

Reprinted 2/28

FILED FEB 20 1980

SENATE FILE 2241

By COMMITTEE ON APPROPRIATIONS

Approved J. 526

Passed Senate, Date 2-25-80 (p. 555) Passed House, Date 3-5-80 (p. 763)

Vote: Ayes 11 Nays 1 Vote: Ayes 91 Nays 4

Approved *[Signature]* 3-28-80

A BILL FOR

1 An Act relating to appropriations for the fiscal year
2 beginning July 1, 1979, by supplementing and adjusting
3 appropriations and amending restrictions contained in
4 the Acts of the Sixty-eighth General Assembly, 1979
5 Session, and making additional appropriations.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. The appropriation from the general fund of
2 the state to the Iowa commission for the blind made for the
3 fiscal year beginning July 1, 1979 and ending June 30, 1980
4 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
5 chapter thirteen (13), section one (1), is reduced by twenty-
6 two thousand four hundred (22,400) dollars.

7 Sec. 2. There is appropriated from the general fund of
8 the state to the state educational radio and television facility
9 for the fiscal year beginning July 1, 1979 and ending June
10 30, 1980, the sum of eighty-seven thousand (87,000) dollars,
11 or so much thereof as may be necessary, to supplement funds
12 appropriated by Acts of the Sixty-eighth General Assembly,
13 1979 Session, chapter thirteen (13), section six (6).

14 Sec. 3. There is appropriated from the general fund of
15 the state to the Iowa state civil rights commission for the
16 fiscal year beginning July 1, 1979 and ending June 30, 1980,
17 the sum of nine thousand (9,000) dollars, or so much thereof
18 as may be necessary, to be used for the same purposes and
19 to supplement funds appropriated by the Acts of the Sixty-
20 eighth General Assembly, 1979 Session, chapter nine (9),
21 section two (2), subsection one (1).

22 Sec. 4. There is appropriated from the general fund of
23 the state to the commission on the status of women for the
24 fiscal year beginning July 1, 1979 and ending June 30, 1980,
25 the sum of five thousand one hundred (5,100) dollars, or so
26 much thereof as may be necessary, to be used for the same
27 purposes and to supplement funds appropriated by the Acts
28 of the Sixty-eighth General Assembly, 1979 Session, chapter
29 nine (9), section two (2), subsection four (4).

30 Notwithstanding the provisions of the Acts of the Sixty-eighth
31 General Assembly, 1979 Session, chapter nine (9), section
32 two (2), subsection four (4), the full-time equivalent
33 positions shall be three point twenty-five for the fiscal
34 year beginning July 1, 1979.

35 Sec. 5. There is appropriated from the general fund of

1 the state to the board of medical examiners for the fiscal
2 year beginning July 1, 1979 and ending June 30, 1980, the
3 sum of sixteen thousand (16,000) dollars, or so much thereof
4 as may be necessary, to be used for the same purposes and
5 to supplement funds appropriated by the Acts of the Sixty-
6 eighth General Assembly, 1979 Session, chapter nine (9),
7 section three (3), subsection one (1).

8 Sec. 6. There is appropriated from the general fund of
9 the state to the state department of health, community health
10 division, for the fiscal year beginning July 1, 1979 and end-
11 ing June 30, 1980 the sum of five hundred seventy-eight thou-
12 sand (578,000) dollars, or so much thereof as may be necessary,
13 to be used for the same purposes and to supplement funds ap-
14 propriated by Acts of the Sixty-eighth General Assembly, 1979
15 Session, chapter nine (9), section four (4), subsection seven
16 (7), paragraph a. However, from the funds appropriated by
17 this section ninety-four thousand (94,000) dollars, or so
18 much thereof as may be necessary, shall be used to pay bills
19 which were outstanding prior to July 1, 1979.

20 Sec. 7. There is appropriated from the general fund of
21 the state to the state department of health, health facilities
22 division, for the fiscal year beginning July 1, 1979 and
23 ending June 30, 1980 the sum of one hundred sixty-seven
24 thousand (167,000) dollars, or so much thereof as may be
25 necessary, to be used for the same purposes and to supplement
26 funds appropriated by Acts of the Sixty-eighth General
27 Assembly, 1979 Session, chapter nine (9), section four (4),
28 subsection two (2), paragraph a.

29 Sec. 8. Notwithstanding the provisions of the Acts of
30 the Sixty-eighth General Assembly, 1979 Session, chapter nine
31 (9), section four (4), subsection two (2), paragraph b, the
32 full-time equivalent positions for the health planning agency
33 shall be thirteen for the fiscal year beginning July 1, 1979.

34 Sec. 9. Notwithstanding the provisions of the Acts of
35 the Sixty-eighth General Assembly, 1979 Session, chapter nine

1 (9), section one (1), subsection one (1), the full-time
2 equivalent positions for the commission on aging shall be
3 twenty-eight point twenty-five for the fiscal year beginning
4 July 1, 1979. Two full-time equivalent positions are approved
5 for care review activities contingent upon the receipt of
6 federal funds.

7 Sec. 10. There is appropriated from the general fund of
8 the state to the energy policy council for the fiscal year
9 beginning July 1, 1979 and ending June 30, 1980 the sum of
10 forty thousand (40,000) dollars, or so much thereof as may
11 be necessary, to be used for the same purposes and to supple-
12 ment funds appropriated by Acts of the Sixty-eighth General
13 Assembly, 1979 Session, chapter twelve (12), section thirteen
14 (13), subsection one (1). The limit on full-time equivalent
15 positions contained in that subsection shall not apply during
16 the fiscal year beginning July 1, 1979.

17 Sec. 11. There is appropriated from the general fund of
18 the state to the Iowa natural resources council for the fiscal
19 year beginning July 1, 1979 and ending June 30, 1980 the sum
20 of sixteen thousand (16,000) dollars, or so much thereof as
21 may be necessary, to be used for the same purposes and to
22 supplement funds appropriated by Acts of the Sixty-eighth
23 General Assembly, 1979 Session, chapter twelve (12), section
24 eighteen (18), subsection two (2).

25 Sec. 12. There is appropriated from the general fund of
26 the state to the state board of engineering examiners for
27 the fiscal year beginning July 1, 1979 and ending June 30,
28 1980, the sum of two thousand (2,000) dollars, or so much
29 thereof as may be necessary, to be used for the same purposes
30 and to supplement funds appropriated by the Acts of the Sixty-
31 eighth General Assembly, 1979 Session, chapter four (4),
32 section one (1), subsection five (5). Notwithstanding the
33 number of full-time equivalent positions specified in Acts
34 of the Sixty-eighth General Assembly, 1979 Session, chapter
35 four (4), section one (1), subsection five (5), the maximum

1 number of full-time equivalent positions for the state board
2 of engineering examiners for the 1979-80 fiscal year is two
3 point one hundred twenty-five.

4 Sec. 13. There is appropriated from the general fund of
5 the state to the department of revenue for the fiscal year
6 beginning July 1, 1979 and ending June 30, 1980, the sum of
7 eighteen thousand (18,000) dollars, or so much thereof as
8 may be necessary, to be used for a humidifier system and to
9 supplement funds appropriated by the Acts of the Sixty-eighth
10 General Assembly, 1979 Session, chapter four (4), section
11 two (2), subsection fourteen (14).

12 Sec. 14. There is appropriated from the general fund of
13 the state to the department of revenue for the fiscal year
14 beginning July 1, 1979 and ending June 30, 1980, the sum of
15 one hundred thousand (100,000) dollars, or so much thereof
16 as may be necessary, to be used for its capital assets pricing
17 model program and to supplement funds appropriated by the
18 Acts of the Sixty-eighth General Assembly, 1979 Session,
19 chapter four (4), section two (2), subsection fourteen (14).

