
 332 28 exchange service provider solely for the purposes of providing  
 332 29 E911 emergency telephone service, and it shall otherwise be  
 332 30 kept confidential. A person who violates this section is  
 332 31 guilty of a simple misdemeanor.

CODE: Technical correction.

332 32 Sec. 457. Section 34A.9, Code 2003, is amended to read as  
 332 33 follows:  
 332 34 34A.9 TELECOMMUNICATIONS DEVICES FOR THE DEAF SPEECH  
 332 35 AND  
 332 35 HEARING-IMPAIRED.

CODE: Requires each Public Safety Answering Point (PSAP) to have devices that can answer calls from the speech and hearing impaired.

333 1 ~~By January 1, 1990, each county~~ Each public safety  
 333 2 answering point shall provide for the installation and use of  
 333 3 ~~at least one telecommunications device~~ devices for the ~~deaf~~ at  
 333 4 ~~a public safety answering point~~ speech and hearing-impaired.

DETAIL: This is part of federal requirements from the Americans with Disabilities Act.

333 5 Sec. 458. NEW SECTION. 34A.10 E911 SELECTIVE ROUTER.  
 333 6 On and after July 1, 2004, only the program manager shall

CODE: Requires the program manager to approve access to the E911 selective router as of July 1, 2004.

333 7 approve access to the E911 selective router.

DETAIL: This is necessary to ensure the State will maintain authority to manage access to the selective router.

333 8 Sec. 459. Section 34A.15, Code 2003, is amended by adding  
333 9 the following new subsection:

CODE: Adds the State Auditor or the Auditor's designee as an ex-officio member to the statewide E911 Communication Council.

333 10 NEW SUBSECTION. 1A. The auditor of state or the auditor  
333 11 of state's designee shall serve as an ex officio nonvoting  
333 12 member.

DETAIL: This Council meets every other month.

333 13 Sec. 460. Section 34A.15, subsection 2, Code 2003, is  
333 14 amended to read as follows:

CODE: Technical correction.

333 15 2. The council shall advise and make recommendations to  
333 16 the administrator and program manager regarding the  
333 17 implementation of this chapter. Such advice and  
333 18 recommendations shall be provided on issues at the request of  
333 19 the administrator or program manager or as deemed necessary by  
333 20 the council.

333 21 Sec. 461. Section 16.161, unnumbered paragraph 1, Code  
333 22 2003, is amended to read as follows:

CODE: Technical correction.

333 23 The authority shall assist the ~~administrator~~ program  
333 24 manager, appointed pursuant to section 34A.2A, as provided in  
333 25 chapter 34A, subchapter II, and the authority shall have all  
333 26 of the powers delegated to it by a joint E911 service board or  
333 27 the department of public defense in a chapter 28E agreement  
333 28 with respect to the issuance and securing of bonds or notes  
333 29 and the carrying out of the purposes of chapter 34A.

333 30 DIVISION XXV  
333 31 SEX OFFENDER REGISTRY

333 32 Sec. 462. Section 22.7, Code Supplement 2003, is amended  
333 33 by adding the following new subsection:

CODE: Adds sex offender registry records to the list of confidential records.

333 34 NEW SUBSECTION. 48. Sex offender registry records under  
333 35 chapter 692A, except as provided in section 692A.13.

334 1 Sec. 463. Section 229A.8A, subsection 4, Code Supplement  
334 2 2003, is amended to read as follows:  
334 3 4. ~~For purposes of registering as a sex offender under~~  
334 4 ~~chapter 692A, a person placed in the transitional release~~  
334 5 ~~program shall be classified a "high-risk" sex offender and~~  
334 6 ~~public notification shall be as provided in section 692A.13A,~~  
334 7 ~~subsection 2.~~ A committed person who refuses to register as a  
334 8 sex offender is not eligible for placement in a transitional  
334 9 release program.

CODE: Removes the high-risk sex offender classification and the public notification requirement for transitional release. Instead, a committed person that refuses to register as a sex offender cannot be placed in a transitional release program.

334 10 Sec. 464. Section 692A.13, Code Supplement 2003, is  
334 11 amended by striking the section and inserting in lieu thereof  
334 12 the following:

CODE: Defines specific recipients of sex offender registry information. The general public can access sex offender registry information through the Department of Public Safety's web page. The only exception is for offenders that were under the age of twenty at the time of their offense and the offense was statutory rape.

334 13 692A.13 AVAILABILITY OF RECORDS.

334 14 1. The department may provide relevant information from  
334 15 the sex offender registry to the following:

334 16 a. A criminal or juvenile justice agency, an agency of the  
334 17 state, any sex offender registry of another state, or the  
334 18 federal government.

334 19 b. The general public through the sex offender registry's  
334 20 web page, except that relevant information about an offender  
334 21 who was under twenty years of age at the time the offender  
334 22 committed a violation of section 709.4, subsection 2,  
334 23 paragraph "c", subparagraph (4), shall not be disclosed on the  
334 24 web page.

334 25 c. The single contact repository established pursuant to  
334 26 section 135C.33, in accordance with the rules adopted by the  
334 27 department.

334 28 2. A criminal or juvenile justice agency may provide  
334 29 relevant information from the sex offender registry to the  
334 30 following:

CODE: Defines specific recipients of sex offender registry information. Registry information can be distributed through printed materials, visual or audio press releases, or a web site.

334 31 a. A criminal or juvenile justice agency, an agency of the  
334 32 state, or any sex offender registry of another state, or the  
334 33 federal government.

334 34 b. The general public, including public and private  
334 35 agencies, organizations, public places, public and private



335 1 schools, child care facilities, religious and youth  
335 2 organizations, neighbors, neighborhood associations, community  
335 3 meetings, and employers. Registry information may be  
335 4 distributed to the public through printed materials, visual or  
335 5 audio press releases, or through a criminal or juvenile  
335 6 justice agency's web page.

335 7 3. Any member of the public may contact a county sheriff's  
335 8 office or police department to request relevant information  
335 9 from the registry regarding a specific person required to  
335 10 register under this chapter. The request for information  
335 11 shall be in writing, and shall include the name of the person  
335 12 and at least one of the following identifiers pertaining to  
335 13 the person about whom the information is sought:  
335 14 a. The date of birth of the person.  
335 15 b. The social security number of the person.  
335 16 c. The address of the person.

335 17 4. A county sheriff shall also provide to any person upon  
335 18 request access to a list of all registrants in that county.  
335 19 However, records of a person protected under 18 U.S.C. § 3521  
335 20 shall not be disclosed.

335 21 5. Relevant information provided to the general public may  
335 22 include the offender's name, address, a photograph, locations  
335 23 frequented by the offender, relevant criminal history  
335 24 information from the registry, and any other relevant  
335 25 information. Relevant information provided to the public  
335 26 shall not include the identity of any victim.

335 27 6. Notwithstanding sections 232.147 through 232.151,  
335 28 records concerning convictions which are committed by a minor  
335 29 may be released in the same manner as records of convictions  
335 30 of adults.

CODE: Specifies any person can contact a county sheriff's office or police department to request information from the sex offender registry. The request for information must be in writing and include the person's name and one of the following: date of birth, social security number, or address.

CODE: Specifies a county sheriff can provide a list of all registered sex offenders upon request, except records of a person protected under federal law.

CODE: Defines information that can be included on a public request for information. This information is not to include the identity of any victim.

CODE: Permits records concerning the conviction of a minor to be released in the same manner as the records concerning conviction of an adult.

335 31 7. Sex offender registry records are confidential records  
335 32 pursuant to section 22.7 and shall only be released as  
335 33 provided in this section.

CODE: Defines sex offender registry records as confidential records under Section 22.7, Code of Iowa.

335 34 Sec. 465. Section 901.4, Code Supplement 2003, is amended  
335 35 to read as follows:  
336 1 901.4 PRESENTENCE INVESTIGATION REPORT CONFIDENTIAL —  
336 2 DISTRIBUTION.  
336 3 The presentence investigation report is confidential and  
336 4 the court shall provide safeguards to ensure its  
336 5 confidentiality, including but not limited to sealing the  
336 6 report, which may be opened only by further court order. At  
336 7 least three days prior to the date set for sentencing, the  
336 8 court shall serve all of the presentence investigation report  
336 9 upon the defendant's attorney and the attorney for the state,  
336 10 and the report shall remain confidential except upon court  
336 11 order. However, the court may conceal the identity of the  
336 12 person who provided confidential information. The report of a  
336 13 medical examination or psychological or psychiatric evaluation  
336 14 shall be made available to the attorney for the state and to  
336 15 the defendant upon request. The reports are part of the  
336 16 record but shall be sealed and opened only on order of the  
336 17 court. If the defendant is committed to the custody of the  
336 18 Iowa department of corrections and is not a class "A" felon, a  
336 19 copy of the presentence investigation report shall be  
336 20 forwarded to the director with the order of commitment by the  
336 21 clerk of the district court and to the board of parole at the  
336 22 time of commitment. Pursuant to section 904.602, the  
336 23 presentence investigation report may also be released by the  
336 24 department of corrections or a judicial district department of  
336 25 correctional services to another jurisdiction for the purpose  
336 26 of providing interstate probation and parole compact services  
336 27 or evaluations, or to a substance abuse or mental health  
336 28 services provider when referring a defendant for services.  
336 29 The defendant or the defendant's attorney may file with the  
336 30 presentence investigation report, a denial or refutation of  
336 31 the allegations, or both, contained in the report. The denial

CODE: Eliminates the risk assessment requirements for the Sex Offender Registry. If a person is sentenced for an offense that requires the person to register as a sex offender, the court is required to release the pre-sentence investigation report to the Department of Corrections.

