

I am unable to approve Section 19 in its entirety. This would expand the acceptable uses of the physical infrastructure fund to include program capital costs for the accelerated career education program. Senate File 2453 already provides \$5.3 million for accelerated career education program capital projects; the \$2.5 million for the physical infrastructure assistance fund should be targeted toward community infrastructure improvement projects, such as, for example, child care facilities, that do not have an alternative funding source.

I am unable to approve Section 27 in its entirety. Subsection 1 would require the information technology services division of the department of general services to study the workforce investment one-stop program and submit a report by January 15, 2001. This issue has already received thorough study, and I believe that there are more productive uses for the division and the department's time. Subsection 2 would require the department of workforce development to submit a written report by August 10, 2000, for a plan for financing the state's system of workforce development centers after the administrative contribution surcharge is repealed. The short timeframe provided for the completion of the study will make it difficult for the department to adequately address these issues as well as those involved in meeting their statutory requirements under Iowa Code section 8.23.

For the above reasons, I hereby respectfully approve Senate File 2428 with the exceptions noted above.

Sincerely,
THOMAS J. VILSACK, Governor

CHAPTER 1231

APPROPRIATIONS — ADMINISTRATION AND REGULATION

H.F. 2545

AN ACT relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

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

Section 1. AUDITOR OF STATE. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,397,432
.....	FTEs	114.26

The auditor of state may retain additional full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative fiscal bureau of the additional full-time equivalent positions retained.

Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	501,066
.....	FTEs	8.00

Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. ADMINISTRATIVE SERVICES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,112,127
.....	FTEs	17.50

The administrative services division shall assess each division within the department of commerce and the office of consumer advocate within the department of justice a pro rata share of the operating expenses of the administrative services division. The pro rata share shall be determined pursuant to a cost allocation plan established by the administrative services division and agreed to by the administrators of the divisions and the consumer advocate. To the extent practicable, the cost allocation plan shall be based on the proportion of the administrative expenses incurred on behalf of each division and the office of consumer advocate. Each division and the office of consumer advocate shall include in its charges assessed or revenues generated, an amount sufficient to cover the amount stated in its appropriation, any state assessed indirect costs determined by the department of revenue and finance, and the cost of services provided by the administrative services division. It is the intent of the general assembly that the director of the department of commerce shall review on a quarterly basis all out-of-state travel for the previous quarter for officers and employees of each division of the department if the travel is not already authorized by the executive council.

2. ALCOHOLIC BEVERAGES DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,569,380
.....	FTEs	24.00

b. For providing education and information to promote compliance with alcoholic beverage laws and rules:

.....	\$	25,000
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It is the intent of the general assembly that preference shall be given to an Iowa-based transportation business if the bid submitted for a contract to deliver alcoholic beverage products for the alcoholic beverages division is comparable in price to those bids submitted by other bidders and meet the required specifications.

3. BANKING DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,852,781
.....	FTEs	81.00

From the funds appropriated in this subsection, sixty laptop computers shall be purchased for the division.

4. CREDIT UNION DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,227,080
.....	FTEs	19.00

5. INSURANCE DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,794,560
.....	FTEs	93.50

b. The insurance division may reallocate authorized full-time equivalent positions as necessary to respond to accreditation recommendations or requirements. The insurance division expenditures for examination purposes may exceed the projected receipts, refunds, and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimbursable and the division first does both of the following:

(1) Notifies the department of management, legislative fiscal bureau, and the legislative fiscal committee of the need for the expenditures.

(2) Files with each of the entities named in subparagraph (1) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

6. PROFESSIONAL LICENSING AND REGULATION DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	869,826
.....	FTEs	11.00

7. UTILITIES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,949,707
.....	FTEs	75.00

The utilities division may expend additional funds, including funds for additional personnel, if those additional expenditures are actual expenses which exceed the funds budgeted for utility regulation. Before the division expends or encumbers an amount in excess of the funds budgeted for regulation, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the director of the department of management shall determine that the regulation expenses exceed the funds budgeted by the general assembly to the division and that the division does not have other funds from which regulation expenses can be paid. Upon approval of the director of the department of management the division may expend and encumber funds for excess regulation expenses. The amounts necessary to fund the excess regulation expenses shall be collected from those utility companies being regulated which caused the excess expenditures, and the collections shall be treated as repayment receipts as defined in section 8.2.

