

FISCAL UPDATE

June 15, 2007

Legislative Services Agency

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<http://staffweb.legis.state.ia.us/lfb>

DEPARTMENT OF HUMAN SERVICES APPROPRIATIONS TRANSFER

Transfer Notice



The Fiscal Services Division of the Legislative Services Agency (LSA) received notification of a request to transfer funds pursuant to Section 8.39, Code of Iowa. The notice requests a transfer of FY 2007 appropriations totaling \$300,000 from the Woodward State Resource Center to the Sexual Predator Commitment Program at Cherokee, which are both under the Department of Human Services (DHS).

Transfer Purpose

The DHS indicated that an FY 2007 funding shortfall occurred for the Sexual Predator Commitment Program due to overtime staff costs for patient care travel time outside of Cherokee, additional costs with the development of the transitional program, and the shortfall in patient payments.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Sue Lerdal (Ext. 17794) Jess Benson (Ext. 14611)
Lisa Burk (Ext. 17942)

SECRETARY OF STATE APPROPRIATIONS TRANSFER

Transfer Notice



The Fiscal Services Division of the LSA received notification of a request to transfer funds pursuant to Section 8.39, Code of Iowa. The notice requests a transfer of FY 2007 appropriations totaling \$200,000 from the Business Services Division to the Administration, Voter Registration, and Elections Division, Secretary of State's Office.

Transfer Purpose

The transfer will provide personnel and support funding to meet the Help America Vote Act (HAVA) requirements.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Douglas Wulf (Ext. 13250)

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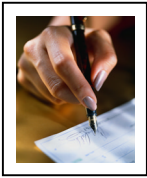
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**GOVERNOR ITEM VETOES ADMINISTRATION AND
REGULATION APPROPRIATIONS ACT – HF 874**

Admin./Reg. Act

The Governor item vetoed and signed HF 874 (FY 2008 Administration and Regulation Appropriations Act) on May 29. The Act appropriates a total of \$94.3 million from the General Fund and 1,898.8 FTE positions. This is an increase of \$8.3 million and 29.9 FTE positions compared to estimated FY 2007. This Act also appropriates a total of \$20.1 million from other funds, an increase of \$211,000 compared to estimated FY 2007.

Item Vetoes



The Governor item vetoed the following provisions:

- An exemption for the Secretary of State's Office from paying State departments for data processing services. The Governor stated that while there have been occasions in the past where the State has assisted with the development of electronic voter registration file maintenance projects, the projects have been completed; therefore, the language is no longer needed. If a State department performs service for the Secretary of State, they should be adequately compensated.
- A requirement that departments examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy and the language is duplicative and unnecessary.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Douglas Wulf (Ext. 13250)

**GOVERNOR ITEM VETOES AGRICULTURE AND NATURAL
RESOURCES APPROPRIATIONS ACT – SF 551**

Ag./Natl. Resources Act

The Governor item vetoed and signed SF 551 (FY 2008 Agriculture and Natural Resources Appropriations Act) on May 29. The Act appropriates \$41.6 million from the General Fund and 1,593.0 FTE positions, an increase of \$1.9 million and 3.0 FTE positions compared to estimated FY 2007.

Item Veto



The Governor item vetoed the requirement that departments examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy and the language is duplicative and unnecessary.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

**GOVERNOR ITEM VETOES EDUCATION APPROPRIATIONS
ACT – SF 588**

Education Act

The Governor item vetoed and signed SF 588 (FY 2008 Education Appropriations Act) on May 29. The Act appropriates \$958.4 million from the General Fund and 12,722.0 FTE positions to the Department for the Blind, the College Student Aid Commission, the Department of Education, and the

Board of Regents. This is an increase of \$66.0 million and 30.2 FTE positions compared to estimated FY 2007.

Item Vetoes



The Governor item vetoed the following provisions:

- An appropriation of up to \$100,000 from the Scholarship Grant and Reserve Fund for Barber and Cosmetology School Tuition Grants, stating that the appropriation did not meet the statutory requirements for use of monies in the Fund.
- A requirement that departments examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy and the language is duplicative and unnecessary.