336 32 or refutation shall be included in the report. If the person  
336 33 is sentenced for an offense which requires registration under  
336 34 chapter 692A, the court shall release the report to the  
336 35 department ~~which is responsible under section 692A.13A for~~  
337 1 ~~performing the assessment of risk.~~

337 2 Sec. 466. Section 692A.13A, Code 2003, is repealed.

CODE: Repeals Section 692A.13A, Code of Iowa. Authorizes the identities of all sex offenders to be placed on the Internet (except for those convicted of statutory rape), and no longer requires risk assessments to be completed on all sex offenders by the Departments of Public Safety, Corrections, and Human Services for the purpose of placing the identities of high- and moderate-risk sex offenders on the Internet.

337 3 Sec. 467. APPLICABILITY OF AVAILABLE RECORDS IN THE SEX  
337 4 OFFENDER REGISTRY. Section 692A.13, as amended by this  
337 5 division of this Act, shall apply retroactively to all  
337 6 offenders on the registry.

Specifies that changes to availability of records apply retroactively to all sex offenders.

337 7 Sec. 468. EFFECTIVE DATE. This division of this Act,  
337 8 being deemed of immediate importance, takes effect upon  
337 9 enactment.

Specifies that this Division takes effect upon enactment.

337 10 SF 2298  
337 11 mg/cc/26

**EXECUTIVE SUMMARY**  
**98.0% GENERAL FUND EXPENDITURE LIMITATION ACT**

**HOUSE FILE 2039**

**CASH RESERVE FUND TRANSFER  
FOR FY 2003**

- Transfers \$45.8 million from the Cash Reserve Fund to the General Fund for FY 2003. The transfer is effective upon enactment and retroactive to June 30, 2003. The transfer was necessary to fund the FY 2003 General Fund deficit that resulted from lower than anticipated accrued revenues, actual FY 2003 standing appropriations in excess of budgeted estimates, and lower than projected reversions.

**EXPENDITURE LIMITATION  
REDUCTION**

- Reduces the expenditure limitation rate from 99.0% to 98.0%. The expenditure limitation reduces the amount the General Assembly and the Governor can appropriate from the General Fund for the succeeding fiscal year. *This item was vetoed by the Governor.*

**EFFECTIVE DATE OF EXPENDITURE  
LIMITATION**

- The expenditure limitation percentage change is effective on December 15, 2004. This will require the General Assembly and the Governor to use the 98.0% expenditure limitation for developing the FY 2006 budget. *This item was vetoed by the Governor.*

**FISCAL IMPACT**

- By reducing the expenditure limitation percentage from 99.0% to 98.0%, the maximum FY 2006 expenditure level would be approximately \$46.0 million lower than current law.

**GENERAL FUND SURPLUS  
APPROPRIATION TO THE SENIOR  
LIVING TRUST FUND**

- At the close of FY 2006, the Act appropriates an amount equal to 1.0% of the adjusted revenue estimate from the General Fund surplus to the Senior Living Trust Fund before funds are transferred to the Cash Reserve Fund. If the surplus is less than 2.0% of the adjusted revenue estimate, the amount to be appropriated will be equal to one-half of the surplus. Appropriations to the Senior Living Trust Fund will continue each year until a total of \$118.0 million is reached.

**GOVERNOR'S VETOES**

- The Governor vetoed language pertaining to the establishment of a 98.0% expenditure limitation requirement. The Governor stated that a 98.0% expenditure limitation would compromise the State's ability to protect the priorities of Iowans and fund essential services. In addition, the Governor stated that placing an additional 1.0% of the State's budget in reserve would shortchange the commitment to excellence in education, impede the State's ability to provide basic health care for seniors and veterans, and jeopardize efforts to ensure the safety and security of all Iowans.

**EFFECTIVE DATES**

- The transfer of \$45.8 million from the Cash Reserve Fund to the General Fund takes effect upon enactment and was applied retroactively to July 1, 2003. Provisions relating to the appropriation of surplus revenues to the Senior Living Trust Fund take effect at the conclusion of FY 2006.

**ENACTMENT DATES**

- This Act was approved by the General Assembly on February 9, 2004, and item vetoed and signed by the Governor on February 12, 2004.

**EXECUTIVE SUMMARY**  
**ENVIRONMENT FIRST FUND SUPPLEMENTAL APPROPRIATIONS ACT**

**HOUSE FILE 2538**

CASH RESERVE FUND  
SUPPLEMENTAL APPROPRIATION

- Appropriates \$17.5 million from the Cash Reserve Fund to the Environment First Fund for FY 2004 to provide cash flow funding to environmental programs that received FY 2004 appropriations from the Environment First Fund. The Environment First Fund experienced a cash flow shortage due to a revenue shortfall in the Rebuild Iowa Infrastructure Fund (RIIF) that resulted from the Iowa Supreme Court ruling that reduced the State tax rate for racetrack establishments.

CASH RESERVE FUND  
REIMBURSEMENT

- Requires the RIIF to reimburse the Cash Reserve Fund up to \$17.5 million if the General Assembly enacts legislation that increases the tax on gambling games at racetracks and the tax is applied retroactively to July 1, 2002. The General Assembly enacted HF 2302 (Gambling Act), that provides for the collection of sufficient wagering tax revenues to reimburse the Cash Reserve Fund.

EFFECTIVE DATE

- This Act takes effect upon enactment.

ENACTMENT DATE

- This Act was approved by the General Assembly on March 25, 2004, and signed by the Governor on April 2, 2004.

**EXECUTIVE SUMMARY  
WASTE TIRE MANAGEMENT FUND ACT**

**HOUSE FILE 2549**

**WASTE TIRE MANAGEMENT FUND  
APPROPRIATIONS**

- Allocates funds appropriated from the Waste Tire Management Fund as follows:
  - 30.0% to fund 2.5 FTE positions for the Department of Natural Resources (DNR). The positions include 1.0 FTE position for program administration and 1.5 FTE positions for waste tire compliance and inspections.
  - 10.0% for an educational program on waste tire disposal and related health and environmental issues.
  - 30.0% for waste tire market development initiatives.
  - 30.0% for waste tire stockpile abatement projects that require landowner cost-share funding.

**FISCAL IMPACT  
UNENCUMBERED OR  
UNOBLIGATED FUNDS**

- The Fund is expected to have receipts of approximately \$1.0 million in FY 2005.
- As of July 1, 2004, any unencumbered or unobligated funds in the Waste Tire Management Fund will be reallocated to fund the 2.5 FTE positions.
- Any unencumbered or unobligated funds on June 30, 2005, 2006, or 2007, will remain in the Waste Tire Management Fund and be reallocated using the percentages stated in the Act.

**ELIMINATES REPEAL OF FUND  
ENACTMENT DATES**

- Eliminates the future repeal of the Waste Tire Management Fund.
- This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on May 14, 2004.

**EXECUTIVE SUMMARY  
PRESCRIPTION DRUG ASSISTANCE PROGRAM BILL**

**HOUSE FILE 2554**

**PRESCRIPTION DRUG ASSISTANCE PROGRAM**

- Requires the State Insurance Commissioner to establish and administer a Prescription Drug Assistance Program designed to improve access to medically necessary prescription drugs and to provide assistance for accessing manufacturer prescription drug programs.

**REQUIRED REPORT**

- Requires the Commissioner to submit an annual report to the Governor and the General Assembly before December 15, 2004. The Report is to include any recommendations for the improvement of the Program and an analysis of the Program's effectiveness.

**CONTINGENT APPROPRIATION**

- Makes a contingent appropriation of \$250,000 from the Senior Living Trust Fund to the Insurance Division of the Department of Commerce for the period of October 1, 2004, through June 30, 2005, for establishment of the Program, if federal funding is not provided by October 1, 2004.

FISCAL IMPACT: It is estimated that the Program would require an increase of \$250,000 and 4.0 FTE positions for the Division compared to estimated net FY 2004.

**GOVERNOR'S VETO**

- The Governor vetoed this Bill on May 14, 2004, stating the Bill risked diverting resources away from the Senior Living Trust Fund and duplicates the outreach effort of the federal government.

**EXECUTIVE SUMMARY  
PUBLIC HEALTH OMNIBUS ACT**

**HOUSE FILE 2555**

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA**

- Establishes a Gifts and Grants Fund for the deposit of gift or grant moneys received by the Department of Public Health from any source, including the federal government.
- Appropriates the monies in the Fund to the Department for the purposes specified by the gift or grant and requires that moneys remaining in the Fund at the end of each fiscal year remain available for expenditure in future fiscal years.
- Provides for various technical and substantive changes to programs under the Department.
- Permits the Board of Mortuary Science Examiners to investigate the unlicensed practice of funeral directors and funeral and cremation establishments, and to impose a civil penalty not to exceed \$1,000 for unlicensed activities related to Mortuary Science. Civil penalties collected for this type of unlicensed activity are to be deposited into the General Fund.

**FISCAL IMPACT**

- The amount of gift and grant funds that will be received for use by the Department is unknown.
- The amount of civil penalties that will be collected for unlicensed activities related to Mortuary Science and deposited into the General Fund is unknown; however, any amount is not expected to be significant.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 19, 2004, and signed by the Governor on May 17, 2004.



**EXECUTIVE SUMMARY  
BIRTH CERTIFICATE REGISTRATION FEES ACT**

**SENATE FILE 2059**

**APPROPRIATION OF FEES**

- Appropriates fees from the registration of birth certificates to primary and secondary child abuse prevention programs and the Iowa Congenital and Inherited Disorders Registry.
  - The current registration fee is \$15.00, which remains in effect through FY 2005. Effective in FY 2006, the fee will be raised to \$20.00.
  - For FY 2004 and FY 2005, the Act appropriates \$10.00 of the \$15.00 fee for child abuse prevention programs and \$5.00 for the Registry.
  - Beginning in FY 2006, the Act appropriates \$10.00 of the \$20.00 fee for child abuse prevention programs and \$10.00 for the Registry.