Sec. 4. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING AND REGULATION. There is appropriated from the housing improvement fund of the Iowa department of economic development to the division of professional licensing and regulation of the department of commerce for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	62,317
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Sec. 5. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING AND REGULATION — LICENSE FEE REFUND.

1. As used in this section, "department of commerce, professional licensing boards" means the boards or commissions for the engineers and land surveyors under chapter 542B, accountants under chapter 542C, real estate brokers and salespersons under chapter 543B, real estate appraisers under 543D, architects under chapter 544A, and landscape architects under chapter 544B.

2. Notwithstanding the obligation to collect fees pursuant to the provisions of sections 542B.12, 542C.15, 543B.14, 543D.6, 544A.11, and 544B.14, the professional licensing and regulation division may refund all or a portion of these fees to the filer pursuant to rules established by the department of commerce, professional licensing boards. The decision of the division not to issue a refund under rules established by the department of commerce, professional licensing boards is final and not subject to review pursuant to the provisions of the Iowa administrative procedure Act.

Sec. 6. LEGISLATIVE AGENCIES. There is appropriated from the general fund of the state to the following named agencies for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMISSION ON UNIFORM STATE LAWS

For support of the commission and expenses of the members:

..... \$ 25,886

2. NATIONAL CONFERENCE OF STATE LEGISLATURES

For support of the membership assessment:

..... \$ 104,314

Sec. 7. NATIONAL CONFERENCE OF INSURANCE LEGISLATORS. There is appropriated from an investor education fund established pursuant to a letter agreement, dated September 8, 1989, between the Drexel Burnham Lambert Group, Inc. and the commissioner of insurance, division of insurance, Iowa department of commerce in settlement of a United States securities and exchange commission complaint, to the national conference of insurance legislators, for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to used¹ for the purpose designated:

For support of the membership assessment:

..... \$ 5,000

Sec. 8. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,967,539
..... FTEs 45.85

2. PROPERTY MANAGEMENT

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,556,153
..... FTEs 114.00

3. CAPITOL PLANNING COMMISSION

For expenses of the members in carrying out their duties under chapter 18A:

..... \$ 2,000

¹ According to enrolled Act

4. RENTAL SPACE

For payment of lease or rental costs of buildings and office space at the seat of government as provided in section 18.12, subsection 9, notwithstanding section 18.16:

..... \$ 1,028,898

5. UTILITY COSTS

For payment of utility costs:

..... \$ 2,247,323

Notwithstanding sections 8.33 and 18.12, subsection 11, any excess funds appropriated for utility costs in this subsection shall not revert to the general fund of the state on June 30, 2001, but shall remain available for expenditure for the purposes of this subsection during the fiscal year beginning July 1, 2001.

6. TERRACE HILL OPERATIONS

For salaries, support, maintenance, and miscellaneous purposes necessary for the operation of Terrace Hill and for not more than the following full-time equivalent positions:

..... \$ 237,130

..... FTEs 5.00

Sec. 9. REVOLVING FUNDS. There is appropriated from the designated revolving funds to the department of general services for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRALIZED PRINTING

From the centralized printing permanent revolving fund established by section 18.57 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,062,129

..... FTEs 27.30

2. CENTRALIZED PRINTING — REMAINDER

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 year beginning July 1, 2000, and ending June 30, 2001, which are legally payable from this fund.

3. CENTRALIZED PURCHASING

From the centralized purchasing permanent revolving fund established by section 18.9 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 996,098

..... FTEs 17.95

4. CENTRALIZED PURCHASING — REMAINDER

The remainder of the centralized purchasing permanent revolving fund is appropriated for the payment of expenses incurred through purchases by various state departments and for contingencies arising during the fiscal year beginning July 1, 2000, and ending June 30, 2001, which are legally payable from this fund.

5. STATE FLEET ADMINISTRATOR

From the state fleet administrator revolving fund established by section 18.119 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 793,327

..... FTEs 16.85

6. STATE FLEET ADMINISTRATOR — REMAINDER

The remainder of the state fleet administrator revolving fund is appropriated for the purchase of ethanol blended fuels and other fuels specified in section 18.115, subsection 5, oil, tires, repairs, and all other maintenance expenses incurred in the operation of state-owned

motor vehicles and for contingencies arising during the fiscal year beginning July 1, 2000, and ending June 30, 2001, which are legally payable from this fund.