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 – HF 909

Health/Human Services

The Governor item vetoed and signed HF 909 (FY 2008 Health and Human Services Appropriations Act) on May 29. The Act appropriates \$1,152.0 million and 6,878.2 FTE positions from the General Fund. This is a decrease of \$10.0 million and an increase of 192.32 FTE positions compared to estimated net FY 2007. The Act also contains supplemental appropriations totaling \$27.1 million for FY 2007.

The Act also appropriates \$464.0 million from non-General Fund sources, an increase of \$142.5 million compared to estimated FY 2007.

Item Vetoes



The Governor item vetoed the following provisions:

- The transfer of \$525,000 from anticipated carryforward funds from the Gambling Treatment Fund for two adult drug courts, the Family Development and Self-Sufficiency (FADSS) Program, and the Energy Utility Assessment and Resolution Program. The funds will remain in the Gambling Treatment Fund. The Governor stated that while the programs to which the funds were transferred are worthwhile, diverting the funds would be inconsistent with the statutorily-mandated purposes of the Gambling Treatment Fund.
- The transfer of \$150,000 from the Veterans Trust Fund to the Department of Cultural Affairs for a conservation lab facility. The funds will be available for the Veterans Home Ownership Program. The Governor stated that transferring the funds creates expectations for new or ongoing funding that are not sustainable.
- The \$10,000 allocation from the Health Care Trust Fund (HCTF) appropriation for Chronic Conditions under the Department of Public Health for extracorporeal donation support after cardiac death at the University of Iowa's College of Medicine. The funds will remain in the HCTF. The Governor stated that the allocation creates expectations for new or ongoing funding that are not sustainable, and he believes that sufficient funds are available from FY 2008 appropriations for the Board of Regents, University of Iowa Hospitals and Clinics.

- The requirement that the Department of Public Health expedite registrations for the Volunteer Health Care Provider Program. The Governor stated that funds were not provided to implement this provision.
- The requirement that Executive Branch agencies provide and utilize a telecommuter employment policy. The Governor stated that many departments and State agencies currently have a telecommuting policy; therefore, the language is duplicative and unnecessary.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Jess Benson (Ext. 14611) Sue Lerdal (Ext. 17794)

GOVERNOR ITEM VETOES JUSTICE SYSTEM APPROPRIATIONS ACT – SF 575

Justice System Act



Item Veto

The Governor item vetoed and signed SF 575 (FY 2008 Justice System Appropriations Act) on May 29. The Act appropriates a total of \$499.0 million from the General Fund and 6,313.9 FTE positions, an increase of \$36.9 million and 329.7 FTE positions compared to estimated net FY 2007.

The Governor item vetoed the requirement that departments examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy and the language is duplicative and unnecessary.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846) Beth Lenstra (Ext. 16301)

GOVERNOR SIGNS JUDICIAL BRANCH APPROPRIATIONS ACT – SF 563

Judicial Branch Act



Juror Pay

The Governor signed SF 563 (FY 2008 Judicial Branch Appropriations Act) on May 24. The Act appropriates \$127.4 million from the General Fund and 1,985.5 FTE positions that are not limited in the Act. This is an increase of \$2.1 million and 11.5 FTE positions compared to estimated FY 2007. The Act also appropriates \$2.0 million from the Jury Witness Fee Revolving Fund to the Judicial Retirement Fund.

The Act also increases juror pay from \$10 to \$30 per day and provides that all jurors are entitled to mileage reimbursement for each mile traveled to and from the residence to the place of service or attendance. The Act permits a juror to waive the right to compensation or reimbursement for service or attendance.