**FISCAL IMPACT**

- Prior to this Act, these fees were collected by the Bureau of Vital Statistics, Department of Public Health, and deposited into the General Fund.
  - Fees will be collected for an estimated 24,000 births each year.
  - For FY 2004 and FY 2005, it is estimated that \$360,000 in fees will be collected each year. Of this amount, \$240,000 will be used for child abuse prevention programs and \$120,000 will be used by the Registry.
  - For FY 2006 and beyond, it is estimated that \$480,000 in fees will be collected each year. Of this amount, \$240,000 will be used for child abuse prevention programs and \$240,000 will be used by the Registry.

**EFFECTIVE DATE**

- This Act takes effect upon enactment.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on March 16, 2004, and signed by the Governor on March 18, 2004.

**EXECUTIVE SUMMARY  
FY 2006 SCHOOL AID ALLOWABLE GROWTH RATE**

**SENATE FILE 2124**

**FY 2006 ALLOWABLE GROWTH**

- Sets the FY 2006 allowable growth rate at 2.0%. This will increase the school district cost per pupil by \$95 compared to the FY 2005 amount. The FY 2006 State cost per pupil will be \$4,836.
- Fiscal Impact – With 2.0% allowable growth:
  - State Aid will total \$1,937.9 million, an increase of \$44.7 million (2.4%) compared to FY 2005.
  - Foundation Property Tax will total \$1,031.6 million, an increase of \$12.1 million (1.2%) compared to FY 2005.
  - The budget guarantee will total \$32.9 million (this amount is included in the total Foundation Property Tax amount) and 246 school districts will be eligible to receive the budget guarantee.
- Requires the allowable growth percentage to be set one year in advance beginning with the FY 2007 budget year.

**CAPS ON STATE AID AND AEA  
REDUCTIONS**

- Caps the FY 2005 State Aid at \$1,881.7 million.
- Caps the FY 2006 State Aid at \$1,926.5 million.
- Requires \$10.0 million of the appropriated amounts be allocated for textbooks and supplies on a per pupil basis for FY 2005 and FY 2006.
- Reduces the Area Education Agencies (AEAs) allocations from State Foundation Aid by \$11.8 million and requires each Agency's reduction to be the same as for FY 2004.
- Projected State Aid amounts after the AEA reductions are less than the capped amounts for FY 2005 and FY 2006, so these caps would have no effect on State Aid or Foundation property taxes.

**ENACTMENT DEADLINE**

- Eliminates the 30-day deadline for enacting the FY 2006 allowable growth percentage and the requirement that the allowable growth rate be the only subject matter of the Bill.

**ENACTMENT DATE**

- This Bill was approved by the General Assembly on February 17, 2004, and vetoed by the Governor on March 5, 2004.

**GOVERNOR'S VETO**

- The Governor vetoed this Bill stating it under funds the Area Education Agencies and falls short of the 2.0% allowable growth rate for FY 2005 and that 2.0% is inadequate for FY 2006. He also stated that the school districts should have the authority to determine how funds are allocated rather than having a specific amount allocated for textbooks and supplies. In addition, the Governor objected to the change in the date for setting allowable growth.

**EXECUTIVE SUMMARY  
PUBLIC HEALTH DISASTER FUNDING ACT**

**SENATE FILE 2153**

**PUBLIC HEALTH EMERGENCY OR  
DISASTER FUNDING**

- Permits the Department of Public Health, in conjunction with the Governor, to provide financial assistance to local governments from unencumbered funds appropriated to the Department in the event of a public health emergency or disaster that poses an imminent threat to the public's health, safety, and welfare.

- Limits the amount the Governor and Executive Council may provide from the General Fund to \$1.0 million, if the Department does not have sufficient unencumbered funds. If the funds needed are in excess of \$1.0 million, approval by the Legislative Council is also required.

**FISCAL IMPACT**

- The fiscal impact of assisting local governments in the event of a public health emergency or disaster cannot be determined, as the cost would depend on the type and severity of the emergency or disaster-related event.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on April 26, 2004.

# General Fund Revenue Report

(Dollars in Millions)

Act	Short Title/Provision	Revenue / Tax Type	General Fund Fiscal Impact Estimate		
			FY 2004	FY 2005	FY 2006
HF 2561	Jobs Corp Tax Credits *	Income Tax	-\$0.100	-\$0.200	-\$0.200
SF 2295	Private School Tuition *	Pers. Income Tax	0.000	0.000	-3.600
SF 2121	Environmental Testing *	Sales/Use Tax	0.000	-0.500	-0.500
SF 2303	Private College Savings Plan *	Pers. Income Tax	0.000	-0.300	-0.300
SF 2298	Admin. Services Revolving *	Other Revenue	0.000	1.900	0.000
SF 2026	Restore Utility Tax Phase-out	Sales/Use Tax	0.000	-63.400	-82.100
SF 2290	NJIP Changes (Wells)	Income Tax	0.000	-1.000	-1.400
SF 2296	Revenue Policy Act - Mold Building	Sales/Use Tax	0.000	-0.200	-0.200
SF 2296	Revenue Policy Act - Discounting	Sales/Use Tax	0.000	0.000	-2.100
HF 2553	College Savings Iowa Expanded	Pers. Income Tax	0.000	-0.100	-0.200
HF 2568	Comprehensive Health Insurance Association	Insurance Tax	0.000	2.400	0.500
SF 2298	Professional Licensing	Fees	0.000	-0.100	-0.100
SF 2298	Innovations Fund	Transfers	0.000	1.200	1.200
SF 2298	Inmate Employment	Other Revenue	0.000	0.100	0.100
HF 2572	Clerk of Court Fees	Fees	0.000	0.300	0.300
SF 2298	Workforce Fees	Fees	0.000	-0.200	-0.200
HF 2447	Boiler & Elevator Fees to Dept. of Workforce Dev.	Fees	0.000	0.000	-1.000
HF 2302	Admission Fee Revenue Reduced	Fees	0.000	-0.200	-0.200
HF 2302	Lottery Revenue to Gambler's Treatment	Transfers	0.000	-0.300	-0.300
HF 2562	Electrical & Mechanical Amusement Devices	Fees	0.000	0.000	0.500
SF 2298	Board of Educational Examiner Fees	Fees	0.000	0.100	0.100
SF 2149	Raffles Impact on Lottery Sales	Transfers	0.000	-1.200	-1.200
SF 2298	Pharmacy Exam Fees	Fees	0.000	0.100	0.100
			\$0.000	-\$62.500	-\$86.200

Note: Shaded items were vetoed by the Governor and are not included in the totals.

# EXECUTIVE SUMMARY GAMBLING ACT

HOUSE FILE 2302

## COUNTY ENDOWMENT FUND

- Creates a County Endowment Fund in the State treasury under the control of the Department of Revenue.
- Specifies that the Fund will receive 0.5% of adjusted gross receipts (AGR) from the racetrack casinos and excursion gambling boats. This will generate an estimated \$5.2 million annually, that will be transferred to individual county accounts on an equal basis among those counties with no licensee authorized to conduct gambling games.
- Requires counties to distribute 75.0% of the funds to charitable organizations and retain the remaining 25.0% to establish a permanent endowment fund for the benefit of charitable organizations.

## CITY, COUNTY, AND GAMBLER'S TREATMENT FUND

- Retains the current 0.5% of (AGR) distributions to cities and counties, and increases the distribution to the Gambler's Treatment Fund from 0.3% to 0.5%.

## LIFETIME EXCLUSION FROM GAMBLING

- Requires licensees to establish a process to allow a person to be voluntarily excluded for life from a racetrack enclosure or excursion gambling boat.

## DISPENSEMENT OF CASH OR CREDIT

- Prohibits credit or debit card machines in the wagering area of gambling establishments.
- Requires that when technology is available, licensees shall ensure that a person can voluntarily bar personal access to a debit or credit card located in the licensed premises.

## PENALTIES

- Prohibits a person under the age of 21 from gambling at a racetrack casino or on an excursion gambling boat. Violation constitutes a scheduled violation with a fine of \$500.

## REGULATORY FEES

- Changes the method used to calculate the fees charged to racetrack casinos for regulation by the Racing and Gaming Commission and the Department of Public Safety. The fee will now be based on the actual costs of regulation. Previously, the racetrack casinos paid an amount equal to fifty-cents for each admission.

## CRUISING REQUIREMENT

- Eliminates the cruising requirement for excursion boats and allows licensees to operate as a moored barge, an excursion boat that will cruise, or an excursion boat that will not cruise. If a licensee becomes a moored barge, it will be subject to the authority of the Department of Natural Resources. All boats must notify the Commission by June 20, 2004, and annually thereafter, indicating cruising status.
- Requires a boat located in the same county as a racetrack casino with an AGR over \$100.0 million to not become a moored barge until July 1, 2007, or until the casino has table games or video table games.

## SOCIOECONOMIC STUDY

- Requires the Commission to conduct a socioeconomic study and issue a report on the impact of gambling on Iowans every eight years beginning in calendar year 2008.

# EXECUTIVE SUMMARY GAMBLING ACT

# HOUSE FILE 2302

## TABLE GAMES

- Requires the Commission to issue a table games license to a racetrack casino that makes application by June 1, 2005, and pays a license fee of \$10.0 million if the casino has an AGR of \$100.0 million or greater, and \$3.0 million if the AGR is less than \$100.0 million.
- Requires the Commission to issue a license to a casino with an AGR of less than \$100.0 million only if all excursion gambling boats in that county agree and are allowed to become moored barges by a specific date.

