

**FILED 'APR 25 1983**

SENATE FILE 533

BY COMMITTEE ON APPROPRIATIONS  
*Approval 4/25 (p. 1397)*

Passed Senate, Date 4-29-83 (p. 1468) Passed House, Date 5-11-83 (p. 2031)

Vote: Ayes 38 Nays 2 Vote: Ayes 99 Nays 0

Approved Item Veto 6-3-83

*Referred to committee (p. 1468)*

*Repassed Senate 5-6-83 (p. 1571)  
43-3*

# A BILL FOR

1 An Act relating to and making appropriations to agencies,  
2 institutions, commissions, departments, and boards  
3 responsible for education programs of this state.

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

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SF 533

1 Section 1. There is appropriated from the general fund  
2 of the state to the Iowa commission for the blind for the  
3 fiscal year beginning July 1, 1983 and ending June 30, 1984,  
4 the following amount, or so much thereof as may be necessary,  
5 to be used by the following agency for the purposes designated:

6 1983-1984  
7 Fiscal Year

8 IOWA COMMISSION FOR THE  
9 BLIND

10 For salaries, support, main-  
11 tenance, and miscellaneous pur-  
12 poses ..... \$ 1,053,027

13 Sec. 2. There is appropriated from the general fund of  
14 the state to the Iowa college aid commission for the fiscal  
15 year beginning July 1, 1983 and ending June 30, 1984, the  
16 following amount, or so much thereof as may be necessary,  
17 to be used by the following agency for the purposes designated:

18 1983-1984  
19 Fiscal Year

20 IOWA COLLEGE AID COMMISSION

21 For salaries, support, main-  
22 tenance, and miscellaneous pur-  
23 poses ..... \$ 402,881

24 Sec. 3.

25 1. There is appropriated from the general fund of the  
26 state to the Iowa college aid commission for the fiscal year  
27 beginning July 1, 1983 and ending June 30, 1984, the sum of  
28 thirty thousand (30,000) dollars, or so much thereof as may  
29 be necessary, to be used for the purposes provided in sections  
30 261.26 and 261.27. Notwithstanding section 261.27, the funds  
31 appropriated by this section shall be allocated to each of  
32 the classes of students which received funds during the fiscal  
33 year beginning July 1, 1980, which includes the fourth year  
34 class for the fiscal year beginning July 1, 1983.

35 2. In addition to the requirements of sections 261.26

1 and 261.27, the availability of funds appropriated by this  
2 section is subject to the following condition. The funds  
3 appropriated for fiscal year 1983-1984 shall not be released  
4 until delivery to the legislative fiscal bureau of the June  
5 30, 1983, financial audits, conducted by an independent third  
6 party, of the participating colleges of optometry.

7 Sec. 4.

8 1. There is appropriated from the general fund of the  
9 state to the Iowa college aid commission for the fiscal year  
10 beginning July 1, 1983 and ending June 30, 1984, the sum of  
11 seven hundred eighty-four thousand (784,000) dollars, or so  
12 much thereof as may be necessary, to be paid to the college  
13 of osteopathic medicine and surgery for the subvention program  
14 created pursuant to sections 261.18 and 261.19.  
15 Notwithstanding section 261.19, for each fiscal year of the  
16 fiscal biennium beginning July 1, 1983, the subvention shall  
17 be used for the admission and education of students enrolled  
18 in each of the four years of classes in the college of  
19 osteopathic medicine and surgery.

20 2. In addition to the requirements of sections 261.18  
21 and 261.19, the availability of funds appropriated by this  
22 section is subject to the condition that one-half of the funds  
23 appropriated for fiscal year 1983-1984 shall not be released  
24 until delivery to the legislative fiscal bureau of the June  
25 30, 1983, financial audits, conducted by an independent third  
26 party, of the college of osteopathic medicine and surgery.

27 Sec. 5. There is appropriated from the general fund of  
28 the state to the Iowa college aid commission for the fiscal  
29 year beginning July 1, 1983, and ending June 30, 1984, the  
30 sum of twenty-five thousand (25,000) dollars, or so much  
31 thereof as may be necessary, to provide for a national guard  
32 education program. Funds shall only be expended for Iowa  
33 residents who are enlisted members in good standing in the  
34 Iowa national guard who are enrolled as undergraduates in  
35 Iowa post-secondary educational institutions. Funds expended

1 on behalf of each full-time undergraduate student shall not  
2 exceed two hundred fifty dollars per year. Funds expended  
3 on behalf of each half-time undergraduate student shall not  
4 exceed one hundred twenty-five dollars per year.

5 Sec. 6. There is appropriated from the general fund of  
6 the state to the state educational radio and television  
7 facility board for the fiscal year beginning July 1, 1983  
8 and ending June 30, 1984 the following amount, or so much  
9 thereof as may be necessary, to be used by the following  
10 agency for the purposes designated:

11		1983-1984
12		<u>Fiscal Year</u>
13	STATE EDUCATIONAL RADIO AND	
14	TELEVISION FACILITY BOARD	
15	For salaries, support, main-	
16	tenance, and miscellaneous pur-	
17	poses .....	\$ 6,020,139

18 Sec. 7. There is appropriated from the general fund of  
19 the state to the department of public instruction for the  
20 fiscal year beginning July 1, 1983 and ending June 30, 1984,  
21 the following amounts, or so much thereof as may be necessary,  
22 to be used in the manner designated:

23		1983-1984
24		<u>Fiscal Year</u>
25	1. GENERAL OFFICE AD-	
26	MINISTRATION	
27	a. For salaries, support,	
28	maintenance, and miscellaneous	
29	purposes .....	\$ 3,657,936
30	b. For fire service education .....	\$ 200,000
31	2. VOCATIONAL EDUCATION	
32	ADMINISTRATION	
33	For salaries, support, main-	
34	tenance, and miscellaneous pur-	
35	poses .....	\$ 896,125

1        3. VOCATIONAL EDUCATION  
 2        For vocational education aid  
 3 to secondary schools ..... \$ 3,622,000  
 4        Funds appropriated by this subsection are to be used for  
 5 aid to school districts for development and the conduct of  
 6 both continuing and new vocational programs, services and  
 7 activities of vocational education through secondary schools,  
 8 and for aid to existing jointly administered secondary  
 9 vocational education programs, in accordance with chapters  
 10 258 and 280A, to purchase instructional equipment for  
 11 vocational and technical courses of instruction in such  
 12 schools, and to match federal reimbursement for continuing  
 13 and new secondary vocational programs.

14  
 15        4. VOCATIONAL REHABILI-  
 16 TATION  
 17        For salaries, support, main-  
 18 tenance, and miscellaneous pur-  
 19 poses ..... \$ 2,746,385

20        5. PROFESSIONAL TEACHING  
 21 PRACTICES COMMISSION  
 22        For the use of the profession-  
 23 al teaching practices commission  
 24 to carry out the provisions of  
 25 chapter 272A ..... \$ 57,945

26        6. VOCATIONAL YOUTH ORGANI-  
 27 ZATION FUND  
 28        To carry out the provisions  
 29 of section 258.14 ..... \$ 10,000

30        7. SCHOOL FOOD SERVICE  
 31        For the purpose of providing  
 32 assistance to students en-  
 33 rolled in public school dis-  
 34 tricts and nonpublic schools  
 35 of the state for breakfasts,

1 lunches and minimal equip-  
 2 ment programs with the funds  
 3 being used as state match-  
 4 ing funds for federal pro-  
 5 grams and which shall be  
 6 disbursed according to federal  
 7 regulations ..... \$ 3,300,000

8 8. TEXTBOOKS OF NONPUBLIC  
 9 SCHOOL PUPILS

10 To provide funds for costs  
 11 of providing textbooks to  
 12 each resident pupil who at-  
 13 tends a nonpublic school as  
 14 authorized by section 301.1.  
 15 Such funding shall be limited  
 16 to ten dollars per pupil and  
 17 shall not exceed the compar-  
 18 able services offered to resi-  
 19 dent public school pupils ..... \$ 400,000

20 9. SCHOOL BUDGET REVIEW  
 21 COMMITTEE

22 To carry out the provisions  
 23 of section 442.13 ..... \$ 30,000

24 10. NON-ENGLISH SPEAKING

25 To provide funding to public  
 26 schools and for nonpublic school  
 27 students for special instruction  
 28 for non-English speaking students  
 29 as provided in section 280.4 ..... \$ 200,000

30 11. IN-SERVICE TRAINING

31 To provide funding for in-  
 32 service training for teachers of  
 33 mathematics and science courses ..... \$ 40,000

34 12. COMPUTER SOFTWARE  
 35 CLEARINGHOUSE

1 To provide funding for  
2 planning for a computer  
3 software clearinghouse ..... \$ 20,000

4 13. MERGED AREA SCHOOLS

5 a. For general state  
6 financial aid to merged  
7 areas as defined in sec-  
8 tion 280A.2 ..... \$ 56,555,501

9 It is the intent of the general assembly that funds  
10 appropriated in this paragraph shall be used only for  
11 allocation to merged area schools for general aid purposes.  
12 Notwithstanding section 8.33, unencumbered or unobligated  
13 funds appropriated in 1981 Iowa Acts, chapter 8, section 8,  
14 subsection 10, paragraph c, for the fiscal year beginning  
15 July 1, 1982 and ending June 30, 1983 are appropriated to  
16 the department of public instruction for the fiscal year  
17 beginning July 1, 1983 and ending June 30, 1984, to be  
18 allocated to the merged area schools for general aid purposes.

19 b. To provide funds for  
20 matching federal reimburse-  
21 ment for continuing and new  
22 vocational education pro-  
23 grams in merged area schools  
24 in accordance with chapter  
25 258 and chapter 280A, and to  
26 purchase instructional equip-  
27 ment for vocational and  
28 technical courses of  
29 instruction in such schools ..... \$ 8,700,000

30 c. To provide funds for  
31 the Iowa industrial start-  
32 up training program in  
33 merged area schools ..... \$ 275,000

34 Sec. 8. There is appropriated from the general fund of  
35 the state to the state board of regents for the fiscal year

1 beginning July 1, 1983 and ending June 30, 1984 the following  
2 amounts, or so much thereof as may be necessary for use for  
3 the following designated purposes, however, as a condition  
4 for the appropriation of these funds, the state board of  
5 regents, for purposes of implementing and administering  
6 collective bargaining pursuant to chapter 20, shall act as  
7 the exclusive representative of the state of Iowa with respect  
8 to its faculty, scientific, and other professional staff.

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1983-1984  
Fiscal Year

1. OFFICE OF STATE BOARD  
OF REGENTS

a. For salaries, support,  
maintenance, equipment, and  
miscellaneous purposes, in-  
cluding state board of re-  
gents members receiving a  
per diem, not to exceed forty  
dollars per day ..... \$ 439,970

Funds appropriated to the state board of regents shall  
be allocated to the institutions to be used for instructional  
purposes and direct instructional support.

b. For western Iowa con-  
tinuing education ..... \$ 100,000

c. 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 amounts as may be necessary  
to reimburse the institutions  
for deficiencies in their operat-  
ing funds resulting from the  
pledging of tuitions, student

1 fees and charges and institutional  
 2 income to finance the cost of  
 3 providing academic and adminis-  
 4 trative buildings and facilities  
 5 and utility services at the  
 6 institutions ..... \$ 13,270,000

7     d. For support of the quad  
 8 cities graduate study center ..... \$         7,300

9     2. STATE UNIVERSITY OF  
 10 IOWA

11     a. General university,  
 12 including lakeside labora-  
 13 tory.