20 Sec. 15. Acts of the Sixty-eighth General Assembly, 1979
21 Session, chapter eight (8), section three (3), subsection
22 one (1) is amended to read as follows:

23 1. For the operation of the
24 Eldora training school, Mitchell-
25 ville training school and state
26 juvenile home, including salaries
27 and support, maintenance and mis-
28 cellaneous purposes \$ 7,000,000 \$ 6,900,000

29 Notwithstanding section eight point thirty-three (8.33)
30 of the Code, unencumbered or unobligated funds appropriated
31 by this subsection for the fiscal year beginning July 1, 1979
32 and ending June 30, 1980 shall not revert to the general fund
33 of the state until June 30, 1981. It is the intent of the
34 general assembly that funds not expended under this subsection
35 be expended to provide juvenile services pursuant to Acts

1 of the Sixty-eighth General Assembly, 1979 Session, chapter
2 eight (8), section four (4).

3 Sec. 16. Acts of the Sixty-eighth General Assembly, 1979
4 Session, chapter eight (8), section four (4) is amended to
5 read as follows:

6 SEC. 4. There is appropriated from the general fund of
7 the state for each fiscal year of the biennium beginning July
8 1, 1979 and ending June 30, 1981 to the department of social
9 services for juvenile community-based ~~corrections~~ services
10 designed to deinstitutionalize individuals or to prevent their
11 institutionalization the following amounts, or so much thereof
12 as may be necessary:

13	1979-1980	1980-1981
14	<u>Fiscal Year</u>	<u>Fiscal Year</u>
15	\$ 320,000	\$ 320,000

16 1. The department of social services shall continue the
17 program of project grants to communities which are developing
18 community-based juvenile services designed to
19 deinstitutionalize individuals or to prevent their
20 institutionalization, including but not limited to community-
21 based correctional services and community-based residential
22 correctional ~~programs~~ services. It shall work with local
23 communities and the Iowa crime commission to provide incentives
24 to make maximum use of available federal funds. Insofar as
25 practical, the department shall provide technical assistance
26 to local groups which intend to establish or improve community-
27 based juvenile ~~residential-correctional-programs~~ services
28 designed to deinstitutionalize individuals or prevent their
29 institutionalization.

30 2. Service specifications shall be developed by the
31 department to meet the goals of deinstitutionalization of
32 individuals and prevention of their institutionalization,
33 with special emphasis given to services needed by localities.
34 During the fiscal year beginning July 1, 1980 and ending June
35 30, 1981, the department may use up to forty percent of the

1 funds available to it pursuant to the delayed reversion
2 provided for by section one (1) of this Act, but in no event
3 more than one hundred fifty thousand (150,000) dollars, to
4 stimulate, develop and operate such programs in areas for
5 which service needs have been clearly identified but for which
6 there is no community service provider capable of providing
7 a needed service.

8 Sec. 17. Acts of the Sixty-seventh General Assembly, 1978
9 Session, chapter one thousand eighteen (1018), section six
10 (6), subsection one (1), paragraph c, as amended by Acts of
11 the Sixty-eighth General Assembly, 1979 Session, chapter eight
12 (8), section five (5), subsection nine (9), is amended to
13 read as follows:

14 c. Community-based correc-
15 tions \$ 8,175,000

16 Notwithstanding section eight point thirty-three (8.33)
17 of the Code, unencumbered or unobligated funds appropriated
18 by this paragraph shall not revert to the general fund until
19 June 30, ~~1980~~ 1981.

20 Sec. 18. There is appropriated from the general fund of
21 the state to the department of social services for the fiscal
22 year beginning July 1, 1979 and ending June 30, 1980, the
23 sum of four million five hundred seventy thousand (4,570,000)
24 dollars, or so much thereof as may be necessary, to be used
25 for the same purposes and to supplement funds appropriated
26 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
27 chapter eight (8), section eight (8), subsection two (2).

28 Sec. 19. The appropriation from the general fund of the
29 state to the department of social services made for the fiscal
30 year beginning July 1, 1979 and ending June 30, 1980 by the
31 Acts of the Sixty-eighth General Assembly, 1979 Session,
32 chapter eight (8), section eight (8), subsection four (4),
33 is reduced by six hundred ten thousand (610,000) dollars.

34 Sec. 20. There is appropriated from the general fund of
35 the state to the department of social services for the fiscal

1 year beginning July 1, 1979 and ending June 30, 1980, the
2 sum of one hundred thirty-eight thousand (138,000) dollars,
3 or so much thereof as may be necessary, to supplement funds
4 appropriated by the Acts of the Sixty-eighth General Assembly,
5 1979 Session, chapter eight (8), section eight (8), subsection
6 six (6). The money appropriated by this section shall be
7 used for the purpose provided by Acts of the Sixty-eighth
8 General Assembly, 1979 Session, chapter eight (8), section
9 seventeen (17), subsection two (2).

10 Sec. 21. There is appropriated from the general fund of
11 the state to the department of social services for the fiscal
12 year beginning July 1, 1979 and ending June 30, 1980, the
13 sum of one million two hundred thousand (1,200,000) dollars,
14 or so much thereof as may be necessary, to be used for the
15 same purposes and to supplement funds appropriated by Acts
16 of the Sixty-eighth General Assembly, 1979 Session, chapter
17 eight (8), section eight (8), subsection thirteen (13).

18 Sec. 22. Acts of the Sixty-eighth General Assembly, 1979
19 Session, chapter eight (8), section eight (8), subsection
20 thirteen (13), unnumbered paragraph two (2) is amended to
21 read as follows:

22 It is the intent of the general assembly that funds appro-
23 priated under this subsection be used for local purchase of
24 service contracts, ~~and primarily to help avoid the institu-~~
25 ~~tionalization of individuals and to provide child care.~~

26 Sec. 23. There is appropriated from the general fund of
27 the state to the courts of this state for the fiscal year
28 beginning July 1, 1979 and ending June 30, 1980, the sum of
29 eighty-three thousand five hundred fifty-seven (83,557)
30 dollars, or so much thereof as may be necessary, to be used
31 for the same purposes and to supplement funds appropriated
32 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
33 chapter two (2), section three (3).

34 Sec. 24. There is appropriated from the general fund of
35 the state to the department of general services for the fiscal

1 year beginning July 1, 1979 and ending June 30, 1980 for the
2 remodeling of executive hills for the use of the Iowa arts
3 council and other departments the sum of twenty-five thousand
4 (25,000) dollars, or so much thereof as may be necessary.

5 The director of the Iowa arts council shall select the coloring
6 of the carpet to be installed in that portion of executive
7 hills which contains offices of the Iowa arts council.

8 Sec. 25. There is appropriated from the general fund of
9 the state to the Iowa law enforcement academy for the fiscal
10 year beginning July 1, 1979 and ending June 30, 1980, the
11 sum of eleven thousand (11,000) dollars, or so much thereof
12 as may be necessary, to be used for the same purposes and
13 to supplement funds appropriated by Acts of the Sixty-eighth
14 General Assembly, 1979 Session, chapter eleven (11), section
15 two (2), subsection one (1), paragraph a.

16 Sec. 26. There is appropriated from the general fund of
17 the state to the department of public defense for the fiscal
18 year beginning July 1, 1979 and ending June 30, 1980, the
19 sum of eight thousand seven hundred fifty (8,750) dollars,
20 or so much thereof as may be necessary, to be used for the
21 same purposes and to supplement funds appropriated by Acts
22 of the Sixty-eighth General Assembly, 1979 Session, chapter
23 eleven (11), section two (2), subsection two (2), paragraph
24 a.

25 Sec. 27. There is appropriated from the general fund of
26 the state to the department of public safety for the fiscal
27 year beginning July 1, 1979 and ending June 30, 1980, the
28 sum of eighty-five thousand (85,000) dollars, or so much
29 thereof as may be necessary, to be used for the same purposes
30 and to supplement funds appropriated by Acts of the Sixty-
31 eighth General Assembly, 1979 Session, chapter eleven (11),
32 section three (3), subsection three (3), paragraph a.