Fiscal Impact

The fiscal impact of increasing juror pay from \$10 to \$30 per day is estimated to be \$2.0 million in additional expenditures from the Jury Witness Fee Revolving Fund.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

**GOVERNOR ITEM VETOES TRANSPORTATION
 APPROPRIATIONS ACT – HF 752**

Transportation Act

The Governor item vetoed and signed HF 752 (FY 2008 Transportation Appropriations Act) on May 29. The Act appropriates a total of \$316.5 million from the Primary Road and Road Use Tax Funds, an increase of \$1.6 million compared to estimated FY 2007. The Act also appropriates 3,374.0 FTE positions, a decrease of 1.0 FTE position compared to estimated FY 2007.

Item Veto

The Governor item vetoed the provision that requires departments to examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy and the language is duplicative and unnecessary.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

**GOVERNOR ITEM VETOES INFRASTRUCTURE
 APPROPRIATIONS ACT – HF 911**

Infrastructure Act

The Governor item vetoed and signed HF 911 (FY 2008 Infrastructure Appropriations Act) on May 29. The Act appropriates a total of \$145.4 million for FY 2008, \$52.6 million for FY 2009, and \$35.3 million for FY 2010. The table below lists the total appropriations by funding source.



Infrastructure Appropriations Act
 (Dollars in Millions)

| | FY 2008 | FY 2009 | FY 2010 |
|---|-----------------|----------------|----------------|
| Rebuild Iowa Infrastructure Fund | \$ 125.3 | \$ 52.6 | \$ 35.3 |
| Vertical Infrastructure Fund | 1.6 | 0.0 | 0.0 |
| Endw for Iowa's Health Restricted Capitals Fund | 1.4 | 0.0 | 0.0 |
| Technology Reinvestment Fund | 17.5 | 0.0 | 0.0 |
| State Aviation Fund | 1.6 | 0.0 | 0.0 |
| General Fund | -2.0 | 0.0 | 0.0 |
| Total | \$ 145.4 | \$ 52.6 | \$ 35.3 |

Item Vetoes

The Governor item vetoed the following provisions:

- An appropriation of \$120,000 from the Rebuild Iowa Infrastructure Fund (RIIF) for the purchase and installation of decorative planters adjacent to the West Capitol Terrace, stating that local community interests should be able to contribute to the cost of these planters.
- An appropriation of \$80,000 from the RIIF for repairs to the historic Kimball Organ located in Clermont, stating that the Department of Cultural Affairs has submitted an application to the Save America's Treasures organization to obtain the necessary funding to restore this important piece of Iowa history, and with the approval of this application pending, it is premature to approve limited State funding at this time.
- A FY 2009 appropriation of \$500,000 from the RIIF for distribution to Regional Sport Authority Districts, stating that he will re-evaluate the feasibility of a FY



2009 appropriation for this project after the first year of funding has been allocated.

- Two FY 2009 appropriations totaling \$1.3 million from the RIF for improvements at the Volga River State Recreation Area (\$750,000) and Levi Carter Lake (\$500,000), stating that he will re-evaluate the feasibility of a FY 2009 appropriation for these projects at the end of FY 2008.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: David Reynolds (Ext. 16934)

GOVERNOR ITEM VETOES STANDING APPROPRIATIONS ACT – SF 601

Standing Approps. Act

The Governor item vetoed and signed SF 601 (FY 2008 Standing Appropriations Act) on May 29. The Act appropriates a total of \$260.7 million from the General Fund for FY 2008. This is an increase of \$110.9 million compared to estimated FY 2007 for the affected budget units in the Act.

Item Vetoes

The Governor item vetoed the following provisions:

