

GOVERNOR ITEM VETOES ECONOMIC DEVELOPMENT APPROPRIATIONS ACT

Legislation Enacted



The Governor item vetoed and signed HF 2459 (FY 2007 Economic Development Appropriations Act) on May 31. The Act appropriates a total of \$29.7 million from the General Fund and 406.1 FTE positions to the Department of Economic Development (DED), Iowa Workforce Development (IWD), the Public Employment Relations Board (PERB), and the Regents institutions economic development programs. This is a decrease of \$670,000 in General Funds and an increase of 3.0 FTE positions compared to the estimated FY 2006 appropriations. The Act also appropriates \$9.0 million from Other Funds, an increase of \$4.0 million.

Item Vetoes



The Governor item vetoed the following provisions:

- Language that prohibited the charging of nonprofit-public entities, by the Department of Economic Development, for the placement of information in a welcome center. The Governor stated the revenue was needed for the interstate welcome centers to remain open seven days a week.
- Language relating to travel policy, stating the language creates an unnecessary bureaucratic step in the efficient operation of State government, and questions the cost savings achieved by the State Motor Pool, while disregarding the benefits derived from maintaining it.

More Information

Additional information is available from the Legislative Services Agency (LSA) upon request.

STAFF CONTACT: Ron Robinson (Ext. 16256)

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GOVERNOR ITEM VETOES EDUCATION APPROPRIATIONS ACT

Legislation Enacted



The Governor item vetoed and signed HF 2527 (FY 2007 Education Appropriations Act) on June 1. The Act appropriates \$887.0 million and 12,874.4 FTE positions from the General Fund to the Department for the Blind, the College Student Aid Commission, the Department of Cultural Affairs, the Department of Education, and the Board of Regents and its institutions. This is an increase of \$25.4 million and 6.0 FTE positions compared to the estimated FY 2006 appropriations.

Item Vetoes



The Governor item vetoed the following provisions:

- Language that maintained the FY 2007 minimum teacher salaries at the FY 2006 level. The Governor noted this language conflicted with language in HF 2792 (Additional Education Funding Act) that increased the minimum salaries for FY 2007.
- Language relating to travel policy, stating the language creates an unnecessary bureaucratic step in the efficient operation of State government, and questions the cost savings achieved by the State Motor Pool, while disregarding the benefits derived from maintaining it.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270) Mary Shipman (Ext. 14617)

GOVERNOR ITEM VETOES HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

Legislation Enacted



The Governor item vetoed and signed HF 2734 (FY 2007 Health and Human Services Appropriations Act) on June 2. The Act appropriates \$1,145.4 million and 6,453.3 FTE positions from the General Fund to the Departments of Elder Affairs, Public Health, Human Services, the Veterans Affairs Commission, the Veterans Home, and the Department of Human Rights. This is an increase of \$95.5 million and 31.3 FTE positions compared to the estimated net FY 2006 appropriations.

Supplemental Approps.

The Act also provides FY 2006 General Fund supplemental appropriations of \$22.0 million and net FY 2006 non-General Fund supplemental appropriations of \$8.6 million.

Other Funds



The Act also appropriates the following from Other Funds:

- \$6.0 million from the Gambling Treatment Fund to the Department of Public Health.
- \$148.1 million in Temporary Assistance to Needy Families (TANF) funds to the Department of Human Services (DHS).
- \$74.8 million and 13.0 FTE positions from the Senior Living Trust Fund to the Departments of Elder Affairs, Human Services, Inspections and Appeals, and the Iowa Finance Authority.
- \$25.0 million from the Endowment for Iowa's Health Account to the Senior Living Trust Fund.

- \$379,000 from the Pharmaceutical Settlement Account for Medical Contracts.
- \$93.2 million from the IowaCare Account to the DHS, the University of Iowa Hospitals and Clinics, and Polk County Broadlawns Hospital.
- \$6.4 million from the Health Care Transformation Account to the DHS.

Item Vetoes

The Governor item vetoed the following provisions:

- Language relating to the transfer of Medicaid funds under Section 8.39, Code of Iowa, stating the language restricts the flexibility of the Executive Branch to transfer funds to meet the priorities of Iowa citizens, as well as the ability to provide health care security, job creation, and education.
- Language relating to travel policy, stating the language creates an unnecessary bureaucratic step in the efficient operation of State government, and questions the cost savings achieved by the State Motor Pool, while disregarding the benefits derived from maintaining it.



More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Kerri Johannsen (Ext. 14611)
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GOVERNOR ITEM VETOES STANDING APPROPRIATIONS ACT

Legislation Enacted



The Governor item vetoed and signed HF 2797 (FY 2007 Standing Appropriations Act) on June 2. The Act appropriates a total of \$147.6 million from the General Fund, an increase of \$26.1 million compared to the estimated FY 2006 appropriations. The Act also appropriates \$170.9 million from Other Funds, an increase of \$8.1 million compared to the estimated FY 2006 appropriations.

Item Vetoes



The Governor item-vetoed the following provisions:

- An appropriation of \$80,000 from the Manure Storage Indemnity Fund to the Department of Natural Resources (DNR). The appropriation was for the upgrade of the manure management plan database as specified in House File 2755 (Manure Management Plans Bill), which was not enacted.
- Language that adds "canines from license facilities" to the list of farm products under Chapter 352, Code of Iowa. This Chapter allows counties to regulate land use through adoption of zoning ordinances if a county so chooses. The Governor stated that to include licensed canine facilities on the list of farm products would eliminate a county's ability to address concerns of neighbors and the impacts such operations have on adjacent property.
- Language that adds "canines from license facilities" to the definition of agricultural products under Section 423.1, Code of Iowa, thereby eliminating the sales tax on inputs for commercial dog kennels. The Governor stated that since other services involved in the breeding and raising of companion animals must charge sales tax, including veterinary and grooming services, there is no compelling reason why commercial dog kennels should enjoy a tax advantage not offered to others in the business of raising companion animals.



Small Claims Action The item veto message also included concern expressed regarding Section 87 of the Act, which allows an employee of a property management company to institute a claim in small claims court on behalf of the property owner. The Governor indicated that the language was in response to a recent change in Polk County to the longstanding practice of allowing property management companies to initiate actions in small claims court. The Governor advised the General Assembly to review the provision during the next Legislative Session and make it clear that this change does not ease restrictions on the unauthorized practice of law in small claims court.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223) Jess Benson (Ext. 14613)

GOVERNOR ITEM VETOES HEALTHY IOWANS TOBACCO TRUST ACT

Legislation Enacted



The Governor item vetoed and signed HF 2743 (FY 2007 Healthy Iowans Tobacco Trust Act) on June 1. The Act appropriates \$70.7 million to the Departments of Public Health, Human Services, Corrections, Economic Development, Education, and the Department for the Blind. This is an increase of \$4.5 million and 2.0 FTE positions compared to the estimated FY 2006 appropriations. The appropriations include \$70.6 million from the Healthy Iowans Tobacco Trust Fund and \$130,000 from the General Fund.