14     For salaries, support,  
 15 maintenance, equipment,  
 16 and miscellaneous purposes  
 17 and for the pediatric de-  
 18 partment of the college of  
 19 medicine to continue to  
 20 fund the program of re-  
 21 search at the current level  
 22 in the cause, course, treat-  
 23 ment, cure, and management  
 24 of diabetes mellitus ..... \$106,649,328

25     b. University hospitals  
 26     (1) For salaries, support,  
 27 maintenance, equipment,  
 28 and miscellaneous purposes;  
 29 for medical and surgical  
 30 treatment of indigent pa-  
 31 tients as provided in chap-  
 32 ter 255 ..... \$ 24,702,138

33     (2) For allocation by  
 34 the dean of the college of  
 35 medicine, with approval of the

1 advisory board, to qualified  
2 participants, to carry out  
3 chapter 148C for the family  
4 practice program ..... \$ 1,382,080

5 c. As a condition of the appropriation made in paragraph  
6 b, funds appropriated in this section shall not be used to  
7 perform abortions except medically necessary abortions, and  
8 shall not be used to operate the early termination of pregnancy  
9 clinic except for the performance of medically necessary  
10 abortions. For the purpose of this paragraph, an abortion  
11 is the purposeful interruption of pregnancy with the intention  
12 other than to produce a live-born infant or to remove a dead  
13 fetus, and a medically necessary abortion is one performed  
14 under one of the following conditions:

15 (1) The attending physician certifies that continuing  
16 the pregnancy would endanger the life of the pregnant woman.

17 (2) The attending physician certifies that the fetus is  
18 physically deformed, mentally deficient, or afflicted with  
19 a congenital illness.

20 (3) The pregnancy is the result of a rape which is reported  
21 within forty-five days of the incident to a law enforcement  
22 agency or public or private health agency which may include  
23 a family physician.

24 (4) The pregnancy is the result of incest which is reported  
25 within one hundred fifty days of the incident to a law  
26 enforcement agency or public or private health agency which  
27 may include a family physician.

28 (5) The abortion is a spontaneous abortion, commonly known  
29 as a miscarriage, wherein not all of the products of conception  
30 are expelled.

31 d. As a condition of the appropriation made in paragraph  
32 b, it is the intent of the general assembly that before the  
33 general assembly authorizes the issuance of additional bonds  
34 under chapter 263A, the determination of the necessity that  
35 the construction be funded by the issuance of bonds shall

1 be made by the state board of regents in consultation with  
 2 the state health facilities council, the health policy  
 3 corporation of Iowa, or a similar statewide health planning  
 4 agency that may exist.

5 e. Psychiatric hospital

6 For salaries, support,  
 7 maintenance, equipment,  
 8 and miscellaneous purposes  
 9 and for the care, treat-  
 10 ment and maintenance of  
 11 committed and voluntary  
 12 public patients ..... \$ 5,324,166

13 f. State hygienic  
 14 laboratory

15 For salaries, support,  
 16 maintenance, equipment,  
 17 and miscellaneous purposes ..... \$ 2,062,641

18 g. Hospital school

19 For salaries, support,  
 20 maintenance, equipment,  
 21 and miscellaneous purposes ..... \$ 3,737,522

22 h. Oakdale campus

23 For salaries, support,  
 24 maintenance, equipment,  
 25 and miscellaneous purposes ..... \$ 1,747,295

26 3. IOWA STATE UNIVERSITY  
 27 OF SCIENCE AND TECHNOLOGY

28 a. General university

29 For salaries, support,  
 30 maintenance, equipment,  
 31 and miscellaneous purposes ..... \$ 87,436,286

32 b. Agricultural experi-  
 33 ment station

34 For salaries, support,  
 35 maintenance, equipment,

1 and miscellaneous purposes ..... \$ 10,279,927

2 c. Cooperative exten-  
3 sion service in agricul-  
4 ture and home economics

5 For salaries, support,  
6 maintenance, and miscel-  
7 laneous purposes ..... \$ 9,858,847

8 4. UNIVERSITY OF  
9 NORTHERN IOWA

10 For salaries, support,  
11 maintenance, equipment,  
12 and miscellaneous purposes ..... \$ 34,366,425

13 5. STATE SCHOOL FOR  
14 THE DEAF

15 For salaries, support,  
16 maintenance, and miscel-  
17 laneous purposes ..... \$ 4,216,568

18 6. IOWA BRAILLE AND  
19 SIGHT-SAVING SCHOOL

20 For salaries, support,  
21 maintenance, and miscel-  
22 laneous purposes ..... \$ 2,293,661

23 Sec. 9. There is appropriated from the general fund of  
24 the state to the state board of regents for the fiscal year  
25 beginning July 1, 1983 and ending June 30, 1984, the sum of  
26 twenty-one million one hundred nineteen thousand two hundred  
27 sixty-nine (21,119,269) dollars for fuel and electricity  
28 purposes at institutions under the state board of regents.  
29 If the amount actually expended for fuel and electricity  
30 purposes is less than twenty-one million one hundred nineteen  
31 thousand two hundred sixty-nine (21,119,269) dollars, the  
32 difference may be used for maintenance, equipment, and  
33 miscellaneous purposes.

34 Sec. 10. Upon the request of the Iowa educational radio  
35 and television facility board, the executive council shall

1 sell the property and building located at 2801 Bell avenue  
2 in Des Moines, Iowa, and used by the Iowa educational radio  
3 and television facility board. The proceeds from the sale  
4 of the property and building are appropriated to the Iowa  
5 educational radio and television facility board to pay a  
6 portion of the costs of construction of a new building for  
7 the facility board. However, the executive council may direct  
8 that the building and property located at 2801 Bell avenue  
9 in Des Moines, Iowa, be used for another state purpose. If  
10 the building and property are used for another state purpose,  
11 the executive council shall determine by independent appraisal  
12 the fair market value of the building and property and, in  
13 that case, an amount equal to the fair market value of the  
14 building and property is appropriated from the general fund  
15 of the state to the state educational radio and television  
16 facility board to pay a portion of the costs of construction  
17 of a new building for the facility board.

18 Sec. 11. Section 257.30, Code 1983, is amended to read  
19 as follows:

20 257.30 PRIVATE NONPUBLIC SCHOOL ADVISORY COMMITTEE. There  
21 ~~is hereby established a private~~ A nonpublic school advisory  
22 ~~committee is established~~ which shall consist of five members,  
23 to be appointed by the governor, each of them shall to be  
24 a citizen of the United States and a resident of the state  
25 of Iowa. The term of the members shall be four years. The  
26 duties of the committee shall be to advise the state board  
27 of public instruction on matters affecting ~~private~~ nonpublic  
28 schools, including but not limited to the establishment of  
29 standards for teacher certification and the establishment  
30 of standards for, and approval of, all ~~private~~ nonpublic  
31 schools. Notice of meetings of the state board of public  
32 instruction shall be sent by the state board to members of  
33 the committee. ~~Committee members shall receive no compensation~~  
34 ~~or expenses from public funds-~~

35 Committee members shall receive forty dollars per diem

1 and shall be reimbursed for actual and necessary expenses  
2 incurred in performance of their duties. The per diem and  
3 expense money shall be paid from the appropriations to the  
4 department of public instruction.

5 Sec. 12. NEW SECTION. 261.5 GUARANTEED LOAN PAYMENT  
6 PROGRAM. There is established a guaranteed student loan  
7 payment program to be administered by the commission. An  
8 individual who meets all of the following conditions is  
9 eligible for reimbursement payments under the program if the  
10 individual:

11 1. Is a teacher employed on a full-time basis under sec-  
12 tions 279.13 through 279.19 in a school district in this state  
13 or is a teacher in an approved nonpublic school in this state.

14 2. Has an outstanding debt with an eligible lender under  
15 the Iowa guaranteed student loan program as of the beginning  
16 of a school year.

17 3. Has never defaulted on a loan guaranteed by the commis-  
18 sion or by the federal government.

19 4. Teaches one or more of the following during that school  
20 year:

21 a. A sequential mathematics course at the advanced algebra  
22 level or higher.

23 b. A chemistry, advanced chemistry, physics or advanced  
24 physics course.

25 5. Graduated from college after January 1, 1983 with a  
26 major in mathematics or science.

27 The commission shall adopt rules under chapter 17A to pro-  
28 vide for the administration of this program.

29 Annually, commencing July 1, 1983, there is appropriated  
30 from the general fund of the state to the Iowa college aid  
31 commission an amount sufficient to make the reimbursement  
32 payments required under this section.

33 Annual reimbursement payments to an eligible teacher for  
34 loan repayments made during a school year shall be equal to  
35 one thousand dollars or the remainder of a loan, whichever

1 is less. Total payments for an eligible teacher shall not  
2 exceed six thousand dollars. If a teacher fails to complete  
3 a year of instruction in a course listed in subsection 4,  
4 the teacher shall not be reimbursed for loan repayments made  
5 during that school year.

6 Sec. 13. Section 261.12, subsection 1, paragraph b, Code  
7 1983, is amended to read as follows:

8 b. For the fiscal year beginning July 1, ~~1979-one-thousand~~  
9 ~~six~~ 1983, and each following fiscal year two thousand one  
10 hundred dollars and-fer-each-following-fiseal-year-one-thousand  
11 seven-hundred-dollars.

12 Sec. 14. Section 261.17, subsection 3, Code 1983, is  
13 amended to read as follows:

14 3. The amount of a vocational-technical tuition grant  
15 shall not exceed the lesser of four hundred fifty dollars  
16 per year or the amount of the student's established financial  
17 need.

18 Sec. 15. Section 261.25, subsections 1 and 3, Code 1983,  
19 are amended to read as follows:

20 1. There is appropriated from the general fund of the  
21 state to the commission for each fiscal year the sum of ~~twelve~~  
22 ~~million~~ nineteen million one hundred sixty-six thousand six  
23 hundred dollars for tuition grants.

24 3. There is appropriated from the general fund of the  
25 state to the commission for each fiscal year the sum of ~~three~~  
26 six hundred fifty fifty-seven thousand four hundred seventy-  
27 two dollars for vocational-technical tuition grants.

28 Sec. 16. Sections 261.22 and 261.23, Code 1983, are  
29 repealed.

30 Sec. 17. All federal grants to and the federal receipts  
31 of agencies appropriated funds under this Act are appropriated  
32 for the purposes set forth in such federal grants or receipts.

33 Sec. 18. Moneys appropriated by this Act shall not be  
34 used for capital improvements.

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EXPLANATION

1 This bill appropriates moneys to the Iowa commission for  
2 the blind, the Iowa college aid commission, the state  
3 educational radio and television facility board, the department  
4 of public instruction, and the state board of regents for  
5 the fiscal year beginning July 1, 1983. It also provides  
6 for per diem and expenses for the nonpublic school advisory  
7 committee, establishes a guaranteed loan payment program,  
8 and increases the amount of the tuition grant and vocational  
9 tuition grant.

10 The bill takes effect July 1 following its enactment.

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SENATE FILE 533

S-3744

1 Amend Senate File 533 as follows:

2 1. Page 11, by inserting after line 22 the  
3 following subsection:

4 "\_\_\_\_\_. It is the intent of the general assembly  
5 that after July 1, 1983, the state board of regents  
6 shall not invest funds belonging to the institutions  
7 under the control of the state board of regents in  
8 a bank or financial institution which directly or  
9 through its subsidiaries has outstanding loans to  
10 the Republic of South Africa or its instrumentalities,  
11 or in the stocks, securities, or other obligations  
12 of a company doing business in or with the Republic  
13 of South Africa. It is the further intent of the  
14 general assembly that the state board sell investments  
15 held on July 1, 1983 that are in a bank or financial  
16 institution which directly or through its subsidiaries  
17 has outstanding loans to the Republic of South Africa  
18 or that are in the stocks, securities, or other  
19 obligations of a company doing business in or with  
20 the Republic of South Africa by July 1, 1986. Not  
21 less than one-third of the value of the investments  
22 shall be sold in the fiscal year beginning July 1,  
23 1983.

