

**Administration and Regulation
Appropriations Bill – II
Senate File 540**
Senate/House Difference Comparison

Last Action:

Senate Floor

June 21, 2011

Executive Summary Only

An Act relating to and making appropriations to designated state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and contingent retroactive applicability date provisions.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>
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ADMINISTRATION AND REGULATION APPROPRIATIONS BILL

EXECUTIVE SUMMARY NOBA

SENATE FILE 540

Funding Summary: Senate File 540 appropriates a total of \$52.7 million from the General Fund and 1,462 FTE positions for FY 2012. This is a decrease of \$6.7 million compared to estimated FY 2011 and a decrease of \$123,000 compared to H.F. 697 (Omnibus Appropriations Bill). Senate File 540 also appropriates \$52.3 million from other funds. This is an increase of \$5.0 million compared to estimated FY 2011 and an increase of \$874,000 compared to H.F. 697. See the attached tracking document for funding totals and difference comparisons for individual budget unit items.

Biennial Budgeting – FY 2013: Senate File 540 appropriates General Fund, other funds, and FTE positions for FY 2013 for the Administration and Regulation budget and includes necessary corresponding language. The Senate provides 50.0% of the FY 2012 Senate action appropriations for FY 2013. The House Omnibus appropriations for FY 2013 are equal to 85.0% of the appropriations for FY 2012.

Language Differences:

- **Elimination of the Office of Drug Control Policy (ODCP):** The Senate eliminates the ODCP and transfers the duties to the Department of Public Safety and the Department of Public Health. The House Omnibus Bill does not address this.
- **Auditor of State Requirement:** The Senate requires the Auditor to allocate funds from the appropriation solely for audit work related to the CAFR, federally-required audits, and investigations of embezzlement or theft in both FY 2012 and FY 2013. The House only addresses this in FY 2012.
- **Travel Reimbursement Implementation Technical Changes:** The Senate makes technical changes to the travel reimbursement language and clarifies that reporting requirements for travel out of State on behalf of the State shall be reported. The House Omnibus Bill does not address this.
- **Certified Public Accounts Technical Change:** The Senate amends the definition of “attest” or “attest services” to include any of four categories of services based on the standard applied. The House Omnibus Bill does not address this.
- **Commerce – Utilities Division Carry Forward Language:** The Senate allows any unobligated funds remaining from the FY 2012 appropriation to the Utilities Division to carry forward to FY 2013 and be used for the energy-efficient building project or relocation costs. The House Omnibus Bill does not address this.
- **Commerce – Utilities Division:** The House Omnibus Bill appropriates \$500,000 and 3.5 FTE positions for nuclear regulation if H.F. 561 or S.F. 390 (Nuclear Generation Bills) are enacted. The Senate does not address this.
- **Medicaid Fraud Fund Appropriation for Health Facility Inspections:** The Senate appropriates \$650,000 from the Medicaid Fraud Fund for hiring 10 Health Facility Surveyors, two part-time Compliance Officers, and three Residential Care Facility Surveyors. The House Omnibus Bill appropriates \$650,000 from the Medicaid Fraud Account to the Department of Inspections and Appeals (DIA) for general support.
- **Medicaid Fraud Fund Appropriation for Investigations of Electronic Benefits:** The Senate appropriates \$119,070 from the Medicaid Fraud Fund to the DIA to conduct investigations of the Electronic Benefits Transfer Program. The House Omnibus Bill does not address this.
- **Medicaid Fraud Fund Appropriation for Investigations of Boarding Homes:** The Senate appropriates \$119,480 from the Medicaid Fraud Fund to the DIA to conduct investigations of boarding homes. The House Omnibus Bill does not address this.
- **Medicaid Fraud Fund Appropriation for Investigations of Medicaid Fraud and Abuse:** The Senate appropriates \$882,262 from the Medicaid Fraud Fund to the DIA to conduct investigations Medicaid fraud and abuse. The House Omnibus Bill does not address this.
- **Medicaid Fraud Fund Appropriation for Investigations of Dependent Adult Abuse:** The Senate appropriates \$250,000 from the Medicaid Fraud Fund appropriation to the DIA to conduct investigations of dependent adult abuse. The House Omnibus Bill does not address this.