Governor's Veto

The Governor item vetoed a \$60,000 allocation for a value-based treatment program for women at the Iowa Correctional Institution for Women at Mitchellville, stating he wanted to avoid confusion due to a pending court case on a similar program at the Newton Correctional Facility.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Beth Lenstra (Ext. 16301)

GOVERNOR VETOES ANIMAL AGRICULTURE BILLS

Bills Vetoed



The Governor vetoed two bills related to animal agriculture, including:

- Senate File 2377 (Animal Confinement Regulations Bill) allowed the Department of Natural Resources (DNR) to approve or deny a construction permit for animal feeding operations. The Governor stated this legislation was an attempt to preempt a proposed Administrative Rule from the Department that defines specific circumstances to deny a construction permit or modify a manure management plan for animal feeding operations.
- Senate File 2076 (Manure Management Plans Bill) allowed an agreement for spreading manure on land not owned by the animal feeding operation to include the landowner and/or the person renting the land for crop production. The Governor stated this type of an agreement should be with the landowner.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

GOVERNOR ITEM VETOES ADDITIONAL EDUCATION FUNDING ACT

Legislation Enacted



The Governor item vetoed and signed HF 2792 (Additional Education Funding Act) on June 1. The Act appropriates \$104.3 million from the General Fund to the Student Achievement and Teacher Quality Program in FY 2007, an increase of \$35.0 million compared to the estimated FY 2006 appropriation. The Act also appropriates increases of \$35.0 million in FY 2008 and FY 2009 for the Program.

Teacher Pay Allocations

The Act increases the minimum teacher salaries and allocates the FY 2007 appropriation, including the following increases:

- \$250,000 for National Board Certification awards, including a new sub-allocation of up to \$250,000 to support implementation of a National Board Certification Support Program.
- \$450,000 for Beginning Teacher Mentoring and Induction.
- \$210,000 for Career Development and Evaluator Training.
- \$3.4 million, a new allocation, for market factor salaries.
- \$1.0 million, a new allocation, for a Pay for Performance Program, including a sub-allocation of \$150,000 to the Department of Management for the Institute for Tomorrow's Workforce.

Other Appropriations

In addition to the appropriations for the Student Achievement and Teacher Quality Program, the Act includes:

- The creation of a Beginning Administrator Mentoring and Induction Program, including a General Fund appropriation of \$250,000 for FY 2007.
- A General Fund appropriation of \$130,000 to the Department of Education to assist school districts with the implementation of statewide graduation requirements.

Market Factor Salaries

The Act establishes an initiative to create market factor incentives for classroom teachers to improve salaries in response to geographic differences, recruitment and retention issues, subject area shortages, and racial and ethnic diversity issues on local teaching staffs.

Pay for Performance



The Act's other new initiative is the Pay for Performance Commission created within the Executive Branch to design and implement a program and provide a study relating to teacher and staff compensation containing a pay-for-performance component. The Act describes the membership and formation of the Commission, directs the LSA to provide technical and administrative assistance, and specifies details related to development of a Pay for Performance Program and demonstration projects.

Property Tax Levy Aid

The Act amends the School Foundation Formula to create an Adjusted Additional Property Tax Levy that reduces property taxes for those school districts with the highest Additional Levy rates. The adjustment is applied to the Additional Levy portion of the regular program, school special education, and supplemental weightings costs funded at the State Cost per Pupil level. The Act makes the following General Fund appropriations:

- FY 2007 – \$6.0 million
- FY 2008 – \$12.0 million
- FY 2009 – \$18.0 million
- FY 2010 and subsequent years – \$24.0 million



In FY 2007, 29 school districts will have the Additional Levy for the specified cost components reduced to a maximum rate of \$4.72 per \$1,000 of taxable valuation. The FY 2008 appropriation reduces 49 school districts to a maximum rate of \$4.51. The FY 2009 appropriation reduces 66 school districts to a maximum rate of \$4.37, and the FY 2010 appropriation will reduce 77 school districts to a maximum rate of \$4.33.

ELL Program

The Act extends the supplemental weighting in the School Foundation Formula for the English Language Learner (ELL) Program participation from three to four years. State Foundation Aid funding for the extension is capped at \$3.3 million for FY 2007 and the allocation is prorated based on the current ELL headcount. The Program extension is projected to cost \$490,000 in property taxes in FY 2007.

SILO Sales Tax



The Act prohibits counties currently without the School Infrastructure Local Option (SILO) sales tax from spending Local Option Sales Tax (LOST) funds for the benefit of school districts. It permits school districts in counties that currently have not enacted the SILO sales tax but do so before July 1, 2008, to receive their pro rata shares of all SILO sales tax collected in the counties for the first half of the duration approved by the voters. During the last half of the approved period, the amounts in excess of \$575 per pupil will be included in the pooled distribution from the Secure and Advanced Vision for Education (SAVE) Fund. This change affects Linn and Johnson counties. Implementation of a SILO sales tax is projected to raise \$34.0 million in Linn County and \$19.3 million in Johnson County in FY 2007.

Governor's Vetoes



The Governor item vetoed the following provisions:

- Language restricting the participation of Area Education Agency (AEA) teachers in the Student Achievement and Teacher Quality Program to those providing direct instruction to students for at least half of their contracted time. The Governor expressed concern that an unintended consequence of this language would be the inclusion of AEA staff members who are not classroom teachers.
- Certain provisions related to the Pay for Performance Commission. The Governor indicated the language was too prescriptive. Executive Order 48 directs the Institute for Tomorrow's Workforce to conduct the Pay for Performance study required in the Act. The language vetoed by the Governor included:
 - The requirement that the LSA staff the Commission.
 - The formation and membership of the Commission.
 - The requirement that, where possible, student performance be based on student achievement testing.
 - The requirement that teachers demonstrate a satisfactory level of performance to receive individual incentives.

- The requirement for a teacher remediation program.
- The addition of a representative of for-profit accredited private institutions to the College Student Aid Commission. The Governor said the language was inadvertently left in the Act, despite an agreement between his office and legislative leadership to remove it.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Dwayne Ferguson (Ext. 16561)
Robin Madison (Ext. 15270)

GOVERNOR SIGNS COMMUNITY EMPOWERMENT INITIATIVE ACT

Early Childhood Funding



The Governor signed HF 2769 (Community Empowerment Initiative Act) on June 1. The Act appropriates \$15.0 million from the General Fund to the Community Empowerment Program in FY 2007, FY 2008, and FY 2009. The appropriations are new funding for the Program.

Two other bills appropriated the FY 2006 level of funding to the Program. House File 2527 (FY 2007 Education Appropriations Act) appropriates \$23.8 million from the General Fund. House File 2743 (FY 2007 Healthy Iowans Tobacco Trust Appropriations Act) appropriates \$2.2 million from the Healthy Iowans Tobacco Trust. Appropriations to the Program for FY 2007 total \$40.9 million.