24 For the purpose of this subsection, value consists  
25 of cash, the par value or unpaid balance of all  
26 unmatured or unpaid investments requiring the payment  
27 of a fixed amount at payment date, and the cost price  
28 of all other investments.

29 Proceeds of the sales of investments disapproved  
30 of under this subsection shall be reinvested in  
31 institutions or companies which invest or conduct  
32 business operations in Iowa so long as the investment  
33 is prudent, practicable, and in compliance with this  
34 subsection.

35 As long as funds remain in investments disapproved  
36 of under this subsection, the state board shall:

37 a. File with the general assembly, not later than  
38 January 20 of each year, a report listing all South  
39 Africa-related investments belonging to the  
40 institutions of the state board and their value as  
41 of the preceding December 31.

42 b. Exercise its right to vote stock of companies  
43 doing business in or with the Republic of South Africa  
44 at annual meetings and shall not assign the right  
45 as a proxy to management of the company.

46 c. Vote to require companies doing business in  
47 or with the Republic of South Africa to divest  
48 themselves of investments disapproved of under this  
49 subsection and to cease doing business in or with  
50 the Republic of South Africa and shall vote the issues

S-3744  
PAGE 2

- 1 relating to the stock shares to ensure socially useful
- 2 investment policies giving priority to investments
- 3 in institutions or companies that invest or conduct
- 4 business operations in Iowa to the extent prudent,
- 5 practicable, and in compliance with this subsection."
- 6 2. By numbering subsections as necessary.

S-3744 FILED BY TOM MANN, JR.  
APRIL 29, 1983  
RULED OUT OF ORDER (p. 1467)

SENATE FILE 533

S-3680

- 1 Amend Senate File 533 as follows:
- 2 1. By striking page 13, line 5 through page 14,
- 3 line 5.
- 4 2. By renumbering sections as necessary.

S-3680 FILED BY COMMITTEE ON FINANCE  
APRIL 27, 1983 NORMAN RODGERS, CHAIR  
*Adopted 4/29/83 (p. 1466)*

SENATE FILE 533

S-3692

- 1 Amend Senate File 533 as follows:
- 2 1. Page 14, line 26, by striking the word "fifty-
- 3 seven" and inserting in lieu thereof the word "seventy-
- 4 two".

S-3692 FILED BY WALLY E. HORN  
APRIL 28, 1983  
*Adopted 4/29 (p. 1468)*

SENATE FILE 533

S-3728

- 1 Amend Senate File 533 as follows:
- 2 1. Page 8, line 5, by striking the word "services"
- 3 and inserting in lieu thereof the word "facilities".
- 4 2. Page 8, by striking line 6 and inserting in
- 5 lieu thereof the following:
- 6 "institutions ..... \$10,000,000".

S-3728 FILED BY EDGAR H. HOLDEN  
APRIL 28, 1983  
*Lost 4/29 (p. 1467)*

SENATE FILE 533

S-3816

- 1 Amend Senate File 533 as follows:
- 2 1. Page 6, line 11, by inserting after the word
- 3 "purposes." the words and figures "Funds appropriated
- 4 in this paragraph shall not be allocated to the merged
- 5 area schools pursuant to chapter 286A, but shall be
- 6 allocated by a formula approved by the state board
- 7 of public instruction."

S-3816 FILED & ADOPTED BY ARTHUR A. SMALL, JR.  
MAY 6, 1983 (p. 1570)

The Appropriations 5/9/83 Amend per 4114 & Do Pass 5/10/83  
Finance 5/10 Do Pass 5/10/83

Senate File 533

SENATE FILE

533

Finance: Connolly, Chair; Branstad and Jochum.

BY COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE MAY 6, 1983)

Re Passed Senate, Date 5-12-83 (p. 1717) Passed House, Date 5-11-83 (p. 2031)

Vote: Ayes 35 Nays 6 Vote: Ayes 99 Nays 0

Approved Item Veto 6-3-83

*Repassed House as further amended by Senate  
5-12-83 (p. 2126)  
88-3*

## A BILL FOR

- 1 An Act relating to and making appropriations to agencies,
- 2 institutions, commissions, departments, and boards
- 3 responsible for education programs of this state.

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

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~~\_\_\_\_\_~~ = New Language by the Senate

\* = Language stricken by the Senate

1 Section 1. There is appropriated from the general fund  
2 of the state to the Iowa commission for the blind for the  
3 fiscal year beginning July 1, 1983 and ending June 30, 1984,  
4 the following amount, or so much thereof as may be necessary,  
5 to be used by the following agency for the purposes designated:

6 1983-1984  
7 Fiscal Year

8 IOWA COMMISSION FOR THE  
9 BLIND

10 For salaries, support, main-  
11 tenance, and miscellaneous pur-  
12 poses ..... \$ 1,053,027

13 Sec. 2. There is appropriated from the general fund of  
14 the state to the Iowa college aid commission for the fiscal  
15 year beginning July 1, 1983 and ending June 30, 1984, the  
16 following amount, or so much thereof as may be necessary,  
17 to be used by the following agency for the purposes designated:

18 1983-1984  
19 Fiscal Year

20 IOWA COLLEGE AID COMMISSION

21 For salaries, support, main-  
22 tenance, and miscellaneous pur-  
23 poses ..... \$ 402,881

24 Sec. 3.

25 1. There is appropriated from the general fund of the  
26 state to the Iowa college aid commission for the fiscal year  
27 beginning July 1, 1983 and ending June 30, 1984, the sum of  
28 thirty thousand (30,000) dollars, or so much thereof as may  
29 be necessary, to be used for the purposes provided in sections  
30 261.26 and 261.27. Notwithstanding section 261.27, the funds  
31 appropriated by this section shall be allocated to each of  
32 the classes of students which received funds during the fiscal  
33 year beginning July 1, 1980, which includes the fourth year  
34 class for the fiscal year beginning July 1, 1983.

35 2. In addition to the requirements of sections 261.26

1 and 261.27, the availability of funds appropriated by this  
2 section is subject to the following condition. The funds  
3 appropriated for fiscal year 1983-1984 shall not be released  
4 until delivery to the legislative fiscal bureau of the June  
5 30, 1983, financial audits, conducted by an independent third  
6 party, of the participating colleges of optometry.

7     Sec. 4.

8     1. There is appropriated from the general fund of the  
9 state to the Iowa college aid commission for the fiscal year  
10 beginning July 1, 1983 and ending June 30, 1984, the sum of  
11 seven hundred eighty-four thousand (784,000) dollars, or so  
12 much thereof as may be necessary, to be paid to the college  
13 of osteopathic medicine and surgery for the subvention program  
14 created pursuant to sections 261.18 and 261.19.

15 Notwithstanding section 261.19, for each fiscal year of the  
16 fiscal biennium beginning July 1, 1983, the subvention shall  
17 be used for the admission and education of students enrolled  
18 in each of the four years of classes in the college of  
19 osteopathic medicine and surgery.

20     2. In addition to the requirements of sections 261.18  
21 and 261.19, the availability of funds appropriated by this  
22 section is subject to the condition that one-half of the funds  
23 appropriated for fiscal year 1983-1984 shall not be released  
24 until delivery to the legislative fiscal bureau of the June  
25 30, 1983, financial audits, conducted by an independent third  
26 party, of the college of osteopathic medicine and surgery.

27     Sec. 5. There is appropriated from the general fund of  
28 the state to the Iowa college aid commission for the fiscal  
29 year beginning July 1, 1983, and ending June 30, 1984, the  
30 sum of twenty-five thousand (25,000) dollars, or so much  
31 thereof as may be necessary, to provide for a national guard  
32 education program. Funds shall only be expended for Iowa  
33 residents who are enlisted members in good standing in the  
34 Iowa national guard who are enrolled as undergraduates in  
35 Iowa post-secondary educational institutions. Funds expended

1 on behalf of each full-time undergraduate student shall not  
2 exceed two hundred fifty dollars per year. Funds expended  
3 on behalf of each half-time undergraduate student shall not  
4 exceed one hundred twenty-five dollars per year.

5 Sec. 6. There is appropriated from the general fund of  
6 the state to the state educational radio and television  
7 facility board for the fiscal year beginning July 1, 1983  
8 and ending June 30, 1984 the following amount, or so much  
9 thereof as may be necessary, to be used by the following  
10 agency for the purposes designated:

11		1983-1984
12		<u>Fiscal Year</u>
13	STATE EDUCATIONAL RADIO AND	
14	TELEVISION FACILITY BOARD	
15	For salaries, support, main-	
16	tenance, and miscellaneous pur-	
17	poses .....	\$ 6,020,139

18 Sec. 7. There is appropriated from the general fund of  
19 the state to the department of public instruction for the  
20 fiscal year beginning July 1, 1983 and ending June 30, 1984,  
21 the following amounts, or so much thereof as may be necessary,  
22 to be used in the manner designated:

23		1983-1984
24		<u>Fiscal Year</u>
25	1. GENERAL OFFICE AD-	
26	MINISTRATION	
27	a. For salaries, support,	
28	maintenance, and miscellaneous	
29	purposes .....	\$ 3,657,936
30	b. For fire service education .....	\$ 200,000
31	2. VOCATIONAL EDUCATION	
32	ADMINISTRATION	
33	For salaries, support, main-	
34	tenance, and miscellaneous pur-	
35	poses .....	\$ 896,125

1 3. VOCATIONAL EDUCATION  
2 For vocational education aid  
3 to secondary schools ..... \$ 3,622,000

4 Funds appropriated by this subsection are to be used for  
5 aid to school districts for development and the conduct of  
6 both continuing and new vocational programs, services and  
7 activities of vocational education through secondary schools,  
8 and for aid to existing jointly administered secondary  
9 vocational education programs, in accordance with chapters  
10 258 and 280A, to purchase instructional equipment for  
11 vocational and technical courses of instruction in such  
12 schools, and to match federal reimbursement for continuing  
13 and new secondary vocational programs.

