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SENATE FILE 518

BY COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 5/5/87 (p. 17c4) Passed House, Date 5/7/87 (p. 2117)

Vote: Ayes 45 Nays 2 Vote: Ayes 90 Nays 3

Approved June 8, 1987

A BILL FOR

1 An Act relating to and making appropriations to state agencies
2 whose responsibilities relate to public defense, public
3 safety, transportation, and enforcement, and including
4 allocation of moneys from the road use tax fund and providing
5 effective dates.

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

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SF 518

1 Section 1. There is appropriated from the general fund of
2 the state to the Iowa law enforcement academy for the fiscal
3 year beginning July 1, 1987 and ending June 30, 1988, the
4 following amounts, or so much thereof as is necessary, for the
5 purposes designated:

6
7 1987-1988
Fiscal Year

8 1. For salaries and sup-
9 port of not more than twenty-
10 four point thirty-six full-
11 time equivalent positions,
12 maintenance, and miscellaneous
13 purposes \$ 761,800

14 2. Notwithstanding section 384.15, subsection 7, paragraph
15 "b", there is appropriated from the unencumbered and unobli-
16 gated money remaining in the law enforcement training
17 reimbursement fund on June 30, 1987, to the Iowa law
18 enforcement academy the sum of thirty-five thousand (35,000)
19 dollars for the purchase of judgmental shooting equipment.

20 3. It is the intent of the general assembly that the Iowa
21 law enforcement academy, in its training program, shall
22 conform its activities to the mission, goals, and objectives
23 provided in this subsection and collect information pertaining
24 to performance measures developed by the legislative fiscal
25 bureau. The academy shall provide a report at least quarterly
26 to the legislative fiscal bureau and the co-chairpersons and
27 ranking members of the transportation and safety
28 appropriations subcommittee on the performance measures. The
29 academy shall be notified by the legislative fiscal bureau by
30 July 1, 1987 of the specific performance measures for which
31 data shall be collected and reported.

32 The academy exists to maximize training opportunities for
33 law enforcement officers and jailers in an effort to upgrade
34 and maintain law enforcement at a professional status by
35 providing and coordinating basic and continued training.

1 The academy goals include providing basic and continued
2 training of all law enforcement officers and jailers of the
3 state and its political subdivisions, continuing to upgrade
4 the professional status of law enforcement and jailer training
5 in the state, and insuring uniformity and quality of training
6 across the state to accomplish the following objectives:

7 a. To continue the production of audio-visual training
8 materials.

9 b. To serve as the principal library and media resource
10 center.

11 c. To conduct law enforcement basic training courses and
12 continued training courses.

13 d. To provide continued training for Iowa law enforcement
14 academy training officers so they can maintain state-of-the-
15 art information.

16 e. To design and prepare entrance level and promotional
17 examinations for use by county civil service commissions.

18 f. To administer psychological tests to applicants for law
19 enforcement positions.

20 g. To direct research in the field of law enforcement.

21 h. To process applications for reserve peace officers to
22 carry weapons.

23 i. To make recommendations to the governor, the general
24 assembly, and others on matters to upgrade the law enforcement
25 and jailer service.

26 j. To adopt rules and regulations.

27 k. To increase the incidence of regionally facilitated in-
28 service training courses.

29 Sec. 2. Notwithstanding section 80B.11, subsection 5, dur-
30 ing the fiscal year beginning July 1, 1987, not more than one-
31 half of the cost of providing cognitive and psychological ex-
32 aminations of law enforcement officer candidates may be
33 charged for taking the examinations by the Iowa law
34 enforcement academy. However, no charge shall be made for
35 officer candidates being tested on behalf of state departments

1 or agencies.

2 The Iowa law enforcement academy may also charge not more
3 than one-half of the cost of providing the ten-week course
4 which is designed to meet the minimum basic training require-
5 ments for a law enforcement officer. However, a charge shall
6 not be made for officers employed by state departments or
7 agencies.

8 Sec. 3. There is appropriated from the general fund of the
9 state to the department of public defense for the fiscal year
10 beginning July 1, 1987 and ending June 30, 1988, the following
11 amounts, or so much thereof as is necessary, to be used for
12 the purposes designated:

13		1987-1988
14		<u>Fiscal Year</u>
15	1. For salaries and sup-	
16	port of not more than one hun-	
17	dred forty-two point zero five	
18	full-time equivalent positions,	
19	maintenance, and miscellaneous	
20	purposes	\$ 3,221,000

21 Notwithstanding section 29A.33, the per capita annual
22 allowance to units will be five dollars per capita to be paid
23 on a semiannual basis in installments of two dollars and fifty
24 cents per capita for the fiscal year beginning July 1, 1987
25 and ending June 30, 1988. The per capita allowance shall be
26 used for morale purposes and be for the welfare of the troops
27 and in no circumstances expended for support and maintenance.

28	2. For the war orphans edu-	
29	cational aid fund	\$ 15,200

30 Sec. 4. There is appropriated from the general fund of the
31 state to the department of public safety for the fiscal year
32 beginning July 1, 1987 and ending June 30, 1988, the following
33 amounts, or so much thereof as is necessary, to be used for
34 funding the following functions and programs for the purposes
35 designated:

1987-1988

Fiscal Year

1

2

3 1. ADMINISTRATIVE FUNCTION

4 a. For salaries and sup-
5 port of not more than forty-
6 four point seventy-five full-
7 time equivalent positions,
8 maintenance, and miscellaneous
9 purposes of the department and
10 the criminal justice informa-

11 tion system \$ 1,927,000

12 b. For salaries and sup-
13 port of not more than seventy-
14 nine full-time equivalent po-
15 sitions, maintenance, and mis-
16 cellaneous purposes relating

17 to radio communications \$ 2,612,000

18 The balance of the fund created under section 321J.17
19 carried forward each fiscal year may be used to provide salary
20 and support of not more than eight and five-tenths full-time
21 equivalent positions and maintenance for the victim
22 compensation functions of the department of public safety.

23 2. INSPECTION FUNCTION

24 For salaries and support of
25 not more than thirty-two full-
26 time equivalent positions, main-
27 tenance, and miscellaneous pur-
28 poses of fire marshal's inspec-
29 tions, administration of the
30 state building code, arson in-
31 vestigators including the state's
32 contribution to the peace offi-
33 cers' retirement, accident, and
34 disability system provided in
35 chapter 97A in the amount of

1 sixteen percent of the salaries
2 for which the funds are appro-
3 priated \$ 1,138,500

4 3. SECURITY FUNCTION

5 For salaries and support of
6 not more than thirty-one full-
7 time equivalent positions, main-
8 tenance, and miscellaneous pur-
9 poses of the capitol security
10 division \$ 808,500

11 4. INVESTIGATION FUNCTION

12 a. For salaries and sup-
13 port of not more than one hun-
14 dred thirty-six full-time
15 equivalent positions, mainte-
16 nance, and miscellaneous pur-
17 poses, including lease or
18 lease-purchase of laboratory
19 equipment, of the division of
20 criminal investigation contain-
21 ing the bureaus of identifica-
22 tion, drug law enforcement, and
23 beer and liquor law enforcement,
24 including the state's contri-
25 bution to the peace officers'
26 retirement, accident, and dis-
27 ability system provided in
28 chapter 97A in the amount of
29 sixteen percent of the salaries
30 for which the funds are appro-
31 priated \$ 5,299,675

32 b. Notwithstanding section 384.15, subsection 7, paragraph
33 "b", there is appropriated from the unencumbered and unob-
34 ligated money remaining in the law enforcement training
35 reimbursement fund on June 30, 1987, to the department of

1 public safety, division of criminal investigation, the sum of
2 two hundred thousand (200,000) dollars for undercover
3 purchases by the division of criminal investigation and local
4 law enforcement agencies.

5 c. For salaries and sup-
6 port of not more than four
7 full-time equivalent positions,
8 maintenance, and miscellaneous
9 purposes for the employment of
10 pari-mutuel law enforcement
11 agents, including the state's
12 contribution to the peace of-
13 ficers' retirement, accident,
14 and disability system provided
15 in chapter 97A in the amount of
16 sixteen percent of the salaries
17 for which the funds are appro-
18 priated \$ 180,900

19 5. STATE MEDICAL EXAMINER

20 For salary and support of not
21 more than one full-time equiva-
22 lent position, maintenance, and
23 miscellaneous purposes \$ 30,800

24 Sec. 5. There is appropriated from the general fund of the
25 state to the department of public safety for the fiscal year
26 beginning July 1, 1987 and ending June 30, 1988, the sum of
27 five hundred thousand (500,000) dollars for the capital
28 acquisition of an automated fingerprint identification system
29 (AFIS).

30 Except as otherwise provided by law, the automated
31 fingerprint identification system computer committee as
32 established in 1986 Iowa Acts, chapter 1207, section 18,
33 paragraph "c", shall be maintained.

34 Sec. 6. There is appropriated from the road use tax fund
35 to the department of public safety, division of highway safety

1 and uniformed force, for the fiscal year beginning July 1,
2 1987 and ending June 30, 1988, the following amounts, or so
3 much thereof as is necessary, to be used as follows:

4 1987-1988
5 Fiscal Year

6 1. For salaries and sup-
7 port of not more than four hun-
8 dred forty-two full-time equivalent
9 positions, maintenance, and
10 miscellaneous purposes includ-
11 ing the federal Highway Safety
12 Act program, and the state's
13 contributions to the peace of-
14 ficers' retirement, accident,
15 and disability system pro-
16 vided in chapter 97A in the
17 amount of sixteen percent of
18 the salaries for which the funds
19 are appropriated \$ 19,352,000

20 However, the unfunded liability of the peace officers'
21 retirement, accident, and disability system, as of July 1,
22 1986 shall not be considered a liability of the road use tax
23 fund.

24 An employee of the department of public safety or the
25 department of natural resources or their successor agencies
26 who retires after the effective date of this Act is eligible
27 for payment of life or health insurance premiums as provided
28 for in the collective bargaining agreement covering the public
29 safety bargaining unit at the time of retirement if the
30 employee previously served in a position which would have been
31 covered by the agreement. The employee shall be given credit
32 for the service in that prior position as though it were
33 covered by that agreement. This section shall not operate to
34 reduce any retirement benefits an employee may have earned
35 under other collective bargaining agreements or retirement

1 programs.

2 It is the intent of the general assembly that the
 3 department of public safety, division of highway safety and
 4 uniformed force, increase the number of its vehicle theft
 5 officers by two full-time equivalent positions under this
 6 appropriation.

7 2. For the capital purchase of four hundred nine mobile
 8 vehicle repeaters to be used by the Iowa state patrol, eight
 9 hundred forty thousand (840,000) dollars, or so much thereof
 10 as may be necessary. Moneys credited under this subsection
 11 are for mobile vehicle repeaters to be placed solely in new
 12 motor vehicles used by members of the Iowa safety patrol below
 13 the rank of lieutenant for patrolling the highways.

14 Sec. 7. There is appropriated from the road use tax fund
 15 to the state department of transportation for the fiscal year
 16 beginning July 1, 1987 and ending June 30, 1988, the following
 17 amounts, or so much thereof as may be necessary, to be used
 18 for the following purposes:

	1987-1988
	<u>Fiscal Year</u>
19	
20	
21 1. For salaries, support,	
22 maintenance, and miscellaneous	
23 purposes for:	
24 a. Administrative services	
25 (forty-nine full-time equiva-	
26 lent positions)	\$ 2,637,476
27 b. General counsel (one	
28 full-time equivalent position)	\$ 116,925
29 c. Planning and research	
30 (nine full-time equivalent	
31 positions)	\$ 283,645
32 d. Aeronautics and public	
33 transit (four full-time equiv-	
34 alent positions)	\$ 156,275
35 e. Motor vehicles (five	

1 hundred twenty-nine full-time
2 equivalent positions) \$ 14,225,922

3 f. Rail and water (fifteen
4 full-time equivalent positions) \$ 557,000

5 2. For the purpose of making
6 payments to the department of
7 personnel for expenses incurred
8 in administering the merit sys-
9 tem on behalf of the state de-
10 partment of transportation, as
11 required by chapter 19A \$ 16,000

12 3. Unemployment compensation \$ 12,500

13 Sec. 8. There is appropriated from the road use tax fund
14 to the department of personnel for the fiscal year beginning
15 July 1, 1987 and ending June 30, 1988, the sum of ninety-five
16 thousand eighty (95,080) dollars, or so much thereof as is
17 necessary, to be used for the purpose of paying workers'
18 compensation claims under chapter 85 on behalf of employees of
19 the state department of transportation and the department of
20 public safety, division of highway safety and uniformed force.

21 Sec. 9. There is appropriated from the primary road fund
22 to the state department of transportation for the fiscal year
23 beginning July 1, 1987 and ending June 30, 1988, the following
24 amounts, or so much thereof as may be necessary, to be used
25 for the following purposes:

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1987-1988
Fiscal Year

1. For salaries, support,
maintenance, and miscellaneous
purposes for:

a. Administrative services
(three hundred one full-time
equivalent positions) \$ 16,355,404

b. General counsel (seven
full-time equivalent positions) \$ 689,942

1 c. Planning and research
2 (one hundred sixty-four full-
3 time equivalent positions) \$ 5,388,387
4 d. Aeronautics and public
5 transit (four full-time equiv-
6 alent positions) \$ 156,275
7 e. Highways (two thousand
8 eight hundred seventy-six full-
9 time equivalent positions) \$111,735,947
10 f. Motor vehicles (eighteen
11 full-time equivalent positions) \$ 492,435
12 g. Rail and water (seven
13 full-time equivalent positions) \$ 236,000
14 2. To be deposited in the
15 state department of transpor-
16 tation materials and equipment
17 revolving fund established by
18 section 307.47 for funding the
19 increased replacement cost of
20 vehicles \$ 2,000,000
21 3. For the purpose of mak-
22 ing payments to the department
23 of personnel for expenses in-
24 curred in administering the merit
25 system on behalf of the state
26 department of transportation, as
27 required by chapter 19A \$ 304,000
28 4. Unemployment compensation \$ 232,750
29 5. Subject to enactment of
30 a new transportation network
31 designed to serve business
32 and industry, for salaries
33 and support for not more
34 than forty-five full-time
35 equivalent positions, mainten-

1 ance and miscellaneous purposes \$ 1,417,237

2 Sec. 10. There is appropriated from the general fund of
3 the state to the state department of transportation for the
4 fiscal year beginning July 1, 1987 and ending June 30, 1988,
5 for the purposes of terminal improvements at essential air
6 service airports, the sum of two hundred fifty thousand
7 (250,000) dollars. In selecting projects the state department
8 of transportation shall give preference to projects that will
9 assist in maintaining and attracting air service.

10 Sec. 11. The treasurer of state shall credit in six equal
11 installments prior to January 1, 1988, from the road use tax
12 fund from revenue credited to the road use tax fund under
13 section 423.24, subsection 1, paragraph "b", to the state
14 department of transportation for purposes of retiring bonds
15 and indebtedness on state-owned toll bridges an amount
16 sufficient to repay all indebtedness on all state-owned toll
17 bridges. Tolls on these bridges shall be eliminated no later
18 than July 1, 1987.