Allocations



The Act allocates the FY 2007 appropriation of \$15.0 million as follows:

- \$5.5 million to assist low-income parents with preschool tuition.
- \$3.5 million to improve the quality of early care, health, and education programs.
- \$1.0 million to implement the recommendations of the Business Community Investment Advisory Council.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

GOVERNOR SIGNS SENIOR LIVING TRUST FUND REPAYMENT ACT

SLTF Repayment



The Governor signed HF 2002 (Senior Living Trust Fund Repayment Act) on May 22. The Act increases the standing amount required to be appropriated, reverted, or transferred to the Senior Living Trust Fund from the estimated General Fund surplus before funds are transferred to the Cash Reserve Fund from \$118.0 to \$300.0 million.

GF Surplus Transfer

In FY 2007, the Cash Reserve Fund and the Senior Living Trust Fund will each receive half of the FY 2006 surplus of approximately \$42.2 million after \$159.9 million of the ending balance is deposited into the Property Tax Credit Fund. An estimated \$21.1 million will be deposited into the Senior Living Trust Fund.

Retroactive Date In addition, the Act specifies that any appropriations, reversions, or transfers of appropriations credited to the Senior Living Trust Fund be applied retroactively to July 1, 2004. At the close of FY 2005, \$6.9 million was transferred from the Medicaid surplus to the Senior Living Trust Fund. Under this Act, this amount is applied against the \$300.0 million repayment amount.

Fiscal Impact The Act increases the amount of time it will take for the General Fund to receive surplus revenue after the Economic Emergency Fund reaches the statutory maximum balance of 2.5% of estimated revenues.

More Information Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942)

GOVERNOR ITEM VETOES RENEWABLE FUEL INFRASTRUCTURE ACT

Legislation Enacted



The Governor item vetoed and signed HF 2759 (FY 2007 Renewable Fuel Infrastructure Act) on May 30. The Act appropriates a total of \$13.0 million to the Renewable Fuel Infrastructure Fund for FY 2007 through FY 2009 for costs associated with installation or conversion of renewable fuel infrastructure.

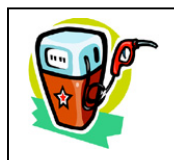
The Act also annually appropriates \$300,000 from the Renewable Fuel Infrastructure Fund to the Department of Agriculture and Land Stewardship (DALs) for FY 2007 and FY 2008 for costs associated with motor fuel inspection. In addition, the Act makes numerous technical changes to HF 2754 (Renewable Fuel Incentive Act).

Item Vetoes



The Governor item vetoed the following provisions:

- Sections that repeal the Cost-Share Program and transfer moneys from the Program to the Renewable Fuel Infrastructure Programs established in HF 2754. The Governor stated that the two Sections would terminate the successful Cost-Share Program before the Renewable Fuel Infrastructure Programs and Renewable Fuel Infrastructure Board are ready to replace the Program. The Governor indicated that due to the success of the Program, there is a pool of applications still pending. The Governor stated that disapproving these items will enable Iowa retailers to upgrade the facilities for E-85 fuel more promptly and avoid unnecessary delays.
- The Section relating to the Motor Fuel Quality Assurance Schedule, indicating that while it is important that the DALs obtain the resources necessary to assure motor fuel quality, it should not come at the expense of critical efforts to promote and expand access to renewable fuels in the State. The Governor stated the resources for assuring the quality of motor fuel should be developed through the normal appropriations process. The Governor indicated the recommendation of additional funding to the DALs for motor fuel quality assurance in the budget submitted to the General Assembly in January 2007.



More Information Additional information is available from the LSA upon request.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

GOVERNOR VETOES TRAVEL POLICY LANGUAGE FROM APPROPRIATIONS ACTS

Travel Policy

Each of the seven subcommittee appropriations acts approved by the General Assembly during the 2006 Legislative Session included language requiring departments and independent agencies receiving appropriations to review the employee policy for daily or short-term travel and to specifically consider the usage of motor pool vehicles, mileage reimbursement for the use of personal vehicles, and the use of rental cars.



Governor's Veto

The provision required the departments and agencies to make necessary adjustments in policy to maximize cost savings and to report to the Government Oversight Committee regarding the policy revisions and any savings realized.

Governor Vilsack vetoed this language in each of the bills, indicating the language created an unnecessary bureaucratic step. He said it called into question the cost-savings produced by the State Motor Pool and disregarded the benefits the State derives from maintaining it.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

FUNDS TRANSFER TO TERRACE HILL QUARTERS APPROPRIATION

8.39 Transfer Notice

The Department of Management notified members of the Legislative Fiscal Committee and the Fiscal Services Division of the LSA of a planned transfer of funds on May 8.

Transfer Amount

The Governor plans to transfer \$85,000 from the Governor's General Office appropriation to the Terrace Hill Quarters appropriation to cover greater expenses than were anticipated at the time the FY 2006 budget was submitted. The transfer is to occur after May 22.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Douglas Wulf (Ext. 13250)

MEDICAID FORECAST FOR FY 2006 AND FY 2007

Medicaid Forecast

Staff members from the Department of Management, the Department of Human Services (DHS), and the Fiscal Services Division of the LSA met on June 1 to discuss estimated Medical Assistance (Medicaid) expenditures for FY 2006 and FY 2007. The three staffs meet monthly to discuss estimated expenditures and to agree on a range for expenditures for the current fiscal year.

FY 2006



House File 825 (FY 2006 Health and Human Services Appropriations Act), as amended by HF 882 (FY 2006 Standing Appropriations Act), HF 841 (IowaCare Medicaid Reform Act), HF 2347 (Health Care Transformation Account Act), and HF 2734 (FY 2007 Health and Human Services Appropriations Act) included total State funding of \$742.8 million for Medicaid for FY 2006. This included a \$19.0 million supplemental appropriation

provided in HF 2734. The three staffs agreed to an estimated shortfall range of \$3.0 million to \$-3.0 million for FY 2006. The shortfall estimate includes the following:

- An average enrollment increase during FY 2006 of between 3.0% and 4.0%.
- Medical cost inflation of between 1.0% and 2.0% for FY 2006.
- An average cost per member per month of an estimated \$2,500 for FY 2006.

