

CHAPTER 10
EXECUTIVE, LEGISLATIVE AND JUDICIAL APPROPRIATIONS
H. F. 847

AN ACT relating to and making appropriations to various executive, legislative and judicial departments and agencies.

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

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

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

1. OFFICE OF THE STATE APPELLATE DEFENDER

For deposit in the appellate defender operating account	\$ 100,000	\$
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Funds appropriated by this subsection to the office of the appellate defender are appropriated only if the office of the appellate defender is in existence for the fiscal year beginning July 1, 1981 and ending June 30, 1982.

2. IOWA STATE ARTS COUNCIL

For salaries, support, maintenance, and miscellaneous purposes including funds to match federal grants	\$ 291,113	\$ 305,150
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3. DEPARTMENT OF JUSTICE

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes	\$ 2,191,472	\$ 2,298,361
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b. Prosecuting attorney training program

For salaries, support, maintenance and miscellaneous purposes which funds shall be used to attract federal and county funding	\$ 59,058	\$ 62,164
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c. Prosecuting intern program; however, counties participating in the prosecuting intern program shall match funds appropriated by this paragraph	\$ 52,500	\$ 52,500
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d. If legislation creating a criminal justice improvement fund becomes law the appropriations in paragraph a of this subsection to the general office of attorney general are reduced for the fiscal year beginning July 1, 1981 by twenty-three thousand three hundred fifty (23,350) dollars and for the fiscal year beginning July 1, 1982 by twenty-five thousand seven hundred (25,700) dollars. If legislation creating a criminal justice fund becomes law the appropriations in paragraphs b and c of this subsection for the

prosecuting attorney training program and for the prosecuting intern program for the fiscal biennium beginning July 1, 1981 are void.

4. CAPITOL PLANNING COMMISSION

For per diem of forty dollars per day and expenses of the members in carrying out their duties under chapter 18A \$ 3,500 \$ 3,500

It is the intent of the general assembly that all plans for construction or renovation of property within the capitol complex shall be submitted to the capitol planning commission before the construction or renovation is begun.

5. OFFICE OF CITIZENS' AIDE

For salaries, support, maintenance, and miscellaneous purposes \$ 203,502 \$ 213,315

6. COUNCIL ON STATE GOVERNMENTS

For support of the membership assessment \$ 41,200 \$ 44,600

7. EXECUTIVE COUNCIL

For salaries, support, maintenance, and miscellaneous purposes \$ 54,361 \$ 56,982

Sec. 2. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 to the following named agency, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

1. DEPARTMENT OF GENERAL SERVICES

a. GENERAL OPERATIONS

For salaries, support, maintenance, and miscellaneous purposes \$ 4,187,717 \$ 4,396,798

Jurisdiction over the statehouse tour guides is transferred to the legislative council.

b. UTILITY COSTS

For payment of utility costs \$ 2,098,375 \$ 2,098,375

2. DEPARTMENT OF GENERAL SERVICES--REVOLVING FUNDS

a. From the centralized printing permanent revolving fund established by section 18.57 for salaries, support, maintenance, and miscellaneous purposes \$ 557,321 \$ 584,194

b. The remainder of the centralized printing permanent revolving fund is appropriated for the expense incurred in supplying paper stock, offset printing, copy preparation, binding, distribution costs, original payment of printing and binding claims and contingencies arising during the fiscal years beginning July 1, 1981 and July 1, 1982 which are legally payable from this fund.

c. From the general service revolving fund established by section 18.9 for salaries, support, maintenance, and miscellaneous purposes ... \$ 372,525 \$390,487

d. The remainder of the general service revolving fund is appropriated for the payment of expenses incurred through purchases by various state departments and for contingencies arising during the fiscal years beginning July 1, 1981 and July 1, 1982 which are legally payable from this fund.

e. From the vehicle dispatcher revolving fund established by section 18.119 for salaries, support, maintenance, and miscellaneous purposes ... \$ 384,434 \$ 402,971

f. The remainder of the vehicle dispatcher revolving fund is appropriated for the purchase of gasoline, oil, tires, repairs and all other maintenance expenses incurred in the operation of state-owned motor vehicles and for contingencies arising during the fiscal years beginning July 1, 1981 and July 1, 1982 which are legally payable from this fund.

