

services on June 30, 1981 shall not revert to the general fund of the state, but shall be credited to the revolving farm fund created in section 218.74. This section takes effect July 1, 1981 and for the purpose of preventing reversion of funds remaining in the farm accounts of the department of social services on June 30, 1981, is retroactive to June 30, 1981.

Sec. 20. Section 244.15, Code 1981, is repealed.

Approved June 19, 1981

CHAPTER 12

GRANTS AND AIDS FOR AGRICULTURAL AFFAIRS, ECONOMIC DEVELOPMENT AND ENERGY RESOURCES

S. F. 553

AN ACT relating to and appropriating from the general fund of the state and various trust funds for various operations and grants and aids to departments and agencies of the state whose responsibility relate to agricultural affairs, economic development, and energy and natural resources management.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. DEPARTMENT OF AGRICULTURE. There is appropriated from the general fund of the state and the trust funds indicated to the department of agriculture for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. GENERAL ADMINISTRATION		
a. From the general fund for salaries, support, maintenance, and miscellaneous purposes ...	\$ 1,071,467	\$ 1,124,846
b. From the fertilizer fund to be transferred to the administration division	\$ 31,393	\$ 32,104
c. From the dairy trade practice fund to be transferred to the administration division	\$ 59,748	\$ 61,238
d. From the commercial feed fund to be transferred to the administration division	\$ 31,393	\$ 32,104
e. It is the intent of the general assembly that the department of agriculture solicit funds from private sources for the support of agricultural promotion activities.		

f. It is a condition of the funds appropriated by this section and section 7 of this Act that the secretary of agriculture and the director of the Iowa development commission execute an agreement under chapter 28E by July 1, 1981 specifying the responsibilities of each department for agriculture marketing, promotion and development. A copy of this agreement shall be provided to the legislative fiscal director upon its completion.

g. The department of agriculture shall establish annual subscription fees for the regular and periodic publications of the department. Fees collected from subscribers shall be deposited in the general fund of the state. The department shall report to the general assembly by January 1, 1982 on the fees established and their effect on the circulation of department publications.

2. REGULATORY DIVISION

From the general fund for salaries, support, maintenance, and miscellaneous purposes \$ 3,065,820 \$ 3,213,327

It is a condition of the funds appropriated by this subsection that the department of agriculture is required to inspect a food service establishment only once a year, notwithstanding the provisions of section 170A.3 requiring an inspection twice a year.

3. LABORATORY DIVISION

a. From the general fund for salaries, support, maintenance, and miscellaneous purposes ... \$ 505,040 \$ 529,392

b. From the commercial feed fund to be transferred to the laboratory division \$ 609,734 \$ 621,418

c. From the pesticide fund to be transferred to the laboratory division \$ 372,443 \$ 381,754

d. From the fertilizer fund to be transferred to the laboratory division \$ 549,515 \$ 562,240

Sec. 2. BRUCELLOSIS INDEMNITY. There is appropriated from the general fund of the state to the department of agriculture for the fiscal year beginning July 1, 1981 and ending June 30, 1982, the sum of twenty-three thousand eight hundred fifty (23,850) dollars and for the fiscal year beginning July 1, 1982 and ending June 30, 1983 the sum of twenty-five thousand (25,000) dollars, or so much thereof as may be necessary, to make grants to counties to pay the indemnity and the expenses of the inspection and testing of animals as provided in chapters 163A and 164. The secretary of agriculture shall not approve a grant under this section to a county unless the board of supervisors has levied the maximum levy for the county brucellosis eradication fund under section 164.23 for each of the fiscal years in the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 and all funds in the county brucellosis eradication fund including all unobligated funds transferred from the county tuberculosis eradication fund, have been expended. However, no individual claimant, in a single county, shall receive more than five thousand (5,000) dollars in a single fiscal year.