It is the intent of the general assembly that a state department or agency receiving appropriations pursuant to this Act shall not expend any of those appropriations to construct, reconstruct, remodel, or repair any structure, commonly referred to as a smoking shelter or hut, on state-owned land outside a state-owned building intended to be used by state employees for smoking purposes.

Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes for the general office of the governor and the general office of the lieutenant governor, and for not more than the following full-time equivalent positions:

.....	\$	1,462,096
.....	FTEs	17.25

2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at Terrace Hill, and for not more than the following full-time equivalent positions:

.....	\$	129,517
.....	FTEs	3.00

3. ADMINISTRATIVE RULES COORDINATOR

For salaries, support, maintenance, and miscellaneous purposes for the office of administrative rules coordinator, and for not more than the following full-time equivalent positions:

.....	\$	140,598
.....	FTEs	3.00

4. NATIONAL GOVERNORS ASSOCIATION

For payment of Iowa's membership in the national governors association:

.....	\$	68,800
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5. STATE-FEDERAL RELATIONS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	279,960
.....	FTEs	3.00

Sec. 11. GUBERNATORIAL STATE GENERAL FUND BUDGET REVIEW AND SAVINGS PROCESS. The governor's fiscal year 2001 state budget assumes that the governor's state budgets for the fiscal years 2001 through 2004 will identify and recommend at least \$10 million in savings in the general fund of the state for each of the enumerated fiscal years. The \$10 million savings which are identified and recommended, shall not include any statutory changes. The director of the department of management shall provide a detailed, itemized list specifying the \$10 million savings which are identified and recommended, to the committees on appropriations by January 15, 2001.

Sec. 12. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. FINANCE AND SERVICES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	554,910
.....	FTEs	21.00

* Item veto; see message at end of the Act

2. AUDITS DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	477,328
.....	FTEs	12.00

3. APPEALS AND FAIR HEARINGS DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	469,262
.....	FTEs	30.00

4. INVESTIGATIONS DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,012,060
.....	FTEs	40.00

5. HEALTH FACILITIES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,453,188
.....	FTEs	108.00

6. INSPECTIONS DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	844,004
.....	FTEs	15.00

7. EMPLOYMENT APPEAL BOARD

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	33,885
.....	FTEs	15.00

The employment appeal board shall be reimbursed by the labor services division of the department of employment services² for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

8. STATE FOSTER CARE REVIEW BOARD

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	790,826
.....	FTEs	19.00

The department of human services, in coordination with the state foster care review board and the department of inspections and appeals, shall submit an application for funding available pursuant to Title IV-E of the federal Social Security Act for claims for state foster care review board administrative review costs.

Sec. 13. RACETRACK REGULATION. There is appropriated from the general fund of the state to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for the regulation of pari-mutuel racetracks, and for not more than the following full-time equivalent positions:

.....	\$	2,240,424
.....	FTEs	22.36

² Department of workforce development probably intended

Of the funds appropriated in this section, \$85,576 shall be used to conduct an extended harness racing season.

Sec. 14. EXCURSION BOAT REGULATION. There is appropriated from the general fund of the state to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for administration and enforcement of the excursion boat gambling laws, and for not more than the following full-time equivalent positions:

.....	\$	1,472,025
.....	FTEs	25.72

Sec. 15. USE TAX APPROPRIATION. There is appropriated from the use tax receipts collected pursuant to sections 423.7 and 423.7A prior to their deposit in the road use tax fund pursuant to section 423.24, to the appeals and fair hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,120,142
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Sec. 16. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,262,237
.....	FTEs	31.00

From the funds appropriated in this subsection, \$100,000 shall be allocated for expenses associated with the redesign of the state budget system.

2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

For reimbursement to local law enforcement agencies for the training of officers who resign pursuant to section 384.15, subsection 7, except that reimbursable training expenses shall not include tuition:

.....	\$	47,500
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3. STATEWIDE PROPERTY TAX ADMINISTRATION

For salaries, support, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	75,000
.....	FTE	1.00

4. COUNCIL OF STATE GOVERNMENTS

For support of the membership assessment:

.....	\$	86,554
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Sec. 17. IOWA 2010 PROJECT.