14  
15 4. VOCATIONAL REHABILI-  
16 TATION

17 For salaries, support, main-  
18 tenance, and miscellaneous pur-  
19 poses ..... \$ 2,746,385

20 5. PROFESSIONAL TEACHING  
21 PRACTICES COMMISSION

22 For the use of the profession-  
23 al teaching practices commission  
24 to carry out the provisions of  
25 chapter 272A ..... \$ 57,945

26 6. VOCATIONAL YOUTH ORGANI-  
27 ZATION FUND

28 To carry out the provisions  
29 of section 258.14 ..... \$ 10,000

30 7. SCHOOL FOOD SERVICE

31 For the purpose of providing  
32 assistance to students en-  
33 rolled in public school dis-  
34 tricts and nonpublic schools  
35 of the state for breakfasts,

1 lunches and minimal equip-  
 2 ment programs with the funds  
 3 being used as state match-  
 4 ing funds for federal pro-  
 5 grams and which shall be  
 6 disbursed according to federal  
 7 regulations ..... \$ 3,300,000

8 8. TEXTBOOKS OF NONPUBLIC  
 9 SCHOOL PUPILS

10 To provide funds for costs  
 11 of providing textbooks to  
 12 each resident pupil who at-  
 13 tends a nonpublic school as  
 14 authorized by section 301.1.  
 15 Such funding shall be limited  
 16 to ten dollars per pupil and  
 17 shall not exceed the compar-  
 18 able services offered to resi-  
 19 dent public school pupils ..... \$ 400,000

20 9. SCHOOL BUDGET REVIEW  
 21 COMMITTEE

22 To carry out the provisions  
 23 of section 442.13 ..... \$ 30,000

24 10. NON-ENGLISH SPEAKING

25 To provide funding to public  
 26 schools and for nonpublic school  
 27 students for special instruction  
 28 for non-English speaking students  
 29 as provided in section 280.4 ..... \$ 200,000

30 11. IN-SERVICE TRAINING

31 To provide funding for in-  
 32 service training for teachers of  
 33 mathematics and science courses ..... \$ 40,000

34 12. COMPUTER SOFTWARE

35 CLEARINGHOUSE

1 To provide funding for  
2 planning for a computer  
3 software clearinghouse ..... \$ 20,000

4 13. MERGED AREA SCHOOLS

5 a. For general state  
6 financial aid to merged  
7 areas as defined in sec-

8 tion 280A.2 ..... \$ 56,555,501

9 It is the intent of the general assembly that funds  
10 appropriated in this paragraph shall be used only for  
11 allocation to merged area schools for general aid purposes.  
12 Funds appropriated in this paragraph shall not be allocated  
13 to the merged area schools pursuant to chapter 286A, but shall  
14 be allocated by a formula approved by the state board of  
15 public instruction. Notwithstanding section 8.33, unencumbered  
16 or unobligated funds appropriated in 1981 Iowa Acts, chapter  
17 8, section 8, subsection 10, paragraph c, for the fiscal year  
18 beginning July 1, 1982 and ending June 30, 1983 are  
19 appropriated to the department of public instruction for the  
20 fiscal year beginning July 1, 1983 and ending June 30, 1984,  
21 to be allocated to the merged area schools for general aid  
22 purposes.

23 b. To provide funds for  
24 matching federal reimburse-  
25 ment for continuing and new  
26 vocational education pro-  
27 grams in merged area schools  
28 in accordance with chapter  
29 258 and chapter 280A, and to  
30 purchase instructional equip-  
31 ment for vocational and  
32 technical courses of  
33 instruction in such schools ..... \$ 8,700,000

34 c. To provide funds for  
35 the Iowa industrial start-

1 up training program in  
2 merged area schools ..... \$ 275,000

3 Sec. 8. There is appropriated from the general fund of  
4 the state to the state board of regents for the fiscal year  
5 beginning July 1, 1983 and ending June 30, 1984 the following  
6 amounts, or so much thereof as may be necessary for use for  
7 the following designated purposes, however, as a condition  
8 for the appropriation of these funds, the state board of  
9 regents, for purposes of implementing and administering  
10 collective bargaining pursuant to chapter 20, shall act as  
11 the exclusive representative of the state of Iowa with respect  
12 to its faculty, scientific, and other professional staff.

13 1983-1984  
14 Fiscal Year

15 1. OFFICE OF STATE BOARD  
16 OF REGENTS

17 a. For salaries, support,  
18 maintenance, equipment, and  
19 miscellaneous purposes, in-  
20 cluding state board of re-  
21 gents members receiving a  
22 per diem, not to exceed forty  
23 dollars per day ..... \$ 439,970

24 Funds appropriated to the state board of regents shall  
25 be allocated to the institutions to be used for instructional  
26 purposes and direct instructional support.

27 b. For western Iowa con-  
28 tinuing education ..... \$ 100,000

29 c. For allocation by  
30 the state board of regents  
31 to the state university of  
32 Iowa, the Iowa state university  
33 of science and technology, and  
34 the university of northern Iowa  
35 in amounts as may be necessary

1 to reimburse the institutions  
 2 for deficiencies in their operat-  
 3 ing funds resulting from the  
 4 pledging of tuitions, student  
 5 fees and charges and institutional  
 6 income to finance the cost of  
 7 providing academic and adminis-  
 8 trative buildings and facilities  
 9 and utility services at the  
 10 institutions ..... \$ 13,270,000

11 d. For support of the quad  
 12 cities graduate study center ..... \$ 7,300

13 2. STATE UNIVERSITY OF  
 14 IOWA

15 a. General university,  
 16 including lakeside labora-  
 17 tory.

18 For salaries, support,  
 19 maintenance, equipment,  
 20 and miscellaneous purposes  
 21 and for the pediatric de-  
 22 partment of the college of  
 23 medicine to continue to  
 24 fund the program of re-  
 25 search at the current level  
 26 in the cause, course, treat-  
 27 ment, cure, and management  
 28 of diabetes mellitus ..... \$106,649,328

29 b. University hospitals

30 (1) For salaries, support,  
 31 maintenance, equipment,  
 32 and miscellaneous purposes;  
 33 for medical and surgical  
 34 treatment of indigent pa-  
 35 tients as provided in chap-

1 ter 255 ..... \$ 24,702,138

2 (2) For allocation by  
3 the dean of the college of  
4 medicine, with approval of the  
5 advisory board, to qualified  
6 participants, to carry out  
7 chapter 148C for the family

8 practice program ..... \$ 1,382,080

9 c. As a condition of the appropriation made in paragraph  
10 b, funds appropriated in this section shall not be used to  
11 perform abortions except medically necessary abortions, and  
12 shall not be used to operate the early termination of pregnancy  
13 clinic except for the performance of medically necessary  
14 abortions. For the purpose of this paragraph, an abortion  
15 is the purposeful interruption of pregnancy with the intention  
16 other than to produce a live-born infant or to remove a dead  
17 fetus, and a medically necessary abortion is one performed  
18 under one of the following conditions:

19 (1) The attending physician certifies that continuing  
20 the pregnancy would endanger the life of the pregnant woman.

21 (2) The attending physician certifies that the fetus is  
22 physically deformed, mentally deficient, or afflicted with  
23 a congenital illness.

24 (3) The pregnancy is the result of a rape which is reported  
25 within forty-five days of the incident to a law enforcement  
26 agency or public or private health agency which may include  
27 a family physician.

28 (4) The pregnancy is the result of incest which is reported  
29 within one hundred fifty days of the incident to a law  
30 enforcement agency or public or private health agency which  
31 may include a family physician.

32 (5) The abortion is a spontaneous abortion, commonly known  
33 as a miscarriage, wherein not all of the products of conception  
34 are expelled.

35 d. As a condition of the appropriation made in paragraph

1 b, it is the intent of the general assembly that before the  
2 general assembly authorizes the issuance of additional bonds  
3 under chapter 263A, the determination of the necessity that  
4 the construction be funded by the issuance of bonds shall  
5 be made by the state board of regents in consultation with  
6 the state health facilities council, the health policy  
7 corporation of Iowa, or a similar statewide health planning  
8 agency that may exist.

9 e. Psychiatric hospital

10 For salaries, support,  
11 maintenance, equipment,  
12 and miscellaneous purposes  
13 and for the care, treat-  
14 ment and maintenance of  
15 committed and voluntary  
16 public patients ..... \$ 5,324,166

17 f. State hygienic

18 laboratory  
19 For salaries, support,  
20 maintenance, equipment,  
21 and miscellaneous purposes ..... \$ 2,062,641

22 g. Hospital school

23 For salaries, support,  
24 maintenance, equipment,  
25 and miscellaneous purposes ..... \$ 3,737,522

26 h. Oakdale campus

27 For salaries, support,  
28 maintenance, equipment,  
29 and miscellaneous purposes ..... \$ 1,747,295

30 3. IOWA STATE UNIVERSITY

31 OF SCIENCE AND TECHNOLOGY

32 a. General university

33 For salaries, support,  
34 maintenance, equipment,  
35 and miscellaneous purposes ..... \$ 87,436,286

1 b. Agricultural experi-  
2 ment station  
3 For salaries, support,  
4 maintenance, equipment,  
5 and miscellaneous purposes ..... \$ 10,279,927

6 c. Cooperative exten-  
7 sion service in agricul-  
8 ture and home economics  
9 For salaries, support,  
10 maintenance, and miscel-  
11 laneous purposes ..... \$ 9,858,847

12 4. UNIVERSITY OF  
13 NORTHERN IOWA

14 For salaries, support,  
15 maintenance, equipment,  
16 and miscellaneous purposes ..... \$ 34,366,425

17 5. STATE SCHOOL FOR  
18 THE DEAF

19 For salaries, support,  
20 maintenance, and miscel-  
21 laneous purposes ..... \$ 4,216,568

22 6. IOWA BRAILLE AND  
23 SIGHT-SAVING SCHOOL

24 For salaries, support,  
25 maintenance, and miscel-  
26 laneous purposes ..... \$ 2,293,661

27 Sec. 9. There is appropriated from the general fund of  
28 the state to the state board of regents for the fiscal year  
29 beginning July 1, 1983 and ending June 30, 1984, the sum of  
30 twenty-one million one hundred nineteen thousand two hundred  
31 sixty-nine (21,119,269) dollars for fuel and electricity  
32 purposes at institutions under the state board of regents.  
33 If the amount actually expended for fuel and electricity  
34 purposes is less than twenty-one million one hundred nineteen  
35 thousand two hundred sixty-nine (21,119,269) dollars, the

1 difference may be used for maintenance, equipment, and  
2 miscellaneous purposes.

3 Sec. 10. Upon the request of the Iowa educational radio  
4 and television facility board, the executive council shall  
5 sell the property and building located at 2801 Bell avenue  
6 in Des Moines, Iowa, and used by the Iowa educational radio  
7 and television facility board. The proceeds from the sale  
8 of the property and building are appropriated to the Iowa  
9 educational radio and television facility board to pay a  
10 portion of the costs of construction of a new building for  
11 the facility board. However, the executive council may direct  
12 that the building and property located at 2801 Bell avenue  
13 in Des Moines, Iowa, be used for another state purpose. If  
14 the building and property are used for another state purpose,  
15 the executive council shall determine by independent appraisal  
16 the fair market value of the building and property and, in  
17 that case, an amount equal to the fair market value of the  
18 building and property is appropriated from the general fund  
19 of the state to the state educational radio and television  
20 facility board to pay a portion of the costs of construction  
21 of a new building for the facility board.

22 Sec. 11. Section 257.30, Code 1983, is amended to read  
23 as follows:

24 257.30 ~~PRIVATE~~ NONPUBLIC SCHOOL ADVISORY COMMITTEE. ~~There~~  
25 ~~is hereby established a private~~ A nonpublic school advisory  
26 committee is established which shall consist of five members,  
27 to be appointed by the governor, each of them ~~shall~~ to be  
28 a citizen of the United States and a resident of the state  
29 of Iowa. The term of the members shall be four years. The  
30 duties of the committee shall be to advise the state board  
31 of public instruction on matters affecting private nonpublic  
32 schools, including but not limited to the establishment of  
33 standards for teacher certification and the establishment  
34 of standards for, and approval of, all private nonpublic  
35 schools. Notice of meetings of the state board of public

1 instruction shall be sent by the state board to members of  
2 the committee. ~~Committee-members-shall-receive-no-compensation~~  
3 ~~or-expenses-from-public-funds.~~

4 Committee members shall receive forty dollars per diem  
5 and shall be reimbursed for actual and necessary expenses  
6 incurred in performance of their duties. The per diem and  
7 expense money shall be paid from the appropriations to the  
8 department of public instruction.

\* 9 Sec. 12. Section 261.12, subsection 1, paragraph b, Code  
10 1983, is amended to read as follows:

11 b. For the fiscal year beginning July 1, ~~1979-one-thousand~~  
12 ~~six~~ 1983, and each following fiscal year two thousand one  
13 hundred dollars ~~and-for-each-following-fiscal-year-one-thousand~~  
14 ~~seven-hundred-dollars.~~

15 Sec. 13. Section 261.17, subsection 3, Code 1983, is  
16 amended to read as follows:

17 3. The amount of a vocational-technical tuition grant  
18 shall not exceed the lesser of four hundred fifty dollars  
19 per year or the amount of the student's established financial  
20 need.