Sec. 3. STATE CONSERVATION COMMISSION. There is appropriated from the general fund of the state and the funds indicated to the state conservation commission and its divisions for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. DIVISION OF LANDS AND WATERS		
For deposit in the state conservation fund from the general fund of the state for salaries, support, maintenance, equipment, and miscellaneous purposes and for maintenance of state parks, waters, and forests, and including not more than one million three hundred twenty-seven thousand seven hundred forty-seven (1,327,747) dollars during the fiscal year beginning July 1, 1981 and one million three hundred seventy-nine thousand seven hundred sixty-one (1,379,761) dollars during the fiscal year beginning July 1, 1982 which shall be available for the administration fund from the state conservation fund in compliance with the provisions of section 107.17		
	\$ 5,339,156	\$ 5,593,465
2. DIVISION OF FISH AND GAME		
From the state fish and game protection fund for salaries, support, maintenance, equipment, and miscellaneous purposes including not more than one million four hundred forty-seven thousand forty (1,447,040) dollars during the fiscal year beginning on July 1, 1981 and one million four hundred ninety-two thousand four hundred thirty-two (1,492,432) dollars during the fiscal year beginning on July 1, 1982 which shall be available each fiscal year from the state fish and game protection fund for the administration fund in compliance with the provisions of section 107.17		
	\$ 9,182,354	\$ 9,410,395
3. STATE ADVISORY BOARD FOR PRESERVES		
From the general fund of the state for salaries, support, maintenance, and miscellaneous purposes for carrying out the duties of the board		
	\$ 40,139	\$ 42,074
4. MISSOURI AND MISSISSIPPI RIVER BASIN COMMISSIONS		
From the general fund of the state for the state's contribution for support of the Missouri and Mississippi River Basin Commissions		
	\$ 45,792	\$ 48,000
Per diem and expenses of commission members appointed to represent Iowa shall be paid from funds available in the administration fund.		
5. GREEN THUMB PROGRAM		
From the general fund for deposit in the green thumb fund for the employment of persons under		

the green thumb program established pursuant to chapter 601H \$ 141,984 \$ 148,830

Sec. 4. MARINE FUEL TAX FUND. There is appropriated from the marine fuel tax fund for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 to the state conservation commission, division of lands and waters, the amounts computed as provided in section 324.84, which amounts shall be deposited in the state conservation fund for use in the state conservation commission recreational boating program as provided in subsections 1 through 5 of section 324.79. The unencumbered or unobligated balances of funds specifically allocated for capital projects for fiscal years 1981-1982 and 1982-1983 shall not revert to the fund from which appropriated until June 30, 1985 and June 30, 1986, respectively.

Sec. 5. ADMINISTRATION FUND.

1. The transfer of funds from the state conservation fund and the state fish and game protection fund to the administration funds shall not exceed the amounts specified in subsections 1 and 2 of section 3 of this Act.

2. a. Funds remaining in the fish and game protection fund during fiscal years 1981-1982 and 1982-1983 which are not specifically appropriated by section 3 of this Act are appropriated and may be used for capital projects and contingencies arising during the fiscal years beginning July 1, 1981 and July 1, 1982.

b. A contingency shall not include any purpose or project which was presented to the general assembly by way of a bill or a proposed bill and which failed to be enacted into law. For the purpose of this subsection, a necessity of additional operating funds may be construed as a contingency.

Before any of the funds authorized to be expended by this subsection shall be allocated for contingencies, it shall be determined by the executive council that a contingency exists and that the contingency was not existent while the general assembly was in session and that the proposed allocation shall be for the best interests of the state.

If a contingency arises or could reasonably be foreseen during the time the general assembly is in session, expenditures for the contingency must be authorized by the general assembly.

3. All receipts and refunds and reimbursements related to activities funded by the administration fund are appropriated to the administration fund. All refunds and reimbursements relating to activities of the state fish and game protection fund shall be credited to the state fish and game protection fund.

4. The state conservation commission shall establish a priority list of watersheds above publicly-owned lakes and areas within those watersheds which are of highest importance based on soil loss to be used for the allocation of funds set aside in subsection 3 of section 12 of this Act for permanent soil conservation practices on watersheds above publicly-owned lakes.

5. It is the intent of the general assembly that members of the state conservation commission shall be limited to the normal mileage reimbursement for travel to commission meetings. No state aircraft shall be used to transport commissioners to meetings unless the individual commissioner reimburses the state for costs exceeding the amount the commissioner would have been reimbursed for mileage.

Sec. 6. OPEN SPACES SCHOOL TAX PAYMENT. There is appropriated from the general fund of the state to the state conservation commission the amount of thirty-three thousand three hundred ninety (33,390) dollars to pay school taxes for the fiscal year beginning July 1, 1981 and thirty-five thousand (35,000) dollars for the fiscal year beginning July 1, 1982 on the lands acquired under the open spaces acquisition program, commenced in Acts of the Sixty-fifth General Assembly, 1973 Session, chapter 74, which would otherwise be subject to the levy of school taxes. The assessed value of the open spaces land shall be that determined pursuant to section 427.1, subsection 31, and the commission may protest the assessed value in the manner provided by law for any property owner to protest an assessment. For the purposes of chapter 442, the assessed value of the open spaces land shall be included in the valuation base of the school district and the payments made pursuant to this section shall be considered as property tax revenues and not as miscellaneous income. The county treasurer shall certify the taxes due to the commission. If the total amount of taxes due certified to the commission exceeds the amount appropriated, the taxes due shall be reduced proportionately so that the total amount equals the amount appropriated.