19 Section 8.33 does not apply to moneys credited under this
20 section. Any Iowa residents employed by the state department
21 of transportation for collecting tolls on these bridges shall
22 be given preference for subsequent employment with the state
23 department of transportation for positions for which they are
24 qualified.

25 Sec. 12. There is appropriated from the primary road fund
26 to the department of personnel for the fiscal year beginning
27 July 1, 1987 and ending June 30, 1988, the sum of six hundred
28 sixty-six thousand five hundred forty (666,540) dollars, or so
29 much thereof as is necessary, for the purpose of paying
30 workers' compensation claims under chapter 85 on behalf of the
31 employees of the state department of transportation.

32 Sec. 13. There is appropriated from the state aviation
33 fund to the state department of transportation for the
34 administration of aeronautics and public transit for the
35 fiscal year beginning July 1, 1987 and ending June 30, 1988,

1 the following amount, or so much thereof as may be necessary,
2 to be used for the following purposes:

3
4 1987-1988
Fiscal Year

5 1. For salaries and support
6 of not more than eight full-time
7 equivalent positions, mainte-
8 nance and miscellaneous purposes \$ 276,548

9 2. For salary and support
10 for not more than one full-time
11 equivalent position, maintenance,
12 and miscellaneous purposes if a
13 new transportation network designed
14 to serve business and industry
15 is enacted and becomes law \$ 35,000

16 Sec. 14. There is appropriated from the primary road fund
17 to the state department of transportation for the fiscal year
18 beginning July 1, 1987 and ending June 30, 1988, the following
19 amounts, or so much thereof as is necessary, to be used in the
20 manner designated:

21 1987-1988
22 Fiscal Year

23 1. For the repaving of the
24 warehouse lot at the Ames complex \$ 150,000

25 2. For the replacement of
26 obsolete field facilities at
27 Adair, Creston, Denison, Green-
28 field, Oakland, Sac City, and
29 Sigourney \$ 3,510,500

30 3. Section 8.33 does not apply to the funds appropriated
31 by this section. However, unencumbered or unobligated funds
32 remaining on June 30, 1991 from funds appropriated for the
33 fiscal year beginning July 1, 1987 shall revert to the fund
34 from which appropriated on September 30, 1991.

35 Sec. 15. Section 80.4, Code 1987, is amended to read as

1 follows:

2 80.4 HIGHWAY PATROL.

3 The Iowa highway safety patrol is established in the
4 department of public safety ~~shall-consist-of-a-complement-of~~
5 ~~not-to-exceed-four-hundred-ten-persons~~. The patrol shall be
6 under the direction of the director of public safety.

7 Sec. 16. Section 306C.16, unnumbered paragraph 1, Code
8 1987, is amended to read as follows:

9 Compensation required by section 306C.15 or 306C.24 shall
10 be paid for the following:

11 Sec. 17. NEW SECTION. 306C.24 COMPENSATION FOR SIGN
12 REMOVAL.

13 1. DEFINITION. As used in this section, "off-premises
14 advertising device" means an advertising device which does not
15 qualify as an "on-premises sign" under rules adopted by the
16 department pursuant to chapter 17A.

17 2. JUST COMPENSATION REQUIRED. Political subdivisions of
18 this state shall not remove, take, or cause to be removed or
19 taken, a lawfully erected off-premises advertising device
20 without paying just compensation in cash to the owner of the
21 advertising device and to the owner of the real property on
22 which the advertising device is located as provided in section
23 306C.16. The department shall not remove, take, or cause to
24 be removed or to be taken a lawfully erected off-premises
25 advertising device subject to control under chapter 306B or
26 306C without paying just compensation when required under 23
27 U.S.C. § 131(g) to the owner of the advertising device and to
28 the owner of the real property on which the advertising device
29 is located as provided in section 306C.16. For the
30 department, the sole intent of this section is to comply with
31 23 U.S.C. § 131(g) and it is not the intent of this section
32 to, in any manner, relinquish any powers of the department
33 relating to the control and removal of advertising devices
34 under police power.

35 3. EXCEPTIONS. This section does not apply to the removal

1 or taking of an off-premises advertising device under any of
2 the following conditions:

3 a. The device is unlawfully erected or is being maintained
4 in violation of the provisions of section 306C.13, subsection
5 8, or section 306C.18.

6 b. The device has been abandoned or not used for a period
7 of at least six months.

8 4. DEPARTMENT AUTHORIZATION. When required by 23 U.S.C. §
9 131(g), the department may acquire through purchase or
10 condemnation and shall pay just compensation as provided in
11 section 306C.16 for off-premises advertising devices removed
12 after the effective date of this Act through amortization by
13 an ordinance of a political subdivision enacted prior to the
14 effective date of this Act. Notwithstanding the requirements
15 of section 306C.14, the department may first pay just
16 compensation from the highway beautification fund and then
17 claim reimbursement for the federal share of the payment from
18 the federal government.

19 5. SAVINGS CLAUSE. If any provision of this section which
20 relates to the department is inconsistent or conflicts with,
21 or is not required by, 23 U.S.C. § 131 to avoid the loss of
22 federal funds, the provision shall be suspended but only to
23 the extent necessary to eliminate the inconsistency, conflict
24 or requirement. If any part of this section is found to be
25 invalid or unconstitutional, such judgment shall not affect
26 the validity of the section as a whole or any provision or
27 part of the section not found to be invalid or
28 unconstitutional.

29 Sec. 18. Section 312.2, subsection 17, Code 1987, is
30 amended to read as follows:

31 17. The treasurer of state, before making the allotments
32 provided for in this section, shall credit monthly from the
33 road use tax fund to the public transit assistance fund,
34 created under section 601J.6, an amount equal to one fortieth
35 of the revenue credited to the road use tax fund under section

1 423.24, subsection 1, paragraph "b".

2 Sec. 19. Section 312.2, Code 1987, is amended by adding
3 the following new subsection:

4 NEW SUBSECTION. 18. The treasurer of state, before making
5 the allotments provided for in this section, shall credit
6 monthly from the road use tax fund to the state department of
7 transportation for county, city and state traffic safety
8 improvement projects an amount equal to one-half of one
9 percent of moneys credited to the road use tax fund.

10 Sec. 20. Section 313.63, Code 1987, is amended to read as
11 follows:

12 313.63 ACTION BY ADJOINING STATE.

13 The department shall not enter into an agreement of
14 acceptance until the adjoining state enters into an agreement
15 to accept ownership of that portion of the bridge being within
16 ~~such the adjoining state, and agrees to pay the cost of~~
17 ~~maintaining such portion of the bridge or its proportionate~~
18 ~~share of the total cost of maintaining the bridge.~~

19 Sec. 21. Section 313A.34, subsection 6, Code 1987, is
20 amended by striking the subsection and inserting in lieu
21 thereof the following:

22 6. A provision for the division of ownership with the
23 adjoining state and for a proportional division of the
24 maintenance costs of the bridge when all outstanding
25 indebtedness or other obligations payable from the revenues of
26 the bridge have been paid.

27 Sec. 22. Section 316.15, Code 1987, is amended to read as
28 follows:

29 316.15 FEDERAL GRANTS -- PAYMENT OF RIGHT-OF-WAY AND
30 RELOCATION ASSISTANCE BENEFITS.

31 The department may do all things necessary to carry out the
32 provisions of this chapter and to secure federal grants to
33 make the payments required by this chapter, but the absence of
34 federal aid to make such payments shall not discharge the
35 obligation to make the payments. The department is authorized

1 to pay all right-of-way and relocation assistance benefits in
2 the full amount authorized by federal standards and rules. In
3 order to avoid delays, payment for such benefits made in
4 cooperation with the federal government may be advanced from
5 the primary road fund.

6 Sec. 23. Section 321J.17, Code 1987, is amended to read as
7 follows:

8 321J.17 CIVIL PENALTY -- SEPARATE FUND -- REINSTATEMENT.

9 When the department revokes a person's motor vehicle
10 license or nonresident operating privilege under this chapter,
11 the department shall assess the person a civil penalty of one
12 hundred dollars. The money collected by the department under
13 this section shall be transmitted to the treasurer of state
14 who shall deposit the money in a separate fund dedicated to
15 and used for the purposes of chapter 912, and for the
16 operation of a missing person clearinghouse and domestic abuse
17 registry by the department of public safety. Any balance in
18 the fund on June 30 of any fiscal year exceeding fifty
19 thousand dollars shall revert to the general fund of the
20 state. A temporary restricted license shall not be issued or
21 a motor vehicle license or nonresident operating privilege
22 reinstated until the civil penalty has been paid.

23 Sec. 24. Section 327H.24, Code 1987, is amended to read as
24 follows:

25 327H.24 REVERSIONS -- TRANSFERS -- MONEYS TO BE REPAID.

26 Moneys deposited in the railroad assistance fund shall are
27 not be subject to ~~section~~ sections 8.33 and 8.39. However,
28 moneys credited to the fund by a city, county, or railroad
29 district which are unexpended or unobligated following the
30 expiration of an agreement shall be paid back to the city,
31 county, or railroad district.

32 Sec. 25. Section 423.24, Code 1987, is amended by striking
33 the section and inserting in lieu thereof the following:

34 423.24 DEPOSIT OF REVENUE.

35 The revenue arising from the operation of this chapter

1 shall be credited as follows:

2 1. a. All revenue derived from the use tax on motor
3 vehicles, trailers, and motor vehicle accessories and
4 equipment as collected pursuant to section 423.7 shall be
5 credited to the primary road fund to the extent necessary to
6 reimburse that fund for the expenditures, not otherwise
7 eligible to be made from the primary road fund, made for
8 repairing, improving and maintaining bridges over the rivers
9 bordering the state. Expenditures for those portions of
10 bridges within adjacent states may be included when they are
11 made pursuant to an agreement entered into under sections
12 313.63, 313A.34 and 314.10.

13 b. Any remaining revenues derived from the operation of
14 section 423.7 shall be credited to the road use tax fund.

15 2. All other revenue arising under the operation of this
16 chapter shall be credited to the general fund of the state.

17 Sec. 26. 1986 Iowa Acts, chapter 1246, section 12,
18 subsection 5, is amended to read as follows:

19 5. For area garages for-the in
20 Tama-Toledo area, Dubuque and Cen-
21 terville \$1,344,000

22 Sec. 27. 1986 Iowa Acts, chapter 1246, section 12, is
23 amended by adding the following new unnumbered paragraph:

24 NEW UNNUMBERED PARAGRAPH. Section 8.33 does not apply to
25 the funds appropriated by this section. However, unencumbered
26 or unobligated funds remaining on June 30, 1991 from funds
27 appropriated for the fiscal year beginning July 1, 1986 shall
28 revert to the fund from which appropriated on September 30,
29 1991.

30 Sec. 28. All federal grants to and the federal receipts of
31 the agencies appropriated funds under this Act are
32 appropriated for the purposes set forth in such federal grants
33 and receipts unless otherwise provided by the general
34 assembly.

35 Sec. 29. Section 1, subsection 2 and sections 23, 24, and

1 27, take effect June 30, 1987.

2

EXPLANATION

3 The bill appropriates moneys to the Iowa law enforcement
4 academy, the department of public defense, the department of
5 public safety, and the state department of transportation for
6 the fiscal year beginning July 1, 1987 and ending June 30,
7 1988.

8 Section 15 eliminates the cap on the number of employees in
9 the Iowa highway safety patrol.

10 Sections 16 and 17 require political subdivisions of the
11 state to pay just compensation in cash to the owner of an off-
12 premises advertising device and to the owner of the real
13 property on which the advertising device is located when the
14 political subdivision removes, takes or causes to be removed
15 the off-premises advertising device. The state department of
16 transportation is also required to pay for the removal of such
17 devices, but only when required under federal law. Political
18 subdivisions are required to make the payment whether or not
19 federal law requires such payments. Just compensation does
20 not need to be paid by either the political subdivisions or
21 the state department of transportation if the device is
22 unlawfully erected, is being maintained in violation of
23 section 306C.13, subsection 8, or section 306C.18, or has been
24 abandoned or not used for a period of at least six months.

25 Sections 18 and 25 alter the current provisions of the Code
26 relating to the crediting of moneys from the use tax on motor
27 vehicles, trailers, and motor vehicle accessories and
28 equipment to the road use tax fund. Section 25 provides that
29 such moneys shall be initially credited to the primary road
30 fund to the extent necessary to reimburse that fund for the
31 expenditures, not otherwise eligible to be made from the
32 primary road fund, made for repairing, improving and
33 maintaining bridges over the rivers bordering the states. The
34 remaining revenues are credited to the road use tax fund,
35 except that section 18 provides, as in current law, that one-

1 fortieth of such remaining revenues are credited to the public
2 transit assistance fund.

3 Section 19 provides that one-half of one percent of moneys
4 credited to the road use tax fund shall be credited monthly to
5 the state department of transportation for county, city, and
6 state traffic safety improvement projects.

7 Section 20 eliminates a requirement that the state
8 department of transportation not enter into an agreement for
9 acceptance of ownership of an interstate bridge unless the
10 adjoining state agrees to pay the costs of maintaining the
11 adjoining state's portion of the bridge or its proportionate
12 share of the cost of maintaining the bridge.

13 Section 21 allows the director of transportation to include
14 in an agreement with another state for the division of
15 ownership with the adjoining state and for proportional
16 division of the maintenance costs on interstate bridges.
17 Current law requires such ownership to be dependent upon the
18 portion of the bridge which is within each state.

19 Section 22 authorizes the state department of
20 transportation to pay all right-of-way and relocation
21 assistance benefits in the full amount authorized by federal
22 standards and rules and allows such payments to be advanced
23 from the primary road fund.

24 Section 23 provides that a fund dedicated to and used for
25 the purposes of the crime victim reparation program, and for
26 the operation of a missing person clearinghouse and domestic
27 abuse registry by the department of public safety retain its
28 balance up to fifty thousand dollars before remaining moneys
29 revert to the general fund at the end of each fiscal year.

30 Section 24 provides that moneys deposited in the railroad
31 assistance fund are not subject to reversion.

32 Section 26 amends an appropriation to the state department
33 of transportation and notes that the appropriation is for
34 garages in Tama-Toledo, Dubuque, and Centerville.

35 Sections 23, 24, 27, and 29 of the bill provide that

1 certain funds appropriated do not revert at the end of the
2 fiscal year to the state treasury.

3 The bill generally takes effect July 1 following its
4 enactment; however, section 29 makes certain provisions
5 relating to reversion of moneys take effect June 30, 1987.

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1 Section 1. There is appropriated from the general fund of
2 the state to the Iowa law enforcement academy for the fiscal
3 year beginning July 1, 1987 and ending June 30, 1988, the
4 following amounts, or so much thereof as is necessary, for the
5 purposes designated:

6
7 1987-1988
Fiscal Year

8 1. For salaries and sup-
9 port of not more than twenty-
10 four point thirty-six full-
11 time equivalent positions,
12 maintenance, and miscellaneous
13 purposes \$ 761,800

14 2. Notwithstanding section 384.15, subsection 7, paragraph
15 "b", there is appropriated from the unencumbered and unobli-
16 gated money remaining in the law enforcement training
17 reimbursement fund on June 30, 1987, to the Iowa law
18 enforcement academy the sum of thirty-five thousand (35,000)
19 dollars for the purchase of judgmental shooting equipment.