Sec. 3. There is appropriated from the general fund of the state to the office of the governor for each fiscal year of the fiscal biennium commencing July 1, 1981 and ending June 30, 1983, the following amount or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
1. For salaries, support, maintenance, and miscellaneous purposes of the general office of the governor	\$ 572,859	\$ 598,470
2. For the governor's expenses connected with office	\$ 5,724	\$ 6,000
3. For salaries, support, maintenance, and miscellaneous purposes of Terrace Hill	\$ 176,160	\$ 184,594
4. For the payment of expenses of ad hoc committees, councils and task forces appointed by the governor to research and analyze a particular subject area relevant to the problems and responsibilities of state and local government, including the employment of professional, technical and administrative staff and the payment of per diem, not exceeding forty dollars, and actual expenses of committee, council or task force members	\$ 25,000	\$ 25,000
5. For salaries, support, maintenance, and miscellaneous purposes of the office of the administrative rules coordinator	\$ 60,039	\$ 62,934

Sec. 4. There is appropriated from the general fund of the state to the office of the lieutenant governor for the fiscal biennium beginning July 1, 1981 and ending June 30, 1983, the following amounts, or so much thereof as necessary, to be used for the purposes designated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
For salaries, support, maintenance, and miscellaneous purposes including the lieutenant governor's compensation and expenses as provided in subsection 2 of section 2.10 including service as a member of the legislative council and for per diem and expenses incurred while performing duties of the lieutenant governor when the general assembly is not in session	\$ 85,971	\$ 90,116

Sec. 5. There is appropriated from the general fund of the state to the Iowa state historical department for the fiscal biennium beginning July 1, 1981 and ending June 30, 1983, the following amounts, or so much thereof as necessary, to be used for the purposes designated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
1. For the division of the state historical society for salaries, support, maintenance, and miscellaneous purposes	\$ 410,669	\$ 427,078
2. For the division of historic preservation for salaries, support, maintenance, and miscellaneous purposes	\$ 171,746	\$ 179,865
3. For the division of historic museum and archives for salaries, support, maintenance, and miscellaneous purposes	\$ 478,729	\$ 501,812
4. For the state historical board for per diem and expenses	\$ 13,500	\$ 13,565
5. For distribution to the Herbert Hoover memorial birthplace	\$ 500	\$ 500

Sec. 6. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983 to the following named judicial department agencies, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
1. COURTS		
For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, judicial magistrates, and staff, maintenance, equipment, and miscellaneous purposes	\$ 9,538,365	\$ 9,547,641

If legislation creating a criminal justice improvement fund becomes law the amounts appropriated by this subsection for salaries of supreme court

justices, other judges and staff are reduced for the fiscal year beginning July 1, 1981 by sixty-nine thousand six hundred ninety-five (69,695) dollars and for the fiscal year beginning July 1, 1982 by seventy-eight thousand nine hundred seventy-one (78,971) dollars.

2. BOARDS AND COMMISSION--JUDICIAL DEPARTMENT

For salaries, support, maintenance, and miscellaneous purposes of the board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission \$ 53,712 \$ 54,125

3. ADMINISTRATION

For salaries, support, maintenance, equipment, and miscellaneous purposes of the court administrator, and clerk of the supreme court \$ 589,956 \$ 590,366