21 Sec. 14. Section 261.25, subsections 1 and 3, Code 1983,  
22 are amended to read as follows:

23 1. There is appropriated from the general fund of the  
24 state to the commission for each fiscal year the sum of ~~twelve~~  
25 ~~million~~ nineteen million one hundred sixty-six thousand six  
26 hundred dollars for tuition grants.

27 3. There is appropriated from the general fund of the  
28 state to the commission for each fiscal year the sum of ~~three~~  
29 six hundred fifty seventy-two thousand four hundred seventy-  
30 two dollars for vocational-technical tuition grants.

31 Sec. 15. Sections 261.22 and 261.23, Code 1983, are  
32 repealed.

33 Sec. 16. All federal grants to and the federal receipts  
34 of agencies appropriated funds under this Act are appropriated  
35 for the purposes set forth in such federal grants or receipts.

1     Sec. 17. Moneys appropriated by this Act shall not be  
2 used for capital improvements.

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SF 533  
db/slc/26b

H-4110

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 28 the  
4 following:

5 "As a condition of the appropriation made in this  
6 paragraph, the state board of regents shall provide  
7 that tickets to athletic events and other events  
8 sponsored by the university that are for sale to the  
9 general public are allocated so that the percent of  
10 these tickets offered on a first-come first-serve  
11 basis is equal to the percent of the general university  
12 budget that is state funds."

13 2. Page 10, by inserting after line 35 the  
14 following:

15 "As a condition of the appropriation made in this  
16 paragraph, the state board of regents shall provide  
17 that tickets to athletic events and other events  
18 sponsored by the university that are for sale to the  
19 general public are allocated so that the percent of  
20 these tickets offered on a first-come first-serve  
21 basis is equal to the percent of the general university  
22 budget that is state funds."

23 3. Page 11, by inserting after line 16 the  
24 following:

25 "As a condition of the appropriation made in this  
26 subsection, the state board of regents shall provide  
27 that tickets to athletic events and other events  
28 sponsored by the university that are for sale to the  
29 general public are allocated so that the percent of  
30 these tickets offered on a first-come first-serve  
31 basis is equal to the percent of the general university  
32 budget that is state funds."

H-4110 FILED MAY 9, 1983

BY GROTH of Buena Vista

*W/O 5/11/83 (p. 2027)*

SENATE FILE 533

H-4126

1 Amend the amendment H-4110 to Senate File 533,  
2 as amended, passed, and reprinted by the Senate, as  
3 follows:

4 1. Page 1, by striking lines 11 and 12 and  
5 inserting in lieu thereof the following: "basis is  
6 equal to the percent of the athletic program budget,  
7 not including physical education programs, that is  
8 state funds."

9 2. Page 1, by striking lines 21 and 22 and  
10 inserting in lieu thereof the following: "basis is  
11 equal to the percent of the athletic program budget,  
12 not including physical education programs, that is  
13 state funds."

14 3. Page 1, by striking lines 31 and 32 and  
15 inserting in lieu thereof the following: "basis is  
16 equal to the percent of the athletic program budget,  
17 not including physical education programs, that is  
18 state funds."

H-4126 FILED MAY 10, 1983

BY VARN of Johnson

*Placed out of order 5/11/83 (p. 2027)*

SENATE FILE 533

H-4112

1 Amend Senate File 533 as follows:

2 1. Page 8, by striking line 18 and inserting in  
3 lieu thereof the following:

4 "(1) For salaries, support,"

5 2. Page 8, by striking line 28 and inserting in  
6 lieu thereof the following:

7 "of diabetes mellitus ..... \$106,271,328

8 (2) For purchases of motor

9 fuel and special fuel ..... \$ 303,250".

10 3. Page 10, by striking lines 33 through 35 and  
11 inserting in lieu thereof the following:

12 "(1) For salaries, support,

13 maintenance, equipment and

14 miscellaneous purposes ..... \$ 87,307,345

15 (2) For purchases of motor

16 fuel and special fuel ..... \$ 108,265".

17 4. Page 11, by striking lines 14 through 16 and  
18 inserting in lieu thereof the following:

19 "(1) For salaries, support,

20 maintenance, equipment, and

21 miscellaneous purposes ..... \$ 34,088,425

22 (2) For purchases of motor

23 fuel and special fuel ..... \$ 303,250".

24 5. Page 11, by striking lines 19 through 21 and  
25 inserting in lieu thereof the following:

26 "(1) For salaries, support,

27 maintenance, and miscellaneous

28 purposes ..... \$ 4,199,342

29 (2) For purchases of motor

30 fuel and special fuel ..... \$ 13,637".

31 6. Page 11, by striking lines 24 through 26 and  
32 inserting in lieu thereof the following:

33 "(1) For salaries, support,

34 maintenance, and miscellaneous

35 purposes ..... \$ 2,282,861

36 (2) For purchases of motor

37 fuel and special fuel ..... \$ 8,550".

BY OSTERBERG of Linn  
BRANSTAD of Winnebago  
KOENIGS of Mitchell  
OXLEY of Linn  
MC INTEE of Black Hawk

H-4112 FILED MAY 9, 1983

*11/05 5/11/83 (p. 2026)*

SENATE FILE 533

H-4129

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 13, by striking lines 4 and 5 and inserting  
4 in lieu thereof the following:  
5 "Committee members shall be reimbursed for actual  
6 and necessary expenses".

BY DODERER of Johnson  
ARNOULD of Scott  
KREWSON of Polk  
DAGGETT of Taylor

H-4129 FILED MAY 10, 1983

*Adopted 5/11/83 (p. 2029)*

SENATE FILE 533

H-4137

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 3, by inserting after line 4 the following:  
4 "Sec. \_\_\_\_ . There is appropriated from the funds  
5 appropriated to the Iowa college aid commission in  
6 section 2 of this Act, an amount sufficient to make  
7 payments to individuals who were eligible to receive  
8 a tuition grant during any of the fiscal years  
9 beginning July 1, 1980 and ending June 30, 1983 but  
10 were found ineligible because they transferred from  
11 one accredited private institution to another but  
12 failed to notify the college aid commission of the  
13 transfer by the deadline date imposed by the  
14 commission. The amount of a payment is equal to the  
15 amount of the tuition grant that would have been  
16 received by an eligible recipient pursuant to section  
17 261.12. The college aid commission shall publish  
18 information about the eligibility for the payments  
19 under this section and shall determine the names of  
20 those individuals eligible to receive payments. Upon  
21 the receipt of proof from an eligible individual that  
22 the individual was admitted and in attendance at the  
23 accredited private institution for a semester or the  
24 trimester equivalent, the college aid commission shall  
25 make the payments."  
26 2. By numbering and renumbering sections as  
27 necessary.

H-4137 FILED MAY 10, 1983

*Adopted 5/11 (p. 2025)*

BY SCHROEDER of Pottawattamie

SENATE FILE 533

H-4114

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 5, by striking lines 30 through 33.  
4 2. Page 6, by striking line 3 and inserting in  
5 lieu thereof the following:  
6 "software clearinghouse ..... \$ 10,000".  
7 3. Page 6, by striking line 8 and inserting in  
8 lieu thereof the following:  
9 "tion 280A.2 ..... \$56,255,501".  
10 4. Page 12, by striking lines 17 through 20 and  
11 inserting in lieu thereof the following: "that case,  
12 an appropriation equal to this amount may be considered  
13 by the general assembly meeting in 1984 to pay a  
14 portion of the costs of construction".

H-4114 FILED MAY 10, 1983 BY COMMITTEE ON APPROPRIATIONS  
*Adopted as amended by 4154 5/11/83 (p. 2024)*

SENATE FILE 533

H-4118

1 Amend Senate File 533, as amended, passed and  
2 reprinted by the Senate, as follows:  
3 1. Page 7, by inserting after line 2 the following:  
4 "\_\_\_\_. TEACHER CENTER  
5 To provide for operation of  
6 the area 7 teacher center ..... \$90,000".

H-4118 FILED MAY 10, 1983 BY SHOULTZ of Black Hawk  
*Lost 5/11 (p. 2026)*

SENATE FILE 533

H-4124

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 13, by inserting after line 30 the  
4 following section:  
5 "Sec. \_\_\_\_ Section 261.36, subsection 6, Code  
6 1983, is amended to read as follows:  
7 6. Approve financial or credit institutions,  
8 insurance companies or other lenders as eligible  
9 lenders upon their meeting the standards established  
10 by the commission for making guaranteed loans.  
11 However, the commission shall not establish standards  
12 for approval of financial or credit institutions that  
13 deny approval because an institution also uses a  
14 private nonprofit corporation located outside this  
15 state to guarantee loans of Iowa students."  
16 2. By numbering and renumbering sections as  
17 necessary.

H-4124 FILED MAY 10, 1983 BY SCHROEDER of Pottawattamie  
*H/D 5/11 (p. 2030)*

SENATE FILE 533

H-4145

1 Amend the amendment H-4114 to Senate File 533,  
2 as amended, passed, and reprinted by the Senate, as  
3 follows:  
4 1. Page 1, by striking lines 7, 8, and 9 and  
5 inserting in lieu thereof the following:  
6 "\_\_\_\_. Page 6, line 15, by inserting after the  
7 word "instruction." the following: "The formula shall  
8 provide each merged area school with the same amount  
9 of state financial aids as the area school received  
10 during the fiscal year beginning July 1, 1982 and  
11 ending June 30, 1983 and a proportionate amount of  
12 the remaining funds appropriated in this paragraph.  
13 The remaining funds shall be allocated to each area  
14 school based upon the proportion that the student  
15 contact hours of enrollment eligible to receive general  
16 state financial aid for the area school for the fiscal  
17 year beginning July 1, 1982 and ending June 30, 1983  
18 bears to the total number of student contact hours  
19 of enrollment for all area schools for the fiscal  
20 year beginning July 1, 1982 and ending June 30, 1983."

BY GROTH of Buena Vista  
OLLIE of Clinton  
HAVERLAND of Polk

H-4145 FILED MAY 10, 1983  
*11/25 5/11/83 (p. 2024)*

SENATE FILE 533 (H-4144)  
FISCAL NOTE

REQUESTED BY REPRESENTATIVE VARN

In compliance with a written request received May 11, 1983, there is hereby submitted a Fiscal Note for H-4144 to Senate File 533 pursuant to Joint Rule 17. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

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Amendment H-4144 to Senate File 533 would make as a condition to the appropriation to the State University of Iowa that at least twenty percent of the tickets available for sale to the general public shall be sold without requiring that the purchaser has contributed to a program or facility of the University.

There would be no immediate impact upon any state funds. The potential impact would be that amount requested by the Regents to replace lost contributions resulting from this amendment. In FY 1982 the University received \$2.6 million in private donations to the athletic program which could potentially be reduced if this amendment is adopted.

(1667.X01, 83-516, GPD)

FILED MAY 11, 1983

BY DENNIS PROUTY, FISCAL DIRECTOR

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H-4144

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 28 the  
4 following:

5 "As a condition of the appropriation made in this  
6 paragraph, the institution shall adopt an allocation  
7 policy for tickets for sale to the general public  
8 to athletic events and other events that provides  
9 that at least twenty percent of the tickets available  
10 for sale to the general public for an event shall  
11 be sold without requiring that the purchaser has  
12 contributed to a program or facility of the university.  
13 Not more than four of these tickets shall be sold  
14 to a single purchaser."