## PROHIBITED GAMBLING AREA

- Specifies that funds from the licenses are deposited into the Rebuild Iowa Infrastructure Fund (RIIF).
- Prohibits new licenses for the central portion of the city of Des Moines.

## CHARITABLE GIVING

- Requires all casinos and boats to distribute at least 3.0% of their AGR for charitable purposes.

## APPROVED BODIES OF WATER

- Specifies that a gambling boat can be located on a natural or man-made lake, or a man-made basin or other body of water located no more than 1,000 feet from the high water mark of the river.

## NEW LICENSEES

- Establishes license fees for new licensees of \$5.0 million if the county population is 15,000 or less, \$10.0 million if the population is above 15,000 and less than 100,000, and \$20.0 million if the population is 100,000 or more.
- Specifies that new licensees will pay 20.0% of the license fee upon being granted a license and 20.0% per year thereafter for four years.
- Specifies that fees collected for any new license will be deposited in the RIIF.

## GAMBLING TAX RATES

- Establishes the following tax rates for licensed gambling operations:
  - Excursion gambling boats – 22.0% of AGR.
  - Dubuque Greyhound – 22.0% of AGR.
  - Bluffs Run (Council Bluffs) – 22.0% of AGR without table games or 24.0% if a table games license is issued.
  - Prairie Meadows (Altoona) – 24.0% of AGR.

## RETROACTIVE GAMBLING TAX

- Establishes a retroactive gambling tax on racetrack casinos for FY 2003 and FY 2004 of 22.0% for Dubuque Greyhound and 24.0% for Bluffs Run and Prairie Meadows. The tax is payable by June 1, 2004, and the increased receipts over the former tax rate of 20.0% will be deposited into the RIIF.

# EXECUTIVE SUMMARY GAMBLING ACT

HOUSE FILE 2302

## RIIF ASSESSMENT

- Establishes a FY 2005 and FY 2006 RIIF assessment on each excursion gambling boat of 2.152% of AGR. The assessments are due June 1, 2005, and June 1, 2006, respectively, and are deposited into the RIIF. Beginning in FY 2011, excursion boats may take 20.0% of each assessment as a wagering tax credit for five consecutive years.

## EFFECTIVE DATES

- Section 5, exempting veterinarians and equine stewards from the merit system and collective bargaining agreement, applies retroactively to April 1, 2004.
  - Section 21, requiring a postmortem examination by a veterinarian or a veterinary pathologist of every horse that is destroyed or expires while stabled at a racetrack, applies retroactively to April 1, 2004.
  - Section 26, defining gambling games, takes effect upon enactment.
  - Section 37, requiring the Commission to issue table games licenses to racetrack casinos under specified circumstances, takes effect upon enactment.
  - Section 39, requiring charitable donations of at least 3.0% of AGR by all casinos and boats, is effective upon enactment.
  - Section 46, increasing the time from two years to at least an eight-year wait for a new referendum on gambling after such a referendum has been defeated, applies retroactively to referendums held on or after January 1, 2002.
  - Section 61, requiring the Legislative Council to commission a socioeconomic study of the impact of gambling on Iowans, is effective upon enactment.
  - Section 62, establishing transition provisions concerning excursion gambling boat cruising, is effective upon enactment.
  - Section 63, establishing a FY 2003 – FY 2004 racetrack enclosure gambling games tax, is effective on enactment and applies retroactively to July 1, 2002.
  - Section 64, establishing a FY 2005 – FY 2006 RIIF assessment, takes effect upon enactment.
- ## FISCAL IMPACT
- The retroactive tax on racetrack casinos will generate an estimated \$23.6 million in one-time receipts for the RIIF in FY 2004.
  - The table gaming licenses will generate up to \$23.0 million in one-time funds for the RIIF. Of this, \$10.0 million has been received in FY 2004 and up to \$13.0 million may be received in FY 2005. The license fees can be taken as a wagering tax credit of up to 20.0% of the amount paid for five years beginning in FY 2009.

## EXECUTIVE SUMMARY GAMBLING ACT

HOUSE FILE 2302

### FISCAL IMPACT (CONTINUED)

- The RIIF assessments of gambling boats will generate \$15.0 million each year in FY 2005 and FY 2006 for the RIIF. The assessments can be taken as a tax credit of 20.0% of the amount paid beginning in FY 2011.
- The new tax rate on casinos and boats will generate an additional \$15.6 million in FY 2005 and an additional \$25.5 million in FY 2006 in State gaming revenues compared to the 20.0% former tax rate for RIIF.
- Cities, counties, Gamblers Treatment Fund, and the County Endowment Fund will each receive 0.5% of AGR on all boats and casinos for an estimated \$5.2 million each year.
- Changing the admissions tax at racetrack casinos to a regulatory fee will result in a \$600,000 reduction to the RIIF in FY 2005.
- Repealing 99F.10A, Code of Iowa, which required each racetrack licensee to pay 20.0% of the costs of special agents and gaming enforcement officers of the Department of Public Safety any support costs over \$30,000, will result in an annual loss to the General Fund of \$200,000.
- Increasing the Lottery contribution to the Gambler's Treatment Fund from 0.3% to 0.5% of gross Lottery revenue will increase the receipts to the Fund by an estimated \$349,000 annually, with an equal reduction to the General Fund.
- This Act was approved by the General Assembly on April 19, 2004, and signed by the Governor on May 6, 2004.

### ENACTMENT DATE



# EXECUTIVE SUMMARY CORRECTIONS OMNIBUS ACT

HOUSE FILE 2367

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

### INMATE LABOR FUND

### ADMINISTRATIVE RULES

### FISCAL IMPACT

### ENACTMENT DATE

- Creates the Inmate Labor Fund, a restricted fund, under the control of the Department of Corrections.
- Permits the sentencing court, the Department of Corrections, and Community-Based Corrections District Departments to exchange presentence investigation reports via electronic mail.
- Provides that the medical director or the medical director's designee at the Iowa Medical Classification Center at Oakdale is required to secure the professional care and treatment of offenders confined at the Center. Provides that the forensic psychiatric hospital at the Center is under the control of the medical director. Current law provides that these functions are under the control of the superintendent at the Center.
- Provides that Fund receipts consist of any fees, grants, appropriations, or reimbursed costs received by the Department related to inmate labor. Fund expenditures are restricted to those related to the provision of inmate labor to public entities, such as staff and transportation costs.
- The Department of Corrections will propose administrative rules to implement HF 2367. The proposal is a sliding fee scale of \$3 to \$5 per day, per inmate, to be charged to public entities. The rules will include a waiver provision.
- Receipts to the Inmate Labor Fund are estimated to be no more than \$80,000 annually. The receipts will be used to offset the costs of providing inmate labor, such as vehicle maintenance, required safety equipment, and security. Other provisions in the Act have no significant fiscal impact.
- This Act was approved by the General Assembly on April 8, 2004, and signed by the Governor on April 26, 2004.

**EXECUTIVE SUMMARY  
FREE LANDOWNER DEER HUNTING BILL**

**HOUSE FILE 2432**

**FREE LANDOWNER HUNTING  
LICENSES**

- Allows a landowner or member of the landowner's family to receive one free any sex deer license, one free antlerless deer license, and one free wild turkey license. These licenses are also available to a tenant or to a tenant's family member if the landowner does not apply for the free licenses.
- The free licenses limit hunting to the landowner's or tenant's farm unit that is 10 acres or more in size.
- Allows a landowner and a tenant to apply for a free deer license for a hunting season that may be established in the first calendar quarter of a year and two free deer licenses for a season that is established during the last calendar quarter of a year.

**FISCAL IMPACT**

- The actual number of participants is unknown. The Department of Natural Resources (DNR) estimates between 10,000 and 20,000 additional deer licenses will be issued for free. The cost of a deer license is \$26.
- The estimated fiscal impact of HF 2432 is an annual decrease in receipts to the Fish and Wildlife Trust Fund ranging between \$260,000 and \$520,000.

**GOVERNOR'S VETOES**

- The Governor vetoed this Bill, as additional free hunting licenses would deplete receipts to the Fish and Game Trust Fund. Currently, a landowner, a family member, or a tenant can receive one free deer license, one free antlerless deer license and one free wild turkey license. Also, two additional deer licenses can be purchased at a reduced rate of \$11.00 each.

**ENACTMENT DATES**

- This Bill was approved by the General Assembly on April 1, 2004, and vetoed by the Governor on May 14, 2004.

# EXECUTIVE SUMMARY COUNTY TREASURER LICENSING ACT

HOUSE FILE 2433

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

## STUDIES AND INTENT LANGUAGE

## FISCAL IMPACT

## ENACTMENT DATE

- Provides that County Treasurers will retain \$7.00 instead of \$5.00 for each issuance or renewal of a driver's license or nonoperator identification card effective FY 2005. The Act repeals the FY 2005 expiration date set forth in SF 97 (FY 2004 DOT Omnibus Act). Senate File 97 allowed County Treasurers to retain \$5.00 instead of \$3.75 for each license or card issued in FY 2004 and FY 2005.
- Requires the State Auditor, in consultation with the Department of Transportation (DOT) and the Iowa County Treasurers Association, to conduct a study of the fiscal impact for the County Driver's License Issuance Program. The Act requires the State Auditor to report findings and recommendations to the General Assembly prior to January 1, 2006, and to repeat the study and reporting every four years thereafter. The findings and recommendations submitted by the State Auditor are to be considered by the General Assembly in adjusting the amount of fees retained by County Treasurers for issuance of driver's licenses and nonoperator identification cards.
- The estimated fiscal impact of HF 2433 is an increase in revenue of \$856,000 to the general fund of counties and a decrease of the same amount to the Road Use Tax Fund in FY 2005 and beyond. The counties' general fund increase includes the 81 counties that issue drivers' licenses and nonoperator identification cards through County Treasurer offices. The State Auditor's costs for conducting the studies are unknown. Such costs are to be paid by the Department of Transportation from a combination of Road Use Tax Fund and Primary Road Fund moneys.
- This Act was approved by the General Assembly on April 5, 2004, and signed by the Governor on May 6, 2004.