- Section 28 relating to the submittal of a detailed Judicial Branch salary increase listing prepared by the Supreme Court and submitted to the Director of Management. The Governor stated the language runs counter to budget guidelines that ask that departments not include salary increases in budget requests. The Governor further stated this provision could impact the collective-bargaining process by requiring the Supreme Court to submit salary changes prior to the completion of collective bargaining.
- Section 42 that provides the Department of Natural Resources (DNR) with a FY 2007 supplemental appropriation of \$150,000 for a feasibility study on the use of plasma arc technology. The Governor recommends that an application for funds for such a study be completed through the Iowa Power Fund because it is important to determine the feasibility of plasma arc technology, and the Iowa Power Fund Board needs to review this and other technologies to expand sources of alternative energy.
- Section 43 that required the departments to examine telecommuting options, develop a telecommuter policy, and implement a plan to increase the number of telecommuting employees. The Governor stated that many departments and State agencies currently have a telecommuting policy; therefore, the language is duplicative and unnecessary.
- Sections 48 and 49 that increased the Department of Transportation's operating budget. The Governor stated the additional funding and FTE position are no longer needed by the Department.
- Section 56 that provided a standing appropriation of \$1.0 million for the World Food Prize. The Governor stated that while he strongly supports the World Food Prize, he does not believe this appropriation should be a standing appropriation not subject to annual review.
- Section 57 that created a World Food Prize Youth Institute. The Governor stated this Program is already in existence and does not need to receive statutory establishment.
- Section 59 that extended the Community Attraction and Tourism Program for two years and increased the maximum applicant commitment from \$4.0 to \$6.0



million. The Governor stated that he is unable to support a new commitment for additional out-year spending until he can evaluate the Program more fully.

- Section 80 that provided a mileage rate range for use of a personal vehicle for State business based on the federal Internal Revenue Service rules. The Governor stated that he believes the authority to determine this rate should remain with the Director of the Department of Administrative Services (DAS), and this language would establish a large unfunded mandate on State agencies.

More Information

Additional information is available from the LSA upon request.

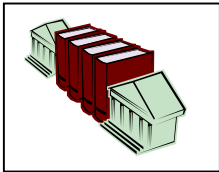
STAFF CONTACT: Debra Kozel (Ext. 16767) Dwayne Ferguson (Ext. 16561)

GOVERNOR ITEM VETOES FY 2007 SUPPLEMENTAL APPROPRIATIONS ACT – SF 403

FY 2007 Supplemental Act

The Governor item vetoed and signed SF 403 (FY 2007 Supplemental Appropriations Act) on May 21. The Act appropriates a total of \$13.3 million from the General Fund and 3.0 FTE positions. The Act also appropriates \$17.4 million from other funds.

Item Vetoes



The Governor item vetoed the following provisions:

- Language that created a General Fund standing appropriation of \$160,000 to the Board of Regents for the Real Estate Education Program at the University of Northern Iowa beginning in FY 2009. The Governor stated that funding the day-to-day expenses of the Program with a standing appropriation effectively removes this function from annual oversight by the Governor, the Board of Regents, and the Legislature. The Governor recommends the Board of Regents or the presidents of Iowa community colleges provide funding for the Program from the General Fund appropriations for their operating budgets if the Real Estate Education Fund is insufficient to cover the expansion of the Program and if the Program fits within the mission of the respective institution.
- Language that required approval from the General Assembly and the Governor before disposal of certain property that has a fair market value in excess of \$5.0 million. The Governor stated the language imposes an unnecessary legislative requirement on the Executive Branch's authority to manage State property in the best interests of the State and could, for instance, adversely affect the timing of certain transactions for the DOT and the DNR.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Beth Lenstra (Ext. 16301) Jennifer Acton (Ext. 17846)

GOVERNOR SIGNS COURT COSTS ACT – SF 593

Court Costs Act



The Governor signed SF 593 (Court Costs Act) on May 24. The Act increases the fee for filing and indexing a transcript in a probate proceeding from \$5 to \$50. The Act also provides that if a judge revokes the probation of a defendant who receives a deferred judgment and imposes a fine, the Judicial Branch will apply applicable surcharges, penalties, and fees prior to reducing the amount of the fine by an amount equal to the amount of the civil penalty previously assessed against the defendant. The Act also extends the same protections to a protective order or no-contact order to victims or witnesses of a domestic abuse criminal case. The Act also provides that the Judicial Branch will collect a fee upon the filing of a probation revocation

proceeding equal to the fee for filing and docketing a complaint, information, or citation in the underlying case from which the motion arises.