Sec. 7. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981 and ending June 30, 1983, except as otherwise provided, to the following named agencies, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. BUREAU OF LABOR		
For salaries, support, maintenance, and miscellaneous purposes	\$ 1,214,659	\$ 1,273,035
2. LEGISLATIVE FISCAL BUREAU		
For salaries, support, maintenance, and miscellaneous purposes	\$ 448,970	\$ 479,894
3. LEGISLATIVE SERVICE BUREAU		
a. For salaries, support, maintenance, and miscellaneous purposes	\$ 771,296	\$ 808,487
b. For drafting, research, and Code data processing programs and services	\$ 14,310	\$ 15,000
The legislative council shall allocate staff under its jurisdiction, and may cooperate with other agencies, in order to insure that the Code and a supplement providing for an annual update of the Code is published in a timely manner. The superintendent of printing shall cooperate with the legislative council and any additional costs incurred shall be recovered through the sale of the supplements and the Code.		
4. NATIONAL CONFERENCE OF STATE LEGISLATURES		
For support of the membership assessment	\$ 45,000	\$ 45,000
5. IOWA LIBRARY DEPARTMENT		
a. For the state library for salaries, support, maintenance, and miscellaneous purposes ...	\$ 724,047	\$ 758,568
b. For the regional library system for state aid	\$ 983,390	\$ 1,030,808
6. IOWA MERIT EMPLOYMENT DEPARTMENT		
For the general office for salaries, maintenance, and miscellaneous purposes	\$ 1,176,346	\$ 1,158,526
7. PIONEER LAWMAKERS	\$ 250	\$ 750

8. OFFICE FOR PLANNING AND PROGRAMMING

a. For salaries, support, maintenance, and miscellaneous purposes	\$ 871,486	\$
b. For funds to match federal supplemental EDA discretionary funds	\$ 30,000	\$

Unencumbered funds appropriated by this paragraph shall be available and shall not revert to the general fund until June 30, 1985, notwithstanding other provisions of this section or section 8.33.

It is a condition of this appropriation that each economic development administration grant and approval of the grant be coordinated with the Iowa development commission before final grant approval is made.

c. For the governor's youth opportunity program	\$ 715,500	\$
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d. For funds for salaries, support, maintenance, and miscellaneous purposes required to match federal funds for planning and administration of the federal Highway Safety Act	\$ 69,446	\$
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e. For the juvenile victim restitution program pursuant to section 7A.10	\$ 100,000	\$
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9. IOWA ACADEMY OF SCIENCE

For support and maintenance	\$ 4,293	\$ 4,500
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10. COMMISSION ON UNIFORM STATE LAWS

For support of the commission and expenses of members	\$ 8,395	\$ 8,800
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Sec. 8. Section 18.12, subsection 9, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. When the general assembly is not in session, the director of general services may request funds from the executive council for moving state agencies located at the seat of government from one location to another. The request may include moving costs, telephone costs, repair costs, or any other costs relating to the move. The executive council may approve and shall pay the costs from funds provided in section 19.29 if it determines the agency or department has no available funds for these expenses.

Sec. 9. Section 18.75, subsection 9, Code 1981, is amended by striking the subsection.

Sec. 10. Section 91.8, Code 1981, is amended to read as follows:

91.8 TRAVELING EXPENSES--~~LIMITATION~~. The commissioner, inspectors and other employees of the office shall be allowed their necessary traveling expenses while in the discharge of their duties. ~~Such expense in the aggregate, exclusive of salaries, shall not exceed the sum of four thousand dollars per annum.~~

Sec. 11. Section 303.9, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

303.9 FUNDS RECEIVED BY STATE HISTORICAL DEPARTMENT. All funds received by the state historical department, including but not limited to gifts, endowments, funds from the sale of memberships in the state historical society and fees, except entrance fees for the Montauk governor's mansion,

shall be credited to the account of the state historical department and are appropriated to the state historical department to be invested or used for programs and purposes under the authority of the state historical board.

Sec. 12. Section 602.55, subsection 1, Code 1981, is amended to read as follows:

1. ~~Two-thirds~~ One-half to the treasurer of state to be credited to the general fund of the state.