# EXECUTIVE SUMMARY

## EQUIPMENT AND INSTALLATION SAFETY PROGRAMS ACT

HOUSE FILE 2447

### SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Creates a Boiler and Pressure Vessel Board and specifies the membership and duties of the Board. Some duties include, but are not limited to: review existing boiler rules, regulations, and standards; adopt rules to administer the Boiler and Pressure Vessel Program; and establish fees to cover the cost of the Board and the administration of the Program. The Board may also hear appeals and make final rulings.
- Creates a Boiler and Pressure Vessel Safety Fund and specifies that fees collected related to the Boiler and Pressure Vessel Program are to be deposited into the Fund and appropriated to cover the costs of administering the Program and operating the Board. Specifies the Fund is repealed July 1, 2012.
- Requires the Board to adopt rules relating to equipment covered by statute, as well as rules that are in accordance with the American Society of Mechanical Engineers (ASME) Code.
- Requires boiler inspection reports that require modification, alteration, or change to be in writing and requires the report to cite the State law, rule, or American Society of Mechanical Engineers (ASME) Code section that was allegedly violated.
- Creates an Elevator Safety Board and specifies the membership and duties of the Board. Some duties include, but are not limited to: review elevator and facility rules, regulations, and standards; adopt rules governing maintenance, construction, alteration, and installation of facilities as well as the inspection of those facilities; and establish fees to cover the cost of the Board and the administration of the Program. The Board may also hear appeals and make final rulings. Many of the duties of the Board were previously performed by the Labor Commissioner.
- Creates an Elevator Safety Fund and specifies that fees collected pursuant to the Elevator Program are to be deposited into the Fund and appropriated to cover the costs of administering the Program and operating the Board. Specifies the Fund is repealed July 1, 2012.
- Requires the Board to adopt the American Society of Mechanical Engineers (ASME) Code for elevators and escalators.
- Allows the Board to grant variances and exceptions for nonconforming facilities.
- Requires fees collected from the Boiler and Pressure Vessel Program and the Elevator Program to continue to be deposited into the General Fund through FY 2005. Requires accruals attributed to FY 2005 to be deposited into the General Fund. Specifies the intent of the General Assembly to reduce the FY 2006 General Fund appropriation to the Department of Workforce Development by the amount of revenues projected to be deposited into the Boiler and Pressure Vessel and Elevator Safety Funds for FY 2006.

**EXECUTIVE SUMMARY  
EQUIPMENT AND INSTALLATION SAFETY PROGRAMS ACT**

**HOUSE FILE 2447**

**FISCAL IMPACT**

- The Department of Workforce Development will begin to retain fees collected pursuant to the Boiler and Pressure Vessel and the Elevator Programs in FY 2006. A five-year average of fees collected indicates the Department will retain over \$900,000 in fees in FY 2006. If the FY 2006 General Fund appropriation to the Department of Workforce Development is reduced by this amount, as intended in the Act, the net impact to the General Fund will be zero.

**EFFECTIVE DATE**

- This Act takes effect upon enactment.

**ENACTMENT DATE**

- This Act was approved by the General Assembly April 8, 2004, and signed by the Governor April 26, 2004.

**EXECUTIVE SUMMARY  
OUT-OF-STATE PRISONERS IN IOWA JAILS ACT**

**HOUSE FILE 2471**

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA  
COST PER DAY**

**CORRECTIONAL IMPACT**

**FISCAL IMPACT**

**EFFECTIVE DATE  
ENACTMENT DATE**

- Permits Iowa counties to hold prisoners from other states. The states that send prisoners to Iowa county jails are required to reimburse the county.
- The marginal cost per day for Iowa county jails is \$15. Counties charge the Iowa Department of Corrections for holding certain State inmates, such as alleged parole violators pending a revocation proceeding. The charges range from \$48 to \$75 per day. Counties also contract with the federal Bureau of Prisons to hold federal detainees and inmates. The charges range from \$55 to \$100 per day.
- There is no significant correctional impact under HF 2471 because counties will use existing vacant beds to house out-of-state prisoners.
- The fiscal impact cannot be determined due to insufficient information. Iowa counties may experience increased receipts due to holding prisoners from other states. Based on information from Allamakee, Hardin, Kossuth, and Mitchell Counties, increased receipts may range from approximately \$12,000 to \$135,000 annually for each county participating.
- This Act takes effect upon enactment.
- This Act was approved by the General Assembly on April 7, 2004, and signed by the Governor on April 28, 2004.

**EXECUTIVE SUMMARY  
UTILITY REPLACEMENT TAX ACT**

**HOUSE FILE 2541**

**UTILITY REPLACEMENT TAX  
UPDATE**

- Requires allocation of transmission line additions of more than \$1.0 million to particular taxing districts to remedy the situation where a taxing district could have a considerable amount of transmission line property physically present but receive little if any replacement tax.
- Requires gas and electric utilities that paid \$500,000 or more in replacement taxes, or those expecting a 10.0% variance in replacement taxes, to report to the Department of Revenue annually by October 1 in order to improve projections of taxable valuations for local government budgeting.
- Requires gas and electric utilities to report mid-year additions of new operating property, along with an estimate of the associated replacement taxes by October 1 or at the time the asset is put into service, whichever is later, in order to improve projections of taxable valuations for local government budgeting.
- Changes the date the Department of Revenue certifies gas and electric utility valuations to county auditors from August 31 to October 31 to accommodate the changes in reporting dates.
- No change is made in the overall amount of utility replacement taxes collected. Tax allocations are realigned among the taxing districts based on physical location of transmission property.
- This Act is effective retroactively to January 1, 2004.
- This Act was approved by the General Assembly on April 6, 2004, and signed by the Governor on April 20, 2004.

**FISCAL IMPACT**

**EFFECTIVE DATE**

**ENACTMENT DATE**

**EXECUTIVE SUMMARY  
COLLEGE SAVINGS IOWA AMENDMENT ACT**

**HOUSE FILE 2553**

**COLLEGE SAVINGS IOWA  
AMENDMENTS**

**FISCAL IMPACT**

**EFFECTIVE DATE**

**ENACTMENT DATE**

- Amends the College Savings Iowa Program administered by the State Treasurer. The Program provides tax incentives for college savings contributions. The changes are technical, substantive, and some conform the Program to modifications to federal law. Together, the changes should expand participation in the Program marginally.
- The net fiscal impact of the changes to the College Savings Iowa Program is a projected reduction in General Fund receipts of \$130,000 in FY 2005 and \$175,000 in FY 2006 and future fiscal years.
- This Act was effective upon enactment.
- This Act was approved by the General Assembly on April 6, 2004, and signed by the Governor on April 15, 2004.



**EXECUTIVE SUMMARY**  
**JOB TRAINING AND RETRAINING (JOB CORPS) BILL**

**HOUSE FILE 2561**

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA**

- Creates a Job Corps Center New Jobs Tax Credit.
- Allows an Iowa employer that hires a graduate of an Iowa Job Corps Center for a full-time position within six months of graduation to claim a tax credit of up to \$1,182 per graduate for the first 12 months the graduate is employed.
- Earmarks tax credits for graduates who enroll in an Iowa community college within six months of graduation from an Iowa Job Corps Center. The tax credits are earmarked for up to three years from the date the graduate enrolls in the community college and are awarded to an Iowa employer once the graduate is employed in a full-time position. The credits apply to the first 12 months of the graduate's employment.
- Specifies the tax credit may be used against personal and corporate income tax liability.
- It is estimated House File 2561 would reduce General Fund revenues by \$43,000 in FY 2004, \$213,000 in FY 2005, and \$170,000 in subsequent fiscal years.
- This Bill takes effect upon enactment and applies retroactively to tax years beginning on or after January 1, 2004.
- This Bill was approved by the General Assembly April 14, 2004, and vetoed by the Governor on May 14, 2004. The Governor stated he could not approve a reduction in General Fund revenues at a time when other key needs and priorities remain unmet.

**FISCAL IMPACT**

**EFFECTIVE DATE**

**GOVERNOR'S VETO**

# EXECUTIVE SUMMARY ELECTRICAL AND MECHANICAL AMUSEMENT DEVICES ACT

HOUSE FILE 2562

## DEFINITIONS

## PERMISSIBLE LOCATIONS FOR DEVICES

## LICENSE FEES

## PROHIBITIONS ON NEW REGISTRATIONS

## REQUIREMENTS FOR THE DEVICES

## PENALTIES

## SPECIFIES DEPOSIT OF FEES

## REQUIRED REPORTS

- Specifies the definitions for distributor, manufacturer, manufacturer's representative, and owner of electrical and mechanical amusement devices.
- Specifies that licensed devices can only be operated on the premises of the holder of a Class A – D liquor control license or a Class B or C beer permit.
- Specifies that no more than two devices may be operated on the premise of a for-profit establishment and no more than four devices at a nonprofit establishment.
- Establishes annual registration fees as follows:
  - Each electrical and mechanical amusement device - \$25.
  - Manufacturer and manufacturer's representative - \$2,500.
  - Distributor - \$5,000.
  - For-profit owner of up to two devices - \$2,500.
- Prohibits the Department of Inspections and Appeals (DIA) from issuing any more licenses in total than were registered on the effective date of this Act. As of the date of enactment there are 6,928 registered devices.
- Prohibits the DIA from registering any additional devices for establishments holding a Class B or C beer permit on or after the effective date of this Act.
- Requires each device to have a counting mechanism that will allow the volume of business to be monitored by January 1, 2006.
- Requires each device on the premises of a Class B or C beer permit holder to have a security mechanism to prevent the device from being operated by an individual unless activated by the owner or owner's designee.
- Specifies that no one under the age of 21 may operate the devices. A person who violates this provision is guilty of a scheduled violation and will be fined \$250.
- Specifies that an owner or lessor of a device that knowingly allows or participates with a person under the age of 21 in using a device is guilty of a simple misdemeanor.
- Specifies that for FY 2004 and FY 2005, the registration fees be deposited into a special fund for use by the DIA and the Department of Public Safety (DPS) for administration and enforcement. Allows interest on the fees to remain in the fund. Beginning in FY 2006, the fees will be deposited into the General Fund.
- Requires the DIA and DPS to provide the General Assembly an interim report by December 31, 2004, and a final report by September 1, 2005.