33 Sec. 28. There is appropriated from the general fund of
34 the state to the department of public safety for the fiscal
35 year beginning July 1, 1979 and ending June 30, 1980, the

1 sum of one hundred sixty-five thousand (165,000) dollars,
2 or so much thereof as may be necessary, to be used for the
3 same purposes and to supplement funds appropriated by Acts
4 of the Sixty-eighth General Assembly, 1979 Session, chapter
5 eleven (11), section three (3), subsection four (4), paragraph
6 a.

7 Sec. 29. There is appropriated from the general fund of
8 the state to the department of public safety for the fiscal
9 year beginning July 1, 1979 and ending June 30, 1980 the sum
10 of sixty thousand (60,000) dollars, or so much thereof as
11 may be necessary, for the acquisition of land and construction
12 of a departmental office building in the area of post eleven.

13 Any unencumbered balance remaining as of June 30, 1982,
14 of the funds appropriated by this section shall revert to
15 the general fund of the state on September 30, 1982.

16 Sec. 30. This Act, being deemed of immediate importance,
17 takes effect from and after its publication in The Independent,
18 a newspaper published in Hawarden, Iowa, and in the Lenox
19 Time-Table, a newspaper published in Lenox, Iowa, and in the
20 Oskaloosa Daily Herald, a newspaper published in Oskaloosa,
21 Iowa, and in the Washington Evening Journal, a newspaper
22 published in Washington, Iowa.

23 EXPLANATION

24 This bill makes supplemental appropriations and other
25 adjustments for the fiscal year beginning July 1, 1979.

26 It reduces the appropriation for the commission for the
27 blind by \$22,400, and increases the appropriation for the
28 state educational radio and television facility board by
29 \$87,000.

30 It appropriates \$9,000 to the Iowa state civil rights
31 commission, and \$5,100 to the commission on the status of
32 women, and limits full-time equivalent positions there to
33 3.25.

34 It appropriates \$16,000 to the board of medical examiners
35 and \$578,000 to the state department of health, community

1 health division, earmarking \$94,000 for certain unpaid bills.

2 It appropriates \$167,000 to the state department of health,
3 health facilities division, and limits positions in the health
4 planning agency to 13 and in the commission on aging to 28.25.

5 It appropriates \$40,000 to the energy policy council,
6 removes for one year the limit on the number of positions
7 there, and appropriates \$16,000 to the Iowa natural resources
8 council.

9 It appropriates \$2,000 to the state board of engineering
10 examiners and \$118,000 to the department of revenue. \$18,000
11 of the appropriation to the department of revenue is to be
12 used for its humidifier system and the remaining \$100,000
13 is to be used for the operations and expenses of its capital
14 assets pricing model program. It also increases the full-
15 time equivalent positions for the board of engineering
16 examiners to 2.125.

17 It delays reversion of the balance of funds appropriated
18 for operation of the state training schools and juvenile homes
19 for the first year of the current biennium, and allows use
20 of up to \$150,000 of this money for community-based services
21 to bring juveniles out of institutions or help prevent their
22 placement there. It further delays reversion of funds
23 appropriated for community-based corrections for the fiscal
24 year ending June 30, 1979.

25 The bill appropriates a net \$5,298,000 to supplement appro-
26 priations made by the 1979 Session to the department of social
27 services, including \$4,570,000 in additional funds for the
28 aid to dependent children program, a reduction of \$610,000
29 for medical assistance, an addition of \$138,000 for children's
30 services, to be used for reimbursement of county juvenile
31 court expenses pursuant to section 232.141, subsection 4,
32 of the Code, and an increase of \$1,200,000 in the existing
33 appropriation for state supplementation to Title XX ("Mini-
34 Title XX"). It deletes from the original appropriation for
35 that purpose a statement of intent that these funds be used

1 primarily to help avoid institutionalization of individuals
2 and to provide child care.

3 The bill appropriates \$83,557 to the courts and \$25,000
4 for the remodeling of executive hills.

5 It appropriates \$11,000 to the Iowa law enforcement academy,
6 \$8,750 to the department of public defense, and a total of
7 \$310,000 to the department of public safety, \$60,000 of which
8 is for an office building in the area of post eleven.

9 The bill takes effect on publication.

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SENATE FILE 2241

S-5195

1 Amend Senate File 2241 as follows:

2 1. Page 9, by inserting after line 15 the
3 following:

4 "Sec. _____. There is appropriated to the executive
5 council for the fiscal year beginning July 1, 1979
6 and ending June 30, 1980, the sum of one million
7 (1,000,000) dollars, or so much thereof as may be
8 necessary, for the purpose of establishing a loan
9 program to assist persons who have suffered financial
10 loss because of the inability or failure of a grain
11 elevator to pay its debts. Loans to any one person
12 shall not exceed ten thousand dollars and the annual
13 interest rate shall not exceed three and one-half
14 percent. Before granting a loan the Iowa state
15 commerce commission shall provide sufficient
16 information through its audit function to enable the
17 executive council to determine the persons who suffered
18 financial loss and the amount of such loss. The
19 purpose of a loan shall be to enable persons to
20 maintain and continue their farming operation which
21 they might not otherwise be able to do because of
22 the financial losses they suffered.

23 The executive council may consult with the
24 department of banking in establishing the loan program
25 provided for in this section and may contract with
26 qualified persons to maintain the loan program
27 established by this section.

28 Unencumbered or unobligated funds remaining on
29 June 30, 1980, from funds appropriated by this section
30 may be carried forward and be expended during the
31 fiscal year beginning July 1, 1980 and ending June
32 30, 1981, for the purposes provided in this section."

S-5195 FILED *W/S 2/25 (p. 555)*
FEBRUARY 21, 1980

BY FORREST V. SCHWENGELS
BERL E. PRIEBE
BASS VAN GILST
IRVIN L. BERGMAN
LOWELL L. JUNKINS

SENATE FILE 2241

S-5194

1 Amend Senate File 2241, page 9, by striking lines
2 16 through 22, and inserting in lieu thereof the
3 following:

4 "Sec. 30. This act, being deemed of immediate
5 importance, takes effect from and after its publication
6 in The Independent, a newspaper published in Hawarden,
7 Iowa, and in the Oskaloosa Daily Herald, a newspaper
8 published in Oskaloosa, Iowa."

S-5194 FILED & ADOPTED (*p. 536*)
FEBRUARY 21, 1980

BY JOHN S. MURRAY

SENATE FILE 2241

S-5199

1 Amend Senate File 2241 as follows:

2 1. Page 7, line 13 by striking the words "one
3 million two hundred thousand (1,200,000)" and
4 inserting in lieu thereof the words "two million four
5 hundred thousand (2,400,000)".

S-5199 FILED & LOST (*7 555*) BY BERL E. PRIEBE
FEBRUARY 25, 1980

4. Appropriations 2/28
Amend for 73404 B's Pass 2/24 (p. 726)

SENATE FILE 2241

By COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE FEBRUARY 25, 1980)

Passed Senate, Date ^{new 5/292} 3-10-80 (p. 170) Passed House, Date 2-5-80 (p. 763)
Vote: Ayes 43 Nays 0 Vote: Ayes 91 Nays 4
Approved Item Vote 3/28/80

A BILL FOR

1 An Act relating to appropriations for the fiscal year
2 beginning July 1, 1979, by supplementing and adjusting
3 appropriations and amending restrictions contained in
4 the Acts of the Sixty-eighth General Assembly, 1979
5 Session, and making additional appropriations.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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I further certify that Senate File 2241, was published in The Independent, Hawarden, Iowa on April 10, 1980, and in the Oskaloosa Daily Herald, Oskaloosa, Iowa on April 4, 1980.

* = Language Stricken
by the Senate

1 Section 1. The appropriation from the general fund of
2 the state to the Iowa commission for the blind made for the
3 fiscal year beginning July 1, 1979 and ending June 30, 1980
4 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
5 chapter thirteen (13), section one (1), is reduced by twenty-
6 two thousand four hundred (22,400) dollars.