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SENATE FILE 540

- **Contingent FTE Authorization (DIA):** The House Omnibus Bill specifies that 2.0 additional FTE positions are authorized to the DIA Investigations Division, if SF 313 (IowaCare Revisions Act) or successor legislation is enacted, for debt setoff or other recovery of the non-payment of IowaCare premiums is enacted. The Senate addresses this in S.F. 538 (Senate Standings Bill).
- **Medication Therapy Management:** The House Omnibus Bill transfers \$510,000 from fees collected by the Board of Pharmacy to fund the Medication Therapy Management and directs the DAS to utilize a State university College of Pharmacy to validate reported drug cost savings. The Senate addresses this in S.F. 538 (Senate Standings Bill).
- **Individual Development Accounts (IDAs):** The Senate removes a requirement that the \$250,000 appropriation for IDAs be used solely for those affected by the floods of 2008. The House Omnibus Bill transfers any unobligated funds remaining from the \$250,000 appropriation, provided in H.F. 64 (Disaster Assistance Appropriation Act) from the 2009 Session IDAs, to the Taxpayers Trust Fund on July 1, 2011.
- **Sale or lease of the Iowa Communications Network (ICN):** The Senate version specifies that all authorization and approval requirements under current law be complied with prior to the sale or lease of the ICN. The House Omnibus Bill does not address this.
- **Effective Dates:** The Senate adds effective on enactment language for the change to IDAs.

Administration and Regulation General Fund

	H Act Supp Omni FY 2011 (1)	Senate Supp FY 2011 (2)	House Act-Omni FY 2012 (3)	Senate FY 2012 (4)	Senate vs House FY 12 (5)	House Act-Omni FY 2013 (6)	Senate FY 2013 (7)	Senate vs House FY 13 (8)
<u>Administrative Services, Dept. of</u>								
Administrative Services								
Administrative Services, Dept.	\$ 0	\$ 0	\$ 4,020,344	\$ 4,020,344	\$ 0	\$ 3,417,292	\$ 2,010,172	\$ -1,407,120
Utilities	0	0	2,939,400	2,704,460	-234,940	2,498,490	1,352,230	-1,146,260
Terrace Hill Operations	0	0	405,914	405,914	0	345,027	202,957	-142,070
I3 Distribution	0	0	3,328,000	3,277,946	-50,054	2,828,800	1,638,973	-1,189,827
Iowa Building Operations	0	0	1,018,185	995,535	-22,650	865,457	497,768	-367,689
Total Administrative Services, Dept. of	\$ 0	\$ 0	\$ 11,711,843	\$ 11,404,199	\$ -307,644	\$ 9,955,066	\$ 5,702,100	\$ -4,252,966
<u>Auditor of State</u>								
Auditor Of State								
Auditor of State - General Office	\$ 0	\$ 0	\$ 935,529	\$ 814,921	\$ -120,608	\$ 795,200	\$ 407,461	\$ -387,739
Total Auditor of State	\$ 0	\$ 0	\$ 935,529	\$ 814,921	\$ -120,608	\$ 795,200	\$ 407,461	\$ -387,739
<u>Ethics and Campaign Disclosure</u>								
Campaign Finance Disclosure								
Ethics & Campaign Disclosure Board	\$ 0	\$ 0	\$ 475,000	\$ 500,000	\$ 25,000	\$ 403,750	\$ 250,000	\$ -153,750
Total Ethics and Campaign Disclosure	\$ 0	\$ 0	\$ 475,000	\$ 500,000	\$ 25,000	\$ 403,750	\$ 250,000	\$ -153,750
<u>Commerce, Dept. of</u>								
Alcoholic Beverages								
Alcoholic Beverages Operations	\$ 0	\$ 0	\$ 1,220,391	\$ 1,220,391	\$ 0	\$ 1,037,332	\$ 610,196	\$ -427,136
Professional Licensing and Reg.								
Professional Licensing Bureau	\$ 0	\$ 0	\$ 609,353	\$ 600,353	\$ -9,000	\$ 517,950	\$ 300,177	\$ -217,773
Total Commerce, Dept. of	\$ 0	\$ 0	\$ 1,829,744	\$ 1,820,744	\$ -9,000	\$ 1,555,282	\$ 910,373	\$ -644,909
<u>Governor</u>								
Governor's Office								
Governor/Lt. Governor's Office	\$ 0	\$ 0	\$ 2,288,025	\$ 2,299,068	\$ 11,043	\$ 1,944,821	\$ 1,149,534	\$ -795,287
Total Governor	\$ 0	\$ 0	\$ 2,288,025	\$ 2,299,068	\$ 11,043	\$ 1,944,821	\$ 1,149,534	\$ -795,287