**EXECUTIVE SUMMARY  
ELECTRICAL AND MECHANICAL AMUSEMENT DEVICES ACT**

**HOUSE FILE 2562**

**NONLIQUOR CONTROL LICENSEES**

- Allows devices that have been properly registered and are on the premises of an entity not holding the required liquor license or beer permit to be offered for use by the public until July 1, 2005.
- After July 1, 2005, these machines may no longer be offered for use by the public, but may be sold to a distributor or another person that does have the required liquor license or beer permit.

**EFFECTIVE DATE**

- Specifies that Section 9 of this Act applies retroactively to July 1, 2003. This Section changes the reporting requirement dates.
- Specifies the remainder of this Act takes effect upon enactment. Senate File 2298 (Omnibus Appropriations Act) amended Section 11.1 to allow Section 3, paragraph 2, regarding the required security mechanisms for activation of a device, to become effective on July 1, 2004.

**FISCAL IMPACT**

- The DIA has recorded the following license registrations and receipts in FY 2004:
  - Registered Devices – 6,928 with receipts of \$173,200.
  - Distributors – 88 with receipts of \$220,000.
  - Manufacturer’s Representatives – 4 with receipts of \$10,000.
  - Manufacturers – 3 for \$7,500.
- Total receipts through May 12, 2004, are \$411,000.
- The fees have been deposited into a fund created in HF 594 (FY 2003 Electrical and Mechanical Amusement Devices Act) for enforcement and administration of these devices by the DIA and DPS. Beginning in FY 2006, they will be deposited in the General Fund.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 13, 2004, and signed by the Governor on April 28, 2004.

**EXECUTIVE SUMMARY**  
**COMPREHENSIVE HEALTH INSURANCE ASSOCIATION COVERAGES ACT**

**HOUSE FILE 2568**

**NEW PROGRAMS, SERVICES, OR  
ACTIVITIES**

- Authorizes the Board of Directors of the Iowa Comprehensive Health Insurance Association to designate insurers for purposes of Association membership.
- Authorizes new insurer members to offset premium tax liability by the amount of the Association assessment in the same manner as current members.
- Requires Association insurer members to utilize 20.0% of the premium tax offset for each of the five years following the Association assessment. Currently, Association insurer members utilize 100.0% of the offset in the year following the assessment, if the offset is less than 20.0% of their premium tax liability for that year.

**FISCAL IMPACT**

- This Act will have the following estimated impact on the General Fund compared to the current estimate for FY 2004:
  - FY 2005, an increase of \$2.4 million.
  - FY 2006, an increase of \$520,000.
  - FY 2007, an increase of \$580,000.
  - FY 2008, a decrease of \$540,000.
  - FY 2009, a decrease of \$2.2 million.
  - FY 2010, a decrease of \$3.9 million.
  - FY 2011, a decrease of \$6.6 million.

**SIGNIFICANT CHANGES TO THE  
CODE OF IOWA**

- Eliminates obsolete language pertaining to Basic and Standard Health Plans.
- Authorizes the Board of Directors of the Iowa Comprehensive Health Insurance Association to designate insurers for purposes of Association membership.
- Requires the Association insurer members to utilize 20.0% of the premium tax offset for each of the five years following the Association assessment.
- Permits adjustments to the Iowa Comprehensive Health Insurance Association rates to reflect rating characteristics in the marketplace and allows an insurer to offset an assessment made against the insurer's premium tax liability.

**EFFECTIVE DATES**

- The Section of this Act eliminating obsolete language pertaining to Basic and Standard Health Plans is effective January 1, 2005.
- The Section of this Act permitting an insurer to offset premium tax liability by the amount of the Association assessment over a five-year period is effective January 1, 2005.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 13, 2004, and signed by the Governor on May 11, 2004.

**EXECUTIVE SUMMARY  
SCHEDULED FINES DISTRIBUTION ACT**

**HOUSE FILE 2569**

**SURCHARGE INCREASE**

- Imposes a \$5.00 county enforcement surcharge for citations issued by county sheriffs in addition to the fine and any other surcharge currently assessed. Allows each county's board of supervisors discretion in determining if the county will implement the surcharge.

**FISCAL IMPACT**

- Increased surcharges are expected to result in increased county revenues of \$298,000 in FY 2005, \$304,000 in FY 2006, and \$306,000 in FY 2007 and for on-going years. The receipts will be deposited into the individual counties' general funds. The revenue estimate is based on all 99 counties implementing the \$5.00 surcharge.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on April 28, 2004.

**EXECUTIVE SUMMARY  
CLERK OF COURT DUTIES ACT**

**HOUSE FILE 2572**

**FILING FEE INCREASES**

- Increases the filing fee from \$10 to \$20 for each change of title real estate certificate filed with District Court. Also creates a filing fee for criminal motions to show cause. The filing fee for contempt cases arising out of simple misdemeanors will be \$17 and approximately \$30 for all other criminal cases.

**FISCAL IMPACT**

- These fee increases are estimated to generate approximately \$287,000 in additional revenue annually for the General Fund.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on April 28, 2004.

# EXECUTIVE SUMMARY SNOWMOBILES AND ALL-TERRAIN VEHICLES ACT

SENATE FILE 297

## SIGNIFICANT CHANGES TO THE CODE OF IOWA

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

## FISCAL IMPACT

## ENACTMENT DATE

- Establishes separate chapters in the Code of Iowa for snowmobile and all-terrain vehicle regulations. The Act creates separate funds in the State treasury for snowmobile fees and all-terrain vehicle fees and specifies that moneys in the funds will not revert to the State General Fund.
- Effective January 1, 2005, changes the registration fee for snowmobiles and all-terrain vehicles from a biennial fee of \$25.00 to an annual fee of \$15.00.
- Requires owners of all-terrain vehicles that register such vehicles after September 1 of each year to pay a \$5.00 fee for the remainder of the current year, in addition to the \$15.00 fee for the following year.
- Increases the writing fee collected by county recorders for issuance of snowmobile and all-terrain vehicle registrations from \$1.00 to \$1.25.
- Increases the fee for safety certificates issued to snowmobile and all-terrain vehicle operators under 18 years of age from \$3.00 to \$5.00.
- Requires nonresident operators of all-terrain vehicles to obtain a user permit at a cost of \$15.00 plus an administrative fee. County recorders will charge a \$1.00 writing fee.
- Allows moneys appropriated to the Department of Natural Resources (DNR) for all-terrain vehicle programs to be used for establishment, maintenance, and operation of all-terrain vehicle riding areas.
- Increases fines for the following snowmobile and all-terrain vehicle violations:
  - For improper or defective equipment, an increase from \$10.00 to \$20.00.
  - For identification violations, an increase from \$10.00 to \$20.00.
  - For vehicle rental violations, an increase from \$15.00 to \$20.00.
- This Act will result in:
  - A net decrease of \$39,000 in revenues for the Snowmobile and All-Terrain Vehicle Funds in calendar year 2005.
  - A net increase of \$385,000 in revenues for the Snowmobile and All-Terrain Vehicle Funds in calendar year 2006.
  - Additional moneys associated with increases in writing and safety fees, nonoperator fees, and fines are expected to be minimal.
- This Act was approved by the General Assembly on April 5, 2004, and signed by the Governor on May 6, 2004.

**EXECUTIVE SUMMARY  
RESIDENTIAL UTILITY TAX PHASE-OUT RESTORATION ACT**

**SENATE FILE 2026**

**RESIDENTIAL UTILITY SALES TAX  
PHASE-OUT RESTORED**

• Senate File 2026 restores the phase-out of sales/use taxes on residential energy utilities. Prior to the 2003 General Assembly, the tax rate was being phased out at a rate of 1.0% per year over a five-year period. However, due to two 2003 General Assembly law changes and a Governor’s item veto, the phase-out was inadvertently terminated. This Act restores the previous phase-out schedule.

**FISCAL IMPACT**

• The fiscal impact of the sales tax phase-out restored in SF 2026 is a reduction in General Fund receipts of:

- FY 2005 - \$63.4 million
- FY 2006 - \$82.7 million
- FY 2007 - \$93.2 million (and subsequent fiscal years).

The fiscal impact of SF 2026 represents the same reduction estimated in the original phase-out legislation (HF 1 – Utility Tax Suspension and Phase-out Act) approved in 2001 and does not represent a new fiscal impact.

**ENACTMENT DATE**

• This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on May 6, 2004.