BY GROTH of Buena Vista	and by WOODS of Polk
KREWSON of Polk	GRONINGA of Cerro Gordo
SHOULTZ of Black Hawk	COREY of Louisa
McKEAN of Jones	DAGGETT of Taylor
COPENHAVER of Buchanan	VAN CAMP of Scott
HAVERLAND of Polk	JOCHUM of Dubuque
PEICK of Linn	BLACK of Jasper
BRANSTAD of Winnebago	SKOW of Guthrie
ARNOULD of Scott	KOENIGS of Mitchell
STURGEON of Woodbury	KNAPP of Dubuque
JAY of Appanoose	BLANSHAN of Greene
HUGHES of Union	GRUHN of Dickinson
CARTER of Henry	FOGARTY of Palo Alto
MAULSBY of Calhoun	COCHRAN of Webster
O'KANE of Woodbury	FEY of Scott
GRONSTAL of Pottawattamie	ANDERSON of Audubon
CONNOLLY of Dubuque	HALVORSON of Webster
OLLIE of Clinton	SWARTZ of Marshall
RENAUD of Polk	PARKER of Jasper
HERMANN of Scott	COOPER of Lucas
RENKEN of Grundy	SCHNEKLOTH of Scott
PAULIN of Plymouth	
SHERZAN of Polk	

FILED MAY 10, 1983

*pk/d 5/11/83 (p. 20 27)*

H-4154

- 1 Amend the committee amendment H-4114, to Senate
- 2 File 533 as follows:
- 3 1. By striking line 9 and inserting in lieu
- 4 thereof the following:
- 5 "tion 280A.2 .....\$56,405,501".

BY JOCHUM of Dubuque  
 PONCY of Wapello  
 GROTH of Buena Vista

H-4154 FILED MAY 11, 1983  
 ADOPTED (p. 2024)

SENATE FILE 533

H-4175

- 1 Amend Senate File 533 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 13, by striking lines 4 through 8.

H-4175 FILED MAY 11, 1983 BY ZIMMERMAN of Dallas  
 LOST (p. 2030)

SENATE FILE 533

H-4178

- 1 Amend Senate File 533, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, line 15, by inserting after the word
- 4 "instruction." the following: "The formula shall
- 5 provide each merged area school with the same amount
- 6 of state financial aids as the area school received
- 7 during the fiscal year beginning July 1, 1982 and
- 8 ending June 30, 1983 and a proportionate amount of
- 9 the remaining funds appropriated in this paragraph.
- 10 The remaining funds shall be allocated to each area
- 11 school based upon the proportion that the student
- 12 contact hours of enrollment eligible to receive general
- 13 state financial aid for the area school for the fiscal
- 14 year beginning July 1, 1982 and ending June 30, 1983
- 15 bears to the total number of student contact hours
- 16 of enrollment for all area schools for the fiscal
- 17 year beginning July 1, 1982 and ending June 30, 1983."

H-4178 FILED MAY 11, 1983 BY GROTH of Buena Vista  
 ADOPTED as amended by 4/89 5/11 (p. 2030)

SENATE FILE 533

H-4189

- 1 Amend amendment H-4178 to Senate File 533 as
- 2 amended, passed and reprinted by the Senate as follows:
- 3 1. Page 1, line 6, by striking the word "area" and
- 4 inserting in lieu thereof the words "merged area".
- 5 2. Page 1, line 10, by striking the word "area" and
- 6 inserting in lieu thereof the words "merged area".
- 7 3. Page 1, line 13, by striking the word "area" and
- 8 inserting in lieu thereof the words "merged area".
- 9 4. Page 1, line 16, by striking the word "area" and
- 10 inserting in lieu thereof the words "merged area".

H-4189 FILED MAY 11, 1983 BY OLLIE of Clinton  
 ADOPTED BY UNANIMOUS CONSENT (p. 2030)

SENATE FILE 533

H-4143

1 Amend Senate File 533 as follows:

2 1. Page 8, by striking line 18 and inserting in  
3 lieu thereof the following:

4 "(1) For salaries, support,"

5 2. Page 8, by striking line 28 and inserting in  
6 lieu thereof the following:

7 "of diabetes mellitus ..... \$106,523,328

8 (2) For purchases of motor  
9 fuel and special fuel ..... \$ 101,083".

10 3. Page 10, by striking lines 33 through 35 and  
11 inserting in lieu thereof the following:

12 "(1) For salaries, support,  
13 maintenance, equipment and  
14 miscellaneous purposes ..... \$ 87,305,496

15 (2) For purchases of motor  
16 fuel and special fuel ..... \$ 109,358".

17 4. Page 11, by striking lines 14 through 16 and  
18 inserting in lieu thereof the following:

19 "(1) For salaries, support,  
20 maintenance, equipment, and  
21 miscellaneous purposes ..... \$ 34,339,727

22 (2) For purchases of motor  
23 fuel and special fuel ..... \$ 21,546".

24 5. Page 11, by striking lines 19 through 21 and  
25 inserting in lieu thereof the following:

26 "(1) For salaries, support,  
27 maintenance, and miscellaneous  
28 purposes ..... \$ 4,199,342

29 (2) For purchases of motor  
30 fuel and special fuel ..... \$ 13,637".

31 6. Page 11, by striking lines 24 through 26 and  
32 inserting in lieu thereof the following:

33 "(1) For salaries, support,  
34 maintenance, and miscellaneous  
35 purposes ..... \$ 2,282,861

36 (2) For purchases of motor  
37 fuel and special fuel ..... \$ 8,550".

BY OSTERBERG of Linn  
BRANSTAD of Winnebago  
KOENIGS of Mitchell  
OXLEY of Linn

4143 FILED MAY 10, 1983  
A - Adopted 5/11/83 (p. 2027)  
B - Adopted (p. 2027)

HOUSE AMENDMENT TO SENATE FILE 533

S-3919

1 Amend Senate File 533, as amended, passed, and  
2 reprinted by the Senate, as follows:

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

4 "Sec. \_\_\_\_ . There is appropriated from the funds  
5 appropriated to the Iowa college aid commission in  
6 section 2 of this Act, an amount sufficient to make  
7 payments to individuals who were eligible to receive  
8 a tuition grant during any of the fiscal years  
9 beginning July 1, 1980 and ending June 30, 1983 but  
10 were found ineligible because they transferred from  
11 one accredited private institution to another but  
12 failed to notify the college aid commission of the  
13 transfer by the deadline date imposed by the  
14 commission. The amount of a payment is equal to the  
15 amount of the tuition grant that would have been  
16 received by an eligible recipient pursuant to section  
17 261.12. The college aid commission shall publish  
18 information about the eligibility for the payments  
19 under this section and shall determine the names of  
20 those individuals eligible to receive payments. Upon  
21 the receipt of proof from an eligible individual that  
22 the individual was admitted and in attendance at the  
23 accredited private institution for a semester or the  
24 trimester equivalent, the college aid commission shall  
25 make the payments."

26 2. Page 5, by striking lines 30 through 33.

27 3. Page 6, by striking line 3 and inserting in  
28 lieu thereof the following:

29 "software clearinghouse ..... \$ 10,000".

30 4. Page 6, by striking line 8 and inserting in  
31 lieu thereof the following:

32 "tion 280A.2 ..... \$56,405,501".

33 5. Page 6, line 15, by inserting after the word  
34 "instruction." the following: "The formula shall  
35 provide each merged area school with the same amount  
36 of state financial aids as the merged area school  
37 received during the fiscal year beginning July 1,  
38 1982 and ending June 30, 1983 and a proportionate  
39 amount of the remaining funds appropriated in this  
40 paragraph. The remaining funds shall be allocated  
41 to each merged area school based upon the proportion  
42 that the student contact hours of enrollment eligible  
43 to receive general state financial aid for the merged  
44 area school for the fiscal year beginning July 1,  
45 1982 and ending June 30, 1983 bears to the total  
46 number of student contact hours of enrollment for  
47 all merged area schools for the fiscal year beginning  
48 July 1, 1982 and ending June 30, 1983."

49 6. Page 8, by striking line 18 and inserting in  
50 lieu thereof the following:

S-3919  
PAGE 2

- 1 "(1) For salaries, support,"  
2 7. Page 8, by striking line 28 and inserting in  
3 lieu thereof the following:  
4 "of diabetes mellitus ..... \$106,523,328  
5 (2) For purchases of motor  
6 fuel and special fuel ..... \$ 101,083".  
7 8. Page 10, by striking lines 33 through 35 and  
8 inserting in lieu thereof the following:  
9 "(1) For salaries, support,  
10 maintenance, equipment and  
11 miscellaneous purposes ..... \$ 87,305,496  
12 (2) For purchases of motor  
13 fuel and special fuel ..... \$ 109,358".  
14 9. Page 11, by striking lines 14 through 16 and  
15 inserting in lieu thereof the following:  
16 "(1) For salaries, support,  
17 maintenance, equipment, and  
18 miscellaneous purposes ..... \$ 34,339,727  
19 (2) For purchases of motor  
20 fuel and special fuel ..... \$ 21,546".  
21 10. Page 11, by striking lines 19 through 21 and  
22 inserting in lieu thereof the following:  
23 "(1) For salaries, support,  
24 maintenance, and miscellaneous  
25 purposes ..... \$ 4,199,342  
26 (2) For purchases of motor  
27 fuel and special fuel ..... \$ 13,637".  
28 11. Page 11, by striking lines 24 through 26 and  
29 inserting in lieu thereof the following:  
30 "(1) For salaries, support,  
31 maintenance, and miscellaneous  
32 purposes ..... \$ 2,282,861  
33 (2) For purchases of motor  
34 fuel and special fuel ..... \$ 8,550".  
35 12. Page 12, by striking lines 17 through 20 and  
36 inserting in lieu thereof the following: "that case,  
37 an appropriation equal to this amount may be considered  
38 by the general assembly meeting in 1984 to pay a  
39 portion of the costs of construction".  
40 13. Page 13, by striking lines 4 and 5 and inserting  
41 in lieu thereof the following:  
42 "Committee members shall be reimbursed for actual  
43 and necessary expenses".  
44 14. Renumbering sections as necessary.

S-3919 FILED  
MAY 12, 1983

RECEIVED FROM THE HOUSE

*Senate amended & concurred 5/12/83 (7. 1717)*

SENATE FILE 533

S-3928

- 1 Amend amendment S-3919 to Senate File 533 as  
2 amended, passed, and reprinted by the Senate as  
3 follows:  
4 1. Page 1, line 6, by striking the words and  
5 figure "2 of this Act" and inserting in lieu thereof  
6 the word and figures "261.25, subsection 1".  
7 2. Page 1, line 32, by striking the figure  
8 "56,405,501" and inserting in lieu thereof the figure  
9 "56,455,501".  
10 3. By striking page 1, line 49, through page 2,  
11 line 34, and inserting in lieu thereof the following:  
12 "\_\_\_\_. Page 8, line 28, by striking the figure  
13 "106,649,328" and inserting in lieu thereof the figure  
14 "106,624,411".  
15 "\_\_\_\_. Page 10, line 35, by striking the figure  
16 "87,436,286" and inserting in lieu thereof the figure  
17 "87,414,854".  
18 "\_\_\_\_. Page 11, line 16, by striking the figure  
19 "34,366,425" and inserting in lieu thereof the figure  
20 "34,361,273".  
21 "\_\_\_\_. Page 11, line 21, by striking the figure  
22 "4,216,568" and inserting in lieu thereof the figure  
23 "4,212,979".  
24 "\_\_\_\_. Page 11, line 26, by striking the figure  
25 "2,293,661" and inserting in lieu thereof the figure  
26 "2,291,411".  
27 4. Page 2, by striking lines 40 through 43.  
28 5. By renumbering as necessary.