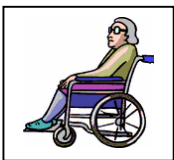
FY 2007



House File 2734 included total State funding of \$759.2 million, which is not likely to fully cover Medicaid costs in FY 2007. For FY 2007, the three staffs agreed to an estimated shortfall of \$22.0 million to \$48.0 million, with a midpoint of \$35.0 million compared to the FY 2007 appropriation. The shortfall for FY 2007 includes the following assumptions:

- An estimated \$24.5 million due to cost and enrollment increases.
- An estimated \$7.0 million to fund an estimated 1.0% medical inflation rate.
- \$18.0 million to incorporate the estimated FY 2006 supplemental appropriation.
- \$1.0 million to annualize the increased cost of Medicare buy-in due to increased Medicare premiums.
- \$2.0 million to annualize the cost of the Medicare Part D woodwork effect.
- \$25.0 million to fund additional costs arising from the Federal Medical Assistance Percentage (FMAP) decreasing from 63.61% to 61.98%.
- \$17.7 million to fund a 3.0% provider rate increase.
- \$1.4 million to fund an increase in the personal needs allowance for residents of nursing facilities from \$30 to \$50 per month.
- \$1.0 million to fund Medical Assistance up to age 21 for children aging out of the foster care system.
- \$250,000 to fund a matching grant for the Iowa Health Care Collaborative.
- \$7.7 million in various savings related to the Iowa Medicaid Enterprise, the Medicaid Family Planning Waiver, and the federal Deficit Reduction Act of 2005.

Other Issues



Congress passed, and the President signed, the Deficit Reduction Act of 2005 in early February 2006. It is estimated that the federal changes will not dramatically impact Iowa Medicaid; however, administrative rules must be adopted at the federal level before exact impacts can be estimated.

The DHS is currently working on revised rules to implement a State Plan amendment submitted to the Centers for Medicare and Medicaid Services (CMS) designed to bring Iowa into closer compliance with CMS regulations. The potential fiscal impact of these changes is not yet known, but will be another factor affecting Medicaid expenditures in FY 2007 and in the future.

The near-depletion of the Senior Living Trust Fund in FY 2007 will create a greater General Fund need in FY 2008 and beyond. House File 2734 appropriates \$65.0 million from the Senior Living Trust Fund, which will likely

need to be at least partially replaced with funds from another source in FY 2008.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Kerri Johannsen (Ext. 14611)

HOMELAND SECURITY FY 2006 GRANT ALLOCATIONS

FY 2006 Federal Funding



The federal Department of Homeland Security (DHS) released FY 2006 grant allocations for the State Homeland Security Grant Program (SHSGP), the Law Enforcement Terrorism Prevention Program (LETPP), the Citizen Corps, and the Urban Areas Security Initiative (USAI). The funding for most State programs was reduced; however, funding for the Citizen Corps increased by \$5.0 million compared to FY 2005. Iowa ranks 32nd in per capita funding with grants totaling \$13.2 million, a decrease of 32.8% compared to FY 2005.

SHSGP

The SHSGP helps states prepare for and mitigate the effects of a terrorist attack. Under current law, the 50 states, the District of Columbia, and Puerto Rico each receive 0.75% of the total (the territories receive 0.25% each). In previous fiscal years, remaining funds were distributed to states based on population. In FY 2006, states received the same base amount, but the remaining money was distributed based on risk rather than population. Iowa received \$7.5 million, a decrease of 47.5% compared to FY 2005.

LETPP

The funding for the LETPP is disbursed based on the same formula as SHSGP. States use these funds for units of law enforcement for information sharing, reducing vulnerability of potential targets, threat recognition, intervention activities, and interoperable communications. Iowa received \$5.5 million, an increase of 5.0% compared to FY 2005.

Citizen Corps



The Citizen Corps Program also follows the same distribution formula as the SHSGP; however, unlike LETPP, the new risk-based formula used for FY 2006 does not apply to the Citizen Corps grants. States can use this funding to support Citizen Corps Councils with planning, outreach, and management of its programs and activities. Iowa received \$258,000, an increase of 41.7% compared to FY 2005.

USAI

The USAI aids high-threat urban areas in preparing for and responding to a terrorist attack. Funds are allocated for high-threat urban areas, rail security, and port security. Distribution of these funds is entirely up to the discretion of the Secretary of the Department of Homeland Security. Iowa did not receive any funding. The Midwest cities that received funding were Chicago, Minneapolis/St. Paul, Kansas City, St. Louis, and Omaha.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

ANNUAL SALARIES FOR IOWA JUDGES

Judicial Compensation

House File 2797 (FY 2007 Standing Appropriations Act) increased the statutory salary rates for justices, judges, and magistrates totaling \$2.4 million. House File 2789 (Judicial Branch Fees and Costs Act) allocates \$7.0 million to fund the salary increases for all court employees, including the

justices, judges, and magistrates. The following chart illustrates the FY 2007 salary and percentage increases compared to FY 2006.



	<u>FY 2007</u> <u>Salary</u>	<u>Percentage</u> <u>Increase</u>
Chief Justice - Supreme Court	\$ 150,110	13.4%
Supreme Court Justices	\$ 144,000	12.5%
Chief Judge - Court of Appeals	\$ 138,960	8.6%
Court of Appeals Judges	\$ 134,060	8.9%
Chief Judge - District Court	\$ 131,000	7.4%
District Court Judges	\$ 126,020	7.7%
District Associate Judges	\$ 111,000	8.8%
Juvenile Associate Judges	\$ 111,000	8.8%
Probate Associate Judges	\$ 111,000	8.8%
Magistrates	\$ 34,200	12.5%
Senior Judges	\$ 7,100	4.4%

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

UPDATE ON THE CRIMINAL JUSTICE INFORMATION SYSTEM PROJECT

CJIS Mission Statement

The Criminal Justice Information System (CJIS) Integration Project is an initiative sponsored by the Governor and the Chief Justice to establish a statewide, seamless, real-time, information sharing network to enable automated information sharing in a common format between State, local, and federal criminal justice agencies.

Pilot Projects



There are currently five pilot projects underway that will ultimately become part of the network, including:

- Transmitting Operating While Intoxicated (OWI) information from the law enforcement officer at the roadside to the county jail and county attorney and eventually to the Judicial Branch.
- Transmitting OWI conviction information from the Judicial Branch to the Department of Transportation.
- Transmitting victim information from selected County Attorney Offices to the Department of Corrections (DOC) and sending offender locations information from the DOC to selected County Attorney Offices.
- Transmitting Pre-Sentence Investigations (PSI) information from DOC to the Judicial Branch.
- Transmitting DOC information to law enforcement agencies via the Department of Public Safety's Iowa On-Line Arrest and Warrants (IOWA) System (currently entitled Project Kaleidoscope).

An additional project is underway to establish a common case management system among Iowa's County Attorneys. There are currently 14 counties involved and three more should be added soon.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

FISCAL YEAR 2007 PATROL CAR PURCHASE**FY 2007**

The Iowa State Patrol is planning on purchasing 128 vehicles (one-third of the fleet) for FY 2007 in fall 2006. The cost is approximately \$20,000 per vehicle for a total of \$2.6 million. Depending on the number of vehicles damaged beyond repair due to accidents with deer or other vehicles between now and the time the order is placed, this may increase.