**EXECUTIVE SUMMARY  
ENVIRONMENTAL TESTING TAX EXEMPTION BILL**

**SENATE FILE 2121**

**ENVIRONMENTAL TESTING TAX  
EXEMPTION**

**FISCAL IMPACT**

**GOVERNOR'S VETO**

**ENACTMENT DATE**

- Senate File 2121 exempts environmental testing services from the State sales/use tax and the local option sales tax.
- The fiscal impact of the State sales tax exemption is a reduction in revenues of \$500,000 per year, beginning FY 2005. In FY 2005, the reduced revenue could potentially impact the Iowa Values Fund. In future years, the reduction will impact the General Fund.
- The Governor vetoed this Bill, stating that the exemption works counter to his proposal to broaden the sales tax base and lower the tax rate. The Governor also stated that the revenue reduction could harm economic development efforts financed through the Iowa Values Fund.
- This Bill was approved by the General Assembly on April 6, 2004, and vetoed by the Governor on May 14, 2004.

# EXECUTIVE SUMMARY GAMES OF CHANCE ACT

SENATE FILE 2149

## BINGO GAMES REGULATIONS

## RAFFLES

## EFFECTIVE DATE

## FISCAL IMPACT

## ENACTMENT DATE

- Permits the trade-in of a bingo card during a bingo game for not more than fifty cents.
- Increases the number of jackpot bingo games that can be held in any 24-hour period from one to two, and sets the maximum prize at \$1,000 for the first jackpot bingo game and \$2,500 for the second.
- Permits a cash raffle with a prize of up to \$200,000.
- Requires the Department of Inspections and Appeals to conduct a special audit for any raffle in which the real property or cash prize exceeds \$100,000.
- This Act is effective upon enactment.
- This Act may result in a reduction in lottery sales of up to \$3.3 million annually, resulting in a General Fund reduction in lottery revenues of up to \$1.2 million annually.
- There will be an increase in revenue to the General Fund of approximately \$6,500 the first year and \$11,000 the second year from increased sales of licenses for raffles.
- This Act was approved by the General Assembly on April 5, 2004, and signed by the Governor on April 12, 2004.

**EXECUTIVE SUMMARY**  
**INVESTMENT OF IOWA FINANCE AUTHORITY FUNDS ACT**

**SENATE FILE 2215**

**INVESTMENT OF BOND PROCEEDS**

- Permits the Iowa Finance Authority to establish separate funds within the Office of the Treasurer of State to invest proceeds from the issuance of bonds with the State's pooled investments. Prior to his Act, the Authority invested bond proceeds in guaranteed investment contracts (GICs), typically short-term investments, pending the use of funds for the intended purpose. This Act will allow the Authority to use a State pooled investment account as an alternative to a guaranteed investment contract when economically feasible.

**FISCAL IMPACT**

- This Act allows the Authority to generate additional interest revenue for programs, such as the Housing and State Revolving Fund Programs, during times when the rate of return on the State's pooled investments is greater than guaranteed investment contract rates. If current market conditions persist, the Authority could earn an additional \$250,000 to \$300,000 annually to benefit programs administered by the Authority.

**ENACTMENT DATE**

- This Act was approved by the General Assembly on April 20, 2004, and signed by the Governor on May 6, 2004.

# EXECUTIVE SUMMARY

## COUNTY TREASURER CLEAN-UP ACT

SENATE FILE 2289

### CHANGES TO COUNTY TREASURERS' DUTIES

- Makes various changes relating to county treasurers' duties. The changes include:
  - Allows county treasurers to accept notarized corrections to certificates of title and other related documents.
  - Makes application by a third party for a new certificate of title for a valueless mobile, modular, or manufactured home a transfer by operation of law.
  - Increases the fee for an application for a new or an update to a certificate of title listing a security interest on certain motor vehicles or mobile homes from \$5 to \$10.
  - Defines deadlines for payments made through the county treasurers' websites.
  - Requires county treasurer offices to destroy special assessment records after ten years from the end of the fiscal year in which the special assessments were paid in full.
  - Provides that the \$5 administrative expense charge on a lien is to be applied each year to the annual installment amount if the amount of the lien is paid in annual installments.
  - Allows county treasurers to collect a reasonable registration fee from each registered bidder at the sale of delinquent property taxes. Current law permits the fee to be collected only from those who make purchases.

### FISCAL IMPACT

- The fee increases are projected to generate additional annual revenues of approximately \$1.2 million for counties and \$768,000 for the Road Use Tax Fund.
- Other changes are estimated to have no significant impact.

### ENACTMENT DATE

- This Act was approved by the General Assembly on April 13, 2004, and signed by the Governor on April 20, 2004.

## **EXECUTIVE SUMMARY ECONOMIC INCENTIVES ACT**

## **SENATE FILE 2290**

### **NEW JOBS AND INCOME EXPANSION**

### **FISCAL IMPACT**

### **EFFECTIVE DATE**

### **ENACTMENT DATE**

- Senate File 2290 expands the State's existing New Jobs and Income incentive law by allowing rents charged by a third-party developer to be included as a capital investment when calculating eligibility for tax and other incentive benefits.
- The tax incentives in SF 2290 are projected to reduce General Fund revenue by \$1.0 million in FY 2005 and \$1.4 million in FY 2006 and future fiscal years.
- This Act was effective upon enactment.
- This Act was approved by the General Assembly on March 16, 2004, and signed by the Governor on March 17, 2004.

**EXECUTIVE SUMMARY  
PRIVATE SCHOOL TUITION TAX CREDIT BILL**

**SENATE FILE 2295**

**TAX CREDIT FOR DONATIONS TO  
PRIVATE SCHOOLS**

**FISCAL IMPACT**

**GOVERNOR'S VETO**

**ENACTMENT DATE**

- Senate File 2295 creates a tax credit for donations to qualified private school tuition organizations. The maximum donation eligible for a tax credit is \$700 for a single taxpayer and \$800 for a married couple. The credit is equal to 75.0% of the eligible donation.
- In exchange for tax credits for donors, private school tuition organizations are required to provide scholarships to students, with a portion of the scholarships reserved for new students. Therefore, SF 2295 has two General Fund impacts. The tax credits will reduce General Fund tax receipts, and the scholarships should reduce the number of students in public school, which in turn will reduce the total cost of State school aid to local schools.
- The tax credit fiscal impact is projected to reduce General Fund revenue by:
  - FY 2006 -- \$ 3.6 million
  - FY 2007 -- \$ 8.8 million
  - FY 2008 -- \$11.3 million
  - FY 2009 -- \$15.9 million
- The State school aid fiscal impact is projected to reduce General Fund expenditures by:
  - FY 2006 -- \$ 0.0 million
  - FY 2007 -- \$ 0.9 million
  - FY 2008 -- \$ 3.6 million
  - FY 2009 -- \$15.1 million
- For fiscal year 2010 and future years, the tax credit is projected to produce a net benefit to the State General Fund.
- The Governor vetoed this Bill, stating that as long as the Iowa public school system needs resources, priorities dictate that incentives to encourage support for private schools should not be encouraged, particularly when they reduce future available resources.
- This Bill was approved by the General Assembly on April 14, 2004, and vetoed by the Governor on May 14, 2004.

# EXECUTIVE SUMMARY REVENUE POLICY ACT

## SENATE FILE 2296

### REVENUE POLICY BILL

### FOUNDRY MOLD BUILDING SALES TAX EXEMPTION EXPANDED

### TRADE DISCOUNTS

### EFFECTIVE DATE

### ENACTMENT DATE

- Senate File 2296 relates to the revenue policy of the State. This Act contains a number of subjects. Two subjects were determined to have significant impacts on State revenue.
- Clarifies and expands the sales/use tax exemption created in HF 654 (Foundry Sales/Use Tax Exemption Act). Approved in 2003.
- FISCAL IMPACT: Expanding the foundry sales/use tax exemption will reduce General Fund receipts by \$200,000 per year, beginning in FY 2005. Current statute requires all sales/use tax growth in excess of 2.0% to be deposited to the Iowa Values Fund. Therefore, it is possible that all or a portion of this fiscal impact will fall on the Iowa Values Fund in FY 2005.
- Excludes the value of trade discounts provided by manufactures, distributors, or wholesalers from the value of a product subject to sales/use tax. Coupons provided to and used by a purchaser are not included in the exclusion.
- FISCAL IMPACT: Exempting manufacturer, distributor, and wholesaler discounts from sales/use taxes will reduce General Fund net receipts by \$2.1 million in FY 2005 and FY 2006. Current statute requires all sales/use tax growth in excess of 2.0% to be deposited to the Iowa Values Fund. Therefore, it is possible all or a portion of this fiscal impact will fall on the Iowa Values Fund in FY 2005.
- Specifies a portion of the trade discount sales/use tax exemption is effective upon enactment and applies retroactively to January 1, 1997.
- This Act was approved by the General Assembly on April 6, 2004, and signed by the Governor on April 14, 2004.

**EXECUTIVE SUMMARY  
PRIVATE COLLEGE SAVINGS PLAN BILL**

**SENATE FILE 2303**

**PRIVATE COLLEGE SAVINGS PLAN  
(INDEPENDENT 529) TAX  
DEDUCTION**

- Senate File 2303 allows Iowa income tax deductions for contributions made to qualified private college savings programs (Independent 529 Plans). An Independent 529 Plan is a counterpart to College Savings Iowa administered by the State Treasurer. The change applies retroactively to tax years beginning on or after January 1, 2004.

**FISCAL IMPACT**

- The tax deduction created in SF 2303 will reduce General Fund income tax receipts by \$255,000 per year, starting in FY 2005.

**GOVERNOR'S VETO**

- The Governor vetoed this Act, stating that no other State has broadened tax deductibility for college savings to include the Independent 529 Plans. The Governor also stated that the deduction would reduce State revenue at a time when the Legislature is struggling to find resources for priorities.

**EFFECTIVE DATE**

- This Bill is effective upon enactment and applies retroactively to tax years beginning on or after January 1, 2004.