S-3928 FILED  
MAY 12, 1983  
ADOPTED (p. 1717)

BY WALLY HORN  
BILL HUTCHINS  
BASS VAN GILST

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 533  
H-4225

1 Amend amendment S-3919 to Senate File 533 as  
2 amended, passed, and reprinted by the Senate as  
3 follows:

4 1. Page 1, line 6, by striking the words and  
5 figure "2 of this Act" and inserting in lieu thereof  
6 the word and figures "261.25, subsection 1".

7 2. Page 1, line 32, by striking the figure  
8 "56,405,501" and inserting in lieu thereof the figure  
9 "56,455,501".

10 3. By striking page 1, line 49, through page 2,  
11 line 34, and inserting in lieu thereof the following:  
12 " . Page 8, line 28, by striking the figure  
13 "106,649,328" and inserting in lieu thereof the figure  
14 "106,624,411".

15 . Page 10, line 35, by striking the figure  
16 "87,436,286" and inserting in lieu thereof the figure  
17 "87,414,854".

18 . Page 11, line 16, by striking the figure  
19 "34,366,425" and inserting in lieu thereof the figure  
20 "34,361,273".

21 . Page 11, line 21, by striking the figure  
22 "4,216,568" and inserting in lieu thereof the figure  
23 "4,212,979".

24 . Page 11, line 26, by striking the figure  
25 "2,293,661" and inserting in lieu thereof the figure  
26 "2,291,411".

27 4. Page 2, by striking lines 40 through 43.

28 5. By renumbering as necessary.

H-4225 FILED MAY 12, 1983  
CONCURRED

RECEIVED FROM THE SENATE

*Have concurred 5/12/83 (A 2119)*



OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

TERRY E. BRANSTAD  
GOVERNOR

June 3, 1983

The Honorable Mary Jane Odell  
Secretary of State  
State Capitol Building  
L O C A L

Dear Madam Secretary:

I hereby transmit Senate File 533, an act relating to and making appropriations to agencies, institutions, commissions, departments, and boards responsible for education programs of this state.

Senate File 533 is approved June 3, 1983, with the following exceptions which I hereby disapprove.

I am unable to approve the item designated in the Act as Section 6, which reads as follows:

Sec. 6. There is appropriated from the funds appropriated to the Iowa college aid commission in section 261.25, subsection 1, an amount sufficient to make payments to individuals who were eligible to receive a tuition grant during any of the fiscal years beginning July 1, 1980 and ending June 30, 1983 but were found ineligible because they transferred from one accredited private institution to another but failed to notify the college aid commission of the transfer by the deadline date imposed by the commission. The amount of a payment is equal to the amount of the tuition grant that would have been received by an eligible recipient pursuant to section 261.12. The college aid commission shall publish information about the eligibility for the payments under this section and shall determine the names of those individuals eligible to receive payments. Upon the receipt of proof from an eligible individual that the individual was admitted and in attendance at the accredited private institution for a semester or the trimester equivalent, the college aid commission shall make the payments.

The Honorable Mary Jane Odell  
June 3, 1983  
Page 2

I am unable to approve that portion of Section 8, Subsection 12, paragraph a, which reads as follows:

Notwithstanding section 8.33, unencumbered or unobligated funds appropriated in 1981 Iowa Acts, chapter 8, section 8, subsection 10, paragraph c, for the fiscal year beginning July 1, 1982 and ending June 30, 1983 are appropriated to the department of public instruction for the fiscal year beginning July 1, 1983 and ending June 30, 1984, to be allocated to the merged area schools for general aid purposes.

Section 6 was a last minute legislative addition to Senate File 533. This section directs the Iowa College Aid Commission to reinstate Iowa tuition grants which were withdrawn over the past three years because the recipients neglected to inform the Commission of a college transfer by the date required for reporting a transfer. The Commission would be required to make these payments out of funds appropriated for future tuition grants. The Commission must also determine the names of those eligible for the payments and publicize the eligibility information.

The Iowa tuition grant program has been immensely successful in providing Iowa students with the financial ability to study at Iowa's fine private colleges and universities. Last year, over 10,000 Iowa students received a tuition grant. I strongly support this program and I am pleased that the legislature included in this bill my recommendation to substantially increase funding for it.

Because of the sizeable participation in this program, the Commission is forced to set deadlines and to require conformance with the terms of the tuition grant award. Indeed, in order to efficiently and fairly handle the more than 30,000 student documents received each year, the Commission must establish orderly procedures and deadlines for the program. One of these deadlines relates to the transfer notification.

Students receiving tuition grants are allowed to transfer from one college to another while retaining their grant. However, the Commission staff is then required to recalculate the revised amount of the grant, since grant amounts are based

The Honorable Mary Jane Odell  
June 3, 1983  
Page 3

upon college costs. In order to recalculate the grant, the Commission must be notified of the transfer. Otherwise the grant will be sent to the original college, which will in turn notify the Commission that the student is not enrolled. As a result, the tuition grant will be withdrawn and the award will be made to another student. In short, the student must notify the Commission of a transfer in order to avoid losing a grant award.

In addition, the Commission's administrative rules clearly state that the student, to be eligible for a grant award, must meet the terms and conditions of the grant award. Indeed, the grant award to all students clearly specifies that any change in college must be reported to the Commission and failure to do so may result in the loss of the award.

This provision of Senate File 533 at issue here thus attempts to void the transfer notification condition of the tuition grant awards for the last three years. I cannot approve Section 6 for the following reasons.

1) The retroactive funding for these tuition grants will reduce next year's tuition grant appropriation. The fiscal estimates of this provision are as high as \$80,000 for each of the last three years. Thus, Section 6 could deny up to \$240,000 in tuition grants to needy students planning to go to a private college this fall. It would be unfair to penalize future students for the failure of past students to abide by the terms of their grant awards.

2) Many of the needy students who failed to receive a tuition grant because of the failure to provide a transfer notification were still able to be helped with federal or college funds. Moreover, federal or college student aid rules could require the repayment of the federal or college aid received upon the receipt of the retroactive tuition grant award. Thus, Section 6 of this bill could give the students an administrative headache and little financial assistance.

The Honorable Mary Jane Odell  
June 3, 1983  
Page 4

3) This provision of Senate File 533 would place an additional administrative burden on both the College Aid Commission and the private colleges. Section 6 would require the Commission and the private schools to spend a sizeable amount of time reconstructing records of students who may no longer be enrolled. This would be an additional administrative task for private colleges during an extremely busy time of the year for financial aid staff. The time spent trying to reconstruct records of students who may not be enrolled in the fall will detract from the attention that can be given to new students with financial needs.

4) The transfer notification deadline does not appear to be unreasonable. It is needed to fairly and efficiently award grants to the thousands of Iowa students who apply for them. Moreover, the notification deadline is plainly spelled out to the student on the grant award and has been well-publicized. There would appear to be no reasonable excuse to violate the notification requirement.

While students and parents may occasionally get frustrated by particular procedures, they are needed for consistency and fairness. And no single rule violation should be singled out for special treatment. If rule changes are needed, it would be far better to work with the Commission to revise them than to tie retroactive rule changes to appropriations for new students.

The appropriation for the merged area schools contains a provision which would allow area schools to retain the unspent portion of their additional fiscal year 1983 utility and fuel funds for expenditure in fiscal year 1984. I am unable to approve that provision because it would result in inequitable treatment of utility budgets for state-funded agencies and institutions.

In 1981, the legislature appropriated \$600,000 for fiscal year 1982 and 1983 in additional utility and fuel funds for the area schools. These funds were intended to pay for any utility and fuel costs that were larger than expected. Due to a slower than expected rise in utility costs over the past year, up to \$300,000 of the special utility appropriation will not be spent this fiscal year.

The Honorable Mary Jane Odell  
June 3, 1983  
Page 5

Ordinarily, that amount would revert to the state's general fund. However, this portion of Senate File 533 allows the area schools to retain the unspent funds and to roll them into the base upon which future budgets will be built.

Many state agencies experienced a similar surplus of utility appropriations and these extra funds are being reverted to the state's general fund. Indeed, the Board of Regents will be reverting over \$6 million to the general fund, most of which is the result of unspent utility funds. These reversions are welcome since they will provide a needed boost to the state's strained budget. State fiscal demands prevent an exemption of merged area schools from these utility reversions.

Moreover, while I understand the fiscal concerns of area schools, I question whether the merged area schools need to be singled out for this special treatment. The state has historically attempted to treat the area schools and the Regents institutions similarly when funding operational budgets. Indeed, my budget applied the same budgetary guidelines to the area school operational budgets as those applied to the Regents. However, the legislature reduced the Regents fiscal year 1984 utility budget significantly below my requests while increasing the merged area budget by \$400,000 over my recommendation. Since there is no evidence of significantly higher fuel rates for area schools than those paid by the Regents institutions, there would appear to be little reason to exempt the area schools from reverting their unspent utility funds to the state.

For the above 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 533 are hereby approved as of this date.

Very truly yours,



Terry E. Branstad  
Governor

TEB/ps

cc: Secretary of the Senate  
Chief Clerk of the House

SENATE FILE 533

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO AGENCIES, INSTITUTIONS, COMMISSIONS, DEPARTMENTS, AND BOARDS RESPONSIBLE FOR EDUCATION PROGRAMS OF THIS STATE.

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

Section 1. There is appropriated from the general fund of the state to the Iowa commission for the blind for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the following amount, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

1983-1984  
Fiscal Year

IOWA COMMISSION FOR THE  
BLIND

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 1,053,027

Sec. 2. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the following amount, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

1983-1984  
Fiscal Year

IOWA COLLEGE AID COMMISSION

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 402,881

Sec. 3.

1. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the sum of thirty thousand (30,000) dollars, or so much thereof as may be necessary, to be used for the purposes provided in sections 261.26 and 261.27. Notwithstanding section 261.27, the funds appropriated by this section shall be allocated to each of the classes of students which received funds during the fiscal year beginning July 1, 1980, which includes the fourth year class for the fiscal year beginning July 1, 1983.

2. In addition to the requirements of sections 261.26 and 261.27, the availability of funds appropriated by this section is subject to the following condition. The funds appropriated for fiscal year 1983-1984 shall not be released until delivery to the legislative fiscal bureau of the June 30, 1983, financial audits, conducted by an independent third party, of the participating colleges of optometry.

Sec. 4.

1. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the sum of seven hundred eighty-four thousand (784,000) dollars, or so much thereof as may be necessary, to be paid to the college of osteopathic medicine and surgery for the subvention program created pursuant to sections 261.18 and 261.19.

Notwithstanding section 261.19, for each fiscal year of the fiscal biennium beginning July 1, 1983, the subvention shall be used for the admission and education of students enrolled in each of the four years of classes in the college of osteopathic medicine and surgery.

2. In addition to the requirements of sections 261.18 and 261.19, the availability of funds appropriated by this section is subject to the condition that one-half of the funds appropriated for fiscal year 1983-1984 shall not be released until delivery to the legislative fiscal bureau of the June

30, 1983, financial audits, conducted by an independent third party, of the college of osteopathic medicine and surgery.

Sec. 5. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1983, and ending June 30, 1984, the sum of twenty-five thousand (25,000) dollars, or so much thereof as may be necessary, to provide for a national guard education program. Funds shall only be expended for Iowa residents who are enlisted members in good standing in the Iowa national guard who are enrolled as undergraduates in Iowa post-secondary educational institutions. Funds expended on behalf of each full-time undergraduate student shall not exceed two hundred fifty dollars per year. Funds expended on behalf of each half-time undergraduate student shall not exceed one hundred twenty-five dollars per year.