Sec. 7. IOWA DEVELOPMENT COMMISSION. There is appropriated from the general fund of the state to the Iowa development commission for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. For salaries, support, maintenance, and miscellaneous purposes	\$ 2,222,351	\$ 2,285,725

2. From funds appropriated by subsection 1 the Iowa development commission shall allocate not to exceed thirty-one thousand five hundred (31,500) dollars for each fiscal year of the biennium beginning July 1, 1981 and ending June 30, 1983 for the seven regional tourism districts, not to exceed five thousand (5,000) dollars per district, for each district which provides on a dollar-to-dollar matching basis funds equal to the amount allocated by the Iowa development commission.

3. It is the intent of the general assembly that the Iowa development commission shall operate the international office within the funds approved for the commission.

4. It is the intent of the general assembly that the members of the Iowa development commission shall be limited to the normal mileage reimbursement for travel to commission meetings. State aircraft shall not be used to transport commission members to meetings unless the individual commissioner reimburses the state for costs exceeding the amount the commissioner would have been reimbursed for mileage.

5. It is the intent of the general assembly that the Iowa development commission solicit funds from private sources for the support of agricultural promotion activities.

Sec. 8. ENERGY POLICY COUNCIL. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July

1, 1981 and ending June 30, 1983, to the energy policy council the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
ENERGY POLICY COUNCIL		
1. OPERATIONS		
For salaries, support, maintenance, and for miscellaneous purposes	\$ 240,688	\$ 257,115
2. PUBLIC BUILDINGS ENERGY CONSERVATION ADMINISTRATION		
For salaries, support, maintenance, and for miscellaneous purposes	\$ 96,297	\$ 100,270
3. STATE FUEL SET-ASIDE		
For the purpose of operating a state fuel set-aside program with not more than thirty-five thousand (35,000) dollars being used each year to maintain records, collect information, and keep the program in a state of readiness in the absence of the active operation of a state level set-aside program	\$ 100,000	\$ 100,000

Sec. 9. DEPARTMENT OF ENVIRONMENTAL QUALITY. There is appropriated from the general fund of the state for each fiscal year of the biennium beginning July 1, 1981 and ending June 30, 1983, to the department of environmental quality, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. For salaries, support, maintenance, and for miscellaneous purposes	\$ 1,961,402	\$ 2,070,190

During the fiscal year for which funds are appropriated by this section the department of environmental quality shall not require the installation or use of equipment to control the emission of dust or other particulate matter on facilities for the storage of grain which are located within the ambient air quality attainment areas for suspended particulates.

2. For payments to the governing bodies responsible for publicly-owned sewage treatment facilities which are eligible for grants under section 202 of the federal Water Pollution Control Act, 33 U.S.C. 466 et seq., as amended by the federal Clean Water Act of 1977, Pub. L. 95-217, in an amount equal to five percent of the amount approved as the eligible cost of the project by the environmental quality commission

	\$ 2,000,000	\$ 2,000,000
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The provisions of section 8.33 shall not apply to the funds appropriated by this subsection. Unencumbered or unobligated funds remaining on June 30, 1985 from funds appropriated for the fiscal year beginning July 1, 1981, shall revert to the general fund on September 30, 1985. Unencumbered or

unobligated funds remaining on June 30, 1986 from funds appropriated for the fiscal year beginning July 1, 1982 shall revert to the general fund on September 30, 1986.

Sec. 10. STATE FAIR BOARD. There is appropriated from the general fund of the state to the Iowa state fair board for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 the following sums, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. For maintenance of state fair buildings and grounds	\$ 76,500	\$ 76,500
2. For premiums	\$ 9,000	\$ 9,000
3. For state aid to agricultural societies (local fairs)	\$ 189,000	\$ 189,000

4. The appropriation contained in subsection 3 for state aid to agricultural societies is conditional upon full compliance with all other statutes which regulate and prescribe the conditions under which the aid is available. The moneys shall not be used for other than the payment of cash premiums, and a county shall not receive more than two thousand one hundred (2,100) dollars except that in a county where there are two definitely separate county extension offices, each society shall receive state aid in the amount it would be entitled to if it were the only society in the county. In counties having more than one fair entitled to state aid, the state aid available shall be prorated to the fairs based on cash premiums paid by the fairs. If the amount appropriated does not fund all claims, the state aid shall be reduced proportionately to equal the amount appropriated.