1. The remaining balance in the committing the lottery to environment, agriculture, and natural resources fund, also known as the CLEAN fund, which was abolished pursuant to 1999 Iowa Acts, chapter 208, sections 2 through 5, is appropriated to the department of management to pay expenses related to the Iowa 2010 project.

2. The remaining balance in the governor's study on the homeless fund and the governor's youth conference fund are appropriated to the department of management to pay expenses related to the Iowa 2010 project.

Sec. 18. ROAD USE TAX APPROPRIATION. There is appropriated from the road use tax fund to the department of management for the fiscal year beginning July 1, 2000, and

ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes: \$ 56,000

Sec. 19. DEPARTMENT OF PERSONNEL. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, including the filing of quarterly reports as required in this section:

1. ADMINISTRATION AND PROGRAM OPERATIONS

For salaries, support, maintenance, and miscellaneous purposes for the director's staff, research, communications and workforce planning services, data processing, and financial services, and for not more than the following full-time equivalent positions:

\$ 1,833,417
FTEs 31.00

2. CUSTOMER SERVICE AND BENEFITS MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes for customer information and support services, employment law and labor relations, training and benefit programs, and for not more than the following full-time equivalent positions:

\$ 2,916,481
FTEs 57.51

3. INSTITUTE FOR PUBLIC LEADERSHIP

To be credited to the training revolving fund created in section 19A.12 for expenses related to the institute for public leadership:

\$ 40,000

Any funds received by the department for workers' compensation purposes shall be used only for the payment of workers' compensation claims.

It is the intent of the general assembly that members of the general assembly serving as members of the deferred compensation advisory board shall be entitled to receive per diem and necessary travel and actual expenses pursuant to section 2.10, subsection 5, while carrying out their official duties as members of the board.

Sec. 20. HEALTH INSURANCE REFORM PROGRAM. There is appropriated from the surplus funds in the health insurance premium reserve fund to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the salary and support costs for the insurance reform program and administration costs associated with the health insurance reform effort in Iowa and for not more than the following full-time equivalent positions:

\$ 544,026
FTEs 2.00

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section, shall revert to the health insurance operating account on June 30, 2001.

Sec. 21. READY TO WORK PROGRAM COORDINATOR. There is appropriated from the surplus funds in the health insurance premium reserve fund and the workers' compensation trust fund to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the salary, support, and miscellaneous expenses for the ready to work program and coordinator, and for not more than the following full-time equivalent positions:

\$ 89,416
FTEs 1.00

The moneys appropriated pursuant to this section shall be taken in equal proportions from the health insurance premium reserve fund and the workers' compensation trust fund.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section, shall revert in equal proportions to the health insurance premium reserve fund and the workers' compensation trust fund on June 30, 2001.

Sec. 22. IPERS. There is appropriated from the Iowa public employees' retirement system fund to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system division and for not more than the following full-time positions:

.....	\$	5,539,567
.....	FTEs	77.53

2. IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM MANAGEMENT INFORMATION SYSTEM

For salaries, support, maintenance, and other operational purposes to pay one-time funding for the second year of a two-year project to reengineer the Iowa public employees' retirement system information management system and for not more than the following full-time equivalent positions:

.....	\$	1,338,030
.....	FTEs	11.00

3. INVESTMENT PROGRAM STAFFING

It is the intent of the general assembly that the Iowa public employees' retirement system division employ sufficient staff within the appropriation provided in this section to meet the developing requirements of the investment program.

Sec. 23. IPERS ENHANCED DISABILITY — DEFINED CONTRIBUTION AND PORTABILITY STUDY. There is appropriated from the Iowa public employees' retirement system fund to the Iowa public employees' retirement system division for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. If 2000 Iowa Acts, Senate File 2411³ is enacted and provides enhanced disability for IPERS' public safety members, for expenses relating to the disability provisions:

.....	\$	430,411
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2. If 2000 Iowa Acts, Senate File 2411⁴ is enacted and directs the IPERS division to study methods of providing enhanced portability into and out of IPERS, for expenses related to the study proposal and the implementation of section 24 of this Act:

.....	\$	100,000
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Sec. 24. GOVERNOR'S TASK FORCE ON IPERS STRUCTURE AND GOVERNANCE STUDY. There is appropriated from the Iowa public employees' retirement system fund to the governor's task force on IPERS structure and governance for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To fund a study of the governing structure of the Iowa public employees' retirement system division and make recommendations to the committees on state government and the joint appropriations subcommittee on administration and regulation not later than January 15, 2001:

.....	\$	150,000
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³ Chapter 1077 herein
⁴ Chapter 1077 herein

The governor's task force shall have four legislative members. Two members shall be members of the senate and two members shall be members of the house of representatives. One member from each house shall be from the majority party and one member from each house shall be from the minority party. The legislative members shall be voting members of the task force.