Administration and Regulation

General Fund

	H Act Supp Omni FY 2011 (1)	Senate Supp FY 2011 (2)	House Act-Omni FY 2012 (3)	Senate FY 2012 (4)	Senate vs House FY 12 (5)	House Act-Omni FY 2013 (6)	Senate FY 2013 (7)	Senate vs House FY 13 (8)
<u>Governor's Office of Drug Control Policy</u>								
Office of Drug Control Policy								
Drug Policy Coordinator	\$ 0	\$ 0	\$ 326,043	\$ 0	\$ -326,043	\$ 277,137	\$ 0	\$ -277,137
Total Governor's Office of Drug Control Policy	\$ 0	\$ 0	\$ 326,043	\$ 0	\$ -326,043	\$ 277,137	\$ 0	\$ -277,137
<u>Human Rights, Dept. of</u>								
Human Rights, Department of								
Human Rights Administration	\$ 0	\$ 0	\$ 206,103	\$ 206,103	\$ 0	\$ 175,188	\$ 103,052	\$ -72,136
Community Advocacy and Services	0	0	820,135	1,056,792	236,657	697,115	528,396	-168,719
Criminal & Juvenile Justice	0	0	1,023,892	1,073,892	50,000	870,308	536,946	-333,362
Total Human Rights, Dept. of	\$ 0	\$ 0	\$ 2,050,130	\$ 2,336,787	\$ 286,657	\$ 1,742,611	\$ 1,168,394	\$ -574,217
<u>Inspections & Appeals, Dept. of</u>								
Inspections and Appeals, Dept. of								
Administration Division	\$ 0	\$ 0	\$ 1,537,715	\$ 1,527,740	\$ -9,975	\$ 1,307,058	\$ 763,870	\$ -543,188
Administrative Hearings Division	0	0	528,753	553,973	25,220	449,440	276,987	-172,453
Investigations Division	0	0	1,168,639	1,168,639	0	993,343	584,320	-409,023
Health Facilities Division	0	0	3,555,328	3,562,739	7,411	3,022,029	1,781,370	-1,240,659
Employment Appeal Board	0	0	42,215	42,215	0	35,883	21,108	-14,775
Child Advocacy Board	0	0	2,554,771	2,794,473	239,702	2,171,555	1,397,237	-774,318
Total Inspections & Appeals, Dept. of	\$ 0	\$ 0	\$ 9,387,421	\$ 9,649,779	\$ 262,358	\$ 7,979,308	\$ 4,824,892	\$ -3,154,416
<u>Management, Dept. of</u>								
Management, Dept. of								
Department Operations	\$ 0	\$ 0	\$ 2,423,998	\$ 2,423,998	\$ 0	\$ 2,060,398	\$ 1,211,999	\$ -848,399
Total Management, Dept. of	\$ 0	\$ 0	\$ 2,423,998	\$ 2,423,998	\$ 0	\$ 2,060,398	\$ 1,211,999	\$ -848,399
<u>Revenue, Dept. of</u>								
Revenue, Dept. of								
Revenue, Department of	\$ 0	\$ 0	\$ 17,615,484	\$ 17,705,459	\$ 89,975	\$ 14,973,161	\$ 8,852,730	\$ -6,120,431
Total Revenue, Dept. of	\$ 0	\$ 0	\$ 17,615,484	\$ 17,705,459	\$ 89,975	\$ 14,973,161	\$ 8,852,730	\$ -6,120,431