Fiscal Impact

The revenue impact for adding a filing fee in a probation revocation proceeding is an estimated \$257,000 to the General Fund in FY 2008 and \$486,000 in FY 2009.

The revenue impact for increasing the filing and indexing a transcript fee for probate proceedings from \$5 to \$50 cannot be determined.

The revenue impact of reducing a deferred judgment fine by an amount equal to the amount of the civil penalty previously assessed and paid by the defendant cannot be determined; however, the revenue could potentially be reduced. The revenue impact for requiring the 32.0% criminal penalty surcharge to be applied to the criminal fine prior to credit for the civil penalty already paid should be revenue neutral, as it maintains current practice.



It is not possible to estimate the fiscal impact for protective order and no-contact orders, as the number of offenders is unknown. However, one conviction under the Act will cost the State \$100 in court costs. Holding one offender in county jail for seven days is estimated to cost the county \$105. Any potential decrease in revenue is assumed to be minimal.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

GOVERNOR SIGNS COURT PROCEDURES AND FEES ACT – HF 641

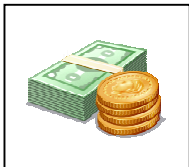
Court Procedures/Fees Act

The Governor signed HF 641 (Court Procedures and Fees Act) on May 25. The Act allows a person who has a suspended driver's license to enter into an installment agreement with the county attorney under Section 321.210B, Code of Iowa, to pay the fine, penalty, court costs, or surcharge and to have the person's license reinstated by the Department of Transportation. The Act also allows the waiver of the \$25 praecipe filing fee for political subdivisions of the State, if a county attorney or their designee collects the delinquent debt on behalf of the State.

Effective Date

The county attorney installment agreements will go into effect on January 1, 2008, for all counties in Iowa except Polk and Linn Counties, where it may go into effect sooner.

Fiscal Impact



The fiscal impact for the county attorney installment agreements is \$300,000 in one-time programming costs for the Judicial Branch. The Department of Transportation will transfer \$100,000 to the Judicial Branch and \$200,000 was appropriated from the General Fund to the Judicial Branch for one-time computer programming costs in SF 601 (FY 2008 Standing Appropriations Act).

The fiscal impact for waiving the \$25 praecipe filing fee for political subdivisions whose county attorney or designee is participating in delinquent court debt collection is anticipated to be a minimal revenue reduction to the State General Fund.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

GOVERNOR VETOES MISSOURI RIVER AUTHORITY BILL – SF 543

Bill Veto

The Governor vetoed SF 543 (Missouri River Authority Bill) on May 29.

The Governor stated the changes to the Missouri River Authority would reduce the State's effectiveness in managing the Missouri River, and the Bill provided for an annual appointment of a vice chairperson that would deprive the Authority of a stable and efficient administration.



The Governor also stated the Bill required that decisions made by the Authority be unanimous, which would allow potential political deadlock and impede the State's ability to participate meaningfully in interstate organizations that have been created to assure better management of the Missouri River's economic and environmental potentials.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

GOVERNOR SIGNS VIETNAM VETERANS BONUS ACT – SF 578

Vietnam Vets Bonus Act

The Governor signed SF 578 (Vietnam Veterans Bonus Act) on May 24. The Act appropriates \$500,000 from the Veterans Trust Fund for either up to a \$300 or \$500 bonus to certain veterans who served on active duty between July 1, 1973, and May 31, 1975. The calculation is made based on the number of months served during this time and the location of service, whether in the Vietnam Service Area or on active duty in other locations.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846) Sue Lerdal (Ext. 17794)

BOARD OF CORRECTIONS MEETING

Board Meeting

The Board of Corrections met on June 1 at the Anamosa State Penitentiary. Director John Baldwin provided an update on the Department's evidence-based practices. He also reported that the Department's General Fund appropriation for FY 2008 is \$353.4 million, an increase of 12.7%.