Sec. 25. PRIMARY ROAD FUND APPROPRIATION. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation:

.....	\$	410,100
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Sec. 26. ROAD USE TAX FUND APPROPRIATION. There is appropriated from the road use tax fund to the department of personnel for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation:

.....	\$	66,760
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Sec. 27. STATE WORKERS' COMPENSATION CLAIMS. There is appropriated from the general fund of the state to the following state agencies for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

To fund the premiums for paying workers' compensation claims which are assessed and collected from the state agencies by the department of personnel based upon a rating formula established by the department of personnel.

1. Department of agriculture and land stewardship:	\$	39,630
.....		
2. Department of agriculture and land stewardship, soil conservation division:	\$	11,643
.....		
3. State fair board:	\$	0
.....		
4. Department of justice:	\$	10,042
.....		
5. Department of justice, prosecuting attorney:	\$	454
.....		
6. Consumer advocate:	\$	3,144
.....		
7. Office of auditor of state:	\$	1,982
.....		
8. Department for the blind:	\$	1,299
.....		
9. Iowa ethics and campaign disclosure board:	\$	544
.....		
10. Civil rights commission:	\$	2,502
.....		
11. Department of commerce, administrative services division:	\$	1,195
.....		
12. Department of commerce, alcoholic beverages division:	\$	1,518
.....		
13. Department of commerce, banking division:	\$	6,583
.....		

14. Department of commerce, credit union division:	\$	1,168
15. Department of commerce, insurance division:	\$	4,186
16. Department of commerce, professional licensing and regulation division:	\$	718
17. Department of commerce, utilities division:	\$	6,787
18. First judicial district department of correctional services:	\$	28,260
19. Second judicial district department of correctional services:	\$	20,205
20. Third judicial district department of correctional services:	\$	11,902
21. Fourth judicial district department of correctional services:	\$	9,572
22. Fifth judicial district department of correctional services:	\$	31,491
23. Sixth judicial district department of correctional services:	\$	26,787
24. Seventh judicial district department of correctional services:	\$	16,945
25. Eighth judicial district department of correctional services:	\$	13,490
26. Department of corrections, central office:	\$	5,972
27. Department of corrections, training academy:	\$	2,214
28. Department of corrections, Fort Madison:	\$	346,501
29. Department of corrections, Anamosa:	\$	62,992
30. Department of corrections, Oakdale:	\$	77,174
31. Department of corrections, Newton:	\$	43,548
32. Department of corrections, Mount Pleasant:	\$	85,336
33. Department of corrections, Rockwell City:	\$	17,765
34. Department of corrections, Clarinda:	\$	100,642
35. Department of corrections, Mitchellville:	\$	36,467
36. Department of corrections, industries:	\$	0
37. Department of corrections, farm account:	\$	0
38. Department of corrections, Fort Dodge:	\$	52,228
39. Department of cultural affairs:	\$	5,034
40. Department of economic development:	\$	8,811

41. Iowa finance authority:	\$	0
42. Department of education:	\$	16,617
43. Department of education, vocational rehabilitation services division:	\$	7,053
44. College student aid commission:	\$	679
45. Department of education, public broadcasting division:	\$	7,846
46. Department of elder affairs:	\$	719
47. Department of workforce development:	\$	18,159
48. Department of general services, information technology:	\$	9,254
49. Iowa telecommunications and technology commission:	\$	0
50. Department of general services:	\$	61,428
51. Offices of governor and lieutenant governor:	\$	1,956
52. Department of human rights:	\$	3,514
53. Department of human services, central office:	\$	28,100
54. Department of human services, field operations division:	\$	162,751
55. Department of human services, juvenile home — Toledo:	\$	26,361
56. Department of human services, training school — Eldora:	\$	35,493
57. Department of human services, Cherokee mental health institute:	\$	173,163
58. Department of human services, Clarinda mental health institute:	\$	62,489
59. Department of human services, Independence mental health institute:	\$	250,189
60. Department of human services, Mount Pleasant mental health institute:	\$	83,733
61. Department of human services, Glenwood state hospital and school:	\$	63,821
62. Department of human services, Woodward state hospital and school:	\$	43,148
63. Department of human services, enhanced services division:	\$	870
64. Department of human services, inspections and appeals:	\$	12,413
65. Department of human services, inspections and appeals, appellate defender:	\$	25,866
66. Department of human services, inspections and appeals, state racing and gaming commission:	\$	4,654