7 Sec. 2. There is appropriated from the general fund of
8 the state to the state educational radio and television facility
9 for the fiscal year beginning July 1, 1979 and ending June
10 30, 1980, the sum of eighty-seven thousand (87,000) dollars,
11 or so much thereof as may be necessary, to supplement funds
12 appropriated by Acts of the Sixty-eighth General Assembly,
13 1979 Session, chapter thirteen (13), section six (6).

14 Sec. 3. There is appropriated from the general fund of
15 the state to the Iowa state civil rights commission for the
16 fiscal year beginning July 1, 1979 and ending June 30, 1980,
17 the sum of nine thousand (9,000) dollars, or so much thereof
18 as may be necessary, to be used for the same purposes and
19 to supplement funds appropriated by the Acts of the Sixty-
20 eighth General Assembly, 1979 Session, chapter nine (9),
21 section two (2), subsection one (1).

22 Sec. 4. There is appropriated from the general fund of
23 the state to the commission on the status of women for the
24 fiscal year beginning July 1, 1979 and ending June 30, 1980,
25 the sum of five thousand one hundred (5,100) dollars, or so
26 much thereof as may be necessary, to be used for the same
27 purposes and to supplement funds appropriated by the Acts
28 of the Sixty-eighth General Assembly, 1979 Session, chapter
29 nine (9), section two (2), subsection four (4).

30 Notwithstanding the provisions of the Acts of the Sixty-eighth
31 General Assembly, 1979 Session, chapter nine (9), section
32 two (2), subsection four (4), the full-time equivalent
33 positions shall be three point twenty-five for the fiscal
34 year beginning July 1, 1979.

35 Sec 5. There is appropriated from the general fund of

1 the state to the board of medical examiners for the fiscal
2 year beginning July 1, 1979 and ending June 30, 1980, the
3 sum of sixteen thousand (16,000) dollars, or so much thereof
4 as may be necessary, to be used for the same purposes and
5 to supplement funds appropriated by the Acts of the Sixty-
6 eighth General Assembly, 1979 Session, chapter nine (9),
7 section three (3), subsection one (1).

8 Sec. 6. There is appropriated from the general fund of
9 the state to the state department of health, community health
10 division, for the fiscal year beginning July 1, 1979 and end-
11 ing June 30, 1980 the sum of five hundred seventy-eight thou-
12 sand (578,000) dollars, or so much thereof as may be necessary,
13 to be used for the same purposes and to supplement funds ap-
14 propriated by Acts of the Sixty-eighth General Assembly, 1979
15 Session, chapter nine (9), section four (4), subsection seven
16 (7), paragraph a. However, from the funds appropriated by
17 this section ninety-four thousand (94,000) dollars, or so
18 much thereof as may be necessary, shall be used to pay bills
19 which were outstanding prior to July 1, 1979.

20 Sec. 7. There is appropriated from the general fund of
21 the state to the state department of health, health facilities
22 division, for the fiscal year beginning July 1, 1979 and
23 ending June 30, 1980 the sum of one hundred sixty-seven
24 thousand (167,000) dollars, or so much thereof as may be
25 necessary, to be used for the same purposes and to supplement
26 funds appropriated by Acts of the Sixty-eighth General
27 Assembly, 1979 Session, chapter nine (9), section four (4),
28 subsection two (2), paragraph a.

29 Sec. 8. Notwithstanding the provisions of the Acts of
30 the Sixty-eighth General Assembly, 1979 Session, chapter nine
31 (9), section four (4), subsection two (2), paragraph b, the
32 full-time equivalent positions for the health planning agency
33 shall be thirteen for the fiscal year beginning July 1, 1979.

34 Sec. 9. Notwithstanding the provisions of the Acts of
35 the Sixty-eighth General Assembly, 1979 Session, chapter nine

1 (9), section one (1), subsection one (1), the full-time
2 equivalent positions for the commission on aging shall be
3 twenty-eight point twenty-five for the fiscal year beginning
4 July 1, 1979. Two full-time equivalent positions are approved
5 for care review activities contingent upon the receipt of
6 federal funds.

7 Sec. 10. There is appropriated from the general fund of
8 the state to the energy policy council for the fiscal year
9 beginning July 1, 1979 and ending June 30, 1980 the sum of
10 forty thousand (40,000) dollars, or so much thereof as may
11 be necessary, to be used for the same purposes and to supple-
12 ment funds appropriated by Acts of the Sixty-eighth General
13 Assembly, 1979 Session, chapter twelve (12), section thirteen
14 (13), subsection one (1). The limit on full-time equivalent
15 positions contained in that subsection shall not apply during
16 the fiscal year beginning July 1, 1979.

17 Sec. 11. There is appropriated from the general fund of
18 the state to the Iowa natural resources council for the fiscal
19 year beginning July 1, 1979 and ending June 30, 1980 the sum
20 of sixteen thousand (16,000) dollars, or so much thereof as
21 may be necessary, to be used for the same purposes and to
22 supplement funds appropriated by Acts of the Sixty-eighth
23 General Assembly, 1979 Session, chapter twelve (12), section
24 eighteen (18), subsection two (2).

25 Sec. 12. There is appropriated from the general fund of
26 the state to the state board of engineering examiners for
27 the fiscal year beginning July 1, 1979 and ending June 30,
28 1980, the sum of two thousand (2,000) dollars, or so much
29 thereof as may be necessary, to be used for the same purposes
30 and to supplement funds appropriated by the Acts of the Sixty-
31 eighth General Assembly, 1979 Session, chapter four (4),
32 section one (1), subsection five (5). Notwithstanding the
33 number of full-time equivalent positions specified in Acts
34 of the Sixty-eighth General Assembly, 1979 Session, chapter
35 four (4), section one (1), subsection five (5), the maximum

1 number of full-time equivalent positions for the state board
2 of engineering examiners for the 1979-80 fiscal year is two
3 point one hundred twenty-five.

4 Sec. 13. There is appropriated from the general fund of
5 the state to the department of revenue for the fiscal year
6 beginning July 1, 1979 and ending June 30, 1980, the sum of
7 eighteen thousand (18,000) dollars, or so much thereof as
8 may be necessary, to be used for a humidifier system and to
9 supplement funds appropriated by the Acts of the Sixty-eighth
10 General Assembly, 1979 Session, chapter four (4), section
11 two (2), subsection fourteen (14).

12 Sec. 14. There is appropriated from the general fund of
13 the state to the department of revenue for the fiscal year
14 beginning July 1, 1979 and ending June 30, 1980, the sum of
15 one hundred thousand (100,000) dollars, or so much thereof
16 as may be necessary, to be used for its capital assets pricing
17 model program and to supplement funds appropriated by the
18 Acts of the Sixty-eighth General Assembly, 1979 Session,
19 chapter four (4), section two (2), subsection fourteen (14).

20 Sec. 15. Acts of the Sixty-eighth General Assembly, 1979
21 Session, chapter eight (8), section three (3), subsection
22 one (1) is amended to read as follows:

23 1. For the operation of the
24 Eldora training school, Mitchell-
25 ville training school and state
26 juvenile home, including salaries
27 and support, maintenance and mis-
28 cellaneous purposes \$ 7,000,000 \$ 6,900,000

29 Notwithstanding section eight point thirty-three (8.33)
30 of the Code, unencumbered or unobligated funds appropriated
31 by this subsection for the fiscal year beginning July 1, 1979
32 and ending June 30, 1980 shall not revert to the general fund
33 of the state until June 30, 1981. It is the intent of the
34 general assembly that funds not expended under this subsection
35 be expended to provide juvenile services pursuant to Acts

1 of the Sixty-eighth General Assembly, 1979 Session, chapter
2 eight (8), section four (4).