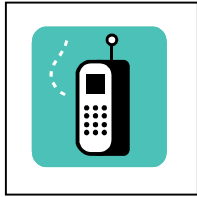
Davenport Facility

Director Jim Wayne, Seventh Community-Based Corrections (CBC) District, provided an update on activities related to securing land to build a residential facility in Davenport. The CBC District Department needs to be granted a zoning waiver before proceeding any further.

Inmate Telephone System

Director Baldwin presented the Board with the proposed budget for Inmate Telephone System receipts. The Board approved the budget as follows:

- \$750,000 for the Corrections Education Program.



- \$150,000 for inmate legal services.
- \$125,000 for victim services.
- \$75,000 for a religious coordinator.
- \$80,000 for administration.
- \$45,000 for mental health programming.
- \$20,000 for translation services.

Transformation Projects

Assistant Deputy Director Kris Weitzell presented information regarding various transformation projects across the Institutions. The projects involve a central banking system, centralized food and pharmacy purchases, master menus, and centralized records.

Information Technology

Zetta Pilch provided a progress report on the Criminal Justice Information System where criminal justice professionals, such as county attorneys, judges, corrections, and law enforcement exchange information electronically.

More Information

The next meeting is scheduled for July 13 at the Iowa Medical Classification Center at Oakdale. Additional information is available from the LSA upon request.

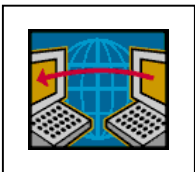
STAFF CONTACTS: Beth Lenstra (Ext. 16301) Jennifer Acton (Ext. 17846)

CRIMINAL JUSTICE INFORMATION EXCHANGE UPDATE

CJIS

The Criminal Justice Information System (CJIS) Program Office is currently working with CISCO, Inc., and the Department of Administrative Services (DAS), Information Technology Enterprise (ITE), to complete ten information exchanges by August 1, 2007. Currently, there are three exchanges nearing completion as follows:

- **Victim/Offender Exchange** – This information exchange sends victim information from the county attorneys to the Department of Corrections (DOC), and the return of offender release information from the DOC back to the county attorneys. The exchange was established in early May and continues to be tested.
- **Electronic Citation Component (ECCO)** – This information exchange passes information from the Department of Transportation's (DOT) Traffic Complaint System (TraCS) used by local law enforcement agencies to the Judicial Branch. The exchange is intended to improve the timeliness of information on traffic citations being filed with the Judicial Branch. A pilot project has been set up with the Windsor Heights Police Department, the DOT, and the Judicial Branch.
- **Pre-Sentence Investigation (PSI) Report** – This exchange passes information between the DOC and the Judicial Branch. There is currently a pilot project under way between four counties (two Judicial Districts), in which a PDF version of the PSI is transmitted.



More Information

Additional information is available from the LSA upon request or on the CJIS web site at: www.cjis.iowa.gov.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

JUDICIAL BRANCH ANNOUNCES TWO CLERK OF COURT OFFICES FOR PILOT ELECTRONIC DOCUMENT MANAGEMENT SYSTEM

EDMS Pilot Project

Beginning in fall 2007, Story and Plymouth Counties will require court documents to be filed electronically. Once the documents are filed they will be available on-line with a simple word search and can be viewed by anyone with access to a computer and the Internet.

The total cost for a statewide system is approximately \$19.0 million. On-going operating expenses will be partially offset by fees paid by users filing documents with the Judicial Branch.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

ENVIRONMENTAL PROTECTION COMMISSION MEETING

Commission Meeting

The Environmental Protection Commission met on June 5 in Muscatine.

Solid Waste Alternatives

The Commission approved the recommendations made by the Department of Natural Resources (DNR) to provide funding of \$375,000 to 11 projects requesting funding in the Solid Waste Alternatives Program. The approved projects have local matching funds totaling \$4.4 million.

Administrative Rules

The Commission approved the following administrative rules:

- The Final Rule on sanitary landfills and municipal solid waste.
- The Final Rule on wastewater construction and operation permits.
- Information was provided to the Commissioners relating to rules that will be approved in July for changes to the Underground Storage Tank Program due to the passage of SF 499 (Underground Storage Tank Code Change Act) by the 2007 General Assembly.