FY 2006

The Patrol purchased 175 vehicles in FY 2006 totaling \$3.5 million. The order consisted of 150 Crown Victorias, 15 Chevy Impalas, 10 Dodge Chargers, and four trucks to help remove snow from the Patrol Posts.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

GOVERNMENT OVERSIGHT MEETINGS**Oversight Meeting**

The Government Oversight Committee met several times in May.

May 8-9 Meetings

At the May 8 meeting, the Committee received testimony from John Bargman, former Chief Operating Officer, Central Iowa Employment and Training Consortium (CIETC).

At the May 9 meeting, the Committee received testimony from Karen Tesdell, former CIETC Accountant.

May 15-16 Meetings

At the May 15 meeting, the Committee received testimony from Tom Vlassis and John Mauro, former CIETC Board Members.

At the May 16 meeting, the Committee received testimony from Anthony Deitsch, Division Administrator, Iowa Workforce Development; Ervin Fett, Division Administrator, Iowa Workforce Development; and David Reed, Chairperson, CIETC Board.

Additionally, William Angrick, Office of State Ombudsman, discussed the fiscal impact of SF 2410 (Government Accountability Act).

May 22-23 Meetings

At the May 22 meeting, the Committee received testimony from and discussed the following:

- Janet Zwick, Department of Public Health, regarding the Gamblers Treatment Program and an update on the Request for Proposal process for FY 2007.
- Dan Albritton, former CIETC Board member.
- William Angrick and Kristie Hirschman, Office of State Ombudsman, discussed the report they issued related to the Soil and Water Conservation Districts and the effect the Districts' business operations have on small private business.

At the May 23 meeting, the Committee received testimony from Sherry Howard, current Secretary-Treasurer, CIETC Board; J. Karnale Manuel, current Chairperson, Regional Workforce Investment Board; and Alan Kincheloe, CPA, Faller and Kincheloe, PC.

More Information

The Committee meetings involving CIETC are recorded, and may be accessed on the General Assembly's web site at:
http://www4.legis.state.ia.us/lfb/SubCom/related_links/Oversight_Recordings.html

STAFF CONTACT: Sam Leto (Ext. 1676), Douglas Wulf (Ext. 13250),
Richard Nelson (Ext. 25822)

ENVIRONMENTAL PROTECTION COMMISSION MEETING

Teleconference Meeting

The Environmental Protection Commission held a teleconference meeting on June 5.

Contract Approved



The Commission approved a contract for the clean-up of the MidAmerica Tanning Superfund site that is located near Sergeant Bluff. A Superfund site is a hazardous waste site that is part of the federal Environmental Protection Agency's (EPA's) Superfund Program. The site was closed in 1998, and that included consolidating and capping waste material at two locations and placing a synthetic cover over two sludge lagoons.

During July 2005, there were releases from the lagoons and the EPA is now committing \$2.0 million for their permanent closure. The Department of Natural Resources (DNR) will be responsible for 10.0% of the costs, or \$200,000, and will request this from the General Assembly in their next budget proposal.

LiDAR Information



The DNR also informed Commissioners that a contract would be submitted to them at the June 19 meeting with the federal Geological Survey to acquire LiDAR topography data across the United States. LiDAR is high-resolution digital elevation data that will enhance mapping and surveying of Iowa's landscape. The DNR strongly believes LiDAR will provide tremendous environmental benefits to the State in terms of improved water quality modeling; conservation practice placement, design, and implementation; and flood plain delineations. The estimated cost of the contract is \$3.8 million and other potential partners would include the Department of Transportation and the federal Natural Resource Conservation Services.

More Information

For review of Commission agendas, minutes, and other related information, access the DNR web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

WATERSHED IMPROVEMENT REVIEW BOARD MEETING

Watershed Meeting

The Watershed Improvement Review Board met on May 15 in Des Moines.

Watershed Improvements

Mary Skopec, Department of Natural Resources (DNR), presented guidelines for implementing water quality monitoring for watershed improvement projects. Projects with measurable water quality improvements have defined

goals and objectives and include an implementation plan. The plan should include sampling locations, time of year monitoring will be conducted, procedures used, frequency of monitoring, and personnel. Other factors to consider include cost, quality assurance, and the size of the watershed.

Request for Application

The Board discussed changes to the forms used by the Watershed Improvement Review Fund grant applicants. A subcommittee presented recommendations to the Board. The Board discussed and approved the changes.

Grant Application Timeline



The Board also discussed the timeline for receiving grant proposals.

- The Request of Application information will be available to grant applicants the week of May 22.
- The deadline to receive grant applications is August 2.
- The Board will receive copies of the grant applications at the August 7 meeting.
- The Board will determine the grants that will receive funds on September 20.

More Information

The next meeting is scheduled for August 7 in Des Moines. For more information on the Watershed Improvement Review Board, access the web site at: <http://www.agriculture.state.ia.us/IWIRB.htm>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

NATURAL RESOURCE COMMISSION MEETING

Commission Meeting

The Natural Resource Commission met on May 11 at Waubonsie State Park.

Land Acquisition

The following land acquisitions were approved:

- A purchase of six acres adjacent to Little Buck Wildlife Management Area in Bremer County for \$6,000. Funding is from the Fish and Wildlife Trust Fund.
- A purchase of 120 acres adjacent to the Bloody Run Wildlife Management Area in Clayton County for \$350,000. The appraised value of the land is \$470,000. Funding is from the Fish and Wildlife Trust Fund.
- A purchase of 80 acres adjacent to the Brett Kilma Wildlife Management Area in Black Hawk County for \$114,000. Funding is from a donation made from the Junior Rahn Estate and from the Wildlife Habitat Stamp Fund.
- A purchase of 40 acres adjacent to the Sedan Bottoms Wildlife Management Area in Appanoose County for \$50,000. Funding is from the Fish and Wildlife Trust Fund.
- A donation of land that is 0.6 acre and is in Lucas County near Stephens State Forest.
- A purchase of 20 acres adjacent to the Marlowe Ray Wildlife Management Area in Guthrie County for \$41,000. Funding is from the Resource Enhancement and Protection Fund.
- A purchase of 78 acres adjacent to the Loess Hills Wildlife Management Area in Monona County for \$128,000. Funding is from the Fish and Wildlife Trust Fund,



Pheasants Forever, The Nature Conservancy, The Loess Hills Alliance, and a private donor.

Property Taxes Paid

The Department of Natural Resources distributed a listing of property taxes paid in each county. For FY 2006, the Department paid a total of \$462,000 in property taxes and \$444,000 for FY 2005.

Administrative Rules



The following Administrative Rules were approved:

- Final Rule on wildlife refuges.
- Final Rule on spring wild turkey hunting.
- Final Rule on fall wild turkey hunting by residents.
- Notice of Intended Action on deer population management.
- Final Rule on rabbit and squirrel hunting.
- Final Rule on furbearer trapping seasons.
- Final Rule on commercial fishing.
- Notice of Intended Action on State Parks and recreation areas. The Notice establishes rental fees for cabins at Waubonsie State Park.