3 Sec. 16. Acts of the Sixty-eighth General Assembly, 1979
4 Session, chapter eight (8), section four (4) is amended to
5 read as follows:

6 SEC. 4. There is appropriated from the general fund of
7 the state for each fiscal year of the biennium beginning July
8 1, 1979 and ending June 30, 1981 to the department of social
9 services for juvenile community-based ~~corrections~~ services
10 designed to deinstitutionalize individuals or to prevent their
11 institutionalization the following amounts, or so much thereof
12 as may be necessary:

	1979-1980	1980-1981
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
	\$ 320,000	\$ 320,000

13
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15
16 1. The department of social services shall continue the
17 program of project grants to communities which are developing
18 community-based juvenile services designed to
19 deinstitutionalize individuals or to prevent their
20 institutionalization, including but not limited to community-
21 based correctional services and community-based residential
22 correctional programs services. It shall work with local
23 communities and the Iowa crime commission to provide incentives
24 to make maximum use of available federal funds. Insofar as
25 practical, the department shall provide technical assistance
26 to local groups which intend to establish or improve community-
27 based juvenile ~~residential-correctional-programs~~ services
28 designed to deinstitutionalize individuals or prevent their
29 institutionalization.

30 2. Service specifications shall be developed by the
31 department to meet the goals of deinstitutionalization of
32 individuals and prevention of their institutionalization,
33 with special emphasis given to services needed by localities.
34 During the fiscal year beginning July 1, 1980 and ending June
35 30, 1981, the department may use up to forty percent of the

1 funds available to it pursuant to the delayed reversion
2 provided for by section one (1) of this Act, but in no event
3 more than one hundred fifty thousand (150,000) dollars, to
4 stimulate, develop and operate such programs in areas for
5 which service needs have been clearly identified but for which
6 there is no community service provider capable of providing
7 a needed service.

8 Sec. 17. Acts of the Sixty-seventh General Assembly, 1978
9 Session, chapter one thousand eighteen (1018), section six
10 (6), subsection one (1), paragraph c, as amended by Acts of
11 the Sixty-eighth General Assembly, 1979 Session, chapter eight
12 (8), section five (5), subsection nine (9), is amended to
13 read as follows:

14 c. Community-based correc-
15 tions \$ 8,175,000

16 Notwithstanding section eight point thirty-three (8.33)
17 of the Code, unencumbered or unobligated funds appropriated
18 by this paragraph shall not revert to the general fund until
19 June 30, ~~1980~~ 1981.

20 Sec. 18. There is appropriated from the general fund of
21 the state to the department of social services for the fiscal
22 year beginning July 1, 1979 and ending June 30, 1980, the
23 sum of four million five hundred seventy thousand (4,570,000)
24 dollars, or so much thereof as may be necessary, to be used
25 for the same purposes and to supplement funds appropriated
26 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
27 chapter eight (8), section eight (8), subsection two (2).

28 Sec. 19. The appropriation from the general fund of the
29 state to the department of social services made for the fiscal
30 year beginning July 1, 1979 and ending June 30, 1980 by the
31 Acts of the Sixty-eighth General Assembly, 1979 Session,
32 chapter eight (8), section eight (8), subsection four (4),
33 is reduced by six hundred ten thousand (610,000) dollars.

34 Sec. 20. There is appropriated from the general fund of
35 the state to the department of social services for the fiscal

1 year beginning July 1, 1979 and ending June 30, 1980, the
2 sum of one hundred thirty-eight thousand (138,000) dollars,
3 or so much thereof as may be necessary, to supplement funds
4 appropriated by the Acts of the Sixty-eighth General Assembly,
5 1979 Session, chapter eight (8), section eight (8), subsection
6 six (6). The money appropriated by this section shall be
7 used for the purpose provided by Acts of the Sixty-eighth
8 General Assembly, 1979 Session, chapter eight (8), section
9 seventeen (17), subsection two (2).

10 Sec. 21. There is appropriated from the general fund of
11 the state to the department of social services for the fiscal
12 year beginning July 1, 1979 and ending June 30, 1980, the
13 sum of one million two hundred thousand (1,200,000) dollars,
14 or so much thereof as may be necessary, to be used for the
15 same purposes and to supplement funds appropriated by Acts
16 of the Sixty-eighth General Assembly, 1979 Session, chapter
17 eight (8), section eight (8), subsection thirteen (13).

18 Sec. 22. Acts of the Sixty-eighth General Assembly, 1979
19 Session, chapter eight (8), section eight (8), subsection
20 thirteen (13), unnumbered paragraph two (2) is amended to
21 read as follows:

22 It is the intent of the general assembly that funds appro-
23 priated under this subsection be used for local purchase of
24 service contracts, ~~and primarily to help avoid the institu-~~
25 ~~tionalization of individuals and to provide child care.~~

26 Sec. 23. There is appropriated from the general fund of
27 the state to the courts of this state for the fiscal year
28 beginning July 1, 1979 and ending June 30, 1980, the sum of
29 eighty-three thousand five hundred fifty-seven (83,557)
30 dollars, or so much thereof as may be necessary, to be used
31 for the same purposes and to supplement funds appropriated
32 by the Acts of the Sixty-eighth General Assembly, 1979 Session,
33 chapter two (2), section three (3).

34 Sec. 24. There is appropriated from the general fund of
35 the state to the department of general services for the fiscal

1 year beginning July 1, 1979 and ending June 30, 1980 for the
2 remodeling of executive hills for the use of the Iowa arts
3 council and other departments the sum of twenty-five thousand
4 (25,000) dollars, or so much thereof as may be necessary.
5 The director of the Iowa arts council shall select the coloring
6 of the carpet to be installed in that portion of executive
7 hills which contains offices of the Iowa arts council.

8 Sec. 25. There is appropriated from the general fund of
9 the state to the Iowa law enforcement academy for the fiscal
10 year beginning July 1, 1979 and ending June 30, 1980, the
11 sum of eleven thousand (11,000) dollars, or so much thereof
12 as may be necessary, to be used for the same purposes and
13 to supplement funds appropriated by Acts of the Sixty-eighth
14 General Assembly, 1979 Session, chapter eleven (11), section
15 two (2), subsection one (1), paragraph a.

16 Sec. 26. There is appropriated from the general fund of
17 the state to the department of public defense for the fiscal
18 year beginning July 1, 1979 and ending June 30, 1980, the
19 sum of eight thousand seven hundred fifty (8,750) dollars,
20 or so much thereof as may be necessary, to be used for the
21 same purposes and to supplement funds appropriated by Acts
22 of the Sixty-eighth General Assembly, 1979 Session, chapter
23 eleven (11), section two (2), subsection two (2), paragraph
24 a.

25 Sec. 27. There is appropriated from the general fund of
26 the state to the department of public safety for the fiscal
27 year beginning July 1, 1979 and ending June 30, 1980, the
28 sum of eighty-five thousand (85,000) dollars, or so much
29 thereof as may be necessary, to be used for the same purposes
30 and to supplement funds appropriated by Acts of the Sixty-
31 eighth General Assembly, 1979 Session, chapter eleven (11),
32 section three (3), subsection three (3), paragraph a.

33 Sec. 28. There is appropriated from the general fund of
34 the state to the department of public safety for the fiscal
35 year beginning July 1, 1979 and ending June 30, 1980, the

1 sum of one hundred sixty-five thousand (165,000) dollars,
2 or so much thereof as may be necessary, to be used for the
3 same purposes and to supplement funds appropriated by Acts
4 of the Sixty-eighth General Assembly, 1979 Session, chapter
5 eleven (11), section three (3), subsection four (4), paragraph
6 a.

7 Sec. 29. There is appropriated from the general fund of
8 the state to the department of public safety for the fiscal
9 year beginning July 1, 1979 and ending June 30, 1980 the sum
10 of sixty thousand (60,000) dollars, or so much thereof as
11 may be necessary, for the acquisition of land and construction
12 of a departmental office building in the area of post eleven.

13 Any unencumbered balance remaining as of June 30, 1982,
14 of the funds appropriated by this section shall revert to
15 the general fund of the state on September 30, 1982.