20 3. It is the intent of the general assembly that the Iowa
21 law enforcement academy, in its training program, shall
22 conform its activities to the mission, goals, and objectives
23 provided in this subsection and collect information pertaining
24 to performance measures developed by the legislative fiscal
25 bureau. The academy shall provide a report at least quarterly
26 to the legislative fiscal bureau and the co-chairpersons and
27 ranking members of the transportation and safety
28 appropriations subcommittee on the performance measures. The
29 academy shall be notified by the legislative fiscal bureau by
30 July 1, 1987 of the specific performance measures for which
31 data shall be collected and reported.

32 The academy exists to maximize training opportunities for
33 law enforcement officers and jailers in an effort to upgrade
34 and maintain law enforcement at a professional status by
35 providing and coordinating basic and continued training.

1 The academy goals include providing basic and continued
2 training of all law enforcement officers and jailers of the
3 state and its political subdivisions, continuing to upgrade
4 the professional status of law enforcement and jailer training
5 in the state, and insuring uniformity and quality of training
6 across the state to accomplish the following objectives:

7 a. To continue the production of audio-visual training
8 materials.

9 b. To serve as the principal library and media resource
10 center.

11 c. To conduct law enforcement basic training courses and
12 continued training courses.

13 d. To provide continued training for Iowa law enforcement
14 academy training officers so they can maintain state-of-the-
15 art information.

16 e. To design and prepare entrance level and promotional
17 examinations for use by county civil service commissions.

18 f. To administer psychological tests to applicants for law
19 enforcement positions.

20 g. To direct research in the field of law enforcement.

21 h. To process applications for reserve peace officers to
22 carry weapons.

23 i. To make recommendations to the governor, the general
24 assembly, and others on matters to upgrade the law enforcement
25 and jailer service.

26 j. To adopt rules and regulations.

27 k. To increase the incidence of regionally facilitated in-
28 service training courses.

29 Sec. 2. Notwithstanding section 80B.11, subsection 5, dur-
30 ing the fiscal year beginning July 1, 1987, not more than one-
31 half of the cost of providing cognitive and psychological ex-
32 aminations of law enforcement officer candidates may be
33 charged for taking the examinations by the Iowa law
34 enforcement academy. However, no charge shall be made for
35 officer candidates being tested on behalf of state departments

1 or agencies.

2 The Iowa law enforcement academy may also charge not more
3 than one-half of the cost of providing the ten-week course
4 which is designed to meet the minimum basic training require-
5 ments for a law enforcement officer. However, a charge shall
6 not be made for officers employed by state departments or
7 agencies.

8 Sec. 3. There is appropriated from the general fund of the
9 state to the department of public defense for the fiscal year
10 beginning July 1, 1987 and ending June 30, 1988, the following
11 amounts, or so much thereof as is necessary, to be used for
12 the purposes designated:

13	1987-1988
14	<u>Fiscal Year</u>

15	1. For salaries and sup-	
16	port of not more than one hun-	
17	dred forty-two point zero five	
18	full-time equivalent positions,	
19	maintenance, and miscellaneous	
20	purposes	\$ 3,221,000

21 Notwithstanding section 29A.33, the per capita annual
22 allowance to units will be five dollars per capita to be paid
23 on a semiannual basis in installments of two dollars and fifty
24 cents per capita for the fiscal year beginning July 1, 1987
25 and ending June 30, 1988. The per capita allowance shall be
26 used for morale purposes and be for the welfare of the troops
27 and in no circumstances expended for support and maintenance.

28	2. For the war orphans edu-	
29	cational aid fund	\$ 15,200

30 Sec. 4. There is appropriated from the general fund of the
31 state to the department of public safety for the fiscal year
32 beginning July 1, 1987 and ending June 30, 1988, the following
33 amounts, or so much thereof as is necessary, to be used for
34 funding the following functions and programs for the purposes
35 designated:

1987-1988
Fiscal Year

1
2
3 1. ADMINISTRATIVE FUNCTION

4 a. For salaries and sup-
5 port of not more than forty-
6 four point seventy-five full-
7 time equivalent positions,
8 maintenance, and miscellaneous
9 purposes of the department and
10 the criminal justice informa-
11 tion system \$ 1,927,000

12 b. For salaries and sup-
13 port of not more than seventy-
14 nine full-time equivalent po-
15 sitions, maintenance, and mis-
16 cellaneous purposes relating
17 to radio communications \$ 2,612,000

18 The balance of the fund created under section 321J.17
19 carried forward each fiscal year may be used to provide salary
20 and support of not more than eight and five-tenths full-time
21 equivalent positions and maintenance for the victim
22 compensation functions of the department of public safety.

23 2. INSPECTION FUNCTION

24 For salaries and support of
25 not more than thirty-two full-
26 time equivalent positions, main-
27 tenance, and miscellaneous pur-
28 poses of fire marshal's inspec-
29 tions, administration of the
30 state building code, arson in-
31 vestigators including the state's
32 contribution to the peace offi-
33 cers' retirement, accident, and
34 disability system provided in
35 chapter 97A in the amount of

1 sixteen percent of the salaries
2 for which the funds are appro-
3 priated \$ 1,138,500

4 3. SECURITY FUNCTION

5 For salaries and support of
6 not more than thirty-one full-
7 time equivalent positions, main-
8 tenance, and miscellaneous pur-
9 poses of the capitol security
10 division \$ 808,500

11 4. INVESTIGATION FUNCTION

12 a. For salaries and sup-
13 port of not more than one hun-
14 dred thirty-six full-time
15 equivalent positions, mainte-
16 nance, and miscellaneous pur-
17 poses, including lease or
18 lease-purchase of laboratory
19 equipment, of the division of
20 criminal investigation contain-
21 ing the bureaus of identifica-
22 tion, drug law enforcement, and
23 beer and liquor law enforcement,
24 including the state's contri-
25 bution to the peace officers'
26 retirement, accident, and dis-
27 ability system provided in
28 chapter 97A in the amount of
29 sixteen percent of the salaries
30 for which the funds are appro-
31 priated \$ 5,299,675

32 b. Notwithstanding section 384.15, subsection 7, paragraph
33 "b", there is appropriated from the unencumbered and unob-
34 ligated money remaining in the law enforcement training
35 reimbursement fund on June 30, 1987, to the department of

1 public safety, division of criminal investigation, the sum of
2 two hundred thousand (200,000) dollars for undercover
3 purchases by the division of criminal investigation and local
4 law enforcement agencies.

5 c. For salaries and sup-
6 port of not more than four
7 full-time equivalent positions,
8 maintenance, and miscellaneous
9 purposes for the employment of
10 pari-mutuel law enforcement
11 agents, including the state's
12 contribution to the peace of-
13 ficers' retirement, accident,
14 and disability system provided
15 in chapter 97A in the amount of
16 sixteen percent of the salaries
17 for which the funds are appro-
18 priated \$ 180,900

19 5. STATE MEDICAL EXAMINER
20 For salary and support of not
21 more than one full-time equiva-
22 lent position, maintenance, and
23 miscellaneous purposes \$ 30,800

24 Sec. 5. There is appropriated from the general fund of the
25 state to the department of public safety for the fiscal year
26 beginning July 1, 1987 and ending June 30, 1988, the sum of
27 five hundred thousand (500,000) dollars for the capital
28 acquisition of an automated fingerprint identification system
29 (AFIS).

30 Except as otherwise provided by law, the automated
31 fingerprint identification system computer committee as
32 established in 1986 Iowa Acts, chapter 1207, section 18,
33 paragraph "c", shall be maintained.

34 Sec. 6. There is appropriated from the road use tax fund
35 to the department of public safety, division of highway safety

1 and uniformed force, for the fiscal year beginning July 1,
2 1987 and ending June 30, 1988, the following amounts, or so
3 much thereof as is necessary, to be used as follows:

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1987-1988
Fiscal Year

1. For salaries and support of not more than four hundred forty-two full-time equivalent positions, maintenance, and miscellaneous purposes including the federal Highway Safety Act program, and the state's contributions to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of sixteen percent of the salaries for which the funds are appropriated \$ 19,352,000

However, the unfunded liability of the peace officers' retirement, accident, and disability system, as of July 1, 1986 shall not be considered a liability of the road use tax fund.

An employee of the department of public safety or the department of natural resources or their successor agencies who retires after the effective date of this Act is eligible for payment of life or health insurance premiums as provided for in the collective bargaining agreement covering the public safety bargaining unit at the time of retirement if the employee previously served in a position which would have been covered by the agreement. The employee shall be given credit for the service in that prior position as though it were covered by that agreement. This section shall not operate to reduce any retirement benefits an employee may have earned under other collective bargaining agreements or retirement

1 programs.

2 It is the intent of the general assembly that the
3 department of public safety, division of highway safety and
4 uniformed force, increase the number of its vehicle theft
5 officers by two full-time equivalent positions under this
6 appropriation.

7 2. For the capital purchase of four hundred nine mobile
8 vehicle repeaters and radios to be used by the Iowa state
9 patrol, eight hundred forty thousand (840,000) dollars, or so
10 much thereof as may be necessary. Moneys credited under this
11 subsection are for mobile vehicle repeaters and radios to be
12 placed solely in new motor vehicles used by members of the
13 Iowa safety patrol below the rank of lieutenant for patrolling
14 the highways.

15 Sec. 7. There is appropriated from the road use tax fund
16 to the state department of transportation for the fiscal year
17 beginning July 1, 1987 and ending June 30, 1988, the following
18 amounts, or so much thereof as may be necessary, to be used
19 for the following purposes:

20 1987-1988
21 Fiscal Year

22 1. For salaries, support,
23 maintenance, and miscellaneous
24 purposes for:

25 a. Administrative services
26 (forty-nine full-time equiva-
27 lent positions) \$ 2,637,476

28 b. General counsel (one
29 full-time equivalent position) \$ 116,925

30 c. Planning and research
31 (nine full-time equivalent
32 positions) \$ 283,645

33 d. Aeronautics and public
34 transit (four full-time equiv-
35 alent positions) \$ 156,275

1 e. Motor vehicles (five
2 hundred twenty-nine full-time
3 equivalent positions) \$ 14,225,922
4 f. Rail and water (fifteen
5 full-time equivalent positions) \$ 557,000
6 2. For the purpose of making
7 payments to the department of
8 personnel for expenses incurred
9 in administering the merit sys-
10 tem on behalf of the state de-
11 partment of transportation, as
12 required by chapter 19A \$ 16,000
13 3. Unemployment compensation \$ 12,500

14 Sec. 8. There is appropriated from the road use tax fund
15 to the department of personnel for the fiscal year beginning
16 July 1, 1987 and ending June 30, 1988, the sum of ninety-five
17 thousand eighty (95,080) dollars, or so much thereof as is
18 necessary, to be used for the purpose of paying workers'
19 compensation claims under chapter 85 on behalf of employees of
20 the state department of transportation and the department of
21 public safety, division of highway safety and uniformed force.

22 Sec. 9. There is appropriated from the road use tax fund
23 to the department of transportation for the fiscal year
24 beginning July 1, 1987 and ending June 30, 1988, the sum of
25 one million (1,000,000) dollars for improving the state
26 aircraft pool.

27 Sec. 10. There is appropriated from the primary road fund
28 to the state department of transportation for the fiscal year
29 beginning July 1, 1987 and ending June 30, 1988, the following
30 amounts, or so much thereof as may be necessary, to be used
31 for the following purposes:

32	1987-1988
33	<u>Fiscal Year</u>

34 1. For salaries, support,
35 maintenance, and miscellaneous

1 purposes for:
2 a. Administrative services
3 (three hundred one full-time
4 equivalent positions) \$ 16,355,404
5 b. General counsel (seven
6 full-time equivalent positions) \$ 689,942
7 c. Planning and research
8 (one hundred sixty-four full-
9 time equivalent positions) \$ 5,388,387
10 d. Aeronautics and public
11 transit (four full-time equiv-
12 alent positions) \$ 156,275
13 e. Highways (two thousand
14 eight hundred seventy-six full-
15 time equivalent positions) \$111,735,947
16 f. Motor vehicles (eighteen
17 full-time equivalent positions) \$ 492,435
18 g. Rail and water (seven
19 full-time equivalent positions) \$ 236,000
20 2. To be deposited in the
21 state department of transpor-
22 tation materials and equipment
23 revolving fund established by
24 section 307.47 for funding the
25 increased replacement cost of
26 vehicles \$ 2,000,000
27 3. For the purpose of mak-
28 ing payments to the department
29 of personnel for expenses in-
30 curred in administering the merit
31 system on behalf of the state
32 department of transportation, as
33 required by chapter 19A \$ 304,000
34 4. Unemployment compensation \$ 232,750
35 5. Subject to enactment of

1 a new transportation network
2 designed to serve business
3 and industry, for salaries
4 and support for not more
5 than forty-five full-time
6 equivalent positions, mainten-
7 ance and miscellaneous purposes \$ 417,237

8 Sec. 11. There is appropriated from the general fund of
9 the state to the state department of transportation for the
10 fiscal year beginning July 1, 1987 and ending June 30, 1988,
11 for the purposes of terminal improvements at essential air
12 service airports, the sum of two hundred fifty thousand
13 (250,000) dollars. In selecting projects the state department
14 of transportation shall give preference to projects that will
15 assist in maintaining and attracting air service.

16 Sec. 12. The treasurer of state shall credit in six equal
17 installments prior to January 1, 1988, from the road use tax
18 fund from revenue credited to the road use tax fund under
19 section 423.24, subsection 1, paragraph "b", to the state
20 department of transportation for purposes of retiring bonds
21 and indebtedness on state-owned toll bridges an amount
22 sufficient to repay all indebtedness on all state-owned toll
23 bridges. Tolls on these bridges shall be eliminated no later
24 than July 1, 1987.

25 Section 8.33 does not apply to moneys credited under this
26 section. Any Iowa residents employed by the state department
27 of transportation for collecting tolls on these bridges shall
28 be given preference for subsequent employment with the state
29 department of transportation for positions for which they are
30 qualified.

31 Sec. 13. There is appropriated from the primary road fund
32 to the department of personnel for the fiscal year beginning
33 July 1, 1987 and ending June 30, 1988, the sum of six hundred
34 sixty-six thousand five hundred forty (666,540) dollars, or so
35 much thereof as is necessary, for the purpose of paying

1 workers' compensation claims under chapter 85 on behalf of the
2 employees of the state department of transportation.