67. Judicial branch:	\$	129,808
68. Iowa law enforcement academy:	\$	6,566
69. Iowa house of representatives:	\$	10,025
70. Iowa senate:	\$	9,816
71. Office of citizens aide/ombudsman:	\$	2,095
72. Legislative computer support bureau:	\$	1,652
73. Legislative fiscal bureau:	\$	3,657
74. Legislative service bureau:	\$	5,216
75. Administrative rules review committee:	\$	112
76. Department of management:	\$	2,788
77. Department of natural resources:	\$	73,606
78. State parole board:	\$	1,459
79. Department of personnel:	\$	5,652
80. Public employees relations board: ⁵	\$	1,126
81. Department of public defense:	\$	50,304
82. Department of public defense, emergency management division:	\$	683
83. Department of public health:	\$	16,775
84. Department of public safety:	\$	81,203
85. Department of public safety, Iowa state patrol:	\$	207,491
86. State board of regents:	\$	3,982
87. Iowa state university of science and technology:	\$	630,096
88. State university of Iowa:	\$	770,293
89. University of northern Iowa:	\$	430,579
90. Iowa school for the deaf:	\$	43,806
91. Iowa braille and sight saving school:	\$	18,599
92. Department of revenue and finance:	\$	73,019
93. Lottery board:	\$	0

⁵ Public employment relations board probably intended

94. Office of secretary of state:	\$	2,625
95. Drug enforcement and abuse prevention coordinator:	\$	397
96. Iowa department of transportation:	\$	2,443
97. Office of treasurer of state:	\$	1,738
98. Veterans affairs commission:	\$	850,122

Notwithstanding section 8.39, subsections 1, 3, and 4, the department of management may allocate the premiums appropriated in this section to the appropriate offices, divisions, or subdivisions within each state agency as necessary to pay workers' compensation premiums.

The premiums collected by the department of personnel shall be segregated into a separate workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

It is the intent of the general assembly that any funds received by the department of personnel for workers' compensation purposes other than funds appropriated in this section shall be used for the payment of workers' compensation claims and administrative costs.

For the fiscal year 2002, the department of personnel shall not request an appropriation from the general fund of the state to pay premiums for workers' compensation claims. The premiums for payment of workers' compensation claims shall be assessed to and collected from state agencies from the appropriations made to the state agencies.

Sec. 28. DEPARTMENT OF REVENUE AND FINANCE. There is appropriated from the general fund of the state to the department of revenue and finance for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions used for the purposes designated in subsections 1 through 3:

.....	FTEs	508.05
1. COMPLIANCE		
For salaries, support, maintenance, and miscellaneous purposes:	\$	10,735,295
2. STATE FINANCIAL MANAGEMENT		
For salaries, support, maintenance, and miscellaneous purposes:	\$	11,416,309
3. INTERNAL RESOURCES MANAGEMENT		
For salaries, support, maintenance, and miscellaneous purposes:	\$	6,509,988
4. COLLECTION COSTS AND FEES		
For payment of collection costs and fees pursuant to section 422.26:	\$	67,000
5. STATEWIDE PROPERTY TAX ADMINISTRATION		
For salaries, support, and miscellaneous purposes:	\$	75,000

The director of revenue and finance may charge a fee to recover the direct costs of administration related to the collection and distribution of a local sales and services tax imposed pursuant to chapters 422B and 422E. The fee revenue shall be treated as repayment receipts as defined in section 8.2 and shall be used to pay the direct costs of administering chapters 422B and 422E.

The director of revenue and finance shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 18, without cost to a city or county.