Sec. 6. There is appropriated from the funds appropriated to the Iowa college aid commission in section 261.25, subsection 1, an amount sufficient to make payments to individuals who were eligible to receive a tuition grant during any of the fiscal years beginning July 1, 1980 and ending June 30, 1983 but were found ineligible because they transferred from one accredited private institution to another but failed to notify the college aid commission of the transfer by the deadline date imposed by the commission. The amount of a payment is equal to the amount of the tuition grant that would have been received by an eligible recipient pursuant to section 261.12. The college aid commission shall publish information about the eligibility for the payments under this section and shall determine the names of those individuals eligible to receive payments. Upon the receipt of proof from an eligible individual that the individual was admitted and in attendance at the accredited private institution for a semester or the trimester equivalent, the college aid commission shall make the payments.

Sec. 7. There is appropriated from the general fund of the state to the state educational radio and television facility board for the fiscal year beginning July 1, 1983 and ending June 30, 1984 the following amount, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

1983-1984  
Fiscal Year

STATE EDUCATIONAL RADIO AND  
TELEVISION FACILITY BOARD

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 6,020,139

Sec. 8. There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the following amounts, or so much thereof as may be necessary, to be used in the manner designated:

1983-1984  
Fiscal Year

1. GENERAL OFFICE ADMINISTRATION

a. For salaries, support, maintenance, and miscellaneous purposes ..... \$ 3,657,936  
b. For fire service education ..... \$ 200,000

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 896,125

3. VOCATIONAL EDUCATION

For vocational education aid to secondary schools ..... \$ 3,622,000

Funds appropriated by this subsection are to be used for aid to school districts for development and the conduct of both continuing and new vocational programs, services and activities of vocational education through secondary schools, and for aid to existing jointly administered secondary vocational education programs, in accordance with chapters 258 and 280A, to purchase instructional equipment for vocational and technical courses of instruction in such schools, and to match federal reimbursement for continuing and new secondary vocational programs.

4. VOCATIONAL REHABILITATION

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 2,746,385

5. PROFESSIONAL TEACHING PRACTICES COMMISSION

For the use of the professional teaching practices commission to carry out the provisions of chapter 272A ..... \$ 57,945

6. VOCATIONAL YOUTH ORGANIZATION FUND

To carry out the provisions of section 258.14 ..... \$ 10,000

7. SCHOOL FOOD SERVICE

For the purpose of providing assistance to students enrolled in public school districts and nonpublic schools of the state for breakfasts, lunches and minimal equipment programs with the funds being used as state matching funds for federal pro-

grams and which shall be disbursed according to federal regulations ..... \$ 3,300,000

8. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide funds for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1. Such funding shall be limited to ten dollars per pupil and shall not exceed the comparable services offered to resident public school pupils ..... \$ 400,000

9. SCHOOL BUDGET REVIEW COMMITTEE

To carry out the provisions of section 442.13 ..... \$ 30,000

10. NON-ENGLISH SPEAKING

To provide funding to public schools and for nonpublic school students for special instruction for non-English speaking students as provided in section 280.4 ..... \$ 200,000

11. COMPUTER SOFTWARE CLEARINGHOUSE

To provide funding for planning for a computer software clearinghouse ..... \$ 10,000

12. MERGED ARRA SCHOOLS

a. For general state financial aid to merged areas as defined in section 280A.2 ..... \$ 56,455,501

It is the intent of the general assembly that funds appropriated in this paragraph shall be used only for allocation to merged area schools for general aid purposes. Funds appropriated in this paragraph shall not be allocated to the merged area schools pursuant to chapter 286A, but shall be allocated by a formula approved by the state board of public instruction. The formula shall provide each merged area school with the same amount of state financial aids as the merged area school received during the fiscal year beginning July 1, 1982 and ending June 30, 1983 and a proportionate amount of the remaining funds appropriated in this paragraph. The remaining funds shall be allocated to each merged area school based upon the proportion that the student contact hours of enrollment eligible to receive general state financial aid for the merged area school for the fiscal year beginning July 1, 1982 and ending June 30, 1983 bears to the total number of student contact hours of enrollment for all merged area schools for the fiscal year beginning July 1, 1982 and ending June 30, 1983. Notwithstanding section 8.33, unencumbered or unobligated funds appropriated in 1981 Iowa Acts, chapter 8, section 8, subsection 10, paragraph c, for the fiscal year beginning July 1, 1982 and ending June 30, 1983 are appropriated to the department of public instruction for the fiscal year beginning July 1, 1983 and ending June 30, 1984, to be allocated to the merged area schools for general aid purposes.

b. To provide funds for matching federal reimbursement for continuing and new vocational education programs in merged area schools in accordance with chapter 258 and chapter 280A, and to purchase instructional equipment for vocational and

technical courses of instruction in such schools ..... \$ 8,700,000

c. To provide funds for the Iowa industrial start-up training program in merged area schools ..... \$ 275,000

Sec. 9. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1983 and ending June 30, 1984 the following amounts, or so much thereof as may be necessary for use for the following designated purposes, however, as a condition for the appropriation of these funds, the state board of regents, for purposes of implementing and administering collective bargaining pursuant to chapter 20, shall act as the exclusive representative of the state of Iowa with respect to its faculty, scientific, and other professional staff.

1983-1984  
Fiscal Year

1. OFFICE OF STATE BOARD  
OF REGENTS

a. For salaries, support, maintenance, equipment, and miscellaneous purposes, including state board of regents members receiving a per diem, not to exceed forty dollars per day ..... \$ 439,970

Funds appropriated to the state board of regents shall be allocated to the institutions to be used for instructional purposes and direct instructional support.

b. For western Iowa continuing education ..... \$ 100,000

c. 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 amounts as may be necessary to reimburse the 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 ..... \$ 13,270,000

d. For support of the quad cities graduate study center ..... \$ 7,300

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory.

For salaries, support, maintenance, equipment, and miscellaneous purposes and for the pediatric department of the college of medicine to continue to fund the program of research at the current level in the cause, course, treatment, cure, and management of diabetes mellitus ..... \$106,624,411

b. University hospitals

(1) For salaries, support, maintenance, equipment,

and miscellaneous purposes; for medical and surgical treatment of indigent patients as provided in chapter 255 ..... \$ 24,702,138

(2) For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants, to carry out chapter 148C for the family practice program ..... \$ 1,382,080

c. As a condition of the appropriation made in paragraph b, funds appropriated in this section shall not be used to perform abortions except medically necessary abortions, and shall not be used to operate the early termination of pregnancy clinic except for the performance of medically necessary abortions. For the purpose of this paragraph, an abortion is the purposeful interruption of pregnancy with the intention other than to produce a live-born infant or to remove a dead fetus, and a medically necessary abortion is one performed under one of the following conditions:

(1) The attending physician certifies that continuing the pregnancy would endanger the life of the pregnant woman.

(2) The attending physician certifies that the fetus is physically deformed, mentally deficient, or afflicted with a congenital illness.

(3) The pregnancy is the result of a rape which is reported within forty-five days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(4) The pregnancy is the result of incest which is reported within one hundred fifty days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(5) The abortion is a spontaneous abortion, commonly known as a miscarriage, wherein not all of the products of conception are expelled.

d. As a condition of the appropriation made in paragraph b, it is the intent of the general assembly that before the general assembly authorizes the issuance of additional bonds under chapter 263A, the determination of the necessity that the construction be funded by the issuance of bonds shall be made by the state board of regents in consultation with the state health facilities council, the health policy corporation of Iowa, or a similar statewide health planning agency that may exist.

e. Psychiatric hospital

For salaries, support, maintenance, equipment, and miscellaneous purposes and for the care, treatment and maintenance of committed and voluntary public patients ..... \$ 5,324,166

f. State hygienic

laboratory  
For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 2,062,641

g. Hospital school

For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 3,737,522

h. Oakdale campus

For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 1,747,295

3. IOWA STATE UNIVERSITY  
OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 87,414,854

b. Agricultural experiment station

For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 10,279,927

c. Cooperative extension service in agriculture and home economics

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 9,858,847

4. UNIVERSITY OF  
NORTHERN IOWA

For salaries, support, maintenance, equipment, and miscellaneous purposes ..... \$ 34,361,273

5. STATE SCHOOL FOR  
THE DEAF

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 4,212,979

6. IOWA BRAILLE AND  
SIGHT-SAVING SCHOOL

For salaries, support, maintenance, and miscellaneous purposes ..... \$ 2,291,411

Sec. 10. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the sum of twenty-one million one hundred nineteen thousand two hundred sixty-nine (21,119,269) dollars for fuel and electricity

purposes at institutions under the state board of regents. If the amount actually expended for fuel and electricity purposes is less than twenty-one million one hundred nineteen thousand two hundred sixty-nine (21,119,269) dollars, the difference may be used for maintenance, equipment, and miscellaneous purposes.

Sec. 11. Upon the request of the Iowa educational radio and television facility board, the executive council shall sell the property and building located at 2801 Bell avenue in Des Moines, Iowa, and used by the Iowa educational radio and television facility board. The proceeds from the sale of the property and building are appropriated to the Iowa educational radio and television facility board to pay a portion of the costs of construction of a new building for the facility board. However, the executive council may direct that the building and property located at 2801 Bell avenue in Des Moines, Iowa, be used for another state purpose. If the building and property are used for another state purpose, the executive council shall determine by independent appraisal the fair market value of the building and property and, in that case, an appropriation equal to this amount may be considered by the general assembly meeting in 1984 to pay a portion of the costs of construction of a new building for the facility board.

Sec. 12. Section 257.30, Code 1983, is amended to read as follows:

257.30 PRIVATE NONPUBLIC SCHOOL ADVISORY COMMITTEE. ~~There is hereby established a private~~ A nonpublic school advisory committee is established which shall consist of five members, to be appointed by the governor, each of them ~~shall~~ to be a citizen of the United States and a resident of the state of Iowa. The term of the members shall be four years. The duties of the committee shall be to advise the state board of public instruction on matters affecting private nonpublic schools, including but not limited to the establishment of

standards for teacher certification and the establishment of standards for, and approval of, all private nonpublic schools. Notice of meetings of the state board of public instruction shall be sent by the state board to members of the committee. ~~Committee members shall receive no compensation or expenses from public funds.~~

Committee members shall receive forty dollars per diem and shall be reimbursed for actual and necessary expenses incurred in performance of their duties. The per diem and expense money shall be paid from the appropriations to the department of public instruction.

Sec. 13. Section 261.12, subsection 1, paragraph b, Code 1983, is amended to read as follows:

b. For the fiscal year beginning July 1, ~~1979-one-thousand~~ ~~88~~ 1983, and each following fiscal year two thousand one hundred dollars ~~and for each following fiscal year one-thousand seven-hundred-dollars.~~

Sec. 14. Section 261.17, subsection 3, Code 1983, is amended to read as follows:

3. The amount of a vocational-technical tuition grant shall not exceed the lesser of four hundred fifty dollars per year or the amount of the student's established financial need.

Sec. 15. Section 261.25, subsections 1 and 3, Code 1983, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of ~~twelve million nineteen million one hundred sixty-six thousand six hundred~~ twelve million nineteen million one hundred sixty-six thousand six hundred dollars for tuition grants.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of ~~three six hundred fifty seventy-two thousand four hundred seventy-two~~ three hundred fifty seven-two thousand four hundred seventy-two dollars for vocational-technical tuition grants.

Sec. 16. Sections 261.22 and 261.23, Code 1983, are repealed.

Sec. 17. All federal grants to and the federal receipts of agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants or receipts.

Sec. 18. Moneys appropriated by this Act shall not be used for capital improvements.

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ROBERT T. ANDERSON  
President of the Senate

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DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 533, Seventieth General Assembly.

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K. MARIE THAYER  
Secretary of the Senate

Approved June 3, 1983

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TERRY E. BRANSTAD  
Governor