3 Sec. 14. There is appropriated from the state aviation
4 fund to the state department of transportation for the
5 administration of aeronautics and public transit for the
6 fiscal year beginning July 1, 1987 and ending June 30, 1988,
7 the following amount, or so much thereof as may be necessary,
8 to be used for the following purposes:

	1987-1988
	<u>Fiscal Year</u>
9	
10	
11 1. For salaries and support	
12 of not more than eight full-time	
13 equivalent positions, mainte-	
14 nance and miscellaneous purposes	\$ 276,548
15 2. For salary and support	
16 for not more than one full-time	
17 equivalent position, maintenance,	
18 and miscellaneous purposes if a	
19 new transportation network designed	
20 to serve business and industry	
21 is enacted and becomes law	\$ 35,000

22 Sec. 15. There is appropriated from the primary road fund
23 to the state department of transportation for the fiscal year
24 beginning July 1, 1987 and ending June 30, 1988, the following
25 amounts, or so much thereof as is necessary, to be used in the
26 manner designated:

	1987-1988
	<u>Fiscal Year</u>
27	
28	
29 1. For the repaving of the	
30 warehouse lot at the Ames complex	\$ 150,000
31 2. For the replacement of	
32 obsolete field facilities at	
33 Adair, Creston, Denison, Green-	
34 field, Oakland, Sac City, and	
35 Sigourney	\$ 3,510,500

1 3. Section 8.33 does not apply to the funds appropriated
2 by this section. However, unencumbered or unobligated funds
3 remaining on June 30, 1991 from funds appropriated for the
4 fiscal year beginning July 1, 1987 shall revert to the fund
5 from which appropriated on September 30, 1991.

6 Sec. 16. Section 80.4, Code 1987, is amended to read as
7 follows:

8 80.4 HIGHWAY PATROL.

9 The Iowa highway safety patrol is established in the
10 department of public safety ~~shall consist of a complement of~~
11 ~~not to exceed four hundred ten persons.~~ The patrol shall be
12 under the direction of the director of public safety.

13 Sec. 17. Section 306C.16, unnumbered paragraph 1, Code
14 1987, is amended to read as follows:

15 Compensation required by section 306C.15 or 306C.24 shall
16 be paid for the following:

17 Sec. 18. NEW SECTION. 306C.24 COMPENSATION FOR SIGN
18 REMOVAL.

19 1. DEFINITION. As used in this section, "off-premises
20 advertising device" means an advertising device which does not
21 qualify as an "on-premises sign" under rules adopted by the
22 department pursuant to chapter 17A.

23 2. JUST COMPENSATION REQUIRED. Political subdivisions of
24 this state shall not remove, take, or cause to be removed or
25 taken, a lawfully erected off-premises advertising device
26 without paying just compensation in cash to the owner of the
27 advertising device and to the owner of the real property on
28 which the advertising device is located as provided in section
29 306C.16. The department shall not remove, take, or cause to
30 be removed or to be taken a lawfully erected off-premises
31 advertising device subject to control under chapter 306B or
32 306C without paying just compensation when required under 23
33 U.S.C. § 131(g) to the owner of the advertising device and to
34 the owner of the real property on which the advertising device
35 is located as provided in section 306C.16. For the

1 department, the sole intent of this section is to comply with
2 23 U.S.C. § 131(g) and it is not the intent of this section
3 to, in any manner, relinquish any powers of the department
4 relating to the control and removal of advertising devices
5 under police power.

6 3. EXCEPTIONS. This section does not apply to the removal
7 or taking of an off-premises advertising device under any of
8 the following conditions:

9 a. The device is unlawfully erected or is being maintained
10 in violation of the provisions of section 306C.13, subsection
11 8, or section 306C.18.

12 b. The device has been abandoned or not used for a period
13 of at least six months.

14 4. DEPARTMENT AUTHORIZATION. When required by 23 U.S.C. §
15 131(g), the department may acquire through purchase or
16 condemnation and shall pay just compensation as provided in
17 section 306C.16 for off-premises advertising devices removed
18 after the effective date of this Act through amortization by
19 an ordinance of a political subdivision enacted prior to the
20 effective date of this Act. Notwithstanding the requirements
21 of section 306C.14, the department may first pay just
22 compensation from the highway beautification fund and then
23 claim reimbursement for the federal share of the payment from
24 the federal government.

25 5. SAVINGS CLAUSE. If any provision of this section which
26 relates to the department is inconsistent or conflicts with,
27 or is not required by, 23 U.S.C. § 131 to avoid the loss of
28 federal funds, the provision shall be suspended but only to
29 the extent necessary to eliminate the inconsistency, conflict
30 or requirement. If any part of this section is found to be
31 invalid or unconstitutional, such judgment shall not affect
32 the validity of the section as a whole or any provision or
33 part of the section not found to be invalid or
34 unconstitutional.

35 Sec. 19. Section 312.2, subsection 17, Code 1987, is

1 amended to read as follows:

2 17. The treasurer of state, before making the allotments
3 provided for in this section, shall credit monthly from the
4 road use tax fund to the public transit assistance fund,
5 created under section 601J.6, an amount equal to one fortieth
6 of the revenue credited to the road use tax fund under section
7 423.24, subsection 1, paragraph "b".

8 Sec. 20. Section 312.2, Code 1987, is amended by adding
9 the following new subsection:

10 NEW SUBSECTION. 18. The treasurer of state, before making
11 the allotments provided for in this section, shall credit
12 monthly from the road use tax fund to the state department of
13 transportation for county, city and state traffic safety
14 improvement projects an amount equal to one-half of one
15 percent of moneys credited to the road use tax fund.

16 Sec. 21. Section 313.63, Code 1987, is amended to read as
17 follows:

18 313.63 ACTION BY ADJOINING STATE.

19 The department shall not enter into an agreement of
20 acceptance until the adjoining state enters into an agreement
21 to accept ownership of that portion of the bridge being within
22 ~~such the adjoining state, and agrees to pay the cost of~~
23 ~~maintaining such portion of the bridge or its proportionate~~
24 ~~share of the total cost of maintaining the bridge.~~

25 Sec. 22. Section 313A.34, subsection 6, Code 1987, is
26 amended by striking the subsection and inserting in lieu
27 thereof the following:

28 6. A provision for the division of ownership with the
29 adjoining state and for a proportional division of the
30 maintenance costs of the bridge when all outstanding
31 indebtedness or other obligations payable from the revenues of
32 the bridge have been paid.

33 Sec. 23. Section 316.15, Code 1987, is amended to read as
34 follows:

35 316.15 FEDERAL GRANTS -- PAYMENT OF RIGHT-OF-WAY AND

1 RELOCATION ASSISTANCE BENEFITS.

2 The department may do all things necessary to carry out the
3 provisions of this chapter and to secure federal grants to
4 make the payments required by this chapter, but the absence of
5 federal aid to make such payments shall not discharge the
6 obligation to make the payments. The department is authorized
7 to pay all right-of-way and relocation assistance benefits in
8 the full amount authorized by federal standards and rules. In
9 order to avoid delays, payment for such benefits made in
10 cooperation with the federal government may be advanced from
11 the primary road fund.

12 Sec. 24. Section 321J.17, Code 1987, is amended to read as
13 follows:

14 321J.17 CIVIL PENALTY -- SEPARATE FUND -- REINSTATEMENT.

15 When the department revokes a person's motor vehicle
16 license or nonresident operating privilege under this chapter,
17 the department shall assess the person a civil penalty of one
18 hundred dollars. The money collected by the department under
19 this section shall be transmitted to the treasurer of state
20 who shall deposit the money in a separate fund dedicated to
21 and used for the purposes of chapter 912, and for the
22 operation of a missing person clearinghouse and domestic abuse
23 registry by the department of public safety. Any balance in
24 the fund on June 30 of any fiscal year exceeding fifty
25 thousand dollars shall revert to the general fund of the
26 state. A temporary restricted license shall not be issued or
27 a motor vehicle license or nonresident operating privilege
28 reinstated until the civil penalty has been paid.

29 Sec. 25. Section 327H.24, Code 1987, is amended to read as
30 follows:

31 327H.24 REVERSIONS -- TRANSFERS -- MONEYS TO BE REPAYED.

32 Moneys deposited in the railroad assistance fund ~~shall~~ are
33 not be subject to section sections 8.33 and 8.39. However,
34 moneys credited to the fund by a city, county, or railroad
35 district which are unexpended or unobligated following the

1 expiration of an agreement shall be paid back to the city,
2 county, or railroad district.

3 Sec. 26. Section 423.24, Code 1987, is amended by striking
4 the section and inserting in lieu thereof the following:

5 423.24 DEPOSIT OF REVENUE.

6 The revenue arising from the operation of this chapter
7 shall be credited as follows:

8 1. a. All revenue derived from the use tax on motor
9 vehicles, trailers, and motor vehicle accessories and
10 equipment as collected pursuant to section 423.7 shall be
11 credited to the primary road fund to the extent necessary to
12 reimburse that fund for the expenditures, not otherwise
13 eligible to be made from the primary road fund, made for
14 repairing, improving and maintaining bridges over the rivers
15 bordering the state. Expenditures for those portions of
16 bridges within adjacent states may be included when they are
17 made pursuant to an agreement entered into under sections
18 313.63, 313A.34 and 314.10.

19 b. Any remaining revenues derived from the operation of
20 section 423.7 shall be credited to the road use tax fund.

21 2. All other revenue arising under the operation of this
22 chapter shall be credited to the general fund of the state.

23 Sec. 27. 1986 Iowa Acts, chapter 1246, section 12,
24 subsection 5, is amended to read as follows:

25 5. For ~~area~~ garages ~~for-the~~ in
26 Tama-Toledo ~~area~~, Dubuque and Cen-
27 terville \$1,344,000

28 Sec. 28. 1986 Iowa Acts, chapter 1246, section 12, is
29 amended by adding the following new unnumbered paragraph:

30 NEW UNNUMBERED PARAGRAPH. Section 8.33 does not apply to
31 the funds appropriated by this section. However, unencumbered
32 or unobligated funds remaining on June 30, 1991 from funds
33 appropriated for the fiscal year beginning July 1, 1986 shall
34 revert to the fund from which appropriated on September 30,
35 1991.

1 Sec. 29. All federal grants to and the federal receipts of
2 the agencies appropriated funds under this Act are
3 appropriated for the purposes set forth in such federal grants
4 and receipts unless otherwise provided by the general
5 assembly.

6 Sec. 30. Section 1, subsection 2 and sections 24, 25, and
7 28, take effect June 30, 1987.

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SENATE FILE 518

S-4000

- 1 Amend Senate File 518 as follows:
- 2 1. Page 17, by inserting before line 17 the
- 3 following:
- 4 "Sec. ____ . Section 809.21, Code 1987, is amended
- 5 by adding the following new unnumbered paragraph:
- 6 NEW UNNUMBERED PARAGRAPH. Notwithstanding chapter
- 7 25A, the state of Iowa and employees of the state are
- 8 not liable for a claim arising from the retention,
- 9 sale, gift, or transfer of property pursuant to this
- 10 section."
- 11 2. By renumbering as necessary.

S-4000

Filed May 5, 1987

BY JOE J. WELSH

RULED OUT OF ORDER (p. 1704)

SENATE FILE 518

S-4002

- 1 Amend Senate File 518 as follows:
- 2 1. Page 9, by inserting after line 20 the
- 3 following:
- 4 "Sec. ____ . There is appropriated from the road use
- 5 tax fund to the department of transportation for the
- 6 fiscal year beginning July 1, 1987 and ending June 30,
- 7 1988, the sum of one million (1,000,000) dollars for
- 8 improving the state aircraft pool."
- 9 2. Page 11, line 1, by striking the figure
- 10 "1,417,237" and inserting in lieu thereof the figure
- 11 "417,237".

S-4002

Filed May 5, 1987

BY JOE J. WELSH

ADOPTED (p. 1704)

SENATE FILE 518

S-3992

1 Amend Senate File 518 as follows:

2 1. Page 13, by striking lines 17 through 23 and
3 inserting the following:

4 "2. JUST COMPENSATION REQUIRED. The department
5 and political subdivisions of this state shall not
6 remove, take, or cause to".

7 2. Page 13, lines 29 and 30, by striking the
8 words "For the department, the" and inserting the
9 following: "The".

10 3. Page 13, line 32, by inserting after the word
11 "department" the following: "or political sub-
12 divisions of this state".

S-3992

Filed May 5, 1987

LOST (p. 1704)

BY JEAN LLOYD-JONES

JULIA GENTLEMAN

SENATE FILE 518

S-3993

1 Amend Senate File 518 as follows:

2 1. By striking page 13, line 7 through page 14,
3 line 28.

S-3993

Filed May 5, 1987

LOST (p. 1704)

BY JEAN LLOYD-JONES

JULIA GENTLEMAN

SENATE FILE 518

S-3996

1 Amend Senate File 518 as follows:

2 1. Page 8, line 9, by inserting after the word
3 "repeaters" the following: "and radios".

4 2. Page 8, line 11, by inserting after the word
5 "repeaters" the following: "and radios".

S-3996

Filed May 5, 1987

ADOPTED (p. 1705)

BY DONALD E. GETTINGS

SENATE FILE 518

S-4001

1 Amend Senate File 518 as follows:

2 1. Page 16, by inserting after line 5 the
3 following:

4 "Sec. ____ . Section 321.46, subsection 3, Code
5 1987, is amended to read as follows:

6 3. The applicant ~~shall-be~~ is entitled to a refund
7 or credit for that portion of the registration fee of
8 the vehicle sold, traded, or junked ~~within-the-state~~
9 which ~~had~~ has not expired prior to the transfer of
10 ownership of the vehicle. ~~The~~ If a credit is applied
11 for, the registration fee for the new registration for
12 the vehicle acquired shall be reduced by the amount of
13 the credit. The refund or credit shall be computed on
14 the basis of the number of months remaining in the
15 registration year, rounded to the nearest whole
16 dollar. The refund or credit shall-be is subject to
17 the following limitations:

18 a. The credit shall be claimed within thirty days
19 from the date the vehicle for which credit is granted
20 was sold, transferred, or junked. After thirty days,
21 all credits shall be disallowed.

22 b. Any credit granted to the owner of a vehicle
23 which has been sold, traded, or junked may only be
24 claimed by that person toward the registration fee for
25 another vehicle purchased and the credit may not be
26 sold, transferred, or assigned to any other person.

27 c. When the amount of the refund or credit is
28 computed to be an amount of less than five dollars, a
29 the refund or credit shall be disallowed.

30 d. ~~To-claim-a-credit-for-the-unexpired~~
31 registration-fee-on On a junked vehicle, the county
32 treasurer shall disallow any the claim for refund or
33 credit unless the owner presents a junking certificate
34 or other evidence as required by the department to the
35 county treasurer.

36 e. ~~A~~ The refund or credit shall provided under
37 this subsection does not be-allowed apply to any a
38 person who is eligible to receive a refund, upon
39 proper application, under section 321.126.

40 f. The refund or credit shall only be allowed if
41 the owner provides the copy of the registration
42 receipt to the county treasurer.

43 g. The credit allowed shall not exceed the amount
44 of the registration fee for the vehicle acquired.

45 h. The credit shall be computed on the unexpired
46 number of months computed from the date of purchase of
47 the vehicle acquired. The refund shall be computed on
48 the unexpired number of months computed from the date
49 of filing of the application with the county treasurer
50 for the county where the vehicle is registered.

S-4001 pg. 2

1 i. A refund for a vehicle which has been sold or
2 traded shall not be allowed until the treasurer has
3 received an affidavit on forms prescribed and provided
4 by the department certifying the sale or trade, the
5 transfer of ownership of the vehicle, and the
6 assignment and delivery of the certificate of title
7 for the vehicle. Upon receipt of proper application
8 for a refund, the county treasurer shall make a timely
9 transfer of the application to the department for
10 issuance of the refund.