16 Sec. 30. This Act, being deemed of immediate importance,
17 takes effect from and after its publication in The Independent,
* 18 a newspaper published in Hawarden, Iowa, and in the Oskaloosa
* 19 Daily Herald, a newspaper published in Oskaloosa, Iowa.

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SENATE FILE 2241

H-5345

Amend Senate File 2241 as amended, passed and reprinted by the Senate, as follows:

1. Page 4, by striking line 28 through page 5, line 15, and inserting in lieu thereof the following:

"cellaneous purposes \$ 7,000,000 \$ ~~6,900,000~~
6,470,000

Notwithstanding section eight point thirty-three (8.33) of the Code, unencumbered or unobligated funds appropriated by this subsection for the fiscal year beginning July 1, 1979 and ending June 30, 1980 shall not revert to the general fund of the state until June 30, 1981. It is the intent of the general assembly that funds not expended under this subsection be expended to provide juvenile services pursuant to Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section four (4).

Sec. 16. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section four (4) is amended to read as follows:

SEC. 4. There is appropriated from the general fund of the state for each fiscal year of the biennium beginning July 1, 1979 and ending June 30, 1981 to the department of social services for juvenile community-based ~~corrections~~ services designed to deinstitutionalize individuals or to prevent their institutionalization the following amounts, or so much thereof as may be necessary:

	1979-1980	1980-1981
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
	\$ 320,000	\$ 320,000
		<u>750,000"</u>

2. Page 5, line 35, by striking the words "up to forty percent of" and inserting in lieu thereof the words "the funds appropriated to it under this section or".

H-5345 FILED
FEBRUARY 29, 1980

BY BRUNER of Story

Hand 3/5 (p. 152)

SENATE FILE 2241

H-5339

- 1 Amend Senate File 2241 as follows:
- 2 1. Page 7, line 13 by inserting after the word
- 3 "dollars," the following: "and for the fiscal year
- 4 beginning July 1, 1980 and ending June 30, 1981,
- 5 the sum of one million two hundred thousand
- 6 (1,200,000) dollars,".

H-5339 FILED

BY BRUNER of Story

FEBRUARY 29, 1980

Revised not germane 3/5 (p. 159)

SENATE FILE 2241

H-5340

- 1 Amend Senate File 2241 as amended, passed and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, line 2, by striking the words and
- 4 figure "section one (1)" and inserting in lieu thereof
- 5 the words and figures "Acts of the Sixty-eighth
- 6 General Assembly, 1979 Session, chapter eight (8),
- 7 section three (3), subsection one (1), as amended
- 8 by section fifteen (15)".

H-5340 FILED

BY COMMITTEE ON APPROPRIATIONS

FEBRUARY 29, 1980

WELDEN, Chair

Adopted 3/5 (p. 150)

SENATE FILE 2241

H-5343

- 1 Amend Senate File 2241 as amended, passed, and
- 2 reprinted by the Senate as follows:
- 3 1. Page 9, by inserting after line 6 the
- 4 following new section:
- 5 "Sec. ____ . There is appropriated to the state
- 6 department of public safety for the fiscal year
- 7 beginning July 1, 1979 and ending June 30, 1980, the
- 8 sum of ten thousand (10,000) dollars, or so much
- 9 thereof as may be necessary, for the purpose of
- 10 reimbursing counties which incur medical expenses
- 11 of a prisoner as a result of an injury caused by the
- 12 highway patrol in a pursuit which crossed county
- 13 lines."

H-5343 FILED

BY GETTINGS of Wapello

FEBRUARY 29, 1980

Lost 3/5 (p. 140)

HOUSE CLIP SHEET

WEDNESDAY, MARCH 5, 1980

SENATE FILE 2241

H-5353

- 1 Amend Senate File 2241 as follows:
2 1. Page 7, line 13 by striking the words "two
3 hundred thousand (1,200,000)" and inserting in lieu
4 thereof the words "eight hundred thousand (1,800,000)".

BY DAVITT of Warren	ANDERSON of Jasper
CUSACK of Scott	JESSE of Polk
JOCHUM of Dubuque	BYERLY of Polk
HALVORSON of Webster	WOODS of Polk
LLOYD-JONES of Johnson	DOYLE of Woodbury
BRANDT of Black Hawk	HORN of Linn
CONNOLLY of Dubuque	OXLEY of Linn
WELSH of Dubuque	O'KANE of Woodbury
CONNORS of Polk	HOWELL of Floyd
NORLAND of Worth	RAPP of Black Hawk
CHIDO of Polk	COCHRAN of Webster
WALTER of Pottawattamie	AVENSON of Fayette
LONGERGAN of Boone	

H-5353 FILED
MARCH 4, 1980

Adopted 3/5 (p. 759)

SENATE FILE 2241

H-5354

- 1 Amend Senate File 2241 as follows:
2 1. Page 9, by inserting after line 15 the
3 following:
4 "Sec. _____. Notwithstanding the provisions of section
5 eight point thirty-nine (8.39) of the Code, funds
6 appropriated under sections eighteen and twenty of this
7 Act shall not be subject to transfer to any other
8 department, institution or agency. Any unencumbered or
9 unobligated balances of any appropriation made under
10 sections eighteen or twenty of this Act which exists
11 on June thirtieth, 1980 shall revert to the fund from
12 which it was appropriated."

H-5354 FILED
MARCH 4, 1980

BY BRUNER of Story
CUSACK of Scott

*Adopted as amended by
5373 3/5 (p. 763)*

SENATE FILE 2241

H-5351

1 Amend Senate File 2241, as amended, passed and
2 reprinted by the Senate, as follows:

3 1. Page 9, by inserting after line 15 the
4 following:

5 "Sec. _____. There is appropriated from the general
6 fund of the state to the state department of
7 transportation for the fiscal year beginning July
8 1, 1979 and ending June 30, 1980, the sum of five
9 hundred thousand (500,000) dollars, or so much thereof
10 as may be necessary, to supplement existing
11 appropriations for the purpose of giving assistance
12 to public transit systems for fuel costs which shall
13 be allocated to each transit system on the basis of
14 actual fuel costs incurred between July 1, 1979 and
15 June 30, 1980.

16 Any unencumbered balance remaining as of June 30,
17 1981, of the funds appropriated by this section shall
18 revert to the general fund of the state on September
19 30, 1981."

20 2. By renumbering remaining sections as necessary.

BY KIRKENSLAGER of Des Moines
BINA of Scott
HIBBS of Johnson
LLOYD-JONES of Johnson
WALTERS of Pottawattamie
PAVICH of Pottawattmie

H-5351 FILED
MARCH 3, 1980

Text 3/5 (p. 761)

SENATE FILE 2241

H-5362

1 Amend amendment H-5345 to Senate File 2241 as amended,
 2 passed and reprinted by the Senate, as follows:
 3 1. Page 1, by striking lines 3 through 35, and
 4 inserting in lieu thereof the following:
 5 "1. Page 4, by striking line 28 and inserting in
 6 lieu thereof the following:
 7 "cellaneous purposes \$7,000,000 . \$6,900,000
 6,470,000"

H-5362 FILED
MARCH 5, 1980

BY TYRRELL of Iowa
RITSEMA of Sioux

SENATE FILE 2241

H-5371

1 Amend Senate File 2241 as amended, passed and
 2 reprinted by the Senate, as follows:
 3 1. Title page, line 1, by striking the word
 4 "year" and inserting in lieu thereof the word "years".
 5 2. Title page, line 2, by inserting after the
 6 figure "1979" the words and figure "and 1980".

H-5371 FILED
MARCH 5, 1980

BY WELDEN of Hardin

ADOPTED BY UNANIMOUS CONSENT (p. 762)

SENATE FILE 2241

H-5373

1 Amend amendment H-5354 to Senate File 2241,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, line 9, by striking the word "balances"
 5 and inserting in lieu thereof the word "balance".