Contract Approved

The Commission approved the following contracts:

- A \$707,000 contract with Polk County and \$697,000 contract with Linn County to monitor the Air Quality Program. This includes reviewing applications, issuing permits, monitoring ambient air quality, performing inspections, and reviewing operating permits.
- A \$122,000 contract with the Department of Economic Development and a \$462,000 contract with the University of Northern Iowa for the Small Business Environmental Assistance Program as outlined in the federal Clean Air Act.
- A \$250,000 contract with five rural water agencies to assist in the establishment of wastewater infrastructure in unsewered communities. The goal is for smaller communities to develop and implement business plans that will obtain self-sufficiency regarding wastewater treatment.



- A \$164,000 contract with Iowa State University (ISU) Extension Service to provide training for manure applicators.
- An \$89,000 contract with ISU for non-wadable stream assessment as specified by the federal Clean Water Act.
- A \$167,000 contract with ISU for lake monitoring. This includes an analysis of the biological quality of Iowa's lakes related to the water quality.

Four contracts with the University Hygienic Laboratory:

- A \$1.9 million contract to support air quality monitoring programs.
- A \$430,000 contract to provide field and laboratory services to the DNR. This includes staff that will assist the DNR with water quality programs, underground storage tank issues, part-time staff to participate on various board meetings, part-time staff to inspect dams, and one person to provide technical assistance to the Iowa Great Lakes Watershed Assessment Team.
- A \$251,000 contract to provide a variety of services related to water quality monitoring and assessment.
- A \$294,000 contract to provide staff support to the DNR. This includes one staff person for watershed monitoring and assessment, three persons in the geographic information section of the DNR, and one staff person to assist with the Nature Store, the Help Us Stop Hunger (HUSH) Program, and the Resource Enhancement and Protection (REAP) assemblies.

Attorney General Referral

The Commission approved the referral of MidAmerican Energy due to air quality violations.

Water Plans Approved

The Commission approved the 2008 Intended Use Plans for the Clean Water State Revolving Loan Fund and the Drinking Water State Revolving Loan Fund. The funds are administered in partnership with the Iowa Finance Authority to provide the low-cost funding to improve Iowa drinking water and wastewater facilities.

Use Assessment & Analysis



The Commission received an update on the development of Use Assessment and Use Attainability Analyses as required by SF 2363 (FY 2006 Water Quality Standards Act). The DNR is required to complete a use-attainability analysis on all newly designated stream segments by December 31, 2007. The DNR reported that they have reviewed 65.0% of the 1,500 stream segments and are confident the analysis will be completed this year. The DNR also discussed the procedure that will be used to approve water quality standards for the designated streams through the Administrative Rule process.

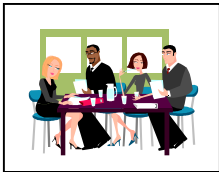
More Information

The next meeting is scheduled for July 2 in Des Moines. Additional information is available from the LSA upon request. For review of Commission agendas, minutes, and other related information, access the DNR web site at: <http://www.iowadnr.com/>.

STAFF CONTACT: Debra Kozel (Ext. 16767)

MENTAL HEALTH, MENTAL RETARDATION, DEVELOPMENTAL DISABILITIES, AND BRAIN INJURY COMMISSION MEETING

- Commission Meeting** The Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission met on May 17.
- Accreditations** The Commission approved various accreditations for services by providers and approved requested County Plan Amendments.
- Evidenced-Based Practices** Dr. Michael Flaum, University of Iowa, presented evidence-based practices for mental health services.
- Administrative Rules** The Commission reviewed an Administrative Rule regarding financial eligibility of those individuals receiving services from a county that may have additional resources beyond Medicaid eligibility. The Commission also approved an Administrative Rule regarding county data reporting.
- Updates** The Commission received updates on the following:
- Functional Assessment Workgroup.
 - Outcomes Measures Workgroup.
 - Department of Human Services FY 2009 budget process.
 - The 2007 Legislative Session from Director Kevin Concannon, Department of Human Services (DHS).
 - Dr. Allen Parks, Mental Health Division, DHS, described the various workgroups for mental health required in HF 909 (FY 2008 Health and Human Services Appropriations Act).
 - Duties and activities of the Commission from Dr. Carl Smith, Chairperson.
- More Information** The next meeting is scheduled for June 21. Additional information is available from the LSA upon request.