Waubonsie Dedication



Upon adjournment, Kevin Szcodronski, DNR, provided an overview of the development plans for the additional 646 acres adjacent to Waubonsie State Park. The land acquisition was approved by the 2005 General Assembly with funding of \$1.5 million from the Rebuild Iowa Infrastructure Fund and \$600,000 from the Iowa Values Fund. Four legislators were in attendance for the dedication, including Senators Hubert Houser, Steve Kettering, Mary Lundby, and Representative Rich Anderson.



Recognition was given to the following (from left to right): Representative Anderson, Mark Ackelson, Iowa Natural Heritage Foundation, Senators Kettering, Houser and Lundby. Also pictured is Director Jeff Vonk.

More Information

The next meeting is scheduled for June 8 at the Whiterock Conservancy in Coon Rapids. For review of Commission agendas, minutes, and other related information, access the DNR web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

EDUCATION TELECOMMUNICATIONS COUNCIL MEETING

Council Meeting

The Education Telecommunications Council (ETC) met on June 1 at Iowa Public Television in Johnston. The Council received updates regarding the Iowa Communications Network (ICN) from Deputy Director Joe Cassis, Public Relations Manager Gail Cline, and Legislative Liaison Tami Fujinaka.

FY 2007 Funding

The Council approved ICN educational video scheduling deadlines and the Regional Telecommunications Council (RTC) funding plan for FY 2007. The FY 2007 General Fund appropriation to the RTCs of \$1.2 million is the same as in FY 2006. The Council determined the allocations among the RTCs will also remain the same as in FY 2006.

FY 2008 Video Rates

The Council agreed to recommend to the Iowa Telecommunications and Technology Council (ITTC) that the rates charged to school districts and other entities for educational video not be increased in FY 2008.

FY 2008 Funding Request



It was noted that the scheduling duties of the RTCs are no longer eligible for E-Rate federal funding. This will result in an estimated loss of \$270,000 in funding for the RTCs in FY 2008. Cost increases, such as travel expenses for technicians, were also noted. There was a discussion of the need for additional professional development in light of new uses for the ICN. One member of the Council, Greg Davis, representing the Iowa Association of School Boards, questioned whether the Council's decision to not recommend a video rate increase was wise.

The Council agreed to recommend to the Iowa Public Broadcasting Board that the FY 2008 funding request include an increase of \$500,000 for the RTCs to cover the loss of federal funding and the need for professional development.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

IOWA LEARNING TECHNOLOGY COMMISSION MEETING

Commission Meeting

The Iowa Learning Technology Commission met on May 23 to discuss options for a new round of grants in FY 2007. House File 2782 (FY 2007 Infrastructure Appropriations Act) appropriated \$500,000 from the Rebuild Iowa Infrastructure Fund to the Commission.

FY 2006 Grants

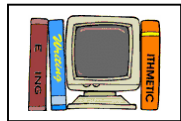


Jeff Berger, Department of Education, provided information on disbursement of the FY 2006 funding. He noted that grantees received 50.0% of their funding up front and will receive another 40.0% by September 1. As a matter of oversight, the final 10.0% will not be distributed until the grantee provides a final report. The Commission members agreed that this process needs to be better communicated in advance to grantees in FY 2007.

External Evaluation

Mr. Berger provided information on the external evaluation process for the FY 2006 pilot projects. Three Regents researchers have agreed to conduct the evaluation. They are Gary Phye, Iowa State University, who will work with the Sydney and Sioux Central school districts; Don Yarbrough, University of Iowa, who will work with Pella and Davenport; and Mary Herring, University of Northern Iowa, who will work with North Cedar and Clay Central of Everly. The cost of the external evaluation will be \$10,000 to \$15,000 and will be paid from the FY 2006 appropriation. The Commission discussed the feasibility of setting up external control groups to evaluate the effectiveness of the pilot projects. Department staff will discuss the matter with the evaluation team.

FY 2007 Process



The Commission discussed the advantages and disadvantages of the process used for awarding grants in FY 2006. The members agreed to require applicants to submit brief concept papers by September 15. Commission members will read the concept papers and select finalists by consensus. The number of finalists will not be pre-determined. Finalists will be notified by October 1 and have until October 31 to submit a full application. Commission members will then review the full applications and select projects to fund by December 10.

Members agreed that the grants should be spread across enrollment categories, as in FY 2006, and that each of the four categories should represent approximately 25.0% of total K-12 enrollment. The Commission also agreed to revise the points awarded to proposals for various criteria to better emphasize innovation.

More Information

The Commission will meet again in late June. A summary of the meeting and other materials are available on the Commission's web site at: <http://homepage.mac.com/albodespanish/iltc/iltc.html>. Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

IOWA EMPOWERMENT BOARD MEETING

Board Meeting

The Iowa Empowerment Board met on May 18-19 in Osceola. Board members attended a recognition dinner for Clarke County Child Care Providers on May 18 and toured The Village Early Childhood Center and the early childhood special education rooms at Clarke Elementary School on the morning of the 19th. The Board conducted its business meeting following the tours.

Administrative Report



Shanell Wagler reviewed early childhood legislation and funding approved during the 2006 Legislative Session. She noted that another \$1.0 million had been allocated in FY 2007 for professional development, but the General Assembly specified that the funds be centrally coordinated, rather than allocated to the local boards as they were in FY 2006. She explained that every effort would be made to provide local boards with enough funding to complete any projects begun with the FY 2006 funding.

Redesignation

Ms. Wagler reported that the Buchanan, Delaware, Fayette Empowerment Board had completed a community plan, and the State Empowerment Team had approved it and was recommending a three-year unconditional redesignation. This local board had received a conditional one-year redesignation in 2005, requiring it to implement an improvement plan. The Board approved the Team's recommendation and granted the redesignation.

Struggling Local Boards



Ms. Wagler also reported on the status of three other local boards in Emmet, Hardin, and Decatur Counties that are working on improvement plans as part of one-year conditional redesignation. She noted that the Emmet and Hardin County boards are still struggling. Board members discussed the possibility of revoking funding if these local boards are unable to complete the improvement plans within the year allotted. Ms. Wagler shared some ideas for continuing to fund early childhood efforts in those communities if the boards do not attain redesignation.

Fiscal Agents

Arnie Honkamp, Dubuque, a new member of the Board, expressed concern that the use of fiscal agents by the local areas was not meeting the Board's intent. He also noted that some local boards are performing audits, and he questioned the need for that. He asked that the Board consider these matters at a future meeting.