Administration and Regulation

General Fund

	H Act Supp Omni FY 2011 <u>(1)</u>	Senate Supp FY 2011 <u>(2)</u>	House Act-Omni FY 2012 <u>(3)</u>	Senate FY 2012 <u>(4)</u>	Senate vs House FY 12 <u>(5)</u>	House Act-Omni FY 2013 <u>(6)</u>	Senate FY 2013 <u>(7)</u>	Senate vs House FY 13 <u>(8)</u>
<u>Secretary of State</u>								
Secretary of State								
Secretary of State - Operations	\$ 0	\$ 0	\$ 2,895,585	\$ 2,860,585	\$ -35,000	\$ 2,461,247	\$ 1,430,293	\$ -1,030,954
Total Secretary of State	\$ 0	\$ 0	\$ 2,895,585	\$ 2,860,585	\$ -35,000	\$ 2,461,247	\$ 1,430,293	\$ -1,030,954
<u>Treasurer of State</u>								
Treasurer of State								
Treasurer - General Office	\$ 0	\$ 0	\$ 854,289	\$ 854,289	\$ 0	\$ 726,146	\$ 427,145	\$ -299,001
Total Treasurer of State	\$ 0	\$ 0	\$ 854,289	\$ 854,289	\$ 0	\$ 726,146	\$ 427,145	\$ -299,001
Total Administration and Regulation	\$ 0	\$ 0	\$ 52,793,091	\$ 52,669,829	\$ -123,262	\$ 44,874,127	\$ 26,334,921	\$ -18,539,206

Administration and Regulation

Other Fund

	H Act Supp Omni FY 2011 (1)	Senate Supp FY 2011 (2)	House Act-Omni FY 2012 (3)	Senate FY 2012 (4)	Senate vs House FY 12 (5)	House Act-Omni FY 2013 (6)	Senate FY 2013 (7)	Senate vs House FY 13 (8)
Commerce, Dept. of								
Banking Division								
Banking Division - CMRF	\$ 0	\$ 0	\$ 8,851,670	\$ 8,851,670	\$ 0	\$ 7,523,920	\$ 4,425,835	\$ -3,098,085
Credit Union Division								
Credit Union Division - CMRF	\$ 0	\$ 0	\$ 1,727,995	\$ 1,727,995	\$ 0	\$ 1,468,796	\$ 863,998	\$ -604,798
Insurance Division								
Insurance Division - CMRF	\$ 0	\$ 0	\$ 4,983,244	\$ 4,983,244	\$ 0	\$ 4,235,757	\$ 2,491,622	\$ -1,744,135
Professional Licensing and Reg.								
Field Auditor - Housing Impr. Fund	\$ 0	\$ 0	\$ 62,317	\$ 62,317	\$ 0	\$ 52,969	\$ 31,159	\$ -21,810
Utilities Division								
Utilities Division - CMRF	\$ 0	\$ 0	\$ 8,173,069	\$ 8,173,069	\$ 0	\$ 6,947,109	\$ 4,086,535	\$ -2,860,574
Nuclear Power Reg. - CMRF	0	0	500,000	0	-500,000	425,000	0	-425,000
Total Utilities Division	\$ 0	\$ 0	\$ 8,673,069	\$ 8,173,069	\$ -500,000	\$ 7,372,109	\$ 4,086,535	\$ -3,285,574
Total Commerce, Dept. of	\$ 0	\$ 0	\$ 24,298,295	\$ 23,798,295	\$ -500,000	\$ 20,653,551	\$ 11,899,149	\$ -8,754,402
Inspections & Appeals, Dept. of								
Inspections and Appeals, Dept. of								
DIA - RUTF	\$ 0	\$ 0	\$ 1,623,897	\$ 1,623,897	\$ 0	\$ 1,380,312	\$ 811,949	\$ -568,363
Health Facilities Division - MFA	0	0	650,000	650,000	0	552,500	325,000	-227,500
Dependent Adult Abuse-MFA	0	0	0	250,000	250,000	0	125,000	125,000
EBT Investigations - MFA	0	0	0	119,070	119,070	0	119,070	119,070
Boarding Home Investigations - MFA	0	0	0	119,480	119,480	0	119,480	119,480
Medicaid Fraud & Abuse - MFA	0	0	0	885,262	885,262	0	885,262	885,262
Total Inspections and Appeals, Dept. of	\$ 0	\$ 0	\$ 2,273,897	\$ 3,647,709	\$ 1,373,812	\$ 1,932,812	\$ 2,385,761	\$ 452,949
Racing Commission								
Riverboat Regulation - GRF	\$ 0	\$ 0	\$ 3,078,100	\$ 3,078,100	\$ 0	\$ 2,616,385	\$ 1,539,050	\$ -1,077,335
Pari-Mutuel Regulation - GRF	0	0	2,511,440	2,511,440	0	2,134,724	1,255,720	-879,004
Total Racing Commission	\$ 0	\$ 0	\$ 5,589,540	\$ 5,589,540	\$ 0	\$ 4,751,109	\$ 2,794,770	\$ -1,956,339
Total Inspections & Appeals, Dept. of	\$ 0	\$ 0	\$ 7,863,437	\$ 9,237,249	\$ 1,373,812	\$ 6,683,921	\$ 5,180,531	\$ -1,503,390