STAFF CONTACT: Sue Lerdal (Ext. 17794)

INSTITUTE FOR TOMORROW'S WORKFORCE PLANS FOR FUTURE

- Board Meeting** The Board of Directors of the Institute for Tomorrow's Workforce (ITW) met on May 29 to discuss whether to continue or dissolve the organization, since the General Assembly did not appropriate State funding for ITW for FY 2008. New members Martha Willits and Tom Vilsack were introduced. The financial report indicated that, after outstanding expenses are paid, a fund balance of \$275,000 is anticipated at the end of May. Co-Chairperson Marvin Pomerantz noted that all State funding has been exhausted and the remaining funds were raised from private sources.
- ITW's Future** Co-Chairperson Robert Koob commented on the lack of State funding for FY 2008 and explained the procedure for dissolving the organization, should the Board choose to do so. He explained that the Board would have to

determine how to expend the fund balance before dissolving. It was noted that the ITW would continue to exist in statute until July 1, 2015, and the corporate entity could be reconstituted at a later date.

Future Responsibilities



Board members identified several areas of concern in which ITW could play an important role, including:

- Formulating and advocating for State standards and expectations for the 21st Century.
- Monitoring and evaluating the career ladder and pay-for-performance pilot projects funded in SF 277 (Student Achievement and Teacher Quality Program Act).
- Perfecting the four-year-old preschool program and the early childhood education system.
- Addressing equity concerns in the school aid formula.

Next Steps

There was agreement among Board members that the ITW should not dissolve. The Board voted unanimously to establish a clear process for reaching out to key organizations that have the most significant impact on education in Iowa, such as the Department of Education, the Iowa State Education Association, the Iowa Association of Schools Boards, and School Administrators of Iowa.

The co-chairpersons will assign Board members to individually meet with the various organizations during the month of June to find common ground in regard to State standards and other issues.

More Information

The next meeting is scheduled for early July on a date to be determined. Additional information is available from the LSA upon request.

STAFF CONTACT: Robin Madison (Ext. 15270)

WATERSHED QUALITY PLANNING TASK FORCE MEETING

Committee Meeting

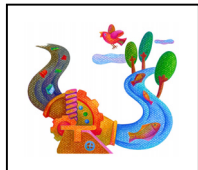
The Watershed Quality Planning Task Force met on May 24 in Des Moines.

Presentation



Dave Clark, HDR Engineering, Inc., presented information on water quality planning and nutrient management. He discussed the following:

- Iowa has 356 streams listed on the federal 303(d) Listing of Impairments. The two main categories of impaired streams include biology (135 streams) and bacteria (77 streams).
- HDR Engineering has been involved in a number of projects related to impaired waterbodies and some of the projects discussed included:
 - The development of a Total Maximum Daily Load (TMDL) for the Truckee River in Nevada.
 - The voluntary reduction of nutrients in the Clark Fork River in Montana.
 - The development of a TMDL for the Spokane River in Washington.
 - The development of a TMDL for the Lower Boise River in Idaho.



- The implementation of the Papio Creek Watershed Plan in Nebraska.
- The tools needed for a successful watershed management plan, including:
 - Tracking the implementation and performance of best management practices.
 - Overview and feedback on associated costs and scheduled timelines.
 - Trend analysis and reporting the results.

Subcommittee Reports

Each subcommittee provided an update on accomplishments and future meetings.

More Information

The next meeting is scheduled for July 26 in Des Moines. For more information, access the web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

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This document can be found on the LSA web site:
<http://www.legis.state.ia.us/Fiscal/fiscupdt/>