11 j. The refund provided under this subsection does
12 not apply to vehicles registered under chapter 326.

13 Sec. ____. Section 321.126, subsection 6, Code
14 1987, is amended by striking the subsection.

15 Sec. ____. Section 321.128, Code 1987, is amended
16 to read as follows:

17 321.128 PAYMENT AUTHORIZED.

18 The department may make the payments under section
19 321.46, subsection 3, sections 321.126 and 321.127,
20 when sufficient proof of such destruction by accident,
21 or the junking and entire elimination of identity as a
22 motor vehicle, theft, the sale or trade and transfer
23 of ownership and assignment and delivery of the
24 certificate of title, or storage by an owner entering
25 the military service of the United States in time of
26 war, is properly certified, approved by the county
27 treasurer, and filed with the department."

S-4001

Filed May 5, 1987

RULED OUT OF ORDER (p. 1704)

BY RAY TAYLOR

LARRY MURPHY

SENATE FILE 518

H-4229

1 Amend Senate File 518, as amended, passed, and re-
2 printed by the Senate, as follows:

3 1. Page 16, by inserting after line 11 the
4 following:

5 "Sec. ____ . NEW SECTION. 321.372A VEHICLE OWNER
6 LIABILITY FOR FAILURE TO OBEY SCHOOL BUS WARNING
7 DEVICES.

8 The driver of a school bus who observes a violation
9 of section 321.372, subsection 3, may prepare a
10 written report on a form provided by the department of
11 public safety indicating that a violation has
12 occurred. The school bus driver or a school official
13 may deliver the report not more than twenty-four hours
14 after the violation occurred to a peace officer of the
15 state or a peace officer of the county or municipality
16 in which the violation occurred. The report shall
17 state the time and the location at which the violation
18 occurred and shall include the registration plate
19 number and a description of the vehicle involved in
20 the violation.

21 Not more than forty-eight hours after receiving a
22 report of a violation of section 321.372, subsection
23 3, from a school bus driver or a school official, the
24 peace officer shall prepare a uniform traffic citation
25 for the violation and shall personally serve it upon
26 the owner of the vehicle. If acting with reasonable
27 diligence the officer is unable to serve the citation
28 personally to the owner, service may be made by
29 leaving a copy of the citation at the owner's place of
30 abode within this state in the presence of a competent
31 member of the family at least fourteen years of age
32 who is informed of the contents of the citation. If
33 the owner's current place of business and place of
34 abode are not known, service may be made by mailing a
35 copy of the citation by certified mail to the owner's
36 last known address.

37 The owner of a vehicle involved in a violation of
38 section 321.372, subsection 3, is liable for the
39 violation and shall be deemed to be the driver of the
40 vehicle. It is not a defense that the owner was not
41 driving the vehicle at the time of the violation
42 except in any of the following circumstances:

43 1. The owner establishes that at the time of the
44 violation the vehicle was in the custody of an
45 identified person other than the owner.

46 2. The owner of the vehicle is a lessor of
47 vehicles licensed under chapter 321F and the owner
48 establishes that at the time of the violation the
49 vehicle was in the custody of a lessee pursuant to a
50 lease as defined in chapter 321F and the owner

H-4229

Page Two

1 provides a peace officer with the name, address, and
2 motor vehicle license number of the lessee.

3 3. The owner of the vehicle is a motor vehicle
4 dealer or manufacturer and the owner establishes that
5 the vehicle was being driven by another person on a
6 trial run or test drive or for another reason at the
7 time of the violation and the dealer or manufacturer
8 provides a peace officer with the name, address, and
9 motor vehicle license number of the person driving the
10 vehicle.

11 4. The vehicle was stolen at the time of the
12 violation.

13 If the owner of the vehicle establishes that the
14 vehicle was being driven by another person at the time
15 of the violation as provided in this section that
16 person and not the owner shall be charged with the
17 violation.

18 Sec. ____ . Section 321.484, unnumbered paragraph 3,
19 Code 1985, is amended to read as follows:

20 If a peace officer as defined in section 801.4 has
21 reasonable cause to believe the driver of a motor
22 vehicle has violated sections 321.261, 321.252, or
23 321.264, ~~or 321-372~~, the officer may request any owner
24 of the motor vehicle to supply information identifying
25 the driver. When requested, the owner of the vehicle
26 shall identify the driver to the best of his-or-her
27 the owner's ability. However, the owner of the
28 vehicle is not required to supply identification
29 information to the officer if the owner believes the
30 information is self-incriminating."

31 2. Title page, line 4, by inserting after the
32 word "fund" the following: "and providing that under
33 certain circumstances the owner of a vehicle which is
34 violating the warning lamps or stop arm of a school
35 bus shall be deemed to be the driver, making penalties
36 applicable".

BY SKOW of Guthrie
KREMER of Buchanan

H-4229 FILED MAY 6, 1987

5/7 (p. 21127)

SENATE FILE 518

H-4241

Amend Senate File 518, as amended, passed, and re-
printed by the Senate, as follows:

1. Page 16, by inserting after line 11 the
following:

"Sec. ____ . NEW SECTION. 321.372A VEHICLE OWNER
LIABILITY FOR FAILURE TO OBEY SCHOOL BUS WARNING
DEVICES.

The driver of a school bus who observes a violation
of section 321.372, subsection 3, may prepare a
written report on a form provided by the department of
public safety indicating that a violation has
occurred. The school bus driver or a school official
may deliver the report not more than twenty-four hours
after the violation occurred to a peace officer of the
state or a peace officer of the county or municipality
in which the violation occurred. The report shall
state the time and the location at which the violation
occurred and shall include the registration plate
number and a description of the vehicle involved in
the violation.

Not more than forty-eight hours after receiving a
report of a violation of section 321.372, subsection
3, from a school bus driver or a school official, the
peace officer shall prepare a uniform traffic citation
for the violation and shall personally serve it upon
the owner of the vehicle. If acting with reasonable
diligence the officer is unable to serve the citation
personally to the owner, service may be made by
leaving a copy of the citation at the owner's place of
abode within this state in the presence of a competent
member of the family at least fourteen years of age
who is informed of the contents of the citation. If
the owner's current place of business and place of
abode are not known, service may be made by mailing a
copy of the citation by certified mail to the owner's
last known address.

The owner of a vehicle involved in a violation of
section 321.372, subsection 3, is liable for the
violation and shall be deemed to be the driver of the
vehicle. It is not a defense that the owner was not
driving the vehicle at the time of the violation
except in any of the following circumstances:

1. The owner establishes that at the time of the
violation the vehicle was in the custody of an
identified person other than the owner.

2. The owner of the vehicle is a lessor of
vehicles licensed under chapter 321F and the owner
establishes that at the time of the violation the
vehicle was in the custody of a lessee pursuant to a
lease as defined in chapter 321F and the owner

1 provides a peace officer with the name, address, and
2 operator's license number of the lessee.

3 3. The owner of the vehicle is a motor vehicle
4 dealer or manufacturer and the owner establishes that
5 the vehicle was being driven by another person on a
6 trial run or test drive or for another reason at the
7 time of the violation and the dealer or manufacturer
8 provides a peace officer with the name, address, and
9 operator's license number of the person driving the
10 vehicle.

11 4. The vehicle was stolen at the time of the
12 violation.

13 If the owner of the vehicle establishes that the
14 vehicle was being driven by another person at the time
15 of the violation as provided in this section that
16 person and not the owner shall be charged with the
17 violation.

18 Sec. ____ . Section 321.484, unnumbered paragraph 3,
19 Code 1985, is amended to read as follows:

20 If a peace officer as defined in section 801.4 has
21 reasonable cause to believe the driver of a motor
22 vehicle has violated sections 321.261, 321.262, or
23 321.264, or ~~321.372~~, the officer may request any owner
24 of the motor vehicle to supply information identifying
25 the driver. When requested, the owner of the vehicle
26 shall identify the driver to the best of his-or-her
27 the owner's ability. However, the owner of the
28 vehicle is not required to supply identification
29 information to the officer if the owner believes the
30 information is self-incriminating."

31 2. Title page, line 4, by inserting after the
32 word "fund" the following: "and providing that under
33 certain circumstances the owner of a vehicle which is
34 violating the warning lamps or stop arm of a school
35 bus shall be deemed to be the driver, making penalties
36 applicable".

BY KREMER of Buchanan
SKOW of Guthrie

H-4241 FILED MAY 6, 1987

Revised and approved 5/7 (p. 2112)

SENATE FILE 518

H-4231

1 Amend Senate File 518, as amended, passed, and re-
2 printed by the Senate, as follows:

3 1. Page 6, line 6, by striking the word "four"
4 and inserting the word "six".

H-4231 FILED MAY 6, 1987

BY DIEMER of Black Hawk

#15 5/7 (p. 2106)

SENATE FILE 518

H-4239

1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate as follows:

3 1. Page 9, line 22, by inserting after the word
4 "fund" the following: "from revenue credited to the
5 road use tax fund under section 423.24, subsection 1,
6 paragraph "b",".

H-4239 FILED MAY 6, 1987

BY PAVICH of Pottawattamie

Revised 5/7 (p. 2106)

SENATE FILE 518

H-4253

Amend Senate File 518 as amended, passed and reprinted by the Senate as follows:

3 1. Page 17, by inserting before line 23 the
4 following:

5 "Sec. _____. Section 327H.24, Code 1987, is amended
6 by adding the following new unnumbered paragraph:
7 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
8 453.7, subsection 2, interest and earnings on moneys
9 deposited in the railroad assistance fund shall be
10 credited to the railroad assistance fund. Interest
11 and earnings credited to the railroad assistance fund
12 under this paragraph shall be expended as
13 nonreimbursable grants."

14 2. Page 17, by inserting before line 23 the
15 following:

16 "Sec. _____. 1983 Iowa Acts, chapter 198, section
17 32, unnumbered paragraph 1, is amended to read as
18 follows:

19 SEC. 32. -Notwithstanding the provisions of section
20 423.24, there is transferred from revenues collected
21 under chapter 423 during each year of the fiscal
22 period beginning July 1, 1983 and ending June 30, 1985
23 from the use tax imposed on motor vehicles, trailers
24 and motor vehicle accessories and equipment under
25 section 423.7 the sum of seven million five hundred
26 thousand (7,500,000) dollars which shall be
27 transferred to the special railroad facility fund to
28 be used exclusively for the purposes provided in this
29 section. The Iowa railway finance authority may enter
30 into a partnership agreement as allowed under section
31 307B.7, subsection 7, for the purpose of acquiring the
32 right-of-way of the Chicago, Rock Island and Pacific
33 railroad. The funds shall be expended to supplement
34 private investment capital obtained for that purpose
35 by matching any private investment capital on an equal
36 basis. The funds transferred to the special railroad
37 facility fund under this section shall be considered
38 an interest-free loan to be repaid to the road use tax
39 fund from receipts credited to the special railroad
40 facility fund under section 307B.23 except that moneys
41 credited for repayment of the loan during the period
42 beginning July 1, 1987 and ending June 30, 1989, shall
43 be credited to the railroad assistance fund."

BY HARBOR of Mills
BRANSTAD of Winnebago

H-4253 FILED MAY 6, 1987

Adopted 5/7/87 (p. 2115)

SENATE FILE 518

H-4246

- 1 Amend Senate File 518, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. Page 7, line 6, by striking the figure "1."
4 2. Page 8, line 7, by striking the figure and
5 word "2. For" and inserting the following:
6 "Sec. _____. There is appropriated from the primary
7 road fund to the department of public safety, division
8 of highway safety and uniformed force, for the fiscal
9 year beginning July 1, 1987 and ending June 30, 1988,
10 for".
11 3. Page 9, line 22, by striking the words "road
12 use tax" and inserting the words "primary road".

H-4246 FILED MAY 6, 1987 BY VAN MAANEN of Mahaska
B. (Adopted, A. 5/7 (p. 2106))

SENATE FILE 518

H-4248

- 1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 9, by striking lines 22 through 26.

H-4248 FILED MAY 6, 1987 BY VAN CAMP of Scott
7/15 5/7 (p. 2107)

SENATE FILE 518

H-4249

- 1 Amend Senate File 518, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. Page 16, by inserting before line 12 the
4 following:
5 "Sec. _____. Section 321.46, subsection 3,
6 unnumbered paragraph 1, Code 1987, is amended to read
7 as follows:
8 The applicant shall be entitled to a credit for
9 that portion of the registration fee of the vehicle
10 sold, traded, or junked within-the-state which had not
11 expired prior to the transfer of ownership of the
12 vehicle. The registration fee for the new
13 registration for the vehicle acquired shall be reduced
14 by the amount of the credit. The credit shall be
15 computed on the basis of the number of months
16 remaining in the registration year, rounded to the
17 nearest whole dollar. The credit shall be subject to
18 the following limitations:"

H-4249 FILED MAY 6, 1987 BY VAN CAMP of Scott
CONNOLLY of Dubuque
Added not germane 5/7 (p. 2113)

SENATE FILE 518

H-4252

Amend Senate File 518 as amended, passed and reprinted by the Senate as follows:

3 1. Page 1, by striking lines 8 through 19 and
4 inserting the following:

5 "1. For salaries and support for
6 not more than twenty-four point
7 thirty-six full-time equivalent
8 positions, maintenance and
9 miscellaneous purposes \$ 749,800

10 Notwithstanding section 384.15, subsection 7,
11 paragraph "b", there is appropriated from the
12 unencumbered and unobligated money remaining in the
13 law enforcement training reimbursement fund on June
14 30, 1987 to the Iowa law enforcement academy the sum
15 of twenty-eight thousand two hundred (28,200) dollars
16 for repair of a chiller unit, repair of a parking lot,
17 repair or replacement of carpet and replacement of a
18 washing machine at the academy."

19 2. Page 4, by striking lines 4 through 11 and
20 inserting the following:

21 "a. For salaries and support for
22 not more than forty-five point
23 seventy-five full-time equivalent
24 positions, maintenance, and miscel-
25 laneous purposes of the department's
administrative functions including
the medical examiner's office and
the criminal justice information
28 system \$ 1,957,800".

30 3. Page 5, by striking lines 12 through 31 and
31 inserting the following:

32 "a. For salaries and support for
33 not more than one hundred forty full-
34 time equivalent positions, maintenance,
35 and miscellaneous purposes, including
36 lease or lease-purchase of laboratory
37 equipment, of the division of criminal
38 investigation containing the bureaus
39 of identification, drug and liquor
40 law enforcement, pari-mutuel law
41 enforcement, including the state's
42 contribution to the peace officers'
43 retirement, accident, and disability
44 system provided in chapter 97A in
45 the amount of sixteen percent of the
46 salaries for which the funds are
47 appropriated \$ 5,380,575".

48 4. Page 6, by striking lines 5 through 18 and
49 inserting the following:

50 "c. Notwithstanding section 384.15, subsection 7,

1 paragraph "b", there is appropriated from the
2 unencumbered and unobligated money remaining in the
3 law enforcement training reimbursement fund on June
4 30, 1987 to the department of public safety, division
5 of criminal investigation, the sum of one hundred
6 thousand (100,000) dollars, or so much thereof as is
7 necessary, to be used for salaries, support,
8 maintenance, and miscellaneous purposes."