Sec. 29. LOTTERY. There is appropriated from the lottery fund to the department of revenue and finance for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes for the administration and operation of lottery games, and for not more than the following full-time equivalent positions:

.....	\$	8,288,814
.....	FTEs	117.00

Sec. 30. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is appropriated from the motor fuel tax fund created by section 452A.77 to the department of revenue and finance for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for administration and enforcement of the provisions of chapter 452A and the motor vehicle use tax program:

.....	\$	992,986
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Sec. 31. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	776,749
.....	FTEs	10.00

Of the funds appropriated in this subsection, not less than \$20,000 shall be expended to support the Iowa student political awareness club.

It is the intent of the general assembly that the secretary of state invite the legislators representing local school districts to join with the secretary in citizenship forums to educate students of the importance of participating in the political process.

It is the intent of the general assembly that the state department or state agency which provides data processing services to support voter registration file maintenance and storage shall provide those services without charge.

2. BUSINESS SERVICES

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,835,311
.....	FTEs	32.00

3. OFFICIAL REGISTER

For costs incurred in the printing of the official register:

.....	\$	5,000
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4. DECENNIAL REDISTRICTING

For costs associated with decennial redistricting:

.....	\$	25,000
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Sec. 32. SECRETARY OF STATE FILING FEES REFUND. Notwithstanding the obligation to collect fees pursuant to the provisions of section 490.122, subsection 1, paragraphs "a" and "s" and section 504A.85, subsections 1 and 9, the secretary of state may refund these fees to the filer pursuant to rules established by the secretary of state. The decision of the secretary of state not to issue a refund under rules established by the secretary of state is final and not subject to review pursuant to the provisions of the Iowa administrative procedure Act.

Sec. 33. TREASURER. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,158,904
.....	FTEs	25.80

Of the moneys remaining on June 30, 2000, in the administrative fund established in section 12D.4A,⁶ \$150,000 shall not revert to the general fund of the state but shall be carried forward to the fiscal year beginning July 1, 2000, and may be expended for establishing an automated distribution system for educational savings plan benefits.

The office of treasurer of state shall supply clerical and secretarial support for the executive council.

Sec. 34. ELIMINATION OF VACANT UNFUNDED JOBS. Within sixty days after an unfunded vacancy occurs, a state department, agency, or office receiving appropriations under this Act shall eliminate the vacant unfunded position from the table of organization of the state department, agency, or office.

Sec. 35. Section 73.16, subsection 2, Code 1999, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 1:

NEW UNNUMBERED PARAGRAPH. The director of each agency or department of state government having purchasing authority shall issue electronic bid notices for distribution to the targeted small business web page located at the department of economic development if the director releases a solicitation for bids for procurement of equipment, supplies, or services. The notices shall be provided to the targeted small business marketing manager forty-eight hours prior to the issuance of all bid notices. The notices shall contain a description of the subject of the bid, a point of contact for the bid, and any subcontract goals included in the bid.

Sec. 36. Section 99B.11, subsection 2, Code 1999, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. A video machine golf tournament game which is an interactive bona fide contest. A player operates a video machine golf tournament game with a trackball assembly which acts as the golfer's swing and determines the results of play and tournament scores. A video machine golf tournament game is capable of receiving program and data information from an off-site location. A tournament operator shall prominently display all tournament rules.

Sec. 37. Section 99F.4, Code 1999, is amended by adding the following new subsection:

NEW SUBSECTION. 22. To provide that a licensee prominently display at each gambling facility the annual percentage rate of state and local tax revenue collected by state and local government from the gambling facility annually.

*Sec. 38. Section 232.190, subsection 3, Code 1999, is amended to read as follows:

3. Applications for moneys from the community grant fund shall define the geographical boundaries of the site chosen to benefit from the funds from this program and shall demonstrate a collaborative effort by all relevant local government and school officials and service agencies with authority, responsibilities, or other interests within the chosen site. Proposed plans set forth in the applications shall reflect a community-wide consensus in how to remediate community problems related to juvenile crime and shall describe how the funds from this program will be used in a manner consistent with the human investment strategy of the state ~~as developed pursuant to section 8A.1.~~ Services provided under a grant through this program shall be comprehensive and utilize flexible delivery systems. The division shall

⁶ Iowa Code section 12D.4 probably intended
* Item veto; see message at end of the Act

*establish a point system for determining eligibility for grants from the fund based upon the nature and breadth of the proposed community juvenile crime prevention plans and the extent to which the proposals include viable plans to sustain the funding and local governance of the proposed juvenile crime prevention services and activities following the proposed grant period.**

Sec. 39. Chapter 8A and section 12D.4A, Code Supplement 1999, are repealed.