Sec. 11. GEOLOGICAL SURVEY--NATURAL RESOURCES COUNCIL. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 to the following departments the amounts specified, or so much thereof as is necessary, to be used for the following purposes:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. GEOLOGICAL SURVEY		
For salaries, support, maintenance, and for miscellaneous purposes for the general office ...	\$ 1,164,615	\$ 1,210,388

The Iowa geological survey shall analyze the services provided to other state agencies by the survey and the costs of these services and report to the general assembly by January 1, 1982 on the feasibility of and options for establishing a mechanism to recover these costs from the user agency.

2. IOWA NATURAL RESOURCES COUNCIL--GENERAL OFFICE		
For salaries, support, maintenance, and for miscellaneous purposes	\$ 650,015	\$ 683,928

Notwithstanding the provisions of section 455A.17, the Iowa natural resources council may perform its statutory duties relating to uses and developments of water sources of the state without meeting the provisions of a comprehensive statewide plan for the control, utilization, and protection

of the water resources of the state until such time as the plan is prepared and completed.

Sec. 12. DEPARTMENT OF SOIL CONSERVATION. There is appropriated from the general fund of the state to the department of soil conservation for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. For salaries, support, maintenance, assistance to soil conservation districts, and for miscellaneous purposes	\$ 2,710,958	\$ 2,841,675
2. For soil conservation grants which shall be allocated by the state soil conservation committee as follows:		
a. To conduct soil surveys in conjunction with federal, state, and local agencies in Iowa	\$ 330,000	\$ 345,000
b. To finance the state share of the small watershed program known as the Pub. L. 566 program	\$ 23,850	\$ 25,000
c. To provide financial incentives for soil conservation practices in accordance with the provisions of subsection 3 of this section	\$ 5,374,348	\$ 5,634,000

3. The following requirements apply to the funds appropriated by subsection 2, paragraph c:

a. Not more than five percent may be allocated for cost sharing to abate complaints filed under sections 467A.47 and 467A.48.

b. Not more than ten percent may be allocated for financial incentives not exceeding seventy-five percent of the approved cost of permanent soil conservation practices under chapter 467A on watersheds above publicly-owned lakes in accordance with the priority list required in subsection 4 of section 5 of this Act.

c. The committee may allocate funds to conduct research and demonstration projects to promote conservation tillage practices.

d. Not more than ten percent of a district's allocation may be allocated by the soil conservation district commissioners for incentive payments on the per acre basis, but not exceeding ten dollars per acre, to encourage no-till planting methods on Iowa land that is row cropped.

e. Except for the allocation subject to paragraphs a and b, the financial incentives for voluntary permanent soil conservation practices shall not exceed fifty percent of the approved cost and priority shall be given to family-operated farms.

4. The provisions of section 8.33 shall not apply to the funds appropriated by subsection 2. Unencumbered or unobligated funds remaining on June 30, 1985 from funds appropriated for the fiscal year beginning July 1, 1981 shall revert to the general fund on September 30, 1985. Unencumbered or unobligated funds remaining on June 30, 1986 from funds appropriated for the fiscal year beginning July 1, 1982 shall revert to the general fund on September 30, 1986.

Sec. 13. All federal grants to and the federal receipts of the agencies appropriated funds under this Act are appropriated for the purposes set forth in the federal grants or receipts. Positions within state agencies funded with federal funds are approved for the duration of those funds only.

Approved June 15, 1981

CHAPTER 13

CAPITAL PROJECTS OF EDUCATIONAL AGENCIES

S. F. 575

AN ACT relating to appropriations for capital projects including making appropriations to certain educational agencies and striking appropriations for planning and completion of certain construction projects.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983, except as otherwise provided, to the state board of regents, the following amounts, or so much thereof as is necessary, to be used in the manner designated:

	1981-1982	1982-1983
	<u>Fiscal Year</u>	<u>Fiscal Year</u>

For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of northern Iowa in such amounts as may be necessary to reimburse such institutions for deficiencies in their operating funds resulting from the pledging of tuitions, student fees and charges and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions \$ 4,000,000 \$ 4,900,000

Unobligated or unencumbered funds remaining on June 30, 1982, from funds appropriated by this section for the fiscal year beginning July 1, 1981, shall revert to the general fund on September 30, 1982. Unobligated or unencumbered funds remaining on June 30, 1983, from funds appropriated by this section for the fiscal year beginning July 1, 1982, shall revert to the general fund on September 30, 1983.

Sec. 2. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1981 and ending June 30, 1982 to the state educational radio and television facility board the sum of one hundred thousand (100,000) dollars, or as much thereof as may be necessary, to be