H-5373 FILED
MARCH 5, 1980

BY BRUNER of Story

ADOPTED BY UNANIMOUS CONSENT (p. 762)

HOUSE AMENDMENT TO SENATE FILE 2241

S-5292

1 Amend Senate File 2241 as amended, passed and
2 reprinted by the Senate, as follows:

3 1. Page 6, line 2, by striking the words and
4 figure "section one (1)" and inserting in lieu thereof
5 the words and figures "Acts of the Sixty-eighth General
6 Assembly, 1979 Session, chapter eight (8), section,
7 three (3), subsection one (1), as amended by section
8 fifteen (15)".

9 2. Page 9, by inserting after line 15 the
10 following:

11 "Sec. _____. Notwithstanding the provisions of
12 section eight point thirty-nine (8.39) of the Code,
13 funds appropriated under sections eighteen and twenty
14 of this Act shall not be subject to transfer to any
15 other department, institution or agency. Any
16 unencumbered or unobligated balance of any
17 appropriation made under sections eighteen or twenty
18 of this Act which exists on June thirtieth, 1980 shall
19 revert to the fund from which it was appropriated."

20 3. Title page, line 1, by striking the word "year"
21 and inserting in lieu thereof the word "years".

22 4. Title page, line 2, by inserting after the
23 figure "1979" the words and figure "and 1980".

S-5292 FILED
MARCH 7, 1980

RECEIVED FROM THE HOUSE

Senate concurred 3/15 (p. 770)



Office of the Governor

STATE CAPITOL
DES MOINES, IOWA 50319

ROBERT D. RAY
GOVERNOR

March 28, 1980

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit Senate File 2241, an act relating to appropriations for the fiscal years beginning July 1, 1979 and 1980, by supplementing and adjusting appropriations and amending restrictions contained in the Acts of the Sixty-eighth General Assembly, 1979 Session, and making additional appropriations.

Senate File 2241 is approved March 28, 1980, with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 19 which reads as follows:

Sec. 19. The appropriation from the general fund of the state to the department of social services made for the fiscal year beginning July 1, 1979 and ending June 30, 1980 by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection four (4), is reduced by six hundred ten thousand (610,000) dollars.

I am unable to approve the item designated as Section 30 which reads as follows:

Sec. 30. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, funds appropriated under sections eighteen (18) and twenty (20) of this Act shall not be subject to transfer to any other department, institution or agency. Any unencumbered or unobligated balance of any appropriation made under sections eighteen (18) or twenty (20) of this Act which exists on June 30, 1980 shall revert to the fund from which it was appropriated.

The Honorable Melvin D. Synhorst
Page 2
March 28, 1980

As reasons for this disapproval I submit the following:

The purpose of Section 19 of this bill is to reduce the FY 1980 medical assistance (Title XIX) appropriation by \$610,000. The Department of Social Services believes that such a reduction can be made without adversely affecting this medical assistance program.

On the other hand, this bill does not appropriate sufficient funds to cover the anticipated increase in the Aid to Dependent Children caseload. This deficiency can be partially met by retaining the \$610,000 in this bill and making a fund transfer under Section 8.39 of the Iowa Code. The Chairmen of the Social Services Appropriations Subcommittees concur in this course of action.

While as Governor I have used this transfer authority sparingly and have not used it at all during this fiscal year, I do believe it should be employed on occasion when a mandated program must be funded and the appropriation is insufficient. This option needs to be available in this case.

It is difficult to estimate accurately the costs of the medical assistance and the Aid to Dependent Children programs. The legislature has tended to regard these two appropriations as though they were standing unlimited appropriations due to the difficulty in estimating their final costs. While it is always hoped that adjustments at the end of the year will not be necessary for the ADC and medical assistance programs, it seldom happens.

Since the time I submitted our budget recommendations to the General Assembly and the Social Services Appropriations Subcommittees acted upon the requests, the Department of Social Services has reported that the current caseload is 102,300, which is 4,000 persons more on a per-month average than was estimated in January. In addition to the \$4,570,000 contained in this bill, the Department of Social Services estimates that slightly more than \$1,000,000 will be necessary to maintain current benefit levels for the remainder of this fiscal year.

The under-funding in ADC and the surplus in medical assistance just discussed underscores the need for flexibility in the executive branch once legislative appropriations have been made. Section 30 of this bill restricts the Governor and State Comptroller's authority to transfer funds from one agency to another when the original appropriation has proven

The Honorable Melvin D. Synhorst
Page 3
March 28, 1980

to be insufficient to meet the legitimate expenses of the receiving agency. The transfer authority provides flexibility to make necessary adjustments when unforeseen or changing circumstances arise.

Previously, I have vetoed limitations on the transfer authority. The law contains safeguards giving the legislature an opportunity to review and comment on any proposed transfer. We have accepted and respected such comments, and, indeed, several transfers have been modified or eliminated following receipt of recommendations from legislators.

In 1969 the people of this State voted to amend the Constitution of the State of Iowa to allow the Governor to "disapprove any item" of an appropriation bill. Since then there have been several court cases and a number of Attorney General opinions which have attempted to demarcate this gubernatorial authority. Throughout those discussions runs the thread of separability, that is, will the vetoed item alter positively or negatively the function of the appropriation to which it is purportably attached? If there remains no "scar tissue" from excising such a provision, then assuredly it is an item within the meaning of the Iowa Constitution.

In this bill, Section 30 is totally unrelated to Sections 18 and 20. Its deletion will not in any manner effect the purposes of those appropriations. While we do not anticipate making transfers from the appropriations affected by Section 30, nonetheless, the restriction violates the transfer authority established by law and sets a bad precedent. I would hope that the legislative branch would want to work with the executive branch in determining budget policy without circumventing a statutory authority allowing limited flexibility which is indeed desirable to implement the budget effectively.

For these reasons, I hereby disapprove these items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 2241 are hereby approved this date.

Sincerely,

Robert D. Ray
Governor

RDR:cg
cc: Secretary of the State
Chief Clerk of the House

SENATE FILE 2241

AN ACT

RELATING TO APPROPRIATIONS FOR THE FISCAL YEARS BEGINNING JULY 1, 1979 AND 1980, BY SUPPLEMENTING AND ADJUSTING APPROPRIATIONS AND AMENDING RESTRICTIONS CONTAINED IN THE ACTS OF THE SIXTY-EIGHTH GENERAL ASSEMBLY, 1979 SESSION, AND MAKING ADDITIONAL APPROPRIATIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The appropriation from the general fund of the state to the Iowa commission for the blind made for the fiscal year beginning July 1, 1979 and ending June 30, 1980 by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section one (1), is reduced by twenty-two thousand four hundred (22,400) dollars.

Sec. 2. There is appropriated from the general fund of the state to the state educational radio and television facility for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eighty-seven thousand (87,000) dollars, or so much thereof as may be necessary, to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section six (6).

Sec. 3. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of nine thousand (9,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section two (2), subsection one (1).

Sec. 4. There is appropriated from the general fund of the state to the commission on the status of women for the

fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of five thousand one hundred (5,100) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section two (2), subsection four (4).

Notwithstanding the provisions of the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section two (2), subsection four (4), the full-time equivalent positions shall be three point twenty-five for the fiscal year beginning July 1, 1979.

Sec. 5. There is appropriated from the general fund of the state to the board of medical examiners for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of sixteen thousand (16,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section three (3), subsection one (1).

Sec. 6. There is appropriated from the general fund of the state to the state department of health, community health division, for the fiscal year beginning July 1, 1979 and ending June 30, 1980 the sum of five hundred seventy-eight thousand (578,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section four (4), subsection seven (7), paragraph a. However, from the funds appropriated by this section ninety-four thousand (94,000) dollars, or so much thereof as may be necessary, shall be used to pay bills which were outstanding prior to July 1, 1979.

Sec. 7. There is appropriated from the general fund of the state to the state department of health, health facilities division, for the fiscal year beginning July 1, 1979 and ending June 30, 1980 the sum of one hundred sixty-seven

thousand (167,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section four (4), subsection two (2), paragraph a.