Approved May 19, 2000, with exceptions noted.

THOMAS J. VILSACK, Governor

Dear Mr. Secretary:

I hereby transmit House File 2545, an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Iowans expect and deserve government that is accountable. The administration and regulation appropriations bill provides funding for the agencies and offices that keep the rest of government running as smoothly and efficiently as possible.

The state departments included in this bill include the Department of Management, the Department of Personnel, the Department of General Services, the Department of Commerce, the Department of Inspections and Appeals including the State Foster Care Review Board and the Iowa Racing and Gaming Commission, and the Department of Revenue and Finance. State offices included in this bill include the Office of the Governor and the Lieutenant Governor, the Auditor of State, the Secretary of State, the Treasurer of State, and the Ethics and Campaign Disclosure Board.

There are many services that aid government efficiency and provide important services to Iowans in this bill. Among these are: inspections for nursing homes ensure that residents receive good care, and inspections for grocery stores and restaurants give us confidence that Iowans can enjoy a safe food supply. The Secretary of State's Iowa Student Political Awareness Club serves a vital purpose because it educates young people about democracy and the political process, and I sincerely hope we can build on this in the future. The Secretary of State's money back guarantee for corporate filings demonstrates our confidence that we provide Iowa's businesses with a high quality of services.

My recommended budget centered on making sound investments to promote an accountable government. I am therefore disappointed that the Legislature failed to fund the Medicaid fraud investigator in my recommended budget, since this would have saved the State of Iowa several hundred thousand dollars through recoveries and prevented Medicaid fraud at a cost to the State of only \$16,033.

House File 2545 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve Section 9, subsection 6, unnumbered paragraph 2 in its entirety. This is language that prohibits certain state agencies from spending appropriated funds to construct or repair employee smoking shelters. The Department of General Services began this

* Item veto; see message at end of the Act

pilot project in an attempt to solve some of the problems associated with employees and visitors who are required to go outside in order to smoke. These shelters ensure that building entrances are cleaner, are less cluttered and remain free of second hand smoke. The Department reports that employee acceptance of the shelters is encouraging.

I am unable to approve Section 11 in its entirety. This language calls for the Governor to identify and recommend at least \$10 million in General Fund savings each year for four years beginning in FY 2001 and ending in FY 2004. During the 2000 legislative session, I recommended, and the Legislature approved, a fiscal year 2000 General Fund budget savings proposal totaling \$19 million. For FY 2001, I recommended nearly \$27 million in budget reductions in addition to \$20 million in budget reallocations. I support the Legislature's intent in this language of generating at least \$10 million in General Fund savings annually for four years. However, we disagree on the statutory limits placed into this language.

I am unable to approve Section 27, unnumbered paragraph 5 in its entirety. This language prohibits the Department of Personnel from requesting a General Fund appropriation for FY 2002 to pay premiums for workers' compensation claims. While I applaud the Legislature's efforts to return some control over workers' compensation claims back to all state agencies, I believe this prohibition against the Department of Personnel unfairly handicaps the agency from reacting to potential unforeseen increases in workers' compensation claim costs. The Department will still provide a centralized workers' compensation management and oversight function. In this capacity, they are better suited to request and distribute additional workers' compensation funding, if needed, when compared to the alternative which would involve piecemeal appropriations on an agency by agency basis.

I am unable to approve Section 34 in its entirety. I am concerned that the language in Section 34 would create a different standard for the departments and agencies funded in this bill than others in state government. While I share the Legislature's concern with vacant unfunded positions in state government, I believe that we must develop an enterprise-wide approach to this issue.

I am unable to approve Section 38 in its entirety. The Health and Human Rights appropriation bill, Senate File 2429, which I signed into law on May 8, 2000, contained amendments to Section 232.190, which removed the reference to Chapter 8A among other operations. My approval of corresponding provisions in Senate File 2429 render this change proposed in Section 38 duplicative and therefore unnecessary.

For the above reasons, I hereby respectfully approve House File 2545 with the exceptions noted above.

Sincerely,
THOMAS J. VILSACK, *Governor*