**ENACTMENT DATE**

- This Bill was approved by the General Assembly on April 19, 2004, and vetoed by the Governor on May 14, 2004.



## EXECUTIVE SUMMARY MISCELLANEOUS WAYS AND MEANS ACTS

## HF 2544, HF 2560, SF 2284, AND SF 2291

### COUNTY AUDITOR AND REAL ESTATE ACT – HF 2544

- Expands the \$5 fee for each property transfer described in a deed to cover any instrument that unconditionally conveys real estate. Requires each county to adopt a numbering and indexing system for each parcel of real property that assigns a unique number to each parcel within the county. The number follows the parcel, not the owner.
- **Fiscal Impact:** These changes are not projected to have a significant fiscal impact.
- **Enactment Date:** This Act was approved by the General Assembly on April 8, 2004, and signed by the Governor on May 6, 2004.

### LOCAL GOVERNMENT EMERGENCY SERVICES ACT – HF 2560

- Makes changes relating to fire protection service by cities, counties, townships, and benefited fire districts. Provides that if for two election cycles there are insufficient nomination petitions to elect a quorum of township trustees, the county board of supervisors will assume responsibility for fire protection service. Includes several provisions relating to the county levy to pay for fire protection services. Authorizes fire departments providing fire protection where there is no township fire department, or agreement for fire protection, to assess a fee to a property owner for fire protection service actually provided.
- **Fiscal Impact:** These changes are not projected to have a significant fiscal impact.
- **Effective Date:** Sections of this Act relating to the amount of annual tax levied, the authority to assess a fee for fire protection services rendered, and the budget certification deadline for certain townships are effective upon enactment.
- **Enactment Date:** This Act was approved by the General Assembly on April 14, 2004, and signed by the Governor on May 6, 2004.

### REGIONAL TRANSIT DISTRICTS ACT – SF 2284

- Permits a county with more than 300,000 population (Polk County), participating cities, and counties contiguous to Polk County to create a regional transit district through a Chapter 28E agreement. The regional transit district has the rights, powers, and duties of a county enterprise. The participating counties and cities are required to appoint a commission to administer the district. The Commission can establish a fare schedule and collect fares. It can adopt a budget, issue bonds, and levy a regional transit district property tax of up to \$0.95 per \$1,000 of taxable valuation. The levy may be used for maintenance and operations, to pay debt obligations, or for a reserve fund.
- **Fiscal Impact:** Since participation in the transit district is voluntary, it cannot be determined how many counties or cities will participate. If Polk County and all contiguous counties participated, the maximum that could be raised annually through the regional transit district property tax is estimated to be \$30.3 million.
- **Enactment Date:** This Act was approved by the General Assembly on April 5, 2004, and signed by the Governor on April 14, 2004.

**EXECUTIVE SUMMARY  
MISCELLANEOUS WAYS AND MEANS ACTS**

**HF 2544, HF 2560, SF 2284, AND SF 2291**

**ACQUISITION OF ABANDONED  
PROPERTY ACT – SF 2291**

- Allows alternative urban revitalization property tax exemption schedules (partial exemption for 15 years or full exemption for five years) for abandoned property that has been rehabilitated. Allows cities to purchase delinquent property taxes on residential property to allow the property to be used for any type of housing, instead of low- or moderate-income housing. The redemption period for delinquent property taxes sold to the city for use as housing is shortened from nine to three months. Provides an alternative for the city to petition the court for appointment of a receiver to rehabilitate abandoned buildings for residential purposes and award title to the city if the court determines the property is abandoned.
- ***Fiscal Impact:*** These changes are not projected to have a significant fiscal impact.
- ***Effective Date:*** This Act is effective upon enactment.
- ***Enactment Date:*** This Act was approved by the General Assembly on April 20, 2004, and signed by the Governor on May 17, 2004.

## ISSUE REVIEW SERIES

The Fiscal Services Division of the LSA monitors a variety of issues that develop in State agencies as part of a continuing effort to provide legislative oversight. Many issues are reported in the *Fiscal Update* newsletter, but some require more detailed review to present sufficient information, and some may require legislative action.

The Fiscal Services Division developed an *Issue Review* series in 1992 to present selected issues to members of the Fiscal and Oversight Committees and the General Assembly. Where appropriate, each paper contains a specific issue, background information, and explains the current situation. In addition, the papers identify affected agencies, the Code of Iowa authority, and may provide alternatives the General Assembly may wish to consider, as well as budgetary impacts.

The following *Issue Reviews* were published during the 2003 Legislative Interim or the 2004 Legislative Session and are available from the Fiscal Services Division or the LSA web site: <http://staffweb.legis.state.ia.us/lfb/ireview/ireview.htm>.

- [Banner Wildlife Management Area Update](#)
- [Board of Regents Tuition Growth](#)
- [Capitol Complex Security](#)
- [Community College Division Management Information System](#)
- [Criminal and Juvenile Justice Planning](#)
- [Iowa Corporate Income Tax Revenue](#)
- [Iowa Innovations Fund](#)
- [Medicaid Intergovernmental Transfers](#)
- [Medicaid Update](#)
- [Review of Iowa's 85.0% Sentencing Law](#)
- [Road Use Tax Fund Revenue Update](#)
- [State of Iowa General Fund Budget Changes \(FY 02 - FY 05\)](#)
- [Traffic Safety Program Funding](#)
- [Update on the Iowa Communications Network \(ICN\)](#)

# FISCAL SERVICES DIVISION REPORTS

## ANNUAL REPORTS

### [Factbook](#)

### [Fiscal Facts](#)

### Legislative Intent Language

### Expenditure Oversight

### [Analysis of Departmental Budget Requests \(Summary\)](#)

### [Analysis of Governor's Budget Recommendations \(Summary\)](#);

### [Analysis of Budget Recommendations by Appropriations Subcommittee \(Detailed\)](#)

### Standing Appropriations and Built-In Increases Report

- This report contains historical information on issues and questions commonly asked by the General Assembly about departmental activities or funds. The subject matter, both financial and non-financial, is arranged topically.
- This is a condensed, pocket-sized version of the Factbook and also contains revenue and expenditure information from the most recent Legislative Session.
- The Fiscal Services Division annually conducts an analysis of departmental compliance with the legislative intent language specified in enacted legislation (primarily appropriations bills). Intent language compliance is also monitored periodically throughout the fiscal year. Significant items and noncompliance items are reported in the *Fiscal Update*.
- The Fiscal Services Division annually conducts an analysis of the expenditures of departments, comparing expected to actual levels. The report is issued in November as a special edition of the *Fiscal Update* and includes an analysis of FTE position usage by the departments and reversions for the fiscal year. Additionally, analysts conduct a monthly review of expenditures and FTE position usage. Any significant deviations are included in the *Fiscal Update*.
- This report reviews receipts and expenditures of the current fiscal year and summarizes departmental requests for the next fiscal year. It is issued in December or January.
- The LSA's analysis of the Governor's budget recommendations is issued in January, one week after the Governor's budget message is delivered to the General Assembly. A separate report is issued containing detailed budget analysis for each appropriations subcommittee. The report includes each department's mission statement, a brief history of the department, an overall analysis of the departmental budget requests and the Governor's recommendations, an analysis of issues which may need to be addressed by the appropriations subcommittee, and a summary of the recent legislative oversight reports. The report may also include summary tables of past, current, and requested appropriations.
- This report provides information concerning State General Fund expenditures for Standing Appropriations and increases in expenditures that have been "built into" statute. Examples include spending for property tax assistance to local governments and entitlement programs, education funding including school foundation aid, and other standing appropriations.

# FISCAL SERVICES DIVISION REPORTS

## WEEKLY/MONTHLY REPORTS

### [General Fund Receipts Memo](#)

- This memo, issued on the first working day of each month, details the status of General Fund receipts comparable to the same time period of the previous year. The memo includes growth figures for the fiscal year and the prior month, as well as information on the unemployment rate and labor force in Iowa.

### [Fiscal Update](#)

- This is the Fiscal Services Division's weekly (during session) and semimonthly (during the interim) newsletter. It contains summaries of issues which are important to members of the General Assembly. Examples include summaries of fund transfers and board or commission meetings, action on all appropriations bills at each stage of the appropriations process, expenditure oversight issues, and summaries of reports issued by the Division. Special issues are also published periodically.

## SESSION-ONLY REPORTS

### [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. Tracking documents are published weekly during session and more frequently as necessary.

### [Notes On Bills and Amendments \(NOBA\)](#)

- These reports provide the actual text of a bill and/or amendment in the left column, with a section-by-section analysis of the legislation in the right column. The reports are issued for each appropriations bill at every step in the appropriations process. The report also highlights all changes to the Code of Iowa and provides an appropriations summary and comparison of prior fiscal year appropriations.

# FISCAL SERVICES DIVISION REPORTS

## PERIODIC REPORTS

Program Evaluation And Other  
Mandated Studies

[Issue Reviews](#)

[INTERNET ADDRESS](#)

- These reports are issued periodically to all members of the Legislature. A research team is assigned within the Fiscal Services Division 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.
- As part of the continuing effort to provide legislative oversight, the staff of the Fiscal Services Division monitors a variety of issues that develop in State agencies. Many of these are reported through the *Fiscal Update* newsletter, but some require more detailed review to present sufficient information, and some may require legislative action. To meet this need, the Division has developed an *Issue Review* series, which presents selected issues to the Fiscal Committee. Where appropriate, each paper contains a specific issue topic, a brief background on information related to the topic, the current situation, affected agencies, Code of Iowa authority, alternatives the General Assembly may wish to consider, and budgetary impacts.
- Visit the Fiscal Services Division web site located at <http://staffweb.legis.state.ia.us/lfb/>

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