Quality Improvement



House File 2769 (Community Empowerment Initiative Act) included an allocation of \$3.5 million for quality improvement and permitted the Board to determine the appropriate method for allocating the funding among the local boards. The Act specifies that \$100,000 of the funding be reserved for administration. Ms. Wagler asked the Board to decide whether or not to use the standard allocation formula for distributing the remaining \$3.4 million. The Board agreed to not use the standard formula for distribution of the funding to local areas at this time, reserving the prerogative to decide at a later date whether to use the formula for a portion of the funding.

Other Business

The Board appointed a committee to nominate a Vice Chairperson for a vote of the full Board at its next meeting. The Board continued its work on strategic planning.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

CHILDREN'S MENTAL HEALTH WAIVER REVIEW COMMITTEE MEETING

Waiver Review Meeting

The Children's Mental Health (CMH) Waiver Review Committee met on June 5.

Waiver Participation



Lin Christensen, Department of Human Services (DHS), gave an update on current waiver participation, the waiver waiting list, and an overview of the duration from application to service provision experienced by waiver applicants. The Committee discussed the issue of gaps in services currently provided under the waiver and it was agreed that a survey currently underway to determine those gaps would be discussed at a future meeting.

CINA and the CMH Waiver

Ms. Christensen reviewed a draft letter to court officials and others dealing with juvenile adjudication regarding CMH waiver services as they relate to Child in Need of Assistance (CINA) and/or a delinquency adjudication.

Interim Services

The Committee discussed the availability of services for children on the CMH waiver waiting list, as well as the possibility of Income Maintenance workers having information regarding accessing the available resources to share with applicants.

Waiver Outreach

Mary Nelson, DHS, led a discussion regarding effective outreach to school districts to offer education on the waiver. The Committee also discussed the possibility of holding community meetings around the State to inform citizens about Waiver services. A subgroup will meet before the next meeting and report findings.

More Information

The next meeting is scheduled for July 10. Additional information is available from the LSA upon request.

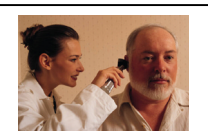
STAFF CONTACT: Kerri Johannsen (Ext. 14611)

MAY MEDICAL ASSISTANCE ADVISORY COUNCIL MEETING

Council Meeting

The Medical Assistance Advisory Council met May 16 at the Iowa Medicaid Enterprise.

Legislative Update



Gene Gessow, Iowa Medicaid Director, discussed the results of the 2006 Legislative Session, including new requirements passed by the Legislature and the FY 2007 budget, and provided updates on the following:

- The status of the FY 2006 3.0% provider increase.
- The Medicaid State Plan and pending amendments.
- The Department of Human Services' (DHS) plan for submitting rules and updating provider manuals to be in compliance with the State Plan as amended.

Council Input

The Council discussed the duties and responsibilities of members.

HCBS Provider Increase Eileen Creager, DHS, discussed the impact of the 3.0% provider increase on capped Home and Community-Based Waiver Services (HCBS) and the DHS plan to accommodate the increase.

More Information The next meeting date was not set. Additional information is available from the LSA upon request.

STAFF CONTACT: Kerri Johannsen (Ext. 14611)

STATE BOARD OF HEALTH MEETING

State Board Meeting The State Board of Health met May 10.

Director's Report Director Mary Hansen, Department of Public Health (DPH), provided the following information:



- There have been over 1,600 cases of mumps reported in the State in 76 counties. Vaccinations provided by the federal Centers for Disease Control continue to be administered, and the DPH continues to work with local public health agencies on the issue.
- The Department's budget is comprised of approximately 65.0% federal funds. Board members were encouraged to contact Congressional members to request status quo funding, as the Department faces potential reductions in federal funds.
- The Department's Executive Team has begun community visits, which take place in each public health region on an annual basis. The first visit was held on May 9 in Cherokee. The visits include a re-cap of the 2006 Legislative Session for local officials, as well as discussions regarding public health redesign, standards of health for all Iowans, and standards of education for health professionals.

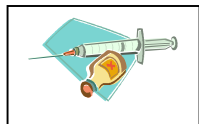
Legislative Report Lynh Patterson, DPH, provided an overview of legislation passed during 2006 Legislative Session that impact the Department.

DPH Adopted Rules The Board approved the adoption of an Administrative Rule for the DPH relating to minimum certification standards for diagnostic radiographers, nuclear medicine technologists, and radiation therapists.

DPH Noticed Rules The Board approved two Administrative Rules for the DPH for consideration of adoption at a future meeting. These related to emergency medical services provider education, training and certification, and emergency medical services program authorization.

Appointment The Board approved the appointment of Rowe Winecoff to the Iowa Board of Substance Abuse Certification.

Sub. Abuse Licensure The Board approved the following licensure recommendations for substance abuse programs as recommended by the Department of Inspections and Appeals:



- Three-Year Licensure - Iowa State Penitentiary, John Bennett Correctional Center, Ft. Madison.
- Comprehensive Programs - Community and Family Resources, Inc., Substance Abuse Services, Des Moines, and Alternative Interventions, LLC, Des Moines.

- Assessment and Evaluation Programs - Employee and Family Resources, Inc., Substance Abuse Services, Des Moines, and Alternative Interventions, LLC, Des Moines.
- Two-Year Comprehensive Program - Gilbert Alber, PC, Cresco.
- 270-Day Programs - Pathways to Addiction, Perry; Genesis Substance Abuse Agency, LLC, Independence; and Resolutions Substance Abuse Services.
- Denials - Center for Behavioral Health Iowa, Inc., Des Moines, and New Horizons Recovery Center, Sioux City.

More Information

The next meeting is scheduled for July 12. Additional information is available from the LSA upon request.

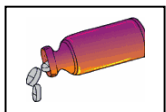
STAFF CONTACT: Lisa Burk (Ext. 17942)

MAY COUNCIL ON HUMAN SERVICES MEETING

Council Meeting

The Council on Human Services met May 10.

Adm. Rules



The Council approved the following Administrative Rules for adoption:

- Updates to Medicaid resource policy to conform to the federal Deficit Reduction Act of 2005. There is an estimated fiscal impact of \$1.0 million in both FY 2007 and FY 2008.
- Excludes drugs for treating sexual dysfunction from Medicaid coverage. No fiscal impact.
- Reduces the amount of an obligor's income withheld to pay a delinquent child support obligation in certain situations. Minimal fiscal impact.
- Combines all Child Care Assistance policies into a central chapter. The fee schedule is also updated with annual poverty level changes, and the monthly gross income table is replaced with percentage guidelines. No fiscal impact.

Noticed Rules

The Council approved the following Administrative Rules for adoption at a future meeting:

- Changes to determine lawful residency status for treatments reimbursed by Medicaid.
- Payment of taxes for Medicaid providers.

Legislative Update

Alisa Morris, Department of Human Services (DHS), provided an overview of legislation passed during 2006 Legislative Session that impacts the Department.

Legis. Budget Overview

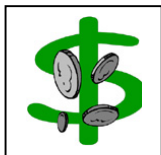
Jan Clausen, DHS, provided an overview of the budget based on legislative action from the 2006 Session.