- 9 5. Page 6, by striking lines 19 through 23.
- 10 6. Page 6, by striking lines 24 through 33.
- 11 7. Page 7, by striking lines 6 through 19 and
- 12 inserting the following:

13 "1. For salaries and support
14 for not more than four hundred
15 forty full-time equivalent
16 positions, maintenance, and miscel-
17 laneous purposes including the
18 federal Highway Safety Act program,
19 and the state's contributions to the
20 peace officers' retirement, acci-
21 dent, and disability system pro-
22 vided in chapter 97A in the
23 amount of sixteen percent of
24 the salaries for which the funds
25 are appropriated \$ 19,256,000".

- 26 8. Page 8, by striking lines 2 through 6.
- 27 9. By striking page 8, line 22 through page 9,
- 28 line 5 and inserting the following:

29 "STATE DEPARTMENT OF TRANSPOR-
30 TATION
31 1. For salaries and support for
32 not more than six hundred nine full-
33 time equivalent positions, mainten-
34 ance, and miscellaneous purposes \$ 17,977,243".

- 35 10. By striking page 9, line 34 through page 10,
- 36 line 19 and inserting the following:

37 "STATE DEPARTMENT OF TRANSPOR-
38 TATION
39 1. For salaries and support
40 for not more than three thousand
41 three hundred seventy-five full-
42 time equivalent positions,
43 maintenance, and miscellaneous
44 purposes \$135,054,390".

- 45 11. Page 11, line 7, by striking the figure
- 46 "417,237" and inserting the following: "1,417,237".

- 47 12. Page 11, by striking lines 8 through 15.

- 48 13. Page 12, by inserting after line 35 the
- 49 following:

50 "3. For removal and disposal

1 of asbestos from the Ames
2 office complex \$ 1,000,000".

- 3 14. Page 13, line 1, by striking the figure "3."
- 4 and inserting the following: "4."

- 5 15. By striking page 13, line 13 through page 14,
- 6 line 34.

SENATE FILE 518

H-4263

1 Amend Senate File 518, as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 13, by inserting after line 12 the
4 following:

5 "Sec. _____. Section 306.42, Code 1987, amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 6. Notwithstanding any other
8 provision of the Code, for transfers of roads and
9 streets made after May 1, 1987, neither the
10 transferring jurisdiction or the receiving
11 jurisdiction shall be held liable for any claim or
12 damage for any act or omission relating to the design,
13 construction, or maintenance of the road or street
14 that occurred prior to the effective date of the
15 transfer. This paragraph shall apply to all transfers
16 pursuant to this chapter or section 313.2."

BY HALVORSON of Webster

H-4263 FILED MAY 6, 1987

PAVICH of Pottawattamie

Adopted 5/7/87 (p. 211)

SENATE FILE 518

H-4264

1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate as follows:

3 1. Page 11, by inserting after line 7 the
4 following:

5 "Sec. _____. Notwithstanding provisions of chapter
6 573 of the Code relating to claims of subcontractors
7 or suppliers, there is appropriated from the primary
8 road fund the sum of fifty-five thousand four hundred
9 thirty-eight (55,438) dollars for the payment of
10 subcontractors left unpaid as a result of a bankruptcy
11 or business failure of a contractor which is a party
12 in a contract with the state department of
13 transportation and a near-simultaneous bankruptcy of a
14 bonding company covering the work of the contractor,
15 such as the situation involving state department of
16 transportation reference number FN-105-2(7)--21-98 in
17 Worth county. Further, the department is authorized
18 to assume the place of these subcontractors for
19 reimbursement in the matter of the liquidation of
20 Carriers Insurance Company."

21 2. Page 17, by inserting after line 22 the
22 following:

23 "Sec. _____. Section 573.2, Code 1987, is amended by
24 adding the following new unnumbered paragraph:

25 NEW UNNUMBERED PARAGRAPH. A public corporation
26 making payment to reimburse a contractor or
27 subcontractor for a new bond as required by this
28 section shall be subrogated to all of the rights of a
29 contractor or subcontractor against each other and
30 against the insolvent bonding company."

BY MAY of Worth

H-4264 FILED MAY 6, 1987

BRANSTAD of Winnebago

Subcommittee 5/7/87 (p. 211)

SENATE FILE 518

H-4259

1 Amend the Committee on Appropriations amendment, H-
2 4252, to Senate File 518 as amended, passed and
3 reprinted by the Senate as follows:
4 1. Page 2, by inserting after line 34 the
5 following:
6 " . Page 9, line 22, by inserting after the
7 word "fund" the following: "from revenue credited to
8 the road use tax fund under section 423.24, subsection
9 1, paragraph "b",".
10 . Page 9, line 25, by striking the words and
11 figures "one million (1,000,000)" and inserting the
12 following: "seven hundred fifty thousand (750,000)".
13 2. Page 2, by striking line 47 and inserting the
14 following:
15 " . Page 11, lines 8 and 9, striking the words
16 "general fund of the state" and inserting the
17 following: "road use tax fund from revenue credited
18 to the road use tax fund under section 423.24,
19 subsection 1, paragraph "b"."

BY JOCHUM of Dubuque

PAVICH of Pottawattamie

H-4259 FILED MAY 6, 1987

Adopted 5/7/87 (p. 2103)

SENATE FILE 518

H-4260

1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 12, by inserting after line 35 the
4 following:
5 "It is the intent of the general assembly that the
6 state department of transportation check on the
7 availability of existing buildings in these cities to
8 determine the feasibility of remodeling existing
9 buildings rather than constructing new facilities."

H-4260 FILED MAY 6, 1987

BY VAN MAANEN of Muscatine

Adopted 5/7/87 (p. 2110)

SENATE FILE 518

H-4262

1 Amend Senate File 518, as amended, passed, and re-
2 printed by the Senate, as follows:
3 1. Page 8, by inserting before line 7 the
4 following:
5 "It is the intent of the general assembly that the
6 appropriation from the road use tax fund to the
7 department of public safety, division of highway
8 safety and uniformed force, be reduced by one-quarter
9 in each succeeding fiscal year such that by the fiscal
10 year beginning July 1, 1991 and thereafter no moneys
11 shall be appropriated from the road use tax fund to
12 the department of public safety, division of highway
13 safety and uniform force."

BY VAN CAMP of Scott

PETERSEN of Muscatine

H-4262 FILED MAY 6, 1987

Adopted 5/7 (p. 2107)

SENATE FILE 518

H-4266

1 Amend the Committee on Appropriations amendment, H-
2 4252, to Senate File 518 as amended, passed and
3 reprinted by the Senate as follows:
4 1. Page 1, by striking lines 30 through 49 and
5 inserting the following:
6 "____. Page 6, by inserting after line 4 the
7 following:"
8 2. Page 2, by inserting after line 8 the
9 following:
10 "____. Page 6, line 5, by striking the word "c."
11 and inserting the following: "d.""

H-4266 FILED MAY 7, 1987 BY PAVICH of Pottawattamie
ADOPTED (p. 215)

SENATE FILE 518

H-4271

1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate, as follows:
3 1. Page 16, by inserting before line 12 the
4 following:
5 "Sec. ____ . Section 321.445, subsection 2, Code
6 1987, is amended by striking the subsection and
7 inserting in lieu thereof the following:
8 2. The fact of use, or nonuse, of safety belts or
9 safety harnesses by a person is not admissible or
10 material as evidence in civil actions brought for
11 damages.
12 Sec. ____ . Section 321.445, subsections 3 and 4,
13 Code 1987, are amended by striking the subsections."

H-4271 FILED MAY 7, 1987 BY RENKEN of Grundy
NOT GERMANE (p. 211)

SENATE FILE 518

H-4299

1 Amend Senate File 518, as amended, passed, and re-
2 printed by the Senate, as follows:
3 1. Page 3, by inserting after line 27 the fol-
4 lowing:
5 "Funds appropriated under this subsection shall be
6 terminated January 1, 1988, and moneys not expended
7 shall be returned to the general fund of the state, if
8 the federal government refuses to terminate what is
9 referred to as the "Montgomery Amendment"."

H-4299 FILED MAY 7, 1987 BY SKOW of Guthrie
LOST (p. 211)

HOUSE AMENDMENT TO
SENATE FILE 518

S-4062

1 Amend Senate File 518 as amended, passed and
2 reprinted by the Senate as follows:

3 1. Page 1, by striking lines 8 through 19 and
4 inserting the following:

5 "1. For salaries and support for
6 not more than twenty-four point
7 thirty-six full-time equivalent
8 positions, maintenance and
9 miscellaneous purposes \$ 749,800

10 Notwithstanding section 384.15, subsection 7,
11 paragraph "b", there is appropriated from the
12 unencumbered and unobligated money remaining in the
13 law enforcement training reimbursement fund on June
14 30, 1987 to the Iowa law enforcement academy the sum
15 of twenty-eight thousand two hundred (28,200) dollars
16 for repair of a chiller unit, repair of a parking lot,
17 repair or replacement of carpet and replacement of a
18 washing machine at the academy."

19 2. Page 4, by striking lines 4 through 11 and
20 inserting the following:

21 "a. For salaries and support for
22 not more than forty-five point
23 seventy-five full-time equivalent
24 positions, maintenance, and miscel-
25 laneous purposes of the department's
26 administrative functions including
27 the medical examiner's office and
28 the criminal justice information
29 system \$ 1,957,800".

30 3. Page 6, by inserting after line 4 the
31 following:

32 "c. Notwithstanding section 384.15, subsection 7,
33 paragraph "b", there is appropriated from the
34 unencumbered and unobligated money remaining in the
35 law enforcement training reimbursement fund on June
36 30, 1987 to the department of public safety, division
37 of criminal investigation, the sum of one hundred
38 thousand (100,000) dollars, or so much thereof as is
39 necessary, to be used for salaries, support,
40 maintenance, and miscellaneous purposes."

41 4. Page 6, line 5, by striking the word "c." and
42 inserting the following: "d."

43 5. Page 6, by striking lines 19 through 23.

44 6. Page 6, by striking lines 24 through 33.

45 7. Page 7, by striking lines 6 through 19 and
46 inserting the following:

47 "1. For salaries and support
48 for not more than four hundred
49 forty full-time equivalent
50 positions, maintenance, and miscel-

S-4062 pg. 2

1 laneous purposes including the
2 federal Highway Safety Act program,
3 and the state's contributions to the
4 peace officers' retirement, acci-
5 dent, and disability system pro-
6 vided in chapter 97A in the
7 amount of sixteen percent of
8 the salaries for which the funds
9 are appropriated \$ 19,256,000".

10 8. Page 8, by striking lines 2 through 5.

11 9. Page 8, line 7, by striking the figure and
12 word "2. For" and inserting the following:

13 "Sec. ____ . There is appropriated from the primary
14 road fund to the department of public safety, division
15 of highway safety and uniformed force, for the fiscal
16 year beginning July 1, 1987 and ending June 30, 1988,
17 for".

18 10. By striking page 8, line 22 through page 9,
19 line 5 and inserting the following:

20 "STATE DEPARTMENT OF TRANSPOR-
21 TATION

22 1. For salaries and support for
23 not more than six hundred nine full-
24 time equivalent positions, mainten-
25 ance, and miscellaneous purposes \$ 17,977,243".

26 11. Page 9, line 22, by striking the words "road
27 use tax" and inserting the words "primary road".

28 12. Page 9, line 22, by inserting after the
29 word "fund" the following: "from revenue credited to
30 the road use tax fund under section 423.24, subsection
31 1, paragraph "b",".

32 13. Page 9, line 25, by striking the words and
33 figures "one million (1,000,000)" and inserting the
34 following: "seven hundred fifty thousand (750,000)".

35 14. By striking page 9, line 34 through page 10,
36 line 19 and inserting the following:

37 "STATE DEPARTMENT OF TRANSPOR-
38 TATION

39 1. For salaries and support
40 for not more than three thousand
41 three hundred seventy-five full-
42 time equivalent positions,
43 maintenance, and miscellaneous
44 purposes \$135,054,390".

45 15. Page 11, line 7, by striking the figure
46 "417,237" and inserting the following: "1,417,237".

47 16. Page 11, lines 8 and 9, striking the words
48 "general fund of the state" and inserting the
49 following: "road use tax fund from revenue credited
50 to the road use tax fund under section 423.24,

1 subsection 1, paragraph "b".

2 17. Page 12, by inserting after line 35 the
3 following:

4 "3. For removal and disposal
5 of asbestos from the Ames
6 office complex \$ 1,000,000".

7 18. Page 12, by inserting after line 35 the
8 following:

9 "It is the intent of the general assembly that the
10 state department of transportation check on the
11 availability of existing buildings in these cities to
12 determine the feasibility of remodeling existing
13 buildings rather than constructing new facilities."

14 19. Page 13, line 1, by striking the figure "3."
15 and inserting the following: "4."

16 20. Page 13, by inserting after line 12 the
17 following:

18 "Sec. ____ . Section 306.42, Code 1987, amended by
19 adding the following new subsection:

20 NEW SUBSECTION. 6. Notwithstanding any other
21 provision of the Code, for transfers of roads and
22 streets made after May 1, 1987, neither the
23 transferring jurisdiction or the receiving
24 jurisdiction shall be held liable for any claim or
25 damage for any act or omission relating to the design,
26 construction, or maintenance of the road or street
27 that occurred prior to the effective date of the
28 transfer. This paragraph shall apply to all transfers
29 pursuant to this chapter or section 313.2."

30 21. By striking page 13, line 13 through page 14,
31 line 34.

32 22. Page 17, by inserting before line 23 the
33 following:

34 "Sec. ____ . Section 327H.24, Code 1987, is amended
35 by adding the following new unnumbered paragraph:

36 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
37 453.7, subsection 2, interest and earnings on moneys
38 deposited in the railroad assistance fund shall be
39 credited to the railroad assistance fund. Interest
40 and earnings credited to the railroad assistance fund
41 under this paragraph shall be expended as
42 nonreimbursable grants."

43 23. Page 17, by inserting before line 23 the
44 following:

45 "Sec. ____ . 1983 Iowa Acts, chapter 198, section
46 32, unnumbered paragraph 1, is amended to read as
47 follows:

48 SEC. 32. Notwithstanding the provisions of section
49 423.24, there is transferred from revenues collected
50 under chapter 423 during each year of the fiscal

S-4062

1 period beginning July 1, 1983 and ending June 30, 1985
2 from the use tax imposed on motor vehicles, trailers
3 and motor vehicle accessories and equipment under
4 section 423.7 the sum of seven million five hundred
5 thousand (7,500,000) dollars which shall be
6 transferred to the special railroad facility fund to
7 be used exclusively for the purposes provided in this
8 section. The Iowa railway finance authority may enter
9 into a partnership agreement as allowed under section
10 307B.7, subsection 7, for the purpose of acquiring the
11 right-of-way of the Chicago, Rock Island and Pacific
12 railroad. The funds shall be expended to supplement
13 private investment capital obtained for that purpose
14 by matching any private investment capital on an equal
15 basis. The funds transferred to the special railroad
16 facility fund under this section shall be considered
17 an interest-free loan to be repaid to the road use tax
18 fund from receipts credited to the special railroad
19 facility fund under section 307B.23 except that moneys
20 credited for repayment of the loan during the period
21 beginning July 1, 1987 and ending June 30, 1989, shall
22 be credited to the railroad assistance fund."
23 24. By renumbering, relettering, or redesignating
24 and correcting internal references as necessary.