Sec. 8. Notwithstanding the provisions of the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section four (4), subsection two (2), paragraph b, the full-time equivalent positions for the health planning agency shall be thirteen for the fiscal year beginning July 1, 1979.

Sec. 9. Notwithstanding the provisions of the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter nine (9), section one (1), subsection one (1), the full-time equivalent positions for the commission on aging shall be twenty-eight point twenty-five for the fiscal year beginning July 1, 1979. Two full-time equivalent positions are approved for care review activities contingent upon the receipt of federal funds.

Sec. 10. There is appropriated from the general fund of the state to the energy policy council for the fiscal year beginning July 1, 1979 and ending June 30, 1980 the sum of forty thousand (40,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twelve (12), section thirteen (13), subsection one (1). The limit on full-time equivalent positions contained in that subsection shall not apply during the fiscal year beginning July 1, 1979.

Sec. 11. There is appropriated from the general fund of the state to the Iowa natural resources council for the fiscal year beginning July 1, 1979 and ending June 30, 1980 the sum of sixteen thousand (16,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twelve (12), section eighteen (18), subsection two (2).

Sec. 12. There is appropriated from the general fund of the state to the state board of engineering examiners for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of two thousand (2,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter four (4), section one (1), subsection five (5). Notwithstanding the number of full-time equivalent positions specified in Acts of the Sixty-eighth General Assembly, 1979 Session, chapter four (4), section one (1), subsection five (5), the maximum number of full-time equivalent positions for the state board of engineering examiners for the 1979-80 fiscal year is two point one hundred twenty-five.

Sec. 13. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eighteen thousand (18,000) dollars, or so much thereof as may be necessary, to be used for a humidifier system and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter four (4), section two (2), subsection fourteen (14).

Sec. 14. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of one hundred thousand (100,000) dollars, or so much thereof as may be necessary, to be used for its capital assets pricing model program and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter four (4), section two (2), subsection fourteen (14).

Sec. 15. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section three (3), subsection one (1) is amended to read as follows:

1. For the operation of the Eldora training school, Mitchell-

ville training school and state juvenile home, including salaries and support, maintenance and miscellaneous purposes \$ 7,000,000 \$ 6,900,000

Notwithstanding section eight point thirty-three (8.33) of the Code, unencumbered or unobligated funds appropriated by this subsection for the fiscal year beginning July 1, 1979 and ending June 30, 1980 shall not revert to the general fund of the state until June 30, 1981. It is the intent of the general assembly that funds not expended under this subsection be expended to provide juvenile services pursuant to Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section four (4).

Sec. 16. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section four (4) is amended to read as follows:

SEC. 4. There is appropriated from the general fund of the state for each fiscal year of the biennium beginning July 1, 1979 and ending June 30, 1981 to the department of social services for juvenile community-based ~~corrections~~ services designed to deinstitutionalize individuals or to prevent their institutionalization the following amounts, or so much thereof as may be necessary:

	1979-1980	1980-1981
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
	\$ 320,000	\$ 320,000

1. The department of social services shall continue the program of project grants to communities which are developing community-based juvenile services designed to deinstitutionalize individuals or to prevent their institutionalization, including but not limited to community-based correctional services and community-based residential correctional programs services. It shall work with local communities and the Iowa crime commission to provide incentives to make maximum use of available federal funds. Insofar as

practical, the department shall provide technical assistance to local groups which intend to establish or improve community-based juvenile ~~residential-correctional-program~~ services designed to deinstitutionalize individuals or prevent their institutionalization.

2. Service specifications shall be developed by the department to meet the goals of deinstitutionalization of individuals and prevention of their institutionalization, with special emphasis given to services needed by localities. During the fiscal year beginning July 1, 1980 and ending June 30, 1981, the department may use up to forty percent of the funds available to it pursuant to the delayed reversion provided for by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section three (3), subsection one (1), as amended by section fifteen (15) of this Act, but in no event more than one hundred fifty thousand (150,000) dollars, to stimulate, develop and operate such programs in areas for which service needs have been clearly identified but for which there is no community service provider capable of providing a needed service.

Sec. 17. Acts of the Sixty-seventh General Assembly, 1978 Session, chapter one thousand eighteen (1018), section six (6), subsection one (1), paragraph c, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section five (5), subsection nine (9), is amended to read as follows:

c. Community-based corrections \$ 8,175,000

Notwithstanding section eight point thirty-three (8.33) of the Code, unencumbered or unobligated funds appropriated by this paragraph shall not revert to the general fund until June 30, 1980 1981.

Sec. 18. There is appropriated from the general fund of the state to the department of social services for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the

sum of four million five hundred seventy thousand (4,570,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection two (2).

Sec. 19. The appropriation from the general fund of the state to the department of social services made for the fiscal year beginning July 1, 1979 and ending June 30, 1980 by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection four (4), is reduced by six hundred ten thousand (610,000) dollars.

Sec. 20. There is appropriated from the general fund of the state to the department of social services for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of one hundred thirty-eight thousand (138,000) dollars, or so much thereof as may be necessary, to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection six (6). The money appropriated by this section shall be used for the purpose provided by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section seventeen (17), subsection two (2).

Sec. 21. There is appropriated from the general fund of the state to the department of social services for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of one million two hundred thousand (1,200,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection thirteen (13).

Sec. 22. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eight (8), section eight (8), subsection thirteen (13), unnumbered paragraph two (2) is amended to read as follows:

It is the intent of the general assembly that funds appropriated under this subsection be used for local purchase of service contracts, ~~and primarily to help avoid the institutionalization of individuals and to provide child care.~~

Sec. 23. There is appropriated from the general fund of the state to the courts of this state for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eighty-three thousand five hundred fifty-seven (83,557) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by the Acts of the Sixty-eighth General Assembly, 1979 Session, chapter two (2), section three (3).

Sec. 24. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1979 and ending June 30, 1980 for the remodeling of executive hills for the use of the Iowa arts council and other departments the sum of twenty-five thousand (25,000) dollars, or so much thereof as may be necessary. The director of the Iowa arts council shall select the coloring of the carpet to be installed in that portion of executive hills which contains offices of the Iowa arts council.

Sec. 25. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eleven thousand (11,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eleven (11), section two (2), subsection one (1), paragraph a.

Sec. 26. There is appropriated from the general fund of the state to the department of public defense for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eight thousand seven hundred fifty (8,750) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts

of the Sixty-eighth General Assembly, 1979 Session, chapter eleven (11), section two (2), subsection two (2), paragraph a.

Sec. 27. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of eighty-five thousand (85,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eleven (11), section three (3), subsection three (3), paragraph a.

Sec. 28. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1979 and ending June 30, 1980, the sum of one hundred sixty-five thousand (165,000) dollars, or so much thereof as may be necessary, to be used for the same purposes and to supplement funds appropriated by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter eleven (11), section three (3), subsection four (4), paragraph a.

Sec. 29. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1979 and ending June 30, 1980 the sum of sixty thousand (60,000) dollars, or so much thereof as may be necessary, for the acquisition of land and construction of a departmental office building in the area of post eleven.

Any unencumbered balance remaining as of June 30, 1982, of the funds appropriated by this section shall revert to the general fund of the state on September 30, 1982.

Sec. 30. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, funds appropriated under sections eighteen (18) and twenty (20) of this Act shall not be subject to transfer to any other department, institution or agency. Any unencumbered or unobligated balance of any appropriation made under sections eighteen (18) or twenty

(20) of this Act which exists on June 30, 1980 shall revert to the fund from which it was appropriated.

Sec. 31. This Act, being deemed of immediate importance, takes effect from and after its publication in The Independent, a newspaper published in Hawarden, Iowa, and in the Oskaloosa Daily Herald, a newspaper published in Oskaloosa, Iowa.

TERRY E. BRANSTAD
President of the Senate

WILLIAM H. HARBOR
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2241, Sixty-eighth General Assembly.

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Allen Hutto
Approved 3/28, 1980

FRANK J. STORK
Secretary of the Senate

ROBERT D. RAY
Governor