Council Duties

The Council discussed the duties and responsibilities of members.

MH Update

Mary Nelson, DHS, and Carl Smith provided an update on legislative action regarding Mental Health/Mental Retardation/Developmental Disabilities/Brain Injury (MH/MR/DD/BI).

Director's Report

Director Kevin Concannon provided the following information:

- A review of contracts with Iowa Workforce Development and the Departments of Inspections and Appeals, Public Health, and Human Rights is underway.
- An update of the IowaCare Program. Medicaid providers will be paid weekly starting in July 2006.
- Reviewed a meeting with the Department of Corrections to apply jointly for a federal grant to provide Medicaid for inmates leaving the correctional system.

More Information

The next meeting is scheduled for June 14. Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Kerri Johannsen (Ext. 14611)
Sue Lerdal (Ext. 17794)

BOARD OF CORRECTIONS MEETING**Board Meeting**

The Board met May 5 at the Mount Pleasant Correctional Facility. Interim Warden Charlie Higgins provided a brief review of campus operations. The facility provides treatment services to offenders, including sex offender, education, substance abuse, restorative justice, batterer's education, and relapse prevention. The campus is shared between the Department of Corrections (DOC) and the Department of Human Services.

Sex Offenders

Deputy Director Larry Brimeyer provided an overview of sex offender issues. The Community-Based Corrections (CBC) population is anticipated to increase by at least 2,500 sex offenders in the next eight years, and several hundred more sex offenders will be held in prison. Growth factors are primarily legislation, including the 1996 Violent Crime Initiative and Sexually Violent Predator Law, as well as the enactment of HF 619 (Sex Offender Act).

New Prison

The DOC projects they will need a new prison for sex offenders within 10 years. Projected costs are \$50.0 million for construction and \$28.0 million annually for operations. The General Assembly provided \$2.4 million and 26.0 FTE positions for FY 2007 for treatment, supervision, and electronic monitoring of sex offenders. The funding includes rental of global positioning system (GPS) electronic monitoring bracelets. The FY 2007 budget for treatment, supervision, and electronic monitoring is \$8.1 million for the prisons and CBC District Departments. Costs are expected to increase as the sex offender population increases.

Anne Brown provided a synopsis of the Sex Offender Treatment Program. The Program has the following elements: acceptance of treatment, victim empathy, cognitive restructuring, and management of deviant sexual arousal. The Program also includes relapse prevention, sexuality, interpersonal skills, and continuing care.

Mount Pleasant Program

Gail Huckins provided information specific to the Mount Pleasant Correctional Facility's Sex Offender Treatment Program. The Program lasts between 16 and 18 months and includes primary and aftercare treatment. The Program includes the standard Sex Offender Treatment Program, a short-term program for offenders with short sentences, a Special Needs

Program, plus a Denier's Unit. The total capacity for sex offenders is 316 beds.

CBCs

Ron Mullen provided information regarding CBC programming available for sex offenders in the community. There are approximately 700 sex offenders supervised today. The population is expected to increase to 3,225 by FY 2013. The Program uses a variety of tools to manage risk and help offenders gain control of deviant thoughts and behaviors.

Electronic Monitoring

Gary Sherzan reviewed the Electronic Monitoring System used by the CBC District Departments. The current system is composed of both active and passive systems and the CBC District Departments rent the monitoring units. The DOC and CBC District Departments are in the process of issuing a Request For Proposals (RFP) to secure a vendor for future years.

FY 2007 Budget



Deputy Director John Baldwin, DOC, updated the Board on the FY 2007 budget, which is an increase of \$11.3 million compared to the estimated FY 2006 funding level (without including the FY 2006 supplemental appropriation of \$3.3 million). The DOC received \$4.0 million from the Healthy Iowans Tobacco Trust, plus \$560,000 in receipts to staff a safe-keepers unit at Newton. The infrastructure budget includes \$6.6 million in FY 2006 and \$7.1 million in FY 2007 for a variety of projects.

Board Members

The Board re-elected Robyn Mills as Chairperson, and elected Art Neu as Vice Chairperson.

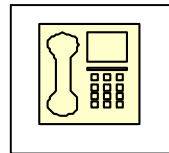
More Information

The next meeting is scheduled for June 9 at the Iowa Correctional Institution for Women at Mitchellville. Additional information is available from the LSA upon request.

STAFF CONTACT: Beth Lenstra (Ext. 16301)

**E911 WIRELESS SURCHARGE FIRST CALENDAR
QUARTER REPORT RECEIVED**

Quarterly Report



The LSA received the first quarterly report (January – March) for 2006 from the Office of Homeland Security and Emergency Management Division. The Division received \$3.2 million in revenue from the E911 wireless surcharge, which is a decrease of \$111,000 compared to the previous quarter. The amounts expended are as follows:

- \$50,000 for administration, which includes 2.5 FTE positions and program operating costs.
- \$548,000 for wireless service provider cost recovery, a decrease of \$88,000 compared to the previous quarter.
- \$255,000 for wire-line transport costs for local carriers, an increase of \$3,800 compared to the previous quarter.
- \$1.2 million for automated location information costs for local carriers, an increase of \$12,000 compared to the previous quarter.
- \$761,000 for the Public Safety Answering Points (PSAPs). This is the first quarter the PSAPs received 24.0% of the surcharge generated. The funds are distributed by a formula, including 65.0% of the total based on the square

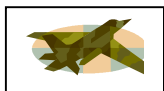
mileage of the local 911 service area and 35.0% based on the volume of the wireless E911 calls that the PSAPs receive.

- \$434,000 in carryover for future Phase 2 network and PSAPs upgrades and improvements. This will improve the redundancy and reliability of the network. The overall carryover is \$1.4 million. Of this, \$400,000 is obligated to complete Phase 2 by July 1, 2006. The Division is proposing to expand the E911 network to a digital IP-based technology environment with the remaining \$1.0 million carryover balance.

More Information

Copies of the report or additional information are available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

**UPDATED FY 2006 AUDIT FOR THE DEPARTMENT OF
PUBLIC DEFENSE, HOMELAND SECURITY AND
EMERGENCY MANAGEMENT DIVISION****State Audit Update**

The State Auditor's Office has notified the LSA and the Department of Management of a change to the audit cost estimate for the Department of Public Defense, Homeland Security and Emergency Management Division for FY 2006. The estimated FY 2006 total cost, including the federal portion for the Division, has increased from \$21,800 to \$23,600.

The \$1,800 increase will cover the cost of audit procedures required by the federal Office of Management and Budget (OMB) for additional time to review the State Domestic Preparedness Equipment Support Program, and for increased expenditures from \$7.1 million in FY 2004 to \$21.6 million in FY 2005.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

This document can be found on the LSA web site:
<http://staffweb.legis.state.ia.us/lfb/fupdate/fupdate.htm>