S-4062
Filed May 7, 1987

RECEIVED FROM THE HOUSE

SENATE FILE 518

4089

1 Amend the House amendment, S-4062, to Senate File
2 518 as amended, passed, and reprinted by the Senate as
3 follows:

4 1. Page 1, line 3, by striking the figure "19"
5 and inserting the following: "13".

6 2. Page 1, by inserting after line 29 the
7 following:

8 "_____. Page 5, line 31, by striking the figure
9 "5,299,675" and inserting the following:
10 "5,099,675"."

11 3. Page 1, lines 37 and 38, by striking the words
12 and figure "one hundred thousand (100,000)" and
13 inserting the following: "two hundred thousand
14 (200,000)".

15 4. Page 1, by striking line 44 and inserting the
16 following:

17 "_____. Page 6, by striking lines 24 through 29 and
18 inserting the following:

19 "Sec. 5. Notwithstanding section 384.15,
20 subsection 7, paragraph "b", there is appropriated all
21 unencumbered and unobligated money remaining in the
22 law enforcement training reimbursement fund on June
23 30, 1987, after operation of section 1, subsections 1
24 and 2, and section 4, subsection 4, paragraphs "b" and
25 "c" of this Act, to the department of public safety
26 for the capital acquisition of an automated
27 fingerprint identification system (AFIS). There is
28 also appropriated the unencumbered and unobligated
29 money credited to the law enforcement training
30 reimbursement fund during the fiscal year beginning
31 July 1, 1987 and ending June 30, 1988, to the
32 department of public safety for such fiscal year for
33 the capital acquisition of an automated fingerprint
34 identification system (AFIS). However, the total
35 moneys appropriated under this section shall not
36 exceed five hundred thousand (500,000) dollars."

37 5. By striking page 1, line 45 through page 2,
38 line 27.

39 6. Page 2, by striking lines 35 through 44.

40 7. Page 2, by inserting before line 45 the
41 following:

42 "_____. Page 11, line 5, by striking the word
43 "forty-five" and inserting the following: "twenty-
44 three"."

45 8. Page 2, line 46, by striking the figure
46 "1,417,237" and inserting the following: "750,000".

47 9. Page 3, by striking lines 2 through 6.

48 10. Page 3, by striking lines 14 and 15.

49 11. Page 3, by inserting before line 16 the
50 following:

A

May 10, 1987

S-4089 pg. 2

- 1 "____. Page 13, by inserting after line 5 the
2 following:
3 "Sec. _____. The state department of transportation
4 shall lower the entrance pipe by two feet at station
5 329+60 Rt on U.S. highway 63 in Tama county, Iowa."" A
-
- 6 12. Page 3, by striking lines 30 and 31. B
-
- 7 13. Page 4, by inserting after line 22 the
8 following:
9 "____. Page 18, line 6, by striking the word and A
10 figure "subsection 2" and inserting the following:
11 "subsections 1 and 2, section 4, subsection 4,
12 paragraphs "b" and "c"."
13 _____. Page 18, line 6, by inserting before the
14 figure "24" the following: "5,",""

S-4089

Filed May 9, 1987

BY JOE J. WELSH

DONALD E. GETTINGS

A - ADOPTED (1843)
B - WITHDRAWN (1843)

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 518
H-4371

Amend the House amendment, S-4062, to Senate File
2 518 as amended, passed, and reprinted by the Senate as
3 follows:

4 1. Page 1, line 3, by striking the figure "19"
5 and inserting the following: "13".

6 2. Page 1, by inserting after line 29 the
7 following:

8 "_____. Page 5, line 31, by striking the figure
9 "5,299,675" and inserting the following:
10 "5,099,675"."

11 3. Page 1, lines 37 and 38, by striking the words
12 and figure "one hundred thousand (100,000)" and
13 inserting the following: "two hundred thousand
14 (200,000)".

15 4. Page 1, by striking line 44 and inserting the
16 following:

17 "_____. Page 6, by striking lines 24 through 29 and
18 inserting the following:

19 "Sec. 5. Notwithstanding section 384.15,
20 subsection 7, paragraph "b", there is appropriated all
21 unencumbered and unobligated money remaining in the
22 law enforcement training reimbursement fund on June
23 30, 1987, after operation of section 1, subsections 1
24 and 2, and section 4, subsection 4, paragraphs "b" and
25 "c" of this Act, to the department of public safety
26 for the capital acquisition of an automated
27 fingerprint identification system (AFIS). There is
28 also appropriated the unencumbered and unobligated
29 money credited to the law enforcement training
30 reimbursement fund during the fiscal year beginning
31 July 1, 1987 and ending June 30, 1988, to the
32 department of public safety for such fiscal year for
33 the capital acquisition of an automated fingerprint
34 identification system (AFIS). However, the total
35 moneys appropriated under this section shall not
36 exceed five hundred thousand (500,000) dollars."

37 5. By striking page 1, line 45 through page 2,
38 line 27.

39 6. Page 2, by striking lines 35 through 44.

40 7. Page 2, by inserting before line 45 the
41 following:

42 "_____. Page 11, line 5, by striking the word
43 "forty-five" and inserting the following: "twenty-
44 three"."

45 8. Page 2, line 46, by striking the figure
46 "1,417,237" and inserting the following: "750,000".

47 9. Page 3, by striking lines 2 through 5.

48 10. Page 3, by striking lines 14 and 15.

49 11. Page 3, by inserting before line 16 the
50 following:

H-437

Page Two

1 "____". Page 13, by inserting after line 5 the
2 following:

3 "Sec. ____". The state department of transportation
4 shall lower the entrance pipe by two feet at station
5 329+60 Rt on U.S. highway 63 in Tama county, Iowa."

6 12. Page 4, by inserting after line 22 the
7 following:

8 "____". Page 18, line 6, by striking the word and
9 figure "subsection 2" and inserting the following:
10 "subsections 1 and 2, section 4, subsection 4,
11 paragraphs "b" and "c"."

12 "____". Page 18, line 6, by inserting before the
13 figure "24" the following: "5,"."

H-437) FILED MAY 9, 1987

RECEIVED FROM THE SENATE

(Amble)
(1987)
CONCURRED *(p 2072)*



OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

RAY E. BRANSTAD
GOVERNOR

June 8, 1987

1987 JUN -9 A 11:59
SECRETARY OF STATE

FILED

The Honorable Elaine Baxter
Secretary of State
State Capitol Building
L O C A L

Dear Madam Secretary:

I hereby transmit Senate File 518, an act relating to and making appropriations to state agencies whose responsibilities relate to public defense, public safety, transportation, and enforcement, and including allocation of moneys from the road use tax fund and providing effective dates.

Senate File 516 provides appropriations for law enforcement and transportation related agencies in state government. While I have some concern about the excessive appropriations from the law enforcement training reimbursement fund, the appropriations made in this bill are generally in line with my original recommendations. However, Senate File 518 includes several provisions which excessively tie the hands of the executive branch of state government and must be vetoed.

I am unable to approve the item designated as Section 1, Subsection 3 in its entirety. Subsection 3 of Section 1 of Senate File 518 establishes detailed performance review measures and reporting requirements for the law enforcement academy's training program. The management-related goals and reporting mechanisms included in this subsection are the essence of executive branch administrative discretion. The Department of Management has developed performance measures for each department. The results of these measures can be shared at appropriate times with the legislative branch. However, the legislative requirements imposed in Subsection 3 are excessive and cannot be approved.

Honorable Elaine Baxter
8, 1987

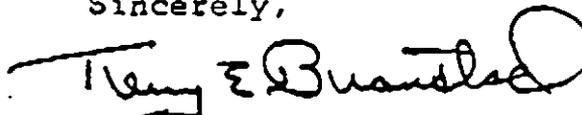
2

I am unable to approve Section 16 of Senate File 518 in its entirety. Section 16 requires that the Department of Transportation to lower the entrance pipe by two feet at station 329+60 Rt on U.S. highway 63 in Tama county, Iowa. The level of the drainage pipe referred to in Section 16 is now under study by the Department of Transportation in order to relieve a drainage problem in the area. There are different views in the area about the appropriate level at which the pipe should be located. The decision on the appropriate level for the pipe is one which should clearly be subject to administrative discretion and executive branch expertise. Such detail directed by the General Assembly is a glaring example of excessive legislative branch encroachment into executive branch authority. As such, I cannot approve Section 16.

I am unable to approve Section 29 of Senate File 518 in its entirety. Section 29 of this bill amends the 1986 Iowa Acts, to require that DOT maintenance garages be placed in Tama-Toledo, Dubuque and Centerville. This section prohibits the Department from placing these garages in any area around these communities. I understand the intent of this section is to require the Department to place the garage in an appropriate location in Tama-Toledo. And I am pleased that the Department of Transportation officials do plan to build that garage very near those communities. However, by requiring that these garages be placed within the city limits of Dubuque and Centerville, the legislature inadvertently created a serious problem for the department. At the present time, the maintenance garage in the Dubuque area is now under construction just outside of the city limits of that community. And the Centerville area garage is also proposed to be constructed just outside the city limits. Neither of these projects could move forward if this legislation were signed into law.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 518 are hereby approved as of this date.

Sincerely,



Terry E. Branstad
Governor

TEB:cd

SENATE FILE 518

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO STATE AGENCIES WHOSE RESPONSIBILITIES RELATE TO PUBLIC DEFENSE, PUBLIC SAFETY, TRANSPORTATION, AND ENFORCEMENT, AND INCLUDING ALLOCATION OF MONEYS FROM THE ROAD USE TAX FUND AND PROVIDING EFFECTIVE DATES.

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 law enforcement academy for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as is necessary, for the purposes designated:

	1987-1988
	<u>Fiscal Year</u>

1. For salaries and support for not more than twenty-four point thirty-six full-time equivalent positions, maintenance and miscellaneous purposes	\$ 749,800
---	------------

Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1987 to the Iowa law enforcement academy the sum of twenty-eight thousand two hundred (28,200) dollars for repair of a chiller unit, repair of a parking lot, repair or replacement of carpet and replacement of a washing machine at the academy.

2. Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1987, to the Iowa law

Items vetoed: Section 1, ss 3
Sections 16 & 29

enforcement academy the sum of thirty-five thousand (35,000) dollars for the purchase of judgmental shooting equipment.

3. It is the intent of the general assembly that the Iowa law enforcement academy, in its training program, shall conform its activities to the mission, goals, and objectives provided in this subsection and collect information pertaining to performance measures developed by the legislative fiscal bureau. The academy shall provide a report at least quarterly to the legislative fiscal bureau and the co-chairpersons and ranking members of the transportation and safety appropriations subcommittee on the performance measures. The academy shall be notified by the legislative fiscal bureau by July 1, 1987 of the specific performance measures for which data shall be collected and reported.

The academy exists to maximize training opportunities for law enforcement officers and jailers in an effort to upgrade and maintain law enforcement at a professional status by providing and coordinating basic and continued training.

The academy goals include providing basic and continued training of all law enforcement officers and jailers of the state and its political subdivisions, continuing to upgrade the professional status of law enforcement and jailer training in the state, and insuring uniformity and quality of training across the state to accomplish the following objectives:

- a. To continue the production of audio-visual training materials.
- b. To serve as the principal library and media resource center.
- c. To conduct law enforcement basic training courses and continued training courses.
- d. To provide continued training for Iowa law enforcement academy training officers so they can maintain state-of-the-art information.
- e. To design and prepare entrance level and promotional examinations for use by county civil service commissions.
- f. To administer psychological tests to applicants for law enforcement positions.
- g. To direct research in the field of law enforcement.

n. To process applications for reserve peace officers to carry weapons.

i. To make recommendations to the governor, the general assembly, and others on matters to upgrade the law enforcement and jailer service.

j. To adopt rules and regulations.

k. To increase the incidence of regionally facilitated in-service training courses.

Sec. 2. Notwithstanding section 80B.11, subsection 5, during the fiscal year beginning July 1, 1987, not more than one-half of the cost of providing cognitive and psychological examinations of law enforcement officer candidates may be charged for taking the examinations by the Iowa law enforcement academy. However, no charge shall be made for officer candidates being tested on behalf of state departments or agencies.

The Iowa law enforcement academy may also charge not more than one-half of the cost of providing the ten-week course which is designed to meet the minimum basic training requirements for a law enforcement officer. However, a charge shall not be made for officers employed by state departments or agencies.

Sec. 3. There is appropriated from the general fund of the state to the department of public defense for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1987-1988
Fiscal Year

1. For salaries and support of not more than one hundred forty-two point zero five full-time equivalent positions, maintenance, and miscellaneous purposes \$ 3,221,000

Notwithstanding section 29A.33, the per capita annual allowance to units will be five dollars per capita to be paid

on a semiannual basis in installments of two dollars and fifty cents per capita for the fiscal year beginning July 1, 1987 and ending June 30, 1988. The per capita allowance shall be used for morale purposes and be for the welfare of the troops and in no circumstances expended for support and maintenance.

2. For the war orphans educational aid fund \$ 15,200

Sec. 4. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as is necessary, to be used for funding the following functions and programs for the purposes designated:

1987-1988
Fiscal Year

1. ADMINISTRATIVE FUNCTION

a. For salaries and support for not more than forty-five point seventy-five full-time equivalent positions, maintenance, and miscellaneous purposes of the department's administrative functions including the medical examiner's office and the criminal justice information system \$ 1,957,800

b. For salaries and support of not more than seventy-nine full-time equivalent positions, maintenance, and miscellaneous purposes relating to radio communications \$ 2,612,000

The balance of the fund created under section 321J.17 carried forward each fiscal year may be used to provide salary and support of not more than eight and five-tenths full-time equivalent positions and maintenance for the victim compensation functions of the department of public safety.