Sec. 13. Section 602.55, Code 1981, is amended by adding the following new subsection after subsection 2:

NEW SUBSECTION. 3. One-sixth to the treasurer of state to be credited to the judicial retirement fund created in section 605A.4.

Sec. 14. Chapter 602, Code 1981, is amended by adding the following temporary new section:

TEMPORARY NEW SECTION. NUMBER OF DISTRICT ASSOCIATE JUDGES LIMITED. Notwithstanding any contrary provision of this chapter, the number of district associate judges, including those appointed pursuant to section 602.59, shall not exceed thirty-nine during the period beginning on the effective date of this Act and ending as provided by the general assembly.

Sec. 15. Section 606.15, subsection 1, Code 1981, is amended to read as follows:

1. For filing any petition, appeal, or writ of error and docketing the same, eight dollars. Four dollars of such fee shall remain in the county treasury for the use of the county, and four dollars of such fee shall be paid into the state treasury ~~and deposited in the general fund of the state.~~ One dollar of the fee paid into the state treasury shall be deposited in the judicial retirement fund created in section 605A.4 to be used to pay retirement benefits of the judicial retirement system. The remainder of the fee shall be deposited in the general fund of the state. In counties having a population of one hundred thousand or over, an additional one dollar shall be charged and collected, to be known as the journal publication fee and to be used for the purposes provided for in section 618.13.

Sec. 16. The program evaluation division of the legislative fiscal bureau shall conduct an evaluation of the structure, administration and funding of the office for planning and programming to determine all of the following:

1. Whether there is a continuing need for the agency.

2. Whether the agency is administered efficiently, effectively, and economically.

3. Whether the functions of the agency can be administered efficiently, effectively, or economically by other state agencies or levels of government.

Sec. 17. The legislative council is directed to establish a joint interim subcommittee composed of members of the state departments appropriation subcommittees and the standing committees on state government to examine the functions, operations, and needs of the merit employment department including the feasibility of combining the responsibilities of the department with an existing state agency such as the employment relations division of the state comptrollers office or the department of job service. The subcommittee shall submit a report of its findings including legislative recommendations to the legislative council and the general assembly meeting in 1982.

Sec. 18. 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.

Approved June 13, 1981

CHAPTER 11
SOCIAL SERVICES INSTITUTIONS

H. F. 849

AN ACT relating to the administration and financing of correctional and mental health programs under the jurisdiction of the department of social services for the fiscal period beginning July 1, 1981, and ending June 30, 1983, relating to capital improvements and expenditures for designated institutions under the department of social services, creating a temporary advisory commission on appropriate uses for the women's correctional and juvenile state institutions, and relating to the closing of certain juvenile and correctional institutions.

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

Section 1.

1. To obtain independent and expert advice from qualified persons chosen by the judicial, executive, and legislative branches of government, there is created as a temporary body the advisory commission on the appropriate uses for the women's correctional and juvenile state institutions. Two members of the commission shall be appointed by the chief justice of the Iowa supreme court, two by the governor, and two by the legislative council. Appointments shall be made within thirty days of the effective date of this Act. The members of the commission who are not state employees shall be entitled to receive forty dollars per diem for each day devoted to their duties as commission members. All members shall receive reimbursement for expenses actually and necessarily incurred in discharge of their duties. Staff assistance shall be provided to the commission by the legislative fiscal bureau.

2. The commission shall make interim progress reports as the legislative council may request, and shall submit a final report not later than January 15, 1982. The final report shall include, but need not be limited to, recommendations concerning:

a. Future uses of the campus currently operated by the state as a women's reformatory. The report shall include an analysis of any alternative uses of the facility that might help meet area human resource needs; the legal, programmatic, security, and capital renovation considerations involved in maintaining the facility as a women's reformatory; and the community's needs and programmatic concerns if the facility is converted for use as a