Administration and Regulation

Other Fund

	H Act Supp Omni FY 2011 (1)	Senate Supp FY 2011 (2)	House Act-Omni FY 2012 (3)	Senate FY 2012 (4)	Senate vs House FY 12 (5)	House Act-Omni FY 2013 (6)	Senate FY 2013 (7)	Senate vs House FY 13 (8)
<u>Management, Dept. of</u>								
Management, Dept. of DOM Operations - RUTF	\$ 0	\$ 0	\$ 56,000	\$ 56,000	\$ 0	\$ 47,600	\$ 28,000	\$ -19,600
Total Management, Dept. of	\$ 0	\$ 0	\$ 56,000	\$ 56,000	\$ 0	\$ 47,600	\$ 28,000	\$ -19,600
<u>IPERS Administration</u>								
IPERS Administration IPERS Administration	\$ 0	\$ 0	\$ 17,686,968	\$ 17,686,968	\$ 0	\$ 15,033,923	\$ 8,843,484	\$ -6,190,439
Total IPERS Administration	\$ 0	\$ 0	\$ 17,686,968	\$ 17,686,968	\$ 0	\$ 15,033,923	\$ 8,843,484	\$ -6,190,439
<u>Revenue, Dept. of</u>								
Revenue, Dept. of Motor Fuel Tax Admin - MVFT	\$ 0	\$ 0	\$ 1,305,775	\$ 1,305,775	\$ 0	\$ 1,109,909	\$ 652,888	\$ -457,021
Total Revenue, Dept. of	\$ 0	\$ 0	\$ 1,305,775	\$ 1,305,775	\$ 0	\$ 1,109,909	\$ 652,888	\$ -457,021
<u>Secretary of State</u>								
Secretary of State Redistricting - lowAccess	\$ 0	\$ 0	\$ 75,000	\$ 75,000	\$ 0	\$ 0	\$ 0	\$ 0
Total Secretary of State	\$ 0	\$ 0	\$ 75,000	\$ 75,000	\$ 0	\$ 0	\$ 0	\$ 0
<u>Treasurer of State</u>								
Treasurer of State I-3 Expenses - RUTF	\$ 0	\$ 0	\$ 93,148	\$ 93,148	\$ 0	\$ 79,176	\$ 46,574	\$ -32,602
Total Treasurer of State	\$ 0	\$ 0	\$ 93,148	\$ 93,148	\$ 0	\$ 79,176	\$ 46,574	\$ -32,602
Total Administration and Regulation	\$ 0	\$ 0	\$ 51,378,623	\$ 52,252,435	\$ 873,812	\$ 43,608,080	\$ 26,650,626	\$ -16,957,454