2. INSPECTION FUNCTION

For salaries and support of not more than thirty-two full-time equivalent positions, maintenance, and miscellaneous purposes of fire marshal's inspections, administration of the state building code, arson investigators including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of sixteen percent of the salaries for which the funds are appropriated \$ 1,138,500

3. SECURITY FUNCTION

For salaries and support of not more than thirty-one full-time equivalent positions, maintenance, and miscellaneous purposes of the capitol security division \$ 808,500

4. INVESTIGATION FUNCTION

a. For salaries and support of not more than one hundred thirty-six full-time equivalent positions, maintenance, and miscellaneous purposes, including lease or lease-purchase of laboratory equipment, of the division of criminal investigation containing the bureaus of identification, drug law enforcement, and beer and liquor law enforcement, including the state's contribution to the peace officers'

retirement, accident, and disability system provided in chapter 97A in the amount of sixteen percent of the salaries for which the funds are appropriated \$ 5,009,675

b. Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1987, to the department of public safety, division of criminal investigation, the sum of two hundred thousand (200,000) dollars for undercover purchases by the division of criminal investigation and local law enforcement agencies.

c. Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1987 to the department of public safety, division of criminal investigation, the sum of two hundred thousand (200,000) dollars, or so much thereof as is necessary, to be used for salaries, support, maintenance, and miscellaneous purposes.

d. For salaries and support of not more than four full-time equivalent positions, maintenance, and miscellaneous purposes for the employment of para-mutuel law enforcement agents, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of sixteen percent of the salaries for which the funds are appropriated \$ 180,000

Sec. 5. Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated all unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1987, after operation of section 1, subsections 1 and 2, and section 4, subsection 4, paragraphs "b" and "c" of this Act, to the department of public safety for the capital acquisition of an automated fingerprint identification system (AFIS). There is also appropriated the unencumbered and unobligated money credited to the law enforcement training reimbursement fund during the fiscal year beginning July 1, 1987 and ending June 30, 1988, to the department of public safety for such fiscal year for the capital acquisition of an automated fingerprint identification system (AFIS). However, the total moneys appropriated under this section shall not exceed five hundred thousand (500,000) dollars.

Except as otherwise provided by law, the automated fingerprint identification system computer committee as established in 1985 Iowa Acts, chapter 1207, section 18, paragraph "c", shall be maintained.

Sec. 6. There is appropriated from the road use tax fund to the department of public safety, division of highway safety and uniformed force, for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as is necessary, to be used as follows:

1987-1988
Fiscal Year

1. For salaries and support of not more than four hundred forty-two full-time equivalent positions, maintenance, and miscellaneous purposes including the federal Highway Safety Act program, and the state's contributions to the peace officers' retirement, accident, and disability system pro-

vided in chapter 97A in the amount of sixteen percent of the salaries for which the funds are appropriated \$ 19,352,000

However, the unfunded liability of the peace officers' retirement, accident, and disability system, as of July 1, 1986 shall not be considered a liability of the road use tax fund.

An employee of the department of public safety or the department of natural resources or their successor agencies who retires after the effective date of this Act is eligible for payment of life or health insurance premiums as provided for in the collective bargaining agreement covering the public safety bargaining unit at the time of retirement if the employee previously served in a position which would have been covered by the agreement. The employee shall be given credit for the service in that prior position as though it were covered by that agreement. This section shall not operate to reduce any retirement benefits an employee may have earned under other collective bargaining agreements or retirement programs.

It is the intent of the general assembly that the department of public safety, division of highway safety and uniformed force, increase the number of its vehicle theft officers by two full-time equivalent positions under this appropriation.

2. For the capital purchase of four hundred nine mobile vehicle repeaters and radios to be used by the Iowa state patrol, eight hundred forty thousand (840,000) dollars, or so much thereof as may be necessary. Moneys credited under this subsection are for mobile vehicle repeaters and radios to be placed solely in new motor vehicles used by members of the Iowa safety patrol below the rank of lieutenant for patrolling the highways.

Sec. 7. There is appropriated from the road use tax fund to the state department of transportation for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following

amounts, or so much thereof as may be necessary, to be used for the following purposes:

1987-1988
Fiscal Year

- 1. For salaries, support, maintenance, and miscellaneous purposes for:
 - a. Administrative services (forty-nine full-time equivalent positions) \$ 2,637,476
 - b. General counsel (one full-time equivalent position) \$ 116,925
 - c. Planning and research (nine full-time equivalent positions) \$ 283,645
 - d. Aeronautics and public transit (four full-time equivalent positions) \$ 156,275
 - e. Motor vehicles (five hundred twenty-nine full-time equivalent positions) \$ 14,225,922
 - f. Rail and water (fifteen full-time equivalent positions) \$ 557,000
- 2. For the purpose of making payments to the department of personnel for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter 19A \$ 16,000
- 3. Unemployment compensation \$ 12,500

Sec. 8. There is appropriated from the road use tax fund to the department of personnel for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the sum of ninety-five thousand eighty (95,080) dollars, or so much thereof as is necessary, to be used for the purpose of paying workers' compensation claims under chapter 85 on behalf of employees of

the state department of transportation and the department of public safety, division of highway safety and uniformed force.

Sec. 9. There is appropriated from the road use tax fund from revenue credited to the road use tax fund under section 423.24, subsection 1, paragraph "b", to the department of transportation for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the sum of seven hundred fifty thousand (750,000) dollars for improving the state aircraft pool.

Sec. 10. There is appropriated from the primary road fund to the state department of transportation for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

1987-1988
Fiscal Year

- 1. For salaries, support, maintenance, and miscellaneous purposes for:
 - a. Administrative services (three hundred one full-time equivalent positions) \$ 16,355,404
 - b. General counsel (seven full-time equivalent positions) \$ 689,942
 - c. Planning and research (one hundred sixty-four full-time equivalent positions) \$ 5,388,387
 - d. Aeronautics and public transit (four full-time equivalent positions) \$ 156,275
 - e. Highways (two thousand eight hundred seventy-six full-time equivalent positions) \$11,735,947
 - f. Motor vehicles (eighteen full-time equivalent positions) \$ 492,435
 - g. Rail and water (seven full-time equivalent positions) \$ 236,000
- 2. To be deposited in the

state department of transportation materials and equipment revolving fund established by section 307.47 for funding the increased replacement cost of vehicles \$ 2,000,000

3. For the purpose of making payments to the department of personnel for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter 19A \$ 304,000

4. Unemployment compensation \$ 232,750

5. Subject to enactment of a new transportation network designed to serve business and industry, for salaries and support for not more than twenty-three full-time equivalent positions, maintenance and miscellaneous purposes \$ 750,000

Sec. 11. There is appropriated from the road use tax fund from revenue credited to the road use tax fund under section 423.24, subsection 1, paragraph "b" to the state department of transportation for the fiscal year beginning July 1, 1987 and ending June 30, 1988, for the purposes of terminal improvements at essential air service airports, the sum of two hundred fifty thousand (250,000) dollars. In selecting projects the state department of transportation shall give preference to projects that will assist in maintaining and attracting air service.

Sec. 12. The treasurer of state shall credit in six equal installments prior to January 1, 1988, from the road use tax fund from revenue credited to the road use tax fund under section 423.24, subsection 1, paragraph "b", to the state department of transportation for purposes of retiring bonds

and indebtedness on state-owned toll bridges an amount sufficient to repay all indebtedness on all state-owned toll bridges. Tolls on these bridges shall be eliminated no later than July 1, 1987.

Section 8.33 does not apply to moneys credited under this section. Any Iowa residents employed by the state department of transportation for collecting tolls on these bridges shall be given preference for subsequent employment with the state department of transportation for positions for which they are qualified.

Sec. 13. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the sum of six hundred sixty-six thousand five hundred forty (666,540) dollars, or so much thereof as is necessary, for the purpose of paying workers' compensation claims under chapter 85 on behalf of the employees of the state department of transportation.

Sec. 14. There is appropriated from the state aviation fund to the state department of transportation for the administration of aeronautics and public transit for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amount, or so much thereof as may be necessary, to be used for the following purposes:

1987-1988
Fiscal Year

1. For salaries and support of not more than eight full-time equivalent positions, maintenance and miscellaneous purposes \$ 276,548

2. For salary and support for not more than one full-time equivalent position, maintenance, and miscellaneous purposes if a new transportation network designed to serve business and industry is enacted and becomes law \$ 35,000

Sec. 15. There is appropriated from the primary road fund to the state department of transportation for the fiscal year beginning July 1, 1987 and ending June 30, 1988, the following amounts, or so much thereof as is necessary, to be used in the manner designated:

	1987-1988 <u>Fiscal Year</u>
1. For the repaving of the warehouse lot at the Ames complex	\$ 150,000
2. For the replacement of obsolete field facilities at Adair, Creston, Denison, Greenfield, Oakland, Sac City, and Sigourney	\$ 3,510,500

It is the intent of the general assembly that the state department of transportation check on the availability of existing buildings in these cities to determine the feasibility of recodeling existing buildings rather than constructing new facilities.

3. Section 8.33 does not apply to the funds appropriated by this section. However, unencumbered or unobligated funds remaining on June 30, 1991 from funds appropriated for the fiscal year beginning July 1, 1987 shall revert to the fund from which appropriated on September 30, 1991.

Sec. 16. The state department of transportation shall lower the entrance pipe by two feet at station 329+60 Rt on U.S. highway 63 in Tama county, Iowa.

Sec. 17. Section 80.4, Code 1987, is amended to read as follows:

80.4 HIGHWAY PATROL.

The Iowa highway safety patrol is established in the department of public safety shall consist of a complement of not to exceed four hundred ten persons. The patrol shall be under the direction of the director of public safety.

Sec. 18. Section 306.42, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 6. Notwithstanding any other provision of the Code, for transfers of roads and streets made after May 1, 1987, neither the transferring jurisdiction or the receiving jurisdiction shall be held liable for any claim or damage for any act or omission relating to the design, construction, or maintenance of the road or street that occurred prior to the effective date of the transfer. This paragraph shall apply to all transfers pursuant to this chapter or section 313.2.

Sec. 19. Section 312.2, subsection 17, Code 1987, is amended to read as follows:

17. The treasurer of state, before making the allotments provided for in this section, shall credit monthly from the road use tax fund to the public transit assistance fund, created under section 601J.6, an amount equal to one fortieth of the revenue credited to the road use tax fund under section 423.24, subsection 1, paragraph "b".

Sec. 20. Section 312.2, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 18. The treasurer of state, before making the allotments provided for in this section, shall credit monthly from the road use tax fund to the state department of transportation for county, city and state traffic safety improvement projects an amount equal to one-half of one percent of moneys credited to the road use tax fund.

Sec. 21. Section 313.63, Code 1987, is amended to read as follows:

313.63 ACTION BY ADJOINING STATE.

The department shall not enter into an agreement of acceptance until the adjoining state enters into an agreement to accept ownership of that portion of the bridge being within such the adjoining state and agrees to pay the cost of maintaining such portion of the bridge or its proportionate share of the total cost of maintaining the bridge.

Sec. 22. Section 313A.34, subsection 6, Code 1987, is amended by striking the subsection and inserting in lieu thereof the following:

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6. A provision for the division of ownership with the adjoining state and for a proportional division of the maintenance costs of the bridge when all outstanding indebtedness or other obligations payable from the revenues of the bridge have been paid.

Sec. 23. Section 316.15, Code 1987, is amended to read as follows:

316.15 FEDERAL GRANTS -- PAYMENT OF RIGHT-OF-WAY AND RELOCATION ASSISTANCE BENEFITS.

The department may do all things necessary to carry out the provisions of this chapter and to secure federal grants to make the payments required by this chapter, but the absence of federal aid to make such payments shall not discharge the obligation to make the payments. The department is authorized to pay all right-of-way and relocation assistance benefits in the full amount authorized by federal standards and rules. In order to avoid delays, payment for such benefits made in cooperation with the federal government may be advanced from the primary road fund.

Sec. 24. Section 321J.17, Code 1987, is amended to read as follows:

321J.17 CIVIL PENALTY -- SEPARATE FUND -- REINSTATEMENT.

When the department revokes a person's motor vehicle license or nonresident operating privilege under this chapter, the department shall assess the person a civil penalty of one hundred dollars. The money collected by the department under this section shall be transmitted to the treasurer of state who shall deposit the money in a separate fund dedicated to and used for the purposes of chapter 912, and for the operation of a missing person clearinghouse and domestic abuse registry by the department of public safety. Any balance in the fund on June 30 of any fiscal year exceeding fifty thousand dollars shall revert to the general fund of the state. A temporary restricted license shall not be issued or a motor vehicle license or nonresident operating privilege reinstated until the civil penalty has been paid.

Sec. 25. Section 327H.24, Code 1987, is amended to read as follows:

327H.24 REVERSIONS -- TRANSFERS -- MONEYS TO BE REPAYED.

Moneys deposited in the railroad assistance fund shall ~~not~~ be subject to ~~section~~ sections 8.33 and 8.39. However, moneys credited to the fund by a city, county, or railroad district which are unexpended or unobligated following the expiration of an agreement shall be paid back to the city, county, or railroad district.

Sec. 26. Section 423.24, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

423.24 DEPOSIT OF REVENUE.

The revenue arising from the operation of this chapter shall be credited as follows:

1. a. All revenue derived from the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment as collected pursuant to section 423.7 shall be credited to the primary road fund to the extent necessary to reimburse that fund for the expenditures, not otherwise eligible to be made from the primary road fund, made for repairing, improving and maintaining bridges over the rivers bordering the state. Expenditures for those portions of bridges within adjacent states may be included when they are made pursuant to an agreement entered into under sections 313.63, 313A.34 and 314.10.

b. Any remaining revenues derived from the operation of section 423.7 shall be credited to the road use tax fund.

2. All other revenue arising under the operation of this chapter shall be credited to the general fund of the state.

Sec. 27. Section 327H.24, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding section 453.7, subsection 2, interest and earnings on moneys deposited in the railroad assistance fund shall be credited to the railroad assistance fund. Interest and earnings credited to the railroad assistance fund under this paragraph shall be expended as nonreimbursable grants.

Sec. 28. 1983 Iowa Acts, chapter 198, section 32, unnumbered paragraph 1, is amended to read as follows:

SEC. 32. Notwithstanding the provisions of section 423.24, there is transferred from revenues collected under chapter 423 during each year of the fiscal period beginning July 1, 1983 and ending June 30, 1985 from the use tax imposed on motor vehicles, trailers and motor vehicle accessories and equipment under section 423.7 the sum of seven million five hundred thousand (7,500,000) dollars which shall be transferred to the special railroad facility fund to be used exclusively for the purposes provided in this section. The Iowa railway finance authority may enter into a partnership agreement as allowed under section 307B.7, subsection 7, for the purpose of acquiring the right-of-way of the Chicago, Rock Island and Pacific railroad. The funds shall be expended to supplement private investment capital obtained for that purpose by matching any private investment capital on an equal basis. The funds transferred to the special railroad facility fund under this section shall be considered an interest-free loan to be repaid to the road use tax fund from receipts credited to the special railroad facility fund under section 307B.23 except that moneys credited for repayment of the loan during the period beginning July 1, 1987 and ending June 30, 1989, shall be credited to the railroad assistance fund.

Sec. 29. 1986 Iowa Acts, chapter 1246, section 12, subsection 5, is amended to read as follows:
5. For area garages for-the in Tama-Toledo area, Dubuque and Centerville \$ 1,344,000

Sec. 30. 1986 Iowa Acts, chapter 1246, section 12, is amended by adding the following new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. Section 8.33 does not apply to the funds appropriated by this section. However, unencumbered or unobligated funds remaining on June 30, 1991 from funds appropriated for the fiscal year beginning July 1, 1986 shall revert to the fund from which appropriated on September 30, 1991.

Sec. 31. All federal grants to and the federal receipts of the agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants and receipts unless otherwise provided by the general assembly.

Sec. 32. Section 1, subsections 1 and 2, section 4, subsection 4, paragraphs "b" and "c" and sections 5, 24, 25, and 30, take effect June 30, 1987.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 518, Seventy-second General Assembly.

John F. Dwyer
Approved June 8, 1987

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor

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